

INSPECTION OF COAL MINES.

AN ACT for the Protection of the Life and Health of Miners.

APRIL 19.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the board of supervisors in each and every county in this State, where coal or other minerals are being mined, shall appoint a competent inspector at their first regular session after this act shall take effect, and at their regular session in April of each subsequent year, who shall, before entering upon the duties of his appointment, take an oath for the faithful and impartial discharge of the duties of his office, whose duty it shall be, on the application in writing of the owners, operators, or employees of such mines, to examine and apply such scientific tests as may be necessary to ascertain the condition of the atmosphere in such mines, as affecting the life and health of employees and miners; and when he shall be satisfied of the prevalence of choke-damps, (carbonic acid gas,) or fire-damps, (light carburated hydrogen gas,) in sufficient quantities to jeopardize the health or life of such employees or miners, he shall determine the number and capacity of additional entrances or shafts, or other means necessary for the proper ventilation of such mines, and to afford ingress and egress to such mines in case of explosions, or the falling-in of the entrance or shaft to such mines.

Bd. of supervisors, in counties having mines to appoint an inspector.

Duty: to examine mines.

and provide against accidents.

SEC. 2. Said inspector shall receive four dollars per day for the time necessarily employed in the discharge of his duties, to be paid by the owner or owners, operator or operators, of such mines: *Provided*, That where the miner or miners employed in any mine in this State applies for the inspection provided for in this act, and the inspector decides that the inspection applied for was unnecessary, then, and in that case, the fees to the inspector shall be paid by the person or persons applying for the same: *Provided, further*, That the claim for services of such inspector shall be subject to the approval of the board of supervisors.

Compensation.

By whom paid.

Supervisors to approve claim.

SEC. 3. The owner or owners, operator or operators, of such mines, who shall neglect or refuse to make such entrances, or provide such other means, as the said inspector shall in writing notify the owner or operator to be necessary to protect the life or health of such employees

Liability for damages.

or miners, shall be liable in full damages to said employees or miners, or their families, for any injury resulting from such neglect to such miners or employees.

Recovery of same.

SEC. 4. The damages contemplated in the foregoing section may be recovered by an action in any court in this State having competent jurisdiction.

Approved, April 12th, 1872.

CH. 111.]

CHAPTER XLV.

[H. F. 22.]

REGULATING THE IMPROVEMENT OF STREETS AND ALLEYS.

APRIL 12.

AN ACT to Authorize and Regulate the Improvement of Streets and Alleys, and Repealing certain Laws relating thereto.

Councils of cities and towns empowered to provide for the grading and repairs of streets, etc.
Rev.: ch. 51.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the city council or trustees of any incorporated city or town, whether organized under special charter or under the provisions of chapter fifty-one of the Revision of 1860, and the acts amendatory thereto, are hereby empowered and authorized to provide, by ordinance, for the grading and repairs of any street, avenue, or alley, and construction of sewers, of such incorporated city or town, and shall defray the expense of the same out of the general funds of such city or town; but no street shall be graded except the same be ordered to be done by the affirmative vote of two-thirds of such city council or trustees.

$\frac{2}{3}$ vote of council.

Councils may provide for construction of sidewalks and macadamizing streets; and may levy special tax therefor.

SEC. 2. That the city council or trustees of any such incorporated city or town are hereby empowered and authorized to provide by ordinance for the constructing of the sidewalks, for the curbing, paving, graveling, or macadamizing of any street, avenue, or alley, or any part of either of the same, and for the constructing of gutters. And that such city council or trustees shall have full power and authority to provide by ordinance for the levy of special tax upon the lots or parcels of ground, or any part of either of the same, fronting upon or lying along the street, avenue, or alley, which is to be improved, or is improved, under the powers conferred by this section, for the purpose of defraying the cost thereof: *Provided,* That no permanent sidewalk shall be laid, no paving, curbing, graveling, or macadamizing of any street, avenue, alley, or construction of gutters shall be

Proviso: petition of property owners requisite before ordering permanent sidewalks.