

immediate importance, shall be in force and take effect from and after its publication in the Des Moines State Leader and Des Moines State Register, newspapers published at Des Moines, Iowa, without expense to the state.

Approved, March 26, 1878.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *Iowa State Leader*, March 28, 1878.

JOSIAH T. YOUNG, *Secretary of State*.

CHAPTER 163.

ROCK ISLAND ARSENAL BRIDGE.

AN ACT to cede to the United States exclusive Jurisdiction over the Rock Island Arsenal Bridge across the Mississippi river at Davenport, Iowa. H. F. 584.

WHEREAS, The government of the United States has caused to be erected across the Mississippi river at the city of Davenport, Iowa, a wagon and railroad bridge, connecting the Iowa shore with the Rock Island Arsenal; and Preamble.

WHEREAS, The abutments and the wagon approach to said bridge on the Iowa shore, are located in public streets, and on the bank of said river in the said city of Davenport, by the consent of the municipal authorities of said city; therefore,

Be it enacted by the General Assembly of the State of Iowa:

[SECTION 1.] That exclusive jurisdiction is hereby ceded to the United States over that part of the Rock Island Arsenal Bridge across the Mississippi river at Davenport, Iowa, which is north of the middle of the main channel of the said river, and also over the plat of ground occupied by the abutments and the wagon approach to the north end of said bridge, more particularly described as follows, viz: Exclusive jurisdiction over part ceded to the United States

Bounded on the east by a straight line beginning at the easternmost point of the masonry of the most northern abutment supporting the shore span of the railroad part of said bridge in the city of Davenport, Iowa, and running thence in a south-easterly direction to low water mark of the Mississippi river so as to pass three (3) feet to the eastward of the easternmost part of the masonry of the other abutment of said bridge; on the west by a straight line beginning at the westernmost point of the masonry of the said most northern abutment supporting the shore span of the railroad part of said bridge, and running thence in a south-westerly direction to low water mark of the Mississippi river, so as to pass three (3) feet to the westward of the westernmost part of the masonry of the other abutment of said bridge; on the south by the line of low water of the Mississippi river,

and on the north by the northern line of the masonry of the northern abutment of said bridge, so as to include the ground on which the abutment stands.

Provided, however, that so much of said public streets as are occupied by said wagon approach shall be forever kept and maintained as a public highway without expense to the said city of Davenport; and: *Provided further*, That this act shall not be held or construed to add to, diminish or prejudice any rights or privileges now held by any railroad company to use said approach for the purposes of a railroad track.

Nor shall the jurisdiction hereby conceded be held or construed to impair, prejudice or *effect* [affect] the right of the city of Davenport, or any other taxing power, to assess and collect taxes upon any franchise, right-of-way, or other property, or privilege, which any railroad company may now or hereafter have, hold or possess in said bridge.

Approved, March 26, 1878.

CHAPTER 164.

ACKNOWLEDGMENTS OF DEEDS BY CERTAIN OFFICERS.

H. F. 411. AN ACT to Legalize the Acknowledgments of Deeds by Deputy Clerks of Court, County Auditors and Deputy County Auditors.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all acknowledgments of deeds, heretofore taken and certified by any deputy clerk of court, county auditor or deputy county auditor within this state, be and the same are hereby declared to be legal and valid in law and equity.

Approved, March 26, 1878.

CHAPTER 165.

RE-ESTABLISHING CAPITAL PUNISHMENT.

H. F. 193. AN ACT to Repeal Section 3849, Chapter 2, Title 24, of the Code, and to Enact a Substitute Therefor, and to Restore Capital Punishment.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That section 3849, chapter 2, title 24, of the Code, be and the same is hereby repealed, and the following enacted in lieu thereof, to-wit:

Code, § 3849 repealed.

Section 3849. All murder which is perpetrated by means of poison, or lying in wait, or any other kind of willful, deliberate