

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 That section 3849, chapter 2, title 24, of the Code, be and the same is hereby repealed, and the following enacted in lieu thereof, to-wit:

Code, § 3849 repealed.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