

Forfeiture of office and fine for non-performance of this duty.

that shall come to their knowledge he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall forfeit his office and be fined in any sum not exceeding one hundred dollars, to be recovered by action of debt with costs before any court having jurisdiction thereof for the use of the county in which such suit is brought.

This act to take effect from and after its passage.  
APPROVED, December 25, 1838.

## HALF BREED TRACT.

AN ACT to provide for the collection of Taxes off the Half Breed Lands, in Lee county.

County com. to furnish assessment book of the Half Breed Lands.

Duties of the assessor.

Clerk to make list of lands, and deliver same to sheriff.

Authority to sheriff to sell lands not claimed, &c.

SEC. 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That it shall be the duty of the board of county commissioners, for the county of Lee, at their April term, to make, or cause to be made, a complete assessment book of the Half Breed Lands in said county, and furnish the assessor with the same, whose duty it shall be to assess and enter the same in his assessment book, by quarter sections, lots, or parcels, as the same may be claimed.

SEC. 2. That it shall be the duty of the assessor to take down the names of all persons who are residing on, or claiming, any portion of said land, together with the numbers, and particular share, or shares, or parts of shares, as the claimants or owners may give in, and make an entry of the same in his assessment book, noting as near as may be the number of acres claimed, and the amount of tax required to be paid on the same, and make a return of his doings to the clerk of the board of county commissioners of said county.

SEC. 3. That it shall be the duty of said clerk, forthwith, on the receipt of the same, to make out a complete list of all the lands that have been given in, and also a list of all that have not been claimed or given in to the assessor, and give the said lists to the sheriff of said county, for the collection of the taxes on the same.

SEC. 4. That the said sheriff shall proceed to collect the taxes so assessed and unpaid; and if it shall appear that any of said lands have not been claimed and given in to the assessor, the said sheriff shall

proceed to sell the same by quarter sections, or fractional quarter sections, agreeably to law in such cases made and provided, or so much thereof as may be necessary to satisfy the taxes, and costs of the same.

APPROVED, January 24, 1839.

## HALF BREED TRACT.

AN ACT to repeal an act of the Wisconsin Legislature, entitled "An Act for the partition of the Half Breed Lands, and for other purposes," and an act supplementary thereto, approved June 22, 1838.

SEC. 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa.* That an act, Acts repealed. entitled "An Act for the partition of the Half Breed Lands, and for other purposes," and An Act supplementary thereto, approved June 22, 1838, be, and the same are hereby repealed.

SEC. 2. That the several commissioners, appointed by and under that act to sit and take testimony, may immediately, or as soon as convenient, commence actions, before the district court of Lee county, for their several accounts against the owners of the said "Half Breed Lands," and give eight weeks notice, in the Iowa Territorial Gazette, to said owners of such suits; and the judge of said district court, upon the trial of said suits before it, at its next term, shall, if said accounts are deemed correct, order judgment for the amounts, and costs, to be entered up against said owners, and said judgment shall be a lien on said lands, and a right of redemption thereto. Said judgment, when entered, shall draw interest at the rate of twelve per cent. per annum.

SEC. 3. The words, "Owners of the Half Breed Lands, lying in Lee county," shall be a sufficient designation and specification of the defendants in said suits.

SEC. 4. All the expenses, necessarily incurred by said commissioners in the discharge of their duties under the above named acts, shall be included in their accounts.

SEC. 5. The trial of said suit, or suits, shall be before the court, and not a jury; and this act shall receive a liberal construction, such as will carry out the spirit and intention thereof.

APPROVED, January 25, 1839.