

shall, upon conviction thereof, forfeit and pay five hundred dollars, to and for the use of the county where such offence was committed.

Forfeitures,
how recover-
ed.

SEC. 12. That any fine or forfeiture arising under the provisions of this act to the county, in consequence of any breach of this act, shall be recovered by action of debt, or by indictment, with costs of suit, in any court of record having cognizance of the same.

Marriage of
white and
negro void.

SEC. 13. All marriages of white persons with negroes or mulattoes are declared to be illegal and void.

Repeal.

SEC. 14. That all laws now in force in this territory, not embraced in the statutes of Iowa on the subject of marriages, be and the same are hereby repealed. This act to take effect and be in force from and after the first day of March next.

When to take
effect.

Approved January 6, 1840.

[Chap. 26.]

AN ACT for the limitations of suits on penal statutes and criminal prosecutions.

Actions by in-
formers to be
commenced in
one year.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That all actions, suits, bills or informations which shall hereafter be had, sued, or commenced for any forfeiture on any penal statute made or to be made, the benefit whereof is or shall be by the said statute in whole or in part to the person who shall inform and prosecute in his behalf, shall be had, brought, sued or commenced by any person who may lawfully pursue the same as aforesaid, within one year from the commission of the offences, and not afterwards, and in default of such pursuit, then the same shall be had, brought, or prosecuted by the territory at any time within two years from the commission of all such offences, and not afterwards, and any indictment, complaint, or information for any offence against such statute aforesaid, shall hereafter be made and prosecuted within two years limited as aforesaid, and not afterwards.

Or by terri-
tory in two
years.

Criminal pro-
secutions to
be within two
years, except.

SEC. 2. That all prosecutions for offences except treason, murder, arson, burglary, kidnapping, horse-stealing, and forgery, shall be instituted within two years next after the offence charged may have been committed and not after. *Provided,* That if the per-

son charged, or against whom such prosecution may be instituted, shall not have been an inhabitant or usually a resident of this territory, within and during the said term of two years, said prosecution may be instituted any time within two years next after such person may have become an inhabitant or usually resident of this territory: *And further provided,* That all prosecutions that shall be hereafter commenced for offences, except treason, murder, arson, burglary, kidnapping, horse-stealing, and forgery, committed before the organization of this territory, to wit: before the fourth day of July, in the year eighteen hundred and thirty-eight, shall fail and be utterly null and void.

Approved January 7, 1840.

[Chap. 27.]

AN ACT to encourage the destruction of wolves.

SECTION I. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That the board of commissioners of the several counties in this territory, be and they are hereby authorized and empowered, at their discretion, to offer a reward of not less than twenty-five cents nor over one dollar, to any person who shall kill any wolf within their respective counties, not exceeding six months old; and the sum of not less than fifty cents nor more than three dollars for every wolf over that age. And the commissioners aforesaid may renew or withdraw the offer of the above bounties from time to time, as in their discretion they may deem expedient, by publishing notices thereof in at least three public places within their respective counties. Reward.

SEC 2. Any person claiming the benefit of this act, shall produce before some justice of the peace for the county where such wolf was killed, the scalp, with the ears thereon, and the justice shall administer to such person the following oath, to wit: "You do solemnly swear that the scalp now produced by you was taken from a wolf killed by you in this county; that you did not bring the same into this county from any other place, and that you believe that said wolf was more (or less as the case may be) than six months old, and that said wolf was killed on or about" (here state the time when.) Said justice shall thereupon grant to said person a To produce scalp. Oath. Justice to grant certificate.