

## CHAPTER 59.

## SCHOOLS.

AN ACT supplemental to the act of Feb. 25th, 1847, entitled, "an act supplemental and amendatory to an act to establish common schools, approved, January 16, 1840.

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

**SECTION 1. What districts entitled to school money.** That all organized school districts which reported the number of persons in accordance with the sixth section of the act to which this is supplemental, or by special reports as required by the superintendent of public instruction prior to the first day of December, 1848, are hereby recognized as entitled to their apportionment of the school money in March next.

**SEC. 2. Duty of school fund commissioners.** That the school fund commissioners shall apportion the county school tax, the interest of the permanent fund as apportioned by the superintendent of public instruction, money received from the county treasurer, and all funds then in their hands, appropriated annually for the support of schools as required by the fortieth section of the aforesaid act.

**SEC. 3. Money in the hands of inspectors under certain acts to be apportioned.** That all money now in the hands of school inspectors apportioned to townships under an act concerning the distribution of school monies, approved January 19, 1847, shall be apportioned to the districts then organized in the manner prescribed in said act. But in those townships where districts were not organized at the time of said apportionment, it shall be disposed of as directed in the next succeeding section.

**SEC. 4. Duty of school inspectors—proviso.** That the school inspectors shall apportion in accordance with the tenth section of the act to which this is supplemental, among the districts specified in the first section of this act, and shall pay over to each district the amount to which it may be entitled by said apportionment, at any time when applied for by the directors, prior to the first day of April, 1849: *provided*, the eleventh section of the act to which this is supplemental, shall have been complied with, and *provided further*, that the above fund, if not applied for within the time and manner designated in this act, shall be retained in the hands of the inspector or his successor in office, to be apportioned in March then next ensuing.

**SEC. 5. Districts to make divisions in accordance with a vote of.** The aforesaid districts are hereby authorized to make such divisions of said fund between the years 1847 and 1848 and between the several schools taught in each district, as may be determined by the vote of a majority of the electors at a meeting convened for that purpose by order of the directors.

**SEC. 6. Act of school officers ratified.** The acts of school officers, in the payment and distribution of school money, when the same has been done in accordance with the provisions of the several school laws now in force, are hereby ratified and confirmed.

**SEC. 7. Compensation to persons employed in appraising and allotting school lands—proviso.** All who may have been employed in allotting and appraising school lands, shall be allowed compensation for their services as follows: surveyors two dollars per day, township trustees and all others employed, seventy cents per day, to be paid by the school fund commissioners out of the school fund: *provided*, that their accounts shall previously be examined and approved by the county commissioners of the county in which the service has been rendered. And, *provided further*, that in any county where any or

all of the expenses of appraising and surveying as aforesaid has been borne by the county, the school fund commissioner of such county shall refund to the treasurer thereof, from the interest of the school fund, the amount so paid, according to the rates prescribed in the foregoing part of this section.

**SEC. 8. Superintendent to apportion the interest of the permanent fund—transmit statement to fund commissioners.** The superintendent of public instruction shall, on the 20th day of January, 1849, apportion the interest of the permanent fund which shall have accrued on the 1st day of January aforesaid, among the several counties of the state, taking the number of persons between the ages of five and twenty-one years, as shown by the last annual report of the fund commissioners, as the basis of said apportionment, and shall transmit to each fund commissioner a statement of the amount to which his county may be entitled.

**SEC. 9.** In the event the county school tax has been loaned in either of the several counties as part of the permanent fund, it shall be refunded from said fund as may be directed by the superintendent of public instruction.

**SEC. 10. Duty of secretary of state.** The secretary of state shall forward a newspaper con-[75]taining this act, to each fund commissioner and to each county commissioner's clerk, so soon as the same shall have been published.

**SEC. 11. Repealing section.** All acts and parts of acts contravening the provisions of this act, are hereby repealed.

**SEC. 12. Take effect.** This act shall take effect and be in force from and after its publication in the Iowa Capital Reporter and Iowa Republican.

Approved, January 12, 1849.

Published in the Reporter and Republican, January 17th, 1849.

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## CHAPTER 60.

### FERRY.

AN ACT authorizing Robert Gower, his heirs and assigns to keep a ferry across Cedar river at Washington Ferry.

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

**SECTION 1. Ferry across Cedar river.** That Robert Gower, his heirs and assigns, are hereby authorized to establish and keep a ferry across Cedar river, at Washington Ferry, in Cedar county, for the term of twelve years, with the exclusive privilege to the same for one mile up and one mile down said river from the point where said ferry is now established: *provided*, said Gower, his heirs and assigns be subject to all laws now in force, or which may be in force during said term, regulating ferries.

**SEC. 2. To keep good flat boat, etc.** That said Robert Gower, his heirs and assigns shall keep at said ferry, a good flat-boat and such other small craft as may be necessary for the safe and expeditious conveyance of persons and property across said river.

**SEC. 3. Take effect.** This act shall take effect from and after its passage.

This bill having remained with the governor three days, (Sundays excepted,) and the Legislative Assembly being in session, it has become a law this 13th day of January, 1849.

JOSIAH H. BONNEY, Secretary of State.