

[132] CHAPTER 104.

ELECTION OF STATE OFFICERS.

AN ACT in relation to the election of state officers.

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

SECTION 1. Time of notice in contested elections extended. That if any candidate for the office of governor, secretary, auditor or treasurer of state, of any member of the board of public works, superintendent of public instruction, or any other state office, shall desire to contest the validity of any election, such candidate shall proceed in the matter of giving notice and taking testimony in the manner prescribed in the 20th section of an act entitled "an act providing for and regulating general elections," approved, Feb. 16th 1843, except that the time for giving notice to the person whose election it is intended to contest is hereby extended to ninety days.

SEC. 2. Depositions, etc. forwarded to supreme judge—supreme judges to hear and determine cases of contested elections. Depositions and all other documents or evidence concerning contested elections for state offices, shall be transmitted to one of the judges of the supreme court who shall notify his fellow judges and the parties of the time and place of hearing, and the said supreme judges or any two of them shall hear and determine the matter upon the principles of equity and justice, and the decision of the said judges of the supreme court whether the same be in favor of one of the parties, or to refer the matter back to the people shall be final and conclusive: *provided*, that any other legal evidence than that in this section mentioned which either party may offer on the hearing of the case shall be received.

Approved, Jan. 15, 1849.

CHAPTER 105.

ELECTIONS.

AN ACT to preserve the purity of elections.

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

SECTION 1. Qualifications of electors. That no person shall be entitled to vote at any general or township election who is insane or an idiot, or has been convicted of an infamous crime, nor unless he is a white male citizen of the United States, of the age of twenty-one years or upwards, and shall have been a resident of the state for six months, and of the county in which he claims his vote, for twenty days next preceding such election

SEC. 2. Persons employed on board of boats. Persons employed on board of steamboats or other water crafts, are subject to the same rules, and can only vote in the township which respectively contain their fixed and permanent home.

SEC. 2. [3] Punishment of illegal votes. Any person who shall vote more than once at the same election, or who shall vote at any election, knowing