

its cars to come to a full stop not nearer than ten (10) feet nor further than fifty (50) feet from such crossing, and before proceeding to cross said steam railway tracks shall cause some person in its employ first to cross said track ahead of said car or cars and ascertain if the way is clear and free from danger for the passage of said interurban cars, and said interurban cars shall not proceed to cross until signalled to do so by such person employed as aforesaid, or said way is clear for such passage over said tracks. Every person in charge of any interurban car or cars, who wilfully fails to comply with the provisions hereof and fails to bring the car or cars which he has in charge to stop, or causes the same to cross said steam railway tracks before the way is clear or he is signalled to do so, shall be subject to a fine of not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) or imprisonment in the county jail not to exceed twelve (12) months in the discretion of the court. No steam railway shall obstruct the free passage of the cars of an intersecting interurban railway at such crossing.

SEC. 7. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 7, 1902.

I hereby certify that the foregoing Act was published in the Iowa State Register and the Des Moines Leader, April 8, 1902.

W. B. MARTIN,
Secretary of State.

CHAPTER 82.

THE TAKING OF PRIVATE PROPERTY FOR INTERNAL IMPROVEMENT.

H. F. 182.

AN ACT to amend section two thousand and twenty-eight (2028) of the code, relating to the taking of private property for works of internal improvement.

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

SECTION 1. Ways to lands which have none. That section two thousand and twenty-eight (2028) of the code be, and the same is hereby amended as follows: Add after the word "thereto" in line six the following:

"But if a railway is to be constructed thereon, as provided in section two thousand and thirty-one (2031) the same may be located wherever necessary and practicable, but not exceeding one hundred feet in width".

SEC. 2. In effect. This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 31, 1902.

I hereby certify that the foregoing Act was published in the Iowa State Register and the Des Moines Leader, April 2, 1901.

W. B. MARTIN,
Secretary of State.

CHAPTER 83.

CONDEMNATION OF REAL ESTATE FOR INSTITUTIONS OF THE UNITED STATES.

H. F. 167.

AN ACT providing for the condemnation of real estate by the state, for the use and benefit of institutions of the United States, and the payment of damages therefor. [Additional to chapter four (4) of title ten (X) of the code, relating to the taking of private property.]

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

SECTION 1. State to condemn. Whenever, in the opinion of the governor of the state, the public interest requires the laying or construction of any drain, sewer or aqueduct, and the acquisition of an easement therefor, upon or across private property, or the taking of any real estate for the making or construction of any drain, sewer or aqueduct, or for rifle ranges, exercise, drill or parade grounds, yards, walls, buildings or other improvements or conveniences for the use or benefit of any fort, arsenal, military post or other institution of the United States, upon or across private property, the same proceedings may be had in the name of the state as are provided for the taking of private property for works of internal improvement by chapter 4, title X, of the code, and the proceedings shall be conducted by the county attorney of the county in which the land is situated, whenever directed by the governor, or he may appoint some other person for that purpose.

SEC. 2. Damages certified—how paid—conveyance of title. When the amount of the damages is finally determined, the sheriff or clerk, as the case may be, shall certify the amount thereof to the governor who shall, by an order endorsed thereon, direct the payment of the same, including all costs and expenses incurred, and the auditor of state shall issue a warrant on the treasury for the amount, which shall be paid out of such money as may have been deposited in the treasury by the United States, or by any person or persons for and on its behalf, and when paid to the sheriff or person entitled thereto, the governor and auditor of state are hereby authorized and instructed to convey the easment or real estate so taken and all of the rights of the state so acquired therein, to the United States, by good and sufficient deed of conveyance executed for, on behalf of and in the name of the state of Iowa, and thereupon the United States, through its proper officer or agent, may enter upon the premises and construct the desired work.

SEC. 3. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at the city of Des Moines, Iowa.

Approved April 4, 1902.

I hereby certify that the foregoing Act was published in the Iowa State Register and the Des Moines Leader, April 5, 1902.

W. B. MARTIN,
Secretary of State.

CHAPTER 84.

RELATING TO THE RAILROADS OF IOWA PURCHASING OR CONTROLLING RAILROADS IN OTHER STATES.

S. F. 117.

AN ACT to authorize and empower railroad corporations of this state, to transact business, lease or purchase railroads, or to purchase the stock, bonds, or securities of railroads in other states. [Amendatory of chapter five (5), of title ten (X) of the code, relating to the construction and operation of railways.]

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

SECTION 1. Powers in other states. That any railroad corporation organized under and by virtue of the laws of this state and owning and operating a railroad therein shall be authorized and empowered to exercise in any other state or territory of the United States in which it may control or operate a connecting line or lines of railway the powers and privileges conferred upon it by its articles of incorporation and all powers, privileges and franchises conferred upon railroad corporations under and by virtue of the laws of Iowa or of such other state or territory, for the purposes set forth in section two hereof.