

SEC. 3. Acts in conflict. All acts or parts of acts in conflict with this act are hereby repealed.

SEC. 4. In effect. This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, daily papers published at Des Moines, Iowa.

Approved April 12, 1902.

I hereby certify that the foregoing Act was published in the Des Moines Leader April 16, 1902, and in the Iowa State Register April 18, 1902.

W. B. MARTIN,
Secretary of State.

CHAPTER 178.

STATE AND JUDICIAL OFFICERS; STATE AND OTHER EXPENSES.

S. F. 366.

AN ACT to make appropriations for the payment of state and judicial officers, state and other expenses.

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

SECTION 1. Appropriation—how drawn. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, an amount sufficient to pay the salaries of the various officers, whose salaries are fixed by law, and payable from the state treasury, and the auditor of state shall draw warrants therefor in favor of the officers entitled thereto, in monthly installments, when not otherwise provided by law.

SEC. 2. Money not expended. There is further appropriated from the state treasury for a term of two years ending March 31, 1904, the following sums, or so much thereof as may be necessary, to-wit: Provided that on the first day of April succeeding the meeting of the regular session of the general assembly all moneys appropriated in this act and remaining unexpended, shall be and are hereby covered into the state treasury.

SEC. 3. Clerical help—contingent fund—supplies, etc. For the office of auditor of state, for the biennial period, as per joint resolution No. 5, sixteen thousand nine hundred forty dollars (\$16,940.00). For the office of attorney-general, for the biennial period, as per joint resolution No. 5, fifty-five hundred and sixty dollars (\$5,560.00). For the office of state mine inspector, for the biennial period, as per joint resolution No. 5, fifteen hundred and sixty dollars (\$1,560.00). To the railroad commissioners for clerical help, as per joint resolution No. 5, and expenses for the biennial period, eight thousand dollars (\$8,000.00). To the historical department, for the biennial period, as per joint resolution No. 5, forty-nine hundred and twenty dollars (\$4,920.00). For the geological survey, for the biennial period, as per joint resolution No. 5, sixteen hundred eighty dollars (\$1,680.00). For the office of clerk of the supreme court, for the biennial period, as per joint resolution No. 5, fifty-five hundred twenty dollars (\$5,520.00). For incidental expenses of the chief justice of the supreme court, for the biennial period, including stenographic service during regular and special sessions of the court, the sum of four thousand dollars (\$4,000.00); also for the bailiff of the supreme court rooms, as per joint resolution No. 5, fifteen hundred sixty dollars (\$1,560.00). For expenses of the dairy commissioner, assistant commissioner and deputy, and for milk inspection, nine thousand dollars (\$9,000.00), for the biennial period. For the office of treasurer, for the biennial period, as per joint resolution No. 5, for salaries and incidental expenses nine thousand eight hundred twenty dollars (\$9,820.00). For the office of superintendent of public instruction, for the biennial period, as per joint resolution No. 5, thirty-eight hundred eighty dollars (\$3,880.00). For the office of state librarian, for the biennial period, as per joint resolution No. 5, thirty-seven hundred twenty dollars (\$3,720.00). For the

office of supreme court reporter, for the biennial period, as per joint resolution No. 5, fourteen hundred and forty dollars (\$1,440.00). For the office of secretary of state, for the biennial period, as per joint resolution No. 5, fourteen thousand three hundred dollars (\$14,300.00). For the office of the governor, for the biennial period, the sum of fifteen thousand one hundred forty dollars (\$15,140.00), for the payment of room rent for the governor, for the biennial period, twelve hundred dollars (\$1,200.00), and for the expenses of employing additional counsel when necessary, under the provisions of sections sixty-three (63) and sixty-four (64) of the code, two thousand dollars (\$2,000.00); for return of paroled prisoners, fifteen hundred dollars (\$1,500.00). For employes under the custodian, for the biennial period, as per joint resolution No. 5, forty-one thousand five hundred twenty dollars (\$41,500.00) [\$41,520.00]. For providential contingencies, thirty-five thousand dollars (\$35,000.00), to be expended in accordance with the provisions of section one hundred seventy (170) of the code, the said amount to be under the control of the executive council and all payments from said sum shall first receive its unanimous approval. Any expenditures under this section shall be reported in detail by the auditor of state in his biennial report. There is hereby appropriated, ten thousand dollars (\$10,000.00), to be expended under the direction of the executive council, under the provisions of section one hundred sixty-four of the code. There is hereby appropriated eighty-seven thousand dollars (\$87,000.00), to be expended under the direction of the executive council, under the provisions of sections one hundred sixty-five (165) and one hundred sixty-eight (168) of the code. For the payment of mail carrier for the capitol twenty two hundred dollars (\$2,200.00) for the biennial period. For the office of secretary of the executive council for the biennial period, as per joint resolution No. 5, seventy-six hundred eighty dollars (\$7,680.00). There is hereby appropriated for the purpose of advertising laws to be expended under the provisions of section thirty-six (36) of the code, eight hundred dollars (\$800.00). There is hereby appropriated for the purpose of paying, freight, expressage, and drayage, sixty-seven hundred dollars (\$6,700.00) for the biennial period. To the members of the executive council for extra services for the year 1902 and 1903 to April 1, 1904, the sum of eleven hundred twenty five dollars (\$1,125.00) each and warrants shall be issued monthly therefor at the end of each month.

SEC. 4. Vouchers. Each of the foregoing named officers shall furnish vouchers therefor, containing the items of such expenditures, to the auditor of state before any warrants shall issue therefor, and the amounts thereof, and to whom paid, shall be reported to the next General Assembly.

SEC. 5. Interest due permanent school fund. For the purpose of paying the interest on the indebtedness of the state to the permanent school fund, the sum of thirteen hundred and thirteen [dollars] (\$1,313.00), which is to be in full of such interest on such indebtedness, and the auditor of state shall draw warrants for the above appropriation as said interest shall become due.

SEC. 6. Lieutenant-governor. To John Herriott, lieutenant-governor, as president of the senate, eleven hundred dollars (\$1,100.00).

SEC. 7. Speaker of house. To Willard L. Eaton, as speaker of the house of representatives, the sum of five hundred fifty dollars (\$550.00), which shall be in addition to his salary as member of the house.

SEC. 8. Lieutenant governor. To J. C. Milliman, lieutenant-governor, as president of the senate six days at \$10.00 per day, \$60.00.

SEC. 9. Badges. To Drysdale & Hall for badges for the senate and house of representatives forty dollars (\$40.00).

SEC. 10. Chairs. To L. Harbach, for chairs for governor, president of the senate, and speaker of the house, one hundred and fifty dollars (\$150.00).

SEC. 11. Gavels. To L. Harbach for gavels for president of the senate and speaker of the house of representatives two [dollars] (\$2.00).

SEC. 12. Vestibules. To L. Harbach for vestibule for senate and vestibule for house of representatives, one thousand dollars (\$1,000.00).

SEC. 13. Chaplains. For chaplains of the senate and of the house the sum of six hundred eighty dollars (\$680.00) or so much thereof as may be necessary; warrants therefor to be drawn in favor of the persons entitled thereto, who shall be determined by the auditor of state upon the certified statement of the president of the senate and the speaker of the house.

SEC. 14. Memorial exercises. To Grant Glee club, twenty-eight dollars (\$28.00) for services rendered at the state house for memorial exercises on Jan. 29th, 1902.

SEC. 15. Lighting art room. To the Des Moines Electric Light Co., for service lighting the art [room] of the historical building from May, 1901, to April 1st, 1902, the sum of eighty-two and 26-100 dollars (\$82.26).

SEC. 16. Expert accountant. To W. M. Wilcoxon for services as expert accountant under the employment of the executive council to determine the facts as to the overcharges in the accounts of ex-State Binder La Fayette [Lafayette] Young the sum of one hundred eighty dollars (\$180.00).

SEC. 17. Publication of notices. For the payment of the claims due sundry parties for publication of notices of application for pardon under the provisions of section fifty-six hundred twenty-six, (5626) of the code, the sum of two hundred seventy-seven and 63-100 dollars (\$277.63), to be paid on a statement approved by the governor.

SEC. 18. Witness. To Dr. Charles Tilden as witness before claims committee of the house ten dollars (\$10.00).

SEC. 19. Redemption of certain lots from tax sale. To John A. Reed, for the redemption of lots one and two, block seven, Scott's addition to the plat of Des Moines, Iowa, from the tax sale of December 6th, 1898, one hundred twenty-five and 73-100 dollars (\$125.73).

SEC. 20. Bill files—journal covers—shoe laces. To Howard Tedford, for making 225 house bill files; 200 senate bill files; 200 house journal covers; 200 senate journal covers; and one gross extra shoe laces, three hundred seventy-five and 65-100 dollars (\$375.65).

SEC. 21. Letter press—gavels, etc. To Baker-Trisler Co., for one letter press for the speaker; one asbestos copying bath; two copies Cushing's Manual, and two gavels one of each for the president of the senate and speaker of the house; one file case for the chief clerk, sixteen and 78-100 dollars (\$16.78).

SEC. 22. Cement sidewalk. To T. H. Cady, for building a cement sidewalk ordered by the city council and under contract let by the executive council, across lots nine (9) and ten (10), block four (4), H. Lyon's addition to Des Moines, Iowa, seventy-two dollars (\$72.00).

SEC. 23. Telephones. To the Mutual Telephone Co., for telephones in the House and Senate cloak rooms for the 29th General Assembly, twenty dollars (\$20.00).

SEC. 24. Expert accountants. To P. H. Skinner, for services rendered by himself and W. H. Hedges, expert accountants, in the year 1901, nine hundred twelve dollars (\$912.00), to be paid on a claim audited by the executive council.

SEC. 25. Sprinkling street. To R. D. Bennett for sprinkling the street in front of building occupied by the adjutant-general in the year 1900, eleven and 55-100 dollars (\$11.55).

SEC. 26. Printing. To Bernard Murphy, for work done on the annual report of the bureau of labor on the order of the commissioner of labor for which no compensation is provided by law, fifty-six and 39-100 dollars (\$56.39).

SEC. 27. Expert accountants. To A. L. Denio and C. C. Clements, for work as expert accountants for the year 1902, six hundred dollars (\$600.00), or so much as is required to be paid on claim to be approved by the executive council.

SEC. 28. Approved claims. To the executive council to meet necessary expenses for which no appropriation is made, three thousand dollars (\$3,000.00) to be disbursed on claims approved by the executive council, and the auditor of state shall draw warrants for the same.

SEC. 29. Publication of notices. To the Seymour Leader, two dollars (\$2.00); to the What Cheer Patriot, two and 80-100 dollars (\$2.80); to the Des Moines Daily Capital, seventy five cents (\$.75); to the Chariton Herald, one and 65-100 dollars (\$1.65); to the Knoxville Journal, five and 60-100 dollars (\$5.60); to the Ottumwa Courier Co., seventy-five cents (\$.75); to the Iowa State Register, three and 75-100 dollars (\$3.75), to the Des Moines Leader, three and 75-100 dollars (\$3.75), all of said sums being for the publication of the notices required by statute for the examinations of candidates for mine inspector.

SEC. 30. Warden's support fund. For the support fund of the wardens of the penitentiaries at Anamosa and Ft. Madison five hundred dollars (\$500.00) each for the biennial period, payable quarterly.

SEC. 31. Warden's house fund. For warden's house fund at the penitentiary at Ft. Madison, two hundred and fifty dollars (\$250.00) for the biennial period.

SEC. 32. Court costs. To the clerk of the district court of Wapello county, Iowa, the sums of one hundred and ninety-one and 70-100 dollars (\$191.70), and to the clerk of the supreme court of Iowa the sum of fifty-one and 75-100 dollars (\$51.75) as costs in the case of State of Iowa *ex rel.* v. Byron F. Meek *et al.*

SEC. 33. Capital improvement commission. To Peter A. Dey seventy-nine and 55-100 dollars (\$79.55); Henry S. Josselyn sixty-one and 6-100 dollars (\$61.06); and Charles A. Cumming fifty-four and 90-100 dollars (\$54.90), for money expended in performance of their duties as commissioners of the capitol improvement commission over and above the warrants drawn under the provisions of chapter 177, acts of the 28th General Assembly.

SEC. 34. Night watch and janitor. To Robert McNulty for services as night watch and janitor at the historical building six hundred forty-nine dollars (\$649).

SEC. 35. Deputy warden—house fund. To Z. H. Gurley, deputy warden at Anamosa for house fund to equalize with the deputy warden at Ft. Madison, seventy five dollars (\$75.00).

SEC. 36. Extra expense on report of labor commissioner. To C. F. Wennerstrum for extra expense to which he was put in compiling [report of] bureau of labor statistics, twenty dollars (\$20.00).

SEC. 37. New vault and repairs for state treasury. To treasurer of state one thousand dollars (\$1,000.00) or so much as may be necessary for the purchase of a new vault door and rebuilding and repairing the safe and providing for a new time lock for the same.

SEC. 38. House and senate employes. To the employes of the house and senate for services required after adjournment, one hundred thirty-two dollars (\$132.00) or so much thereof as may be necessary.

SEC. 39. Quarantine expenses—Indian reservation. To the executive council to pay such bills, not to exceed sixteen hundred and four and 61-100 dollars (\$1,604.61) as it, in connection with the state board of health, shall approve, which may have been incurred by the state board of health in the exercise of its duties in properly establishing a quarantine on the Indian reservation in Tama county, Iowa, and enforcement thereof, and the proper and necessary care of the individuals thus quarantined, and who were inflicted with a contagious disease, out of any moneys heretofore appropriated by the Twenty-ninth General Assembly for the purpose of replacing any property of said Indians that may have been infected with contagious disease, and the proper and necessary expenses incurred in so doing and thoroughly fumigating and disinfecting said camp, that may not already have been expended.

SEC. 40. Sleeping car expenses. There is hereby appropriated the sum of ninety and 10 100 dollars (\$90.10); for the purpose of reimbursing company "A", of the 49th regiment Iowa national guard, of Dubuque, sixty dollars (\$60.00); and company "L" of the 52nd regiment Iowa national guard of Sioux City, thirty and 10-100 dollars (\$30.10), money advanced for sleeping car service in attending the inauguration of the governor on January 16th, 1902. The warrants shall be drawn upon the treasurer for the same [sum] herein appropriated in favor of the adjutant-general upon filing of vouchers therefor with the auditor of state.

SEC. 41. Salary—James E. Bruce. To James E. Bruce for first half of salary and mileage as senator from the eighteenth senatorial district of Iowa in the Twenty-ninth General Assembly, two hundred and eighty-one and 80-100 dollars (\$281.80).

SEC. 42. Salary—J. M. Emmert. To J. M. Emmert for last half of salary as senator from the eighteenth senatorial district of Iowa in the Twenty-ninth General Assembly, two hundred and seventy-five dollars (\$275.00).

SEC. 43. Election contest—attorney fees. To T. B. Swan for attorney's fees, two hundred and twenty-five dollars (\$225.00), in the Bruce-Emmert election contest.

SEC. 44. Same. To L. L. De Lano for attorney's fees in the Bruce Emmert election contest the sum of two hundred and twenty-five dollars (\$225.00).

SEC. 45. Election contest—attorney fees and expenses. To E. A. Fields for attorney's fees and expenses of Geo. A. Jeffers and Geo. C. Scott, in the Fields-Cottrell election contest, one hundred dollars (\$100.00).

SEC. 46. Same. To W. C. Miller, for attorney's fees in the Fields-Cottrell election contest, twenty-five dollars (\$25.00).

SEC. 47. Attorney fees for recovering war claims. That the executive council be, and it is hereby authorized and directed to audit and allow, in such sum as said council may deem necessary and just, any and all bills for attorney's fees of attorneys employed to prosecute the claim of the state of Iowa, against the United States, for the recovery of the sum paid as interest upon the bonds of the state issued to procure money with which to aid the United States in suppressing the insurrection of 1861-5, and the other expenses incurred by the state, incident to the issue of said bonds, and the interest paid by the state upon its war expense warrants; and there is hereby appropriated such sum as may be necessary to pay such attorney's fees, as may be so allowed by the executive council, to be paid out of any moneys in the state treasury not otherwise appropriated. That all bills for the expenses necessarily incurred in the prosecution of said claims shall be audited by the governor and paid from the governor's contingent fund.

SEC. 48. Election contest—mileage and other expenses. To sundry persons for services, per diem, mileage and expenses in obedience to order and by the approval of the special contest committee in the Nolan-Crawford senatorial contest, the sum of three hundred sixty and 80-100 dollars (\$360.80), as follows, to-wit: W. P. Dillan, deputy sheriff, serving subpoena, four and 50-100 dollars (\$4.50); B. F. Bean, serving subpoenas, six dollars (\$6.00); witness, John H. Weimer, twenty-five and 50-100 dollars (\$25.50); Theodore Scharle, twenty-four and 25-100 dollars (\$24.25); Harry F. Salot, twenty-four and 25-100 dollars (\$24.25); M. E. Nagal, twenty-four and 25-100 dollars (\$24.25); E. P. Lande, twenty-four and 25-100 dollars (\$24.25); Herman Taernes, twenty-four and 25-100 dollars (\$24.25); C. B. Scharle, twenty-four and 25-100 dollars (\$24.25); Adam Doerr, Jr., twenty-four and 25-100 dollars (\$24.25); W. F. Kratchmer, twenty-four and 25-100 dollars (\$24.25); I. C. Chamberlain, twenty-four and 25-100 dollars (\$24.25); John M. Kenety, twenty-four and 25-100 dollars (\$24.25); T. H. McQuillen, thirty-one and 30-100 dollars (\$31.30); F. B. Bean, twenty-four and 25-100 dollars (\$24.25); P. W. Crawford, witness fees advanced for Frank Jess, twenty-five and 50-100 dollars (\$25.50).

SEC. 49. Same. To sundry persons for services, per deim, mileage and expenses in obedience to order and by the approval of the special contest committee in the Bruce-Emmert senatorial contest the sum of five hundred and twenty-three and 45-100 (\$523.45), as follows, towit: S. G. Dunmore, county auditor and tally clerk, seventy-five and 60-100 dollars (\$75.60); S. A. Worthing, same, sixty-eight and 20-100 dollars (\$68.20); witnesses, Mrs. S. G. Dunmore, fourteen dollars (\$14.00); E. C. Worthing, nine and 45-100 dollars (\$9.45); J. H. Vinson, nine and 45-100 dollars (\$9.45); A. Walker, nine and 45-100 dollars (\$9.45); S. W. Clark, nine and 50-100 dollars (\$9.50); H. C. Baugham and S. N. Wagner, nine and 80-100 dollars (\$9.80) each; J. M. Baxter, eleven and 50-100 dollars (\$11.50); John Moon, twelve and 10-100 dollars (\$12.10); D. W. Hickman, twelve dollars (\$12.00); C. F. Hall, thirteen and 20-100 dollars (\$13.20); G. A. Smith, twelve and 70-100 dollars (\$12.70); Joseph Eshelman, thirteen and 50-100 (\$13.50); W. C. Bryant, S. H. Lamborn, Jasper Quick, Hugh Reinig, J. C. Bryant, S. W. Garvin, twelve and 20-100 dollars (\$12.20) each; George Forsyth, A. Gibson, twelve and 80-100 dollars (\$12.80) each; Ed Everly, twelve and 20-100 dollars (\$12.20); Job Harris, twelve and 90-100 dollars (\$12.90); William Hopley, eleven and 50-100 dollars (\$11.50); H. K. Forsyth, H. Wilcox, and Lem Jones, thirteen and 45-100 dollars (\$13.45) each; John Pipher, one and 35-100 dollars (\$1.35); J. H. Lowman fourteen and 25-100 dollars (\$14.25); James E. Bruce, fees advanced to sheriff, two dollars (\$2.00); Robert Marshall sheriff serving subpoenas, twenty-nine and 90-100 dollars (\$29.90); and D. W. Stewart sheriff serving subpoenas, fifty cents (.50-100); F. M. Chapman, nine and 45-100 dollars (\$9.45).

SEC. 50. Election contest—attorney's fees and expenses. To Thomas F. Nolan two hundred ninety-five and 50-100 dollars (\$295.50) for attorney's fees and expenses in the Nolan-Crawford election contest.

SEC. 51. Same. To Phineas W. Crawford two hundred dollars (\$200.00) for attorney's fees in the Nolan-Crawford election contest.

SEC. 52. Expenses of mine explosion committee. There is hereby appropriated out of any money in the state treasury not otherwise appropriated for the per diem pay and expenses of the committee appointed to examine into the cause of the explosion at Lost Creek mine, as follows: J. E. Stout the sum of forty-five and 32-100 dollars (\$45.32); T. J. Phillips the sum of eighty and 58-100 dollars (\$80.58); John P. White the sum of seventy-five and 6-100 dollars (\$75.06); John P. Reese the sum of sixty-nine and 58-100 dollars (\$69.58).

SEC. 53. Memorial album. To W. F. Giesseman for engrossing and complete album (McKinley) fifty dollars (\$50.00).

SEC. 54. Engrossed resolutions. To Leon Shoop for engrossed resolutions and time six dollars (\$6.00).

SEC. 55. Extra help for secretary of state. To the secretary of state fifty-five dollars (\$55.00) to pay for extra help which he needed in the office.

SEC. 56. Indexing journals. To the secretary of state one hundred dollars (\$100.00) as compensation for indexing the house and senate journals of the Twenty-ninth General Assembly, in addition to amount provided by law.

SEC. 57. Rent of storage rooms. For the rent of storage rooms for the use of the adjutant-general for the biennial period the sum of sixteen hundred dollars (\$1,600.00), or so much thereof as may be necessary, the same to be expended under the direction of the governor.

SEC. 58. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Des Moines Leader and Iowa State Register, newspapers published at Des Moines, Iowa.

Approved April 12, 1902.

I hereby certify that the foregoing Act was published in the Iowa State Register and the Des Moines Leader April 15, 1902.

W. B. MARTIN,
Secretary of State.