

day actually employed; and for the purposes of this act, any unorganized county attached to another for election purposes in which an election precinct is organized, is declared to be a part of such organized county.

SEC. 3. Duties devolve on the governor. Previous to the election and qualification of the commissioner of the land office, the duties above prescribed shall devolve upon the governor, whose duty it shall be to procure from the surveyor general's office a list of the lands returned to that office as swamp lands, and take other steps in the premises as in his opinion are necessary to secure the best interests of this state.

SEC. 4. Compensation how paid. All compensation for services rendered, or expenses incurred, in carrying out the provisions of this act, must be made out of the proceeds of the sales of the said swamp lands.

SEC. 5. Surveyor may contract for levies, etc. Subject to the approval of the governor, the county surveyor is authorized to contract with individuals or companies for making the levies or drains necessary to reclaim any of the swamp lands of the state, by giving them a portion of the lands thus reclaimed or a portion of the proceeds thereof.

SEC. 6. Commissioner may dispose of lands. The commissioner may dispose of any of the swamp lands of the state, for such price as he may think them worth, as herein provided; for the purpose of ascertaining said value, the county surveyor and sheriff in any county in which such lands are located, may upon the direction of the commissioner, appraise such lands in such manner as the school lands are now appraised, for which they are to receive a sum not exceeding two dollars per day each, for all the time actually and necessarily expended in making examination and appraisal.

SEC. 7. Proceeds. The proceeds of the sales of such lands after paying all expenses incurred in selecting, appraising, selling and reclaiming such lands as are deemed worthy of reclaiming, shall be paid into the state treasury, subject to the disposition of the general assembly.

SEC. 8. Take effect. This act shall take effect and be in force from and [171] after its publication in the "Iowa Capital Reporter" and "Iowa City Republican."

Approved, February 5th, 1851.

Published in the "Iowa Republican" February 19th, and "Iowa Capital Reporter," Feb. 26th, 1851.

CHAPTER 70.

AGRICULTURE.

AN ACT for the encouragement of agriculture.

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

SECTION 1. Agricultural society entitled to money out of state treasury. That every incorporated county agricultural society now existing or hereafter to be organized according to law within this state, as soon as it raises an amount not less than twenty-five dollars, to be expended by such society for the encouragement of agriculture, will be entitled to a like amount out of the state treasury. But not more than fifty dollars in any one year shall be paid to the same society.

SEC. 2. File certificate. Every such society claiming the allowance aforesaid, must file in the auditor's office a certificate signed by its president and secretary specifying under the oath of one or both such officers the sum actually raised by the society, and state also the precise application of all sums, (if any) which were expended by such society for the encouragement of agricultural enterprize during the previous year.

SEC. 3. If not properly expended auditor to withhold. If such statement shows that the money previously obtained from the state treasury, (if any) was expended for the purpose herein contemplated, or if money has previously been obtained from the state treasury, the auditor shall issue his warrant for the proper amount. If the statement is incomplete he shall withhold the warrant until it is amended, and if it shows that the funds previously obtained together with an equal amount were not expended as herein contemplated, he shall withhold the warrant altogether.

Approved, February 5th, 1851.

[172] CHAPTER 71.

ROAD PETITIONERS IN JACKSON COUNTY.

AN ACT authorizing the county commissioners of Jackson county to require the petitioners to pay expenses for locating roads.

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

SECTION 1. Petitioners to give bond for payment of expenses. That hereafter the commissioners of Jackson county, are authorized, and it is hereby made their duty, to refuse to grant the location, or relocation, view, or review, of any road or roads in said county, unless the applicants will enter into bonds satisfactory to said commissioners, to pay all expenses arising therefrom.

SEC. 2. Expenses not to be paid by county. No person hereafter engaged or employed, in locating or relocating; viewing or reviewing any road or roads, in said county, shall receive any compensation for such services from the county treasury; provided, that the provisions of this act shall in no case apply to roads, the location, or relocation of which, may be authorized by the state.

SEC. 3. Take effect. This law to take effect and be in force from and after its passage.

Approved, February 5, 1851.

CHAPTER 72.

FREE NEGROES.

AN ACT to prohibit the immigration of free negroes into this state.

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

SECTION 1. Prohibited from settling in this state. That from and after the passage of this act, no free negro or mulatto, shall be permitted to settle in this state.