

States, shall be in force and effect, and the time of appraising, selling, and draining of the said swamp lands, shall be at the discretion of the county courts respectively.

SEC. 26. Repeal. All acts, and parts of acts now in force in respect to the swamp lands of this state are hereby repealed.

SEC. 27. Take effect. This act to take effect and be in force from and after its publication in the Capitol Reporter and Iowa Republican.

I certify that the foregoing act was published in the Iowa Capital Reporter and Iowa Republican, on the 2d day of February, 1853.

GEO. W. McCLEARY,
Secretary of State.

CHAPTER 14.

PENITENTIARY.

AN ACT supplemental to chapter 187 of the code concerning the Penitentiary of the state, and the government and discipline thereof.

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

SECTION 1. Lease—admit—proviso. That the inspectors and wardens of the Iowa penitentiary or a majority of them be, and they are hereby authorized and empowered to lease or hire out the prisoners to be [48] worked in the shops upon the prison grounds, if they shall deem that the interests of the state will be best promoted by so doing.

SEC. 2. This act to take effect and be in full force from and after its passage.

Approved. January 13th, 1853.

CHAPTER 15.

ESCHEAT.

AN ACT relinquishing an escheat.

Preamble. Whereas, it has been represented to the general assembly of the state of Iowa, and fully made satisfactorily to appear, that on or about the 28th day of August, 1845, one Chauncey Beemen and wife conveyed in fee simple to one George Farnbauer, the east half of the north-west quarter of section twenty, in township No. seventy north, of range No. two west, situated in the county of Des Moines and state of Iowa, except twenty-five acres off of the north-west corner, previously sold to Hiram Wells, and that at the time of said purchase, said George Farnbauer was married to one Kunigunda Farnbauer, and that soon after said purchase, said George departed this life without issue, and leaving said Kunigunda his widow, but leaving no property, except the land above mentioned, that some time in the year 1847 said Kunigunda intermarried with one Christian Prey, and that by said marriage they had one child, to wit, William Prey, who is still living; that some time in 1850 the said Kunigunda departed this life; that said George Farnbauer was an alien and left no collateral relatives in the United

States, and has no heirs to inherit said estate; that said Christian Prey has made valuable improvements on said lands, and expended an amount on the same equal to the value of said land, that said land and improvements are the only means of support of the said Christian and William Prey. Now, therefore,

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

Relinquishment. That the right and title by escheat of the said state of Iowa to the said east half of the north-west quarter of section No. twenty, in township No. seventy north, of range No. two west, except twenty-five acres off of the north-west corner previously sold to Hiram Wells, all in the county of Des Moines, state of Iowa, be, and the same is hereby relinquished to, and vested in the said Christian Prey and William Prey, as fully and effectually as the said state has power to vest and transfer the same, and to their heirs and assigns forever, the said Christian and William Prey holding said property thus relinquished as tenants in common.

Approved, January 13th, 1853.

CHAPTER 16.

MOUNT PLEASANT.

AN ACT to amend an act entitled an act for the incorporation of the town of Mount Pleasant in Henry county.

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

SECTION 1. Vacation of office. That when any person filling the office of mayor, councilman or recorder, or any other office created by ordinance or otherwise in pursuance to the act to which this [is] amendatory, shall move out of the corporate limits of the town of Mount Pleasant, in Henry county, such office shall become vacant.

SEC. 2. Filling vacancy. That when any such office shall become vacant by death, removal or otherwise, a special election shall be held to fill such vacancy, provided, that the mayor and councilmen may fill any vacancy in offices created by ordinance, by appointment; and provided further, that it shall be the duty of the recorder, or the mayor in case the office or recorder be vacant, to give at least ten days' notice, in manner provided in case of annual elections of said town.

SEC. 3. Take effect. This act to take effect and be in force from and after its publication in the Iowa Observer and True Democrat, [40] newspapers published in Mount Pleasant, said publication to be at the expense of said town.

Approved, January 12th, 1852.