

SEC. 8. Submission of this act to a vote. This act shall be submitted to the voters of the city of Muscatine, for acceptance or rejection, on the first Mon- [139] day of March next, in which election the vote shall be taken by ballot, and by the word "amendments," or "no amendments," written upon the ballot. If accepted, the result of the election shall be entered in the records of the city, and this act shall take effect from the said first Monday of March, and the votes cast for recorder and marshal shall be held for naught, and the council shall thereafter appoint those officers.

SEC. 9. Take effect. This act shall take effect from and after its publication in the "Democratic Enquirer" and "Muscatine Journal," provided the state shall not incur any expense for publication.

Approved, January 22d, 1853.

CHAPTER 79.

SUPREME COURT.

AN ACT regulating the terms of the supreme court.

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

SECTION 1. Place. That the terms of the supreme court of this state shall be held at the capital of the state, and at no other place.

SEC. 2. 1st term—terms. The first term of said court shall be held on the first Monday in June next, and there shall be a term commencing on the first Monday of June and December of each year thereafter.

SEC. 3. Clerk's duty to arrange causes—publication. It shall be the duty of the clerk of the supreme court to arrange the causes pending, or which may probably be pending, in classes so that the causes from the first judicial district shall be first heard and determined, and so on by judicial districts in their numerical order, giving such certain number of days or weeks for the causes of each district, as in his judgment may be proper; and it shall further be his duty so to arrange them, and publish the same in some newspaper published at the seat of government, at least four weeks before the commencement of said court, which notice shall be published once a week, until the sitting of said court.

[140] **SEC. 4. Continue.** Said court shall continue its session until all the causes before it are adjudicated.

SEC. 5. Clerk must publish list, etc. The clerk of said court shall, at the end of each term, publish a list of the causes determined, and whether affirmed or reversed; he shall also publish a list of causes continued, and whether at the instance of the parties, or of the court; a list of causes argued and not determined, and how long the same have been under advisement, and whether opinions are filed thereon.

SEC. 6. Duty of clerks—papers, etc. It shall be the duty of the clerks of the supreme court, held at Burlington, Ottumwa, Dubuque and Fort Des-moines respectively, to deposit all the records, papers and files belonging and appertaining to their offices, with the clerk of the supreme court, at Iowa City, on or before the first day of April next.

SEC. 7. Prohibition. All officers of state are hereby expressly prohibited from auditing, allowing or paying any sum of money for the contingent expenses of said court over and above the amount for that purpose expressly appropriated by the general assembly.

SEC. 8. Bailiff. The court when in session shall be entitled to the attendance of one sheriff or bailiff, and no more; the sheriff of the county where court is held may act in that capacity, or he may select a deputy.

SEC. 9. Opinions. The written opinion of the supreme court shall never be removed from the clerk's office when deposited there by the court, or a member thereof, or by any other person; but any person shall be permitted to examine or copy the same, or demand a copy from the clerk upon paying six cents per folio of one hundred words therefor.

SEC. 10. State exempt from costs. The state shall in no case be liable to pay for the recording of the opinions of said court, nor shall the clerk of said court be entitled to any compensation for services in suits where the costs are due from the state.

SEC. 11. Repeal. Sections 1543, 1544, 1545, 1546, 1547, 1548, 1549, 1550, of the code of Iowa are repealed.

SEC. 12. Suits now pending returned. All causes now pending in any of the supreme district courts, and undetermined (except the Iowa City district) [141] shall be returned to the January term, 1854, of said supreme court, to be heard and determined.

Approved, January 22d, 1854.

I certify, that the foregoing act was published in the Iowa Capital Reporter Feb. 9, and in the Iowa Republican Feb. 16, 1853.

GEO. W. McCLEARY,
Secretary of State.

CHAPTER 80.

TOWNS.

AN ACT to amend section 649, chapter 42, of the code of Iowa.

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

SECTION 1. Number of inhabitants. That section 649 of chapter 42, of the code of Iowa, be, and it is hereby so amended, that one thousand inhabitants in any town or village, shall be entitled to all the benefits now secured in said section to two thousand inhabitants.

Approved, January 24th, 1853.

CHAPTER 81.

STATE HOUSE.

AN ACT providing for the further completion of the state house, at Iowa City.

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

SECTION 1. Appropriation—\$5,000—half in 1853—half in 1854. That there be, and hereby is, appropriated towards the further completion of the capitol, at Iowa City, the sum of five thousand dollars, out of any monies in the treasury not otherwise appropriated; one-half of which amount shall be drawn and expended during the fiscal year of 1853, and the remaining half during the fiscal year of 1854: provided, that [142] there shall be paid out of said appropriation any deficit of the last appropriation for said purpose.