

their duties according to law: *Provided*, That in case any of said Commissioners should act as surveyor in laying out said road, they shall be entitled to receive for their services such per diem as is allowed by law to county surveyors, and nothing more.

§ 3. The Commissioners to be paid according to law: Expenses. *Provided*, That the State shall in no case be responsible for any expense created or growing out of the establishment of the foregoing road.

§ 4. This Act shall take effect from and after its publication. Take effect.

APPROVED January 24, 1855.

I certify that the above act was published in the Iowa Capital Reporter Feb. 7, and Iowa Republican Feb. 21, 1855, by authority of law.

GEO. W. McCLEARY, Secretary of State.

CHAPTER 75.

STATE BINDER.

AN ACT, to create the office of State Binder, to provide for his election, to define his duties, and to establish the prices of public binding.

SEC. 1. *Be it enacted by the General Assembly of the State of Iowa*, That there is hereby established an office, to be called the "Office of State Binder." Office created.

§ 2. That a State Binder shall be elected at the present session of the General Assembly, by a joint vote of the two Houses thereof, who shall hold his office for the term of two years, and until his successor shall be elected and qualified. Election. Term.

§ 3. That the President of the Senate, and the Speaker of the House of Representatives, shall, without delay, furnish to the person elected to the office of State Binder, a certificate of his election, and within ten days after receiving the same, he shall give bond and security, and take the oath of office, and enter upon the discharge of his duties, at such times as is hereinafter provided for, and if he fails so to do, his office shall become vacant. Certificate. Bond & Oath. Failure.

Penalty and condition of Bond. § 4. That the bond of the State Binder shall be given to the State of Iowa, signed by at least three good securities, in the penalty of two thousand dollars, conditioned for the faithful and punctual performance of all the duties of his office, approved by the Governor, and filed in the office of the Secretary of State, to be by him recorded.

Approval.

Commence. § 5. That the State Binder, to be elected at the present session of the General Assembly, shall enter upon the duties of his office on the first day of May next, and thereafter elected, shall hold office for the term of two years, and until their successors shall be elected and qualified.

Term.

Vacancy. § 6. That if the office of State Binder shall become vacant from death, resignation, or otherwise, the Governor shall appoint a public Binder, who shall give a bond, and qualify, and hold the office for the same time that the person in whose stead he shall be appointed, would have held.

Office to be held at the Capital. § 7. That the State Binder shall hold his office at the seat of Government, and bind the Laws, the Journals, and incidental binding of the two houses of the General Assembly, and the incidental binding that may be required for the offices of Governor, Secretary of State, Auditor and Treasurer, Superintendent of Public Instruction, and other officers of the State.

Duties.

Performance. § 8. That all the State binding shall be done in a neat, substantial, and workmanlike manner, and promptly performed, and delivered, so that the public business shall not be delayed, nor the public interest permitted to suffer from any failure to have the work done in a reasonable and proper time.

Prices. § 9. That the State Binder shall receive for his services the following prices, to wit:—For stitching, folding, and binding the Laws and Journals of the General Assembly, in strong paper covers, seven cents per copy; for folding and trimming Messages and documents, not exceeding one sheet, thirty cents a hundred copies; for folding and stitching, and trimming Messages and documents, not exceeding one sheet, \$1.25 per hundred copies, and for every additional sheet 25 cents per hundred; for binding books, the size of the Code, full bound sheep, in a substantial manner, sixty-five cents;

Laws & Journals.

Messages, &c.

Books.

and for every other binding, the usual prices paid for such Miscellaneous work.

§ 10. It shall be the duty of the Secretary of State, upon Duty of Sec'y. the binding and completion of the Laws and Journals, as aforesaid, to examine whether they have been executed according to the provisions of this act; and should they be thus executed, he shall give his receipt therefor, stating the name, together with the amount to which the binder is entitled for said work, and if not so well executed, he may, nevertheless, receive the same, and give his receipt therefor noting said deficiency in said receipt.

§ 11. That the Auditor of State, on the production of the Auditor. aforesaid receipt of the Secretary of State, shall issue his warrant on the State Treasury for the amount therein stated and should there be a deficiency noted in said receipt, he is hereby required to order suit commenced immediately Suit. against the binder, and his securities, on the bond hereinafter provided for, and report the proceedings therein in his next report, to the General Assembly.

§ 12. That the State Printer shall furnish to the State State Printer . Binder the sheets of all work that requires binding, as soon as the same are printed, and ready for folding, and the State Binder shall bind all work that comes into his hands, within a reasonable time, and when the same is bound, deliver the said work to the Secretary of State.

§ 13. That all other accounts for work done for the State, Other ac- by the State Binder, in pursuance of this law, the payment counts, of which is not hereinbefore provided for, shall be presented and allowed in the same manner as is provided for in the tenth and eleventh sections of this Act.

§ 14. That at any time during the progress of the bind- Advance on ing of the Laws or Journals of the General Assembly, the work, Secretary of State may issue his certificate for one half of the value of the work done, and performed, according to the requisitions of this Act, to be ascertained by said Secretary, and the amount so certified shall be audited and allowed, as is provided in the eleventh section of this Act.

§ 15. That all acts and parts of acts contravening the pro- Repeal. visions of this Act, be, and the same are hereby repealed.

Take effect.

§ 16. This Act shall take effect and be in force from and after its publication in any two papers in this State, by order of the Secretary of State.

APPROVED January 24, 1855.

I certify that the foregoing Act was published by my order, in the Iowa Capital Reporter, Feb. 14, and in the Iowa Republican Feb. 21st, 1855.

GEO. W. McCLEARY, Sec'y of State.

CHAPTER 76.

DIVORCE.

repealed

AN ACT to amend the law in relation to divorce and alimony.

A vinculo.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That hereafter no divorce otherwise than from bed and board shall be granted, except for the following causes in the next section mentioned.

Causes for.

Adultery.

§ 2. Where either party since the marriage shall commit adultery.

Felony.

§ 2. Where either party since marriage shall be convicted of a felony.

Impotency.

§ 3. Where either party, at the time of marriage, was impotent.

Desertion.

§ 4. Where either party willfully deserts the other and absents themselves without reasonable cause, for the space of three years.

Divorced.

§ 3. In either of the above cases the innocent or injured party may be divorced absolutely, and restored to all the rights and privileges of an unmarried person; but the inability to marry shall not be removed from the guilty party.

Remain married.

A mensa et thoro.

§ 4. In all other enumerated causes heretofore deemed sufficient for a divorce, no divorce otherwise than a divorce from bed and board shall be granted; but in all divorces from bed and board, both parties shall be restored to all the rights and privileges of unmarried persons, except, that the