

SEC. 21. Amendments. The town council may propose amendments to this charter which shall be submitted to the legal voters at the annual election, and if a majority of the votes cast for and against the amendment be for it, the amendment shall therefore become a part of this charter: provided, that such amendment shall be published as herein provided for publishing ordinances, before it is submitted for approval by the citizens: and provided, nothing in said amendment shall be contrary to the laws of said state of Iowa.

SEC. 22. Submit charter to vote. Within one month from the publication of this act the county judge of said county of Cedar shall order an election for the acceptance or rejection of this charter, which election shall be conducted in a manner similar to township elections, the said county judge appointing judge and a clerk of said election, said vote shall be "for the charter" or "against the charter," and shall be by ballot, and if the vote be in favor of its acceptance, such result shall be declared and be entered on the records of the county judge, [166] after which this act shall be the charter of said town of Tipton.

SEC. 23. This act to take effect from and after its publication in the Tipton Advertiser and Cedar Democrat without expense to the state.

Approved January 27, 1857.

I certify that the foregoing was published in the Tipton Advertiser, February 14, 1857.

ELIJAH SELLS,
Secretary of State.

CHAPTER. 129.

RAILROAD GRANT.

AN ACT authorizing the McGregor, St. Peters and Missouri river Railroad company to accept and appropriate a grant of land.

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

SECTION 1. May accept a grant. That the McGregor, St. Peters and Missouri railroad company is hereby authorized and empowered in the name and behalf of the state of Iowa, to accept any grant of land which may be made to said state by the present or any subsequent congress for the purpose of aiding in the construction of a railroad from McGregor's landing westerly through said state.

SEC. 2. File certificate. The acceptance of said grant shall be signified by said company filing a duplicate certificates to that effect under the seal of said corporation, signed by the president and secretary thereof; one in the office of the secretary of state of the state of Iowa, the other in the office of the secretary of the interior, at Washington, which shall be held and regarded as an acceptance by the state, which shall bind said company to the performance of the conditions of such grant.

SEC. 3. Rights conferred. All the rights, title and interest in the lands so granted to the state of Iowa for the purpose aforesaid are hereby granted and conferred upon the said company to as full and complete extent as the same may exist in the state, subject to all the qualifications and restrictions contained in such grant, and it shall be the duty of the governor of the

[167] state, whenever called upon, to execute to the company the proper patents and acquittances therefor.

SEC. 4. **Agents.** The governor is hereby authorized and required to appoint such agent or agents as may be required, to select or locate any of the lands so granted, which said agent or agents shall each receive three dollars per day for the time actually employed in making such selections, to be paid by said company.

SEC. 5. **Route to be fixed.** The line and route of said road shall be definitely fixed and located within one year after the approval of such grant, and maps and plats showing such line and route shall be filed in the office of the governor, and also in the office of the secretary of state of the state of Iowa. It shall be the duty of the governor, after fixing his official signature thereto, with the seal of the state, to cause the same to be filed in the office of the secretary of the interior at Washington.

SEC. 6. **Laws applied.** All that part of sections 9, 10, 11, 12, 14, 15, and 16, of an act entitled an act to accept of the grant and carry into execution the trust conferred upon the state of Iowa, by an act of congress entitled an act making a grant of land to the state of Iowa, in alternate sections, to aid in the construction of railroads in said state, approved May 15, 1856, which act was approved July 14, 1856, as may be applicable to the terms and conditions of said grant; are hereby declared to be in force, and binding on said company.

SEC. 7. This act shall take effect and be in force from and after its publication in the Iowa Capital Reporter and Iowa City Republican, without expense to the state.

Approved January 27, 1857.

[168] CHAPTER 130.

RE-SURVEY OF ROADS.

AN ACT to authorize the re-survey of roads.

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

SECTION 1. **Resurvey.** That when by reason of the loss or destruction of the field notes of the original survey, or in cases of defective surveys or record, or in cases of such numerous alterations of any public highway since the original survey, that its location cannot be accurately defined by the papers on file in the proper office, that the county judge of the proper county may, if he deem it necessary, cause such road or roads to be re-surveyed, platted and recorded as hereinafter provided.

SEC. 2. **File plat.** That a copy of the field notes together with a plat of any highway surveyed under the provisions of this act, shall be filed in the office of the county judge, and thereupon the county judge shall give public notice by publication in some newspaper published within the county, or if no paper is published in his county, by posting such notice in five of the most public places in the vicinity of such survey, that such survey has been made and that at some term of the county court not less than twenty days from the publication, he will unless good cause be shown against so doing, approve of such survey and plat, and order them to be recorded as in cases of the original establishment of a public highway.