

[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.

SEC. 3. Co. judge hear complaints. In case objections shall be made by any person claiming to be injured by the survey made, the county judge shall have full power to hear and determine upon the matter, and may, if deemed advisable, order a change to be made in the survey, upon the final determination of the county judge, or in case no objection be made at the term of the court named in the said notice of the survey, he shall approve of the same, and cause the field notes and plat of the highway to be recorded as in cases of the establishment or alteration of highways, and thereafter such record shall be received by all courts as conclusive proof of the establishment and existence of such highway, according to such survey and plat.

[169] **SEC. 4.** This act to take effect and be in force from and after its publication in the Iowa City Republican and Iowa Capital Reporter.

Approved January 27th, 1857.

I certify that the foregoing act was published in the Iowa City Republican, Feb. 17, 1857, and Iowa Capital Reporter, Feb. 16, 1857.

ELIJAH SELLS,
Secretary of State.

CHAPTER 131.

TOWN PLATS.

AN ACT requiring the proprietors of town plots to record the same.

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

SECTION 1. Town plats to be recorded—forfeiture. That any person or persons who shall dispose of, or offer for sale or lease, for any time, any out or in lots in any town or addition to any town or city, or any part thereof, which has been or shall be hereafter laid out, until the plat thereof has been duly acknowledged and recorded, as provided for in chapter forty-one (41) of the code of Iowa, shall forfeit and pay fifty dollars for each and every lot or part of lot so sold or disposed of, leased or offered for sale.

SEC. 2. Unrecorded plats to be recorded. That every person who has heretofore thus laid out any town or addition to any town, and sold lots within the same, without having the plat of the same recorded according to law, shall have the said plat so recorded within three months from the taking effect of this act, and in case of failure so to do, shall be subject to the penalty in this act provided.

SEC. 3. This act to take effect and be in force from and after its publication according to law.

Approved January 27, 1857.

[170] CHAPTER 132.

REPRESENTATIVE APPORTIONMENT.

AN ACT to apportion the State and define the boundaries of the representative districts therein.

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

SECTION 1. 1st dis't. That the county of Allemaque shall constitute the first representative district, and have one representative.