

Sec. 19. This act shall be in force from and after its publication in the Iowa Capital Reporter and Iowa City Republican.

Approved January 29, 1857.

I certify that the foregoing act was published in the Iowa City Republican, Feb. 20, 1857, and in the Iowa Capital Reporter Feb. 19, 1857

ELIJAH SELLS,
Sec'y of State.

CHAPTER 222.

DESMOINES RIVER.

AN ACT in relation to the Des Moines river improvement.

Com'r contract SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That there shall be appointed by the governor of the State of Iowa, a commissioner who, with the commissioner already existing by law, shall be, and is hereby fully authorized and empowered, to agree and contract with any party or parties for the speedy and earliest prosecution of the work upon the Des Moines river improvement, upon such terms as they may believe to be just and advantageous to the State, and it shall also be the duty of said commissioners upon just and equitable terms to ascertain and pay any and all indebtedness which may be due any party or parties for money advanced, work done or materials furnished for or on account of said improvement. In case of a disagreement between the commissioners as to the terms of the contract or settlement, the attorney general shall act as a third commissioner, and any two of the commissioners shall have power to act. Any settlement or contract entered into by said commissioners shall not be valid until approved by the governor.

Sell & mortgage lands. SEC. 2. That it shall be lawful for said commissioners to sell and dispose of lands belonging to the Des Moines river grant, and not heretofore sold or any portion thereof, or pledge the same or any portion thereof, by mortgage or deed of trust, together with the improvement contemplated, and make them the basis of bonds to be issued for money

borrowed, which sale, if any is made, shall be for the payment of indebtedness and the construction of said improvement; and the proceeds of said bonds, if any shall be issued in conformity to the above provisions, shall be applied to the prosecution of said improvement, or to the payment of just claims against the same, and any diversion therefrom of said lands or the monies raised by the pledge of the same shall be illegal.

SEC. 3. That the commissioners be, and they are hereby ^{Duty of commissioners.} empowered to enter into contract with any company for the sale of all the lands and the tolls and water rents for a term of years, who will give satisfactory evidence and security for the entire completion of the improvement.

SEC. 4. That any and all bonds, if there should be any ^{Bonds.} issued in pursuance of the provisions of this law, shall be signed by the governor and countersigned by the commissioners and duly registered in the office of the auditor of State, and shall contain a condition that the unsold lands of the Des Moines river grant, and the improvements are alone bound as security for the same, and that the State is in no way responsible other than to faithfully appropriate such lands or the income of the improvement to the liquidation of the same. In case a contract is made with any person or persons, the provisions of the contract shall be such as that the lands donated by Congress for said improvement, and yet remaining unsold, shall be faithfully applied to said work at their actual value, either by being sold in the manner hereinafter provided, or by being taken by the contracting party at a fair valuation: *Provided*, that any disposition of said lands shall be in strict compliance with the terms and conditions of the act of Congress donating the same.

SEC. 5. That if any lands are sold as above provided for ^{Advertisement.} by said commissioners, it shall be their duty to advertise the same by publication in at least three newspapers in or nearest to the county, wherein said lands are situated, and one newspaper published at Fort Des Moines, at least thirty days before the sale, and said sale shall not be valid unless made at public auction at the county seat of the county in which the same are situated. In case it is necessary, in order to carry out the provisions of this act, to value any of

the said lands, the same shall be valued by three persons, who shall be citizens of this State, and who shall be chosen as follows: one by the governor of the State, one by the attorney general, and the third to be the commissioner of said improvement, who shall appraise the required amounts of said lands at their actual cash value, at the time of such valuation, and the said appraisers shall first subscribe an oath that they will faithfully and impartially perform the said duty.

Salary.

That the salary of the commissioners shall hereafter be twelve hundred dollars per annum, and the salary of the commissioner herein provided for, shall be the same as the commissioner for the time he shall be actually employed in the business connected with said Improvement.

Transfer papers.

SEC. 6. That it shall be the duty of the register of the Des Moines River Improvement, as early as practicable, to transfer and deliver over to the register of the State Land Office any and all vouchers, plats, books, and other things belonging to and connected with said register's office.

Register abolished.

SEC. 7. That the office of register and the office of assistant commissioners be and the same are hereby abolished, and the register of the State land office be, and hereby is required to do and perform all the duties, heretofore performed by the register of the Des Moines River Improvement.

Old accounts.

SEC. 8. That said commissioners be and are hereby authorized to settle all accounts of former commissioners and agents of the Des Moines River improvement, and demand and receive from any and all of them all vouchers, books and other things belonging to and connected with said improvement, and the same shall be transferred and kept at the office of the commissioners of said improvement.

Com. report.

SEC. 9. It shall be the duty of the commissioner or commissioners to report semi annually to the Governor a full and true statement of his or their doings, and the progress of the improvement, and all matters of importance connected therewith, and these reports, or a summary of them, shall be by the Governor reported to the Legislature.

LAWS OF IOWA.

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SEC. 10. This act shall take effect and be in force from and after its publication in the Iowa City Republican and Capital Reporter.

Approved January 29, 1857.

I certify that the foregoing Act was published in the Iowa City Republican, Feb. 23, 1857, and in the Iowa Capital Reporter.

ELIJAH SELLS,
Sec'y of State.

CHAPTER 223.

STATE OFFICERS.

AN ACT relating to the reports of State officers and printing the same.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That it shall be the duty of the several State officers to have their reports prepared and placed in the hands of the State printer at least two months before the assembling [of] the Legislature. When prepared.

SEC. 2. It shall be the duty of the State printer to have one thousand of each the aforesaid reports printed and laid upon the desks of the members of the General Assembly on the first day of the session. Printer's duty.

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

Approved January 29, 1857.

CHAPTER 224.

STAY ON EXECUTION.

AN ACT to amend chapter 112 of the laws of the fourth session of the General Assembly.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That section one of chapter 112, of the laws of the 4th General Assembly, be, and the same is hereby amended.