

continued up to the time at which the suit is brought by which the recovery of the land is obtained as above contemplated. Provided, that nothing in this act shall be construed to give tenants color of title against their landlords.

SEC. 2. This act shall take effect and be in force from and after its publication in the Iowa State Register and North Iowa Times.

Approved March 13th, 1860.

I hereby certify that the foregoing act was published in the Iowa State Register March 21, 1860, and in the North Iowa Times, March 21, 1860.

ELIJAH SELLS, Sec. of State.

[145] CHAPTER 110.

[Chap. 43.]

MORTGAGES.

AN ACT to regulate the foreclosure of Mortgages.

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

SECTION 1. **Foreclosure.** That in actions now commenced, or which may hereafter be commenced, in any of the courts of this state, for the foreclosure of any mortgage or mortgages, the defendants shall not be held to answer therein until the expiration of nine months after the date of the service of the original notice in such actions on the first defendant served, any provision in any law or laws enacted by the general assembly at its present session to the contrary notwithstanding.

SEC. 2. From and after the first day of January, one thousand eighth hundred and sixty-one, this act shall cease to be in force, and the class of actions mentioned in this act, shall be governed by rules of practice concerning such actions in force at that time.

SEC. 3. **Take effect.** This act to take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Journal, newspapers published at Des Moines.

This bill having remained with the Governor three days, Sunday excepted, the General Assembly being in Session, has become a law this 21st day of March, 1860.

ELIJAH SELLS,
Secretary of State.

I hereby certify that the foregoing act was published in the Iowa State Journal, April 7th, 1860, and in the Iowa State Register March 28th, 1860.

ELIJAH SELLS,
Secretary of State.

CHAPTER 111.

[Chap. 49.]

COUNTY JUDGES.

AN ACT limiting the powers and defining the duties of County Judges in certain cases.

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

SECTION 1. [146] **Limited in constructing for public buildings.** That no contract made by any co. judge for the use of, or for the erection of county buildings where the expenditures exceeds two thousand dollars, shall be legal, unless it is first submitted to a vote of the people of his county as provided

in sections one hundred and thirteen (113) and one hundred and fourteen (114) of the code of Iowa.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 3. **Take effect.** This act shall take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Journal, anything in sections twenty-three (23) and twenty-four (24) of the code to the contrary notwithstanding.

Approved March 22, 1860.

I hereby certify that the foregoing act was published in the Iowa State Register March 28th, 1860, and in the Iowa State Journal April 7th, 1860.

ELIJAH SELLS,
Secretary of State.

CHAPTER 112.

[Chap. 58]

STATE HISTORICAL SOCIETY.

AN ACT entitled an act to amend an act entitled an act to provide for an annual appropriation for the benefit of a State Historical Society, approved Jan. 28th, 1857.

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

SECTION 1. **\$500 appropriated annually to be expended by the society.** That chapter two hundred and three (203) of the laws of the 6th general assembly, approved January 28th, 1857, be amended as follows:

That there is hereby annually appropriated, until the legislature shall by law otherwise direct, to the state historical society, formed in connection with, and under the auspices of the state university, the sum of five hundred dollars, to be expended by said society in collecting, embodying, arranging and preserving in authentic form, a library of books, pamphlets, maps, charts, manuscripts, papers, paintings, statuary and other materials illustrative of the history of Iowa. To rescue from oblivion the memory of its early pioneers, to obtain and preserve varieties of their exploits, perils and hardy adventures. To secure facts and statements relative to the history, genius, progress or decay of our Indian tribes. To exhibit faithfully the antiquities, past and present resources of Iowa. Also, to aid in the publications of such of the collections of the society as the society shall from time to time deem of value and interest. To aid in binding its books, pamphlets, manuscripts and papers, and in paying other necessary incidental expenses of the society.

SEC. 2. This act shall take effect and be in force from and after its publication in the Iowa State Register and Iowa State Journal.

Approved March 26th, 1860.

I hereby certify that the foregoing act was published in the Iowa State Journal April 7th, 1860, and in the Iowa State Register April 4, 1860.

ELIJAH SELLS,
Secretary of State.

CHAPTER 113.

[Chap. 83.]

CHANGE OF VENUE.

AN ACT to authorize change of Venue in certain cases.

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

SECTION 1. **When jury cannot be obtained.** That in any civil action in the district court, where it is made to appear to the judge thereof that a jury of