

I will support the constitution of the United States, and of the state of Iowa; that I will honestly and faithfully discharge the duties of (here describe nature of the office, trust or position as trustee, manager or inspector, as the case may be) according to the laws that now are or that may hereafter be in force, regulating said institution, and prescribing the duties of trustees, managers, commissioners or inspectors thereof, (as the case may be;) that I will, in all things, conform to the directions contained in said law or laws, and that I will not, directly or indirectly, as such trustee, manager, commissioner or inspector, (as the case may be) make, or enter into, or consent to any contract or agreement, expressed or implied, whereby any greater sum of money shall be expended or agreed to be expended than is expressly authorized by law, at the date of such contract or agreement.

SEC. 2. **Contracts must be limited to within the term of, the officer contracting.** Any such officer who shall be empowered to expend any public monies, or to direct such expenditures, is hereby prohibited from making any contract for the erection of any building, or any other purpose which shall contemplate any excess of expenditures beyond the terms of the law under which said officer was appointed.

SEC. 3. Any such officer already elected or appointed, who has not already taken such oath, shall forthwith do so, and shall be subject to the provisions of this act.

SEC. 4. **Oath to be filed with the audit'r of state.** All the oaths required by this act shall be filed in the office of auditor of state, and the state [150] auditor shall not draw any warrant upon the state treasurer for the purposes for which any of said officers are appointed until said oaths are so filed.

SEC. 5. **Penalty.** Any person wilfully violating the provisions of this act, shall, upon conviction thereof, be liable to a fine not exceeding five thousand dollars, or imprisonment in the penitentiary not exceeding five years, or both, at the discretion of the court.

SEC. 6. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 7. This act shall be in force from and after its publication in the Iowa State Register and Iowa State Journal.

Approved April 2, 1860.

I hereby certify that the foregoing act was published in the Iowa State Journal April 21st, 1860, and in the Iowa State Register May 2, 1860.

ELIJAH SELLS,  
Secretary of State.

## CHAPTER 116.

[Chap. 120.]

### SWAMP LANDS.

AN ACT, to amend an act entitled "an act to prevent trespass or waste on swamp or other lands, in the State of Iowa, and for other purposes" approved January 25th, 1855.

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

SECTION 1. **Prevent trespass or waste—penalty.** That section 3 of an act entitled "a bill to prevent trespass or waste on swamp or other lands in the state of Iowa, and for other purposes" approved January 25, 1855, be and the same is hereby amended so as to read; "on the appearance of the person or persons arrested under said warrant the county judge shall proceed to hear testimony in the case, and if the person or persons so arrested shall be found

guilty of committing trespass or waste contrary to the provisions of this act he or each of them, if more than one is arrested, shall be adjudged to pay a fine not exceeding [151] one hundred dollars, or to be imprisoned in the county jail for a period not exceeding thirty days, at the discretion of said judge. *Provided*, that any person so arrested shall be entitled to be tried by a jury of six disinterested residents of the county, if he or they require it, and the county judge shall have authority to commit such person to the county jail until the fine and costs adjudged against him shall be paid.

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

Approved April 2, 1860.

I hereby certify that the foregoing act was published in the Iowa State Register April 25, 1860, and in the Iowa State Journal April 21, 1860.

ELIJAH SELLS,  
Secretary of State.

STATE OF IOWA—SS.

I, ELIJAH SELLS, Secretary of the State of Iowa, hereby certify that the foregoing acts and resolutions are truly copied from the original rolls on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the great seal of the state of Iowa. Done at Des Moines, this 9th day of May, A. D., 1860.

ELIJAH SELLS,  
Secretary of State.

L. S.