

the time of holding Court in the several counties in said District.

All original notices, or notices of any kind, requiring the defendant or defendants or parties to any proceeding to appear at the terms as now fixed by law, and which shall have been served by the Sheriff, or whereof publication shall have been completed or begun, at the taking effect of this Act, shall be held good, and the defendant or defendants or parties thus notified shall be held to appear at the times herein fixed for the holding of the respective Courts herein named, *provided*, the said notice or notices would have been sufficient in law had not the time of holding Courts been changed by this Act, and *provided further*, that the necessary time required by law for such notices shall have elapsed prior to the times herein fixed for holding the said several Courts, and in all cases where such time shall have elapsed prior to the times herein fixed for holding the several Courts as aforesaid, and where the notice is regular in all other respects, the parties notified shall be held to appear. But all notices not served by the Sheriff, and all notices, publications hereof shall not have begun at the taking effect of this Act, shall notify the parties thereto to appear at the time herein fixed by this Act for holding the said several Courts according to the general law regulating original notices and the service thereof.

Notice to defendants not effected by change.

Notices not served.

SEC. 3. All Acts heretofore passed, fixing the times of holding Courts in said District, are hereby repealed.

Repealing.

SEC. 4. This Act being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa Daily State Register and the Des Moines Daily Times.

Take effect.

Approved February 1, 1862.

I hereby certify that the foregoing Act was published in the Iowa Daily State Register February 5th, and in the Des Moines Daily Times, February 6th, 1862.

ELIJAH SELLS, Secretary of State.

## CHAPTER 3.

### EIGHTH JUDICIAL DISTRICT.

AN ACT to change the times of holding courts in the Eighth Judicial District of the State of Iowa.

SECTION 1. *Be it enacted by the General Assembly of*

Time holding *the State of Iowa*, That the terms of the District Court within and for the Eighth Judicial District shall be hereafter in each year held as follows :

Johnson Co. At Iowa City in Johnson county, on the first Monday in January, second Monday in May, and the third Monday in October.

Iowa Co. At Marengo in Iowa county, on the first Mondays in February and September.

Tama Co. At Toledo in Tama county, on the third Mondays in February and September.

Benton Co. At Vinton in Benton county, on the fourth Mondays in February and September.

Linn Co. At Marion in Linn county, on the fourth Monday in March, second Monday in July and second Monday in November, *Provided*, That for and during the year 1862 there shall be no term of said Court on the fourth Monday in March in said Linn county, but the only terms held in said county for the year 1862, shall be those commencing on the second Mondays in July and November.

Cedar Co. At Tipton in Cedar County, on the first Mondays in June and December.

Jones Co. At Anamosa in Jones County, on the third Mondays in June and December.

Change of time. SEC. 2. That no process, writ, notice, petition, indictment or other paper issued out of, returnable to, or to be tried in any of the Courts in said District, and made returnable or triable at any term as fixed by law therein by the act hereinafter repealed, shall be quashed, set aside or in any manner invalidated by reason of anything in this act, but the same shall be held to be returnable and triable at the times fixed by this act in the respective Counties of said district, and in any County wherein the time of holding any term of said Court is hereby changed, such process, writ, notice, petition, indictment or other paper shall be held to be returnable and triable at the first term of the said Court which shall be held in such County next after the taking effect of this Act.

Repealing act 8th General Assembly. SEC. 3. That Chapter five of the Acts passed at the regular session of the Eighth General Assembly, approved January 27th, 1860, be, and the same is hereby repealed, and as well all Acts and parts of Acts in conflict herewith.

Take effect. SEC. 4. That this Act being deemed of immediate importance shall take effect and be in force from and after its publication in the Daily Iowa State Register and Daily Des Moines Times, published at Des Moines, Iowa, and shall be in force from and after the date of such

Not to affect writs, processes and proceedings pending.

publication, the provisions of Section twenty-four of the Revision of 1860 to the contrary notwithstanding.

Approved February 4th, 1862.

I hereby certify that the foregoing Act was published in the Daily Iowa State Register and Daily Des Moines Times, February 6th, 1862.  
 ELIJAH SELLS, Secretary of State.

CHAPTER 4.

PRESERVING TROUT.

AN ACT to provide for the preservation of Trout in the waters of this State.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That it shall be unlawful for any person to take any Trout in any of the waters of this State with any net, seine, weir, basket, spear grapple, trap or any other device, whatsoever, except a hook and line. Nor shall any person take or destroy any of the fish aforesaid in any of said waters by any means whatever, between the fifteenth day of September and the last day of December in each and every year.

Trout to be caught with hook & line. Taking trout prohibited between the 15th day of September and last day of December.

SEC. 2. The having in possession any of the above named fish recently ensnared or killed between the days above mentioned, shall be deemed and taken as *prima facie* evidence that the same was caught by the person or persons having the possession of the same in violation of the provision of this Act.

Possession prima facie evidence of violation of law.

SEC. 3. Any person violating any of the provisions of this Act, shall forfeit and pay a fine of three dollars for each Trout killed, bought or sold or held in possession in violation of this Act.

Penalty.

SEC. 4. Any person who shall go upon the premises of any person or corporation, whether inclosed or not, and shall be found seeking to take by any means whatever any of the fish aforesaid, within the said fifteenth day of September and the last day of December aforesaid, shall be deemed guilty of trespass and may be prosecuted by any person, in possession of said premises, before any Justice of the Peace of the county or other court of competent jurisdiction, and fined in any sum not less than three dollars nor more than fifty dollars to be paid one moiety to the complainant and one moiety

Penalty for trespass upon premises of any person or corporation.