

to the Clerk of the District Court of the county for the use and benefit of the schools of said county; *Provided*, however, that a judgment against a person for a violation of this Act under the first Section of the same, shall be a bar to any suit under the fourth Section of this Act for the same offence.

Manner of commencing suit.

SEC. 5. A prosecution may be brought by any person in the name of the State of Iowa, against any person or persons violating the first Section of this Act, before any Justice of the Peace of the county in which such violation of this Act is alleged to have taken place, or before any court of competent jurisdiction thereof, and any sum or sums so recovered shall be paid to the Clerk of the District Court of the county, for the benefit of the common schools of said county.

Taking effect

SEC. 6. This Act shall be in force from and after its publication according to law.

Approved February 5th, 1862.

## CHAPTER 5.

### DEPUTY CLERK DISTRICT COURT.

AN ACT to authorize the Deputy Clerk of the District Court to act instead of his principal in certain cases, and to legalize certain acts heretofore done.

Deputy Clerk to discharge duties of principal.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That in case the Clerk of the District Court of any County shall be absent or from any other cause shall be unable to discharge any of the duties required of him by virtue of the provisions of Chapter 115, of the Revision of 1860, including the drawing of Jurors, then and in that case the Deputy of such Clerk duly appointed, may act in his stead, and all Acts and parts of Acts coming in conflict with this Act are hereby repealed.

Acts legaliz'd

SEC. 2. In all cases where Deputy Clerks have heretofore in the absence or inability of their principals, acted under the provisions of said Chapter 115, in drawing the names of Jurors, such acts are hereby legalized and declared valid and binding.

Take effect.

SEC. 3. This Act being deemed by the General Assembly of immediate importance, shall take effect and be

in force from and after its publication in the Daily State Register and the Daily Des Moines Times.

Approved February 6, 1862.

I hereby certify that the foregoing Act was published in the Daily State Register February 9th, 1862, and in the Daily Des Moines Times, February 18th, 1862.

ELIJAH SELLS, Secretary of State.

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## CHAPTER 6.

### INSANE ASYLUM.

**AN ACT** to abolish the Board of Commissioners of the Insane Asylum.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That so much of section 1, Chapter 134, of the Acts of the 5th General Assembly as constitutes the Governor of the State, Edward Johnson, of Lee, and Charles S. Clark of Henry County, a Board of Commissioners to locate and superintend the erection of a building to be used as an Asylum for the Insane be and the same is hereby repealed. Board of Commissioners abolished.

SEC. 2. That Chapter 77 of the Acts of the 8th General Assembly, which constitutes William H. Postlewait of Burlington, a Commissioner for the erection of the Iowa Hospital for the Insane, be and the same is hereby repealed.

SEC. 3. That the duties heretofore devolving upon said Board of Commissioners shall be discharged by the Board of Trustees of said Iowa Hospital for the Insane. Duties to devolve upon the Board of Trustees.

SEC. 4. This Act to take effect and be in force from and after its publication according to law.

Approved February 11th, 1862.

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## CHAPTER 7.

### RELIEF OF SICK AND WOUNDED SOLDIERS.

**AN ACT** to appropriate money for the relief of sick and wounded soldiers among the Iowa Volunteers.

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