

Civil action
may be had
against per-
sons driving
off Stock.

SEC. 3. The owner of said stock may in addition to the provisions of the preceding sections of this Act, commence civil action against the person or persons so driving off the stock, and if it is proved to have been maliciously or knowingly driven off, shall recover treble damages therefor.

SEC. 4. Any Justice of the Peace in any county where personal service can be had, shall have jurisdiction of the case, the same as though the defendant resided in said county.

SEC. 5. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Approved March 17th, 1862.

CHAPTER 35.

DISEASED SHEEP.

AN ACT to prevent the importation, running at large, and sale of diseased sheep.

Penalty for
importing or
driving into
this State dis-
eased Sheep.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That it shall not be lawful for the owner of sheep, or any person having the same in charge, knowingly to import or drive into this State, sheep having any contagious disease, and any person so offending shall be deemed guilty of a misdemeanor, and shall be punished by fine in any sum not less than fifty dollars nor more than one hundred dollars.

Penalty for
turning out or
forselling dis-
eased Sheep.

SEC. 2. That any person being the owner of sheep, or having the same in charge, who shall turn out, or suffer any sheep having any contagious disease, knowing the same to be so diseased, to run at large upon any common, highway, or uninclosed lands, or who shall sell or dispose of any sheep, knowing the same to be so diseased, shall be deemed guilty of a misdemeanor, and shall be punished by a fine in any sum not less than fifty dollars, nor more than one hundred dollars.

Fines go into
School Fund.

SEC. 3. All fines recovered under the provisions of this Act shall be paid into the County Treasury, for the use of the Common School Fund.

Damages
may be recov-
ered.

SEC. 4. Nothing in this Act shall be so construed as to prevent the recovery of damages in civil actions against any person or persons, who shall import or drive such diseased sheep into this State, or who shall allow

such diseased sheep to run at large, or who shall sell such diseased sheep.

SEC. 5. This Act being deemed of immediate importance by the General Assembly, shall take effect from and after its publication in the Daily State Register and Daily Des Moines Times.

Approved March 17, 1862.

I hereby certify that the foregoing Act was published in the Daily State Register and Daily Des Moines Times March 21st, 1862.

ELIJAH SELLS, Secretary of State.

CHAPTER 36.

CERTIFICATES OF ELECTION.

AN ACT to regulate the issuing of certificates of election in certain cases.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That in all cases where the County Judge was heretofore empowered by law to issue certificates of election, the same shall hereafter be issued by the Clerk of the Board of Canvassers, under his signature and signed by the President and attested by the Clerk of the Board of Canvassers, with the seal of the District Court thereto affixed.

Clerk of the Board of canvassers may issue Certificate of election.

SEC. 2. All Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved March 17th, 1862.

CHAPTER 37.

PAY OF PENITENTIARY GUARDS.

AN ACT to amend Section 5192 of the Revision of 1860.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That Section 5192 of the Revision of 1860, be and is hereby amended so as to read as follows: Each night Guard shall receive forty dollars per month,