

for the Deaf and Dumb, which took effect January 31st, 1855, and passed at the Fifth General Assembly, are hereby repealed, together with all Acts and parts of Acts coming in conflict with this Act.

SEC. 9. 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 State Register, and Des Moines Times, papers published at Des Moines, Iowa.

Approved April 8, 1862.

I hereby certify that the foregoing Act was published in the State Register, April 18, 1862, and in the Des Moines Times April 19th, 1862.

ELIJAH SELLS, Secretary of State.

CHAPTER 153.

DUBUQUE AND SIOUX CITY RAILROAD COMPANY.

AN ACT to require the Dubuque and Sioux City Railroad Company to release certain Swamp, School and River Lands, on the line of said Road, and providing for the compensation therefor by an extension of the time of building said Road.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That from and after the taking effect of this Act, the Governor of the State of Iowa shall not certify to the Secretary of the Interior that any part of the road is completed on the line of the Dubuque and Sioux City Railroad, as now provided for by section four (4) of the Act of Congress making said grant, approved May 15th, A. D. 1856; nor shall said road be entitled to receive any certificate for lands on said line of road until said Company shall have executed a deed of release of all the swamp and overflowed lands now approved, or that may be hereafter approved by the Surveyor General, in any County within the fifteen mile limits of said road, to the County in which such swamp and overflowed lands may be situated, including all such swamp or overflowed lands as were returned and certified to the General Land Office, and ratified to the State by Act of Congress of March 3d, 1857, nor until said Dubuque and Sioux City Railroad Company shall transfer their interest in those tracts of land in Webster and Hamilton

Dubuque &
Sioux City
R. R. Co.

Counties, heretofore sold by John Tollman, School Fund Commissioner of Webster County, within the fifteen mile limits of the grant of said road (whether the same are held by patents from the State, or contracts made with said Commissioner) to the Register of the State Land Office, in trust to enable said Register to carry out and perform said contracts in all cases where he is called upon by the parties in interest to do so before the first day of January, A. D. 1864, (after which day he is authorized and required to re-convey those tracts aforesaid not demanded or claimed as aforesaid at that time, to said Railroad Company), nor until the said Dubuque and Sioux City Railroad Company shall execute deeds of release to the State of Iowa of all lands sold by the State prior to the 7th day of May, A. D. 1854, of the odd sections above the Raccoon Fork of the Des Moines River within five miles of said River, and of such other of said lands as have been sold since that date and prior to the first day of January, A. D. 1862, and now improved and occupied by actual settlers residing thereon, who have purchased the same in good faith, not exceeding, however, one hundred and sixty acres to any one land settler.

State Land
Office Reg.

Deeds of re-
lease.

Deeds of re-
lease by said
R. R. Co.

Deeds shall
be filed and
recorded.

Completion
of R. R. ex-
tended.

SEC. 2. The deeds of release herein provided for shall be executed and acknowledged by said Company, in the same manner as any other deed for the conveyance of real estate, but it shall not be necessary to describe the separate parcels of said lands, and a general release of each kind of land herein described, viz., as "swamp lands," &c., to the State shall be a valid and legal release of each separate parcel of said lands to the county in which any part thereof may be, and of the Des Moines River Lands and School Lands aforesaid, to the present claimants of title by sale through the State or said School Fund Commissioner, as the case may be.

SEC. 3. The said deeds of release shall be filed and recorded in the office of the State Register of the State Land Office, and either the record or the certificate of said Register shall be sufficient evidence of the compliance of said Companies with the provisions of this Act.

SEC. 4. In consideration of the foregoing relinquishment by said road, the time of completion of any part of said road not now completed, shall be extended one year beyond the time of the taking effect of this Act: *Provided*, that the entire road shall be completed by the time provided for by said Act of Congress.

SEC. 5. All Acts and parts of Acts in any manner

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conflicting with the provisions of this Act, are hereby repealed.

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

Approved April 7th, 1862.

CHAPTER 154.

TREASURER'S CERTIFICATES.

AN ACT to protect owners of Treasurers' Certificates of purchase of Real Estate at Tax Sales.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the owner of a Treasurer's Certificate of purchase of lands in this State, now or hereafter sold for taxes, may recover damages by suit in his own name, of any person committing waste or trespass thereon, as provided in sections 2134 and 2137 of the Revision of 1860. Damages for waste or trespass on lands.

SEC. 2. All moneys collected under the provisions of this Act shall be paid, by the officer collecting the same, to the Clerk of the Board of Supervisors of the County in which the waste or trespass was committed, which moneys shall be held by said Clerk, and an entry thereof made in a book to be kept by him for that purpose, until the lands upon which such waste or trespass was committed, shall have been redeemed or a Treasurer's deed therefor shall have been executed and delivered to the holder of said certificate, when if redemption be made, the money shall be paid the owner of the land, and if not redeemed, to the tax sale purchaser or his assignee. Moneys collected.

Approved April 8, 1862.

CHAPTER 155.

DÉCREES AND JUDGMENTS U. S. DISTRICT COURT.

AN ACT requiring the Recorders of Deeds and Mortgages of the several counties of Iowa to procure and keep on file in their respective offices, a report of the Decrees and Judgments rendered in the District Court of the United States for the District of Iowa.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That it shall be the duty of the Recor-