

J. M. PARKER, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER:

Your Committee on Judiciary, to whom was referred house file No. 263, a bill for an act to amend chapter 10, title II of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the house with the recommendation that it do pass.

Ordered passed on file.

J. M. PARKER, *Chairman.*

HOUSE FILE NO. 263.]

[BY STRUBLE.

A BILL

FOR AN ACT TO AMEND CHAPTER 2 TITLE X OF THE CODE.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That chapter 2, title X, of the Code, be and the same is hereby amended as follows: By inserting the word "dikes" in section 1207 of the Code immediately after the word "ditches" therein, and by inserting the word "dike" in sections 1208, 1209, 1211 and 1214 of the Code immediately after the word "ditch" whenever it occurs therein, and by inserting in said section 1214 immediately before the word "ditches" in the eleventh line from the bottom thereof the words, "dikes to be repaired and said," and by inserting in said section 1214, in line four from the bottom thereof, immediately after the word "water-courses" therein, the words "or damaging said dikes."

SEC. 2. That section 1214 of the Code be and the same is hereby amended by adding thereto the following, viz.: "*Provided,* that in any county having a swamp land fund, or owning swamp lands or indemnity swamp lands, the supervisors of the county may appropriate such lands or funds to aid in diking any stream in the county, or to aid in straightening the same. But such supervisors, before making use of such lands or funds for the purpose in this section specified, shall make a fair and equitable apportionment of such lands and funds among the various townships of the county, taking into consideration the nature and character of the various streams therein, and the amount needed to make the necessary dikes to prevent the

9 same from overflowing the adjacent lands, and no greater proportion of said lands or fund
10 shall be used to aid in making such improvement in any one township than the fair and
11 equitable portion thereof as determined by such supervisors. And no such funds or lands
12 shall be appropriated for the purposes designated in this act, except to aid in the prosecution
13 of such improvement, and when an equal amount to that appropriated by the supervisors
14 shall be assessed and levied upon the lands in the vicinity of such work as provided in this
15 section.