

of the intention to take a vote on such subject having been given three weeks previous to taking the same, in like manner that the by-laws are required to be published, and two-thirds of the voters of such town voting for such adoption.

SEC. 26. Wharfage. That in all towns incorporated under the provisions of this act, situate upon navigable streams, and shall charge wharfage, such corporations shall be liable for all damages sustained by reason of their said wharf being kept in bad condition: provided, no boats shall be charged wharfage for landing opposite any incorporated town, if they do not take in or discharge some cargo.

Approved, February 24th, 1847.

CHAPTER 118.

STATE ROAD.

AN ACT to lay out a state road from the county seat of Benton county, to Quasqueton, in Buchanan county.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Commissioners—route of road. That E. B. Spencer, Samuel M. Lockhart and William Belles, of the counties of Benton and Buchanan, be, and they are hereby appointed commissioners to lay out and establish a state road from the county seat of Benton county, on the most suitable and practicable route, to Quasqueton, in Buchanan county.

SEC. 2. When to meet—assistance. Said commissioners, or a majority of them, shall meet at the county seat of Benton county, on the first Monday in May, or within three months thereafter, and take to their assistance one surveyor, two chain carriers and one marker, and proceed to lay out and establish said road according to the provisions of an act for opening and regulating roads and highway, approved Dec. 29th, 1838.

[180] **SEC. 3. Compensation.** That the persons required to render services under this act shall receive such compensation as is provided in the eleventh section of an act for opening and regulating roads and highways, approved February 1st, 1843.

SEC. 4. To take effect. This act shall take effect and be in force from and after its passage.

Approved, February 25th, 1847.

CHAPTER 119.

STATE ROAD.

AN ACT to discontinue certain territorial or state roads in the county of Jones.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Roads discontinued. That all territorial or state roads in the county of Jones, running by the side of the military road and so near it as to render the said territorial or state road unnecessary, are hereby discontinued.

SEC 2. Disagreement. In cases where there is a disagreement about the necessity of the continuance of any territorial or state road in said county of Jones, the county commissioners of the county shall decide the same.

SEC. 3. To take effect. This act shall be in force from and after its passage.

Approved, February 25th, 1847.