

Commission-
ers appointed.

SEC. 8. S. B. Umstead, of Clayton county, Shadrach Burliston, of Jackson county, and Paul Cain, of Du Buque county, shall [be] and they are hereby appointed commissioners to locate said county seat under the provisions of this act.

Approved December 20, 1839.

[Chap. 8.]

AN ACT to district the county of Henry into three county commissioners' districts.

Districts
defined.

SECTION I. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That the said county shall be divided into three county commissioners' districts, as follows, to wit: That all that portion of the county of Henry that is included in range five, shall be known as district number one, and all that portion of said county that is included in range six shall be known as district number two, and that portion of said county which is included in range seven shall be known as district number three.

Mode of elect-
ing commis-
sioners.

SEC. 2. *Be it further enacted,* That at the next general election there shall be elected from district number one, one county commissioner, and that thereafter annually there shall be elected from each district one county commissioner alternately, according to provision of the law regulating general elections.

Approved December 23, 1839.

[Chap. 9.]

AN ACT to authorize evidence by the oath of parties.

Party in suit
witness for his
antagonist.

SECTION I. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That either party in any suit in any court within this territory, such suit being founded on contract, may cause the opposite party, or any person of such party, to be subpoenaed as a witness, in the same manner, and with like effect, as any other person. If the party after being personally subpoenaed, fail to attend the trial personally, and such failure be not accounted for, the court may allow the other party to be sworn and examined as a witness in all cases and with like effect as if the subpoenaed party had been personally present and had refused to testify.

Party witness
for himself.