

printed notices in three of the most public places in the county.

SEC. 7. And said company, when so convened, may call one of their members to preside, and may proceed to enact such by-laws, rules and regulations, for the government of said company as a majority of them may deem right and proper: *Provided* said by-laws do not conflict with the laws of the United States or this territory. ^{By-laws.}

SEC. 8. All subsequent meetings shall be in such manner and at such time and place as a majority of said company shall direct. ^{Meetings.}

SEC. 9. That all transfers of stock or of any interest distinct or undivided to any portion of the real property of said company, shall be made by deed duly executed and recorded in the office of recorder for the county in which such real property may lie. ^{Transfers to be recorded.}

Approved December 31, 1839.

[Chap. 17.]

AN ACT to relocate the seat of justice in and for the county of Cedar.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That Henry W. Wiggins, of Scott county, and J. G. McDonald, of Jackson county, and John Eagan, of Johnson county, be and they are hereby appointed commissioners to relocate and establish the seat of justice in and for the county of Cedar. ^{Commissioners appointed.}

SEC. 2. The said commissioners shall, before they enter upon their duties as commissioners, take and subscribe before some district judge or justice of the peace, the following oath, to wit: "I, _____, one of the commissioners appointed to locate the seat of justice in and for the county of Cedar, do hereby solemnly swear (or affirm) that I will perform the duties imposed on me by said appointment, honestly and faithfully according to the best of my abilities, and according to the law relative to locating said county seat; and I do further swear (or affirm) that I am not directly or indirectly interested in said location, but that in locating said county seat, I will be actuated only by a desire for the best interests of said county, without the slightest partiality towards any person or persons, and without bias from fear, favor, or recompense, or the ^{Oath.}

hope of any gain or advantage to myself in any respect whatsoever."

To determine
most eligible
point.

SEC. 3. The said commissioners or a majority of them, shall meet at the town of Rochester, on the second Monday in March next or as soon as possible thereafter, and shall forthwith proceed to examine into and determine upon the most eligible point for the county seat of said county; and if, upon examination, the point where the seat of justice is now located be deemed by said commissioners as convenient and eligible a location as can be found, then they shall relocate said seat of justice at that place, but if otherwise, they shall proceed to locate the same as near the geographical centre of said county as the most eligible situation can be found, combining the advantages of health, convenience of timber, and facility of obtaining water, together with the proper accommodation of the inhabitants.

And locate.

To name.

SEC. 4. So soon as said commissioners shall have determined upon the place where said seat of justice shall be located, it shall be the duty of said commissioners to name said seat of justice by such name as they may think proper, and forthwith to commit their proceedings to writing, and sign the same, and file them with the clerk of the district court of said county, whose duty it shall be to record the same in the record book, and the place thus selected shall be the seat of justice of said county.

To be filed and
recorded.

Pay.

SEC. 5. Said commissioners shall receive three dollars per diem for the time they shall be actually engaged in the location of the said seat of justice, not exceeding ten days, and three dollars for every twenty miles travel going to and returning from said county seat, to be paid out of the treasury of the county of Cedar.

Vacancy to
be filled.

SEC. 6. *Be it further enacted*, That in case of vacancy by death or otherwise in said board of commissioners it shall be the duty of the county commissioners in the county where such vacancy shall occur, to appoint some suitable person who shall be duly authorized to perform the duties of said commissioners, who shall be required to take the oath as provided in this act.

Approved December 31, 1839.