

or printed notices in five of the most public places in said county, at least one month previous to said meeting; 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 of this territory.

SEC. 9. All subsequent meetings shall be held in such manner and at such time and place as a majority of said company shall direct. This act to take effect and be in force from and after its passage.

Approved January 7, 1840.

[Chap. 30.]

AN ACT to amend an act entitled "An act to organize the county of Linn and establish the Seat of Justice thereof."

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That the county treasurer of the county of Linn be and he hereby is instructed to pay to Benjamin Nye of Muscatine county, and Richard Knott of Cedar county, the sums due them under the sixth section of an act entitled "An act to organize the county of Linn and establish the seat of justice thereof," approved January 15, 1839.

Approved January 7, 1840.

[Chap. 31.]

AN ACT to authorize Elijah Buel to keep a Ferry.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That Elijah Buel of the town of Lyons, Clinton county, his heirs and assigns, are hereby authorized to establish and keep a ferry across the Mississippi river, at the town of Lyons, in Clinton county, within the following limits, commencing at the middle of said town on the river, and extending from that point up and down said river one mile each way; and that said Buel, his heirs and assigns have the exclusive privilege of ferrying within said limits for the term of ten years from the taking effect hereof.

SEC. 2. That within two years from the first day of June, eighteen hundred and forty, the said Buel,

<sup>To procure boats.</sup>

his heirs and assigns, shall cause to be procured a good and sufficient horse or steam ferry boat, to be kept at said ferry for the transportation of all passengers and property safely across said river without delay. And until said boat is procured, said Buel shall keep at said ferry good and necessary boats and a sufficient number of hands to work the same.

Subject to general law.

SEC. 3. That said ferry shall be subject to any general law fixing the rates of toll and prescribing the manner in which licensed ferries shall be kept and regulated: *Provided*, That nothing in this act shall be so construed as to interfere with the right that any individual may have to the lands on either side of said river.

Approved January 8, 1840.

[Chap. 32.]

AN ACT to regulate ferries in certain cases.

When charters forfeited towns to keep ferry.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That hereafter, when any charter that shall have been granted or that may hereafter be granted to any person to keep a ferry across the Mississippi river, at any incorporated city or town in this territory, shall, by reason of nonuser or misuser of such franchise, be, by a competent tribunal declared forfeited, that, to prevent a public inconvenience, it shall be competent for the corporation of such city or town to take charge of such ferry, to provide suitable water crafts, and keep the ferry in a proper manner until another charter can be obtained from the legislative assembly.

Privileges, &c.

SEC. 2. That any such corporation, during the time they shall have such ferry in their charge, shall be entitled to like privileges and liable in like manner for the faithful keeping thereof as the person was to whom such charter had been granted. And such corporation may charge and receive like rates of ferriage.

County commissioners to license ferries.

SEC. 3. That the several boards of county commissioners are hereby empowered to grant licenses for keeping ferries on said Mississippi river, at such places as are not provided for by charter in like manner and under like regulations provided in this act and the "Act to regulate ferries," approved December twentieth, eighteen hundred and thirty-eight.