

and if a majority of the voters shall be in favor of the same, they shall proceed according to the provisions of this act, otherwise the same shall not take effect, but if at any future day by previous notice of at least thirty days, they shall agree to adopt it, it shall be as binding as if it had been adopted on the day set forth in this section.

Business transferred.

SEC. 21. That all unfinished business of the president and trustees of the town of Du Buque, is hereby transferred for adjustment to the mayor and aldermen of said city; and they shall be holden for all debts, credits and contracts of, and enjoy all rights and privileges heretofore exercised by and granted to said president and trustees.

Approved January 17, 1840.

[Chap. 85.]

AN ACT to restrict the commissioners in the expenditure of money in the erection of public buildings at Iowa city.

Cost not to exceed.

SECTION I. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That it shall be the duty of the commissioners on public buildings at Iowa city, to adopt a plan for said buildings at that place, the aggregate cost of which, when completed, shall not exceed fifty-one thousand dollars.

SEC. 2. If said commissioners have already adopted a plan for said buildings, the cost of which will exceed the sum aforesaid, then the said commissioners shall set aside such plan and comply strictly with the provisions of the first section of this act.

When to complete.

SEC. 3. That it is hereby made the duty of said commissioners to complete the said buildings at as early a period as possible for the accommodation of the legislative assembly, and to make a full report of their proceedings to the special session of the legislative assembly in July next, embracing a statement of

Report.

First. The plan of said buildings.

Second. The contracts entered into by them, and with whom.

Third. The terms of said contracts, together with the securities by them taken from each contractor for the faithful performance of his contract.

Fourth. The sum of money to be paid to each contractor.

Fifth. All moneys paid out or expended by said commissioners, to whom paid, and for what purpose.

Sixth. Embracing a particular description of the lots sold, and designating the number of said lots, and the blocks in which they are situated, and to whom sold.

Seventh. The price for which each lot was sold, what payments have been received, the amount still due on each, and when payable.

SEC. 4. That the acting commissioner shall enter ^{Bond.} into bonds in the sum of twenty thousand dollars, to be approved by the governor, and filed in the secretary's office, conditioned that he shall safely keep and pay over as hereinafter provided, all funds now in his hands or which may hereafter come into his hands arising from the sale of lots in Iowa city.

SEC. 5. That after said bond shall have been properly executed and filed in the secretary's office, it shall be the duty of said commissioners to receive, ^{Commissioners to keep and manage funds.} keep and pay over all funds arising from the sale of lots or out lots or other property belonging to this territory in Iowa city, in such manner as may be necessary for the speedy erection and completion of said public building: *Provided*, That all accounts or demands paid by said commissioners shall be first audited by the auditor of this territory.

SEC. 6. That said commissioners shall, on the ^{And pay over balance.} completion of said public buildings, transfer and pay over to the treasurer of this territory, all funds, notes or other obligations arising from the sale of the property of this territory, at Iowa city, which remains unexpended according to the provisions of this act.

Approved January 17, 1840.

[Chap. 86.]

AN ACT to amend "An act to provide for the erection of a penitentiary and establishing and regulating prison discipline for the same."

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* ^{To be one director.} That the duties required of three directors by the act to which this is amendatory, shall, after the expiration of twelve months from the time said directors were elected be performed by one director, who shall have the same powers, perform the same duties, and be responsible in like manner that the three would have been had this act not passed.

SEC. 2. The directors shall hereafter receive for ^{Compensation.} their services an annual salary of five hundred dollars, to be paid quarterly by the superintendent out