

of any money appropriated as aforesaid, he taking proper receipts therefor.

Superintendent.

SEC. 3. The superintendent shall receive an annual salary for his services until otherwise directed by law, the sum of one thousand dollars, payable on the order of the director, quarterly, and who shall be responsible in like manner to the one director that he would have been to the three, had this act not been passed.

SEC. 4. That the offices of the two directors of said penitentiary first elected at the last session of this assembly, are hereby repealed from the twenty-fifth day of January, A. D. eighteen hundred and forty, and so much of the act to which this act is amendatory as contravenes the provisions of this act, is hereby repealed. This act to take effect from and after its passage.

Approved January 17, 1840.

[Chap. 87.]

AN ACT to lay out and establish a territorial road from Wyoming to Iowa City.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That John Sherfey and John Hesser, of Muscatine county, and Jonathan Harris, of Johnson county, are hereby appointed commissioners to lay out and establish a territorial road from Wyoming on the most direct route to Iowa City.

SEC. 2. That said commissioners, or a majority of them, shall meet at Wyoming on the second Monday of May next, and proceed to discharge their duties.

Approved January 17, 1840.

[Chap. 88.]

AN ACT to amend "An act fixing the terms of the Supreme and District courts of the Territory of Iowa, and for other purposes."

Term of supreme court.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That the annual term of the supreme court shall be held on the first Monday in July in each year.

Of district court.

SEC. 2. The terms of the district court in the first judicial district shall be as follows:

Des Moines.

In Des Moines on the third Mondays in February and October.

Henry.

In Henry on the third Monday in March and first Monday in September.

In Jefferson on the first Monday in April and second Monday in September. Jefferson.

In Van Buren on the second Monday in April and the third Monday of September. Van Buren.

In Lee on the fourth Monday in April and first Monday in October: *Provided*, That all executions on judgments heretofore obtained in the county of Des Moines shall not be returnable till the first Monday of May next. Lee.

SEC. 3. No suits, writs, indictments, recognizances, informations, declarations, plea or other process or proceeding, returnable to or pending in the supreme or any of the district courts of this territory, shall abate, be made void or in any wise affected in consequence of any change of time of holding of any of said courts by the provisions of this act; but where the same may have been issued or may have been made returnable to any day in accordance with the time heretofore fixed for holding said courts, they shall be considered returnable to the term of the courts respectively named in this act. And all jurors, witnesses and other persons bound in any way or summoned to appear before the courts mentioned above at the next term thereof, shall be bound to appear at the time specified by this act as the time for holding said court. Suits not to abate.

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

Approved January 17, 1840.

[Chap. 89.]

AN ACT appointing commissioners to review a territorial road.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That Joshua Holland, Henry Swan, and Thomas Blair, be and they are hereby appointed commissioners to review so much of the territorial road leading from the city of Burlington, in Des Moines county, by the way of New London and Mount Pleasant, Trenton, York's and Lee's to the Indian boundary line, as runs through the county of Des Moines. Said commissioners shall meet in the city of Burlington on the second Monday in April next, to discharge their duties. Commissioners.

SEC. 2. *And be it further enacted*, That the said commissioners shall proceed to review said road, to straighten or alter any part thereof as to them To review and alter,