

# INDEX.

## A.

Action of right, when landlord may bring,	24
service in,	25
judgment in,	"
tender of rent before judgment,	"
when mortgagee of lessee not affected by,	"
Administrators of B. W. Clarke, relief of,	8, 108
foreign, may prosecute suits,	9
to produce letters,	"
letters to be recorded,	10
empowered to administer,	"
Benj. V. Henley, relief of,	108
Affidavit to hold to bail,	156
Agreements, what to be in writing,	97, 98
Antwerp, seminary of learning at incorporated,	78
Appeals from district courts,	143
in cases of divorce,	155
Appraisement of value of improvements on half breed lands,	7
Apprehension of persons accused of homicide, when to be directed by coroner,	16
Appropriation bill,	102
to defray expenses of the last legislative assembly,	179
Arrest of persons going or coming by order of legislature,	
how punished,	5
members of legislature privileged from,	5
of fugitives from justice,	55
and confinement of sheriff of Clark county, Missouri,	
expense of to be paid by territory,	74
Assault on person going or coming by order of legislature,	
how punished,	5
Assessment and collection of county revenue,	82
Assessors may require oath,	83
may appoint deputy,	83
Attorneys, admission of,	125
from other states may be admitted,	"
others not admitted unless previously obtained license	"

license,	125
Attorneys, how to be admitted,	"
roll of, clerk to keep,	"
oath,	"
revocation or suspension,	"
Attornment of tenant to stranger void, unless,	24
Auctioneers, appointment of,	157
license,	"
acting without, penalty,	"
sales to be by daylight,	"
to keep accounts,	"
certain persons may be,	"
Auditor of public accounts, appointment of,	181
bond and oath,	"
to sign warrants,	"
warrants to be countersigned,	"
receipts to be countersigned,	"
to keep accounts,	182
when to grant warrants,	"
duty of auditor,	"
to keep record of warrants,	"
how to proceed against collectors,	"
suits to be brought by,	184
warrant lost, duplicate to issue,	"
compensation,	"
vacancy of	"
Authentication of statutes,	110

### B.

Bail, bond, in debt, condition not to remove property,	156
scire facias against, on nulla bona,	"
and judgment against,	"
service of scire facias against,	"
may plead insolvency of original debtor,	157
election of remedy against,	"
Bloomington education society incorporated,	31
insurance company incorporated,	69
mill and manufacturing company incorporated,	84
Bounty for destruction of wolves,	43
Buel, Elijah, to keep ferry,	53
Burial of persons found dead, to be directed by coroner,	17

### C.

Carriers, relief of,	72
to have lien,	"

action against, not to be sustained until,	72
existing rights not affected,	"
Cedar county, seat of justice, to relocate,	29
Clarke, Benjamin W., relief of administrators of,	8, 108
administrators may sell,	108
administrators may purchase claims,	8
borrow money,	"
mortgage estate,	"
hold land in trust,	"
lease property,	"
Clayton county, seat of justice, to relocate,	80
Clerk of district court, duties in relation to schools,	138
report,	"
compensation,	139
forfeiture for neglect,	"
Clinkenbeard J., to build a dam,	109
Clinton county, organization of,	67
district courts in,	"
election of county officers,	"
how notified,	"
offices how holden,	"
county seat of,	"
election how conducted,	68
Collectors of taxes, delinquent,	20
Commissioners to examine improvements on half breed	
lands,	6
and appraise,	7
compensation,	8
districts, Henry county divided into three,	12
mode of electing,	"
county to grant grocery license,	33
for laying out territorial roads, compensation,	90
Common schools, system of established,	128
Compensation of officers, &c. of legislature,	102
printers, &c. of last legislative assembly,	179
Confinement of prisoners in another county,	4
expense of, by whom borne,	"
Constable to summon jury of inquest,	14
failure to serve, forfeiture,	"
Contempts, how punished,	5
Contracts, what to be in writing,	98
to be acknowledged,	"
and recorded,	99
Coroners, to be elected in each county,	13
term of office,	"
oath and bond,	"
to execute process when sheriff is concerned,	"
to hold inquest on bodies in certain cases,	14

to issue warrant for jury,	14
to subpoena witnesses,	15
to have testimony put in writing,	"
to recognize witnesses,	16
to cause accused to be apprehended,	"
to cause dead bodies to be buried,	"
absent, any magistrate to perform duties,	"
Coroners, notice to be given to, when body found dead,	17
Council, annual organization of,	111
secretary to file certificates and make roll,	112
to call to order,	"
committee of elections,	"
election of officers,	"
County of Clayton, seat of justice to be relocated,	80
Jones, seat of justice, location of,	177
revenue, assessment and collection of,	82
not to include improvements,	"
County of Cedar, seat of justice to be relocated,	29
Delaware, organization of,	10
Lee, seat of justice to be relocated,	115
Johnson, seat of justice to be relocated,	31
Linn, organization, additional act,	53
Des Moines, seat of justice established,	57
Clinton, seat of justice established,	67
Van Buren, relief of,	74
County commissioners to bring suit against father of bastard,	37
to license ferries,	54
County officers to make complaint of violations of act reg- ulating grocery license,	33
County treasurers, election of,	19
oath and bond,	"
their duty,	"
to collect taxes from delinquent collectors,	20
and jury fees, fines and forfeitures,	"
to appropriate moneys for discharge of county orders,	"
to receive county orders in payment of county tax,	"
pay,	21
vacancy, county commissioners to fill,	"
to license public shows,	"
fees,	"
act for election of, violations to be prosecuted,	22
to prosecute suits,	"
may appoint deputy,	"
County treasury, taxes from tavern licenses to be paid into,	21
Courts, district, judges to give in charge to grand juries the 17th section of act to establish public roads,	152

jurisdiction in divorce, alimony, &c.,	152
to decree support to wife, when deserted by husband,	154
terms of,	166
suits not to abate,	167
Conveyances, act to regulate,	44
the word "heirs," not necessary to fee simple,	"
to pass subsequent estate,	"
words "bargain and sell" in, what covenants to include,	45
proof, how taken,	"
certificate of,	46
grantor acknowledging to be personally known,	"
execution how proved,	"
witness offered in proof, to be known,	47
Conveyances—certificate of proof,	"
proof of, by hand writing,	"
what to relinquish dower,	48
by feme covert,	49
effect of covenants,	"
acknowledgment,	"
to be recorded,	50
to be evidence,	"
deed lost, record to be proof,	"
term "real estate" in, what to include,	"
of personal property to be recorded,	98
Crimes, safe custody of persons arrested for,	3
persons arrested for, may be transferred to another county,	"
Criminal prosecutions, limitation of,	42
Custody of persons arrested for crimes and misdemeanors,	3
persons may be transferred for safe,	4

## D.

Dam, Wamsley and al. to erect across Cedar fork of Skunk river,	3
nuisances occasioned by to be removed,	"
J. Troxell to erect,	108
injury to, misdemeanor,	109, III, 113
J. Clinkenbeard to build,	109
W. Warner to build,	111
A. Ritchie to build,	113
W. Ingersoll to build,	140
Death, when supposed by violence, inquest to be held,	14
Debate, members of legislature not to be questioned for,	5
Debt, imprisonment for, not allowed unless,	156
condition of bail bond not to remove property,	"
Deeds for lots in Iowa City, how given,	141

Delaware county, organization of,	10
seat of justice, how located,	"
commissioners for locating, oath,	"
to file return,	11
officers,	"
first election,	"
commissioners,	"
Des Moines county, act to establish seat of justice,	57
sheriff of allowed further time,	66
settlement of claim of on other counties,	168
Destruction of wolves, act for,	43
District clerks, to receive and keep notarial records,	18
duty in relation to schools,	138
report,	"
compensation,	139
-forfeiture for neglect,	"
District courts, terms of,	166
suits not to abate,	167
Divorce and alimony, jurisdiction of district courts in,	152
bill of complaint,	153
proceedings to be in county where complainant resides,	"
a vinculo, causes for,	"
residence, what necessary,	"
none, where collusion,	154
or mutual criminality,	"
alimony of wife and maintenance of children,	"
respondent to give security,	"
rights by marriage forfeit,	"
defendant not answering, how to proceed,	"
property coming by marriage to revert in case of,	155
testimony, how taken,	"
appeal,	"
Dubuque, incorporation of city of,	158
boundaries,	"
election of city council,	"
city council, powers of,	"
writs, how served,	159
mayor to preside,	160
vacancy of,	161
oath,	"
wards,	162
elections,	"
opening streets,	"
vacancy of aldermen,	163
act to be accepted,	"
business transferred,	164

## E.

Election, general for 1840, when to be held,	96
of coroners,	13
of county treasurers,	19
of delegate to congress,	100
of judge of probate,	"
of sheriff,	"
of county surveyor,	101
of county recorder,	"
Elections, amendment to act regulating,	"
certificate of,	100
notice,	101
special	"
Equity, no relief in, against recovery at law for tenant holding over,	24
Evidence, by oath of parties,	9
printed laws of other states to be,	110
copies to be,	"
Execution to issue for improvements on half breed lands,	6
to be levied and returned as in other civil cases,	"
articles exempt from,	141
Executors foreign, may prosecute suits,	9
to produce letters,	"
letters to be recorded,	10
empowered to settle estates,	"
Exhibitions, county treasurers to license,	21
Expense of transfer and confinement of prisoners, by whom to be borne,	4

## F.

Fees, jury, paid to any officer, county treasurer to collect,	20
for marriage license,	41
of township clerks,	61
Ferries, act to regulate,	54
towns may keep when charters forfeited,	"
county commissioners to license,	"
license, where restricted,	55
new licentiate to purchase boats of former grantee,	"
Ferry, Avery Thomas to keep,	32
Elijah Buel to keep,	53
Robert E. Mott to keep,	105
Angus M. Anderson to keep,	146
Joseph R. Brown to keep,	"
Henry C. Mencke to keep,	"
George W. Jones to keep,	176

Fine, by legislature for contempt,	5
not to exceed,	"
Fines paid to any officer, county treasurer to collect,	20
Forfeiture by person summoned on jury of inquest failing,	14
by constable failing to serve summons of coroner,	"
by notary failing to comply with law,	18
by administrators of notary in like case,	"
for destroying or concealing notarial records,	19
how recovered for destroying notarial records,	"
paid to any officer, county treasurer to collect,	20
for breach of marriage act, how recovered,	42
for refusing to serve in township office,	62
how expended,	63
for refusing habeas corpus,	118
for refusing copy under habeas corpus,	123
for neglect to serve notice of school district,	128
for refusing to serve in office,	131
of school inspectors for neglect,	137
of district clerk for neglect,	139
of supervisors of roads giving false certificates,	151
Frauds, act to prevent,	96
Fugitives from justice, arrest of,	55
notice to be given to governor of state,	56

## G.

Garnishee, judgment against,	77
Garnishment, when plaintiff may have,	"
Grocery, what constitutes,	33
Grocery license, act to regulate,	"
county commissioners to grant,	"
excise for,	"
bond of licentiate,	"
to include but one place,	"
selling without, penalty,	"
county officers to make complaint,	"
not to interfere with privileges of cities, &c.	"

## H.

Habeas corpus, person imprisoned may prosecute,	116
proceeding in,	"
petition what to set forth,	117
form of writ,	"
want of form not to vitiate,	118
writ refused, forfeiture,	"
return,	"

INDEX.

215

to bring in body,	119
refusing, attachment,	"
and imprisonment,	"
attachment, when to be served by coroner,	"
precept to bring in party,	"
posse comitatus,	"
cause of restraint to be examined,	120
discharge,	"
to bail or remand,	"
custody, temporary,	121
notice,	"
party in custody may deny facts,	"
sickness of person in custody,	"
order of discharge how enforced,	122
evidence in action for escape,	"
evasive transfer, misdemeanor,	"
aid in violating, misdemeanor,	"
how punished,	"
how served,	123
charges to be paid by petitioner,	124
when returnable,	"
common law abrogated,	"
Henley, Benjamin, V. relief of administrators of,	108
Henry county divided into three commissioners' districts,	12
mode of electing commissioners,	"
Homicide, persons accused of before coroner on inquest,	
to be apprehended,	16
House of representatives, annual organization of,	111
clerk to file certificates and make roll,	112
to call to order,	"
committee of elections,	113
election of officers,	"
Husband deserting wife, court to decree support,	155
property coming by marriage to revert on divorce,	"

I.

Illegitimate children, support of,	36
putative father to pay to satisfaction of complainant,	37
and give bond,	"
mother neglecting, county commissioners to bring suit,	"
father to recognize,	"
or be committed,	"
mother a witness,	38
order for maintenance,	"
father to give security,	31

or be committed,	31
not appearing, scire facias,	"
order for maintenance to be recorded,	39
Imprisonment by legislature for contempt,	5
not to exceed,	"
for debt not allowed, unless,	156
Improvements, settlers on half breed lands allowed,	6
judgment for,	"
appraisement,	7
not included in assessment of county revenue,	82
Incorporation of seminary of learning at Parkhurst,	26
Iowa flouring mill and manufacturing company,	27
Bloomington education society,	31
Philadelphia mill and manufacturing company,	51
Iowa mutual fire insurance company,	57
Bloomington insurance company,	69
Tuscarora steam mill company,	73
seminary of learning at Antwerp,	78
Bloomington mill and manufacturing company,	84
Town of Salem,	91
Iowa university,	126
Ingersoll, Wm. to build dam,	140
Inquest to be held on bodies of persons when death sup- posed by violence,	14
Intestate deceased out of territory, how estate admin- istered,	9
administrator may prosecute,	"
to produce letters,	"
letters to be recorded,	10
Iowa city, payments for lots how made, and applied,	141
commissioner to account quarterly,	"
Iowa city—commissioners to account for surplus, deeds how made,	"
commissioner, his compensation,	"
cost of buildings not to exceed,	164
when to complete buildings,	"
commissioner's report,	"
bond,	165
to keep and manage funds,	"
Iowa flouring mill and manufacturing company incorpo- rated,	27
mutual fire insurance company incorporated,	57

## J.

Jackson county, sheriff of, relief,	32
further time to collect taxes	"

Jail of another county, persons arrested for crime to be transferred to,	3
Johnson, county of, seat of justice to be relocated,	31
Jones, county of, seat of justice to be relocated,	177
Jones, Geo. W. to keep ferry,	176
Judge of the supreme court may cause persons arrested for crime to be transferred to another county,	4
to require proof that prisoner cannot be retained in safe custody in proper county,	"
Judgment, interlocutory, for improvements on half breed lands,	6
final for improvements,	7
or for respondent,	"
in action of right,	25
to be lien on real estate,	98
Juror, failing to attend forfeiture,	14
oath,	15
Jury of inquest, when to be summoned on body found dead,	14
Jury fees, paid to any officer, county treasurer to collect, how taxed and paid,	20
Justices of Peace may cause persons to be transferred to another county,	144
to require proof that prisoner cannot be retained in proper county,	4
may join persons in marriage,	"
may cause fugitives to be arrested,	39
and committed,	55
two to be elected in each township,	"
term of office,	74
one to be elected at subsequent elections,	75
in counties not divided, precincts to elect,	"
returns of election,	"
term of office not affected by division of counties,	"
commissions when to expire,	76
deceased, unfinished business,	"
act for election, forfeitures under,	"
proceedings to be removed by certiorari,	"
pay of jurors before,	77
stay of executions on judgments before,	"
<b>K.</b>	
Knapp, Harriet, authorized to sell lands,	114
<b>L.</b>	
Landlord may recover for use and occupation,	24
to have lien on crop for rent,	"
and on furniture,	"
when may bring action of right,	25

Lands, half breed, settlers on, allowed improvements,	5
Laws printed of other states, evidence,	110
copies evidence,	"
Leases, parol, to have force of leases at will,	96
to be assigned by deed,	97
Lee, county of, seat of justice to be relocated,	115
Legislative assembly, last, compensation of printers, &c.	179
Legislature may punish for contempts,	5
and threats,	"
may expel members,	"
members privileged from arrest,	"
not to be questioned for words used in debate,	"
extra session of,	96
compensation of members, officers, &c.	102
Lessee, when barred from relief,	25
mortgagee of, when not affected,	"
Librarian, to be appointed,	34
bond and oath,	"
duty,	"
may appoint assistant,	35
to report at each session of assembly,	36
pay,	"
may sue for penalties,	"
Library, care of,	34
room for,	35
persons to take books from,	"
books not to be kept out more than ten days,	"
not to be taken without receipt,	"
when to be open,	"
expenses to be paid,	36
Licence, of public shows by county treasurers,	21
sum to be paid therefor,	"
tavern, county taxes arising from,	"
grocery, county commissioners to grant,	33
excise,	"
bond of licentiate,	"
to include but one place,	"
selling without, penalty,	"
not to interfere with cities and incorporated towns	34
License for joining in marriage,	40
to be produced and noted,	"
record to be evidence of,	"
marriage, parties to be joined shall first obtain,	"
Lien, on real estate, judgments to be,	98
Liens, mechanics, relative to,	99
Limitation of suits on penal statutes,	34

INDEX.

219

by informers,	34
by territory,	"
criminal,	"
Linn, county of, organization, additional act,	53

M.

Marriage, who may be joined in,	39
age of consent to,	"
by whom parties to be joined in,	"
parties to be joined shall first obtain licence,	40
evidence of legality may be required by clerk,	"
and of consent,	"
fees,	41
licence contrary to law, penalty,	"
certificate of, to be recorded,	"
what to specify,	"
failing to transmit, penalty,	"
record to be presumptive evidence of,	"
penalty for solemnizing, contrary to law,	"
act, forfeitures for breach of, how recovered,	42
of white and negro void,	"
Mather, J. C. acts made valid,	22
Mechanics' liens, relative to,	99
Ministers of the gospel may join persons in marriage,	40
first being licensed thereto,	"
and producing licence,	"
Misdemeanor, injury to dam a	3, 108, 109, III, 113
Misdemeanors, persons arrested for, safe custody of,	3
may be transferred to another county,	"
Mortgagee of lessee, when not affected by action of right,	25
Mott, Robt. E. to keep ferry,	105

N.

Notarial records, clerks of district courts to receive,	18
penalty for destroying or concealing,	19
Notaries public, to be appointed by the governor,	17
to give bond,	"
bond to be filed,	"
to give notice of protest to maker,	"
Notaries public to give notice of protest to endorsers,	18
to keep record of notices and service,	"
notice how served by them,	"
to have a seal,	"
empowered to administer oaths,	"
and take acknowledgments,	"
on death of, records to be deposited with clerk of district court,	"

Notice to claimant of half breed land, when and how given,	7
what to contain,	"
to coroner when body found dead,	17
of protest to maker and endorsers, by notary,	"
how served by notary,	18

## O.

Officers, township, trustees may require bonds from,	65
territorial, relief of,	78
acts made valid,	"
Organization, annual of Council and House of Representatives	111
Ousted settlers on half breed lands, allowed improvements,	6

## P.

Parkhurst, seminary of learning at,	26
Party in a cause may be a witness,	12
Pay of commissioners on half breed lands,	8
Penitentiary, to be but one director of,	165
director, his compensation,	"
superintendent, "	166
Philadelphia mill and manufacturing company, incorporated,	51
Poor, relief of,	105
county commissioners overseers of,	"
to be supported by friends,	"
having no relative, to receive relief,	106
minors may be bound apprentices,	"
becoming sick, assistance,	"
burial of,	"
evidence of residence,	"
to be notified to depart,	107
work houses for,	"
penalty for importing,	"
Prisoners to be confined in another county,	4
expense of confinement by whom borne,	"

## R.

Real estate, claimant not in possession may sell,	45
undivided interest in, a tenancy in common,	"
fee simple in, what constitutes,	44
judgments to be liens on,	98
Recognizance of witnesses by coroner on inquest,	16

Record to be kept by notaries public,	18
to be evidence,	"
to be deposited with clerk of district court,	19
clerk of district court to receive and keep,	"
Relief, no in equity against recovery at law for tenant	
holding over,	25
when lessee barred from,	"
Rent, what to be recovered on death of tenant for life,	23
action for as if lessee were in full life,	"
in right of wife due at her death, remedy,	"
due on lease for life, same remedy as on lease for	"
years,	"
due to any person at his death, executors, &c. to have	"
same remedy as testator, &c.	"
tenant holding after notice, to pay double,	"
tenant or under tenant holding over, to pay double,	"
landlord to have lien on crop for,	24
and on furniture,	"
half year in arrear, landlord to have action of right,	25
Rescue of person arrested by order of the legislature,	
how punished,	5
Ritchie, Adam to build dam,	113
Road, territorial, from Fairfield to Wapello,	58
Iowa city to Prairie Du Chien,	85
Iowa city,	"
Parkhurst to Cedar county,	86
Rockingham to Iowa city,	"
Camanche to     "     "	"
Dubuque to Delaware county,	"
Laporte to Wabesipinica,	"
Wapello to Moscow,	87
Trenton to Washington,	"
Washington to Des Moines county,	"
Keosauqua to Jefferson county,	"
Washington county,	88
Mount Pleasant to Indian agency,	"
Princeton,	"
Bloomington to Linn county,	"
Fort Madison to Fairfield,	89
Bloomington to Iowa city,	"
Davenport to Dubuque,	"
Bellevue to Buffalo fork,	"
Wyoming to Moscow,	90
Davenport to Moscow,	"
Bloomington to Washington county,	109
Wyoming to Iowa city,	166
Road, territorial, from Burlington to Indian boundary,	167
commissioners to review,	"

Road districts, counties and townships to be divided into,	148
Roads and cartways in townships, how established,	64
notice,	"
viewers,	65
damages, when paid by petitioner,	"
territorial, established,	85
persons liable to labor on,	146
delinquent, penalty,	"
persons to furnish team and wagon for,	147
persons unable to labor may be exempted,	148
in case of sickness, labor required after,	"
supervisors to open and repair,	149, 150
persons aggrieved to be paid damages,	"
guideposts to be set up in	150
persons laboring on, certificates assignable,	"
injury to guideposts, penalty,	152
public, bridges on,	"
act to establish, judges of district courts to give	"
seventeenth section in charge to grand juries,	"
and highways, opening and regulating,	169
to be kept in repair,	"
applications for,	"
notice,	170
duty of viewers,	"
review,	171
damages,	172
may be discontinued,	173
alteration of,	174
viewer neglecting, penalty,	"
compensation,	175
on county line,	"
how to proceed,	176
bond of petitioner,	"

## S.

Salem, town of incorporated,	91
Schools, common, system of established,	128
School districts, when formed, notice,	"
voters notified,	"
neglect to serve notice, penalty,	"
officers,	129
voters,	"
failure to organize, notice to be renewed,	"
when dissolved,	"
special meetings,	"
meetings, how notified,	"
annual meeting,	"

each a body corporate,	129
suits, how brought,	"
voters, power of,	130
term of offices,	131
officers refusing to serve, penalty,	"
duties of moderator,	"
of assessor,	132
taxes to be collected,	"
duties of director,	"
of district board,	134
vacancies,	135
proceeds of fines, districts entitled to,	"
compensation of district board,	"
inspectors,	"
their duty,	"
chairman to give bond,	136
report,	"
neglect, penalty,	137
may be formed in two townships,	"
inspectors to examine teachers,	"
to visit schools,	"
to fill vacancies,	"
compensation,	138
clerk, duty of,	"
moneys, when paid,	139
treasurers to give notice,	"
moneys not applied for,	"
money to be raised in townships,	140
to be paid to chairman,	"
officer receiving books and not delivering, penalty,	"
School lands, county commissioners trustees of,	144
trespass on, penalty,	"
on non-payment of, person to be imprisoned,	"
occupants to have firewood, &c.	145
Seals, notaries public to have,	18
Seat of Justice for Cedar county to be relocated,	29
Johnson county to be relocated,	31
Des Moines county to be established,	57
Clinton county to be established,	67
Clayton county to be relocated,	80
Lee county to be relocated,	115
Jones county to be located,	177
Service of summons on person in possession of half breed	
lands,	6
of protest by notary,	18
in action of right,	25
to be instead of demand and re-entry,	"
of writs, mode of, returns to specify,	143

Settlers on half breed lands allowed improvements,	6
how to proceed,	"
may summon witnesses,	"
Sheriff to transfer prisoner for safe custody,	3
Sheriff may call aid,	4
on escape, may pursue and retake prisoner,	"
to serve summons on person in possession of half breed lands,	7
when interested, process to be directed to coroner,	13
of Jackson county, further time to collect taxes,	32
of Des Moines county, allowed further time,	66
of Clarke county, Missouri, expense of arrest to be paid by territory,	74
Shows, public, county treasurers to license,	21
Sisisaman, deed to J. H. Knapp made valid,	68
Suits on penal statutes, limitation of,	42
how discharged,	144
Supervisors of roads and highways, duties of,	146
to collect fines,	148
to open and repair roads,	149
trustees to settle accounts with,	151
giving false certificates, penalty,	"
compensation,	152
county commissioners to appoint,	"
Supreme court, jurisdiction of over errors in fact,	142
may remand cause,	143
appeals to, from district courts,	"
writs of error sued from,	"
term of,	166
suits pending in, not to abate,	167

## T.

Tax, county orders received in payment for,	20
Taxation, property exempt from,	82
Taxes, county treasurers to collect from delinquent col- lectors,	20
from tavern licenses, &c. to be paid into county treasury,	21
townships may lay,	61
county, not to be levied on certain lands,	82
poll, counties may levy,	"
collection of, county collectors allowed further time for,	83
Tenancy in common, what constitutes,	45
Tenant for life, on death of, what rent to be recovered,	23
Tenant summoned in action of right, to give notice to per- son under whom,	"
giving notice of surrender and holding over, to pay double rent,	"

how to be recovered,	24
or sub-tenant holding over, to pay double,	"
no relief in equity,	"
attornment to stranger void unless,	"
when barred from relief,	25
Tender of rent before judgment in action of right,	"
Territorial officers, relief of,	78
Testimony before coroner on inquest, to be in writing,	15
Thomas, Avery, to keep a ferry,	32
Threats to members of legislature, how punished,	5
Town of Salem incorporated,	91
Town of Salem, limits of,	72
elections,	"
officers to be chosen,	"
elections, how conducted,	92
record of meetings,	"
municipal powers,	93
taxes,	94
licenses,	"
streets,	"
meetings, how called,	"
Towns may keep ferries when charters forfeited,	54
Townships, organization of,	59
county commissioners to organize,	"
extent of,	"
record,	60
time of elections,	"
officers to be chosen,	"
clerk, duty of,	"
to record marks of cattle,	61
fees,	"
trustees to district,	"
may lay a tax,	"
meetings, how notified,	62
Townships, offices in, persons refusing forfeiture,	"
vacancies, how filled,	63
officers to deliver books to successors,	"
lines of, may be altered,	"
how to be set off,	64
trustees to be judges of election in,	66
to choose justices of the peace,	74
Township officers, trustees may require bond from,	65
exempt from road tax,	66
clerks exempt from labor on roads,	"
Treasurers, county, election of,	19
oath and bond,	"
duty,	"
to collect taxes from delinquent collector,	20

and jury fees, fines and forfeitures,	20
to appropriate moneys for discharge of county orders,	"
to receive orders in payment of county tax,	"
pay,	21
vacancy, county commissioners to fill,	"
to license public shows,	"
fees,	"
act for election of, violations to be prosecuted,	22
to prosecute suits,	"
may appoint deputy,	"
Treasurer, territorial, to give additional bond,	183
accounts to be delivered to successor,	"
duties of,	"
to report quarterly,	"
Treasurer, territorial, compensation of,	184
vacancy of,	"
Trespass, on school lands, penalty,	144
on non-payment, person to be imprisoned,	"
on other lands, penalty,	145
on public ground, penalty,	"
Troxell, John to build dam,	108
Tuscarora steam mill company, incorporated,	73

## U.

University, Iowa, at Mount Pleasant, incorporated,	126
Use and occupation, landlord may recover for,	24
parol demise evidence in suit for,	"
Use, person having, to be deemed in seizin of estate,	44

## V.

Van Buren county, relief of,	74
Verdict of jury of inquest, to be rendered to coroner,	15
form of,	"

## W.

Wamsley, V. H. and al. to erect dam,	3
Warner, W. to build dam,	111
Warrant for jury of inquest when body found dead,	14
to be served by constable,	"
under habeas corpus act, when to issue,	123
when to contain order for arrest,	"
return,	"
persons having custody may be committed on,	"
Witness, party in a case may be,	12
oath of, before coroner on inquest,	15
before coroner, examination to be in writing,	"
to recognize to appear and testify,	16

INDEX.

227

Witnesses on trial of claim for improvements to half breed lands,	6
to be subpœnaed by coroner on inquest,	15
Wolves, act for destruction of,	43
Writs of error may be sued from supreme court,	143
when to be supersedeas,	"
returns to specify mode of service,	"