

SEC. 3. Assessor may swear owner of property. The assessor may require each owner or occupant of property in his county, to render under oath, a true and just account of all the taxable property of which he may be owner or holder on the said first day of March.

SEC. 4. Repealing clause. That the 6th section of the "act" to which this is amendatory, and all other "acts" and parts of "acts" which conflict with the provisions of this "act," be and hereby are repealed.

SEC. 5. In force from passage. This act shall take effect and be in force from and after its passage.

Approved, January 2d, 1846.

CHAPTER 8.

MILITIA.

AN ACT to repeal all laws in force allowing compensation to military officers in this territory.

Be it enacted by the Council and House of Representatives of the Territory of Iowa.

SECTION 1. Pay of military officers abolished. That all laws now in force in this territory allowing compensation to any military officer, for any military services whatever, be and the same are hereby repealed.

SEC. 2. Act in force from passage. This act to take effect from and after its passage.

Approved, January 3d, 1846.

[7] CHAPTER 9.

COMMISSIONERS IN STATES AND TERRITORIES.

AN ACT to authorize the governor to appoint commissioners to take acknowledgments of deeds, or other contracts and depositions, in other territories or states.

Be it enacted by the Council and House of Representatives of the Territory of Iowa.

SECTION 1. Governor to appoint commissioners. That the governor shall have power to appoint one or more commissioners in any of the United States or territories who shall continue in office during the pleasure of the governor, and shall have authority to take the acknowledgement and proof of the execution of any deed or other conveyance, or lease of any lands lying in this territory, or of any contract, letter of attorney, or any other writing under seal, or not, to be used or recorded in this territory.

SEC. 2. Force and effect of commissioner's acts. Such acknowledgement, or proof, so taken, according to the laws of this territory, and certified to by any such commissioner, under his seal of office annexed to, or endorsed on such instrument, shall have the same force and effect as if the same had been made before a judge or justice of the peace, or any other officer authorized to perform such acts in this territory.

SEC. 3. May administer oaths and take depositions. Every commissioner, appointed as before mentioned, shall have power to administer an oath,

which may be lawfully required in this territory, to any person willing to take it, and to take and certify depositions to be used in any of the courts of this territory in conformity to the laws thereof, either on interrogatories proposed under commission from a court of this territory, or by consent of parties, or on legal notice given to the opposite party; and all such acts shall be as valid as if done and certified according to law, by a magistrate in this territory.

SEC. 4. Commissioner to qualify. Every such commissioner, before performing any duty, or exercising any power in virtue of his appointment, shall take and subscribe an oath or affirmation, before a judge or clerk of the supreme court of the state or territory, in which such commissioner shall reside, well and faithfully to execute and perform all the duties of such commissioner, under, and by virtue of the laws of the territory of Iowa, which oath, and a description of his seal of office, together with his sig- [8] nature thereto, shall be filed in the office of the secretary of this territory.

SEC. 5. Fees allowed. That every such commissioner shall be entitled to receive the same fees for his services as are now allowed for similar services by the laws of the state for which such commissioner is appointed.

Approved. January 9th. 1846.

CHAPTER 10.

RELIGIOUS ASSEMBLIES.

AN ACT supplementary to an act entitled "An act to preserve good order in all worshipping congregations in this territory," approved, January 4th, 1839.

Be it enacted by the Council and House of Representatives of the Territory of Iowa.

SECTION 1. Selling liquors etc. within two miles of religious assemblies prohibited. That no person shall keep any shop, booth, tent, wagon or other carriage, vessel or boat, for the sale of spirituous or other liquors, or any provisions or other articles of traffic whatever, or sell or expose to sale, give, barter or otherwise dispose of, in, or near such shop, booth, tent, wagon or other carriage, vessel or boat, or in any other way or place any spirituous or other liquors or any provisions or other articles of traffic whatever, at or within the distance of two miles from the place where any religious society or people are collected or collecting together for religious worship, in any field or woodland or other place of public worship: provided, that nothing in this act shall affect tavern or grocery keepers, exercising their calling in the places mentioned in their license, nor distillers or manufacturers, or others in the prosecution of their ordinary calling or business from vending or exposing to sale the articles above forbidden, at their usual place of vending the same, or at their residence, nor any person who shall have a written permit from the person or persons having the oversight, charge or management of such religious society, to sell bread or other provisions for the supply of persons attending such religious worship, their horses or cattle, such persons conforming to the legal regulations of said religious assembly and to the laws of the territory.

SEC. 2. Penalty for violating the law. That any person who shall be guilty of a breach of this act, shall be notified in writing by the person or persons having the [9] oversight, charge or management of such religious assembly, or by any other person that he, she or they are violating the law;