

SEC. 6. **Panel.** At the time appointed, if the requisite number of qualified jurors do not appear, the sheriff must complete that number, the parties then (commencing with the agents of the company,) shall in turn proceed to strike off one juror each until only three remains.

SEC. 7. **Agree.** If either party fails to strike off jurors in the manner as aforesaid, the sheriff shall do the same in his place; but nothing herein contained is intended to prevent the parties from agreeing upon any modification of the proceedings herein prescribed.

SEC. 8. **Damages—deed—appeal.** The three jurors so selected must then proceed to examine the ground, and decide upon the amount of damages, that should be paid by the company, for the right of way aforesaid, upon payment of which amount the company is entitled to a deed for the right of way: provided that either party dissatisfied with the decision of the jury, shall have the right to appeal to the district court of the county wherein said land is situated, at any time within thirty days from the making of said decision: but such appeal shall not prevent the prosecution of work upon the said road: provided the company shall first have paid or tendered the amount adjudged by said jury, and in no case shall the company be [55] liable for the costs on an appeal, unless the appellant recover a greater amount of damages than first awarded.

SEC. 9. **Right of way limited.** The right of way acquired by virtue of this act, may be retained for any of the purposes contemplated in the articles of incorporation of the company, but no other.

SEC. 10. **Agent.** Any of the notices aforesaid, if served on an agent of the proprietor of the land, are to have the same effect as if served upon the principal.

SEC. 11. **Fees paid by company.** The sheriff and jurors are entitled to the same compensation as is provided for in similar cases for similar services, and all the expenses caused by the proceedings above authorized, must be borne by the company.

SEC. 12. **Take effect.** This act shall be in full force from and after its publication in the Iowa State Gazette and Louisa County Times, the expenses of said publication however, to be paid by the company.

Approved January 21st, 1851.

CHAPTER 25.

WASHINGTON CHANGED TO HILLSBORO.

AN ACT to change the name of the town of Washington in Henry county to Hillsboro.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Name changed.** That the name of Washington in the county of Henry, be and the same is hereby changed to Hillsboro.

SEC. 2. **Recorded.** Provided however, that this change of name shall be recorded in the recording office of Henry county, within six months from and after the passage of this act.

SEC. 3. **To take effect.** This act shall take effect from and after its publication in the "Iowa Observer," a newspaper published at Mount Pleasant in this state: provided, that no expense for the printing of said law shall be incurred by the state of Iowa.

Approved January 22d, 1851.