SEC. 14. **Road district—supervisor.** That the streets and alleys of said town shall constitute one road district, including the several roads leading from said town for the distance of two miles along said roads from the corporation limits, and the town council shall have the exclusive right of appointing the supervisor for said district, who in every respect shall be governed in his acts by such laws as prescribe the duties of supervisors of highways.

SEC. 15. **Special meetings.** That the mayor or a majority of the councillors, may call a meeting of the town council, whenever in his or their opinion the same may be necessary. The mayor and trustees shall receive no compensation, unless the same shall be authorized by a vote of the inhabitants of said town, at some annual election of the mayor and officers thereof; providing, that nothing herein contained shall prevent the mayor and trustees of said town from allowing a reasonable salary to the recorder thereof.

SEC. 16. **This act submitted to the citizens.** This act shall be submitted to the legal voters of the said town of Guttenberg, on the third Monday of March next, who shall, determine by a majority of the votes then cast, whether they will accept of reject this act of incorporation.

SEC. 17. **Take effect.** This act shall take effect from and after its publication in one or more of the Dubuque newspapers, which publication shall be free of cost to the state of Iowa.

Approved February 5th, 1851.

CHAPTER 51.

STATE LOAN.

AN ACT to provide for a loan from the school fund.

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

SECTION 1. **Governor to issue bond—term of loan.** That the governor is hereby authorized and required to issue a bond in behalf of the state to the superintendent [106] of public instruction, on behalf of the school fund, for the the sum of $2,353.70, of the five per cent fund for the year 1848, two thousand eighty-eight dollars and one cent of which has been expended in running the boundary line between Iowa and Missouri in accordance with the decision of the supreme court of the United States, for a term not exceeding five years from and after the first day of January 1851, with interest at the rate of ten per cent per annum, payable annually on the first day of January.

SEC. 2. **Faith of state pledged.** The faith of the state is hereby irrevocably pledged to provide adequate means to pay the interest on said bond as the same becomes due, and the principal at the end of five years, and for this purpose so much of the revenue arising from all taxable lands and other property in this state as may be necessary, shall be and the same is hereby set apart and pledged for that purpose.

SEC. 3. **Supt. to cancel evidence of debt.** It shall be the duty of the superintendent of public instruction, so soon as the said bond shall have been executed and filed in his office, to cancel and annul the evidence of debt now in his hands for the aforesaid sum, against His Excellency Ansel Briggs, and others.

Sec. 4. **Interest when paid.** The interest upon all moneys borrowed by the state from the school fund, shall be paid annually by the treasurer of state, on the first day of January.

Sec. 5. **Repeal.** All acts and parts of acts contravening the provisions of this act, are hereby repealed.

Sec. 6. **Take effect.** This act shall take effect and be in force from and after its publication in the Iowa Capital Reporter and Iowa Republican.

Approved, February 5, 1851.

[107] CHAPTER 52.

.FAIRFIELD.

AN ACT to amend an act, entitled an act to incorporate the town of Fairfield, approved February 9th, 1847.

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

Section 1. **Constables shall maintain peace, order, etc.** That the regularly elected constables, within the corporate limits of the town of Fairfield, shall at all times be vigilant in maintaining and preserving the peace, order and quiet of said town, and shall aid and assist the mayor of said town, to maintain and preserve the same, subject to punishment for omission of duty as for a misdemeanor.

Sec. 2. **Tax.** It shall be lawful for the mayor, recorder and trustees of said town, at any of their sessions, to direct the recorder of said town to make out a list of all the tax due and unpaid in any particular year, and add, and transfer the same to the tax roll for the succeeding year, and it is hereby made the duty of the marshal to collect the same, in the same manner as he is authorized to collect other taxes.

Sec. 3. **Imprisonment.** The mayor, recorder and trustees of said town, shall have power for the violation of any of their ordinances amounting to a breach of the peace, to affix the penalty of imprisonment, instead of a fine, or both penalties in their discretion; provided, that such imprisonment shall not exceed for any one violation more than thirty days.

Sec. 4. **Powers of corporation—license auctioneers—shooting and racing—tax dogs—ferocious animals excluded—fire—powder—coal—violations.** The said corporation shall have power, to license the vending of merchandise by auction within said town; to prohibit the discharging of firearms, and the racing or immoderate running of horses within the corporation; to levy and collect a tax on dogs; to regulate or prohibit the running at large of hogs or ferocious animals and enforce the same by distress and sale of such animals or by fine or other penalty; to provide against danger by fire, and procure all necessary apparatus therefor; to prohibit the keeping in any one place of large quantities of gunpowder; to fix a standard for the weight of coal, and require the sale of the same within said corporation, to be by weight; and for the .violation of either [108] of their ordinances, they may affix such penalties, and provide for the enforcement of the same in such manner, as shall not be inconsistent with the constitution, or laws of this state.

Sec. 5. **Town a road district—supervisor—pay.** The streets and alleys of said town, shall constitute one road district, including the several roads leading from said town for the distance of one mile from the corporation limits;