

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 **Repeal.** All acts and parts of acts contravening the provisions of this act, are hereby repealed.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

and the mayor, recorder and trustees of said town, shall at their first meeting yearly after each election, appoint some suitable person to act as supervisor for one year, and remove him at pleasure, and appoint another who shall discharge the duties of supervisor within said district as required by law; and the citizens of said town shall not be subject to the orders of any other supervisor, and said supervisor shall be paid as now provided by law.

SEC. 6. **Fines—appeals.** Said corporation may provide for the assessment of fines imposed for the breach of any ordinance, by a summary process, returnable forthwith before the mayor, or any justice of the peace within said town, and upon such assessment being made, execution may immediately issue for such fine; provided, that any person thus fined, shall have the privilege of an appeal to the district court by giving bond and security as in appeals from ordinary decisions of justices of the peace.

SEC. 7. **Repeal.** All acts and parts of acts coming in conflict with this act are hereby repealed.

SEC. 8. **Take effect—proviso—vote—majority opposed to this act, void—expenses paid by town.** This act shall take effect and be in force from and after its publication in the Iowa Sentinel; provided, that, if one-third of the legal voters in said town of Fairfield shall within three months after the publishing of said law, petition the mayor of said town to submit said law, to a vote of the legal voters of said town; it shall be the duty of said mayor to submit the same to a vote, in the manner provided for other elections, giving at least ten days notice thereof; and if a majority of the legal voters are opposed to said laws, then this act shall be null and void; provided, the expenses of said publication shall be paid by said town.

Approved, February 5th, 1851.

[109] CHAPTER 53.

CENSUS RETURNS.

AN ACT to authorize the secretary of state to have bound the census returns of 1850.

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

SECTION 1. **Census returns to be bound—payments.** That the secretary of state be authorized to arrange and have bound, in a cheap and substantial manner, the census returns of the United States marshal for the year A. D, 1850, on file in his office; and that the auditor of state be required to audit and allow the account for binding the same when presented, duly certified by the secretary of state.

Approved, February 5, 1851.

CHAPTER 54.

HARRISBURGH.

AN ACT to vacate the town of Harrisburgh in Van Buren county.

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

SECTION 1. **Vacated.** That the town of Harrisburgh in the county of Van Buren as recorded in the recorder's office in said county, is hereby vacated.

SEC. 2. **Take effect.** This act shall take effect and be in force from and after its publication according to law.

Approved, February 5, 1851.