

as often as once in each school month, and observe the description, mode of teaching, progress of the pupils, and such other matters as they deem of interest, and make suggestions, and report thereupon to said board as they may think proper, which report may be published at the discretion of said board.

Collect acc'ts. SEC. 16. That said board of education, or the secretary thereof, shall have power to collect any charge or account for tuition, in the same manner as the secretary of any common school district in this State, is now, or may hereafter be authorized to collect any such charge or account.

Not to affect rights. SEC. 17. That upon the adoption of this act, in the manner herein provided, by any city, town or district, such adoption shall not affect the debts due to or from said district, or any contract with said district existing at the time of such adoption.

Laws conflicting not to operate. SEC. 18. All laws and parts of laws relating to schools, which conflict with the provisions of this act, shall be so construed as not to interfere with the provisions of this act.

SEC. 19. This act shall be in force and take effect from and after its publication according to law.

Approved January 28, 1857.

## CHAPTER 159.

### BURLINGTON.

AN ACT to amend the charter of the city of Burlington.

Opening new streets and alleys. SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That when any new street or alley is hereafter laid out, or when any street or alley is hereafter widened in accordance with the charter of the city of Burlington and the amendments made thereto, and when the damages and compensation to be paid to the several persons entitled thereto, on the opening or widening of said street or alley, have been ascertained in accordance with the charter and ordinances of said city, the said city shall have the power and is hereby authorized to levy a special tax to the amount of the damages or compensation awarded, upon all

the real estate which may or shall be enhanced or increased in value by the said street or alley being opened or widened, whether the real estate shall be abutting upon said street or alley or not.

SEC. 2. The real estate upon which the said tax shall be levied, as well as the amount to be appropriated to each piece of real estate by its most convenient description, with the name of the owner or owners of the same, where said names can be ascertained, shall be fixed and ascertained by three commissioners, to be appointed by said city council, who first being duly sworn that they are disinterested in the question or questions to be submitted to them, and to be decided by them, and that they will well and truly inquire into and ascertain the real estate to be affected by said street or alley being opened or widened and assess upon the same its fair and equal portion of the tax to be raised by said city for the purpose of paying for the opening or widening of said street or alley. Commissioner's

SEC. 3. Said commissioners shall make their report in writing under oath to the city council, within ten days from the time of their appointment. They may take testimony offered by the parties interested, and shall personally view the property through which the said street or alley is opened or widened; and when the said report is made to the city council the same shall be filed by the city recorder, and shall be subject to the inspection and examination of all persons interested. Report.

SEC. 4. The city recorder shall give notice in one or more newspapers published in said city, of the assessment made by the commissioners, for the time of two weeks, and that all persons are required within that time to show cause in writing, before the city council, why the report and assessment made by said commissioners shall not be confirmed; and if any good cause is shown, the report shall be re-committed to said commissioners, together with the objections made to the assessment by the parties interested, and said commissioners shall proceed to re-consider the same, and may make such corrections as to them shall seem just and proper. Notice.

SEC. 5. Said commissioners shall be allowed for their services such sums as the city council shall deem them Compensation.

justly entitled to, not less than one dollar and fifty cents per day for the time actually spent by them in the business aforesaid.

Tax list.

SEC. 6. When the said report is finally adopted by the city council, the city recorder shall make out a list of the taxes assessed, and the same being placed in the hands of the city treasurer, shall be collected by him and accounted for as other city revenue.

Hawkeye creek

SEC. 7. That should the city council of said city determine to change the location of Hawkeye Creek, running through said city, in accordance with the 10th and 11th sections of the act entitled "An act to amend the charter of the city of Burlington," approved February 4th, 1851, when the damages to be paid by the said city for said re-location are ascertained, in accordance with the provisions of the act aforesaid, the gross amount of said damages to be paid by the city shall be assessed by commissioners and levied by the city council in the manner hereinbefore provided in relation to streets and alleys located or widened, upon all the real estate in the vicinity of said Hawkeye Creek that may or shall be enhanced in value by changing the present location of said Creek.

Damages.

SEC. 8. This act shall take effect from and after its publication in the Burlington Hawkeye, and Iowa State Gazette, without expense to the State.

Approved January 28, 1857.

## CHAPTER 160.

### RECORDS OF WASHINGTON COUNTY.

AN ACT to authorize the county judge of Washington county to provide for the indexing certain records.

Index records  
of survey.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the county judge of Washington county be, and the same is hereby authorized to provide for indexing the record of surveys made in Washington county.

Compensation.

SEC. 2. The judge aforesaid may pay for the labor of indexing said record, out of any fund in the treasury of said