day within six months thereafter, by giving previous notice in some newspaper printed within this territory, for three weeks successively,) open books in the town of Bloomington for receiving subscriptions to the capital stock of said company, and shall keep the same open until the whole amount is subscribed.

SEC. 8. Said company shall, on the first Monday in June annually, choose a president, secretary, and treasurer, and such other officers as the company may think proper. Officers.

SEC. 9. The company shall have the power to make all proper and necessary laws consistent with the laws of this territory, and may transact their business by agent. By-laws.

SEC. 10. This act may be altered or amended by any future legislature.

Approved January 14, 1840.

[Chap. 51.]

AN ACT establishing certain territorial roads therein named.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That William H. Moreing and Wm. Smith of Du Buque county, and Frederick Andros of Clayton county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Iowa city by the way of the seat of justice of Linn county, the seat of justice of Delaware county, and the mouth of Elk creek, in Clayton, county to the Mississippi river opposite Prairie du Chien. Said commissioners shall meet at Iowa city, on the first Monday in June eighteen hundred and forty, or at such time thereafter duing the year as said commissioners shall agree. Iowa City to Prairie Du Chien.

SEC. 2. *And be it further enacted,* That John Lorton, of Des Moines county, John O'Laughlin, of Louisa county, and Luke Douglass, of Johnson county, be and [they] are hereby appointed commissioners to lay out and establish a territorial road from Iowa city, in Johnson county, by way of Sturgis' ferry and the Virginia grove, in Louisa county, to intersect the territorial road running from Farmington to Du Buque. Said commissioners shall meet at Iowa city, on the first Monday in June, eighteen hundred and forty, or at such time thereafter during the year as they shall agree. Iowa City.

Parkhurst to Cedar county.

SEC. 3. *And be it further enacted*, That Martin W. Smith and Joseph Turner of Scott county, and Robert Walker of Johnson county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Parkhurst in Scott county, by the Hickory grove to the county seat of Cedar county. Said commissioners to meet at Parkhurst, on the first Monday in May next, or at such subsequent day during the year as they shall agree.

Rockingham to Iowa City.

SEC. 4. *And be it further enacted*, That Willard Barrows, of Scott county, William St. John, of Muscatine county, and Luke Douglass, of Johnson county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Rockingham in Scott county, by Centre grove and Moscow, in Muscatine county, to Iowa city, in Johnson county. Said commissioners shall meet at Rockingham, on the first Monday in May next, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Camanche to Iowa City.

SEC. 5. *And be it further enacted*, That William Massey, of Johnson county, Samuel Doolittle, of Clinton county, and Richard Knott, of Cedar county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Camanche, in Clinton county, by the seat of justice of Cedar county, to Iowa city, in Johnson county. Said commissioners shall meet at Camanche, on the first Monday in June, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Du Buque to Delaware co.

SEC. 6. *And be it further enacted*, That Antoine Loir, Charles Blake, and Henry Tegarden, be and they are hereby appointed commissioners to lay out and establish a territorial road, on the nearest and best route, from Du Buque to the seat of justice of Delaware county. Said commissioners shall meet at the town of Du Buque, on the first Monday in June, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Laporte to Wabesipinica

SEC. 7. *And be it further enacted*, That Joseph D. Quigley, of Clayton county, Lucius Kebbey, of Delaware county, and Daniel Varval, of Jones county, be and they are hereby appointed commissioners to lay out and establish a territorial road from the town of Prairie Laporte to Millville, in the county of Clayton, from thence the nearest and best way to inter-

sect the United States road at or near the bridge on the Wabesipinica. Said commissioners shall meet at Prairie Laporte, on the first Monday of June, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Wapello to Moscow.

SEC. 8. *And be it further enacted*, That Robert Gray, of Louisa county, George Storms and John Wilson, senr., of Muscatine county, be and they are hereby appointed commissioners to locate and establish a territorial road from Wapello, in Louisa county, by the head of Indian Creek grove to Moscow, in Muscatine county. Said commissioners shall meet at Wapello, on the first Monday of May, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Trenton to Washington county.

SEC. 9. *And be it further enacted*, That Shadrach Scott and James G. Greene, of Henry county, and John Jackson, of Washington county, be and they are hereby appointed commissioners to locate and establish a territorial road from Trenton, in Henry county, to the seat of justice of Washington county. Said commissioners shall meet at Mount Pleasant, on the first Monday in May, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Washington to Des Moines county.

SEC. 10. *And be it further enacted*, That Samuel Blair, of Washington county, James Bridges, of Des Moines county, and John Lee, of Henry county, be and [they] are hereby appointed commissioners to lay out and establish a territorial road, commencing at Washington, the seat of justice of Washington county, to Ritchie's mill, from thence, on the nearest and best ground to intersect the territorial road leading from Burlington to Mt. Pleasant, at or near John Sleeth's, in Des Moines county. Said commissioners shall meet at Washington on the first Monday in June, eighteen hundred and forty, or at such time thereafter during the year as they shall agree.

Keosauqua to Jefferson co.

SEC. 11. *And be it further enacted*, That John Ralston and Hugh W. Sample, of Van Buren county, and Samuel Moor, of Jefferson county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Keosauqua, to the seat of justice of Jefferson county, making Philadelphia and Rising Sun, points on said road. Said commissioners shall meet at Keosauqua, on the sec-

ond Monday in April, or such time thereafter during the year as they shall agree.

Washington county.

SEC. 12. *And be it further enacted*, That J. P. Teeples, of Washington county, Andrew Kennedy, of Jefferson county, and Thomas Summerlin, of Van Buren county, be and they are hereby appointed commissioners to lay out and establish a territorial road, commencing in Washington county, north of English river, at the most suitable point of intersection with the national road leading from Iowa city to Mount Pleasant, and thence on the most suitable route to Washington, the seat of justice of Washington county; thence to Fairfield, the seat of justice of Jefferson county; thence to Portland, in Van Buren county; thence, to the southern boundary of the territory, in the direction to the town of Sand Hill, in Missouri. Said commissioners shall meet at Iowa city, on the first Monday in July next, or at such subsequent day during the year as they shall agree.

Mt. Pleasant to Indian Agency.

SEC. 13. *And be it further enacted*, That Joseph Jeffries, of Henry county, and George W. Tray, and John W. Sullivan, of Jefferson county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Mount Pleasant to Rome, in Henry county; thence to Fairfield, in Jefferson county; thence to the Indian agency. Said commissioners shall meet at Mount Pleasant, on the second Monday in May next, or at such subsequent day during the year as they shall agree.

Princeton.

SEC. 14. *And be it further enacted*, That Haswell H. Pinnec, John C. Quinn and Jacob Heller, be and they are hereby appointed commissioners to lay out and establish a territorial road, commencing at Princeton, in Scott county, from thence to Point Pleasant, in said county, and thence in a direction to Iowa city by Allen's grove till it intersects the road leading from Camanche to Iowa city. Said commissioners shall meet at Princeton, on the second Monday in June, eighteen hundred and forty, or at such subsequent day during the year as they shall agree.

Bloomington to Linn co.

SEC. 15. *And be it further enacted*, That Jonathan Pettibone and Wm. Leverick, of the county of Muscatine, and John Finch, of Cedar county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Bloomington by Mud creek bridge, in section two, of township seventy-eight north, of range two west, to the county

seat of Linn county. Said commissioners shall meet at Bloomington on the first Monday of May next, or at such subsequent day as they shall agree.

Fort Madison to Fairfield.

SEC. 16. *And be it further enacted*, That Hawkins Taylor, of the county of Lee, Peter Boyer, of the county of Henry, and J. D. Stark, of the county of Jefferson, be and they are hereby appointed commissioners to review, mark, lay out and establish a territorial road, commencing at Fort Madison, thence to West Point, in Lee county; thence to Salem, in Henry county; thence to Fairfield, in Jefferson county. Said commissioners or a majority of them to meet at West Point, on or before the first Monday in May next, or on such other day as they may agree, and proceed to the duties required of them by this act: *Provided, however*, That if there shall be a territorial road already established from Fort Madison to West Point, then in that case said commissioners shall commence at West Point and proceed as above directed.

Bloomington to Iowa City.

SEC. 17. *And be it further enacted*, That Courtland Lawson and Robert Stuart, of Muscatine county, and Samuel H. McCrary, of Johnson county, are hereby appointed commissioners to lay out and establish a territorial road from Bloomington to Iowa city. Said commissioners shall meet at Bloomington on the second Monday in April next, or at such subsequent day during the year as they shall agree.

Davenport to Du Buque.

SEC. 18. *And be it further enacted*, That John Foley, of Du Buque county, Abner Beard, of Clinton county, and James McIntosh, of Scott county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Davenport via Queen's ferry, in Point Pleasant, Richfield, in section fifteen, township eighty-four, of range three east, to Du Buque. Said commissioners shall meet at the town of Davenport on the first day of May next, or at such subsequent day during the year as they shall agree, and proceed to the discharge of their duties.

Belleview to Buffalo fork.

SEC. 19. *And be it further enacted*, That Zophar Perkins, John Francis, of Jackson county, and Daniel Varvell, of Jones county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Belleview to intersect the national road leading from Du Buque to Iowa city, at or near the mouth of the Buffalo fork of the

Wabesipinica river. The said commissioners or any two of them shall meet at the town of Belleview, on the first Monday in May, eighteen hundred and forty, or as soon thereafter as they may agree on, and proceed to the discharge of their duties.

Wyoming to Moscow.

SEC. 20. *And be it further enacted,* That George Bumgardner, John Sherfey, and S. V. Wimple, of Muscatine county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Wyoming to Moscow, in Muscatine county. Said commissioners shall meet at Wyoming on the second Monday of May, or at any time thereafter during the year that they may agree upon, to discharge their duties.

Davenport to Moscow.

SEC. 21. That James Grant, Rodolphus Bennett, and L. S. Colton, of Scott county, are hereby appointed commissioners to lay out and establish a territorial road on the bluff from Davenport towards Moscow, north of the line separating townships seventy-seven and seventy-eight north, to intersect the territorial road to be laid out under this act from Rockingham to Iowa city. Said commissioners shall meet at Davenport to commence the discharge of their duties, at any time during the year which they may agree upon.

Oath.

SEC. 22. That each and every commissioner appointed under the provisions of this law, shall, before he enters on the duties required of him, take and subscribe, before some justice of the peace or other officer authorized to administer oaths, the following affidavit, "I do solemnly swear (or affirm, as the case may be,) that I will faithfully and impartially, without prejudice or favor, perform the duties of commissioner to lay out and establish a road from

Compensation.

SEC. 23. That each of the several commissioners named in the foregoing sections, together with each of the surveyors, chain carriers, and markers, employed by them, shall receive for their services each day they may be necessarily employed in discharge of the duties enjoined by this act, the following sums, to wit: commissioners, one dollar and fifty cents; surveyors, two dollars and fifty cents; and chain carriers and markers, one dollar and twenty cents, which several sums shall be paid according to the provisions of "An act for laying out and opening territorial roads."

SEC. 24. *And be it further enacted*, That should any of the commissioners named in the different sections of this act, die, refuse to serve, or remove out of their respective counties, the county commissioners of the county where such vacancies shall happen, shall fill the same: *Provided, however*, That any two of them shall have power to discharge the duties herein required. Vacancies. Two may act.

SEC. 25. That the time for locating and establishing several territorial roads authorized by the last session of this legislative assembly, is hereby extended one year from the taking effect of this act. And the commissioners whose powers and duties are hereby revived, may meet at such place and time to commence the discharge of their duties as they may agree upon. Time extended

SEC. 26. That vacancies existing or that may occur among such commissioners, may be filled in the manner provided in this act. Vacancies in former boards

SEC. 27. That the second, fourth, tenth, and twelfth sections of an act establishing certain territorial roads, approved January twenty-fifth, eighteen hundred and thirty-nine, are hereby repealed, and English Buel, of Clinton county, is hereby appointed commissioner in the place of James Kirkpatrick, in section thirteen of said act; and that the seat of justice of Cedar county shall be a point in lieu of Rochester, in section third of said act.

Approved January 14, 1840.

[Chap. 52.] Town limits.

AN ACT to incorporate the town of Salem, in Henry county.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That all that part or tract of land in township seventy north, of range seven west of the fifth principal meridian, in the county of Henry, as is comprised within the limits of the original town plat of the town of Salem, together with all additions that may hereafter be made and recorded thereto, be and the same is hereby constituted a town corporate, and shall be known by the name or title of the town of Salem. Election.

SEC. 2. It shall be lawful for the inhabitants of said town having the qualification of electors, to meet at some convenient place in said town of Salem, on the first Monday of April, and annually Officers.