Duty of court. which this is amendatory, it shall be the duty of the court, before whom said action or actions shall be tried, to permit the defendant or defendants in such action or actions, to raise, on the trial of the same before the jury, the question of fraud in the inception, procurement, or execution of the title adduced by the plaintiff, or plaintiffs, in such action or actions, of whatsoever nature the said title may be; which question of fraud shall be investigated by the jury.

Liberal construction. SEC. 2. This act shall receive a liberal construction by the court in favor of the investigation of fraud by the jury.

Take effect. SEC. 3. This act to take effect and be in force from and after its publication in the "Keokuk Register" and "Telegraphic Dispatch" in Lee county.

Approved, Dec. 29, 1848.

Chapter 19.

STATE ROAD.

AN ACT to locate a State road from Knoxville in Marion county, via. the seats of justice of Warren and Madison counties, to the west line of Madison county.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,*

Commissioners That William A. Stephens, of Polk county, John A. Scott, of Marion county, and Hugh Patterson, of Jasper county, be and they are hereby appointed commissioners to locate a State road, commencing at Knoxville in Marion county, running thence by the nearest and best route to the seat of justice of Warren county, thence by the nearest and best route to the seat of justice of Madison county, thence by the nearest and best route to the west line of Madison county, in the direction of Council Bluffs, on the Missouri river.

When to meet. SEC. 2. That said commissioners, or a majority of them, shall meet at Knoxville in Marion county, on the first Monday of June next, or within sixty days thereafter, and proceed to locate and establish said road.

Surveyor. SEC. 3. That Alfred D. Jones be and he is hereby appointed surveyor, to survey said road, and that said surveyor and commissioners,

Compensation. and such assistants as they may employ, shall be allowed for their services such fees as are now allowed by law.

Take effect. SEC. 4. That this act shall take effect and be in force from and after the first day of May next.

Approved, Dec. 29, 1848.