

SEC. 9. That if any person shall vote at said election without being qualified as above provided, or who shall vote more than once at said election, or shall vote at more than one precinct in said county, or who shall, for the purpose of voting at said election, swear falsely touching his qualifications as a voter, shall be fined in a sum not less than fifty nor more than five hundred dollars, one half thereof to the use of the county, and the other half to any one who shall prosecute for the same, and shall be further liable to an indictment, and if found guilty of swearing falsely shall suffer all the pains and penalties of wilful and corrupt perjury.

Illegal voting;
how punished.

SEC. 10. That if either of the judges or clerks of said election shall be guilty of any wilful violation of any duty required of them by this act, and shall be thereof convicted on indictment, such person so convicted shall be fined in any sum not less than one thousand nor more than two thousand dollars, or imprisoned not more than twelve months, at the discretion of the jury trying the same.

Violation of
duty by judges
or clerks;
how punished.

APPROVED, July 29, 1840.

[Chap. 26.]

AN ACT supplemental to "An act to establish the Seat of Justice of Scott County," approved July 1840.

SECTION I. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That the act to which this is a supplement, and this supplement, shall both take effect from and after the third day of August next.

Act to take
effect.

APPROVED, July 29, 1840.

[Chap. 27.]

AN ACT to incorporate the Baptist Church of Du Buque.

SECTION I. *Be it enacted by the Council and House of Representatives of the Territory of Iowa,* That Benj. Rupert, Amos Mathews, Jenks Dexter, Jos. T. Fales, Alexander D. Anderson, J. D. Graffort, and their associates and successors, be, and they are hereby created a body politic and corporate by the name and style of the Baptist Church of Du Buque, and by that name may have succession, and shall be able in law and equity to sue and be sued, and hold property, personal, real and mixed,

Body cor-
porate.

To hold prop-
erty, not to
exceed.

not exceeding ten thousand dollars, to select and choose officers, and make and ordain such by-laws, rules and regulations as may be convenient or necessary for conducting the affairs of such church, not contrary to law.

Objects de-
clared.

SEC. 2. The objects of the said corporation are hereby declared to be, to procure a suitable lot of ground, and erect thereon a proper and convenient church for public worship, with power to sell, alien and transfer the same at the will of a majority of the members of said church.

SEC. 3. This charter can be amended, altered or repealed by any subsequent legislature.

APPROVED, July 27, 1840

[Chap. 28.]

AN ACT to provide for the survey of a Territorial Road.

Governor to
appoint.

SECTION. 1. *Be it enacted by the Council and House of Representatives of the Territory of Iowa*, That the Governor of this Territory shall appoint a competent surveyor, or engineer, whose duty it shall be to re-locate so much of the Territorial Road leading from the city of Burlington, in Des Moines county, by way of New London and Mount Pleasant, Trenton, York's, and Lee's, to the Indian boundary line, as runs through the county of Des Moines.

When to re-
locate.

SEC. 2. That the said surveyor, or engineer, shall proceed to make such re-location on the second Monday of August, or as soon thereafter as practicable, commencing at the northwest corner of the public square in the old town of Burlington, thence as nearly on a straight line to the point where the former Territorial Road crosses the western boundary of the county, as the nature of the route will permit, *Provided however*, That said surveyor, or engineer, have power to make such offsets, or angles, as may be necessary to accommodate farms and improvements, not to exceed eighty rods at any one point.

Route.

Proviso.

Pay.

SEC. 3. That the said surveyor or engineer, shall receive for his services the sum of four dollars per day for the time actually engaged in such survey and making out the report of the same, which shall be paid out of the county treasury, *Provided*, That the whole time so consumed shall not exceed fifteen days.

Proviso.