

some other time to be by him appointed, and request their attendance on such day, at the place aforesaid.

SEC. 3. Pay of commissioners. Each of said commissioners shall receive two dollars and fifty cents per day, for his services, while engaged in laying out said road.

SEC. 4. Repealing section. That an act entitled "An act to establish a territorial road from Burlington to Keokuk," etc., approved July 27, 1840, be and the same is hereby repealed.

Approved January 13, 1841.

CHAPTER 49.

AN ACT to amend an act concerning executions, approved January 25th, 1839.

Be it enacted by the Council and House of Representatives of the Territory of Iowa:

SECTION 1. Execution returnable in seventy days—proviso. That all executions hereafter issued from any of the courts of record of this territory, shall be made returnable within seventy days from the date of the same: provided, that when said execution is directed to an officer of any other county than that in which the same is issued, there shall be one additional day for every twenty miles, calculating the distance from the county seat of the county from which said execution is issued to the county seat of the county into which the same is directed.

SEC. 2. Of executions in hands of sheriffs. That all executions in the hands of any sheriff or other officer, the same having been issued from any of the courts of record of this territory, the officer having said executions shall be required to return the same to the proper officer on or before the first Monday in April next, (except in cases in which the same is sooner returnable by the command of said execution.)

SEC. 3. Sheriff to give notice of sale of real estate, etc. That any sheriff or other officer levying an execution upon any real estate, shall, previous to the offering the same for sale, give at least four weeks notice of the time and place of such sale, by posting up written advertisements thereof, in four of the most public places in the county in which such real estate may be [41] situated; and previous to selling any personal estate on execution, the sheriff, or other officer levying thereon, shall give at least fifteen days' notice of the time and place of such sale, by posting up written notices of the same at three of the most public places in the county in which such sale may be made.

SEC. 4. Repealing section. That the fifth section of the act to which this is an amendment, be and the same is hereby repealed.

SEC. 5. When to take effect. This act to take effect and be in force from and after its passage.

Approved January 13, 1841.