

three of the most public places in said town, and the purposes for which the meeting is called, at least five days prior to holding such meeting; and the electors, when so assembled, (or at any annual meeting of the corporation,) shall have power to direct what compensation, if any, the president and trustees shall receive for their services, to appoint the time for holding the annual meetings for the election of corporation officers, and to transact any business that may be lawful for them for the interest and benefit of the corporation not otherwise provided for in this act.

SEC. 11. **Pay of recorder—power to levy tax, etc.** The town council shall provide for the reasonable compensation of the recorder for his services, and shall have power to lay a tax on all property, real and personal, within the limits of the [91] corporation, subject to taxation for county revenue, to enable them to carry into effect the provisions of this act; but no such tax shall exceed in any one year one half of one per centum, unless authorized by vote of the electors of the corporation.

SEC. 12. **Tax duplicate to be made out—duty of marshal, etc.** The town council shall annually make out a duplicate of taxes in proportion to the valuation of the property of each individual within the limits of the corporation, on or before the first day of September, which shall be signed by the president and recorder, and delivered to the town marshal, (or to some other person who shall be appointed collector,) who shall proceed to collect and pay over the same as he shall be therein directed; and they shall have power to correct any illegal or erroneous assessment before making out such duplicate on the complaint of any person aggrieved.

SEC. 13. **Power to sell goods, etc., for taxes—may sell real estate, etc.—estate may be redeemed in two years—proviso.** The marshal shall proceed to collect the same, by demanding of each individual resident of the town the amount of tax charged to them respectively in the duplicate, and shall have power to collect the same by sale of the goods and chattels of any person who shall not pay said tax when called for, by giving at least ten days notice of the sale of any such property; and for want of goods or chattels of any resident or non-resident of said town, may proceed to sell the real and personal estate of such person taxed, (by publishing a notice of such sale in some newspaper printed in this territory four weeks in succession prior to such sale,) or so much of it as will pay the tax, with the costs of collection; and any real estate thus sold may be redeemed within two years, by paying the taxes and costs of sale, with twelve per centum interest: provided, that nothing herein contained shall prevent the rightful heirs to any such estate from the right of redemption, when they shall become of lawful age.

SEC. 14. **Repealing section.** This act may be altered, amended or repealed, by any future legislature of this territory.

Approved January 15, 1841.

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## CHAPTER 81.

AN ACT to authorize Samuel and John B. Crawford to erect a dam across Skunk river.

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

SECTION 1. **S. and J. B. Crawford to erect dam—point where dam is to be constructed—dam to contain lock, etc.—proviso—ib.** That Samuel and John B. Crawford, their heirs and assigns, be and they are hereby authorized to construct a dam across Skunk river, in Henry county, in said territory, at a point in the southeast quarter of section thirty-one, with the privilege of

running a race from a point in said quarter section so as to intersect said river at a point in the northwest quarter of [92] section number thirty-two, all in township number seventy-two north, range number seven west; which dam shall not exceed five feet above low water mark, and shall contain a convenient lock not less than one hundred and thirty feet in length, and thirty-five feet in width, for the passage of steam, keel, and flat boats, rafts and other water crafts: provided, said water crafts shall bear two tons burthen: and provided further, that said dam and lock shall be completed within four years from the passage of this act.

**SEC. 2. Duty of persons building dam—damages for delay.** It shall be the duty of the persons authorized in the preceding section of this act to build said dam, at all times to keep the lock in good repair; and they shall at all reasonable times pass any water craft above mentioned through free of toll, without any unnecessary delay; and any person who shall be unnecessarily detained shall be entitled to recover of the owners double the amount of damages they shall prove to have sustained by reason of said detention.

**SEC. 3. Penalty for injury to dam, etc.** Any person who shall destroy, or in any wise injure either said dam or lock, shall be deemed to have committed a trespass, and shall be liable accordingly; and any person who shall wilfully or maliciously destroy or injure said lock or dam, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be fined treble the amount of damages the owner may have sustained, or be imprisoned, at the discretion of the court.

**SEC. 4. Not to flow lands of others, etc.** Nothing herein contained shall authorize the individuals named in this act, their heirs and assigns, to enter upon and flow the lands of any person without the consent of such person; and they shall remove all such nuisances as may be occasioned by the erection of said dam which may endanger the health of the vicinity.

**SEC. 5. Power to amend.** The legislature of this territory (or state) may at any time alter or amend this act, so as to provide for the navigation of said river.

Approved January 15, 1841.

## CHAPTER 82.

AN ACT to amend an act providing for the organization of townships.

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

**SECTION 1. Duty of board of county commissioners—counties to be divided into townships, etc.** That the board of county commissioners in each county not yet divided into townships, or in which there has been no election authorizing the organization of townships, shall, as soon as they are of opinion that the people of the county desire township organization, proceed to divide the county into townships, and discharge the duties required by "An act to pro-[93]-vide for the organization of townships," commencing with the fifth section of said act.

**SEC. 2. Notice to be given—what notice to contain.** That when a county is divided into townships, the county commissioners shall cause a notice to be put up at the place for holding elections in each township, containing the name and description of the boundary of such township; and in such counties as have one newspaper published therein, they shall cause the names and