

CHAPTER 86.

AN ACT to amend an act relative to wills and testaments, etc., approved January 25, A. D., 1839.

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

SECTION 1. **Money of deceased may be used to enter lands—proviso.** That administrators may, with the consent of the judge of probate of the proper county, use money belonging to the estate on which he is administering to enter lands claimed by the deceased at time of his death: provided, that such entry shall be in the name of the "heirs" of the deceased person.

SEC. 2. **Administrators required to convey to heirs, etc.** That where administrators have used money as provided in section preceding, and entered the lands in their own name, they are hereby authorized and required to convey the same in fee to the heirs of the person on whose estate they are administering; and that the judge of probate make such allowance for expenses in such cases as he shall deem reasonable.

SEC. 3. **Of claims against estate, etc.** That any person having a claim against an estate, may, if he first makes affidavit that he knows of no person by whom he can prove such claim, be allowed to testify as a witness in relation [96] thereto, proper notice being given to the administrator or executor of such estate.

SEC. 4. **When to take effect.** This act to take effect and be in force from and after its passage.

Approved January 15, 1841.

CHAPTER 87.

AN ACT to re-locate a part of the territorial road leading from Blackhawk, in Louisa county, via Mount Pleasant in Henry county, via Bentonsport, in Van Buren county, in a direction to the Missouri line.

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

SECTION 1. **Names of commissioners—route of road—meeting of commissioners.** That Silvester Henry, John B. Smith and James A. Brown, of Van Buren county, are hereby appointed commissioners to re-locate so much of the territorial road commencing at Blackhawk, in Louisa county, via Mount Pleasant in Henry county, via Bentonsport, in Van Buren county, in a direction to the Missouri line, as lays between Bentonsport and the residence of James Robbs, in Van Buren county. Said commissioners shall meet at Bentonsport, in Van Buren county, on the first Monday in June next, and proceed to re-locate so much of said road as above described according to law.

Approved January 15, 1841.

CHAPTER 88.

AN ACT for the relief of the sheriff of Jefferson county.

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

SECTION 1. **Time of sheriff extended for settlement with county commissioners.** That the sheriff of Jefferson county may have until the first Monday