

SEC. 5. Justice of peace may appoint viewers. If there be no fence viewers elected or qualified, the person injured may apply to any justice of the peace within his county, who shall appoint two householders, being citizens of the county, to examine said fence, and do all the duties required by the fence viewers.

SEC. 6. When to take effect. This act to take effect and be in force, from and after the first day of May next.

Approved January 21, 1842.

[13] CHAPTER 16.

AN ACT to legalize certain acts of the board of commissioners of Clinton county.

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

SECTION 1. Sale of lots town of Vandenburg before record of plat, legalized—commissioners relieved from penalty. That all sales of town lots, by the board of commissioners of Clinton county, in the town of Vandenburg, the seat of justice of said county, which were made before the plat of said town was recorded, are hereby legalized and made obligatory on the part of said board to fulfill and perform, according to the terms of the contracts made with the purchasers; and said commissioners are hereby relieved from all penalties which they may have incurred, by reason of said sales, before the plat of said town was recorded.

Approved January 24, 1842.

CHAPTER 17.

AN ACT to legalize the location of a territorial road in Henry county.

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

SECTION 1. Names of commissioners—when surveyed—where located—good and valid in law. That a certain road located and surveyed by George Humphrey and Joseph Newell, commissioners, and Daniel Brewer, surveyor, on the eleventh and twelfth days of March, in the year eighteen hundred and forty-one, in the county of Henry, beginning at the post corner of sections thirty-six and twenty-five, on township line number seventy-four north of range five west; (at which point a territorial road from Blackhawk to Mount Pleasant first intersects the line of Henry county,) thence in a direction to Mount Pleasant till it intersects the national road, is hereby declared to be a territorial road, and as good and valid in law, to all intents and purposes, as if the same had been located and surveyed in pursuance of a special act of the legislative assembly.

SEC. 2. This act to take effect and be in force from and after its passage.

Approved January 25, 1842.