

CHAPTER 44.

AN ACT to provide for a special term of the supreme court and to change the time of holding the annual session of the same.

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

SECTION 1. Term of supreme court where held—proviso. That a term of the supreme court of the said Territory, shall be holden at Iowa City, on the tenth day of January, A. D. 1842: provided, however, that this act shall not have such effect as to prejudice or affect the rights of any parties in any suit, action, process, matter or proceeding, now pending in said court, or returnable before the same at the next regular term thereof; but that all suits, actions, writs, process, and pleading, now made returnable to said regular term of said court, shall be returned, have day, and be heard and tried at said next regular term, in the same manner as if this act had not been passed.

SEC. 2. When and where holden after the year 1842. *And be it further enacted,* That from and after the year eighteen hundred and forty-two, the annual term of the said supreme court shall be held at the seat of government, on the first Monday in January in each year.

SEC. 3. When to take effect. This act shall take effect and be in force from and after its passage.

Approved January 10, 1842.

[33] CHAPTER 45.

AN ACT to locate and establish a territorial road from Marion, in Linn county, to the Indian boundary, in Benton county.

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

SECTION 1. Names of commissioners—route of road. That the board of commissioners of Linn county, if they deem it expedient, are hereby authorized to appoint S. W. Durham and B. C. McGonigal, of Linn county, and William B. Harrison, of Benton county, commissioners to lay out and establish a territorial road from Marion, in Linn county, to the Indian boundary in Benton county, via Nation settlement and B. McGonigal's in Washington township, in Linn county, thence the nearest and most practicable route to Wm. B. Harrison's, near said boundary line in Benton county.

SEC. 2. When and where commissioners to meet. That said commissioners shall meet in the town of Marion, on the first Monday in April next, or on such other time within six months thereafter, as a majority of them may agree upon, and proceed to the discharge of their duty according to an act to provide for laying out and opening territorial roads, approved December 29th, 1838.

SEC. 3. Compensation of commissioners—proviso. That said commissioners shall receive for all time necessarily employed in the discharge of their duty, the sum of two dollars per day: provided, however, that S. W. Durham, in addition to his services as viewer, shall receive one dollar per day as surveyor, and the chain carriers and markers shall receive each one dollar and fifty cents per day.

Approved February 10, 1842.