

CHAPTER 55.

AN ACT to re-locate a part of a territorial road, from Farmington to Dubuque.
Be it enacted by the Council and House of Representatives of the Territory of Iowa:

SECTION 1. **Names of commissioners—route of road.** That David Walker, Roland Grant, and Alexander Gilmore, be and they are hereby appointed commissioners, to relocate that part of said road lying between Mrs. Casey's and Mr. Acorn's, in Lee county.

SEC. 2. **When and where commissioners to meet.** That said commissioners, or a majority of them, shall meet at West Point, on the first Monday of March next, and proceed to relocate and establish said road.

SEC. 3. **Compensation of commissioners, surveyor to be allowed by county commissioners.** That the said commissioners shall take to their assistance a [40] surveyor, and such number of chain carriers and other hands, as the said commissioners may deem necessary; which said surveyor, chain carriers and others so employed as aforesaid, shall be entitled to such compensation as may be allowed by the board of county commissioners.

SEC. 4. This act shall be in force from and after its passage.
Approved February 10, 1842.

CHAPTER 56.

AN ACT to authorize the establishment of certain dams across Skunk river.

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

SECTION 1. **Wm. Pickerell authorized to construct a dam across Skunk—location of dam.** That William Pickerell, his heirs or assigns, be and they are hereby authorized to construct, keep, and maintain a dam across Skunk river, in Washington county, in this Territory, at any point on the southwest quarter of section number twenty, in township number seventy-four, north of range eight west.

SEC 2. **Persons injuring said dam guilty of trespass—maliciously destroying dam guilty of misdemeanor—penalty.** Any person who shall destroy, or in any wise injure said dam, 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 dam shall be deemed guilty of a misdemeanor, and on conviction thereof, before any court of competent jurisdiction, shall be fined treble the amount of damages the owners may have sustained, or be imprisoned at the discretion of the court.

SEC. 3. **Not to enter or flow other lands.** Nothing herein contained shall be so construed, as to authorize the said William Pickerell, to enter upon and flow the lands of any person, without the consent of such person.

SEC 4. **Not to prevent Wm. Russell and Samuel Crippin from the privilege of one half the water—proviso.** That nothing in this act contained, shall be so construed as to prevent William Russell and Samuel Crippin, their heirs and assigns, from the privilege of taking out of the mill-pond (occasioned by said dam) by means of a race or otherwise, one-half of the water which may flow down the channel of said river, for their own use and benefit: provided, that said Russell and Crippin, their heirs and assigns, shall defray one-half of the necessary expenses of keeping said dam in repair.

SEC. 5. **Wm. Russell and Sam'l Crippin to erect a dam across a bayou of Skunk—location—proviso.** That the said William Russell and Samuel Crippin,

their heirs and assigns, be and they are hereby authorized to erect and keep a dam across a bayou of Skunk river; where the county and territorial roads leading from Washington to Brighton, in Washington county, crosses said bayou on the south half of the northwest quarter of section number twenty, in township number seventy-four north of range number eight west, and situated in the county aforesaid; provided, they do not enter upon and flow the lands of any other person without his consent.

SEC. 6. Persons to injure or destroy guilty of trespass—wilfully or maliciously doing so guilty of misdemeanor—penalty. That if any person shall destroy, or in any wise injure said dam, he 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 dam, shall be deemed guilty of a misdemeanor, and on conviction thereof, before any court of competent jurisdiction, shall be fined [41] treble the amount of damages the owners may have sustained, or be imprisoned at the discretion of the court.

SEC. 7. May be altered, amended or repealed. Any future legislature of the Territory of Iowa or State, (as the case may be) may at any time, alter, amend, or repeal this act.

SEC. 8. This act shall take effect and be in force from and after its passage. Approved February 10, 1842.

CHAPTER 57.

AN ACT to incorporate the town of Davenport.

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

SECTION 1. Inhabitants of the town of Davenport made a body corporate—name and style—powers. That the inhabitants of the town of Davenport, be and they are hereby constituted a body politic and corporate, with perpetual succession, by the name of "the Mayor and Aldermen of the town of Davenport," and by their corporate name may sue and be sued, plead, and be impleaded; may receive, purchase, acquire and hold, and grant, sell and convey, real, personal and mixed property, and do all other acts as natural persons may do; may have and use a common seal, the same at pleasure or break.

SEC. 2. Boundaries. The limits of boundaries of said town shall be as follows: Beginning at the point in the middle of the main channel of the Mississippi where the western boundary line of the old town of Davenport, extended, would intersect the middle of the said main channel; thence running northward by and along said western boundary line, to the northwest corner of said old town; thence eastwardly along the northern boundary line of said old town, to the northeast corner thereof; thence eastwardly and along the northern line of blocks numbered on the plat of Le Clair's addition to said town, as blocks number forty-nine, fifty, fifty-one, and fifty-two, to the northeast corner of block fifty-two; thence in the same direction across Rock Island street; thence southwardly along the eastern side of said street to Sauk or Second street; thence eastwardly along the northern boundary of said last mentioned street, to where the same if extended, would reach low water mark on the bank of the Mississippi river; thence at right angles to the last course, to the middle of the main channel of said river, and thence down and along the middle of said main channel to the place of beginning.

SEC. 3. Town divided into wards—1st ward, 2d ward, 3d ward. The said town shall be and the same is hereby divided into three wards as follows: All