

ship number seventy-four, north, of range number nine west of the fifth principal meridian.

SEC. 2. Liability for injury—Liability for malicious injury. That any person or persons 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 guilty of a misdemeanor, and on conviction thereof shall be fined treble the amount of damages the owner may sustain.

SEC. 3. Not to flow other lands or mill wheels.—removal of nuisances—may be amended or repealed. That nothing herein contained shall authorize the individual named in this act, his heirs and assigns, to enter upon and flow the lands or mill wheels of any person or persons, without the consent of such person or persons; 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 of said dam. This act may be amended, altered, or repealed by any subsequent Legislature.

Approved, February 16, 1842.

[69] CHAPTER 82.

AN ACT to authorize John R. Sloan to keep a ferry across the Mississippi river at the town of Camanche, in Clinton county.

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

SECTION 1. Right to keep a ferry—for term—subject to certain regulations. That John R. Sloan, his heirs and assigns, be and they are hereby authorized to establish and keep a ferry across the Mississippi river at the town of Camanche, in Clinton county, for the term of ten years, from the first of April next: provided, that said ferry, when so established, shall be subject to the same regulations, and be under the same restrictions, as other licensed ferries are or may hereafter be, by the laws of this Territory, fixing the rate of tolls, and prescribing the manner in which licensed ferries shall be kept and regulated.

SEC. 2. Time for procuring boats and hands. That the said John R. Sloan, his heirs and assigns, shall, within three months from the passage of this act, procure for said ferry a sufficient number of flat-boats and other water crafts, with a sufficient number of hands to work the same, which shall be kept at said ferry, for the transportation of all persons and their property across said river without delay.

Approved, February 16, 1842.

CHAPTER 83.

AN ACT to provide for levying a tax on real and personal property for road purposes.

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

SECTION 1. Power to levy a tax for road purposes. That hereafter the board of commissioners in each county in this Territory, may at the same time they make a levy of taxes for county purposes, also fix a per centum on real