

CHAPTER 112.

AN ACT to divorce Rebecca Fisher from her husband John Fisher.

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

SECTION 1. That the marriage contract heretofore existing between Rebecca Fisher, and her husband John Fisher, be and the same is hereby dissolved, from and after the passage of this act.

Approved February 17, 1842.

CHAPTER 113.

AN ACT for the relief of James Davis, former sheriff of Muscatine county.

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

SECTION 1. That the board of commissioners of the county of Muscatine, be and they are hereby authorized, to give James Davis, former sheriff of Muscatine county, and ex officio collector of taxes, such further time as they may deem reasonable, to make out a list of delinquents as required by the laws regulating the collection of county revenue, and that they make such settlement with said James Davis, as collector aforesaid, as they may deem just and equitable.

SEC. 2. That said board of commissioners are hereby authorized, to require the present sheriff of said county, to collect all unpaid taxes heretofore assessed.

SEC. 3. This act to be in force from and after its passage.

Approved February 17, 1842.

CHAPTER 114.

AN ACT to amend the militia law.

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

SECTION 1. **Officers to be exempt from military duty.** That all military officers, who are now or may hereafter be commissioned, and who shall serve as such in the militia of this territory, or in that of one of the United States, for the space of [96] four years, shall be exempt from military duty in time of peace: provided, however, that no such officer who may have served in the militia of this territory, shall be so exempt, unless by his resignation after such term of service duly accepted, or in some other lawful manner, honorably discharged from his commission.

SEC. 2. **Non-commissioned officers and musicians exempt conditionally.** Every non-commissioned officer, musician, and private of every uniform company, raised or hereafter to be raised, who has uniformed himself or shall hereafter uniform and equip himself, and whose term of service in such company, may have amounted or shall amount to seven years, from the time of his enrollment therein, shall be exempt from military duty, except in cases of war, insurrection, or invasion.

SEC. 3. **Uniform members exempt conditionally.** If any member of such company, who shall have been regularly uniformed and equipped, shall upon his removal out of the district of such company, or upon the disbandment thereof, enlist into another uniform company and uniform and equip himself

therefor, and serve in the same, whenever the whole term of his services in such companies computed together shall amount to seven years, he shall be exempt from military duty, in like manner, as if he had served the whole period in the company in which he was first enrolled.

SEC. 4. Officers elected to hold their commissions during the pleasure of commander-in-chief. And be it further enacted, that all officers hereafter elected or appointed, who shall willingly consent to such election or appointment, may hold such office during the pleasure of the commander-in-chief, unless removed by a legal court martial, but no such officer shall, under the provisions of this act, be entitled to resign his office until he has served at least two years from and after his election or appointment, and no resignation shall be accepted for a shorter term of service, without good cause shown to the satisfaction of the officer to whom such resignation shall be presented.

SEC. 5. All acts or parts of acts, which may conflict with this act is [are] hereby repealed.

Approved February 17, 1842.

CHAPTER 115.

AN ACT relative to the survey of the town of Salem, in Muscatine county.

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

SECTION 1. That William Chambers, be and he is hereby authorized, to re-survey the north half of the town of Salem, in Muscatine county, and vacate the lots therein, in such manner as he may deem proper.

Approved February 17, 1842.

[97] CHAPTER 116.

AN ACT to repeal an act to regulate the mode of petitioning the legislature in certain cases.

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

SECTION 1. That an act entitled an act, to regulate the mode of petitioning the legislature, in certain cases, approved January 25, 1839, be and the same is hereby repealed.

Approved February 17, 1842.

CHAPTER 117.

AN ACT to locate and establish a territorial road, from Chas. Nealy's, in Muscatine county, to Iowa City, in Johnson county.

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

SECTION 1. Names of commissioners to lay out a road—points—place and time of meeting. That Charles Nealy, H. H. Winchester, and George Bum-