

territorial road, leading from Keokuk to the line at the town of Keosauqua, Van Buren county.

**SEC. 2. Where and when to meet—surveyor and assistants—failure to meet provided for.** That said commissioners and surveyor shall meet, at the place of commencing said road, on the first Monday in April next, and shall proceed to locate and establish said road, according to the provisions of an act to locate and establish territorial roads. And if said commissioners or surveyor, or a majority of them, should fail to meet at such time and place, as herein specified, it shall be the duty of the sheriff of Van Buren county to notify said commissioners of a day, to be by him appointed, of the time and place of a second meeting of said commissioners, who shall then proceed to locate said road as above directed.

**SEC. 3.** This act to take effect from and after its passage.

Approved, 10th February, 1843.

## [42] CHAPTER 48.

### JACKSON COUNTY ACADEMY.

#### AN ACT to incorporate the Jackson County Academy.

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

**SECTION 1. Names of corporators—name and style of association—power to acquire and sell real and personal estate—to sue and be sued, to use a seal, etc.** That there shall be established at Andrew, in Jackson county, a seminary of learning, for the instruction of youths of both sexes, in arts, science, and literature, to be known by the name and style of "The Jackson County Academy," and that M. H. Clark, John Forbes, N. Butteworth, S. S. Fenn, W. Hopkins, W. A. Warren, H. Herrington, R. B. Wykoff, O. A. Crary, J. S. Kirkpatrick, Joseph Mallard, and Robert Fowler, and their associates and successors, are hereby declared a body politic and corporate in law and in fact, by the name and style of "The Jackson County Academy," and by that name shall have perpetual succession, and power to acquire, possess, retain, and enjoy, mixed, personal, and real property, and the same to sell, grant, convey, rent, or otherwise dispose of at pleasure; and they shall have power to contract and be contracted with, sue and be sued, plead and be impleaded, in all courts of law or equity, and they shall have and use a common seal.

**SEC. 2. Amount of shares made transferable.** The stock of said academy shall consist of shares of ten dollars each, which shall be deemed personal property, and shall be transferable on the books of said corporation in such manner as may be prescribed by the board of trustees.

**SEC. 3. Annual income limited—disposition of same.** The annual income, exclusive of tuition, shall not exceed two thousand dollars, and that the total capital stock of said institution [43] shall not exceed fifty thousand dollars, and that its funds, privileges and immunities, shall be used for no other purposes than that of education.

**SEC. 4. Time and manner of electing trustees—number and duty of same—may elect other officers—number of votes given and how.** The stockholders of said academy shall, on the first Monday in October next, and on the same day annually thereafter, elect, by ballot, a board of trustees, consisting of twelve members, seven of whom shall constitute a quorum, whose duties shall be to transact and perform, or cause to be performed, all the functions, concerns and

business of said academy; and said stockholders shall elect or appoint such other officers as may, in their opinion, be requisite, and shall give such other directions to the board of trustees as may, in their estimation, be of importance to the corporation; and each stockholder shall be entitled to one vote for every share owned by him, to the amount of ten shares, and then to one vote for every five shares over and above that amount. Any stockholder may vote in person or by proxy.

SEC. 5. **Trustees to appoint president and other officers, with power to fill vacancies—to make by-laws, etc.—proviso.** The board of trustees shall, on their first meeting after elected, appoint from their number a president, and vice president, secretary and treasurer, and they shall have power to fill vacancies in their own body until the annual election; they shall have power to appoint subordinate officers, and to make, ordain, and establish such ordinances, regulations, rules and by-laws, as they may deem necessary for the interests and good government of said academy in its several departments and functions: provided, however, that such rules and regulations shall not contravene the laws of the United States, or of the territory or future State of Iowa.

SEC. 6. **Deeds to be made and how.** All deeds, or other instruments of writing or conveyance, shall be made by order of the board of trustees, sealed with the seal of the corporation, signed and acknowledged by the president, in his official capacity, in order to render them good and valid in law.

SEC. 7. **Act when to take effect.** This act shall take effect, and be in force, from and after its passage.

Approved, 10th February, 1843.

[44] CHAPTER 49.

KEOSAUQUA.

AN ACT to amend an act entitled an act, to incorporate the city of Keosauqua.

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

SECTION 1. **Certain words of certain lines in, repealed—fines for offences against ordinances—manner of recovering fines.** That the words within and between the words property, for, in the fifth line of the fifth section of the act to which this [is] amendatory, be and the same are hereby repealed, and that the sixth section of said act be so amended as to read; provided, that no person shall be fined exceeding fifty dollars for any one offence against any one ordinance; which fine may be recovered in a summary manner before any justice of the peace of competent jurisdiction.

SEC. 2. **Words in the original act stricken out and others inserted.** That the word "majority," in the fifth line of the second section of said act be repealed, and the word "plurality" substituted therefor.

SEC. 3. **Eighteenth section of original act repealed.** That the eighteenth section of said act be and the same is hereby repealed, from and after the first Monday of May next.

SEC. 4. **Use of county jail to be allowed to said city.** That the use of the county jail of Van Buren county be allowed to the authorities of said city, for the confinement of persons committed by any justice of the peace, in cases of the violation of the ordinances of said city.

SEC. 5. **Liability of mayor and aldermen for neglect of duty.** That the mayor shall be liable for any neglect or mal-practice in office in all respects as justices of the peace, are or may be liable by law.