

on each side of the river, the right to use and occupy said land: provided further, that said dam shall contain a sufficient lock as is required by the act incorporating said company, and shall be subject to all the foregoing liabilities and restrictions.

SEC. 4. Any future legislature may amend, alter, or repeal, this act, whenever they may see fit.

Approved, 14th February, 1844.

CHAPTER 18.

PUBLIC ROADS.

AN ACT to punish the obstructing of public roads, etc.

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

SECTION 1. **Obstruction of roads, streams, etc.; establishment of offensive trades, pollution of streams, etc. prohibited; penalty for; nuisance, how abated.** That if any person in this territory shall obstruct, or injure, or cause or procure to be obstructed or injured, any public [25] road or highway, or common street or alley of any town, or any public bridge or causeway, or public river or stream, declared navigable by law; or shall continue such obstruction so as to render the same inconvenient or dangerous to pass, or shall erect or establish any offensive trade, or manufactory, or business, or continue the same after it has been erected or established; or shall in anywise pollute any water course, lake, pond, marsh or common sewer, or continue such pollution so as to render the same offensive or unwholesome to the county, town, village, or neighborhood thereabout, every person so offending shall, upon conviction thereof, be fined not exceeding one hundred dollars; and every such nuisance may, by order of the district or proper court before whom the conviction may take place, be removed and abated by the sheriff of the proper county; and any inquest and judgment thereon had, under the provisions of any law authorizing a writ of *ad quod damnum*, shall be no bar to a prosecution under this act.

SEC. 2. **This act to be part of criminal law of the territory—duty of judges.** That this act shall be a part of the criminal code of this territory; and the judges of the district courts shall give the same in charge to the grand jurors of the several counties at each term of the court.

Approved, 14th February, 1844.

CHAPTER 19.

ROAD TAX.

AN ACT to amend certain acts relating to roads and highways.

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

SECTION 1. **Road tax, by whom and when levied, amount of, how to be applied; may be worked out on roads at \$1.00 per day.** That it shall be the duty of county commissioners of each county in this territory, at the time