

SEC. 32. B. F. Wallace & Joseph T. Fales, for superintendence of printing of journals. To B. F. Wallace and Joseph T. Fales, each, the sum of three hundred dollars, for indexing, superintending the printing of the journal of the council of the present session and distributing the same.

SEC. 33. To S. J. Burr for superintending, indexing and distributing, the laws of 1843-4. To S. J. Burr, secretary of the territory, the sum of five hundred dollars, for supervising, indexing and distributing, the laws of the session of 1843 and 1844.

Approved, 16th February, 1844.

CHAPTER 42.

NEW JUDICIAL DISTRICT.

AN ACT to form a fourth judicial district.

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

SECTION 1. District to be created if congress pass a law to appoint additional judge; counties to compose 4th judicial district. That if congress should pass a law grant- [63] ing to this territory an additional judge or justice of the supreme court of said territory, then, and in that case, the counties of Jefferson, Davis, Wapello, Keokuk and Mahaska, shall constitute the fourth judicial district of this territory.

SEC. 2. Time of taking effect. This act shall take effect and be in force from and after its passage.

Approved, 14th February, 1844.

CHAPTER 43.

IMMORAL PRACTICES.

AN ACT for the prevention of certain immoral practices.

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

SECTION 1. Fine for engaging in common labor, fishing, shooting, etc. on the Sabbath day. That if any person of the age of fourteen years or upwards, shall be found on the first day of the week, commonly called Sunday, rioting, quarreling, fishing, shooting, or at common labor, (works of necessity and charity only excepted,) he or they shall be fined in any sum not exceeding five dollars: provided, nothing herein contained shall be so construed as to extend to those who conscientiously do observe the seventh day of the week as the Sabbath, nor to prevent persons from traveling, watermen from landing their passengers or freight, or ferrymen from conveying any person over the waters on such day.

SEC. 2. Fine for selling intoxicating liquors on the Sabbath, except to be used as a medicine. That if any grocery keeper or other person shall sell or barter any spirituous liquors on the first day of the week, commonly called Sunday, (except prescribed by physicians, or if such grocery keeper or other

person shall know that such spirituous liquors are wanted to be used as medicine,) such grocery keeper, or other person so offending shall be fined in any sum not exceeding five dollars.

SEC. 3. Fine for swearing within hearing of any religious assemblage. That if any person of the age of fourteen years and upwards shall profanely curse or damn, or profanely swear by the name of God, Jesus Christ, or the Holy Ghost, in any court of justice, or within hearing of any religious assemblage, each and every person so offending shall be fined in any sum not exceeding one dollar, nor less than twenty-five cents for each offense.

SEC. 4. Fines, how collected and to what applied; limitation of suits, etc. That all fines accruing under the provisions of this act, shall be collected in the name of the United States, as in other cases of a breach of the peace, and be paid into the township treasury for the use of common schools in the township in which the offense shall have been committed, (excepting in such counties as have not been organized into townships;) in which case the fine aforesaid shall be paid over to [64] the county treasurer for the use aforesaid, within thirty days after collected; and if any officer fail to pay over such fine by him collected, agreeably to the provisions of this act, such officer shall, for any such neglect, forfeit and pay into the treasury aforesaid double the amount of any such fine or fines by him collected, to be collected in a summary way before any justice of the peace having cognizance of the same, at the suit of the township or county treasurer, as the case may be: provided, that all prosecutions under the provisions of this act shall be commenced within ten days after the offense is committed, except prosecutions against justices of the peace for not paying over any fine or fines as aforesaid.

Approved 10th February, 1843.

[The foregoing entitled act is reprinted by order of the legislative assembly, per joint resolution number 16 of session 1843-4.

CHAPTER 44.

ASPEN GROVE CEMETERY.

AN ACT to incorporate the Aspen Grove Cemetery Association.

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

SECTION 1. Organization of, name and style of, general powers of, limitation of real estate, object of incorporation. That Abiathar White, Arthur Bridgman, George Temple, John Johnson, Levi Hager, and their associates, be and they are hereby created and declared a body corporate and politic, with perpetual succession, by the name and style of "The Aspen Grove Cemetery Association;" and by that name may sue and be sued in any court of law or equity in this territory; may hold, enjoy and convey, real estate, not exceeding fifty acres, and make, ordain and establish, such by-laws, rules and regulations, for the conveyance and disposition of their real estate, interment of the dead, and for the embellishing and adornment of the grounds and lots belonging to said association, as a majority of the stockholders, at their first meeting, and from time to time may deem fit.

SEC. 2. First meeting, when held; acceptance of charter, when and how determined. That it shall be the duty of the persons, or a majority of them, above named, to call a meeting of the stockholders within sixty days from