

its officers, teacher and pupils; and for the management of property and officers of said corporation to the best advantage: provided, that they shall not contravene the laws of the United States or of this territory.

SEC. 6. **Instruments of writing, how made.** That all deeds and other instruments of writing shall be made by the order of the board of trustees, sealed with the seal of the corporation, signed by the president, and by him acknowledged in his official capacity.

SEC. 7. **Repealing power reserved.** Any future legislature may repeal, alter, or amend this act.

SEC. 8. **Time of taking effect.** This act to take effect and be in force from and after its passage.

Approved, 15th February, 1844.

CHAPTER 126.

JUDGE OF PROBATE OF LINN COUNTY.

AN ACT to authorize the judge of probate of Linn county to make a record of the proceedings of said court.

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

SECTION 1. **Isaac M. Preston to make record of all the proceedings of the probate court of Linn county.** That Isaac M. Preston, the present judge of probate of Linn county, be and he is hereby authorized and required to make a record of all the proceedings of said court of probate in and for Linn county, from the organization of said county up to the present time, so far as it can be done from the papers now on file in said court of probate.

[147] SEC. 2. **To be submitted to the board of commissioners of Linn county for inspection; if approved to be valid.** That when said record shall be made it shall be submitted to the board of commissioners of said county for their approval, and when approved by them it shall have all the force and effect, and be as good and valid, as if said record had been regularly kept as required and provided for by law.

SEC. 3. **Compensation for, by whom allowed and paid.** That the board of commissioners of said county, when said record is so approved by them, shall allow and pay said judge of probate such compensation as they may deem fair and reasonable for such service.

SEC. 4. **Time of taking effect.** This act shall take effect and be in force from and after its passage.

Approved, 15th February, 1844.

CHAPTER 127.

WABESIPINICON MILL COMPANY.

AN ACT to incorporate the Wabesipinicon Mill Company.

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

SECTION 1. **Organization of company; style and general powers of; limitation of capital.** That George W. Thom and Joseph Anderson, and such other persons as may associate themselves with them, be and they are here-

by created a body politic and corporate, to be known by the name and style of "The Wabesipinicon Mill Company," and by that name shall have perpetual succession; may sue and be sued, in all courts of law or equity, and shall be capable in law of purchasing, holding, selling, leasing and conveying, estate, real, personal or mixed, so far as may be necessary for the purpose of carrying out the object of this incorporation: provided, the capital stock of said corporation shall not exceed the sum of fifty thousand dollars.

SEC. 2. To construct dam, place designated; erect mills, sluice to be 40 feet wide; be completed in 4 years. That the said George M. Thom and Joseph Anderson, their associates and successors, be and they are hereby authorized and empowered to construct a dam across the Wabesipinicon river, in Clinton county, on section seventeen in township eighty-two (82) north, of range No. one (1) east, of the fifth principal meridian, with the privilege of erecting mills for milling and manufacturing purposes; which dam shall contain a convenient sluiceway at least forty feet wide for the passage of all water crafts on said river. Said dam and sluice shall be completed within four years from the passage of this act, and [148] shall after completed, be kept in good repair for the passage of all water crafts without delay, and free of charge.

SEC. 3. Injury to how redressed, and penalty. That if any person shall in anywise destroy or injure said dam or sluice, or any property belonging to said company, he shall be deemed to have committed a trespass, and shall be liable accordingly; and any person who shall wilfully and maliciously destroy or injure said dam or sluice, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined treble the amount of damages the owners may have sustained, and be imprisoned at the discretion of the court.

SEC. 4. Restrictions as to rights of others. That nothing in this act contained shall authorize said company to enter upon or flow the land of any person without the consent of such person.

SEC. 5. Shares of stock \$100 each. That the capital stock of said company shall be divided into shares of one hundred dollars each, and as many such shares may be created as the company may direct: provided, they do not, in the aggregate, exceed the sum of fifty thousand dollars.

SEC. 6. First meeting of company, how notice given, and how to proceed; restriction. That any member of said company may, at any time within one year from the passage of this act, by giving at least thirty days previous notice, call a meeting of its members; and said company, when convened, shall call one of their members to preside, and may proceed to enact such by-laws, rules and regulations for its government, and such arrangements for the management and conduct of its business, as a majority of them may deem right and proper: provided, the same do not conflict with the laws of the land.

SEC. 7. Repeal power reserved. Any future legislature may amend or repeal this act.

SEC. 8. Time of taking effect. This act shall take effect and be in force from and after its passage.

Approved, 15th February, 1844.