

day of February, 1843, be, and the same are hereby revived, so far as they relate to judgments heretofore or hereafter obtained on contract made prior to that time.

SEC. 2. Takes effect after passage. This act shall take effect from and after its passage.

Approved, 19th June, 1844.

CHAPTER 11.

ROADS AND HIGHWAYS.

AN ACT amendatory of an act entitled "An act for opening and regulating roads and highways," approved February 1, 1843.

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

SECTION 1. Board of county commissioners to be satisfied that road is required, before appointing viewers. That hereafter, upon all applications to the board of county commissioners for laying out county roads, in addition to the requirements of the act to which this is amendatory, said boards of county commissioners shall be first satisfied that the road applied for is necessary, and that public convenience requires the same, before they shall appoint viewers in accordance with the prayer of the petition.

Approved, 19th June, 1844.

[8] CHAPTER 12.

CONSTABLES AND COUNTY COMMISSIONERS.

AN ACT to legalize the acts of certain officers therein named, and for other purposes.

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

SECTION 1. Constables elected prior to April, 1844. That all constables who were elected at the April election 1844 in this territory, and who filed their bonds and oaths of office in the office of the clerk of the board of commissioners of their respective counties in pursuance of "An act for the election of constables and defining their duties;" approved January 24, 1839, and who were in other respects qualified according to law shall be deemed legal constables of their respective townships, and duly authorized to act as such for the term for which they may have been elected, and all their official acts performed during such term shall be as valid as though they had filed bonds to the acceptance of the trustees, with the clerks of their respective townships, in pursuance of an act for that purpose; approved 5th February, 1844; and that the bonds filed with the clerks of the board of commissioners as aforesaid, be valid according to the true intent and meaning thereof.

SEC. 2. Appointment of jurors. That the clerks of the boards of commissioners of any counties in this territory, who may not have caused the proportion of jurors to be ascertained from the number of white male inhabit-

ants of the age of twenty-one years, in the respective townships or precincts of their respective counties on the first Monday of April, 1844, in pursuance of an act to amend an act entitled "An act concerning grand and petit jurors;" approved January 4, 1839, which was approved 15th of Feb. 1844, shall be authorized to ascertain the same and make the statement in writing required by said act, of the number of jurors apportioned to each township or precinct, and deliver the same to the sheriff at any time previous to the twentieth day of July, in the year 1844, who shall proceed forthwith to notify the several boards of township trustees, by service on the township clerk, instead of publication as now required by law. And jurors selected in pursuance of such apportionment, at the next ensuing annual election, and in other respects in pursuance of law, shall be deemed legally and duly selected, and qualified as though such apportionment had been made on the first Monday of April, aforesaid.

[9] **SEC. 3. Appointment of jurors deemed valid.** All elections and apportionments of jurors heretofore made in any of the counties of this territory, shall be deemed and taken and are hereby declared to be valid and effectual.

SEC. 4. This act to take effect from and after its passage.

Approved, 19th June, 1844.

CHAPTER 13.

TERRITORIAL ROADS.

AN ACT to establish certain territorial roads, and for other purposes.

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

SECTION 1. Road authorized from Cascade, in Du Buque county, to Blue Banks, in Cedar county. That L. A. Styles, of Cascade, Du Buque county, C. C. Walworth, of Jones county, and Edward Crow, of Linn county, be and they are hereby appointed commissioners to lay out and establish a territorial road from Cascade, in Du Buque county, to the Blue Banks on Cedar river.

SEC. 2. When and where to meet—route of road. That said commissioners or a majority of them, shall meet at Cascade, in Du Buque county, on the first Monday in July next, or at some subsequent time, and proceed to lay out and establish a territorial road from Cascade in said county, on the nearest and best route to Green and Datton's ford, on the south fork of the Makoqueta river, and thence on the nearest and best route to Edward Crow's on the Buffalo fork of the Wabesapinican river—thence on the nearest and best route to the ford on the Cedar river, at the Blue Banks on said river.

SEC. 3. Road authorized from Eddyville, in Wapello county to county seat of Mahaska county. That William McIlvain, William Black and William R. Ross, be and they are hereby appointed commissioners to lay out and establish a territorial road from Eddyville, in Wapello county, to the county seat of Mahaska county.

SEC. 4. When and where to meet—route of road. Said commissioners or a majority of them shall meet at Eddyville in Wapello county, on the first Monday in July next, or some subsequent time, and proceed to lay out a