

territorial road from Eddy- [10] ville in Wapello county, on the nearest and best route, to the county seat of Mahaska county.

SEC. 5. Commissioners to employ assistants. The commissioners appointed by the first and third sections of this act, shall, for each road, take to their assistance, two chainmen, one surveyor, and one marker; and shall lay out and establish said roads according to the provisions of "An act to provide for laying out and opening territorial roads;" approved December 29, 1838.

SEC. 6. Pay of commissioners and assistants. The commissioners, surveyors, chain-carriers and markers shall each receive as a compensation for the time they shall be necessarily employed in the discharge of their duties, the following sums per day—each commissioner two dollars; each surveyor two dollars; each chain-man and marker, one dollar and fifty cents.

SEC. 7. Part of a certain road act repealed. That so much of the act to locate a territorial road from Wapello in Louisa county, to Augusta, in Des Moines county; approved 27th February, 1844, as makes the north east corner of the north west quarter of section thirty-two, township seventy-three north, range three west, a point in said road, be and the same is hereby repealed.

SEC. 8. Time extended to September 1, 1844. That the time for viewing, locating and surveying all territorial roads that were authorized by the late session of the legislative assembly, be and the same is hereby extended until the first day of September, 1844.

SEC. 9. Takes effect after passage. This act to take effect and be in force from and after its passage.

Approved, 19th June, 1844.

CHAPTER 14.

PROBATE JUDGE OF LEE COUNTY.

AN ACT to authorize the judge of probate of Lee 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. Judge to make record from organization of county. That John A. Drake, present judge of probate of Lee county, be, and he is hereby authorized and required to make a record of all the proceedings of said court of probate for Lee county, from the organization of said county up to the time said Drake became [11] possessed of said office, so far as it can be done from the papers now on file in said court of probate.

SEC. 2. Record to be submitted to the board of county commissioners for approval—when 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 by law.

SEC. 3. Board to pay judge fair compensation. 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. Takes effect after passage. This act shall take effect and be in force from and after its passage.

Approved, 19th June, 1844.