

ages occasioned thereby to the premises of the complainant, and shall therein report the amount of damages, the petitioners shall be required to pay the damages assessed and until they do so, said trustees shall refuse to establish said road, and all other expenses of the re-viewers and surveyor if any, both at view and re-view, shall be paid by the petitioners for said road, and if they shall neglect or refuse to do so, it is hereby made the duty of the township treasurer to commence suit on the bond and prosecute the same to final judgment and execution: provided, that if no damages shall be allowed, any one asking to re-view, shall [30] enter into bonds with sufficient security, payable to the treasurer of the township, conditioned for the payment of all costs arising from such re-view, which shall be proceeded with in like manner as with the petitioners bond.

SEC. 10. Conflicting parts of amended act, repealed. That so much of the act entitled an act for the organization of townships, as conflicts with the provisions of this act, be, and the same is, hereby repealed.

SEC. 11. Takes effect after passage. This act to take effect and be in force from and after its passage.

Approved, 5th June, 1845.

CHAPTER 12.

SHERIFFS AND CONSTABLES FEES.

AN ACT to regulate fees of sheriffs and constables in attendance on district courts.

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

SECTION 1. No sheriff or constable to be paid by territory, who has been paid by the United States for same service. That no sheriff, deputy sheriff or constable shall be paid out of the county treasury for attendance on the district court in any county in this territory for any day or days for which he may have received, or may be entitled to receive, pay from the United States.

SEC. 2. Acts and parts of acts conflicting repealed. That so much of the fifteenth section of an act entitled "An act concerning costs and fees," approved 11th February, 1843, and all other acts or parts of acts that conflict with the provisions of this act, be, and the same are, hereby repealed.

SEC. 3. Take effect after passage. This act to take effect and be in force from and after its passage.

Approved, 5th June, 1845.

[31] CHAPTER 13.

CONSTITUTION RE-SUBMITTED TO THE PEOPLE.

AN ACT to submit to the people the draft of a constitution formed by the late convention.

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

SECTION 1. Constitution submitted to the people first Monday of August next. That the constitution as it came from the hands of the late conven-