

assessed upon the parents or guardians of the children in proportion to the length of time they shall severally have attended school during the term when such deficiency shall have arisen.

SEC. 6. [Compensation to clerk and treasurer.] That the board of commissioners shall allow to their clerk out of the county treasury, a fair compensation for the services required by this act, and the treasurer shall be allowed one per cent. for collecting and paying out school funds.

SEC. 7. [Fines, etc. appropriated to use of school funds; proviso.] That all fines collected for any breach of the penal laws of this territory, all monies arising from the granting of licenses for the sale of ardent spirits by the county commissioners, and all sums of money in the respective treasuries arising from the sale of water crafts, lost goods and estrays, under the provisions of the 11th section of the act concerning water crafts, lost goods and estrays, be and the same are hereby appropriated to the use of common schools within the county wherein they accrue: provided however, that nothing in this act contained shall be so construed as to prevent the county commissioners from receiving county orders for all fines assessed under this act.

SEC. 8. Repealing clause. That the third article of the eighteenth section and all acts and parts of acts that conflict with the provisions of this act, be and the same are hereby repealed.

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

Approved, January 15th, 1846.

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[11] CHAPTER 12.

CONSTABLES.

AN ACT defining the term of office of constables.

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

SECTION 1. Constables elected for two years. That hereafter the constables in all of the townships and precincts of this territory, shall be elected for the term of two years, and shall continue in office until their successors are duly elected and qualified.

SEC. 2. Part of act of June, 1837, repealed. Be it further enacted, that so much of an act entitled an act for the election of constables and defining their duties, approved January 29th, 1839, and all subsequent acts as conflict with this act, be and the same are hereby repealed.

SEC. 3. Act in force 1st April, 1846. This act shall take effect and be in force from and after the first day of April, 1846.

Approved, January 13th, 1846.