

## [23] CHAPTER 24.

## DIVORCE AND ALIMONY.

AN ACT to amend an act entitled "An act relative to divorce and alimony and other purposes," approved, 20th January, 1843.

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

SECTION 1. **Act of January, 1843, amended.** That the sixth clause of the second section be amended by striking out after the word "drunkenness," the following: "provided that said habitual drunkenness shall be contracted after marriage."

SEC. 2. **Further amendments.** That the second section of said act be amended as follows: add as a ninth cause for divorce from the bonds of matrimony, the following:—when it shall be made fully apparent to the satisfaction of the court, that the parties cannot live in peace or happiness together, and that their welfare requires a separation between them.

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

Approved, January 17th, 1846.

## CHAPTER 25.

## WIDOWS.

AN ACT to amend an act entitled "An act relative to the probate of wills, executors, administrators, guardians, trustees of minors, and probate courts, and for defining their duties," approved, February 13th, 1843.

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

SECTION 1. **To select other articles or money.** That when any one shall die leaving a widow in this territory, but shall not at the time of their decease be possessed of all of the articles of personal property as specified in said act to which this is an amendment, to be set apart to the widow—said widow may select any other personal property to the amount of, or have the same set apart to her in money, so as to make up said deficit, and it shall be the [24] duty of said executor or administrator to set apart the property so selected, or pay its value in money, at the option of said widow, should there be property enough to sell for that amount.

SEC. 2. **In force from passage.** This act shall take effect and be in force from and after its passage.

Approved, January 17th, 1846.