

## [59] CHAPTER 62.

## ROAD IN JONES AND DELAWARE.

AN ACT to establish a territorial road in the counties of Jones and Delaware.

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

SECTION 1. **Road from Maquoketa in Jones to Olmstead's mills in Delaware co.** That Alfred W. Darling, of Jones county, L. A. Stiles, of Dubuque county, and William Burnham, of Delaware county, be and they are hereby appointed commissioners, to lay out and establish a territorial road, on the nearest and best route from the military road near the bridge across the south fork of Maquoketa river in the county of Jones, to the residence of Alfred W. Darling; thence to B. Bardley's in said county of Jones; thence to intersect the road leading from Jenkin's in Linn county, to Olmstead's mills in Delaware county.

SEC. 2. **Commissioners to meet 1st of April.** Said commissioners shall meet at the house of Wm. Clark, in the county of Jones, on the first Monday of April next, or on such other day as a majority of them may agree, within thirty days thereafter, and proceed to the discharge of the duties required of them by this act.

SEC. 3. **Duty of commissioners.** Said commissioners shall in all respects, be governed by the provisions of the act to provide for laying out and opening territorial roads, approved, December 29th, 1828.

SEC. 4. **In force from passage.** This act to take effect and be in force from and after its passage.

Approved, January 13th, 1846.

## [60] CHAPTER 63.

## ROAD FROM SIGOURNEY.

AN ACT to establish a territorial road from Sigourney, in Keokuk county to Washington, in Washington county.

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

SECTION 1. **Road from Sigourney to Washington.** That William Bosy and Joel Long, of the county of Keokuk, and James Dorson, of the county of Washington, be and they are hereby appointed commissioners, to lay out and establish a territorial road, from Sigourney in the county of Keokuk, to Washington in Washington county. Said commissioners shall meet in Sigourney, on the first Monday in March next, or on such other day as a majority of them may agree upon, within six months after the passage of this act, and proceed to discharge the duties herein required of them; commencing at the public square in Sigourney; thence the nearest and best practicable route, to Washington: provided however, that said commissioners may, should they deem it expedient, terminate the review and survey of said road, at the western line of Washington county, by intersecting said road with the road leading from Washington, to the western line of said county of Washington.

**SEC. 2. Duty of commissioners.** Said commissioners shall in all other respects be governed by an act to provide for laying out and opening territorial roads, approved, January 17th, 1840.

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

Approved, January 14th, 1846.

[61] CHAPTER 64.

WILLIAM AND RACHEL EVANS.

AN ACT to divorce William H. Evans from his wife Rachel Evans.

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

**SECTION 1. Evans and wife divorced.** That William H. Evans, of the county of Davis, be divorced from his wife Rachel Evans.

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

Become a law, January 14th, 1846.

CHAPTER 65.

BLOOMINGTON.

AN ACT to amend an act entitled "An act to incorporate the town of Bloomington," approved, January 23d, 1839.

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

**SECTION 1. Recorder not entitled to a vote.** That the recorder of said town of Bloomington, shall not have a vote in any question before the president and trustees of said town of Bloomington, and shall exercise no other privileges than those expressly granted in the act to which this is amendatory.

**SEC. 2. Mode of selling lots for taxes.** That when it shall be necessary to sell real estate, in said town for non payment of taxes, the collector shall give four weeks notice of such sale, by posting on the court house door of said town, a list of the property to be sold, the time when, and the place where the same is to be sold; and the collector shall proceed to sell such real estate, to any bidder who will pay the taxes and costs thereon, for the least quantity of such real estate, to be taken off of the westerly side of such real estate.

[62] **SEC. 3. Collector to execute deeds.** That the collector shall execute to such purchaser, a deed to such real estate so purchased, which deed shall be prima facie evidence of the regularity of the proceedings, and in no case shall the title of the purchaser of such real estate be impeached, in a court of law or equity, unless the person impeaching the title, shall have tendered to such purchaser the amount for which such real estate was sold, and the interest due thereon, at the rate of fifty per centum per annum; provided, that nothing contained in this act, shall be so construed, as to effect the claim of the territory or county on real estate for taxes.