

## CHAPTER 93.

## JONES COUNTY.

AN ACT to provide for the re-location of the county seat of Jones county.

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

**SECTION 1. Commissioners to select two points for seat of justice.** That the county commissioners of Jones county, shall on or before the first day of March next, proceed to select two places to be balloted for, for the seat of justice of said county. It shall be the duty of the said county commissioners, after an examination of said county, and the taking into consideration, the local advantages of timber, roads, the settlements of the county, both as regards the present and the future, to designate two places to be balloted for, on the first Monday of April next.

[84] **SEC. 2. Notices to be posted up.** As soon as said commissioners shall make a selection of two points in said county, they shall cause notices to be posted up in each place of the holding of elections in said county, declaring the two points to be balloted for, at said election, for the county seat, and particularly describing the said points.

**SEC. 3. Point having most votes seat of justice.** That it shall be the duty of the judges of election in said county, to receive votes for the two places so designated by the county commissioners, and shall note down in separate columns the number of votes received for each place designated as aforesaid; and the place receiving the highest number of votes polled at said election, shall be and remain the county seat of said county; provided, that nothing in this act shall be so construed as to prevent the commissioners aforesaid, from designating the present seat of justice of said county as one of the points to be voted for.

**SEC. 4. Manner of holding election.** The manner of conducting said election shall be the same as is now prescribed by the law, regulating elections in this territory, and it shall be the duty of said judges of election, to transmit true returns to the clerk of the board of county commissioners, and the number of votes polled for each place, designated by the said commissioners.

**SEC. 5. In force from passage.** This act to take effect and be in force from and after its passage.

Approved, January 17th, 1846.

## CHAPTER 94.

## ROAD FROM CLARKSVILLE.

AN ACT to locate a territorial road therein named.

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

**SECTION 1. Road from Clarksville to Raccoon fork.** That N. B. Preston, of Kishkekosh county, William F. Ayers, of Polk county, and Horace H. Lyman, of Marion county, be and they are hereby appointed commissioners, to locate and establish a territorial road, beginning at Clarksville, in the county

of Kishkekosh, thence on the nearest and best route, to the county seat of Marion county; thence on the nearest and best route to the Raccoon fork of the Desmoines river.

**SEC. 2. Commissioners to meet at Clarksville.** Said commissioners, or a majority of them, shall meet at [85] Clarksville, in Kishkekosh county, on the first Monday in May next, or within sixty days thereafter, to discharge their duties according to law.

Approved, January 17th, 1846.

## CHAPTER 95.

### ROAD FROM OTTUMWA.

AN ACT to locate a territorial road therein named.

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

**SECTION 1. Road from Ottumwa to Chariton river.** That George Reynolds, of Wapello county, Ira Claffin, of Van Buren county, and Lafayette Bear, of Davis county, be and they are hereby appointed commissioners to locate and establish a territorial road, beginning at Ottumwa, in Wapello county; thence on the most suitable ground, to the crossing on Soap creek, at Ritchey's mill; thence by way of Joseph Jump's on the Fox river divide, to the Chariton river, at a point where the territorial road crosses, leading from Iowaville to the Missouri line.

**SEC. 2. Commissioners to meet at Ottumwa in May.** Said commissioners, or a majority of them, shall meet at the town of Ottumwa, on the first Monday of May next, or within thirty days thereafter, to discharge their duties.

**SEC. 3. To receive no compensation.** Said commissioners, and all hands employed, in locating and establishing said road, shall receive no compensation for their services.

Approved, January 17th, 1846.

## [86] CHAPTER 96.

### BENTON COUNTY.

AN ACT for the organization of the county of Benton.

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

**SECTION 1. Benton county organized.** That the county of Benton, be and the same is hereby organized from and after the first day of March next, and the inhabitants of said county shall be entitled to all the rights and privileges, to which by law the inhabitants of other organized counties of this territory are entitled; and the said county shall constitute a part of the third judicial district of this territory.

**SEC. 2. Election 1st Monday in April.** That there shall be a special election, held on the first Monday in the month of April next, at which time the