

SEC. 2. Commissioners to meet in Franklin. Said commissioners shall meet in the town of Franklin, on the first Monday of March, 1846, or on such other day as a majority of said commissioners may agree upon, and proceed to locate and establish said road, agreeable to the provisions of an act to provide for laying out and opening territorial roads, approved December 29th, 1838.

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

Approved, January 17th, 1846.

[101] CHAPTER 109.

SUSANNAH CHANEY.

AN ACT to authorize Susannah Chaney of Lee county, to convey certain real estate therein named.

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

SECTION 1. Susannah Chaney, empowered to sell lands. That Susannah Chaney, of Lee county, be and she is hereby authorized to sell and convey the north-east quarter, of the south-west quarter of section number thirty, township number sixty-nine north, range six west; containing forty acres, and situated in Marion township, in Lee county.

SEC. 2. To make deed for same. That said Susannah Chaney is hereby authorized and empowered to execute a good deed of conveyance, with covenants of general warranty, under her hand and seal, for the premises mentioned in the first section of this act.

SEC. 3. This act shall take effect and be in force from and after its passage.
Approved, January 17th, 1846.

CHAPTER 110.

ROAD FROM FAIRVIEW.

AN ACT to locate a certain road therein named.

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

SECTION 1. Road from Fairview to Dewitt's landing. That Julius Pert, of Jones county, and Ira Sammons and Joseph Caroway, of Linn county, be and they are hereby appointed commissioners, to lay out and establish a territorial road, as follows: commencing at or near Fairview on the Military road in Jones county; thence to the center of section four, in township eighty-three, north, in range five west; thence west, to the county road, leading from [102] the west of section four to Scott's mill on Big creek; thence on the track of said road to the range line between ranges five and six; thence on said line, to or near the land of Joseph Caroway and James Scott; thence angling through Sugar grove to the west line of section one, in township eighty-two, of range six; thence by said line for some distance; and then to Dewitt's landing on Cedar river.

SEC. 2. Commissioners to meet at Fairview. That said commissioners shall meet at Fairview on the first day of May next, or on such other day thereafter, as a majority of them may agree on, not exceeding two months after the said first day of May next, and employ the necessary assistance, and proceed to locate said road agreeably to the first section of this act, doing as little damage to private property as possible.

SEC. 3. Part of road vacated. That so much of a road located in pursuance of a law of the last session of the legislature, as lies between Isaac Butler's and Dewitt's landing, in Linn county, be and the same is hereby repealed.

SEC. 4. Compensation of viewers. Said commissioners and their necessary assistants, shall receive such compensation as the board of county commissioners of the county of Linn may allow.

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 111.

KEOSAUQUA CITY.

AN ACT to amend an act entitled "An act to incorporate the city of Keosauqua."

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

SECTION 1. Mode of selling lots for taxes. That in case it shall become necessary to sell real estate in said city, for the payment of taxes, the same shall be sold in the manner, and under such regulations, as the mayor and aldermen may have ordained; and at the time and place when and where the mayor and aldermen may order and direct; provided, four weeks notice shall be given of such sale, by advertisement in any newspaper published in said city, and by posting on the court house door of said city, a written notice of such sale, for the space of four weeks.

[103] **SEC. 2. To be sold to the highest bidder, who will pay for least portion of lot.** Such real estate shall be sold to the bidder who will pay the taxes, costs and expenses of such sale, for the lowest quantity of such real estate, to be taken off of such part of such real estate as the mayor and aldermen shall direct.

SEC. 3. May be redeemed in two years. Such real estate may be redeemed from such sale, at any time within two years from the time of such sale, by the owner paying to such purchaser or recorder of said city, for the use of such purchaser, the amount for which such real estate shall have been sold, and costs, with fifty per centum per annum, until paid.

SEC. 4. Mayor and aldermen to convey. The mayor and aldermen, shall at the expiration of two years from such sale, execute in their corporate capacity, a deed for any real estate so sold, and not redeemed, to the purchaser or his assigns; which deed shall be sufficient to convey the estate in fee to such purchaser, and shall be prima facie evidence of the regularity of the proceedings; and no person shall ever question the title under such deed, either in a court of law or equity, until such person shall have paid to, or tendered to the purchaser, the amount for which such real estate may have been sold, and fifty per centum per annum and the costs of sale.

Approved, January 19th, 1846.