

[105] CHAPTER 114.

ROAD FROM DUBUQUE.

AN ACT to re-establish a part of a territorial road vacated by an act, approved, February, 16, 1842.

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

SECTION 1. Road leading from Camp Atkinson established. That so much of a territorial road, heretofore laid out under and by virtue of an act, approved January 13th, 1841, commencing at the city of Dubuque, and running to Camp Atkinson as is west of the Widow Hogan's farm and within the county of Dubuque, be and the same is hereby established and declared to be a territorial road, any law to the contrary notwithstanding.

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

Approved, January 19th, 1846.

CHAPTER 115.

DANVILLE ACADEMY.

AN ACT to incorporate the Danville Academy in Des Moines county.

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

SECTION 1. Danville academy incorporated. That there shall be, and hereby is established in the township of Danville, Des Moines county, a literary institution, for the instruction of youth of both sexes in science and literature, to be called the Danville academy, and that Thomas L. Sergeant, Jeremiah Hall, Edwin Cady, Calvin S. Jackson, Thomas Bristol, Reuben Gaylord, Warren Dee, Wolcott Seymour, William Ramsey, E. W. Davis and O. S. Goodrich, and their associates and successors, are hereby declared a body politic and corporate in law, by the name and style of the Danville Academy, to hold their offices for one year, from the first [106] Monday of March next, and until others shall be duly elected to succeed them in the manner hereinafter provided.

SEC. 2. To have perpetual succession. And the corporation before named shall have perpetual succession, and power to acquire, possess, retain and enjoy property, real, personal and mixed, and the same to sell, grant, convey, rent, or otherwise dispose of at pleasure, and they shall have power to contract and be contracted with, sue and be sued, plead and be impleaded, in all courts of justice; and they shall have and use a common seal with power to alter the same at pleasure.

SEC. 3. Stock divided into shares of \$10.00. That the stock of said academy shall consist of shares of ten dollars each, which shall be deemed personal property, and shall be transferable on the books of said corporation, in such manner as may be prescribed by the board of trustees: provided, that the annual income of said corporation (not including tuition) shall not exceed three thousand dollars, and that its fund privileges and immunities shall be used for no other purpose whatever than education.

SEC. 4. Governed by trustees. The corporate concerns of said academy shall be managed by a board of trustees consisting of five members, any three of whom shall constitute a quorum to do business; said board shall be elected by the stockholders on the first Monday of March annually and shall hold their offices for the term of one year and until their successors are duly elected. The election of trustees shall be by ballot, and each stockholder shall be entitled to one vote for each share by him owned to the amount of five shares, and one vote for every additional three shares. Any stockholder may vote in person or by proxy. Said trustees shall elect one of their number to be president of the board, and shall have power to fill all vacancies in their own body that may occur between their annual elections. If any election shall not be made on the day designated by this act, such election shall be held on any other day: provided, a notice of time and place of holding such election signed by one fourth of the stockholders to be posted up at two of the most public places in the township of Danville, at least ten days before said election.

SEC. 5. To appoint officers and agents. The board of trustees shall have power to appoint subordinate officers and agents, to make, ordain and establish such ordinances, rules and regulations, as they may deem necessary for the good management of said academy, its officers, teachers, and pupils, and for the management of the property and affairs of said corporation to the best advantage: provided, they shall not contravene the laws of the United States or of this territory.

SEC. 6. Deeds to be made by board. That all deeds and other instruments of conveyance shall [107] be made by order of the board of trustees, sealed with the seal of the corporation, signed by the president and be by him acknowledged in his official capacity.

SEC. 7. In force from passage. That this act shall take effect and be in force from and after its passage.

Approved, December 19th, 1845.

CHAPTER 116.

IOWA COUNTY.

AN ACT to amend an act entitled "An act for the organization of the county of Iowa."

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

SECTION 1. Iowa a part of second judicial district. That the first section of the act to which this is amendatory, be so amended as to read, that the said county of Iowa shall constitute a part of the second judicial district.

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

Approved, December 19th, 1845.