

CHAPTER 7.

DES MOINES RIVER.

AN ACT to provide for the descending navigation of the Des Moines river between the mouth of the Raccoon Fork thereof, and the northern boundary of this state.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Obstructing the navigation—penalty—proviso.** That if any person or persons shall in any wise obstruct the navigation of the Desmoines river, between the mouth of the Raccoon Fork thereof and the northern boundary of this state, or continue such interruption or obstruction, shall be subject to indictment, and upon conviction shall be fined in any sum not less than fifty dollars, to be assessed by a jury: *provided, however,* that no person shall be liable for any [32] obstructions occasioned by a mill dam in said river, who shall construct and keep in repair to such dam a good and sufficient slope of the following dimensions to-wit: In length at the rate of six feet for one foot high at the entrance of the slope, with a notch in the dam the full width of the slope, of two feet deep for every six feet high from the bottom of the dam to the top, and said slope shall not be less than thirty feet wide.

SEC. 2. **Repealing section.** That all acts and parts of acts contravening the provisions of this act are hereby repealed.

SEC. 3. **Take effect.** This act shall take effect from and after its publication according to law.

Approved, Dec. 27, 1848.

CHAPTER 8.

PROBATE JUDGE.

AN ACT to authorize the probate judge of Marion county to transcribe the records of the probate court.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Probate judge authorized to transcribe records.** That the judge of the probate court of the county of Marion, be authorized and required to transcribe the records of said court, and that he be allowed for transcribing said records the sum of eight cents for each and every one hundred words, to be audited and allowed by the board of commissioners, and paid out of the county treasury of the county of Marion.

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

Approved, Dec. 27, 1848.

CHAPTER 9.

NEW COUNTIES.

AN ACT to amend an act entitled "an act to establish new counties and define their boundaries."

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Lucas county—boundaries.** That the following shall be the boundaries of a new county which shall [33] be called Lucas, to-wit: Begin-

ning at the north-west corner of Monroe county, thence west to the north-west corner of township seventy-three (73) north of range twenty-three (23) west; thence south to the south-west corner of township seventy-one, (71) north of range twenty-three west; thence east to the south-west corner of Monroe county, thence north to the place of beginning.

SEC. 2. Clark county—boundaries. That the following shall be the boundaries of Clark county, to-wit: Beginning at the north-west corner of Lucas county, thence west to the north-west corner of township seventy-three, (73) north of range twenty-seven (27) west; thence south to the south-west corner of township seventy-one, (71) north of range twenty-seven (27) west; thence east to the south-east corner of Lucas county, and thence north to the place of beginning.

SEC. 3. Repealing section. That all acts and parts of acts conflicting with this act be and the same are hereby repealed.

Approved, Dec. 27, 1848.

CHAPTER 10.

CITY OF BURLINGTON.

AN ACT to amend the charter of the city of Burlington.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Mayor to give bond—clerk of district court to approve bond. That the mayor of said city of Burlington, before entering upon the discharge of his duties, shall within five days after receiving his certificate, enter into bond to the board of commissioners of the county of Des Moines, with two or more good securities, to be by the clerk of the district court approved, in the sum of one thousand dollars, conditioned that he will faithfully pay over all monies that may come into his hands by virtue of his office as mayor or justice of the peace, and in other respects discharge the duties of a justice of the peace.

SEC. 2. May bring suit. *Be it further enacted,* That suit or suits may be instituted against said justice and his sureties, by any person aggrieved by a breach of said bond, or other violation of his duty as a justice of the peace, which said suits may be instituted before any courts having jurisdiction of the amount of damage claimed or sum demanded, and judgment shall be rendered for so much as the party shall prove himself entitled to recover.

SEC. 3. Take effect. This act to take effect from and after its passage.

Approved, Dec. 27, 1848.

[34] CHAPTER 11.

RECORDS OF CLAYTON COUNTY.

AN ACT to authorize Frederick Andrews to transcribe the records of Clayton county.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Frederick Andrews authorized to transcribe records. That Frederick Andrews, clerk of the district court for the county of Clayton, be