

such action or actions, of whatsoever nature the said title may be; which question of fraud shall be investigated by the jury.

**SEC. 2. Liberal construction.** This act shall receive a liberal construction by the court in favor of the investigation of fraud by the jury.

**SEC. 3. Take effect.** This act to take effect and be in force from and after its publication in the "Keokuk Register" and "Telegraphic Dispatch" in Lee county.

Approved, Dec. 29, 1848.

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## CHAPTER 19.

### STATE ROAD.

AN ACT to locate a state road from Knoxville in Marion county, via. the seats of justice of Warren and Madison counties, to the west line of Madison county.

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

**SECTION 1. Commissioners.** That William A. Stephens, of Polk county, John A. Scott, of Marion county, and Hugh Patterson, of Jasper county, be and they are hereby appointed commissioners to locate a state road, commencing at Knoxville in Marion county, running thence by the nearest and best route to the seat of justice of Warren county, thence by the nearest and best route to the seat of justice of Madison county, thence by the nearest and best route to the west line of Madison county, in the direction of Council Bluffs, on the Missouri river.

**SEC. 2. When to meet.** That said commissioners, or a majority of them, shall meet at Knoxville in Marion county, on the first Monday of June next, or within sixty days thereafter, and proceed to locate and establish said road.

**SEC. 3. Surveyor—compensation.** That Alfred D. Jones be and he is hereby appointed surveyor, to survey said road, and that said surveyor and commissioners, and such assistants as they may employ, shall be allowed for their services such fees as are now allowed by law.

**SEC. 4. Take effect.** That this act shall take effect and be in force from and after the first day of May next.

Approved, Dec. 29, 1848.

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## [43] CHAPTER 20.

### STATE ROAD.

AN ACT re-locating part of a state road leading from Burlington, in Des Moines county, to Wapello, in Louisa county.

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

**SECTION 1. Commissioners.** That William M. McClure, John Hewitt, and Robert Stewart, of the county of Des Moines, be and they are hereby, appointed commissioners to review a part of the state road leading from Burlington, in Des Moines county, to Wapello, in Louisa county, beginning on the half section line at the north line of section fourteen, in Franklin township,

Des Moines county, and running north, on the half section line, eighty rods in section eleven, in Yellow Springs township; thence forty rods east; thence north two hundred and eighty rods; thence to intersect the old road in Des Moines county, nigh the north line of the county, running north or west as may be found necessary.

**SEC. 2. When to meet.** That said commissioners, or a majority of them, shall meet at Joseph Stewarts, some time in the month of May, and proceed to lay out and establish said road according to law.

**SEC. 3. Surveyor, etc.—compensation.** Said commissioners shall take to their assistance a surveyor and such other hands as may be necessary, and said commissioners and persons thus employed, shall receive such compensation as is allowed by law.

**SEC. 4. Take effect.** This act to take effect from and after its passage.  
Approved, December 29, 1848.

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## CHAPTER 21.

### STATE ROAD.

AN ACT to vacate a portion of a certain road herein named.

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

**SECTION 1. Vacating road.** That so much of the territorial road, running from Princeton in Scott county, to intersect the state road leading from Camanche in Clinton county, to Iowa City, as lies between Lost Grove creek, at or near the [44] residence of Daniel Heirs, and the said point of intersection be and is hereby vacated.

**SEC. 2. Take effect.** This act to take effect from and after its passage.  
Approved. Dec. 29, 1848.

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## CHAPTER 22.

### DAVENPORT.

AN ACT to amend an act, entitled "An act to incorporate the town of Davenport," approved February 11th, 1842.

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

**SECTION 1. Mayor invested with the power of justice of the peace.** That hereafter the mayor of the town of Davenport, who shall be elected by virtue of the provision of the act to which this is amendatory, shall be, and is hereby invested with all the powers now granted by law to justices of the peace within this state, for the purpose of hearing, trying, and determining, all offences committed against the ordinances of said town; and the said mayor shall also be a conservator of the peace within the limits of said town.

**SEC. 2. Mayor to conform to laws in force in relation to justices.** That the said mayor shall, as near as may be, conform to and be governed by the several acts in relation to justices of the peace now in force, and which may be passed hereafter in relation thereto.