

[50] **SEC. 2. When to meet.** Said commissioners, or a majority of them, shall meet at Marion, on the first Monday in May, 1849, or within six months thereafter, and after being duly qualified shall proceed to locate said road according to law.

SEC. 3. Surveyor. That said commissioners shall take to their assistance a surveyor and other necessary hands, and they shall receive such compensation, and in such manner, as is provided by law.

SEC. 4. Take effect. That this act shall take effect and be in force from and after its passage.

Approved, Dec. 29, 1848.

CHAPTER 30.

STATE ROAD.

AN ACT to locate and establish a state road therein named.

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

SECTION 1. Commissioners. That Egbert T. S. Schenk and Samuel Nichols, of Muscatine county, and Laurel Summers, of Scott county, be and they are hereby appointed commissioners to locate and establish a state road, commencing at Davenport, in Scott county, thence, on the most practicable route, to Moscow, in Muscatine county; thence westwardly to intersect the section line between sections eleven (11) and fourteen, (14), township seventy-eight, (78), north of range three (3) west; thence west, on said section line, to intersect the territorial road from Bloomington to Iowa City.

SEC. 2. When to meet. That said commissioners, or a majority of them, shall meet at Davenport on the first Monday of April next, or within sixty days thereafter, and taking to their assistance a surveyor and the necessary hands, proceed to locate and establish said road according to law.

SEC. 3. Take effect. This act shall take effect and be in force from and after its passage.

Approved, Dec. 29, 1848.

[51] CHAPTER 31.

CEDAR RIVER.

AN ACT to authorize William Green, his heirs or assigns, to improve Cedar river by the erection of a dam and lock.

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

SECTION 1. Authority to erect a dam across Cedar river. That William Green, of Rochester, Cedar county, his heirs and assigns, be and they are hereby authorized to erect a dam across Cedar river, in Cedar county, within the limits of section two, (2,) in township seventy-nine, (79,) north of range three (3) west of the fifth principal meridian.

SEC. 2. Dimensions of dam and lock. Said dam shall not exceed in height five feet above low water mark, and shall contain a lock not less than one

hundred and thirty feet in length, and thirty-five feet in width, and so constructed as to allow the passage of all boats and water crafts navigating said river.

SEC. 3. If the river is improved compensation to be allowed. *Be it further enacted,* That in case the said river shall hereafter be improved by authority of law, the general assembly shall provide for a compensation to the said William Green, his heirs and assigns, to be paid by the state, or any company that may have the benefit of any improvement of the navigation of said river: *provided,* that said compensation shall only be to the extent of the benefit derived from said dam and lock.

SEC. 4. Persons injuring said dam liable to damages. Any person or persons who shall injure said dam or lock, or any part thereof, in navigating said river, or otherwise, shall be liable in any sum not exceeding double the amount of damages assessed.

SEC. 5. Not to impede navigation. Nothing in this act shall allow the said Green, his heirs or assigns, to impede the navigation of said river, or otherwise interfere with the rights and privileges of any person, without the consent of such person.

SEC. 6. Take effect. This act shall take effect from and after its passage.

Approved, Jan. 5, 1848.

[52] CHAPTER 32.

LIBRARY.

AN ACT to amend an act, entitled "An act to provide for the management of the state library, and the election of a librarian," approved Feb. 15, 1847.

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

SECTION 1. Judges of the district court to remove books from library. That the judges of the district courts of this state shall have the same privilege to remove books from the library, as is allowed judges of the supreme court, by the second section of the act of which this is amendatory, and under all the restrictions in said act specified.

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

Approved January 5, 1849.

CHAPTER 33.

GRADED ROAD.

AN ACT granting to James Weed and his associates, the right of way and the privilege of constructing a road from Bloomington, in Muscatine county, via Tipton, in Cedar county, to the county seat of Benton county.

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

SECTION 1. Names of the incorporators—proviso—time when work to commence. That James Weed, of Muscatine county, John Culbertson, of Cedar