

SEC. 8. **Assess—deed—appeal costs.** The three jurors so selected must then proceed to examine the ground and decide upon the amount of damages that should be paid by the company for the right of way aforesaid, upon the payment of which amount the company is entitled to a deed for the land. Provided, that either party dissatisfied with the decision of the jury shall have the right of appeal to the district court of the county wherein said land is situated at any time within thirty days from the making of said decision; but such **appeal shall not prevent** the prosecution of work upon said road; provided the company shall first have paid or tendered the amount adjudged by said jury; and in no case shall the company be liable for costs on an appeal unless the appellant receive a greater amount of damages than first awarded.

SEC. 9. **Purpose.** The right of way acquired by virtue of this act may be retained for any of the purposes contemplated in the article of incorporation of the company, but no other.

SEC. 10. **Notice to agent.** Any of the notices aforesaid if served on an agent of [19] the proprietor of the land are to have the same effect as if served upon the principal.

SEC. 11. **Fees.** The sheriff and jurors are entitled to the same compensation as is provided for in other cases for similar services, and all the expenses caused by the proceedings above authorized must be borne by the company.

SEC. 12. **To take effect.** This act shall be in full force [from] and after its publication in two newspapers in the city of Burlington and in the Iowa Observer, the expense of said publication however to be paid by the company.

GEORGE TEMPLE,  
Speaker of the House of Representatives.  
ENOS LOWE,

President of the Senate.

Approved December 18th, 1850.  
S. HEMPSTEAD.

Published in the Burlington Telegraph Dec. 28, 1850. Hawk-Eye Jan. 2, 1851, and Iowa Observer Dec. ——— 1850.

## CHAPTER 2.

### CENTRE MARKET.

AN ACT to grant the use of centre market in Iowa City to the Davenport and Iowa City railroad company.

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

SECTION 1. **Use as a depot—surrender to state.** That the Davenport and Iowa City railroad company, be authorized and permitted to use and occupy centre market square in Iowa City, for the purpose of building thereon, using and occupying a depot, for receiving and delivering passengers and freight, and for no other purpose; provided, that if the state constructs said road as a state work, or the company fail to erect said depot within ten years from the passage of this act, the said company thereby surrenders to said state all rights and privileges acquired therein.

Approved January 4, 1851.