

take no further action in the premises for the term [of] three months, when they may, at their discretion, order another election for the same purpose and under the same regulations.

SEC. 4. Supervisor, the town, his powers and duties. That the supervisor, appointed by the authorities of said town, shall enter into bond with two or more sufficient sureties in an amount to be prescribed by said authorities, to the mayor and aldermen, for the faithful discharge of the duties of his appointment, and that such supervisor shall be responsible to the authorities aforesaid in the same manner that supervisors of townships are responsible; and that in the work required by him on the roads leading from said town, and within one mile from the boundaries thereof, he shall have power to call out all persons liable for two days labor on the roads, residing within one mile as aforesaid, to work on the same conjointly with those who may be required to work on said roads from within the corporation, and his receipt to any such person for such labor, shall be good against any claim on such person for his said two days labor on the roads, for the proper year for which the work was required.

SEC. 5. Remain. The duties of the supervisor of the corporation, shall remain as heretofore, except when expressly changed by this act.

SEC. 6. Prohibition. Nothing in this act, or the one to which this is amendatory, shall be construed so as to give the corporate authorities of said town any authority to lease, or to make any permanent erection of any building or buildings, in or upon either of the public squares lying within and granted to said town, nor to interfere with their right or duty to fence, grade ornament, or otherwise improve said public squares.

SEC. 7. Take effect. This act to take effect and be in force from and after its publication in the "Iowa Statesman," at the cost of the town of Fort Madison.

[168] **SEC. 8. Repeal.** All parts of the act to which this is amendatory, as conflict with the provisions of this act, are hereby repealed.

Approved, February 5, 1851.

CHAPTER 68.

DISTRICT COURT.

AN ACT to attach certain counties to the fifth judicial district; and fixing the terms of the district courts, in the fifth and sixth judicial districts.

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

SECTION 1. Counties attached to 5th district. That the counties of Guthrie, Greene, Fox, Yell, Risley, Hardin, Wright, Humbolt, Pocahontas, Palo Alto, Kossuth, Hancock, Winnebago, Bancroft and Emmett, be, and the same are hereby added to, and made a part of, the fifth judicial district.

SEC. 2. Time of holding courts—Marion—Polk—Dallas—Madison—Warren—Monroe—Appanoose—Jasper—Boone—new counties. That the district courts shall be held in said district as follows:

In Marion county, on the first Monday in February; and the first Monday in September.

In Polk county, on the first Monday in March; and the second Monday in September.

In Dallas county, on the third Monday in September.

In Madison county, on the fourth Monday in September.

In Warren county, on the first Monday after the fourth Monday in September.

In Monroe county, on the first Monday in May; and the second Monday after the fourth Monday in September.

In Appanoose county on the second Monday in May; and the third Monday after the fourth Monday in September.

In Jasper county, on the fourth Monday in May.

In Boone county, on the first Monday in October.

In any new county organized, or to be organized in said district, at such times and places as the judge of the district shall appoint, until further provided for.

SEC. 3. Returns. All matters pending in or returnable to the terms here- [169] tofore fixed by law shall be deemed pending in and returnable to the terms hereby appointed.

SEC. 4. 6th district—Pottawattamie—Fremont—new counties. In the sixth district:

In Pottawattamie county, on the first Monday in May; and the first Monday in October.

In Fremont county, on the third Monday in May; and the third Monday in October.

In any new county, organized, or to be organized, in said sixth district; at such times, and places, as the judge of the district, shall appoint, until further provided for.

SEC. 5. Take effect. This act to take effect from and after its publication in the "Iowa Star" and "Des Moines Republic."

Approved, February 5, 1851.

Published in the "Iowa Star" Feb. 13th, and the "Des Moines Republic" February 20th, 1851.

CHAPTER 69.

SWAMP LANDS.

AN ACT in relation to the swamp lands within the state of Iowa.

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

SECTION 1. Commissioner to secure swamp lands. That the commissioner of the state land office is authorized to take such steps as he thinks necessary, in order to secure to the state, the swamp lands granted by the act of congress of the 28th of September, 1850, entitled "An act to enable the state of Arkansas and other states, to reclaim the swamp lands within their limits."

SEC. 2. Commissioner to direct county surveyor to examine, etc. For this purpose the commissioner when he has reason to believe there is any tract of swamp land within this state not reported as such by the United States surveyor, sufficient to justify a more particular examination, he shall direct the county surveyor of any county, in which said lands may be located, to make the examination, and provide the proofs necessary to secure such lands to the state, a list of which [170] shall be returned to the land commissioner, or the authority acting in that capacity, verified by affidavit, for which services the surveyor is entitled to two dollars per day for each and every