

CHAPTER 111.

DAM ACROSS CEDAR RIVER.

AN ACT to authorize Nicholas B. Brown and his associates to construct a dam across Cedar river, in Linn county.

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

SECTION 1. Dam. That Nicholas B. Brown, John F. Ely, William Greene, and Joseph Greene, or their assigns, be and they are hereby authorized to construct and maintain a dam across Cedar river, at Cedar Rapids, in Linn county.

And be it further enacted,

SEC. 2. Exclusive privilege—proviso—lock. That said Nicholas B. Brown and his associates as aforesaid, shall have the exclusive right and use of the water power created by the erection of such dam: provided, said Brown and his associates as aforesaid, shall, within one year from the passage of this act, construct and build a lock at least forty feet wide, and one hundred and thirty-five feet in length.

SEC. 3. Passage of boats. Said lock shall, after completed as aforesaid, be tended by good and skillful men, at the expense of said Brown and his associates at all times during the day, when necessary for boats and rafts to pass through the same, and said lock shall be kept in good repair, sufficient to enable steam, keel, and flat boats, rafts and other water crafts to pass through said lock at all times without unnecessary delay and free of charge.

SEC. 4. Repealing clause—court may declare void. This act may be repealed by any subsequent general assembly, and upon petition of any person interested, [195] and upon due proof of a material non-performance of any of the requirements and provisions of this act, the same shall be declared void by the district court of Linn county.

SEC. 5. Take effect. This act shall take effect and be in force from and after its publication.

Approved, January 24, 1853.

CHAPTER 112.

STAY OF EXECUTION.

AN ACT allowing and regulating the stay of execution on judgments of the district and justices' court.

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

SECTION 1. Stay—time. That all judgments rendered by justices of the peace on any and all causes of action, except where otherwise specially provided for, on the judgment debtor entering good and sufficient security on the proper justice's docket for the amount of such judgment, interest and costs, there shall be a stay of execution, if the principal sum shall not exceed five dollars, twenty days; if over five and not exceeding fifteen dollars, thirty days; if over fifteen and not exceeding twenty-five dollars, forty days; if