

Act repealed. February 18th, 1837, be, and the same is hereby, repealed:
 Proviso. *Provided*, That the board of trustees of the said town of Upper Alton, now in office, shall have power and authority to collect, sue for, and recover, from any collector or treasurer of said town, or who may have acted as such, or other persons, any moneys in their hands, collected by them for taxes or otherwise, belonging to said town; and the said board of trustees shall appropriate the same to the payment of any debts that may have been contracted by authority of the said board of trustees; and should there be any overplus, after discharging all the debts as aforesaid, the same shall be expended, under the direction of the said board of trustees, in improving the streets in the said town of Upper Alton.

APPROVED, March 2, 1839.

In force, Mar.
2, 1839.

AN ACT concerning the town of Naples.

Branch road
abandoned.
Duty of Board
of Public
Works.

SEC. 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly*, That the Branch railroad and appendages thereof, authorized by the Board of Public Works, from the Northern Cross railroad to the town of Naples, be, and the same is hereby, abandoned; and the Board of Public Works elected at the present session of the General Assembly be, and they are hereby, required to adopt such measures as will secure from waste and injury all public property and materials appertaining to said branch and appendages, and make such disposition of said materials and property as they may deem the interests of the State require, and to effect such a compromise with the contractors thereof as they may deem justice demands, and will be most conducive to the interests of the State.

Compromise
with contract-
ors.

Act repealed.

SEC. 2. That the act, entitled "An act to construct a railroad from Naples to Jacksonville," approved February 18, 1837, be, and the same is hereby, repealed.

APPROVED, March 2, 1839.

In force, Mar.
2, 1839.

AN ACT to provide for the relocation of a State road therein named.

Com'rs to lo-
cate road.

SEC. 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly*, That Hugh L. White, John R. Crandell, and Moses Young, be, and they are hereby, appointed commissioners to review and relocate so much of the State road leading from Wesley City, in Tazewell county, to Pekin, and from thence to Springfield, in Sangamon county, as lies between the north line of the town of Pekin and Crane creek.

SEC. 2. The said commissioners, or a majority of them, shall meet at the town of Pekin, on or before the first Monday in August next, or within sixty days thereafter; and, after being duly sworn, by some justice of the peace of said county of Tazewell, well and truly to perform the duties required of them by this act according to the best of their skill and abilities, they shall proceed to review, survey, and locate said road agreeably to the first section of this act, locating said road on the nearest and most practicable route. Time & place of meeting.

SEC. 3. All that part of the aforesaid road between the north line of the town of Pekin and Crane creek, where the road hereby authorized shall not run thereon, or shall vary from the present road, the same shall be annulled and vacated. Road vacated.

SEC. 4. The said commissioners shall make out a statement of the length of time necessarily employed by them, and also their necessary hands, in locating said road, and turn the same to the county commissioners' court of Tazewell county; and said court is hereby authorized and required to make said commissioners and their necessary hands a reasonable compensation per day, out of the county treasury, for their services rendered under this act. Statement of time employed.

SEC. 5. Whenever the said road shall be laid out and located as aforesaid, a survey and plat of said road shall be filed in the office of the clerk of the county commissioners' court, whose duty it shall be to cause the same to be recorded in the records of said court. Said road shall be opened four poles wide, and kept in repair as other State roads are. Survey & plat to be filed.

APPROVED, March 2, 1839.

AN ACT to establish a State road therein named.

In force, Mar. 2, 1839.

SEC. 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly.* That Zalman Carter and James Gilham, of the county of Scott, and Joshua Hanks, of the county of Greene, be, and they are hereby, declared commissioners to view, mark, and locate a State road beginning at the town of Winchester, in Scott county; thence, on the most eligible and direct route, to the town of Wilmington, in Greene county. Com'rs to locate road.

SEC. 2. Said commissioners, or a majority of them, shall meet at the town of Winchester, on the first Monday in April next, or as soon thereafter as practicable, and, after being duly sworn, shall proceed to perform the duties required of them by this act, avoiding, as much as the public good will permit, the injury of private property. Time and place of meeting.

SEC. 3. Said commissioners shall, within twenty days after having located said road, make a report, in writing, to the county commissioners' courts of Greene and Scott counties. Said report shall form a part of the records of said Report to be recorded.