

another, or which is partly the property of another and partly the property of such officer, agent, clerk, servant, attorney-at-law, collector, or other person which has come to his possession or under his care in any manner whatsoever, he shall be deemed guilty of larceny and punished accordingly. And in a prosecution for such crime it shall be no defence that such officer, agent, clerk, servant, collector, attorney-at-law, or other person was entitled to a commission or compensation out of such money or property as compensation or commission for collecting or receiving the same, for or on behalf of the owner thereof. *Provided*, it shall be no embezzlement on the part of such agent, clerk, servant, attorney-at-law, collector, or other person to retain his reasonable compensation or collection fee, for collecting or receiving the same; but this proviso shall not authorize or warrant an attorney-at-law to retain any money or property as compensation, or as money and property on which he has an attorney's lien after the filing of a bond as provided for in section 216 of the Code. No offense committed before the taking effect of this act shall be affected by the repeal of section 3909 of the Code.

No defence that it was commission or compensation.

Proviso.

Attorney's lien.

Approved March 18th, 1886.

CHAPTER 31.

LEGALIZING ACTS AND ORDINANCES OF CITY COUNCIL OF LEMARS.

AN ACT legalizing the acts of the Council of the city of LeMars, in the county of Plymouth and State of Iowa, and legalizing the ordinances passed, and adopted for the government of the said city.

H. F. 28.

WHEREAS, The city of LeMars in Plymouth county, Iowa, incorporated under the laws of Iowa, and through its board of Trustees, passed and adopted ordinances and performed such other acts as properly devolved upon them by law; and,

Preamble.

WHEREAS, Said city of the second class and by its council passed and adopted ordinances for the government of the said city, and performed such other acts as they were by law authorized to do: and,

WHEREAS, In certain cases the records of said acts, and ordinances fail to show what members of the council were present at the meeting when such ordinances were passed and adopted; that the rule was suspended by a three-fourths vote of the council, and that in certain cases the ayes and nays were called on the passage of ordinances; therefore,

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

Legalized.

SECTION 1. That the records and ordinances of the city of Le Mars, being a city of the second class in the county of Plymouth, and State of Iowa and the acts of the council of said city, not in contravention of law be and the same are hereby legalized, and declared to be as valid and binding as though all the requirements of law, had in all respects been complied with as fully as if the records showed a suspension of the rules by a three-fourths vote, and the names and votes of the trustees by "yeas and nays."

Publication.

SEC. 2. This act to take effect and be in force from and after its publication in the Des Moines Leader a newspaper published at Des Moines, Iowa, and the Le Mars Globe, a newspaper published at Le Mars, Iowa without expense to the State.

Approved March 18, 1886.

I hereby certify that the foregoing act was published in the *Des Moines Leader* March 20, and the *Le Mars Globe* March 25, 1886.

FRANK D. JACKSON, *Secretary of State.*

CHAPTER 32.

TO LEGALIZE ACTION OF DIRECTORS OF DISTRICT TOWNSHIP OF VERMILION, APPANOOSE COUNTY.

S, F. 287.

AN ACT to legalize the action of the Board of Directors of the District Township of Vermilion, Appanoose county, and State of Iowa.

Preamble.

WHEREAS, The Board of Directors of the District Township of Vermilion, in Appanoose county, and State of Iowa, on the third Monday in September, at their regular meeting held at the school-house in said township, at which time and place a petition was presented to said board of directors by the legal citizens in the following described territory, asking that section nineteen (19) and north-west quarter of section twenty (20), in township sixty-eight (68), range seventeen (17), situated in Caldwell township, but belonging to Vermilion township, for school purposes; and said petition asking that said territory be transferred to Caldwell township for school purposes; and,

WHEREAS, At said meeting the vote was unanimous for the transfer of the aforesaid territory to Caldwell township for school purposes.

WHEREAS, Doubts have arisen as to the legality of the action of said board of directors in transferring the aforesaid territory for school purposes from Vermilion township to Caldwell township, by reason of the fact that there were not fifteen pupils residing in said territory as required by statute.