

CHAPTER 62.

SOLDIERS' MONUMENTS AND MEMORIAL HALLS.

H. F. 575.

AN ACT to repeal Chapter 162, of the Acts of the Twentieth General Assembly, and to enact a substitute therefor in relation to Soldiers' Monuments and Memorial Halls, and providing for levying a tax therefor.

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

Chapter 162,
acts 20 G. A.,
repealed.

Tax may be
voted, of one
mill for monu-
ments and
memorials.

SECTION 1. That a tax, not to exceed one mill on the dollar on the assessed valuation of any county, may be voted for the purpose of erecting monuments and memorial halls on which or in which shall be included the names of all deceased soldiers and sailors and all who may hereafter die, who enlisted or entered the service from the county where such appropriations may be made and also the names of such other deceased soldiers as the grand army posts of said county shall direct, as hereinafter provided.

Board of
supervisors to
submit upon
petition to a
vote.

SEC. 2. Whenever a petition shall be presented to the board of supervisors of any county in this state signed by a majority of the members of the grand army posts in said county asking said board of supervisors to submit to the legally qualified voters of said county, at the next general election, after said petition shall have been presented, the question of aiding in the erection of a soldiers' and sailors' monument or memorial hall, as provided for in Sec. 1 of this act. At such election the question of taxation shall be submitted, the form of the ballot shall be "for taxation" and "against taxation" and if a majority of the ballots polled be for taxation, then the board of supervisors of said county at the time of levying the ordinary taxes, next succeeding said election shall levy such tax as is voted under the provisions of this act, the same to be placed upon the tax lists of said county and collected as other taxes.

Taxes, how
drawn and
expended.

SEC. 3. The taxes when collected by the county treasurer shall be drawn and expended for the erection of such soldiers' and sailors' monuments or memorial halls under the direction of a committee of three to be selected by a majority of all the members of the grand army posts in the county where such tax is voted, and the county auditor shall draw his warrants upon the treasurer for said money at the times and in the amounts as may be directed by said committee and shall charge it with the same and the committee shall settle and account with the board of supervisors for all money so drawn in the same manner as is now or may hereafter be provided by law for the settlement of the accounts of township clerks. *Provided:* this act shall not be held to apply to any county which has before the passage of

Provido.

this act made an appropriation for the erection of a soldiers' monument under the provisions of said chapter 162 of the acts of the Twentieth General Assembly.

SEC. 4. That chapter 162 of the acts of the Twentieth General Assembly be and the same is hereby repealed.

Chapter 162,
acts 20 G. A.,
repealed.

Approved April 1st, 1886.

CHAPTER 63.

FISH DAMS ACROSS OUTLETS OF MEANDERED LAKES.

AN ACT to authorize cities and incorporated towns to erect and maintain fish dams across the outlets of meandered lakes, and to provide punishment for the injury or destruction of the same. S. F. 218.

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

SECTION 1. That any city or incorporated town which is bounded in whole or in part by any meandered lake of this State is hereby authorized and empowered to construct and maintain across any outlet of such lake a dam to obstruct the passage of fish. Such dam may be constructed of earth, masonry or other substance to the *height* [height] of the natural and ordinary level of the lake, but above such level and across the entire width of the natural outlet it shall be an open net-work of bars, rods, or wire including however the necessary and proper framework and supports therefor. Said net-work may be constructed to prevent so far as possible the escape of fish from the lake. But nothing herein contained shall be construed to authorize the raising of the ordinary and natural level of the lake or the interfering with any water power, dwelling house, out-building, orchard or grove.

Cities and
towns may
maintain fish
dams.

SEC. 2. Such city or town is authorized to purchase or to condemn in the manner provided by law for condemning private property for streets and other municipal purposes so much land situate within or without the corporate limits of said city or town as the council shall deem necessary for the construction and maintenance of such dam and to pay for the same out of the general fund; *provided*, however that before any city or incorporated town shall be authorized to acquire property or construct or maintain a dam by virtue of the provisions of this act a majority of the resident taxpayers of such city or town shall petition the council therefor.

May condemn
property.

Provide.

SEC. 3. If any person shall willfully injure or destroy or be a party to the injury or destruction of any dam constructed or maintained by virtue of the provisions of this act he shall be punished by a fine not exceeding five hundred dollars and by imprisonment in the county jail not exceeding one year.

Penalty for
injuring fish
dam.