

territorial limits, necessary for the purpose of outlets for their sewers.

Property may be condemned when owner refuses to grant interest

SEC. 2. If the owner of any real estate, necessary to be taken for the purpose mentioned in the preceding section, refuses to grant the necessary interest in said real estate required for such purpose, or if the owner and the corporation cannot agree upon the compensation to be paid for the same, it may be condemned according to the same provisions relating to taking private property for works of internal improvement.

Expense of such outlet.

SEC. 3. The expense of such outlet shall be defrayed out of the general fund of the city, or out of the sewer fund of the sewer district, of which the same is the outlet.

Contracts heretofore made declared legal.

SEC. 4. All contracts heretofore made in relation to the subject matter of the preceding sections are hereby declared to be legal and valid, the same as if they had been made under the authority of this act.

Publication.

SEC. 5. This act, being deemed of immediate importance, shall take effect and be in force from and after publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 4, 1896.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, April 8, 1896.

W. M. MCFARLAND,
Secretary of State.

CHAPTER 9.

S. F. 211.

AN ACT granting additional powers to certain cities of the first class and cities acting under special charters in reference to the improvement of streets, highways, avenues, or alleys, and to provide for the payment of the cost thereof.

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

Power vested in cities of first class and special charter.

SECTION 1. That all cities of the first class that have been or may be organized since January 1, 1881, and all cities acting under special charter which now have or may hereafter have, according to any lawfully authorized census, a population of over twenty thousand, shall, in addition to the powers now conferred upon such cities, have power to provide by ordinance for the improvement of streets, highways, alleys, or avenues, by grading, paving, graveling, macadamizing, guttering, or curbing the same, and that the entire cost of any such improvement, including the intersections of streets and alleys and the space opposite alleys, except that portion assessable against railroads and street railways, shall be assessed and a special tax therefor levied upon and against the property abutting or fronting upon that portion of the street, alley, or avenue improved, in proportion to the front feet fronting or abutting upon such improvement.

May provide for improvement of streets.

Cost of intersections and alley space taxed against property abutting street.

SEC. 2. This act being deemed of importance shall take effect from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 17, 1896.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, April 22, 1896.

W. M. MCFARLAND,
Secretary of State.

CHAPTER 10.

AN ACT to authorize cities acting under special charters to provide for the sprinkling of streets, and to levy and collect the cost thereof from the abutting property.

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

SECTION 1. That authority be and is hereby given all cities acting under special charter to provide for the sprinkling with water of any street or part of a street in such city, and to pay for the same out of the general fund; and authority is hereby given such cities to provide by ordinance for the levy of a special tax on property abutting on a street, or part of street so sprinkled, to pay the cost of the same, and for the sale of such property for such special tax.

Cities under special charter may sprinkle streets.
Payment of costs. Levy of special tax.

SEC. 2. This act being deemed of importance shall take effect from and after its publication in the Dubuque Daily Times and the Des Moines Leader, newspapers published at Dubuque and Des Moines, Iowa.

Approved April 30, 1896.

CHAPTER 11.

AN ACT to amend chapter 168 of the acts of the Nineteenth General Assembly, entitled, "An act empowering cities under special charters to establish boards of health."

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

SECTION 1. That section 10 of chapter 168 of the acts of the Nineteenth G. A. is hereby repealed, and the following enacted and substituted therefor:

Sections repealed.

Section 10. Whenever any such board of health shall make or adopt any general rules and regulations for the public health under section 4 hereof, the same shall be signed by the mayor or other presiding officer at the time, and attested by the clerk of such board, and when so signed and attested, shall be published in the official newspaper of such city for two (2) consecutive days. When such publication is completed, due proof thereof by affidavit of the publisher, foreman, or printer of such newspaper shall be attached to or endorsed on said rules and regulations, and such rules, together with such proof of

General rules by board of health to be signed by mayor.

Publication and proof.