

CHAPTER 216.

LEGALIZING ACTS OF THE BOARD OF SUPERVISORS OF POCAHONTAS COUNTY.

S. F. 265.

AN ACT to legalize the acts of the board of supervisors of Pocahontas county, Iowa, and other officers, relating to the establishment of drainage districts in said county and contracts relating thereto, issuance of bonds, and levy and collection of taxes.

WHEREAS, in the year of 1886 the board of supervisors of Pocahontas county, Iowa, established a drainage district in said county known as the "Crooked Creek Drain" or "Drainage District No. 1." The starting point of said drain, course, and terminus, were not stated in the petition to establish said district, but were correctly stated [in] surveyor's report and notice of hearing on said petition, and also were correctly stated in the record of the board of supervisors in said county; and

WHEREAS, in pursuance of said petition and action of said board, said board entered into a contract to construct said drain, and the same was under such contract constructed as described in said notice, and said board has also issued drainage bonds and levied taxes annually for the payment thereof; and,

WHEREAS, in 1899, said board made another contract in pursuance of its former petition to repair said drain; and,

WHEREAS, in the district court of Palo Alto county, Iowa, at the March term thereof, 1900, said petition for the establishment of said drain was held illegal in this: That it did not state the commencement, course, and terminus of said drain, and did not clearly state the necessity for the construction of said drain, and did not state that said petition was signed by a majority of the property owners, residents of said county owning land abutting upon said drain, but in fact was so signed; and,

WHEREAS, in the year 1894, "Drainage District No. 2," also called "Little Cedar Drain," was established by said board of supervisors and a petition therefor contained the same defects or omissions as for "Drainage District No. 1," and the surveyor's report and notice thereof and the record of the board of supervisors properly and correctly stated the commencement, course, and terminus of said drain, and said board, in pursuance thereof, made a contract for the construction of said drain and the same was constructed commencing and terminating at the points described in said notice, and said board for each year thereafter levied taxes upon the property in said drainage district, all of which have been paid up to the present time; and

WHEREAS, doubts have arisen as to the legality of the ditch last above described; therefore,

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

SECTION 1. Legal and valid. That the actions of the board of supervisors of Pocahontas county, Iowa, the auditor, county surveyor, and commissioners and other officers relating to the establishment and construction and repair of the ditches above described, the contracts made by them for the construction and repair thereof, the issuance of bonds therefor, and the levy of taxes relating thereto, and all other matters relating or pertaining to the construction of said drains, also the organization of the said drainage districts, and the petitions therefor, and all their acts, are hereby made as legal and valid as though the law had in all respects been fully complied with.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Pocahontas Record, a newspaper published at Pocahontas, Iowa, without expense to the state.

Approved April 7, 1900.

I hereby certify that the foregoing act was published in the Iowa State Register and the Pocahontas Record April 12, 1900.

G. L. DOBSON,
Secretary of State.

CHAPTER 217.

LEGALIZING ISSUE OF BONDS BY THE SCHOOL BOARD OF EMMETSBURG.

S. F. 366.

AN ACT to legalize the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of \$20,000.00, and to validate said bonds.

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

SECTION 1. Issue of bonds legalized. That the action of the board of directors of the independent school district of Emmetsburg, Iowa, in issuing bonds to the amount of \$20,000.00 based upon the assessed valuation of the taxable property of said school district for the year 1898 instead of for the year 1897, as provided for by section 1306 of the code of Iowa, be and the same is hereby in all respects legalized, and said bonds are hereby made valid and binding upon said school district to the same extent as though based upon the assessed valuation of the taxable property of said school district for said year 1897. Provided, that the amount of said bonds as based upon such assessed valuation for said year 1898 be not in excess of the limit of indebtedness provided for by section 3 of article 2 of the constitution of Iowa.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and in the Palo Alto Reporter, a newspaper published at Emmetsburg, Iowa, both publications to be without expense to the state.

Approved April 7, 1900.

I hereby certify that the foregoing act was published in the Iowa State Register and the Palo Alto Reporter April 12, 1900.

G. L. DOBSON,
Secretary of State.