

“Provided that in cities and incorporated towns where a college or university is located, it shall be lawful for the city or town and such institution of learning to jointly establish and maintain a public library for their mutual benefit, upon such terms and conditions as regards maintenance, control, appointment of library trustees and other incidents of joint control as may in any lawful manner be mutually agreed upon between them; but no city or town may undertake to contribute toward the maintenance more than the amount produced by a rate of taxation therefor allowed by law, and no persons shall be appointed or confirmed as library trustees other than such having the qualifications required by law.”

SEC. 2. **Library treasurer.** That section seven hundred thirty (730) of the code be and the same is hereby amended by adding thereto the following:

“Provided that in any city or incorporated town where is maintained jointly by the city or town and an institution of learning a free public library, for the support and maintenance of which both the city and the institution of learning contribute, the library trustees may elect a library treasurer therefor, and it shall be the duty of the city treasurer to pay over to said library treasurer any and all library taxes that may be collected by him monthly.”

SEC. 3. **Contracts, elections and ordinances legalized.** Where cities or incorporated towns and institutions of learning have established or contracted to establish public libraries to be maintained and controlled jointly as contemplated by this act, all contracts, elections, ordinances and other proceedings made, held or passed in the manner provided by law are hereby declared as valid and obligatory upon the parties thereto as though the same had been made, held or passed after the taking effect of this act.

Approved April 13, A. D. 1904.

CHAPTER 25.

SUPPORT OF FREE PUBLIC LIBRARIES.

S. F. 149.

AN ACT to amend the law as it appears in section seven hundred and thirty-two (732) of the supplement of the code, relating to the support and maintenance of free public libraries.

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

SECTION 1. **Additional support.** That the law as it appears in section seven hundred and thirty-two (732) of the supplement to the code be, and is hereby amended by adding thereto the following:

“In any city or town or city under special charter where the mulct law is in force, the city or town council may, in addition to the tax hereinbefore provided for, appropriate not to exceed twenty per cent (20%) of the total amount of the mulct tax received by said municipality, for the support the maintenance of its free public library including the purchase of books and furniture.”

Approved April 13, A. D. 1904.

CHAPTER 26.

SEWERS IN TOWNS AND SMALLER CITIES.

S. F. 118.

AN ACT repealing sections seven hundred and thirty-eight (738) and seven hundred and thirty-nine (739) of the code.

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

SECTION 1. **Repealed.** That section seven hundred and thirty-eight (738) and seven hundred and thirty-nine (739) of the code be and the same are hereby repealed.

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

Approved March 31, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 1, 1904, and the Register and Leader, April 2, 1904.

W. B. MARTIN,
Secretary of State.

CHAPTER 27.

CONSTRUCTION OF PUBLIC BUILDINGS IN CERTAIN CITIES.

H. F. 461.

AN ACT authorizing cities over sixty thousand (60,000) inhabitants to levy a tax for the purpose of erecting public buildings and procuring grounds for the same. [Additional to chapter four (4), of title five (V) of the code, relating to general powers of cities and towns.]

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

SECTION 1. Tax for buildings and grounds. Cities over sixty thousand (60,000) inhabitants are hereby authorized to levy a tax not exceeding in any one year two mills on the dollar upon all property within the corporate limits of said cities, for the purpose of creating a fund to be used for erecting city buildings and procuring ground.

SEC. 2. Construction authorized by majority vote. No buildings shall be erected, unless a majority of the legal voters voting thereon, vote in favor of the same at a general or a special election.

SEC. 3. Question submitted—notice. In cities over sixty thousand (60,000), the question provided in the preceding section may be ordered by the city council, submitted to a vote at a general election or at one specially called for that purpose. Notice of such election shall be given in two newspapers published in said city, once each week for at least four consecutive weeks.

SEC. 4. Bonds. For the purpose of paying for real estate and the construction of buildings herein contemplated said cities may issue bonds for such amounts as it may be necessary to be paid from the fund created by the levy herein provided.

Approved April 13, A. D. 1904.

CHAPTER 28.

CONSTRUCTION OF PUBLIC BUILDINGS IN CITIES OF THE SECOND CLASS AND TOWNS.

H. F. 70.

AN ACT authorizing cities and towns to levy a tax for the purpose of erecting public buildings and purchasing grounds for the same. [Additional to chapter four (4) of title five (V) of the code, relating to general powers of cities and towns.]

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

SECTION 1. Tax for buildings and grounds. Cities of the second class and towns shall have the power to levy a tax not exceeding three mills on the dollar upon all the property within the corporate limits of said cities and towns, excepting lots greater than ten acres in area used for agricultural and horticultural purposes for the purpose of creating a sinking fund