

newspapers published in Des Moines, Iowa, and the same shall be published in the official newspapers of the county wherein same shall be applicable at the expense of the respective counties.

Approved April 9, A. D. 1904.

I hereby certify that the foregoing act was published in the Register and Leader and the Daily Iowa Capital, April 13, 1904,

W. B. MARTIN,  
Secretary of State.

## CHAPTER 41.

### FILLING VACANCIES IN OFFICE.

H. F. 14.

AN ACT to amend section twelve hundred and seventy-two (1272), of the code relating to the filling of vacancies in office.

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

**SECTION 1. Vacancies.** That section twelve hundred seventy-two (1272) of the code be and the same is hereby amended by striking out all after the word "offices" in the nineteenth line of said section down to and including the word "council" in the twenty-fourth line of said section, and enacting in lieu thereof the following:

"the council may appoint any qualified elector to fill such vacancy, who shall qualify in the same manner as persons regularly elected to fill such office, and shall hold such office until the qualification of the officer elected to fill such vacancy, who shall be elected at the next regular municipal election;"

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

Approved February 27, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, February 29, 1904, and Register-Leader February 29, 1904.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 42.

### COUNTY LEVY FOR BRIDGE PURPOSES.

H. F. 16.

AN ACT to amend section one thousand three hundred three (1303) of the code, in relation to county levy for bridge purposes.

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

**SECTION 1. Levy—amount of.** That line one in paragraph four of section thirteen hundred and three (1303) of the code be amended by striking out the word "three" and inserting in lieu thereof the word "four".

Approved February 24, A. D. 1904.

## CHAPTER 43.

### ERECTION OR PURCHASE OF WATERWORKS AND A SYSTEM OF SEWERS.

H. F. 862.

AN ACT to amend section two (2), chapter forty-one (41) of the acts of the Twenty-eighth General Assembly as found in section thirteen hundred and six-b (1306-b) of the supplement to the code relating to the amount of indebtedness which incorporated towns and cities of the second class may incur, for the purpose of erecting or purchasing waterworks and a system of sewers.

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

**SECTION 1. Amount of indebtedness.** That section 2, chapter 41, of the acts of the Twenty-eighth General Assembly as found in section thirteen

hundred and six-b (1306-b) of the supplement to the code be, and the same is hereby, amended by adding thereto the following words, namely:

“Provided, however, that incorporated towns and cities of the second class for the purpose of erecting or purchasing waterworks and a system of sewers, shall be allowed to become indebted for said purpose to an amount aggregating, with all other indebtedness of such incorporated town or city, in a sum not exceeding two and one-half per centum of the actual value of the property within said city or town, to be ascertained in the manner and form aforesaid.”

**SEC. 2. Petition for election.** Provided; that before such indebtedness can be contracted in excess of one and one-quarter per centum of the actual value of the taxable property ascertained as provided in said section two (2), chapter forty-one (41) as found in section thirteen hundred and six [b] (1306-b) of the supplement to the code, a petition signed by a majority of the qualified electors of such city or town shall be filed with the council of such city or town, asking that an election shall be called, stating the purposes for which the money is to be used, and the necessary waterworks or system of sewers cannot be purchased or built and furnished within the limit of one and one-quarter per centum of the valuation.

**SEC. 3. Notice of election—ballot.** The council of such city or town on the receipt of such petition shall at the next regular meeting call such election fixing the time and place thereof, and give four weeks' notice thereof, in some newspaper published in the said town or city, or if none be published there then in the next nearest town or city in the county, at such election the ballots shall be prepared, and used in substantially the following form:

For the issuance of bonds in the sum of \$.....

for waterworks or sewer purposes,

Against the issuance of bonds in the sum of \$.....

for waterworks or sewer purposes,

**SEC. 4. Bonds.** If two-thirds or more of all the electors voting at such election vote in favor of the issuance of such bonds, the council of such city or town shall issue the same and make provision for the payment of the same and the interest thereon as provided in section twenty-eight hundred and twelve (2812) and twenty-eight hundred and thirteen (2813) of the code.

**SEC. 5. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 6, A. D. 1904.

I hereby certify that the foregoing act was published in the Register and Leader, April 8, 1904, and in the Des Moines Daily Capital, April 9, 1904.

W. B. MARTIN,  
Secretary of State

CHAPTER 44.

REPORT OF TELEGRAPH AND TELEPHONE COMPANIES FOR ASSESSMENT PURPOSES.

H. F. 254.

AN ACT providing the manner in which telegraph and telephone companies shall report for assessment purposes, amendatory of code sections number thirteen hundred twenty-eight (1328), and thirteen hundred twenty-nine (1329).

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

**SECTION 1. To report to executive council.** That section thirteen hundred twenty-eight (1328) of the code be amended by striking out of the