

together with all notices of holding election for the establishing of said district, and the election held, and the notices for the election of directors and the election of directors elected, and the establishing of the boundaries of said independent district, and all proceedings had by said school board of Cedar township, and the independent district of Somers are hereby legalized and declared in force and effect as fully and completely as if all the provisions of the law had been complied with in respect to the organization of said independent school district. Provided, that nothing herein shall affect pending litigation.

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, a newspaper published in Des Moines, Iowa, and the Somers News, a newspaper published in Somers, Calhoun county, Iowa, which publications shall be without cost to the state of Iowa.

Approved February 24, A. D. 1904.

I hereby certify that the foregoing act was published in the Register and Leader, February 27, 1904, and the Somers News, March 3, 1904.

W. B. MARTIN,
Secretary of State.

CHAPTER 222.

BROOKFIELD CREAMERY ASSOCIATION.

H. F. 836.

AN ACT to legalize the acts and proceedings of the Brookfield Creamery Association of Worth county, Iowa, and legalize the title to the real estate acquired by such creamery association and to authorize its incorporation under the provisions of chapter one (1) title IX of the code, and of the supplement to the code.

WHEREAS on the 15th day of February, A. D. 1894, J. B. Thompson and fourteen other citizens of Worth county, Iowa, did organize a farmer's mutual co-operative creamery association, under the name and corporation style of "Brookfield Creamery Association", and did at that time adopt articles of incorporation, which said articles of incorporation were duly executed and acknowledged by the said incorporators, and filed for record on the 17th day of February, 1894, in the office of the recorder of deeds of Worth county, Iowa, and now appear of record on page 476 and the pages immediately succeeding thereto, of Book "A" of miscellaneous records of said office, and

WHEREAS the said corporation, pursuant to the said articles of incorporation, did elect officers and commence the transaction of business upon the date of the adoption of said articles, and

WHEREAS the said Brookfield Creamery Association has been continuously from that time conducting and carrying on its business under and by virtue of said articles of incorporation, and has continuously from the time of the adoption of said articles of incorporation to the present time transacted in good faith the business for which the same was organized, and in the transaction thereof and within the scope of the said business, has acquired title to certain real estate, located and described as follows:

"Commencing four (4) rods north from the southwest corner of the northwest quarter ($\frac{1}{4}$) of the northeast quarter ($\frac{1}{4}$) of section five (5), township ninety-nine (99), range twenty-one (21), west of the fifth P. M., Worth county, Iowa; running thence east fourteen and one-half ($14\frac{1}{2}$) rods; thence north twelve and one-half ($12\frac{1}{2}$) rods; thence west fourteen and one-half ($14\frac{1}{2}$) rods; thence south twelve and one-half ($12\frac{1}{2}$) rods to place of beginning"; also

"Commencing at a point sixteen (16) rods north of the southeast corner of the northeast quarter ($\frac{1}{4}$) of the northwest quarter ($\frac{1}{4}$) of section five

(5), township ninety-nine (99), north, range twenty-one (21), west of fifth P. M., Worth county, Iowa; running thence west six (6) rods; thence north ten (10) rods; thence east six (6) rods; thence south ten (10) rods to place of beginning", and

WHEREAS, by mistake or oversight on the part of the officials of said Brookfield Creamery Association, the said articles of incorporation were never filed or made of record by the secretary of state, and

WHEREAS the time for which the said Brookfield Creamery Association was organized has now expired, and the fact that the said articles of incorporation were never filed in the office of the secretary of state was unknown to the officers and members of said Brookfield Creamery Association until an attempt was made to renew the charter of said corporation, and

WHEREAS the members of the said Brookfield Creamery Association are now desirous of continuing the business thereof and re-incorporating in compliance with all of the provisions of the statute applicable thereto, and re-adopting articles of incorporation in due form, and

WHEREAS doubts have arisen as to the sufficiency and legality of the title to the real estate acquired by said Brookfield Creamery Association, and as to the legality of the transactions and business of the said Brookfield Creamery Association and of the officials thereof, therefore,

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

SECTION 1. Acts legalized. That all acts and transactions of the said Brookfield Creamery Association and of the officers and agents thereof, are hereby legalized and declared to be as legal, sufficient and binding in all respects as if the said articles of incorporation had been filed in the office of the secretary of state as required by law and the said incorporation completed in strict conformity to the provisions of the statute, and that the title to said real estate held and acquired by said Brookfield Creamery Association, is hereby legalized and declared to be a valid and perfect title in and of the said Brookfield Creamery Association, and which shall enure and pass as a valid and perfect title to the said Brookfield Creamery Association as a corporation when same shall have been duly incorporated according to the provisions of the statute applicable thereto.

SEC. 2. Conditions. The legalizing of the acts and transactions of the said Brookfield Creamery Association and of the title to the real estate acquired and held by it as provided in section one (1) hereof, are conditioned upon the requirement that the said Brookfield Creamery Association shall within three (3) months from the time of the taking effect of this act, adopt new articles of incorporation in the manner required by law, and fully comply with all of the provisions of the code with reference to organization and incorporation, and shall organize and commence business as such as required by law.

SEC. 3. Pending litigation. Nothing in this act shall be in any way construed to affect any pending litigation.

SEC. 4. In effect. This act, being deemed of immediate importance, shall take effect upon publication thereof in the "Worth County Index", a newspaper published at Northwood, Worth county, Iowa, and the Des Moines Daily Capital, a newspaper published at Des Moines, Iowa, such publication to be without expense to the state.

Approved April 13, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 15, 1904, and the Worth County Index, April 28, 1904.

W. B. MARTIN,
Secretary of State.