

CHAPTER 240.

SUBMISSION OF QUESTION TO THE ELECTORS OF THE TOWN OF MACKSBURG.

H. F. 424.

AN ACT to legalize the submission to the voters of the town of Macksburg, Iowa, of the question whether an ordinance entitled "An ordinance authorizing the Des Moines, Winterset and Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the town of Macksburg, Iowa, and defining the powers and duties of said company" should be approved and adopted.

WHEREAS, On or about the 16th day of February, A. D. 1906, there was referred by the town council of the town of Macksburg, Iowa, for submission to a vote of the people an ordinance entitled "An ordinance authorizing the Des Moines, Winterset & Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways, in, across, over and along the streets of the town of Macksburg, Iowa, and defining the powers and duties of said company"; and,

WHEREAS, Said ordinance provided, among other things, that it should only become effective upon its approval by a majority of the voters of the said town voting thereon, voting upon the same at a general election, or at one specially called for that purpose; and,

WHEREAS, Under a proclamation of the mayor of said town of Macksburg, Iowa, made on the 22nd day of February, A. D. 1906, notice was given that there would be submitted to the voters at the regular municipal election in the said town of Macksburg on the 26th day of March, A. D. 1906, the question whether the said ordinance should be approved and adopted; and,

WHEREAS, The said question was so submitted at the said election held in Macksburg on March the 26th, A. D. 1906, and a majority of the electors voting thereon voted in the affirmative and in favor of the adoption and the approval of said ordinance; and,

WHEREAS, Doubt has arisen as to the legality of a question concerning a franchise submitted at a regular municipal election;

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

SECTION 1. Ordinance and proceedings legalized. That the said ordinance and the proceedings for the submission of the same to a vote of the electors in the said town of Macksburg, Iowa, and the action of the town council thereunder, and concerning said ordinance be, and the same are hereby in all respects legalized, ratified and confirmed.

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 Winterset Reporter, a newspaper published in Winterset, Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 16, 1906, and the Winterset Reporter, April 19, 1906.

W. B. MARTIN,
Secretary of State.

CHAPTER 241.

THE TOWN OF MANSON.

H. F. 416

AN ACT to legalize the acts done and the ordinances and resolutions passed by the town council of Manson, Calhoun county, Iowa.

WHEREAS, Doubts have arisen as to the legality of ordinances and resolutions passed by the town council of Manson; therefore,

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

SECTION 1. **Acts, ordinances and resolutions legalized.** That the official acts done, and the ordinances and resolutions passed by the town council of Manson, Calhoun county, Iowa, are hereby legalized and the same are hereby declared to be valid and binding the same as though the law had in all respects been strictly complied with by the said council of said town.

SEC. 2. **Pending litigation.** Nothing in this act shall in any manner affect any pending litigation.

SEC. 3. **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 or other newspapers published in Des Moines Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, May 8, 1906, and in the Register and Leader, May 9, 1906.

W. B. MARTIN,
Secretary of State.

CHAPTER 242.

SUBMISSION OF QUESTION TO ELECTORS OF THE CITY OF MARSHALLTOWN.

H. F. 420.

AN ACT to legalize the submission to the electors of Marshalltown of the question of granting a franchise to Petersen Heat, Light & Water company for the construction and operation of a heating plant in said city.

WHEREAS, There was submitted to the electors of the city of Marshalltown, and adopted, at the regular municipal election in the year 1905, and the question of granting a franchise to the Petersen Heat, Light & Water company for the construction and operation of a heating plant in said city; and,

WHEREAS, Doubts have arisen as to whether said election was a general election, and as to the regularity of said submission at said time; now, therefore,

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

SECTION 1. **Submission of question legalized.** That the submission to the electors of the city of Marshalltown at the regular municipal election in 1905, of the question of granting a franchise to the Petersen Heat, Light & Water company for the construction and operating of a heating plant in said city, is hereby declared to be legal and valid to the same extent, and to have the same force and effect, as if such submission was had at a general election.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Register & Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa, without expense to the state.

Approved April 9, A. D. 1906.