

WHEREAS:—there has been received from the treasurer of Jasper county, Iowa, the sum of three hundred eighty-eight dollars and sixty-seven cents (\$388.67) realized by reason of said levy, and

WHEREAS:—the said council has abandoned the establishment of said lighting plant and issuance of said bonds in payment thereof, for the reason that the said proposition voted on at the said election was insufficient, and

WHEREAS:—said town council has since said time entered into a contract with a private corporation to furnish light to said town, and there is no further use for said lighting plant fund, and no demands which can be legally paid from said funds, and

WHEREAS:—said town council did by resolution, on March 13th, 1911, transfer the sum of three hundred eighty-eight dollars and sixty-seven cents (\$388.67) for the lighting plant fund to the general fund of said town, and

WHEREAS:—doubts have arisen and now exist as to the legality of said acts and proceedings of said town council, the submission of said proposition to establish a lighting plant at said special election, the levy of said tax and to the transferring of said funds, therefore.

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

**SECTION 1. Acts, proceedings, tax levy, etc., legalized—pending litigation.** That the acts and proceedings of the council of the incorporated town of Prairie City, Jasper county, Iowa, in calling said election, the submission of said proposition and the form thereof; the levy of said tax of two and one-half mills, the transferring of said sum of three hundred eighty-eight dollars and sixty-seven cents (\$388.67) from the lighting plant fund to the general fund of said town, and the resolutions passed in relation thereto are hereby declared to be legal and valid as though the law had in all respects been fully complied with, but nothing in this act 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 Des Moines Capital, a newspaper published at Des Moines, Iowa, and the Prairie City News, a newspaper published at Prairie City, Iowa, said publications to be without expense to the state.

Approved April 10, A. D. 1911.

I hereby certify that the foregoing act was published in the Des Moines Capital April 12, 1911, and in the Prairie City News, April 20, 1911.

W. C. HAYWARD,  
*Secretary of State.*

## CHAPTER 260.

### THE TOWN OF ROYAL.

S. F. 452.

AN ACT legalizing the ordinances, resolutions and acts of the council of the incorporated town of Royal in Clay county, Iowa, so far as affected by the election of six members of said council instead of five.

WHEREAS, the town of Royal, Clay county, Iowa, was incorporated by order and decree of the district court of Iowa, in and for Clay county, on the thirtieth day of August, 1910, and the first election of officers for said town confirmed and approved by said court, and,

WHEREAS, at said election, six councilmen were elected for said town, pursuant to the provisions of section six hundred and forty-five (645), of the code of 1897, and said councilmen have qualified and acted as such, and have passed and adopted ordinances and resolutions, and performed such other acts as properly devolve upon such council by law; and,

WHEREAS, it has been since discovered that said section six hundred and forty-five (645), of the code was amended by chapter 26 of the acts of the 32nd general assembly, reducing the number of councilmen in towns to five councilmen at large, and doubts have arisen as to the legality of the said acts, resolutions and ordinances of said town council because of the larger number of its councilmen than was required by said statute as amended; therefore,

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

**SECTION 1. Ordinances, resolutions and acts legalized.** That the ordinances, resolutions and acts of the town of Royal, Clay county, Iowa, not inconsistent with the laws of the state, and the proceedings of the council of said town in reference thereto, be and the same are hereby rectified, confirmed and legalized in every respect and declared to be valid and binding to the same extent as though section six hundred and forty-five (645), of the code of Iowa, so far as the same relates to the number of councilmen had not been amended by a subsequent act of the general assembly of the state of Iowa.

**SEC. 2. Pending litigation.** This act shall in no wise affect 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 & Leader, a newspaper published at Des Moines, Iowa, and the Royal Banner, a newspaper published at Royal, Iowa, which publication shall be without expense to the state.

Approved April 10, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader, April 12, 1911, and in the Royal Banner April 14, 1911.

W. C. HAYWARD,  
*Secretary of State.*

## CHAPTER 261.

### THE CITY OF TOLEDO.

S. F. 482.

AN ACT to legalize the appointment of three members of the city council of Toledo, Iowa.

WHEREAS, in the year of 1910, three vacancies occurred simultaneously in the city council of the city of Toledo, Iowa, and

WHEREAS, the remaining two members of said city council at an adjourned meeting of the same regular meeting of said council when such vacancies occurred proceeded to fill said vacancies as by law provided, in section 1272 of the supplement of the code of 1907, and

WHEREAS, doubts have arisen as to the authority of the remaining councilmen to make such appointments, therefore,

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

**SECTION 1. Appointment of certain councilmen legalized—pending litigation.** That the action of the said city council of the city of Toledo, Iowa, in ap-