

pointing the three councilmen to fill the vacancies occurring by the resignation of three councilmen for said city of Toledo in the year 1910, be and the same is hereby legalized and declared to be legal and valid. Provided this act shall in no wise affect pending litigation.

Approved April 15, A. D. 1911.

## CHAPTER 262.

### THE INDEPENDENT SCHOOL DISTRICT OF TRAER.

S. F. 146.

AN ACT legalizing certain acts and proceedings of the board of directors of the independent school district of Traer, in the county of Tama and state of Iowa, and warrants thereof, and authorizing the issue of bonds.

WHEREAS, the electors of the independent school district of Traer, in the county of Tama and state of Iowa, at a special election held on the tenth (10) day of May, nineteen hundred nine (1909), pursuant to petition, order and notice as provided by sections twenty-eight hundred twenty-a (2820-a), twenty-eight hundred twenty-b (2820-b), twenty-eight hundred twenty-c (2820-c) and twenty-eight hundred twenty-d (2820-d) of the supplement to the code, 1907, did by an almost unanimous vote authorize the board of directors of said school district to issue bonds of the district for the purpose of securing additional grounds and building and furnishing a schoolhouse for said district: and

WHEREAS, the said board of directors did thereafter issue the said bonds and did procure additional grounds and build and furnish a suitable and proper schoolhouse for said district and did pay the entire cost price thereof by warrants upon the school building fund of said district: and

WHEREAS, after the sale of the said bonds so authorized and issued and application of the entire proceeds thereof to the payment of the said warrants several thousand dollars of said warrants remain unpaid and with no funds available for the payment of same, namely warrants numbered three thousand thirty-six (3036), three thousand thirty-seven (3037), three thousand thirty-eight (3038), three thousand thirty-nine (3039), three thousand forty (3040), three thousand seventy-six (3076) and three thousand seventy-seven (3077), and no objection to the issuance of the said warrants has ever been made: and

WHEREAS, the total indebtedness of the said school district including the said warrants does not exceed the constitutional limitation nor the limitation fixed by the said statute which was in force at the time the said purchase, building and furnishing were authorized: and

WHEREAS, the said payments did not exceed the reasonable value of the property, materials and labor necessary for the said building and furnishing of the said schoolhouse and the said school district has received the full value of said warrants and has taken possession of and continuously used the said building without objection by anyone: and

WHEREAS, doubts have arisen regarding the legality of the said acts and proceedings of the said board of directors and of the said warrants, and the said school district should be permitted to secure the advantage of lower interest rates by issuing bonds for the payment of the said warrants, therefore,

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

SECTION 1. **Acts and proceedings legalized.** The acts and proceedings of the said board of directors for the independent school district of Traer, in the

county of Tama and state of Iowa, as above set forth and the said warrants issued on the school building fund of said district numbered three thousand thirty-six (3036), three thousand thirty-seven (3037), three thousand thirty-eight (3038), three thousand thirty-nine (3039), three thousand forty (3040), three thousand seventy-six (3076) and three thousand seventy-seven (3077), are hereby legalized and declared valid and as effectual as though all of the same and the issuance of said warrants had been in strict compliance with law.

**SEC. 2. Issuance of bonds authorized and legalized.** The said board of directors are hereby authorized to pay the said warrants so legalized by the issuance of school building bonds of the said school district in an amount sufficient therefor, and such bonds shall be issued in the general form provided by law for school building bonds and which said bonds, when issued, shall be and are hereby declared to be legal and valid as though all the requirements of the law contained in the said sections twenty-eight hundred twenty-a (2820-a), twenty-eight hundred twenty-b (2820-b), twenty-eight hundred twenty-c (2820-c) and twenty-eight hundred twenty-d (2820-d), of the supplement to the code, 1907, had been fully complied with and the said law had remained in full force and effect.

**SEC. 3. Pending litigation.** Nothing in this act shall affect in any way any pending litigation in relation to the subject matter hereof.

**SEC. 4. 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 at Des Moines, Iowa, and the Traer Star-Clipper, a newspaper published at Traer, Iowa, which publications shall be without expense to the state.

Approved March 11, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader March 14, 1911, and in the Traer Star-Clipper March 24, 1911.

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

## CHAPTER 263.

### THE INDEPENDENT SCHOOL DISTRICT OF WALKER.

S. F. 454.

AN ACT to legalize the action of the board of directors of the independent school district of Walker, Linn county, Iowa, in the levying and collection of certain taxes and to authorize the expenditure of the funds derived from said taxes.

WHEREAS, the board of directors of the independent school district of Walker, Linn county, Iowa, did in the years 1903 to 1910 inclusive, levy and collect a school house tax for the purpose of creating a fund to be expended toward the erection and equipment of a new school building, which levy was made on the part of said board without the knowledge that such levy should be submitted to the qualified electors, for their approval, and which fund has been willingly paid by the tax payers of said school district, for the purpose of erecting and equipping a new school building, and

WHEREAS, doubt has arisen as to the legality of the acts of said board of directors and officers and of the said tax levy; therefore,

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

**SECTION 1. Acts legalized.** That the acts of said board of directors of the independent district of Walker, Linn county, Iowa, in levying said school