

town in which such tax was levied, the same to be by the treasurer of such city or town credited to the general fund.

SEC. 2. Refund upon satisfactory evidence. The money so transferred and paid to the treasurer of such city or town, and so credited to the general fund or any part thereof, shall be paid at any time within five (5) years from the receipt thereof to any person who is shown to be entitled thereto by evidence satisfactory to the city council or to the district court of the county in which such tax was levied and paid. Payment shall be made from the general fund of the city in the manner provided for the payment of other claims from that fund.

Approved March 29 A. D. 1913.

CHAPTER 93.

REAL ESTATE SITUATED IN SPECIAL CHARTER CITIES NOT PLATTED BY COUNTY AUDITOR.

S. F. 396.

AN ACT amending section nine hundred twenty two (922) of the supplement to the code, 1907, relating to plats by auditor, providing that no such plats shall be made for real estate situated in cities acting under special charter.

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

SECTION 1. Amended—special charter cities. That section nine hundred twenty two (922) of the supplement to the code, 1907, be and the same is hereby amended by adding thereto the following:—"Real estate situated in cities acting under special charter shall not be platted by the auditor under this section.

Approved April 15 A. D. 1913.

CHAPTER 94.

FILLING OF VACANCIES IN CITY COUNCILS IN SPECIAL CHARTER CITIES.

S. F. 18.

AN ACT to amend section nine hundred thirty-seven (937) of the code, relating to the filling of vacancies in the office of alderman in cities under special charters.

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

SECTION 1. Council. That section nine hundred thirty seven (937) of the code be and the same is hereby amended by adding thereto the following: "Vacancies in the office of alderman shall be filled by the remaining members of the council, of said city. The vacancy shall be filled within thirty days after the same has occurred at a regular or special meeting and a majority vote of the remaining members of the city council shall be necessary to fill the same."

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, and in the Des Moines Capital, newspapers printed in the city of Des Moines, Iowa, such publication to be without expense to the state.

Approved February 19th A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader February 21, 1913, and in the Des Moines Capital February 20, 1913.

W. S. ALLEN,
Secretary of state.

CHAPTER 95.

IMPROVEMENT OF WATER FRONTS IN SPECIAL CHARTER CITIES.

H. F. 509.

AN ACT to repeal section one (1) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly relating to the improvement of water fronts in cities acting under special charter and enacting a substitute therefor and to amend section two (2) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly relating to the levee improvement commission in such cities.

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

SECTION 1. **Repeal—levee improvement commission—term of office—bond.** That section one (1) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly be and the same is hereby repealed and the following enacted in lieu thereof:—Any city acting under special charter may establish a levee improvement commission to consist of the mayor, who shall be its chairman, and not more than four other persons to be appointed by the mayor with the approval of the city council. The appointive members shall be residents and qualified electors of the city, and shall hold no other official position in the city, and no member shall receive any salary for his services as a member of such commission. Their term of office shall be fixed by ordinance and shall not exceed six years. Before entering upon their office the appointive members shall each execute a bond in favor of the city in the penal sum of two thousand (\$2,000.00) dollars, with approved fidelity company, surety for the faithful performance of their duties. The expense of this bond shall be paid out of the levee improvement fund.

SEC. 2. **Powers and duties of commission—treasurer.** That section two (2) of chapter forty-nine (49) of the acts of the thirty-fourth general assembly be and the same is hereby amended by striking therefrom the following words in the last paragraph of said section: 'the commissioner of the board of public works' and insert in lieu thereof the following: 'at least one other member of said levee improvement commission'.

Approved April 8 A. D. 1913.