

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

Approved March 8th A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader March 12, 1913 and the Des Moines Capital March 11, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 371.

THE TOWN OF CALMAR.

H. F. 162.

AN ACT to legalize the special election held in the town of Calmar, Iowa, on the 16th day of October, 1911, wherein there was submitted to the voters of said town the question of issuing bonds in the sum of five thousand dollars (\$5,000.00) for the purpose of erecting a system of gas-works and to validate and legalize the bonds issued in pursuance of said election.

WHEREAS, at a meeting of the town council of the town of Calmar, Iowa, held on the 4th day of September, 1911, a resolution was adopted by said town council to submit to the qualified electors of said town of Calmar the question of issuing bonds of said town for the purpose of establishing and erecting a system of gas-works, notice of which election was published for four consecutive weeks in the "Calmar Courier", a weekly newspaper published in said town, and,

WHEREAS, more than two-thirds of the legal electors of the incorporated town of Calmar, in the county of Winneshiek and state of Iowa, voting at said election, did on the 16th day of October, 1911 at a special election held for such purpose, vote for said proposition and in favor of the issuing of bonds, as aforesaid, and,

WHEREAS, the town council of said town, in pursuance of said election, established, erected and maintained a system of gas-works within and for said town, and;

WHEREAS, the indebtedness of said town created for the establishment, erection and maintenance of said system of gas-works exceeds the amount authorized by the statutes of Iowa at the time of creating the same, and,

WHEREAS, said system of gas-works was not petitioned for as prescribed by section 1306-c of the supplement of [to] the code of Iowa, and,

WHEREAS, gas-works bonds in the sum of five thousand dollars (\$5,000.00) were duly issued and sold pursuant to the aforementioned proceedings, and,

WHEREAS, the amount of the said indebtedness has never exceeded the limit prescribed by section three (3), of article eleven (11) of the constitution of the state of Iowa, and,

WHEREAS, it is the desire of the said incorporated town of Calmar, and the citizens thereof, that the acts and proceedings of the said incorporated town, and the said town council, in relation to the establishment, erection and maintenance of said system of gas-works and the indebtedness created and in-

curred therefor, and the bonds issued in payment of said indebtedness shall be cured and legalized.

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

SECTION 1. **Special election legalized.** That the submission to the electors of the town of Calmar, at the special election called for that purpose on the 16th day of October, 1911, of the question of the issuance of bonds by said city, in the sum of five thousand dollars (\$5,000.00) for a system of gas-works, the manner of submitting the same, the resolution passed in relation to the same, the issuance of bonds thereunder, and in all matters done in the calling and holding of said special election or anywise connected therewith, is hereby declared to be legal and valid, the same as though the law had been fully complied with in the form and passage of said resolution, the holding of said election, the issue of bonds thereunder and in all matters pertaining to said special election. Provided, however, that the passage of this act shall in no manner affect pending litigation.

SEC. 2. **In effect.** This act being deemed of immediate importance shall take effect from the date of its publication in the Register and Leader, a newspaper published in Des Moines, Iowa, and the "Calmar Courier", a newspaper published in Calmar, Iowa, without expense to the state.

Approved March 17th, 1913.

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

W. S. ALLEN,
Secretary of State.

CHAPTER 372.

THE CITY OF CARROLL.

S. F. 84.

AN ACT to legalize a special election held in the city of Carroll, Iowa, at which was submitted the question of granting a franchise for the establishment of gas works and the use of the streets, alleys and public grounds of said city in connection therewith; and to legalize an ordinance passed by the city council of said city granting said franchise; and legalizing all acts of said city, and its council, in connection with the grant of the same.

WHEREAS, at a special election for that purpose held in the city of Carroll, state of Iowa, on the 7th day of August, 1911 the qualified electors of said city did vote in favor of granting to C. I. Tenney, his successors and assigns, a franchise to establish, maintain, and operate gas works in said city for the manufacture, sale and distribution of gas for illuminating and other purposes, and to use the streets, alleys and public ground of said city for such purposes, with certain rights, duties and powers. All as set forth in a proposed ordinance then on file in the office of the city clerk of said city; and

WHEREAS, the city council of said city did subsequently adopt and publish said ordinance granting said franchise to said C. I. Tenney, his successors and assigns, for the purposes before mentioned; and