

sity of constructing the public improvement in said city called in said resolution the seventh ward sewer, and did thereafter adopt said resolution of necessity and did order the construction of said sewer, and did enter into contract for the construction of said sewer; and

WHEREAS, doubts have arisen respecting the legality of said resolution of necessity in that it did not state specifically what property adjacent to said sewer would be assessed for the cost thereof; therefore

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

SECTION 1. Construction of sewer legalized. That the proceedings of the city council of the city of Des Moines, Iowa, concerning and providing for the construction of the seventh ward sewer in said city, including the resolution of necessity, the notice thereof, and the contract for constructing said sewer, be and the same are hereby legalized, and made of as binding force as though done in strict conformity to law.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect and be in force immediately after its publication in the Register & [and] Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa, which publication shall be without expense to the state.

Approved March 25 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader March 27, 1913 and in the Des Moines Capital March 26, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 375.

THE CITY OF DES MOINES.

S. F. 100.

AN ACT to legalize the election of the city of Des Moines, Iowa, held on the 26th day of March, 1906, in favor of providing flood protection, as well as to legalize all acts done and resolutions passed and contracts entered into by the city council of the city of Des Moines for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water.

WHEREAS, on the fourteenth (14th) day of March, 1906, the twenty-third (23d) of April, 1911, and the fifteenth (15th) day of July, 1912, the city council of the city of Des Moines passed certain resolutions of necessity, numbers twenty two hundred ninety three (2293), three hundred ninety three (393) and fifteen hundred sixty one (1561), respectively, for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water; and,

WHEREAS, the records of the proceedings of said council as said records appear in the office of the city clerk, fail to show that notice of said resolutions of necessity was given by two (2) publications in each daily newspaper of general circulation published in said city as provided by section eight hundred forty nine-c (849-c) of the supplement to the code, 1907; and,

WHEREAS, owing to the failure of the record of the proceedings of said city council, as said records appear in the office of said clerk, to show the

publication of said notice in all of said newspapers for the time and in the manner provided by said section eight hundred forty nine-c (849-c) of the supplement to the code, 1907, doubts have arisen as to the legality of the election held in said city of Des Moines on the twenty-sixth (26th) day of March, 1906 on the question of providing such flood protection and the levy of a special tax therefor, and as to the legality of the official acts of the council and officers of said city thereunder and of the levy of the special tax for said improvement and the bonds ordered issued and sold in anticipation of the collection of said tax, therefore

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

SECTION 1. Election, vote, tax, acts and bonds legalized. That the vote of the electors and the election held in the city of Des Moines on the twenty-sixth (26th) day of March, 1906, on the question of improving the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high waters, and the levy of a special tax therefor, and all acts and proceedings of the city council of the city of Des Moines, and all resolutions of necessity and all contracts entered into for the improvement of the channels of the Des Moines and Raccoon rivers to protect lots, lands and property within said city from floods and high water and the special tax levied therefor, and the resolutions and proceedings for the issuing and sale of bonds in anticipation of the collection of said special tax be and the same are hereby legalized and declared as valid as if all of the provisions of chapter eight-a (chap. 8-a), title five (V) of the supplement to the code, 1907, relating to the protection of city property from floods, and acts amendatory thereof, had been fully complied with in the giving of notice and manner of giving notice of proposed resolutions of necessity of such improvement, and all acts and proceedings of said city council with respect to said flood protection and the contracts entered into therefor including special taxes levied and the resolution providing for the sale of bonds in anticipation of the collection of said special tax are hereby ratified, confirmed and legalized in all respects and are hereby declared to be valid and binding, the same as though the law had been fully complied with in the passage of resolutions of necessity, the giving of notice therefor, the election held thereunder and all official acts done with respect to said improvement.

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 passage and publication in the Register & [and] Leader and Des Moines Capital, newspapers published at Des Moines, Iowa, both publications to be without expense to the state.

Approved February 22nd A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader March 1, 1913 and in the Des Moines Capital February 27, 1913.

W. S. ALLEN,
Secretary of State.