

**SEC. 2. Attendance at schools outside home district—tuition.**

1 That section twenty-seven hundred thirty-three 1-a (2733-1-a), sup-  
 2 plement to the code, 1913, be and the same is hereby amended by  
 3 striking the word "two" from the last line of said section and insert-  
 4 ing in lieu thereof the words "three and one-half", provided that,  
 5 in counties having a county high school where a child resides at  
 6 home and attends a high school outside the district of his residence  
 7 other than the county high school, and the school corporation where  
 8 the child resides pays the tuition for such child, and at the end of the  
 9 school year it is found that less pupils have attended the county high  
 10 school from the district where such child resides than was entitled to  
 11 attend under the county high school apportionment, then and in that  
 12 case the school corporation where such child resides shall be entitled  
 13 to be reimbursed from the county high school funds for the tuition so  
 14 paid, not exceeding in the aggregate an amount equal to the taxes  
 15 contributed by such district to said county high school funds for the  
 16 tax year preceding, fair and equitable credit being given to the county  
 17 high school fund for pupils actually attending said county high school  
 18 during said school year from the district where said child resides.  
 19 The county superintendent shall, on being applied to for such purpose,  
 20 determine in writing the amount due such corporation from the county  
 21 high school fund, and furnish such corporation with a copy of such  
 22 finding. Within twenty days thereafter such corporation may appeal  
 23 to the district court from such finding by serving written notice on the  
 24 county superintendent of the taking of such appeal. On the service  
 25 of said notice the county superintendent shall file a copy of his finding  
 26 in the office of the clerk of the district court and the clerk shall docket  
 27 the cause without fee. The matter shall be tried on appeal as in  
 28 equity and without formal pleading. The decision of the district court  
 29 shall be final. The treasurer shall, upon the filing with him of any  
 30 final decision, immediately transfer from the county high school funds  
 31 to the credit of the corporation entitled to the same the amount directed  
 32 to be transferred.

Approved April 17, A. D. 1915.

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**CHAPTER 235.**
**INTERSTATE DRAINAGE.**

H. F. 576.

AN ACT to provide for joint action between the duly constituted authorities of this state having jurisdiction of drainage proceedings and like authorities of adjoining states, with a view to joint and equitable drainage of lands of both states, and to provide for the procedure in such cases.

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

1 **SECTION 1. Interstate drainage.** Whenever proceedings for the  
 2 drainage of lands within this state and bordering upon the state line  
 3 are had and the total cost, including all damage, of constructing the

4 improvement in this state has been ascertained by the authorities of  
5 this state, and the engineer in charge, before the final establishment of  
6 the district, reports that the establishment and construction of such  
7 improvements ought to be jointly constructed with like proceedings  
8 for the drainage of adjoining lands in an adjoining state and that  
9 drainage proceedings are pending in such adjoining state for the  
10 drainage of such adjoining lands, then and in that case the said author-  
11 ities of this state may enter an order continuing the hearing on the  
12 establishment of such district to the named date, of which all parties  
13 shall take notice, but shall have power, whenever the total cost, in-  
14 cluding damages, of constructing the improvement in such other  
15 state has been ascertained by the authorities of such other state, to  
16 enter into an arrangement or tentative agreement as to the separate  
17 amounts which the authorities of each state should in equity pay  
18 toward the construction of the joint undertaking. When such amount  
19 is thus determined, the authorities of this state shall enter the same  
20 in the minutes of their proceedings and shall proceed therewith as  
21 though such amount had been originally determined by them as the  
22 cost of constructing the improvement in this state.

23 When the bids for construction are opened, unless the construction  
24 work on each side of the line can go forward independently and with-  
25 out undue friction when let to contractors, no contract shall be let  
26 by the authorities in this state, unless by joint conference of the  
27 authorities of both states, the acceptance of a bid or bids for the  
28 construction of the whole project is first jointly agreed upon, but the  
29 contract or contracts for the construction of that portion of the im-  
30 provement within this state shall be entirely distinct and separate  
31 from the contract or contracts let by the authorities of the neighbor-  
32 ing state; provided that the contract or contracts for the construction  
33 of the work within this state shall not exceed an amount equal to  
34 the amount of the benefits assessed in this state less the damages  
35 allowed in this state and less the incidental expenses in this state.

1 **SEC. 2. Contracts—conditions precedent.** No contract shall  
2 be let until the improvement shall be conditionally and finally estab-  
3 lished in both states, and after final adjustment in both states of  
4 damages and benefits both as between individuals and lands. No  
5 bonds shall be issued until all litigation in both states arising out of  
6 said proceedings, has been finally terminated by actual trial and hear-  
7 ing, or by the expiration of all right of appeal.

1 **SEC. 3. Repairs, etc.** In so far as applicable, this act shall also  
2 apply to the repair and improvement of any work of drainage con-  
3 structed under its provisions.

Approved April 17, A. D. 1915.