

WHEREAS, doubts have arisen concerning the legality of the aforesaid warrants, the same being town hall warrants numbered 1 to 20, both inclusive, issued by said town of Mount Vernon on April 24, 1916, and at various dates thereafter up to and including September 1st, 1916, and aggregating \$6704.81, on the ground that no preliminary election was held as provided by section 741-d of the supplementary supplement to the code of Iowa, notwithstanding the contract under which said town hall was constructed was approved by the town council and adopted by the electors of said town at a special election duly called.

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

1 SECTION 1. Proceedings legalized. That the acts of the town  
2 council of the town of Mount Vernon in the county of Linn and state  
3 of Iowa in incurring indebtedness in the sum of \$6704.81 for the con-  
4 struction of a town hall in said town and in levying a tax of three mills  
5 on the dollar upon all the property within the corporate limits of  
6 said town legally taxable therefor, and in issuing warrants ag-  
7 gregating said principal sum of \$6704.81, be and the same are hereby  
8 legalized as though the law had in all respects been complied with.

1 SEC. 2. Warrants legalized. That the aforesaid warrants of  
2 said town of Mount Vernon in the sum of \$6704.81 issued for the  
3 construction of said town hall, be and the same are hereby legalized  
4 and declared to be valid, legal and subsisting obligations of said town,  
5 the same as though the law had in all respects been complied with.

1 SEC. 3. Pending litigation. That nothing in this act shall affect  
2 any pending litigation.

1 SEC. 4. Publication clause. That this act being deemed of im-  
2 mediate importance shall take effect and be in force from and after  
3 its publication in the Register and Leader, a newspaper published in  
4 Des Moines, Iowa, and in the Cedar Rapids Republican, a newspaper  
5 published in Cedar Rapids, Iowa, said publication to be without ex-  
6 pense to the state.

Approved April 23, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Register and the Cedar Rapids Republican May 1, 1917.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 302.

### LEVEES, DITCHES, DRAINS, ETC.

H. F. 588.

AN ACT to amend chapter 2, title 10, of the code and the amendments thereto, relating to levees, drains ditches and water courses.

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

That chapter 2, title 10, of the code and amendments thereto, relating to levees, drains, ditches and water courses, be and the same are amended by adding thereto the following:

1 SECTION 1. Maintenance of levee, etc.—conditions—levy. In  
2 any levee or drainage district which maintains a levee, the board or  
3 boards of supervisors shall have the right and power to keep up and  
4 maintain any such levees, ditches or drains, established under  
5 chapter 2, title 10, of the code and amendments thereto, or in case of  
6 washout or other injury to enlarge or strengthen or increase the  
7 height of the same as may in their judgment be required, provided  
8 however that said work shall only be done or changes made upon  
9 the recommendation of a competent engineer appointed by said board,  
10 and said board or boards of supervisors are empowered to levy the  
11 expense thereof upon the real estate within said drainage or levee  
12 district.

1 SEC. 2. Alterations—notice, etc. If after the ordering of said re-  
2 pairs or improvements and before the completion thereof, it shall  
3 become apparent that the same should be enlarged, strengthened or  
4 otherwise changed or alteration in the location should be made for  
5 the better service thereof, said board or boards may by resolution  
6 authorize such change or changes in said improvement as the engineer  
7 may recommend, provided that when any changes are made, all  
8 persons whose lands shall be taken shall have been given notice as  
9 at the original establishment of said district and have the right to  
10 be heard as to damages and appeal as in said act or acts provided at  
11 the original establishment.

1 SEC. 3. Reclassifications. When it shall be necessary to repair  
2 or strengthen or reopen said levee, ditches or drains in any district  
3 maintaining a levee, and assess the costs and damages therefor, and the  
4 board or boards shall find that the original assessments are no longer  
5 equitable as a basis, then and in that case they shall order a new  
6 classification of all the lands in said district and thereupon the auditor  
7 shall appoint three persons, one of whom shall be a competent civil  
8 engineer, and two of whom shall be resident free holders of the  
9 county, not living within the township or townships where the im-  
10 provement is or is to be located and not interested therein nor re-  
11 lated to any party whose land is affected thereby, who shall within  
12 twenty days after such appointment personally inspect and classify all  
13 the lands within said district according to the benefits which said lands  
14 have received by the location and construction of the improvement  
15 or the repairing or reopening of the same, and they shall make an  
16 equitable apportionment on the costs, expenses, cost of construction,  
17 fees and damages assessed for the construction of said improvement  
18 or the repairing or reopening of the same and make report thereof  
19 in writing to the board of supervisors and file the same with the  
20 county auditor; and thereafter all the proceedings in reference to  
21 notice and hearing and the confirming of said assessments shall be as  
22 provided in chapter 2, title 10, of the code and amendments thereto.

1 SEC. 4. Publication clause. This act being deemed of immediate  
2 importance shall be in full force and effect from and after its publi-  
3 cation in the Des Moines Register, a newspaper published in the  
4 city of Des Moines, Iowa, and the Muscatine Journal, a newspaper

5 published in the city of Muscatine, Iowa, without expense to the  
6 state.

Approved April 23, A. D. 1917.

I hereby certify that the foregoing act was published in the Muscatine Journal April 28, 1917, and in the Des Moines Register April 30, 1917.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 303.

### LIMITATION OF INDEBTEDNESS.

H. F. 568.

AN ACT to amend section 1306-b, 1306-c, and 1306-d of the supplement to the code.

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

1 SECTION 1. **Limitation on indebtedness.** That section thirteen  
2 hundred six-b (1306-b) of the supplement to the code, 1913, is hereby  
3 amended by inserting after the word "plants" and before the comma  
4 following the said word "plants" in the eleventh (11) line of said  
5 section, the following: "or the necessary transmission lines therefor".

1 SEC. 2. **Procedure to exceed limitation.** That section thirteen  
2 hundred six-c (1306-c) of the supplement to the code, 1913, is hereby  
3 amended by inserting after the word "plants" and before the comma  
4 following the said word "plants" in the seventh (7) line of said sec-  
5 tion, the following: "or the necessary transmission lines therefor".

1 SEC. 3. **Election—form of ballot.** That section thirteen hundred  
2 six-d (1306-d) of the supplement to the code, 1913, is hereby amended  
3 by inserting after the words "plants" and before the comma following  
4 the said word "plants" in the ninth (9) line of said section, the fol-  
5 lowing: "or the necessary transmission lines therefor". And by in-  
6 serting after the word "plants" and before the comma following the  
7 said word "plants" in the twelfth (12) line of said section, the fol-  
8 lowing "or the necessary transmission lines therefor".

1 SEC. 4. **Pending litigation.** This act shall not affect any pending  
2 litigation nor any rights arising or done under the sections hereby  
3 amended.

1 SEC. 5. **Publication clause.** This act, being deemed of immediate  
2 importance, shall take effect and be in force from and after the date  
3 of its publication in the Des Moines Register and the Des Moines  
4 Capital, newspapers published in Des Moines, Iowa.

Approved April 23, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Capital April 28, 1917, and in the Des Moines Register April 30, 1917.

W. S. ALLEN, *Secretary of State.*