

1 **SEC. 2. Transfer legalized.** That the resolution adopted by the
 2 board of directors at their regular meeting on March 17, 1923, direct-
 3 ing the county treasurer to transfer the funds collected for school
 4 house purposes in Union township, Cass county, Iowa, under the levy
 5 described in section one (1) hereof, and the transfer of said funds
 6 be and they are hereby legalized and validated in the same manner
 7 as though all of the acts of all of the officers connected therewith had
 8 been authorized by and done pursuant to the provisions of law.

1 **SEC. 3. Publication.** This act being deemed of immediate impor-
 2 tance shall take effect and be in force from and after its publication
 3 in the Des Moines Register, a newspaper published in Des Moines,
 4 Iowa, and in the Cumberland Enterprise, a newspaper published in
 5 Cumberland, Cass county, Iowa, said publication to be made without
 6 cost to the state.

Approved April 19, A. D. 1924.

I hereby certify that the foregoing act was published in the Cumberland Enterprise, May 1,
 1924, and the Des Moines Register, April 23, 1924.

W. C. RAMSAY, *Secretary of State.*

CHAPTER 54

INDEPENDENT SCHOOL DISTRICT OF INDIANOLA

H. F. 316

AN ACT to legalize a school election held in the independent school district of Indianola, in the county of Warren on the tenth (10th) day of March, nineteen hundred twenty-four (1924), whereat there was submitted to the voters of said independent school district, pursuant to a resolution adopted by the board of directors thereof, a proposition to issue bonds of said district in the sum of one hundred seventy-five thousand dollars (\$175,000.00), the funds arising from the sale thereof, to be used for the purpose of construction and equipping a school building and procuring a site therefor.

WHEREAS, the board of directors of the independent school district of Indianola, caused to be submitted to the qualified electors of said district, on the tenth (10th) day of March, nineteen hundred twenty-four (1924) the following question:—"Shall the independent school district of Indianola, county of Warren, state of Iowa, issue bonds in the sum of one hundred seventy-five thousand dollars (\$175,000.00) for the purpose of constructing and equipping a school building and procuring a site therefor?" and

WHEREAS, at said election, as shown by the returns thereof, there was cast, in favor of said proposition, a majority of ninety-nine (99) votes; and

WHEREAS, by reason of the fact that one of the school buildings in said district had been condemned as unsafe for use as such, it is urgently necessary to speedily construct the said new school building as voted for; and

WHEREAS, the said board of directors, in pursuance of authority conferred upon them by law, proceeded to advertise said bonds for sale; and

WHEREAS, shortly prior to the day set for the sale of said bonds, a suit was instituted by two of the voters of said school district, returnable at the September term, nineteen hundred twenty-four (1924) of the district court of said county and seeking to enjoin the issuance of said bonds and to declare the said election illegal; and

WHEREAS, the only real ground alleged in the petition for so declaring said election to be illegal is that a sufficient number of illegal votes were cast to change the result of said election but that said allegation cannot be supported by sufficient evidence; and

WHEREAS, no temporary injunction was prayed for in said petition so as to give the said board of directors an opportunity to move its dissolution and have the matter speedily determined; and

WHEREAS, it is apparent that the suit is brought for delay and constitutes obstruction to the orderly conduct of the business of said school district as under the equity practice, said suit cannot be tried on its merits until the November, nineteen hundred twenty-four (1924) term of said court and that such delay will be to deprive many of the school children of said district of school facilities for more than a year; and

WHEREAS, by the bringing of said suit the sale of said bonds was prevented and will be prevented until its final determination because of the refusal of prospective purchasers of bonds to buy them when litigation questioning their validity is pending; now therefore

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

1 **SECTION 1. Election legalized.** That the election held in the inde-
 2 pendent school district of Indianola, Warren county, Iowa, on the
 3 tenth (10th) day of March, nineteen hundred twenty-four (1924)
 4 and all matters and things done in the calling and holding of said
 5 election and the submission to the said voters of the aforesaid propo-
 6 sition for the issuance of bonds, or in any wise relating thereto, is
 7 hereby declared to be legal and valid notwithstanding any irregulari-
 8 ties or omissions or defects in connection therewith and the result
 9 of said election upon the question of issuing said bonds of said school
 10 district as certified is hereby legalized and declared to be full and
 11 legal authority for the issuance of said bonds, the same as if all pro-
 12 visions of the law relating thereto had been fully and strictly com-
 13 plied with.

1 **SEC. 2. Publication.** This act being deemed of immediate im-
 2 portance shall take effect and be in full force from the date of its
 3 publication in the Indianola Tribune and the Iowa Forum, news-
 4 papers published in Indianola, Iowa and Des Moines, Iowa, respectively,
 5 without expense to the state.

Approved April 19, A. D., 1924.

I hereby certify that the foregoing act was published in the Iowa Forum, April 23, 1924,
 and the Indianola Tribune, April 22, 1924.

W. C. RAMSAY, *Secretary of State.*