

3 provement affecting the city plan shall be finally approved by the
 4 municipality, or the character or location thereof determined, unless
 5 such proposal shall first have been submitted to the city plan com-
 6 mission and the latter shall have had thirty days within which to file
 7 its recommendations thereon.

1 **SEC. 8. Fund.** The council of any such municipality, when it shall
 2 have passed an ordinance creating a city plan commission, may an-
 3 nually appropriate a sum of money from the general funds for the
 4 payment of the expense of such commission. The said commission
 5 shall have full, complete and exclusive authority to expend for and
 6 on behalf of such municipality all sums of money so appropriated.
 7 All gifts, donations or payment whatsoever which are received by
 8 such municipality for city plan purposes shall be placed in the city
 9 plan commission fund, to be used by the said commission in the same
 10 manner as hereinbefore stated. The said commission shall have no
 11 power to contract debts beyond the amount of its income for the cur-
 12 rent year.

Approved April 3, A. D. 1925.

CHAPTER 118

CITIES AND TOWNS—EXTENSION OF WATER MAINS

S. F. 13

AN ACT authorizing cities and towns owning waterworks to extend water mains and levy special assessments therefor against the privately owned property.

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

1 **SECTION 1. Extension of water mains—assessment.** Cities and
 2 towns which own and operate waterworks may extend the water mains
 3 and assess the cost of such extension to abutting property as provided
 4 in this chapter.

1 **SEC. 2. Conditions.** Such extension, and assessments therefor, may
 2 be ordered only when petitioned for by seventy-five per cent (75%)
 3 of the resident owners of property subject to assessment.

1 **SEC. 3. Petition—jurisdiction.** The petition shall be presented
 2 to the board of waterworks trustees when such board exists, and, in
 3 such case, said board shall have exclusive jurisdiction of such petition.
 4 In other cases the petition shall be presented to the council which shall
 5 have such jurisdiction.

1 **SEC. 4. Certification by board—order.** If the proposed extension is
 2 approved by the board of waterworks trustees, it shall certify said
 3 petition, together with its written approval thereof, to the council
 4 which shall thereupon order the extension.

1 **SEC. 5. Letting contract and execution thereof.** Contracts for
 2 such extensions shall be let by and executed under the supervision

3 of the board of waterworks trustees when such board exists, otherwise
4 by and under the supervision of the council.

1 **SEC. 6. When contract required.** If the estimated cost of such ex-
2 tension, not including cost of material, exceeds twenty-five hundred
3 dollars (\$2500.00) the work shall be done under contract which shall
4 be entered into and performed as provided in sections six thousand
5 one (6001) to six thousand six (6006), inclusive, code, 1924, in so far
6 as applicable.

1 **SEC. 7. Optional construction.** If the estimated cost of such ex-
2 tension, not including cost of material, is twenty-five hundred dollars
3 (\$2500.00) or less, the construction may be under contract as hereto-
4 fore provided or by day labor. If the work is done by day labor, such
5 work shall be under the control and supervision of the said board of
6 trustees or council, as the case may be.

1 **SEC. 8.** Where a pipe in excess of six (6) inches in diameter is
2 used, the assessment against the abutting property shall be limited to
3 what would have been the cost of a six (6) inch pipe; and the differ-
4 ence between the cost of the pipe used and what would have been
5 the cost of a pipe six (6) inches in diameter shall be paid by the
6 water department in cities and towns having a board of waterworks
7 trustees, and in other cities such difference in cost shall be paid out of
8 the water funds, and if such funds are not sufficient then out of the
9 general funds.

1 **SEC. 9. Certification of cost.** If said extension is made by or under
2 the supervision of said board of trustees, it shall, after the work is
3 completed, certify the cost thereof to the council, and the council shall
4 levy the special assessments in the manner provided in this chapter.

1 **SEC. 10. Assessments—how made.** Special assessments shall be
2 made and collected in accordance with sections six thousand twenty-
3 one (6021) to six thousand thirty-four (6034), inclusive, of the code,
4 1924, in so far as applicable.

1 **SEC. 11. Rebates.** The owners of property so assessed shall be
2 rebated annually from water dues until such time as the amount of
3 water dues equals the amount of assessment and interest paid by such
4 owner.

1 **SEC. 12. Repayment.** When an extension is carried one thousand
2 (1000) feet or more across unplatted lands, repayment of the amount
3 of the assessment and interest shall be made to the owner at the end
4 of ten (10) years from the date of the assessment, unless such owner
5 has made connection and used the water from such mains, in which
6 event repayment shall be made by rebates of water dues, as heretofore
7 provided.

1 **SEC. 13. Nonapplicability of statute.** This chapter shall not apply
2 to cities operating waterworks under chapter three hundred fourteen
3 (314) of the code, 1924, nor to cities having a population of thirty-five
4 thousand (35,000) or more, acting under the city manager plan, nor
5 to cities having a population of seventy thousand (70,000) or more,
6 acting under the commission plan of government.

1 **SEC. 14. Publication clause.** This act is deemed of immediate im-
 2 portance and shall take effect from and after its publication in two (2)
 3 newspapers of this state as provided by law.

Approved March 26, A. D. 1925.

I hereby certify that the foregoing act was published in the Eldora Herald April 2,
 1925, and Des Moines Plain Talk April 2, 1925.

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

CHAPTER 119

CITIES AND TOWNS—ART GALLERIES

H. F. 42

AN ACT authorizing the establishment of municipal art galleries in cities having a population of fifty thousand (50,000) or more, including cities acting under special charter, providing for the appointment of a board of art trustees for the management of such art galleries, and fixing the duties, powers and responsibilities of such board.

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

1 **SECTION 1. Establishment authorized.** Cities having a population
 2 of fifty thousand (50,000) or more, including cities acting under spe-
 3 cial charter, may provide for the establishment and maintenance of a
 4 municipal art gallery which, under proper regulations, shall be open
 5 to the use of the public, and may purchase, erect, or rent buildings or
 6 rooms or use any available property belonging to such city, suitable
 7 for this purpose, and provide for the compensation of necessary em-
 8 ployees.

1 **SEC. 2. Board of trustees.** In any city in which a municipal art
 2 gallery has been established, there shall be a board of art trustees
 3 consisting of five, seven, or nine members to be appointed by the
 4 mayor, by and with the approval of the city council, which shall also
 5 establish by ordinance the number to be appointed.

1 **SEC. 3. Tenure.** Of such trustees so appointed on boards to con-
 2 sist of nine members, three shall hold office for two years, three for
 3 four years, and three for six years; on boards to consist of seven
 4 members, two shall hold office for two years, two for four years, and
 5 three for six years; and on boards to consist of five members, one
 6 shall hold office for two years, two for four years and two for six
 7 years, from the first day of July following their appointment in each
 8 case. At their first meeting they shall cast lots for their respective
 9 terms and report the result of such lot to the council. All subsequent
 10 appointments, whatever the size of the board, shall be for terms of
 11 six years each, except to fill vacancies.

1 **SEC. 4. Qualification.** Only bona fide citizens and residents of the
 2 city or town, male or female, over the age of twenty-one years, shall
 3 be eligible to membership.

1 **SEC. 5. Vacancy.** The removal of any trustee permanently from