

CHAPTER 249

IOWA CITY

H. F. 152

AN ACT to make an appropriation to pay the claim of the city of Iowa City, fo. repairing and paving certain streets adjacent to the property of the state university, located in Iowa City, Iowa.

WHEREAS, the city council of Iowa City, Iowa, at a meeting that was held on or about June 22, 1923, passed a resolution whereby the pavement of certain streets located in that city was to be resurfaced and repaired in accordance with chapter two hundred seven (207), laws of the thirty-ninth general assembly; and

WHEREAS, some of those streets pass through or are adjacent to the property of the State University of Iowa, located in Iowa City, Iowa; and

WHEREAS, on or about July 10, 1923, a contract for the resurfacing and repairing of said pavement was made with the McCarthy Improvement Company; and

WHEREAS, chapter two hundred seven (207), laws of the thirty-ninth general assembly, had been codified by the fortieth general assembly and appeared as sections four (4) and five (5), chapter two hundred forty-six (246), laws of the fortieth general assembly, which statute became effective by publication on April 8, 1923; and

WHEREAS, during the year 1923 the city council of Iowa City, in good faith, proceeded to resurface and repair the pavement on certain streets passing through or adjacent to the property of the state university, located in Iowa City, Iowa; and

WHEREAS, on or about December 7, 1923, the city council of Iowa City, Iowa, adopted a resolution accepting the said improvement consisting of flush-coating, surfacing, resurfacing and repaving; and

WHEREAS, the said city council of Iowa City, Iowa, on or about January 4, 1924, adopted a resolution assessing and levying a special tax and assessment to pay the cost and expenses of said resurfacing and repairing, in accordance with the special benefits received, in the manner and method provided for by law; and

WHEREAS, on or about January 16, 1924, the said city council of Iowa City, Iowa, in accordance with the provisions of chapter two hundred seven (207), laws of the thirty-ninth general assembly, prepared and filed with the State University of Iowa, a claim amounting to seven thousand eight hundred ten dollars and eighteen cents (\$7,810.18), with interest thereon at six per cent (6%) from date of acceptance of said improvement (December 7, 1923); and

WHEREAS, on or about August 6, 1924, the department of justice suggested to the state board of education that the said claim in favor of the city of Iowa City, Iowa, be submitted to the forty-first general assembly for payment; and

WHEREAS, the total amount due the said city of Iowa City, Iowa, is seven thousand eight hundred ten dollars and eighteen cents (\$7,810.18), with interest thereon at six per cent (6%) from the date of the acceptance of said improvement, namely, December 7, 1923, according to the itemized statement which is by reference made a part of this bill as exhibit "B".

Therefore,

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

1 SECTION 1. There is hereby appropriated, out of any money in
2 the state treasury not otherwise appropriated, the sum of seven
3 thousand eight hundred seventy dollars (\$7,870.00), or so much
4 thereof as may be necessary to pay the city of Iowa City, Iowa, for
5 said improvements.

1 SEC. 2. The auditor of state is hereby authorized and instructed
2 to draw warrants upon the state treasury in favor of the said city
3 of Iowa City, Iowa, in full payment of said claim.

4 EXHIBIT "A"

5 Certificate of cost of construction of paving and repaving charged
6 against property in Iowa City, Iowa, owned by the State of Iowa
7 and under control of the board of education.

8 To the executive council of the State of Iowa and the chief engineer
9 of the state highway commission:

10 This is to certify that the city council of Iowa City, Iowa, on the
11 7th day of December, 1923, adopted a resolution accepting the street
12 improvement consisting of flush-coating, surfacing, resurfacing and
13 repaving constructed by the McCarthy Improvement Company
14 on the streets and parts of streets in Iowa City, Iowa, hereinafter
15 described; and on the 4th day of January, 1924, adopted a resolution
16 assessing and levying a special tax and assessment to pay the cost
17 and expenses of the construction of the same, and against the prop-
18 erty abutting on and adjacent to the streets so improved, in ac-
19 cordance with the special benefits received, all in the manner and
20 method provided by law.

21 That the plat and schedule prepared by the city engineer, and
22 now on file in the office of the city clerk, and accepted by a resolution
23 of the city council adopted on the 7th day of December, 1923, show-
24 ing the lots, parts of lots and parcels of land subject to the payment
25 of a portion of the cost of said improvement shows that said im-
26 provement extends through and abuts upon or is adjacent to certain
27 property owned by the state of Iowa and under the control of the
28 board of education, as described in the list hereto attached as Exhibit
29 "B". Also a copy of that portion of said plat showing the property
30 assessed as owned by the state, and consisting of.....pages is
31 hereto attached as Exhibit "B" to inclusive.

32 That this certificate is made in compliance with and under the
33 provisions of chapter 207 of the acts of the thirty-ninth general
34 assembly and amendments thereto, and shows the total amount of
35 the cost of said improvement to which the said property owned by
36 the state of Iowa is subject is the sum of \$7,810.18, with interest

37 thereon at six (6) per cent from the date of the acceptance of said
38 improvement, to-wit: December 7, 1923.

39 In witness whereof this certificate is executed by the mayor and
40 city clerk by order of the city council and the amount certified as
41 correct by the city engineer and the corporate seal of Iowa City,
42 Iowa, attached thereto, this 28th day of January, 1925.

43 THE CITY OF IOWA CITY, IOWA,

44 By E. J. Harvat

45 Correct:

Mayor.

46 F. E. Young

By George J. Dohrer

47 City Engineer.

City Clerk.

48 EXHIBIT "B"

49 The following list, attached to and forming a part of the certificate
50 of the city of Iowa City, Iowa, to the executive council dated January
51 16, 1924, shows: (1) the description of the parts of streets upon
52 which the improvement has been constructed; and (2) the descrip-
53 tion of the lots and parts of lots owned by the state of Iowa under
54 the control of the board of education and subject to the payment
55 of part of the cost of said improvement:

56 Bloomington street from the east side of Capitol street to the west
57 side of Clinton street.

58 Lot 8, block 87, original town, amount of assessment.....\$ 132.57

59 Jefferson street from the east side of Capitol street to the west side
60 of Dubuque street.

61 University campus, amount of assessment.....\$ 850.63

62 Lot 5, block 85, original town, amount of assessment..... 232.00

63 Lot 6, block 85, original town, amount of assessment..... 206.21

64 Lot 7, block 85, original town, amount of assessment..... 206.21

65 East 20 ft. of lot 3, block 79, original town, amount of
66 assessment 33.05

67 Lot 4, block 79, original town, amount of assessment..... 82.64

68 Lot 2, block 79, original town, amount of assessment..... 182.31

69 North 134 ft. of lot 1, block 79, original town, amount of
70 assessment 178.18

71 Market street from the east side of Capitol street to the west side of
72 Clinton street:

73 North 55 ft. of the west 85 ft of lot 4, block 85, original
74 town, amount of assessment.....\$ 88.07

75 Lot 3, block 85, original town, amount of assessment..... 131.58

76 East 5 ft. of lot 4, block 85, original town, amount of assess-
77 ment 8.22

78 West 6 ft. of lot 2, block 85, original town, amount of assess-
79 ment 9.87

80 Jefferson street from the east side of Dubuque street to the west
81 side of Gilbert street:

82 University Park, amount of assessment.....\$1,755.34

83 Melrose avenue from the west end of the brick pavement to the
84 city limits:

85 W $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 9-79-6, amount of assessment..\$1,058.97

86 Lot 8, "Roseland" Byington Add., amount of assessment.. 73.68

87 Lot 9, "Roseland" Byington Add., amount of assessment.. 73.68

88 Lot 10, "Roseland" Byington Add., amount of assessment.. 73.68

89	Lot 11, "Roseland" Byington Add., amount of assessment..	73.68
90	Lot 12, "Roseland" Byington Add., amount of assessment..	67.54
91	Lot 14, "Roseland" Byington Add., amount of assessment..	67.54
92	Lot 15, "Roseland" Byington Add., amount of assessment..	73.68
93	Lot 5, "Edgeworth" Byington Add., amount of assessment	20.29
94	Lot 6, "Edgeworth" Byington Add., amount of assessment	40.58
95	100 ft. by 150 ft. south side SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 9-79-6.	
96	amount of assessment.....	128.14
97	Dubuque street from the north side of Iowa avenue to the south	
98	end of the brick pavement:	
99	University park, amount of assessment.....\$	977.74
100	Lot 8, block 79, except 20 ft. by 65 ft. in the northeast	
101	corner, amount of assessment.....	
102	W $\frac{1}{2}$ of lot 7, and north 40 ft. of E $\frac{1}{2}$ of lot 7, block 79,	
103	amount of assessment.....	49.45
104	North 134 ft. of lot 1, block 79, amount of assessment.....	307.83
105	Lot 2, block 79, amount of assessment.....	104.81
106	West 30 ft. of the east 160 ft. and west 10 ft. of east 130 ft.	
107	of south 70 ft. of Coleman's Sub-Div., out lot 32, amount	
108	of assessment	23.99
109	Iowa avenue from the east side of Clinton street to the west side	
110	of Muscatine avenue:	
111	Lot 5, block 45, amount of assessment.....\$	303.11
112	West 80 ft of lot 6, block 79, amount of assessment.....	14.24
113	East 40 ft. of lot 6, block 79, amount of assessment.....	7.12
114	Lot 5, block 79, amount of assessment.....	8.90
115	W $\frac{1}{2}$ and north 40 ft. of E $\frac{1}{2}$ of lot 7, block 79, amount of	
116	assessment	10.71
117	Lot 8, block 79, except 20 ft. by 65 ft. in the northeast	
118	corner, amount of assessment.....	
119	Lot 1, block 61, amount of assessment.....	17.79
120	University park, amount of assessment.....	164.15
121	The above lists are hereby certified as correct.	
122		
123		

F. E. YOUNG
City Engineer.

Approved April 3, A. D. 1925.