

9 six thousand two hundred seventy-two (6272) of the code, and by  
 10 the city plan commission as required by law in cities where such  
 11 commission exists. If in any case the limits of any such city are  
 12 at any place less than two miles distant from the limits of any other  
 13 city, then at such place jurisdiction to approve plats shall extend to  
 14 a line equi-distant between the limits of said cities.

1 SEC. 2. In case, on application for such approval of any plat, the  
 2 city council shall fail to either approve or reject the same within  
 3 sixty (60) days from date of application, the person proposing said  
 4 plat shall have the right to file the same with the county recorder  
 5 and auditor. If said plat is disapproved by the council such disap-  
 6 proval shall point out wherein said proposed plat is objectionable.  
 7 From the action of the council refusing to approve any such plat,  
 8 the applicant shall have the right to appeal to the district court  
 9 within twenty (20) days after such rejection by filing written notice  
 10 of appeal with the city clerk, such appeal to be docketed in the dis-  
 11 trict court at the next term following service of such notice and  
 12 heard de novo as an equity proceeding.

1 SEC. 3. In case any plat shall be filed and recorded in violation of  
 2 this act, the same shall be void, and the mayor of any city who shall  
 3 be authorized so to do by resolution of the council having authority  
 4 to approve such plat, may institute a suit in equity in the district  
 5 court in which suit the court may order such plat expunged from the  
 6 records.

Approved April 8, A. D. 1927.

## CHAPTER 164

### CITIES AND TOWNS—PLATS

#### H. F. 76

AN ACT to repeal section sixty-two hundred seventy-seven (6277) of the code, 1924, and to enact a substitute therefor, relating to the record and filing of city or town plats, and to adjust said records in accordance with the substitute herein enacted.

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

1 SECTION 1. Section sixty-two hundred seventy-seven (6277) of  
 2 the code, 1924, is repealed and the following is enacted in lieu thereof:  
 3 6277. **Record—filing.** The signed and acknowledged plat, the  
 4 abstract, and the attorney's opinion, together with the certificates  
 5 of the clerk, recorder, and treasurer, and the affidavit and bond, if  
 6 any, together with the certificate of approval of the council, shall be  
 7 entered of record in the proper record books in the office of the county  
 8 recorder. When so entered, the plat only shall be entered of record  
 9 in the office of the county auditor and shall be of no validity until so  
 10 filed, in both offices.

11 6277-b1. **Adjusting records.** Immediately upon the taking effect

12 of this act, the county auditor shall deliver to the county recorder all  
 13 the records, except the plat, which have been filed with such auditor  
 14 under section sixty-two hundred seventy-seven (6277) of the code,  
 15 1924. Said transfer may be effected by transferring the books them-  
 16 selves, or by duly certified transcripts of such books. Said recorder  
 17 shall receive and retain such records and make the same record  
 18 thereof as is required in the preceding section.

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

Approved March 11, A. D. 1927.

I hereby certify that the foregoing act was published in the Carroll Herald March 16,  
 1927, and the Guthrie Center Guthrian March 17, 1927.

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

## CHAPTER 165

### FIREMEN'S AND POLICEMEN'S PENSION FUND

H. F. 143

AN ACT to repeal section sixty-three hundred ten (6310) of the code as amended by  
 chapters one hundred forty-one (141) and one hundred forty-two (142), acts forty-  
 first (41) general assembly, and to enact a substitute therefor relating to levy of  
 taxes for firemen's and policemen's pension funds.

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

1 SECTION 1. Section sixty-three hundred ten (6310) of the code  
 2 as amended by chapters one hundred forty-one (141) and one hun-  
 3 dred forty-two (142) of the acts forty-first (41) general assembly  
 4 is repealed and the following is enacted in lieu thereof:

5 6310. **Pension funds.** Any city or town having an organized fire  
 6 department may, and all cities having an organized police depart-  
 7 ment or a paid fire department shall, levy annually a tax not to  
 8 exceed one-half ( $\frac{1}{2}$ ) mill for each such department, for the pur-  
 9 pose of creating firemen's and policemen's pension funds.

10 Provided that cities having a population over twenty-five thou-  
 11 sand (25,000) may annually levy a tax of not more than two (2)  
 12 mills for each such department for such purpose.

13 Whenever there is a sufficient balance in both of said funds to  
 14 meet any proper or legitimate charges that may be made against  
 15 the same, such city shall not be required to levy a tax for this pur-  
 16 pose.

17 All moneys derived from each tax so levied, and all moneys re-  
 18 ceived as membership fees and dues, and all moneys received from  
 19 grants, donations, and devises for the benefit of each fund shall  
 20 constitute separate funds, to be known and designated as a police-  
 21 men's pension fund and a firemen's pension fund.

Approved April 14, A. D. 1927.