

## CHAPTER 267

## LE MARS PARK BOARD

## S. F. 170

AN ACT to legalize and validate the acts done and proceedings taken by the board of park commissioners of the city of Le Mars, in Plymouth county, Iowa, in expending funds of said city for park purposes, in authorizing and providing for the issuance and delivery of park bonds of said board, and in making provisions for the levy and collection of taxes to pay the principal of said bonds and the interest thereon.

WHEREAS, the Board of Park Commissioners of the City of LeMars, Iowa, has authorized and issued Park Bonds of said Board known as Series #1 on which there is a balance unpaid of Twenty-five hundred dollars, (\$2500.00) and interest thereon and has provided for the levy and collection of taxes to take care of the same; and

WHEREAS, the Board of Park Commissioners has authorized and issued Park Bonds of said Board known as Series #2 in the sum of Fifteen thousand dollars (\$15,000.00) and has provided for the levy and collection of taxes to take care of the same all in accordance with and strict compliance to Section 5793 et seq of the 1935 Code of Iowa; and

WHEREAS, the Board of Park Commissioners has authorized and issued Park Bonds of said Board in the sum of Eight thousand dollars (\$8,000.00) and has provided for the levy and collection of taxes to take care of the same, all in accordance with and in strict compliance to Chapter 293 of the 1935 Code of Iowa; and

WHEREAS, the Board of Park Commissioners of the City of Le Mars has issued warrants in the sum of Four thousand eight hundred dollars (\$4,800.00) and which have been stamped "Unpaid for lack of funds" and which are now held by the First National Bank in Le Mars; and

WHEREAS, the Board of Park Commissioners of the City of Le Mars has authorized and issued Park Bonds of said Board known as Series #4 of said Board in the sum of Twenty-three thousand dollars (\$23,000.00) for the purpose of providing funds in the sum of One thousand dollars (\$1,000.00) to permanently improve the New Municipal Park in Le Mars comprising approximately one hundred and thirty acres, for the purpose of refunding the balance of the bonds in Bond Series #2 of said Board in the sum of Eleven thousand two hundred dollars (\$11,200.00) after giving consideration to Three thousand eight hundred dollars (\$3,800.00) in the sinking fund of said Series #2 and refunding Six thousand dollars (\$6,000) Bond series #3 of said Board, and for the purpose of funding outstanding warrants of said Board of Park Commissioners now held by the First National Bank in the sum of Four thousand eight hundred dollars (\$4,800.00). and has provided for the levy and collection of an additional tax to pay the principal of the remaining bonds in Bond Series #1, Bond Series #3 and Bond Series #4, and the interest as it falls due on all of said Bonds in said series, all in accordance with and in strict compliance to Chapter 293 of the 1935 Code of Iowa; and

WHEREAS, the Board of Park Commissioners of the City of LeMars, has obligated itself and agreed to furnish not to exceed Four thousand dollars (\$4,000.00) as a sponsor's share of a W.P.A. project for the purpose of permanently improving real estate now owned by said Board comprising about 130 acres and known as the New Municipal Park; and

WHEREAS, doubts have arisen as to the legal sufficiency of the proceedings expenditures and acts of said Board in connection therewith, and their authority to issue said bonds and to provide and collect the additional levy for the purpose of paying the principal of the Bonds and the interest thereon and it is deemed advisable to put said doubts and all others that may arise, forever at rest; now therefore

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. That the actions of the Board of Park Commissioners  
 2 of the City of Le Mars, Plymouth County, Iowa, and the proceedings  
 3 taken by said Board in the incurring of an indebtedness of \$4800.00,  
 4 and in the issuance of warrants for said indebtedness, and in funding  
 5 the same through Bond Series #4 of said Board, and in obtaining  
 6 \$1,000.00 of funds to carry on a W.P.A. project for the permanent  
 7 betterment and improvement of the new municipal park of said City,  
 8 through the issuance of a bond in the sum of \$1,000 in Bond Series  
 9 #4 of said Board, and in refunding Bond Series #2 of said Board in  
 10 the sum of \$11,200.00, and in refunding \$6,000.00 of Bond Series  
 11 #3 of said Board, all by the issuance of Bond Series #4 of said  
 12 Board, in the aggregate sum of \$23,000.00, and in providing for the  
 13 levy and collection of an additional tax against all of the taxable  
 14 property in the city of Le Mars, Iowa, to pay the principal and in-  
 15 terest of said Bond Series #4, and the outstanding bonds in Bond  
 16 Series #1, in the sum of \$2500.00, and the outstanding bonds in  
 17 Bond Series #3, in the sum of \$2,000.00, be, and all of the same,  
 18 are hereby legalized and validated; and all of said bonds in Bond  
 19 Series #4, in the aggregate sum of \$23,000.00, and the outstanding  
 20 bonds in Bond Series #1, in the sum of \$2500, and the outstanding  
 21 bonds in Bond Series #3, in the sum of \$2,000, be, and each of them,  
 22 are hereby declared to constitute a legal, valid and binding indebted-  
 23 ness and obligation of said Board of Park Commissioners; and the  
 24 levy made by said Board of Park Commissioners of the City of Le  
 25 Mars, Iowa, for the purpose of retiring all of said bonded indebtedness  
 26 is hereby declared to be a valid, legal and binding additional levy of  
 27 said Board of Park Commissioners.

1 SEC. 2. This act being deemed of immediate importance shall be in  
 2 full force and effect from and after its passage and publication in the  
 3 Le Mars Semi-Weekly Sentinel and Le Mars Globe-Post, newspapers  
 4 published in the City of Le Mars, Iowa, all without expense to the  
 5 state.

Approved March 7, 1939.

I hereby certify that the foregoing act was published in the Le Mars Semi-Weekly Sentinel, March 15, 1939, and the Le Mars Globe-Post, March 13, 1939.

EARL G. MILLER, *Secretary of State.*