

1 SEC. 3. Out of the funds paid to such county treasurers, one-half  
 2 thereof shall be appropriated and used only for the construction, recon-  
 3 struction, improvement, maintenance and repair of any public high-  
 4 ways within such county as the county Board of Supervisors shall  
 5 direct; the remaining one-half of such amount shall be paid into the  
 6 school fund of the county.

Approved April 22, 1947.

## CHAPTER 306

### WARRANTS CANCELED IN DES MOINES

#### S. F. 228

AN ACT to empower and obligate the city of Des Moines to cancel certain warrants issued by the said city of Des Moines and subsequently declared illegal and void.

WHEREAS, by Ordinance No. 4266, passed by the City Council of the city of Des Moines, Iowa, on April 22, 1935, the City Council of the city of Des Moines, Iowa, for the fiscal year 1935-36, authorized expenditures for corporate purposes to be made from the General Fund in the amount of one hundred eighty-eight thousand dollars (\$188,000) in excess of the amount previously budgeted for said fiscal year, and thereafter and pursuant to said ordinance made expenditures in said amount from said fund and issued warrants of said city in like amount to evidence such expenditures, which said warrants were paid in whole or in part out of other funds belonging to said city; and

WHEREAS, the corporate purposes for which said expenditures were made and said warrants issued included election expenses, city employees' wages, and materials and supplies used by said city during said fiscal year, for all of which the city of Des Moines enjoyed the use and benefit; and,

WHEREAS, said expenses were incurred and said warrants were issued in good faith and in the belief that they were lawful expenditures and obligations of the city of Des Moines, but thereafter all of said expenditures to said amount were invalidated by the decision of the Supreme Court of Iowa in the case of Clark v. City of Des Moines, 267 N. W. Rep. 97; and,

WHEREAS, of said total expenditures aggregating one hundred eighty-eight thousand dollars (\$188,000) there was collected the sum of seventy-five thousand three hundred forty-one and 24/100 dollars (\$75,341.24) in office receipts, leaving a deficit of one hundred twelve thousand six hundred fifty-eight dollars and 76/100 dollars (\$112,658.76); and,

WHEREAS, in addition thereto there were warrants issued in prior years as follows:

Warrant No.	Date	To Whom Payable	Amount
3-44, 308	June 18, 1931	Harry Barr	5.40
6- 4, 288	October 11, 1935	N. H. Kucharo	17.50
6-10, 415	November 20, 1935	Sanders Motor Co.	5.25
6-11, 494	December 12, 1935	Sanders Motor Co.	3.94
6-13, 444	December 26, 1935	Sanders Motor Co.	4.20

aggregating thirty-six dollars and twenty-nine cents (\$36.29); and,

WHEREAS, a complete list of the aforesaid outstanding warrants, issued prior to April 1, 1936, is now on file in the office of the City Auditor of Des Moines, Iowa, having been filed with and approved by the said city council under Roll Call No. 3600, dated January 5, 1939; and,

WHEREAS, each and all of the aforesaid acts were done and performed by a previous city council and the present council desires to eliminate said existing deficit in the amount of One Hundred twelve thousand six hundred ninety-five dollars and five cents (\$112,695.05), and

WHEREAS, the said city of Des Moines is without power to dispose of the foregoing warrants now held by it; now, therefore,

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

1 SECTION 1. The City Treasurer of the City of Des Moines, Iowa, is  
2 empowered and prior to April 1, 1948 shall deduct from the balance  
3 in the General Fund or Consolidated Fund as shown on his records  
4 the amount of One Hundred twelve thousand six hundred ninety-five  
5 dollars and five cents (\$112,695.05) and the City Auditor is directed  
6 to cancel from the record of outstanding warrants the warrants which  
7 go to make up the aforesaid amount. The said amount to be deducted  
8 from the Treasurer's book balance shall be deducted from any unin-  
9 cumbered cash available in the general or consolidated fund on April  
10 1, 1947 and April 1, 1948.

11 Thereafter each and all of the foregoing warrants, in all, aggregating  
12 the sum of One Hundred twelve thousand six hundred ninety-five  
13 dollars and five cents (\$112,695.05) shall be deemed cancelled, void,  
14 and of no force and effect, and the City Treasurer of the city of Des  
15 Moines shall mark thereon the following, "cancelled pursuant to the  
16 terms of Senate File 228 Acts of the Fifty-Second General Assembly  
17 of Iowa." The City Auditor shall cancel the said warrants shown by  
18 the record of outstanding warrants in like manner.

Approved March 28, 1947.

## CHAPTER 307

### STATE OFFICE BUILDING

#### S. F. 473

AN ACT to appropriate additional funds for erecting and equipping an office building on the state capitol ground.

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

1 SECTION 1. There is hereby appropriated out of the general fund  
2 of the state the sum of ten dollars (\$10.00), which shall be added to  
3 the appropriation made by chapter 16, Acts of the forty-ninth (49)  
4 General Assembly, and which shall be expended for the erection and  
5 equipping of a state office building in accordance with the provisions of  
6 said chapter 16, Acts of the forty-ninth General Assembly.

1 SEC. 2. Notwithstanding the provisions of chapter 19, Acts of  
2 the fiftieth (50) General Assembly, there shall be created a Legislative