

1 SEC. 2. This Act, being deemed of immediate importance, shall
 2 take effect and be in force from and after its publication in The Perry
 3 Daily Chief, a newspaper published in Perry, Iowa, and in The Dallas
 4 County News, a newspaper published in Adel, Iowa.

Approved February 20, 1970.

I hereby certify that the foregoing Act, Senate File 1038, was published in The Perry Daily Chief, Perry, Iowa, February 26, 1970, and in The Dallas County News, Adel, Iowa, February 25, 1970.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 1290

HUMBOLDT COUNTY LEGALIZING ACT

H. F. 737

AN ACT to legalize the hospital maintenance levy heretofore made in the county of Humboldt.

WHEREAS, on November 5, 1946, an election was held in the county of Humboldt on the proposition of building a county hospital as follows:

“Shall the county of Humboldt establish, erect, equip and maintain a county hospital in the city of Humboldt and procure a site therefor and borrow money by issuance and sale of bonds in the sum of \$100,000 to pay the cost of establishing, erecting and equipping said hospital and procuring a site therefor and levy a tax on all the taxable property within said county at a rate not to exceed one-half mill on the dollar of the taxable value in addition to all other taxes, year by year, commencing with the current levies to pay said bonds, and the interest thereon, until said bonds and the interest thereon are completely paid.” and

WHEREAS, the people of Humboldt did authorize said hospital and the issuance of bonds and taxes to pay the principal and interest thereon by a vote of 2355 “yes” to 917 “no”; and

WHEREAS, taxes were levied in the year 1947 and the years following until the bonds were fully paid in the years 1963, 1964, 1965 and 1966; and

WHEREAS, the hospital was not built for insufficiency of funds; and

WHEREAS, a donation of \$40,000 has been given to the county of Humboldt* conditioned on the building of said hospital; and

WHEREAS, a maintenance levy for said hospital was made in the years 1967 and 1968 and said tax has accumulated the sum of \$45,673.03; and

WHEREAS, bids for said construction were called for on September 12, 1968; the contract let on September 13, 1968 conditioned on completion within five hundred forty days after written notice to the contractor and said notice was given October 3, 1968; and

*According to enrolled Act.

WHEREAS, said hospital is now under construction but doubts have arisen on the validity of the levy for maintenance before the construction of said hospital; and

WHEREAS, the levy was merely premature and not unnecessary since said fund will be needed at once upon completion of the hospital later this year; NOW THEREFORE,

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

1 SECTION 1. The action of the county of Humboldt in levying a tax
2 for maintenance of a county hospital before completion of said hos-
3 pital is hereby legalized, except that any taxpayer who applies to the
4 Humboldt County Treasurer before December 31, 1970, may obtain a
5 refund of such tax paid by him for the year 1967.

6 The Humboldt County Treasurer shall publish once each week for
7 two weeks, in all official newspapers of the county, a conspicuous
8 notice addressed to all taxpayers, stating the millage rate to be re-
9 funded and the procedure to be followed by a taxpayer in order to
10 receive his refund. The two publications shall be made before Decem-
11 ber 1, 1970.

1 SECTION 2. The moneys received by the county of Humboldt from
2 the proceeds of the aforesaid levy and not refunded under the pro-
3 visions of Section one (1) of this Act may be used by the county
4 officers of said county in the future maintenance of said hospital.

Approved February 12, 1970.

CHAPTER 1291

JASPER COUNTY LEGALIZING ACT

H. F. 1191

AN ACT to legalize and validate the procedures followed by the Jasper county conservation board in contracting with the Cross Construction Company of Baxter, Iowa, for the construction of three toilets at the Jasper county park known as Ashton-Wildwood county park; and

WHEREAS, on May 14, 1969, the Jasper county conservation board advertised for bids to construct three toilets in the Jasper county park known as Ashton-Wildwood county park; and

WHEREAS, the Jasper county conservation board entered into a contract on May 20, 1969, with the Cross Construction Company of Baxter, Iowa, to construct three toilets in the Jasper county park known as Ashton-Wildwood county park; and

WHEREAS, the Jasper county conservation board failed to publish notice fixing a time and place for a hearing, as required by chapter 23 of the 1966 Code of Iowa, before entering into a contract for a public improvement that cost five thousand dollars (\$5,000.00) or more; and

WHEREAS, the final cost of said contract was seven thousand thirty-nine and 80/100 dollars (\$7,039.80) and doubts have arisen concerning