

Construction Co., Inc., of Cherokee, Iowa, in the amount of \$60,922.66 by resolution adopted on the 10th day of August, 1972; and

WHEREAS, it appears from the record, publication of the notice of public hearing and letting was made as required by Section Three Ninety-one A point Sixteen (391A.16) of the Code, in THE SAC SUN, except that said newspaper omitted the second publication; and

WHEREAS, it further appears that notice of the plans and specifications were directed to all firms reasonably expected to bid; and

WHEREAS, it appears that a competitive letting was held as contemplated by law and a responsible bid was received so that it is deemed advisable that all doubts with respect to the validity thereof should be put to rest; NOW, THEREFORE

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

1 SECTION 1. That the proceedings heretofore taken by the City
2 Council of the City of Sac City, Iowa, preliminarily to and in connec-
3 tion with the aforesaid contract awarded to Lundell Construction
4 Co., Inc., by resolution adopted on the 10th day of August, 1972, are
5 hereby legalized, validated and confirmed and the aforesaid contract
6 shall constitute a valid and binding obligation of the City according
7 to its terms, and all proceedings heretofore taken by the City Council
8 of the City of Sac City preliminarily to and in connection with the
9 levying of assessments by resolution adopted on the 24th day of Jan-
10 uary, 1973, for Sanitary Sewer Program No. 1, 1972, and such assess-
11 ments, are hereby legalized, validated and confirmed.

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 Sac
3 Sun, a newspaper published in Sac City, Iowa, and in The Odebolt
4 Chronicle, a newspaper published in Odebolt, Iowa, without expense to
5 the State.

Approved June 19, 1973.

I hereby certify that the foregoing Act, House File 678, was published in The Sac Sun, Sac City, Iowa, July 4, 1973, and in The Odebolt Chronicle, Odebolt, Iowa, July 5, 1973.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 299

SANBORN LEGALIZING ACT

H. F. 676

AN ACT to legalize and validate the proceedings of the town council of the town of Sanborn, in the county of O'Brien, state of Iowa, in connection with the placing of the management and control of the waterworks system of said town in the town council.

WHEREAS, it appears from the records of the Council of the Town of Sanborn, in the County of O'Brien, State of Iowa, that heretofore the Council of the Town of Sanborn, Iowa, did submit to the voters of said Town the proposition of whether the management in control of the Town's

Waterworks should be placed in the hands of a Board of Trustees, and said proposition carried at such election and the management and control of the Town's Waterworks was, in fact, placed in the hands of the Board of Trustees, and such Board of Trustees continuously managed the Waterworks for many years, and until the election mentioned hereafter; and

WHEREAS, at a special election on October 5, 1951, the question of whether the management and control of the Waterworks System be placed in the hands of the duly elected Council, and at said election there were 198 votes cast, of which 102 votes were for the proposition and 96 votes were against the proposition and said proposition carried, and the management and control of the Waterworks was assumed by the Council; and

WHEREAS, thereafter, the management and control of the Waterworks in the Town of Sanborn has been exercised by the Council, but doubts have arisen concerning the validity and legal sufficiency of the election of October 5, 1951, and concerning the jurisdiction of the Council to exercise the management and control over the Municipal Waterworks in the Town of Sanborn, and it is deemed advisable to put such doubts and all others that might arise concerning the same forever at rest; NOW THEREFORE

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

1 SECTION 1. That all proceedings heretofore taken by the Town
2 Council of the Town of Sanborn, O'Brien County, Iowa, preliminary to
3 and in connection with the election of October 5, 1951, in said Town,
4 and the adoption by the voters of the proposition whether the
5 management and control of the Waterworks System be placed in the
6 hands of the duly elected Council, and the authority and jurisdiction
7 of the Council over the management and control over such Waterworks
8 are hereby legalized, validated and confirmed, and all actions taken and
9 all contracts made by the Sanborn Town Council, of the type and na-
10 ture which may be taken and made by town councils invested with the
11 management and control of their municipal waterworks, in regard to
12 the management and control of the Waterworks System of the Town
13 of Sanborn prior to the effective date of this Act are hereby legalized,
14 validated and confirmed.

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
3 Sanborn Pioneer, a newspaper published in Sanborn, Iowa, and in The
4 Hartley Sentinel, a newspaper published in Hartley, Iowa, without
5 expense to the State.

Approved June 19, 1973.

I hereby certify that the foregoing Act, House File 676, was published in The Sanborn Pioneer, Sanborn, Iowa, June 28, 1973, and in The Hartley Sentinel, Hartley, Iowa, June 28, 1973.

MELVIN D. SYNHORST, *Secretary of State.*