

April 10, 1961.

Senate File 497

Passed on File.

By GOVERNMENTAL AFFAIRS COMMITTEE.

Passed Senate, Date 4-17-61

Passed House, Date 4-21-61

Vote: Ayes 48 Nays 0

Vote: Ayes 88 Nays 0

Approved 4-27-61

## A BILL FOR

An Act to legalize the corporate acts and proceedings in connection with the renewal of the corporate existence and the adoption of the amended and renewed articles of incorporation of Fertile Cooperative Dairy Association and to provide for the renewal of the charter of said company.

WHEREAS, the period of the corporate existence of Fertile Cooperative Dairy Association, a corporation organized under the laws of the state of Iowa, with its principal place of business in the town of Fertile, Iowa, expired on the 23rd day of February, 1960, and through inadvertence the same was not renewed within the period prescribed by statute, and

WHEREAS, Fertile Cooperative Dairy Association has continued thereafter to conduct its business and affairs as a corporation, and

WHEREAS, on the 4th day of April, 1961, a special meeting of the stockholders was called and held for the purpose of extending and renewing the said corporation for a period of twenty-five years from February 23rd, 1960, and adopting the amended and renewed articles of incorporation, and

WHEREAS, Fertile Cooperative Dairy Association has filed the said amended and renewed articles of incorporation, together with a certificate of renewal of the said corporation, with the secretary of the state of Iowa, and has paid the proper renewal fees and recording fees, and has in all other particulars complied with the provisions of the statutes relating to renewals of corporations, Now Therefore;

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

- 1 Section 1. All proceedings had with respect to the renewal
- 2 of the corporate existence of Fertile Cooperative Dairy Associa-
- 3 tion, a corporation with its principal place of business in Fert-
- 4 ile, Iowa, and all corporate acts of said corporation, its offi-
- 5 cers and members, since the expiration of the corporate existence
- 6 of said corporation on the 23rd day of February, 1960, are here-
- 7 by legalized and shall have the same force and effect as though

8 the said proceedings had been adopted pursuant to law and within  
9 the period prescribed by the statute, and shall be held and con-  
10 sidered as a renewal and extension of the period of the corporate  
11 existence of said corporation, which expired on February 23rd,  
12 1960, and all corporate acts and proceedings of said corporation,  
13 including the proceedings in connection with the renewal and ex-  
14 tension of said corporation and the adoption of the amended and  
15 renewed articles of incorporation are hereby declared to be valid  
16 and legal.

1 Sec. 2. The secretary of state is hereby authorized and  
2 directed to acknowledge and file and record the certificate of re-  
3 newal of said corporation previously delivered to him by said  
4 corporation, and to issue a certificate of renewal to Fertile  
5 Cooperative Dairy Association, said renewal to extend the cor-  
6 porate existence of said corporation for a period of twenty-five  
7 years from February 23rd, 1960, which certificate of renewal shall  
8 have the same force and effect as though issued upon proper and  
9 timely application by said corporation.

1 Sec. 3. Nothing in this Act shall be deemed or construed to  
2 affect pending litigation, if any, involving said corporation, or  
3 any claims outstanding against said corporation.

1 Sec. 4. This Act, being deemed of immediate importance,  
2 shall be in full force and effect from and after its passage and  
3 publication in The Northwood Anchor, a newspaper published at  
4 Northwood, Iowa, and in The Clear Lake Mirror-Reporter, a news-  
5 paper published at Clear Lake, Iowa, at no expense to the state  
6 of Iowa.

*Handwritten:*  
from Dub  
A-61  
8/8/65