

CHAPTER 142.

TOWNS AND CITIES MAY DISCONTINUE THEIR CORPORATIONS.

AN ACT to authorize incorporated cities, towns and villages to discontinue their corporations.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That whenever one-fourth of the legal voters of any incorporated city, town, or village, in this State, shall petition the County Court of the county wherein such incorporation is situated, for the discontinuance of the same, it shall be the duty of each Judge to cause to be published for at least thirty days, a notice stating that the question of discontinuing such incorporation shall be submitted to the legal voters of the same at the next annual city or incorporated election, on the 1st Monday in March of any year.

How petition for discontinuance.

Judge give 30 days' notice.

SEC. 2. The form of the ballot shall be "For the incorporation" and "Against the incorporation."

Form of ballot.

SEC. 3. That if a two-thirds majority of all the legal votes cast for and against such proposition, shall be cast against it, then the same may be discontinued. The vote provided for in this Act shall not be construed to discontinue any incorporation until the said incorporation shall have made ample provision for the payment of all its indebtedness, and for the faithful performance of all its contracts and obligations, and shall have levied the requisite tax therefor before the same shall be declared discontinued.

Two-thirds majority required.

Tax may be levied.

SEC. 4. The vote for this purpose shall be taken, canvassed, and returned, in the same manner as other municipal elections, and all expenses of the same paid by the said corporation so voting.

Vote, how canvassed.

SEC. 5. That the books, documents, records, papers and corporate seal of any city, town, or village, so discontinued, shall all be deposited with the County Judge of the county for safe keeping and reference in future, and all Court records of any Mayor or other officers shall be deposited with the nearest Justice of the township, who shall have authority to execute and complete all unfinished business standing on the same.

Books, &c., to be deposited with County Judge.

SEC. 6. That whenever the incorporation of any city, town, village, shall have been discontinued under the pursuance of the Act, it shall be the duty of the County Judge of the county wherein such incorporation was situated to publish such fact for thirty days in a county paper, if one is published in the county—if

Notice of discontinuance to be published.

not, by posting three notices for the same length of time, and also certify the fact to the Secretary of State.

SEC. 7. That for the payment of the indebtedness named in the 4th section of this Act, the corporation shall issue warrants in cases where there is no money in the Treasury, and the County Treasurer shall collect the tax provided for in said section as he collects other taxes, and pay the said warrants, and any surplus of this fund shall be passed over to the temporary school fund of the district or districts where the same was levied.

SEC. 8. This Act shall take effect after its publication according to law.

Approved April 3d, 1866.

CHAPTER 143.

SCHOOL LAW AMENDED.

AN ACT to amend Chapter 172, of the Acts of the Ninth General Assembly, passed April 8th, 1862, in relation to schools.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the fifth sub-division of Section 7, of Chapter 172, of the Acts of the regular session of the Ninth General Assembly, be and the same is hereby amended by striking out therefrom the word five and inserting in its place the word ten.

SECS. 6 AND 8. Sections 6 and 8, of said Chapter 172, are hereby amended by striking out the word Monday, in the second line of said sections, and inserting instead thereof the word Saturday.

SECTION 3. Section 12, of said Chapter 172, is hereby amended so as to read as follows, to-wit: In each sub-district there shall be taught one or more schools for the instruction of youth between the ages of five and twenty-one years, for at least twenty-four weeks of five school days each in each year, unless the County Superintendent shall be satisfied that there is good and sufficient cause for failure so to do. Any person who was in the military service of the United States during his minority, shall be admitted into the schools in the sub-district in which he may reside, on the same terms on which youths between the ages of five and twenty-one years are admitted.