

been on record in said county at the time said conveyances were made.

SEC. 3. This act, being deemed by the General Assembly, of immediate importance, shall take effect and be in force, from and after its publication in the State Register, a newspaper published at Des Moines, Iowa, and the West Union Gazette, a paper published at West Union, Iowa, without expense to the State.

Approved, March 30, 1870.

I hereby certify that the foregoing act was published in the State Register, April 1, and in the West Union Republican Gazette, April 15, 1870.

ED WRIGHT, Secretary of State.

CHAPTER 54.

FUNDING OF COUNTY INDEBTEDNESS.

AN ACT to Provide for the Funding of County Indebtedness, and for the Payment thereof. MARCH 30.

SECTION 1. Be it enacted by the General Assembly of the State of Iowa, That in any county in this State having a population exceeding 3,000 inhabitants, the outstanding indebtedness of which, on the first day of January, 1870, exceeded the sum of five thousand dollars, the board of supervisors, by a vote of two-thirds of all the members thereof, shall be and they are hereby empowered, if they deem it for the public interest, to fund the same and issue bonds of the county therefor, in sums not less than one hundred dollars, nor more than one thousand dollars each, having not more than ten years to run, and bearing a rate of interest not exceeding ten per cent. per annum, payable semi-annually, which bonds shall be substantially in the following form :

Counties of 8,000 inhabitants, may, by two-thirds vote of supervisors, fund debt of over \$5,000.

Bonds: amount, time, interest.

No.....

The county of.....in the State of Iowa, for value received, promises to pay to.....or order, at the office of the treasurer of said county in.....on the first day of.....18..., or at any time before that date, at the pleasure of the county, the sum of.....dollars, with interest at the rate of.....per cent, per annum, payable at the office of said treasurer

Form of bond.

semi-annually, on the first days of.....and.....
 in each year on presentation and surrender of the interest-
 coupons hereto attached. This bond is issued by the board
 of supervisors of said county under the provisions of chap-
 ter 54, of the acts of the Thirteenth General Assembly of
 the State of Iowa, and in conformity with a resolution of
 said board, dated.....day of.....187...

In testimony whereof, the said county, by its board of
 supervisors, has caused this bond to be signed
 by the chairman of the board, and attested
 by the auditor, with the county seal attached,
 this.....day of.....187...



.....
 Chairman of board of supervisors.

Attest :

.....
 Auditor.....

Form of coupon. And the interest coupon shall be in the following form :

\$.....The treasurer of.....county, Iowa,
 will pay the holder hereof, on the.....day of.....
 187..., at his office in....., dollars, for interest on
 county bond No....., issued under provisions of chapter
 54 of acts of Thirteenth General Assembly of Iowa.

.....
 County Auditor.

Act to be printed on bond. A copy of this act shall be printed on the back of each
 bond issued under its provisions.

Duty of treasurer. SEC. 2. Whenever bonds issued under this act shall be
 duly executed, numbered consecutively, and sealed, they
 shall be delivered to the county treasurer, and his receipt
 taken therefor, and he shall stand charged, on his official
 bond, with all bonds delivered to him, and the proceeds
 thereof, and it shall be his duty to sell the same, or ex-
 change them on the best available terms, for any legal
 indebtedness of the county, outstanding on the first day of
 May, 1870, but in neither case for a less sum than the face
 value of the bonds, and all interest accrued on them at the
 date of such sale or exchange ; and if any portion of said
 bonds are sold for money, the proceeds thereof shall be
 applied exclusively to the payment of liabilities existing
 against the county, at and before the date above named.
 When they are exchanged for warrants and other legal
 evidences of county indebtedness, the treasurer shall at
 once proceed to cancel such evidences of indebtedness, by
 indorsing on the face thereof the amount for which they

Disposal of bonds.
 To be sold for not less than par and interest.

Disposal of proceeds.

were received, the word "canceled," and the date of cancellation.

He shall also keep a record of bonds sold or exchanged by him, by number, date of sale, amount, date of maturity, and name and post-office address of purchasers, and, if exchanged, what evidences of indebtedness were received therefor; which record shall be open at all times to inspection by the public. Whenever the holder of any bond shall sell and transfer it, the purchaser shall notify the treasurer of such purchase, giving at the same time the number of the bond transferred, and his post-office address, and every such transfer shall be noted on the record. The treasurer shall also report under oath to the board, at each regular session, a statement of all bonds sold or exchanged by him since preceding report, and the date of such sale or exchange, and when exchanged, a list or description of the county indebtedness exchanged therefor, and the amount of accrued interest received by him on such sale, or exchange, which latter sum shall be charged to him as moneys received on bond-fund, and so entered by him in his books.

SEC. 3. It shall be the duty of the board of supervisors to cause to be assessed and levied each year, upon the taxable property of the county, in addition to the levy authorized for other purposes, a sufficient sum to pay the interest on outstanding bonds accruing before the next annual levy, and such proportion of the principal, that at the end of three years, the sum raised from such levies shall equal at least twenty per cent. of the whole amount of bonds issued; at the end of five years at least forty per cent. of the amount; and at and before the date of maturity of the bonds, shall be equal to the whole amount of principal and interest; and the money arising from such levies shall be known as the bond-fund, and shall be used for the payment of bonds and interest-coupons, and for no other purpose whatever; and the treasurer shall open and keep in his books, a separate and special account thereof, which shall at all times show the exact condition of said bond-fund.

SEC. 4. Whenever the amount in the hands of the treasurer, belonging to the bond-fund, after setting aside the sum required to pay interest maturing before the next levy, is sufficient to redeem one or more bonds, it shall be his duty to notify the owner of such bond or bonds, that he is prepared to pay the same, with all interest accrued thereon, and if not presented for payment or redemption,

Record of bonds.

Transfer of bonds.

Report to board.

Duty of board of supervisors.

Levy.

Bond-fund.

Duty of treasurer.

Payment of principal.

within thirty days after the date of such notice, the interest on such bonds shall cease, and the amount due thereon shall be set aside for its payment whenever presented. All redemptions shall be made in the exact order of their issuance, beginning at the lowest or first number; and the notice herein required shall be directed to the post-office address of the owner as shown by the record kept in the treasurer's office.

Bonds to be redeemed in numerical order.

Proceedings on failure of board to make levy.

Owner to file with Auditor of State.

Census Board to make levy.

Tax to be paid into State treasury

SEC. 5. If the board of supervisors of any county which has issued bonds under the provisions of this act, shall fail to make the levy necessary to pay such bonds, or interest-coupons at maturity, and the same shall have been presented to the county treasurer, and the payment thereof refused, the owner may file the bond, together with all unpaid coupons, with the Auditor of State, taking his receipt therefor, and the same shall be registered in the Auditor's office; and it shall then be the duty of the Census Board, at their next session as a board of equalization, and at each annual equalization thereafter, to add to the State tax to be levied in said county, a sufficient rate to realize the amount of principal or interest past due, and to become due prior to the next levy, and the same shall be levied and collected as a part of the State tax, and paid into the State treasury, and passed to the special credit of such county, as bond-tax, and shall be paid by warrant, as the payments mature, to the holder of such registered obligations as shown by the register in the office of the State Auditor, until the same shall be fully satisfied and discharged; any balance then remaining being passed to the general account and credit of said county.

Construction.

SEC. 6. The provisions of this act are not intended and shall not be construed to embrace the indebtedness of any county, arising from bonds issued to aid in the construction of any railroad.

Taking effect.

SEC. 7. This act shall be in force, and take effect, from and after its publication in the *Daily Iowa State Register*, and in the *Des Moines Daily Bulletin*, newspapers published at Des Moines, Iowa.

Approved, March 30, 1870.

I hereby certify that the foregoing act was published in the *Daily Iowa State Register*, April 3, and in the *Des Moines Daily Bulletin*, April 4, 1870.

ED WRIGHT, *Secretary of State.*