

## CHAPTER 63.

## CONSTRUCTION OF COUNTY BRIDGES.

AN ACT to Enable Townships, Incorporated Towns, and Cities, including Cities acting under Special Charters, to aid in the Construction of County Bridges in Certain Cases. [Additional to Code, Chapter 10, Title IV, relating to Cities and Towns.] S. F. 69

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That it shall be lawful for any township, incorporated town, or city, including cities acting under special charter[s], to aid in the construction of county bridges when the estimated cost of the same is not less than \$10,000, as fixed by the board of supervisors, as hereinafter provided. Township, town, or city may aid in construction of bridges costing \$10,000.

SEC. 2. Whenever a petition shall be presented to the council or trustees of any incorporated town or city, or trustees of any township, signed by a majority of the resident property taxpayers of such township, incorporated town, or city, asking that the question of aiding the construction of a county bridge, to be situated in whole or in part within such township, incorporated town, or city, or within the township in which such incorporated town or city is situated, be submitted to the voters thereof, it shall be the duty of the trustees or council of such incorporated town or city, or trustees of such township, to immediately give notice of a special election, by publication in some newspaper published in the county, if any be published therein, and also by posting such notice in five public places in such township, incorporated town, or city, at least ten days before such election, which notice shall specify the time and place of holding said election, the proposed location of the bridge to be aided, the rate per centum of tax to be levied, and whether the entire per centum voted is to be collected in one year, or one-half collected the first year, and all the conditions in the petition. At such election the question of taxation shall be submitted, and if a majority of the votes polled be for taxation, then the recorder of the incorporated town, the clerk of the city or township, or clerk of said election shall forthwith certify to the county auditor the rate per centum of tax then voted by said township, city, or incorporated town, the year or years during which the same is to be collected, and the time and terms upon which the same, when collected, is to be paid as hereinafter provided under the stipulation contained in the notice under which such election was held, which said certificate shall be recorded in the office of the recorder of deeds of the county, and filed in the office of the county auditor. When such certificate shall have been filed and recorded as aforesaid, the board of supervisors of the county shall, at the time of levying the ordinary taxes next following, levy the tax certified as above, under the provision[s] of this act, and cause the same to be placed on the tax-list of the proper Petition to be assigned by a majority of resident taxpayers. Trustees to give notice of special election. Election certified to county auditor. Board of supervisors shall levy the tax.

township, incorporated town, or city, indicating in their order when and in what proportion the same is to be collected; and these facts shall be noted upon the tax-list by the auditor. Said tax shall be collected at the time or times specified in said order in the same manner, and be subject to the same penalties for non-payment after the same becomes due and delinquent, as other taxes.

**Tax shall not exceed 5 per cent nor one-half the cost of bridge.** SEC. 3. The aggregate amount of tax to be voted or levied under the provision[s] of this act in any township, incorporated town, or city, shall not exceed five per centum of the assessed value of the property therein, respectively, nor shall it exceed one-half the estimated cost of the bridge sought to be aided as fixed by the board of supervisors.

**Duty of county treasurer.** SEC. 4. The moneys collected under the provision[s] of this act shall be paid out by the county treasurer, on the order of the board of supervisors of the county, and such order shall specify that it is on the special bridge *found* [fund] belonging to the township, incorporated town, or city from which such tax has been collected, but in no case shall the said board make such order until the conditions specified in the petition and notice have been complied with.

**Petitioners may provide stipulations.** SEC. 5. The petitioners may provide, by stipulations contained in the petition for the tax, the conditions upon which the board of supervisors may order the money, when collected, paid out.

**Expense of election paid by county.** SEC. 6. The expense of giving notice and holding the election, provided for herein, shall be audited and paid out of the county fund like other claims against the county.

**Publication.** SEC. 7. This act being deemed of immediate importance shall take effect and be in force from and after it[s] publication in the Iowa State Register and Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, March 13, 1882.

I hereby certify that the foregoing act was published in *The Iowa State Leader* March 14, and the *Iowa State Register* March 15, 1882.

J. A. T. HULL, *Secretary of State.*

## CHAPTER 64.

### INDEPENDENT DISTRICT OF LIVERMORE LEGALIZED.

**H. F. 424.** AN ACT Legalizing the Action of the Board of Directors of the Independent District of Livermore, in Humboldt County, Iowa.

**Preamble.** WHEREAS, In the month of March, A. D. 1881, the voters of the village of Livermore, having the requisite population, decided