

officers of said county on or before the first Monday in December, A. D. 1896, as by law prescribed.

Take effect. SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register and Tama County Democrat, newspapers published in Des Moines, Iowa, and Toledo, Iowa, respectively: such publication not to be at the expense of the state of Iowa.

Approved May 14, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register May 19 and Tama County Democrat May 27, 1897.

G. L. DOBSON,
Secretary of State.

CHAPTER 27.

S. F. 102. AN ACT to legalize the location of public highways on all section lines in townships numbers ninety-eight and ninety-nine north, range number twenty-five west, also townships numbers ninety-eight and ninety-nine north, range number twenty-six west, Winnebago county, Iowa.

Preamble. WHEREAS, In the month of January, 1879, public highways were located and established on each and every section line in townships ninety-eight and ninety-nine north, range twenty-five west, also on each and every section line in townships ninety eight and ninety-nine north, range twenty-six west, in Winnebago county, Iowa; and,

WHEREAS, All of said highways are necessary for the use and convenience of the general public; and,

WHEREAS, All of said highways have been used as such since said location; and,

WHEREAS, It is generally believed by the public that said highways were legally established; and,

WHEREAS, Doubts have arisen as to the legality of some of the proceedings had in the location of said highways; and,

WHEREAS, The authority of the county auditor of Winnebago county, Iowa, to establish said highways has been questioned; and,

WHEREAS, The legality of said highways are [is] questioned for the reason that the petition praying the location of said highways is not couched in the language of the statute, as in such cases provided, but asks in a general way that public highways be established on all section lines in said townships; and the further reason that the notice of establishment of said highways is not accompanied by any affidavit from the publisher of the newspaper in which same was published, showing that said notice was published in said paper, as are in such cases provided by law;

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

SECTION 1. That the action of the county auditor of Winnebago county, Iowa, in the month of January, 1879, establishing highways on all section lines in townships number ninety-eight and ninety-nine north, range twenty-five west, also on all section lines in townships ninety-eight and ninety-nine north, range twenty-six west, Winnebago county, Iowa, be and is hereby legalized, and all of said highways are declared legally established as fully as if all of the proceedings for the location of said highways had been done in strict accordance with law; Action of county auditor legalized.

Provided that this act shall in no way affect any litigation now pending. Saving clause

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the "Iowa State Register," a paper published in Des Moines, Iowa, and the "Winnebago Summit," a newspaper published at Forest City, Iowa, without any expense to the state. Take effect.

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Winnebago Summit May 26th, 1897.

G. L. DOBSON,
Secretary of State.

CHAPTER 28.

AN ACT to legalize the acts of the city of Keokuk, Iowa, in changing the grade of Orleans street from Fourth street to the top of the piling between Third and Fourth streets in said city and in improving said street and in levying the tax against the abutting property for the costs of said improvements and in issuing certificates therefor. S. F. 106.

WHEREAS, During the year 1893, the city council of the city of Keokuk passed a certain resolution purporting to change the grade of Orleans street from Fourth street to the top of the piling between Fourth and Third streets; and, Preamble.

WHEREAS, During the said year and thereafter the said city council ordered Orleans streets from 4th to the top of the piling between Fourth and Third streets curbed, guttered, and macadamized and a contract entered into for said work and said improvement thereafter made and the costs thereof levied as the special assessment against the abutting property and certificates of said assessments issued to said contractors in payment of said work; and

WHEREAS, Doubts have arisen as to the legality of said resolution and other said acts of the said city council and the validity of said resolutions and the other said acts of the said city council have been questioned; therefore,