

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,

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

Resolutions
and subse-
quent action
of Keokuk
council
legalized.

SECTION 1. That the resolution passed by the city council of the city of Keokuk on July 3rd, 1893, purporting to change the grade of Orleans street from Fourth street to the top of the piling between Fourth and Third streets in said city and all resolution and other acts of the said city council of July 3rd, 1893, and thereafter ordering said portion of said street curbed, guttered, and macadamized and ordering and advertising for the bids therefor, and contracting for the making of said improvements and the issuing and levying of the special tax against the abutting property for the costs of said improvement and issuing certificates of said assessment, be and each and all of said resolutions and acts of the said city council are hereby legalized and the same are hereby declared to be as valid and binding as though the law had been in all respects complied with. And the said resolution changing said grade is hereby made effectual for said purpose and legal and valid and of the same force and effect as if in compliance with law when passed, and said acts ordering said improvements and advertising for bids therefor and contracting therefor and assessing and levying the cost of said improvements as a special tax against the abutting property and the certificates of said improvement issued are each and all hereby made valid and given the same force and effect as if the law had been in all particulars complied with at the time said acts were done. But nothing herein shall affect pending litigation or the right of any owner of abutting property to recover for any damage sustained because of excavation or filling in such street.

Saving clause

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 Des Moines Leader, newspapers published in the city of Des Moines, Iowa, without expense to the state.

Approved May 13, 1897.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader May 19, 1897.

G. L. DOBSON,
Secretary of State.

CHAPTER 29.

S. F. 105.

AN ACT to legalize the acts and resolutions of the city of Keokuk, relative to the curbing, guttering, and paving of 11th street in said city from the north line of Main street to the south line of Blondeau street and the issuance of certificates therefor.

Preamble.

WHEREAS, The city council of Keokuk, Iowa, did, on the 7th day of October, 1895, by resolution, order the curbing, guttering and paving of 11th street from the north curb line of Main street to the south curb line of Blondeau