

I hereby certify that the foregoing act was published in the Des Moines Leader, March 7, and the Nashua Reporter, March 19, 1896.

W. M. MCFARLAND,
Secretary of State.

CHAPTER 188.

AN ACT to legalize the acts and ordinances of the incorporated H. F. 56.
town of Leland, Winnebago county, Iowa.

WHEREAS, Doubts have arisen as to the legality of cer- Doubts.
tain ordinances No. 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 of the
incorporated town of Leland, Winnebago county, Iowa,
for the reason that the records of said town do not show
that the yeas and nays were called when said ordinances
were adopted, although they were in fact so called, but
omitted from record; and

WHEREAS, On account of said irregularities the validity
of said ordinances is questioned;

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

SECTION 1. That all ordinances of said town of Leland, All ordi-
in the county of Winnebago, and state of Iowa, and all nances and
acts of any of the officers of said town in the enforcement acts legalized.
thereof, are hereby declared to be legal and valid in all
respects and to the same extent as though all the pro-
visions of the law in regard to the calling of the yeas and
nays, and the suspension of the rules for the passage of
said ordinances and resolutions, had been fully complied
with.

Provided, however, that nothing in this act shall in any
manner affect any pending litigation.

Approved March 5 1896.

CHAPTER 189.

AN ACT legalizing the annexation of the city of Lyons to the city H. F. 489.
of Clinton, in Clinton county, state of Iowa, and all the acts done
and ordinances passed by the city councils of the city of Clinton
and city of Lyons in relation thereto.

WHEREAS, By an ordinance passed by the city council In doabt.
of the city of Clinton, in the county of Clinton, in the
state of Iowa, on the 19th day of February, 1895, being
chapter 308 of the ordinances of said city; and an ordi-
nance passed by the city of Lyons, in the county of Clinton,
in the state of Iowa, on the 5th day of March, 1895, being
ordinance number 146 of said city of Lyons; wherein the
terms and conditions of a certain agreement of annexation Ordinance
prepared by commissioners appointed on behalf of the city No. 146.
of Clinton on the 14th day of March, 1893, and on behalf
of the city of Lyons on the 3rd day of April, A. D. 1894,

was ratified, approved, confirmed, and adopted by the city council of each of said cities; and

Report of commissioners published.

WHEREAS The report of said commissioners of the city of Clinton was duly published in the Clinton Daily Bugle, the official newspaper of said city of Clinton, on the 20th day of February, 1895, and the report of said commissioners on behalf of the said city of Lyons was duly published in the "Clinton County Advertiser" and the "Lyons Mirror," newspapers published in Lyons City, and of general circulation in said city of Lyons, on the 14th day of February, 1895; and

Special election held.

WHEREAS By an ordinance duly passed by the city of Clinton on the 12th day of March, 1895, being chapter 309 of the ordinances of said city, it was ordained and directed that a special election should be held in said city of Clinton on the 30th day of April, A. D. 1895, for the purpose of submitting to the qualified voters of said city, the question of such annexation upon the terms and conditions so proposed, ratified, and adopted as hereinbefore set forth; and by an ordinance duly passed by the city of Lyons on the 12th day of March, 1895, being ordinance number 147 of the ordinances of said city of Lyons, it was ordained and directed that a special election should be held in said city of Lyons on the 30th day of April, A. D. 1895, for the purpose of submitting to the qualified voters of said city, the question of such annexation upon the terms and conditions so proposed, ratified and adopted as hereinbefore set forth; and

In Lyons.

Majority voted in annexation.

WHEREAS, At the said special election so held on said 30th day of April, A. D. 1895, a majority of the qualified electors of each of said cities voted in favor of such annexation, and by an ordinance duly passed by the city of Clinton May 4, 1895, being chapter 312 of the ordinances of said city, the city council of said city did declare that a majority of the electors of said city had voted of favor of such annexation upon said terms and conditions, and by an ordinance duly passed by the said city of Lyons on the 25th day of May, A. D. 1895, being chapter or ordinance number 148 of said city, it was ordained and declared by the city council of the said city of Lyons that a majority of the electors thereof had voted for such annexation on the terms and conditions thereof; and

Certified copy filed with auditor.

WHEREAS, A certified copy of the whole proceedings and in relation to such annexation of the said city of Lyons, and the territory comprised within the limits thereof, to the said city of Clinton, was filed with the auditor, the then acting clerk, of said city of Clinton, on the — day of June, A. D. 1895, and by the said auditor, filed with the Secretary of State of the State of Iowa, on the 10th day of June 1895, and in the office of the recorder of Clinton county, Iowa, on the 10th day of June, 1895, as provided by section 432 of the Code of Iowa, as amended

by section 1, of chapter 3, of the acts of the 17th General Assembly and as amended by section 1 of chapter 2 of the acts of the 25th General Assembly, and

WHEREAS, The said city of Clinton did thereafter pass such ordinances and take such proceedings as to carry into effect, and maintain the terms and conditions of said annexation, and ever since said date the territory formerly comprised within the limits of the city of Lyons has been, and is now, governed as part of the said city of Clinton and

Has been and is considered as part of Clinton.

WHEREAS, Owing to the fact that the city council of said city of Clinton, and the city council of the said city of Lyons, had failed to carry out the provisions of section 522 of the Code of Iowa, in this, that upon the organization of their said city councils, as provided by said section 522, of the Code of 1873, they failed to elect from their own body, a temporary president and neglected to appoint in the city of Clinton, a clerk from the qualified electors thereof, and that the said ordinances so passed, as hereinbefore described, were signed by the mayor and clerk of the said city of Lyons, and by the mayor and auditor, the then acting clerk, of said city of Clinton, and the certified copy of the entire proceedings of such annexation, were filed with the auditor of said city of Clinton instead of being filed with the clerk as provided by section 581, of the Code of 1873, as amended by section 1, of chapter 3, of the 17th General Assembly, as amended by section 1, chapter 2, of the acts of the 25th General Assembly, and that by reason thereof, the legality of the annexation of the city of Lyons to the said city of Clinton as hereinbefore set forth, has been questioned. Now, therefore,

Failed to carry out sec. 522 of code.

Legality in doubt.

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

SECTION 1. That the ordinances of the city of Clinton, chapters number 308, 309 and 312, and ordinances of the city of Lyons, number 146, 147 and 148, hereinbefore specified, and all of the proceedings had under and by virtue of which the said annexation of the city of Lyons to the city of Clinton, was effected, be, and the same are hereby declared to have been legally adopted and passed, and the same are as valid in all respects as if there had been a duly elected qualified and acting city clerk, and he had signed all of said ordinances, and the certified copy of said proceedings had been filed with him instead of with the auditor of said city of Clinton, and as there had been elected by the councils of each of said cities, a temporary president, prior to the enactment of said ordinances, and it is hereby specially declared that the completed annexation of the said city of Lyons and the territory comprised within the limits thereof, to the said city

Various ordinances made legal.

Acts of various officers legalized.

of Clinton, is legal and valid as the same exists at the date of the passage of this act.

SEC. 2. Nothing herein contained shall affect pending litigation.

Publication.

SEC. 3. 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 the Clinton Daily Age, newspapers published at Des Moines, Iowa, and the city of Clinton, Iowa respectively; such publication to be without expense to the state.

Approved April 8, 1896.

I hereby certify that the foregoing act was published in the Iowa State Register, April 11, and Clinton Daily Age, April 15, 1896.

W. M. MCFARLAND,
Secretary of State.

CHAPTER 190.

S. F. 238.

AN ACT to legalize certain ordinances of the incorporated town of Le Grand, Marshall county, Iowa.

Did not read or suspend rules as required.

Whereas, The town council of the incorporated town of Le Grand, Marshall county, Iowa, between the 13th day of July, 1891, and the 3d day of February, 1896, passed all its ordinances without having them read on three different days, and without suspending the rule requiring them to be read on three different days; and

Whereas, Doubts have arisen as to the validity of such ordinances; therefore,

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

Ordinances declared legal.

SECTION 1. That all the ordinances of the incorporated town of Le Grand, Marshall county, Iowa, adopted between the dates above named, and all acts done under said ordinances, are hereby legalized, and shall be held and declared valid and effectual, to the same extent and effect in all respects, as if in their passage the council of said incorporated town had fully and legally complied with all the requirements of law in that behalf made and provided.

Provided however, that nothing in this act shall in any manner affect any pending litigation.

Publication.

SEC. 2. This act, being of immediate importance, shall take effect and be in force from and after its publication in the Le Grand Record, a newspaper published at Le Grand, Marshall county, Iowa, and in the Iowa Capital, a newspaper published at Des Moines Iowa, without expense to the state.

Approved March 19, 1896.

I hereby certify that the foregoing act was published in the Le Grand Record, March 24, 1896.

W. M. MCFARLAND,
Secretary of State.