

and thereafter duly took the oath of office and executed a proper bond as such justice of the peace, but through mistake said bond was never filed in the office of the Auditor of said County or approved by the board of supervisors; and Bond not filed

*Whereas*, the said S. R. Cross has performed certain acts as such justice of the peace between the first Monday in January, 1895, and the first day of February, 1896; Now, therefore, Illegal acts.

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

SECTION 1. That all acts of said S. R. Cross as justice of the peace done and performed between the first Monday in January, 1895, and the first day of February, 1896, be and the same are hereby declared to be legal and valid to the same extent as though said bond had been duly filed and approved, and said S. R. Cross had duly qualified as such justice of the peace; Acts declared legal and valid.

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

Approved March 19, 1896.

## CHAPTER 216.

AN ACT to legalize the issuing of certain warrants on the general fund and certain funding and refunding bonds by the city of Ottumwa, Iowa. S. F. 278.

*Whereas*, The city of Ottumwa, Iowa, in the years 1889, '90, '91, '92, '93, '94, and '95, issued certain warrants against its general fund; and,

*Whereas*, said city on the 20th day of December, 1895, passed and approved an ordinance authorizing the issuing of Forty (40) one thousand dollar funding bonds to take up said warrants; said bonds dated January 1, 1896, twenty years at four and a half per cent; and

*Whereas*, said city, February 10, 1896, passed and approved an ordinance authorizing the issuing of Thirty (30) one thousand dollar refunding bonds, dated March 1, 1896, 5-20's at four and a half per cent, with which to take up and pay off certain funding bonds issued by said city in the year 1889; and

*Whereas*, questions as to the legality of said warrants have arisen as to whether the city was within its constitutional limit of indebtedness when said warrants were issued; and

*Whereas*, at the time of the passage of the aforesaid ordinances said city of Ottumwa, Iowa, was within the legal limit of its indebtedness; therefore,

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

Warrants  
legal.

SECTION 1. That all of the warrants on the general fund issued by the city of Ottumwa, Iowa, as above set forth, are hereby legalized and declared valid;—

*Provided* that this act shall in no way affect litigation now pending in any court in this state.

Funding  
bonds legal-  
ized.

SEC. 2. That the 40 one thousand dollar funding bonds issued pursuant to and by authority of an ordinance of said city, passed and approved December 20, 1895, said bonds being dated January 1, 1896, running twenty years at four and a half per cent, are hereby legalized, made and declared to be genuine evidence of indebtedness against said city.

Bonds made  
valid and  
legal.

SEC. 3. That the 30 one thousand dollar refunding bonds authorized and issued under provisions of an ordinance of said city passed and approved February 10, 1896, dated March 1, 1896, 5-20's at four and a half per cent, are hereby legalized, made and declared to be genuine evidence of indebtedness against said city.

Publication.

SEC. 4. This act being deemed of immediate importance shall be in full force and effect from and after its publication in the Iowa State Register and the Ottumwa Daily Courier, newspapers published respectively at Des Moines and Ottumwa, Iowa, without expense to the state.

Approved March 19, 1896.

I hereby certify that the foregoing act was published in the Iowa State Register, March 27, and Ottumwa Daily Courier, March 26, 1896.

W. M. MCFARLAND,  
*Secretary of State.*

## CHAPTER 217.

S. F. 373.

AN ACT relating to certain additional justices of the peace and constables, legalizing their official acts and the official acts of canvassing boards with reference thereto.

Additional  
justices.

*Whereas*, Section 389 of the Code of Iowa provides for the election of two justices of the peace and two constables in each township, but in townships containing an incorporated city or town provides that the township trustees may order the election of one or two additional justices and constables, and at least one justice and constable shall reside in such city or town; and,

Trustees may  
order addi-  
tional jus-  
tices and con-  
stables.

*Whereas*, By many township trustees and others, the making of such order for the election of such additional officers has been construed to mean that such order was required only for the first election of such additional justices of the peace and constables and not for any subsequent election of such officers; and,

How con-  
strued.

*Whereas*, There have been and are now throughout the state many acting additional justices of the peace and constables in townships where no such order as required by said section 389 was made and where such additional