

hundred and six-b (1306-b) of the supplement to the code be, and the same is hereby, amended by adding thereto the following words, namely:

“Provided, however, that incorporated towns and cities of the second class for the purpose of erecting or purchasing waterworks and a system of sewers, shall be allowed to become indebted for said purpose to an amount aggregating, with all other indebtedness of such incorporated town or city, in a sum not exceeding two and one-half per centum of the actual value of the property within said city or town, to be ascertained in the manner and form aforesaid.”

**SEC. 2. Petition for election.** Provided; that before such indebtedness can be contracted in excess of one and one-quarter per centum of the actual value of the taxable property ascertained as provided in said section two (2), chapter forty-one (41) as found in section thirteen hundred and six [b] (1306-b) of the supplement to the code, a petition signed by a majority of the qualified electors of such city or town shall be filed with the council of such city or town, asking that an election shall be called, stating the purposes for which the money is to be used, and the necessary waterworks or system of sewers cannot be purchased or built and furnished within the limit of one and one-quarter per centum of the valuation.

**SEC. 3. Notice of election—ballot.** The council of such city or town on the receipt of such petition shall at the next regular meeting call such election fixing the time and place thereof, and give four weeks' notice thereof, in some newspaper published in the said town or city, or if none be published there then in the next nearest town or city in the county, at such election the ballots shall be prepared, and used in substantially the following form:

For the issuance of bonds in the sum of \$.....

for waterworks or sewer purposes,

Against the issuance of bonds in the sum of \$.....

for waterworks or sewer purposes,

**SEC. 4. Bonds.** If two-thirds or more of all the electors voting at such election vote in favor of the issuance of such bonds, the council of such city or town shall issue the same and make provision for the payment of the same and the interest thereon as provided in section twenty-eight hundred and twelve (2812) and twenty-eight hundred and thirteen (2813) of the code.

**SEC. 5. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 6, A. D. 1904.

I hereby certify that the foregoing act was published in the Register and Leader, April 8, 1904, and in the Des Moines Daily Capital, April 9, 1904.

W. B. MARTIN,  
Secretary of State

## CHAPTER 44.

REPORT OF TELEGRAPH AND TELEPHONE COMPANIES FOR ASSESSMENT PURPOSES.

H. F. 254.

AN ACT providing the manner in which telegraph and telephone companies shall report for assessment purposes, amendatory of code sections number thirteen hundred twenty-eight (1328), and thirteen hundred twenty-nine (1329).

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

**SECTION 1. To report to executive council.** That section thirteen hundred twenty-eight (1328) of the code be amended by striking out of the

third line the words "auditor of state" and inserting in lieu thereof the words "executive council of Iowa".

**SEC. 2. Failure to make statement.** That section thirteen hundred twenty-nine (1329) of the code be amended by striking out of the second and third lines the words "The auditor of state shall lay the same before the executive council" and inserting in lieu thereof the words "The executive council shall examine said statements". And by striking out of the eleventh line of said section the words, "auditor of state", and inserting in lieu thereof the words, "executive council of Iowa".

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the "Register and Leader" and the "Des Moines Daily Capital", newspapers published at Des Moines, Iowa.

Approved March 24, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, March 25, 1904, and the Register and Leader, March 26, 1904.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 45.

### ASSESSMENT OF TELEGRAPH AND TELEPHONE COMPANIES.

S. F. 302.

AN ACT to amend the law, as it appears in section thirteen hundred and thirty-b (1330-b) of the supplement to the code in reference to the assessment of telegraph and telephone companies.

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

**SECTION 1. Assessment in each county—how certified.** That the law as it appears in section thirteen hundred and thirty-b (1330-b) of the supplement to the code be amended by striking out all of said section after the word "certified" in the seventh (7th) line, and inserting the following in lieu thereof: "to the several county auditors of the respective counties into, over or through which said line extends".

Approved April 6, A. D. 1904.

## CHAPTER 46.

### RAILWAY AND OTHER CORPORATIONS TO REPORT REAL ESTATE OWNED BY THEM TO EXECUTIVE COUNCIL.

H. F. 305.

AN ACT requiring railway and other corporations owning real estate to report the same to the executive council for assessment and amending the law as it appears in section thirteen hundred thirty-four (1334) of the supplement to the code.

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

**SECTION 1. Detailed statements—what to include.** Each railway or other corporation required by law to report to the executive council under the provisions of the law as it appears in section thirteen hundred thirty-four (1334) of the supplement to the code shall, on or before the first day of April, 1905, make to the executive council a detailed statement showing the amount of real estate owned or used by it on December 31, 1904, for railway purposes, in each county in the state in which said real estate is situated, including the right of way, roadbed, bridges, culverts, depot grounds, sta-