

the sum of four thousand (\$4,000.00) dollars, to aid the city of Marshalltown to construct a permanent dam across the Iowa river, at the established height of six and one-half (6½) feet, or, twenty-three and one-half (23½) feet above the city datum plain, in such manner as to maintain a water level in said river where it touches land owned by the state for the use of the soldiers' home, for the purpose of furnishing ample facilities for boating, fishing, and the formation of ice for the use of said home. The money hereby appropriated shall be paid out only on the approval of the board of control of state institutions. The acceptance by said city of the money hereby appropriated or any part thereof, in the construction and completion of said permanent dam, shall have the effect and force of an undertaking by said city to complete and maintain said dam in a substantial and permanent manner, so long as the state of Iowa shall own the premises, or any part thereof, now occupied by the soldiers' home, and to confirm in the state of Iowa the right to prevent the destruction of said dam or the sale thereof or of any land necessary for its maintenance, and to require said city to maintain said dam.

**SEC. 2. 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 Capital, newspapers published in Des Moines, Iowa.

Approved April 2, A. D. 1909.

I hereby certify that the foregoing act was published in the Register and Leader and Des Moines Capital April 3, A. D. 1909.

W. C. HAYWARD,  
*Secretary of State.*

## CHAPTER 260.

### FARMERS' INSTITUTE OF POCAHONTAS COUNTY.

S. F. 410.

AN ACT making an appropriation for the farmers' institute of Pocahontas county, Iowa, under the provisions of section sixteen hundred seventy-five (1675) of the supplement to the code, 1907.

WHEREAS, The farmers institute of Pocahontas county, Iowa, was duly organized on the ninth day of February, 1904, and in all respects complied with the provisions of section sixteen hundred seventy-five (1675) of the code and section sixteen hundred seventy-five (1675) of the supplement to the code, 1907, necessary to be complied with to entitle them to the seventy-five dollars (\$75.00) aid mentioned therein except that the said institute failed to file the sworn statement necessary to be filed to entitle them to such aid prior to July 1st, 1907, and

WHEREAS, The auditor of state, acting upon the advice of the attorney general, has held that said sum cannot be paid to said institute because of the failure to file said sworn statement prior to July 1st, 1907, therefore:

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

**SECTION 1. Amount appropriated.** That there is hereby appropriated out of any money now in the state treasury not otherwise appropriated the sum of seventy-five dollars (\$75.00) as aid to the farmers institute of Pocahontas county, Iowa, for the year 1907.

Approved April 13, A. D. 1909.