

WHEREAS, The board of supervisors of said county, did in 1908, in order to further improve the drainage in said district, by resolution, order the issue of \$30,000 in bonds against the said district, and the sale thereof; and levy a tax after notice to the property owners, for the payment of said bonds; and cause the benefits to be apportioned over the said district, the money arising from the sale of the said bonds to be used in deepening, widening and dyking said Pony creek in said district, and in taking up the old indebtedness of said district represented in outstanding bonds and warrants drawn on the funds of said district, and,

WHEREAS, There were irregularities in said proceedings and the record of the proceedings of said board are incomplete and,

WHEREAS, Doubt has arisen as to the power and authority of the said board of supervisors to refund the outstanding indebtedness of said district or issue bonds therefor or levy a tax to pay said bonds and by reason of irregularities in its proceeding and incompleteness of its record, therefore,

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

SECTION 1. Acts, proceedings and bonds legalized. That the acts and proceedings of the board of supervisors of Mills county, Iowa, in 1908, in ordering the issuance of \$30,000 in bonds against Pony creek drainage district No. 1 in said county to be used in part in the refunding and payment of the outstanding indebtedness of said district, evidenced by bonds and warrants of said district and in part for the widening, deepening and extension of said Pony creek drainage district and the acts and proceedings of said board of supervisors in levying against the lands in said drainage district a tax for the payment of said bonds and the apportionment of the benefits of said work, improvement and extension, and all proceedings of said board on which said issue of bonds is based, be and the same are hereby legalized and made valid in all respects as though the law had provided for such action, and notwithstanding irregularities in its proceedings or incompleteness of its record, and the said bonds and tax and apportionment of benefits levied for the payment therefor are legalized and validated hereby.

SEC. 2. Pending litigation. This act shall not affect pending litigation.

SEC. 3. In effect. This act being deemed of immediate importance shall be in force and effect from and after its publication in the Des Moines Capital and the Glenwood Opinion, newspapers published at Des Moines, Iowa, and Glenwood, Iowa, respectively, without expense to the state.

Approved March 25, A. D. 1909.

I hereby certify that the foregoing act was published in the Des Moines Capital March 27, A. D. 1909, and in the Glenwood Opinion April 1, A. D. 1909.

W. C. HAYWARD,
Secretary of State.

CHAPTER 274.

CERTAIN DEED ISSUED BY OSCEOLA COUNTY.

H. F. 365.

AN ACT to legalize deed of Osceola county, Iowa, to Edgar Baker for government lots two, three and four, in section ten, in township one hundred, north of range thirty-nine west of the 5th P. M.

WHEREAS, Fannie Culver and husband gave to Osceola county, Iowa, for the use of the school fund a certain mortgage dated February 13, 1883, to secure the sum of \$600.00, conveying lots two, three and four in section ten in township one hundred north, of range thirty-nine west of the 5th P. M., which

said mortgage was foreclosed and bid in by said Osceola county, dated June 19, 1888, instead of having been conveyed to the state of Iowa as by law provided, and

WHEREAS, Said county sold the said land to Edgar Baker by warranty deed, dated April 4, 1892, and recorded in book 12, page 7, of the records of Osceola county, Iowa, and

WHEREAS, The said Osceola county has accounted to the state of Iowa for the proceeds of said sale. Therefore

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

SECTION 1. Deed legalized. That the said deed from Osceola county, Iowa, to Edgar Baker for lots two, three and four in section ten in township one hundred north, of range thirty-nine west of the 5th P. M. of Iowa, be and the same is declared valid and passes to the said Edgar Baker, his heirs, executors or assigns, all the right, title and interest of the said state of Iowa therein.

Approved April 1, A. D. 1909.

CHAPTER 275.

SALE OF CERTAIN SCHOOL LANDS IN SIOUX COUNTY.

H. F. 145.

AN ACT to legalize the action of the board of supervisors of Sioux county, Iowa, relating to the sale of school lands in section twelve (12) township ninety-five (95) north of range forty-eight (48) west of the fifth (5th) principal meridian, Sioux county, Iowa, and to authorize the governor to issue a patent therefor to John H. Hutchinson.

WHEREAS, On the 15th day of November, 1889, Maggie J. Ross and husband gave to Sioux county, Iowa, a mortgage on the south one-half ($\frac{1}{2}$) of the southwest one-fourth ($\frac{1}{4}$) of section twelve (12) township ninety-five (95) north of range forty-eight (48) west of the fifth (5th) principal meridian, Sioux county, Iowa, containing eighty (80) acres more or less according to the government survey, to secure a loan of school funds, and

WHEREAS, On January 2nd, 1892, Maggie J. Ross and husband gave to T. H. Dunham a warranty deed for said land, and

WHEREAS, On April 3, 1893, T. H. Dunham and wife gave to C. W. Jackson a warranty deed for said land, and

WHEREAS, On November 19, 1898, the said land was sold at sheriff's sale under foreclosure proceedings in the district court of Sioux county, Iowa, of the said mortgage given by Maggie J. Ross and husband to Sioux county, Iowa, and the said land was bid in by said Sioux county, Iowa, and

WHEREAS, On March 6, 1900, the sheriff of Sioux county, Iowa, gave to Sioux county, Iowa, a sheriff's deed for said land, and

WHEREAS, On December 27, 1900, Sioux county, Iowa, by Wm. Dealy, chairman of the board of supervisors, entered into a written contract with John Hutchinson for the sale of said land without appraisement as provided for by law, but said board acting in good faith in the premises, and

WHEREAS, The said John Hutchinson thereupon took possession of said property, and ever since has held and possessed the same, cultivating it and improving it, and paying taxes thereon, and

WHEREAS, It appears that the said John Hutchinson has paid the amount due on said contract in full, and