

treasurer and board of supervisors of said Linn county, Iowa, in assessing and levying against the taxable property of said city in the year 1908 four mills on the dollar for the park fund of said city be and the same are hereby legalized and made valid as though the law had been fully complied with, provided, however, that this act shall not affect pending litigation.

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, a newspaper published in Des Moines, Iowa, and the Cedar Rapids Daily Republican, a newspaper published in Cedar Rapids, Iowa, said publication to be without expense to the state.

Approved March 27, A. D. 1909.

I hereby certify that the foregoing act was published in the Register and Leader March 30, A. D. 1909, and in the Cedar Rapids Republican March 31, A. D. 1909.

W. C. HAYWARD,
Secretary of State.

CHAPTER 280.

THE TOWN OF DEEP RIVER.

H. F. 243.

AN ACT legalizing ordinances numbers thirty-eight and thirty-nine, establishing the grades of streets and sidewalks in the incorporated town of Deep River, Poweshiek county, Iowa.

WHEREAS, On the 8th day of October, 1906, the council of the incorporated town of Deep River, Poweshiek county, Iowa, adopted ordinances numbers thirty-eight (38) and thirty-nine (39) as recorded in the ordinance book of said incorporated town establishing the grades of the streets and sidewalks in said town, and caused to be made in the records of said council, a record of the adoption of said ordinances and of the votes of the members of the council; and,

WHEREAS, Said record of said proceedings adopting said ordinances shows that the rule requiring that said ordinances be fully and distinctly read on three different days was dispensed with by yea and nay vote which was recorded, and that the mayor declared the motion to dispense with said rule adopted, but said record fails to show whether the mayor did or did not vote yea thereon, so that some question has arisen as to whether said rule was dispensed with by a sufficient number of the votes of the members of the council and as to the legality of said ordinances, therefore,

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

SECTION 1. **Certain ordinances legalized—pending litigation.** That ordinances numbers thirty-eight (38) and thirty-nine (39) of the incorporated town of Deep River, Poweshiek county, Iowa, which were passed and adopted by the council of said incorporated town on the 8th day of October, 1906, be and the same are both hereby legalized and declared of the same force and effect as if they had been fully and distinctly read on three different days, and the same as if the record showed that the rule requiring that they be so read had been duly dispensed with by three-fourths of the council of said town, and as if they had in all respects been passed and adopted in the manner provided by law. Provided, however, that the passage of this act shall in no manner affect pending litigation.

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 Daily Capital, newspapers published at Des Moines, Iowa. Said publications to be without expense to the state.

Approved March 17, A. D. 1909.

I hereby certify that the foregoing act was published in the Register and Leader and Des Moines Capital March 19, A. D. 1909.

W. C. HAYWARD,
Secretary of State.

CHAPTER 281.

THE INDEPENDENT SCHOOL DISTRICT OF FARMINGTON.

S. F. 296.

AN ACT to legalize the issuing of certain warrants on the school fund by the board of directors of the independent school district of Farmington, in Van Buren county, state of Iowa.

WHEREAS, On the 16th day of April, 1900, at a special election held by the independent school district of Farmington, in Van Buren county, state of Iowa, after petition made and notice given therefor, as required by law, there was duly submitted to the electors of said district the question of issuing bonds, not to exceed twelve thousand dollars by said district for the purpose of defraying the cost of taking down the old school building therein and erecting in its place a new school building of not less than ten rooms; and,

WHEREAS, At said election the electors of said district by a large majority vote authorized said improvements to be made and the issuing of the bonds proposed; and,

WHEREAS, Afterwards a competent architect was employed and estimates made from which it was thought the money to be realized from the bond issue so authorized, with the amount of the school fund of said district then on hand, would be sufficient to pay the cost of said improvements; and,

WHEREAS, The said board of directors then had the old school building torn down and proceeded with the erection, in its place, of a new school building and as the work on such new structure progressed it was found that after the funds realized, as aforesaid, were exhausted, it would require an additional expenditure of over nine thousand dollars to complete and equip said building, including a proper heating plant therefor; and,

WHEREAS, The said board of directors by resolutions, passed by the unanimous vote thereof, at regularly called meetings of the board, held August 31, 1900, September 22, 1900, and September 29, 1900, authorized, in behalf of said district, the issuing of warrants aggregating a little over ten thousand dollars on the school fund of such district, which warrants were afterwards issued and are numbered 174, 175, 193, 197, 203, 267, 292, 297, 299, and 309, respectively; and,

WHEREAS, The proceeds of said warrants were necessary, and such proceeds were in fact used, on the payment of the cost of construction and the equipment of said new school building; and,

WHEREAS, The aforesaid structure was completed and thoroughly equipped for the purpose intended, as before stated, by payment of the fair and reasonable cost only for the work and materials necessary therefor and said district has had the benefit of the full face value of said warrants; and,

WHEREAS, Questions as to the legality of said warrants have arisen as to whether the said school district was within its authorized and legal powers when said warrants were issued, and other doubts have arisen as to the regularity of the proceedings in relation thereto; now, therefore: