

SEC. 2. Pending litigation. Nothing herein shall in any wise affect pending litigation nor validate any such ordinance or act thereunder in excess of the powers delegated by law to cities and towns.

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 Maynard News, and said publication shall be 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 Maynard News April 1, A. D. 1909.

W. C. HAYWARD,
Secretary of State.

CHAPTER 289.

THE TOWN OF MERRILL.

H. F. 234.

AN ACT to legalize the passage, adoption and publication of the ordinances, resolutions and rules of health of the incorporated town of Merrill, Iowa.

WHEREAS, Doubts have arisen as to the legality of all the ordinances, resolutions and rules of health of the incorporated town of Merrill, Iowa, in that the same were not regularly read at three separate meetings of the council, nor on three different days, and the rule allowing ordinances to be read three times and passed at the same meeting of the council was not properly observed and suspended, and in that the ordinances and rules of health were not published in the manner prescribed by the statutes of Iowa relating to the publication of ordinances and rules of health. Now, therefore,

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

SECTION 1. Ordinances, resolutions and rules of health legalized—pending litigation. That all the acts of the council of the incorporated town of Merrill, Iowa, in the passage, adoption and publication of the ordinances, resolutions and rules of health of said town be and the same are, hereby legalized and declared to be as valid as if all the provisions of the law of the state relating to the passage, adoption and publication thereof had been duly and fully observed, and all the ordinances, resolutions and rules of health of said town are hereby legalized and declared as valid and of the same force and effect as if the same had been read at three separate meetings and on three different days, and as if the same had been duly published in the manner provided by law for the reading, adoption and publication thereof. But nothing in this act shall affect pending litigation.

Approved April 8, A. D. 1909.

CHAPTER 290.

THE CITY OF MONTICELLO.

S. F. 262.

AN ACT to legalize the resolutions and proceedings of the council of the city of Monticello, Iowa, relating to the parking, curbing, guttering and macadamizing of a portion of Sycamore street in said city, and all acts done thereunder.

WHEREAS, The council of the city of Monticello, Iowa, at its regular June meeting in 1908, duly adopted by unanimous vote a preliminary resolution declaring that it was advisable and necessary to make a street improvement,