

to cross said bridge with its line of railway upon such terms and conditions as may be authorized by the board of supervisors and the governing body of the adjoining state or municipality interested in such bridge, but no discrimination shall be made as between street railways and all shall be permitted to use the tracks constructed upon such bridge, provided that any line desiring to use the tracks thereon shall bear its reasonable share of the cost of construction and maintenance of such tracks. Like privileges may be leased to telegraph, telephone and electric power companies for the construction of their lines of wire across such bridges, except that a joint use of said wires shall not be exacted, and provided that any rights granted under the provisions of this section to use this bridge shall not in any way impair or abridge the use thereof by the public.

Approved April 15, A. D. 1911.

CHAPTER 29.

TAX LEVY TO DEFRAY EXPENSES OF PROSPECTING FOR COAL.

H. F. 312.

AN ACT authorizing the levy of a tax for the purpose of defraying the expense of prospecting for coal. [Additional to chapter two (2) of title (IV) of the code, relating to the board of supervisors.]

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

SECTION 1. Tax levy authorized—purpose. The board of supervisors of any county are hereby authorized to levy a tax, not to exceed one mill upon the dollar, on all taxable property within the county, to be collected at the same time and in the same manner as other taxes and to be used in payment of expense incurred in prospecting for coal as provided in this chapter.

SEC. 2. Question submitted. There shall be submitted to the voters of said county at any general election, to be determined by the board of supervisors the question whether or not the levy provided for in section one (1) hereof shall be made, and such question shall be submitted to the voters upon a printed ballot in the following form:

“Shall the board of supervisors be authorized and directed to levy a tax of one mill upon the dollar for the purpose of prospecting for coal.”

Those in favor will mark in the square, “Yes” and those opposed to said tax will mark, “No” in such square.

SEC. 3. Canvass of vote. That said vote shall be canvassed by the judges of election and the results certified to the board of supervisors, who shall canvass the vote at the same time and in the same manner as is required in other special propositions submitted to the voters.

SEC. 4. Coal fund tax—how paid out. That said tax shall be paid into the county treasury at the same time and in the same manner as other taxes and shall be known upon the books of the treasurer as a “coal fund tax” and shall be kept separately and distinctly from the other funds and be paid out upon the warrants duly issued by the county auditor when the same has been allowed and ordered paid by the board of supervisors.

SEC. 5. Bids—location of shaft. The board of supervisors shall have the power to receive bids for ascertaining whether or not coal may exist in the county and shall award said bid to the lowest responsible bidder. The said

board shall have the right to pass upon the location where said shaft is to be sunk, and ascertain whether or not said location is the most feasible point to prospect in said county.

Approved April 10, A. D. 1911.

CHAPTER 30.

PAYMENT OF FEES INTO COUNTY TREASURY BY COUNTY OFFICERS.

H. F. 116.

AN ACT relative to the time of payment of county fees into the county treasury by clerks of the district court, county auditors and county recorders. [Additional to chapter nine (9) of title four (IV) of the code, relating to the duties of county officers.]

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

SECTION 1. Payments made quarterly—acts in conflict repealed. That the clerk of the district court, county auditor and county recorder shall pay all fees collected by them and belonging to the county, into the county treasury quarterly. All acts and parts of acts in conflict with this act are hereby repealed.

Approved February 24, A. D. 1911.

CHAPTER 31.

APPEARANCE OF COUNTY ATTORNEY FOR TOWNSHIP TRUSTEES.

H. F. 197.

AS ACT to amend section five hundred sixty-four (564) of the code, and providing for the appearance of the county attorney for township trustees.

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

SECTION 1. County attorney to appear. Section five hundred sixty-four (564) of the Code is amended by adding to said section the following:

“Provided, however, in counties having a population of less than twenty-five thousand (25,000) where the trustees are made parties to litigation arising by reason of the performance of their duties, as provided in this chapter, the county attorney, as a part of his official duties, shall appear in behalf of the township trustees. Provided, however, that if the interests of the county and the trustees are adverse, then and in such event, the county attorney shall not appear for said trustees but they may employ other counsel and pay the expense thereof out of the fund created by this act.”

Approved April 7, A. D. 1911.