

dinances, resolutions and rules of health had been legally and lawfully passed, adopted and published and read as provided by the statutes of Iowa and the yeas and nays recorded as required by law, and the rule allowing the passage of ordinances at one meeting had been properly observed and suspended and said ordinances, rules of health and resolutions are hereby declared to be of the same force and effect and as valid as if all the requirements of the laws of the state had been fully observed and complied with. But nothing in this act shall affect pending litigation.

Approved February 15, A. D. 1911.

## CHAPTER 236.

### THE INDEPENDENT SCHOOL DISTRICT OF BENNETT.

S. F. 460.

AN ACT to legalize the action of the independent school district of Bennett, Cedar county, Iowa, in voting bonds at an election held on the 14th day of March, 1910, and legalizing the bonds issued by said district under said election.

Whereas, upon petition of a majority of the qualified electors of the independent school district of Bennett, Cedar county, Iowa, a special election was held in said district on the 14th day of March, 1910, to vote on the issuance of \$10,000.00 bonds for the erection and furnishing of a school building in said district; and

Whereas, notice of said election was given by publication once each week in the four succeeding weeks preceding said election in the "Tipton Advertiser", a weekly newspaper published at Tipton, in said county; to-wit: on February 17, 24, March 3 and 10th, there being no newspaper in said district and by posting notice of said election in four public places in said school district, one of which was on the front door of the school house in said district; and,

Whereas, at said election eighty three votes were cast for and forty one votes were cast against the issuance of said bonds and the said proposition was declared duly carried; and,

Whereas, said bonds to the amount of \$10,000.00 were issued pursuant to said vote, bearing interest at five per cent per annum and were sold at par, and,

Whereas, a contract has been let for the construction of a school building in said district, and

Whereas, doubts have arisen as to the sufficiency of the notice of said election and of the legality of the election and of the proceedings of the board of directors and officers of said district in the issuance of said bonds; therefore,

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

SECTION 1. **Election, vote, acts and bonds legalized—pending litigation.** That the election and vote for the issuance of bonds to the amount of \$10,000.00 held and had by the independent school district of Bennett, Cedar county, Iowa, on the 14th day of March, 1910, for the erection and furnishing of a school building, and the acts of the board of directors and officers of said school district in issuing said bonds, be, and the same are hereby legalized, and the bonds so issued by said school district under and by virtue of the authority aforesaid, be, and the same are hereby, legalized and declared valid. 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 &

Leader and the Des Moines Capital, newspapers published at Des Moines, Iowa, both publications to be without expense to the state.

Approved April 10, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital April 12, 1911.

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

## CHAPTER 237.

### THE TOWN OF BETTENDORF.

H. F. 59.

AN ACT to legalize a certain special election held in the town of Bettendorf, Scott county, Iowa, on October 15th, 1909, and to legalize certain franchises granted and adopted by the town council of said town of Bettendorf pursuant to a favorable vote thereon by the electors of said town at said special election.

Whereas, at a special election held in the town of Bettendorf, Scott county, Iowa, on October 15th, 1909, there was submitted to the voters therein the question of the approval or disapproval of certain proposed franchises; and

Whereas, there was no newspaper published within the corporation limits of said town at the time notice of said special election was given; and

Whereas, there was no post office in said town at the time the notice of said special election was given; and

Whereas, the notice provided by statute to be given was posted properly, except that one could not be posted at the post office; and

Whereas, a majority of the voters voting at said special election voted in favor of said franchise, and said franchises were subsequently passed and adopted by the town council of the town of Bettendorf; and

Whereas, because of the defect referred to, doubt has arisen as to the legality of the notice of said special election, and of said election, and of said franchises; now therefore,

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

**SECTION 1. Special election legalized.** That the special election held on October 15th, 1909, submitting to the voters of the town of Bettendorf, Scott county, Iowa, certain franchises for approval or disapproval, is hereby legalized and declared to be valid and binding the same as though the law had in all respects been strictly complied with, and the same as though a copy of the notice of said special election was posted at the post office in said town.

**SEC. 2. Franchises legalized.** The franchises granted by the town council of said town of Bettendorf, pursuant to the favorable vote thereon at said special election, are hereby legalized and declared to be valid and binding the same as though a copy of the notice of said special election had been posted at the post office of said town of Bettendorf; which said ordinances granting said franchises are as follows:

An ordinance adopted November 1st, 1909, entitled: "An ordinance to authorize the Bettendorf Improvement Company, a corporation organized under the laws of Iowa, its successors and assigns, to erect, construct, maintain and operate a system of water works in the town of Bettendorf, Iowa, and granting to said Bettendorf Improvement Company, its successors and assigns, a franchise to erect, construct, maintain and operate a system of water works in said town for a period of twenty-five years."