

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."

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 posts, poles and wires on the streets, lanes, roads and alleys in the town of Bettendorf, Iowa, and to erect, construct, maintain and operate an electric light and power system for the purpose of furnishing commercial light and electric power in said town; and granting to said Bettendorf Improvement Company, its successors and assigns, a franchise to erect posts, poles and wires on the streets, lanes, roads and alleys in said town, and to erect, construct, maintain and operate an electric light and power system for the purpose of furnishing commercial light and electric power in said town, for a period of twenty-five years."

SEC. 3. **Pending litigation.** Nothing in this act shall in any way affect pending litigation.

Approved February 3, A. D. 1911.

CHAPTER 238.

THE TOWN OF BLANCHARD.

H. F. 371.

AN ACT to legalize the acts of the town council of the town of Blanchard, in the county of Page, and state of Iowa; appointing certain persons as members of said town council and empowering them to hold and exercise the duties of said office.

WHEREAS, on the twenty-seventh day of December 1910, the town council of the town of Blanchard, in the county of Page, and state of Iowa passed an ordinance for the revision of all of the ordinances of said town of a general character, and the rules of the board of health, and the rules of order of the Blanchard town council, which revised ordinances and rules were approved by the mayor of said town on December 27, 1910, and

WHEREAS, said ordinances and rules have been by action of said town council arranged in order and published in permanent book form and entitled "Revised Ordinances of the Town of Blanchard, Iowa of 1911," and

WHEREAS, doubts have arisen as to the legality of all of the acts of said town council and also to the legality and validity of the election of the members of the town council of Blanchard, Iowa; and also as to the authority of certain persons who are now and have been acting and voting as members of said Blanchard town council since the last Monday in March 1910, therefore,

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

SECTION 1. **Acts legalized—councilmen appointed.** That all of the acts of the town council of the town of Blanchard, Iowa, had since the last Monday in March 1910, are hereby legalized, and the persons who are now acting and have purported to act as members of the town council of said town of Blanchard, Iowa, since the last Monday in March 1910, are hereby appointed to the offices which they have and are now purporting to fill, and each of said persons is empowered to hold and exercise the duties of said office of member of the town council of the town of Blanchard, Iowa until the last day of March 1912, and until his respective successor is elected and qualified.

SEC. 2. **Pending litigation.** Nothing herein contained shall be construed to affect pending litigation.

SEC. 3. **In effect.** This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Des Moines