

Capital, a newspaper published at Des Moines, Iowa, and the State Line Herald, a newspaper published at Blanchard, Iowa, without expense to the state.

Approved March 30, A. D. 1911.

I hereby certify that the foregoing act was published in the Des Moines Capital April 1, 1911, and in the Blanchard Herald, April 6, 1911.

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

## CHAPTER 239.

### THE CITY OF BURLINGTON.

#### S. F. 299.

AN ACT to legalize certain warrants of the city of Burlington.

WHEREAS, the city of Burlington, hitherto during the year 1909 A. D., did contract for grading, paving and for grading divers streets and for the construction of divers sewers, and

WHEREAS, the city of Burlington levied assessments against the owners of property benefited by said paving, grading, and sewers, in proportion to the benefits conferred, and

WHEREAS, said assessments were not equal in amount to the price which said city of Burlington had contracted should be paid for said paving, grading and sewers, and

WHEREAS, said city of Burlington became liable and indebted to the contractors, who conducted said paving, grading and sewers, for the difference between the contract price and the total amount of assessments levied against the owners of property benefited by said paving, grading, and sewers; and

WHEREAS, the difference between said contract price and said total amount of special assessments was one hundred and twenty-two thousand dollars (\$122,000.00); and

WHEREAS, the city of Burlington did issue warrants in the sum of one hundred and twenty-two thousand dollars (\$122,000.00) to said contractors to evidence said indebtedness representing the difference between the contract price and the amount of special assessments levied against owners of benefited property; and

WHEREAS, said contractors completed their work on aforementioned paving, grading, and sewers in full compliance with specifications and have fully performed all their promises in said contracts; and

WHEREAS, the city of Burlington has been and now is enjoying the use and benefit of the aforementioned street improvements, which were and are well worth the total price the city contracted should be paid; and

WHEREAS, doubts have been raised questioning the legality of the warrants issued to pay the city's share of the contract price of the aforementioned warrants on the ground that they were issued in excess of the statutory limit of indebtedness, now therefore

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

SECTION 1. **Acts legalized.** That the acts of the city council of the city of Burlington in issuing warrants in the sum of one hundred and twenty-two thousand dollars (\$122,000.00) during the year of 1909 A. D., to pay the city's share of the contract price for the paving of certain streets, the grading

of certain streets, and the construction of sewers, be and the same are hereby legalized the same as though the law had in all respects been complied with.

**SEC. 2. Warrants legalized.** The warrants in the sum of one hundred and twenty-two thousand dollars (\$122,000.00) issued by the council of the city of Burlington to pay the city's share of the cost of the aforementioned street improvements and sewers are hereby legalized and declared to be valid, legal, and subsisting obligations of the city of Burlington, the same as though the law had in all respects been complied with.

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

**SEC. 4. 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 at Des Moines, Iowa, and the Burlington Hawkeye, a newspaper published at Burlington, Iowa, without expense to the state.

Approved March 16, A. D. 1911.

I hereby certify that the foregoing act was published in the Register and Leader March 18, 1911, and in the Burlington Hawkeye March 21, 1911.

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

## CHAPTER 240.

### THE INDEPENDENT SCHOOL DISTRICT OF CENTERVILLE.

#### S. F. 76.

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

WHEREAS, on the 22d day of Nov. 1909 at a special election held by the independent school district of Centerville in Appanoose 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 in the amount of twenty thousand (\$20,000.00) dollars by said district for the purpose of aiding in the cost of erecting a new high school building 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 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 proceeded with the erection of a new school building and after the beginning of the erection thereof, it was discovered that other school buildings in said independent district needed certain improvements to make said buildings sanitary, and,

WHEREAS, some \$13,000.00 was so expended and as the work on the new building progressed, it was found that after the funds realized as aforesaid were exhausted, it would require an additional expenditure of over \$25,000.00 to complete and equip said building and

WHEREAS, the said board of directors by resolution passed by unanimous vote thereof at regularly called meetings held Oct. 26 and December 17th