

WHEREAS, at said election, six councilmen were elected for said town, pursuant to the provisions of section six hundred and forty-five (645), of the code of 1897, and said councilmen have qualified and acted as such, and have passed and adopted ordinances and resolutions, and performed such other acts as properly devolve upon such council by law; and,

WHEREAS, it has been since discovered that said section six hundred and forty-five (645), of the code was amended by chapter 26 of the acts of the 32nd general assembly, reducing the number of councilmen in towns to five councilmen at large, and doubts have arisen as to the legality of the said acts, resolutions and ordinances of said town council because of the larger number of its councilmen than was required by said statute as amended; therefore,

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

**SECTION 1. Ordinances, resolutions and acts legalized.** That the ordinances, resolutions and acts of the town of Royal, Clay county, Iowa, not inconsistent with the laws of the state, and the proceedings of the council of said town in reference thereto, be and the same are hereby rectified, confirmed and legalized in every respect and declared to be valid and binding to the same extent as though section six hundred and forty-five (645), of the code of Iowa, so far as the same relates to the number of councilmen had not been amended by a subsequent act of the general assembly of the state of Iowa.

**SEC. 2. Pending litigation.** This act shall in no wise 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 Register & Leader, a newspaper published at Des Moines, Iowa, and the Royal Banner, a newspaper published at Royal, Iowa, which publication shall 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, April 12, 1911, and in the Royal Banner April 14, 1911.

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

## CHAPTER 261.

### THE CITY OF TOLEDO.

S. F. 482.

AN ACT to legalize the appointment of three members of the city council of Toledo, Iowa.

WHEREAS, in the year of 1910, three vacancies occurred simultaneously in the city council of the city of Toledo, Iowa, and

WHEREAS, the remaining two members of said city council at an adjourned meeting of the same regular meeting of said council when such vacancies occurred proceeded to fill said vacancies as by law provided, in section 1272 of the supplement of the code of 1907, and

WHEREAS, doubts have arisen as to the authority of the remaining councilmen to make such appointments, therefore,

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

**SECTION 1. Appointment of certain councilmen legalized—pending litigation.** That the action of the said city council of the city of Toledo, Iowa, in ap-

pointing the three councilmen to fill the vacancies occurring by the resignation of three councilmen for said city of Toledo in the year 1910, be and the same is hereby legalized and declared to be legal and valid. Provided this act shall in no wise affect pending litigation.

Approved April 15, A. D. 1911.

## CHAPTER 262.

### THE INDEPENDENT SCHOOL DISTRICT OF TRAER.

S. F. 146.

AN ACT legalizing certain acts and proceedings of the board of directors of the independent school district of Traer, in the county of Tama and state of Iowa, and warrants thereof, and authorizing the issue of bonds.

WHEREAS, the electors of the independent school district of Traer, in the county of Tama and state of Iowa, at a special election held on the tenth (10) day of May, nineteen hundred nine (1909), pursuant to petition, order and notice as provided by sections twenty-eight hundred twenty-a (2820-a), twenty-eight hundred twenty-b (2820-b), twenty-eight hundred twenty-c (2820-c) and twenty-eight hundred twenty-d (2820-d) of the supplement to the code, 1907, did by an almost unanimous vote authorize the board of directors of said school district to issue bonds of the district for the purpose of securing additional grounds and building and furnishing a schoolhouse for said district: and

WHEREAS, the said board of directors did thereafter issue the said bonds and did procure additional grounds and build and furnish a suitable and proper schoolhouse for said district and did pay the entire cost price thereof by warrants upon the school building fund of said district: and

WHEREAS, after the sale of the said bonds so authorized and issued and application of the entire proceeds thereof to the payment of the said warrants several thousand dollars of said warrants remain unpaid and with no funds available for the payment of same, namely warrants numbered three thousand thirty-six (3036), three thousand thirty-seven (3037), three thousand thirty-eight (3038), three thousand thirty-nine (3039), three thousand forty (3040), three thousand seventy-six (3076) and three thousand seventy-seven (3077), and no objection to the issuance of the said warrants has ever been made: and

WHEREAS, the total indebtedness of the said school district including the said warrants does not exceed the constitutional limitation nor the limitation fixed by the said statute which was in force at the time the said purchase, building and furnishing were authorized: and

WHEREAS, the said payments did not exceed the reasonable value of the property, materials and labor necessary for the said building and furnishing of the said schoolhouse and the said school district has received the full value of said warrants and has taken possession of and continuously used the said building without objection by anyone: and

WHEREAS, doubts have arisen regarding the legality of the said acts and proceedings of the said board of directors and of the said warrants, and the said school district should be permitted to secure the advantage of lower interest rates by issuing bonds for the payment of the said warrants, therefore,

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

SECTION 1. **Acts and proceedings legalized.** The acts and proceedings of the said board of directors for the independent school district of Traer, in the