

Whereas, doubts have arisen concerning the legality of the aforesaid bonds or a portion thereof on the ground that the improvement or improvements for which said bonds were issued were constructed and made prior to the holding of the aforesaid election, and

Whereas, doubts have arisen concerning the legality of the aforesaid bonds on the ground that the notices for the aforesaid election, published by the mayor, stated the date of said election as October 18th, 1916, but the resolution of the council of said town ordering the holding of said election and the published copy of said resolution stated the date of said election as October 16th, 1916, the date it was actually held; and

Whereas, it is deemed advisable to put said doubts and any other doubts respecting the legality of said bonds forever at rest; now therefore,

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

1 SECTION 1. Waterworks and sewer bonds legalized. That the
2 waterworks extension bonds of the town of Calmar, in the county of
3 Winneshiek, state of Iowa, in the sum of ten thousand dollars (\$10-
4 000), dated November 1st, 1916, and the sewer bonds of said town
5 in the sum of five thousand dollars (\$5,000), dated November 1st,
6 1916, be and the same are hereby legalized and declared valid, legal,
7 and subsisting obligations of said town the same as though the law
8 had in all respects been complied with precedent to and in the issu-
9 ance of said bonds.

1 SEC. 2. Publication clause. This act being deemed of immediate
2 importance shall take effect and be in force from and after its publi-
3 cation in the Des Moines Register, a newspaper published at Des
4 Moines, Iowa, and the Calmar Courier, a newspaper published at
5 Calmar, Iowa, without expense to the state.

Approved March 13, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Register and the Calmar Courier on March 16, 1917.

W. S. ALLEN, *Secretary of State.*

CHAPTER 47.

OF SECURITY FOR COSTS.

S. F. 58.

AN ACT to repeal section 3847 of the code and section 3847 of the supplement to the code, 1913, and to enact a substitute therefor relating to the subject of security for costs.

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

1 SECTION 1. Repeal. That section 3847 of the code and section
2 3847 of the supplement to the code 1913 be and the same are hereby
3 repealed and the following enacted in lieu thereof:

1 **SEC. 2. Bond for costs—when required.** If a defendant, at any
 2 time before answering shall make and file an affidavit stating that he
 3 has a good defense in whole or in part, the plaintiff, or party bringing
 4 the action or proceeding, if he is a nonresident of this state, or a
 5 private or foreign corporation, before any other proceedings in the
 6 action, must file in the clerk's office a bond with sureties to be approved
 7 by the clerk, in an amount to be fixed by the court, for the payment of
 8 all costs which may accrue in the action in the court in which it is
 9 brought, or in any other to which it may be carried, either to the de-
 10 fendant or to the officers of the court. The application for such secur-
 11 ity shall be by motion, filed with the case, and the facts supporting it
 12 must be shown by affidavits annexed thereto, which may be responded
 13 to by counter affidavits on or before the hearing of the motion, and
 14 each party shall file all his affidavits at once, and none thereafter.
 15 And a nonresident intervenor or party bringing an action in probate
 16 shall be required in like manner to give bond on motion of any party
 17 required to answer or defend.

Approved March 17, A. D. 1917.

CHAPTER 48.

CONSTRUCTION AND MAINTENANCE OF HOSPITALS.

S. F. 148.

AN ACT to amend section seven hundred forty-one-Q (741-Q), seven hundred forty-one-R (741-R), seven hundred forty-one-U (741-U) and seven hundred forty-one-V (741-V) supplement to the code, 1913, relative to city hospitals, the building and maintaining thereof, tax levies and bond issues therefor, and limitation of indebtedness in connection therewith.

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

1 **SECTION 1. Tax levy increased.** That section seven hundred
 2 forty-one-q (741-q) supplement to the code, 1913, be and the same is
 3 hereby amended by striking from the fifth line thereof the word
 4 "two", and inserting in the place thereof the word "five".

1 **SEC. 2. Bonds.** That section seven hundred forty-one-r (741-r)
 2 supplement to the code, 1913, be and the same is hereby amended by
 3 striking from the second line thereof the words "twelve thousand
 4 five hundred", and inserting in the place thereof the words "five
 5 thousand".

1 **SEC. 3. Special tax authorized.** That section seven hundred
 2 forty-one-u (741-u) supplement to the code, 1913, be and the same is
 3 hereby amended by adding thereto the following: "And in addition to
 4 such appropriation, may annually levy a special tax of not to exceed
 5 five mills on the dollar of the taxable value of property within the
 6 city, as an additional fund for the improvement, support, operation
 7 and maintenance of such hospital."

1 **SEC. 4. Limitation on indebtedness.** That section seven hundred
 2 forty-one-v (741-v) supplement to the code, 1913, be and the same is