

## CHAPTER 101.

## CITY OF VALLEY JUNCTION.

S. F. 431.

AN ACT to legalize the acts of the city council of the city of Valley Junction in creating a board of water works trustees for the management and control of the water works system of said city and the acts of the board of trustees by said ordinance created:

WHEREAS, the City of Valley Junction, Iowa, did, through its Council, on the 6th day of April, 1915, pass and adopt Ordinance No. 108 of the Ordinances of said City, the same being "an ordinance in relation to the water works system, providing for its management and control by a board of water works trustees to be elected by the city council and fixing their term of office, their duties and responsibilities as such trustees, and providing other details of regulation", and,

WHEREAS, in pursuance of the provisions of said Ordinance, said City has created a board of water works trustees, who have taken charge of and operate the water works system owned by said city, and,

WHEREAS, in the course of the conduct of their duties as such board of water works trustees, the members of said board have made certain extensions to said water works system and have entered into certain contracts for the supplying of water to certain corporations and have made certain rules and regulations respecting the management and operation of said water works system, and,

WHEREAS, doubts have arisen as to the legality of the action of the City Council of Valley Junction in creating said Board of Water Works Trustees and as to the acts of said trustees done and performed in pursuance of the authority delegated by said ordinance. Therefore,

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

**SECTION 1. Proceedings relating to water works legalized.**

1 That the action of the City Council of the City of Valley Junction,  
 2 Iowa, in creating a board of water works trustees to take charge of  
 3 and operate the water works system owned by said city in accordance  
 4 with the provisions of Ordinance No. 108 of the Ordinances of said  
 5 City and the action of said Board of Water Works Trustees in making  
 6 contracts for the furnishing of water to certain corporations and the  
 7 making of certain rules and regulations respecting the operation and  
 8 management of said water works system and the making of certain  
 9 extensions of the mains of said system, be, and the same are hereby  
 10 fully legalized and validated as fully and completely as if all of the  
 11 matters and things herein set forth had been duly authorized in ac-  
 12 cordance with the laws of the state of Iowa.

1 **SEC. 2. Pending litigation.** This Act shall not be held to in any  
 2 manner affect any pending litigation.

1 **SEC. 3. Publication clause.** This Act being deemed of immediate  
 2 importance, shall take effect and be in full force from and after its

3 publication in the Des Moines Register, a newspaper published at Des  
4 Moines, Iowa, and the Valley Express, a newspaper published at  
5 Valley Junction, Iowa, without expense to the State.

Approved March 31, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Register April 6, 1917, and in the Valley Express April 5, 1917.

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

## CHAPTER 102.

### CITY OF CLINTON.

H. F. 456.

AN ACT to legalize certain acts of the Mayor and City Council of the City of Clinton, Iowa, and to legalize certain official acts of the members of said City Council in connection with a certain contract entered into by said city with one Fred Bodenhofer for the construction of a certain concrete bridge, culvert, or improvement across main street in said city, and to ratify and confirm the action of said City Council in ordering a warrant drawn in payment for such improvement.

WHEREAS, the city of Clinton, county of Clinton and state of Iowa, did, on the 21st day of May, 1915, duly enter into a certain written contract, with one Fred Bodenhofer, a resident of said city, providing that said contractor should furnish certain materials and do certain work in the construction of a concrete bridge or culvert, across Main street, in said city; said contract providing that said materials and work should be furnished and done at a stipulated price per pound of material and a stipulated price per yard for such concrete and for filling and excavating, the cost of such culvert being then estimated at about \$400., and

WHEREAS, said written contract contemplated the using of the old side walls of the old bridge or culvert, theretofore in use at such point, and after the work was commenced it was discovered by said city council and the city engineer of said city that such old walls were not capable of being used for such new culvert walls, and

WHEREAS, said Main street is one of the main travelled streets in said city, and after it was determined that the original plans were not sufficient for such improvement, such an emergency existed by reason of it being impossible to use said street, at such point, that it was not practicable to re-advertise for bids for such work so changed, thereby greatly delaying and hindering the traffic of said city, and greatly delaying the construction of such improvement, and

WHEREAS, the said city council then, in order to expedite the construction of such bridge, did, in writing, authorize and direct the said city engineer to prepare new plans and specifications of such work, providing for the building of such new walls and enlarging and extending such bridge or culvert to an extent nearly four times as great as originally planned or contemplated, and