

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

WHEREAS, the said engineer prepared such new plans and the said city council then authorized and directed said Bodenhofer to complete such work, in accordance therewith, at the same prices as by said written contract provided, and

WHEREAS, the said Bodenhofer proceeded with the construction of and completed such work, in accordance with such new plans of said engineer and under the direction of said engineer and said city council, and in the course of such construction furnished materials and labor to the amount and value of \$1536.76, all of same being furnished and figured at the same rate as agreed in said written contract, and

WHEREAS, there was then in force, in said city, an ordinance thereof, providing that any work or materials calling for the expenditure, by said city, of more than \$300. should be submitted to bids, and

WHEREAS, said city council failed to pass new resolutions authorizing and directing such change and failed to submit new bids for the doing of such work, so changed, directed, and authorized, and

WHEREAS, said city engineer duly certified to said city council that said Bodenhofer was entitled to the sum of \$1536.76, by reason of doing such work and furnishing such materials, and the said city council on the 10th day of August, 1915, duly passed a resolution authorizing and ordering the mayor and city clerk of said city to draw a warrant on the bridge fund of said city in said amount in payment thereof, and

WHEREAS, said improvement was made for purposes necessary for the welfare of said city and its inhabitants, and the city had the general power and authority to make such improvement, and

WHEREAS, the city of Clinton and its inhabitants have been and are now enjoying the use and benefits of said improvement so made, and

WHEREAS, the said improvement is well worth the price and sum which the city of Clinton contracted should be paid therefor, and

WHEREAS, doubts have arisen as to the legality of the actions of said city council, as aforesaid in so enlarging the said culvert and authorizing such work by said Bodenhofer without submitting new bids, and the mayor and city clerk have failed and refuse to execute and deliver said warrant to said contractor, now therefore

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

1 SECTION 1. Contract and warrant legalized. That the acts of
2 the mayor and city council, and the members thereof, of the city of
3 Clinton, in the county of Clinton and state of Iowa, in so contracting
4 for the construction of the certain bridge or culvert across Main
5 street, in said city, with Fred Bodenhofer, and in so authorizing and
6 directing said contractor to proceed with the construction thereof,
7 are hereby legalized, and in all respects confirmed, and made legal
8 and binding the same as if all provisions of law had been strictly
9 complied with in each and all of the proceedings had in connection
10 with the construction of said improvement or the ordering thereof;
11 and the act of the said city council in passing a resolution, on the
12 10th day of August, 1915, authorizing and directing the mayor and
13 city clerk of said city to draw a warrant, in the sum of fifteen hun-

14 dred thirty-six dollars and seventy-six cents (\$1536.76), in favor of
 15 said Bodenhofer, is hereby legalized, and confirmed and made legal
 16 and binding, the same as if all provisions of law had been fully
 17 complied with.

1 **SEC. 2. Publication clause.** This act being deemed of immediate
 2 importance, shall take effect and be in force from and after its pub-
 3 lication in the Clinton Herald, a newspaper published at Clinton,
 4 Iowa, and the Des Moines News, a newspaper published at Des
 5 Moines, 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 News April
 6, 1917, and in the Clinton Herald April 5, 1917.

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

CHAPTER 103.

TOWN OF ONSLOW.

H. F. 463.

AN ACT to legalize an ordinance of the incorporated town of Onslow, Iowa, granting a
 franchise to Don Barnes, his successors or assigns, to erect, maintain and operate
 an electric light and power plant in said town.

WHEREAS, an ordinance entitled: "An ordinance authorizing Don Barnes,
 his successors or assigns within the incorporated town of Onslow, Jones
 county, Iowa, to construct, reconstruct, maintain and operate a power
 plant or plants for the generation of electricity, systems for the trans-
 mission, distribution, and use of electricity, whether said power plant or
 plants shall be constructed within the said town of Onslow, or not, and to
 furnish electric light, electric power, and electric current to the public."
 was passed and adopted by the town council of Onslow, Iowa, on Febru-
 ary 4th, 1914, and was passed and adopted by the legal electors of Onslow,
 Iowa, at a special election held on March 30th, 1914, and

WHEREAS, doubts have arisen as to whether all of the provisions of law
 relating to the granting of franchises were strictly complied with, now
 therefore:

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

1 **SECTION 1. Ordinance legalized.** That an ordinance of the incor-
 2 porated town of Onslow, Iowa, passed February 4th, 1914, and en-
 3 titled: "An ordinance authorizing Don Barnes, his successors or
 4 assigns within the incorporated town of Onslow, Jones county, Iowa,
 5 to construct, reconstruct, maintain and operate a power plant or plants
 6 for the generation of electricity, systems for the transmission, distri-
 7 bution, and use of electricity, whether said power plant or plants shall
 8 be constructed within the said town of Onslow, or not, and to furnish
 9 electric light, electric power, and electric current to the public." be,