

CHAPTER 351

CITY OF MALVERN

S. F. 719.

AN ACT to legalize certain warrants issued by the city of Malvern on the street improvement fund and also the fire fund and to authorize the execution and sale of bonds to fund same.

WHEREAS, the city of Malvern found it necessary to issue certain warrants in payment of fire hose and also certain other warrants in payment of completion of certain other projects in street improvements and

WHEREAS, some question has been raised as to the legality of said warrants, therefore,

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

1 SECTION 1. That the following warrants issued on the street im-
2 provement fund and fire fund of the city of Malvern numbered 412,
3 1071-A, 1071-B, 1071-C, 1071-D, 1071-E, 1071-F, 1049, 466, aggre-
4 gating the sum of \$9,215.62, be and the same are hereby legalized and
5 declared to be valid claims against the respective funds of the city
6 of Malvern, Iowa.

1 SEC. 2. That the city of Malvern, through its proper officers be and
2 it is hereby authorized and empowered to execute, sell and deliver,
3 bonds payable out of the street improvement fund and fire fund of
4 said city for the purpose of funding the warrants referred to in sec-
5 tion one (1). Said bonds to draw interest at not to exceed six per
6 cent per annum.

1 SEC. 3. This act shall not affect pending litigation.

1 SEC. 4. This act being deemed of immediate importance, shall take
2 effect from and after its publication in the Des Moines Capital, a
3 newspaper published in the city of Des Moines, and state of Iowa,
4 and the Malvern Leader, a newspaper published in the city of Mal-
5 vern, and state of Iowa; without expense to the state.

Approved March 30, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Capital April 1, 1921, and in the Malvern Leader April 7, 1921.

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

CHAPTER 352

CITY OF MARENGO

S. F. 547.

AN ACT to legalize certain warrants and the issuance and sale of negotiable bonds funding said warrants, of the city of Marengo, Iowa County, Iowa.

WHEREAS, the city of Marengo, Iowa county, Iowa, by its city council did heretofore authorize and incur expenditures in the sum of forty-seven thousand dollars (\$47,000.00) for corporate purposes, as permitted by

law, and did issue warrants of said city in like amount to evidence such indebtedness, in the manner and form required by law; and

WHEREAS, said expenditures were made for proper corporate purposes and the city of Marengo, is enjoying the use and benefit thereof and the purposes for which said expenditures were made was and is well worth the sum which said city contracted should be paid therefor, and the indebtedness of said city, at the time said warrants were issued did not, and does not at this time, exceed the constitutional limitation; and

WHEREAS, at a properly convened meeting of the city council of said city, held on February 14, 1921, a resolution entitled, "Resolution to provide for the issuance of \$47,000.00 funding bonds of the city of Marengo, Iowa", was adopted for the purpose of funding the indebtedness represented by the aforesaid warrants; and

WHEREAS, doubt has arisen concerning the legality of the aforesaid warrants because the expenditure or a portion thereof, evidenced thereby, was contracted in excess of the appropriations theretofore made for the funds against which said warrants were drawn; now therefore

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

1 SECTION 1. That the acts of the city council of the city of Marengo,
2 Iowa, in making expenditures for said city, issuing warrants there-
3 for in the sum of forty-seven thousand dollars (\$47,000.00) as afore-
4 said, and authorizing and directing the issuance and sale of nego-
5 tiable bonds in the sum of forty-seven thousand (\$47,000.00) for the
6 purpose of funding the aforesaid warrants, be and the same are
7 hereby legalized and validated.

1 SEC. 2. That the aforesaid warrants of the city of Marengo, Iowa,
2 in the aggregate sum of forty-seven thousand dollars (\$47,000.00),
3 be and the same are hereby legalized and declared to be valid, legal
4 and subsisting obligations of said city. •

1 SEC. 3. That the funding bonds of the city of Marengo, Iowa, in
2 the aggregate sum of forty-seven thousand dollars (\$47,000.00) au-
3 thorized and directed to be issued and sold by said resolution for the
4 purpose of funding the aforesaid warrants, be and the same are
5 hereby legalized and when sold as by law provided, shall be the valid,
6 legal and subsisting obligations of the city of Marengo, Iowa.

1 SEC. 4. Nothing in this act shall affect pending litigation.

1 SEC. 5. This act being deemed of immediate importance shall take
2 effect and be in force from and after its publication in the Des Moines
3 Capital, a newspaper published in the city of Des Moines, Iowa, and
4 Marengo Republican, a newspaper published in the city of Marengo,
5 Iowa, without expense to the state.

Approved April 8, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Capital April 11, 1921, and in the Marengo Republican April 13, 1921.

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