

CHAPTER 353

CITY OF MUSCATINE

S. F. 534.

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

WHEREAS, the city of Muscatine, Muscatine county, Iowa, by its city council, did heretofore authorize and incur indebtedness in the sum of twenty-eight thousand five hundred dollars (\$28,500) for lawful corporate purposes, as permitted by law, and did issue warrants of said city in a like amount to evidence such indebtedness, all in the manner and form as required by law; and

WHEREAS, said indebtedness was incurred for proper corporate purposes and the city of Muscatine is enjoying the use and benefit thereof and the purposes for which said indebtedness was incurred 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 17, 1921, a resolution entitled, "Resolution to provide for the issuance of \$28,500 funding bonds", was adopted for the purpose of funding the indebtedness represented by the aforesaid warrants; and

WHEREAS, doubts have arisen concerning the legality or validity of the aforesaid warrants or a portion thereof on the ground that the indebtedness which said warrants evidence or a portion thereof was contracted in excess of the statutory limitation on indebtedness; and

WHEREAS, doubts have arisen concerning the legality of the aforesaid warrants because the expenditures or a portion thereof, evidenced thereby, were contracted in excess of the appropriations theretofore made for the funds against which said warrants were drawn; and

WHEREAS, doubts have arisen concerning the legality or validity of aforesaid warrants or a portion thereof on the ground that the aforesaid expenditures or a portion thereof were contracted in excess of said city's authorized annual revenues; and

WHEREAS, doubts have arisen concerning the legality or validity of the aforesaid warrants or a portion thereof on the ground that the aforesaid expenditures or a portion thereof were contracted in excess of said city's annual revenue actually levied; and

WHEREAS, doubts have arisen concerning the legality or validity of the aforesaid warrants or a portion thereof on the ground that the aforesaid expenditures or a portion thereof were not provided for in said city's annual appropriations; and

WHEREAS, it is deemed advisable to put said doubts and all other doubts which may arise concerning the legality or validity of the aforesaid warrants forever at rest; 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 Mus-

2 catine in making expenditures for said city, issuing warrants therefor
 3 in the sum of twenty-eight thousand five hundred dollars (\$28,500)
 4 as aforesaid, and authorizing and directing the issuance and sale of
 5 negotiable bonds in the sum of twenty-eight thousand five hundred
 6 dollars (\$28,500) for the purpose of funding the aforesaid warrants,
 7 be and the same are hereby legalized and validated.

1 SEC. 2. That the aforesaid warrants of the city of Muscatine,
 2 Iowa, in the aggregate sum of twenty-eight thousand five hundred
 3 dollars (\$28,500), be and the same are hereby legalized and declared
 4 to be valid, legal and subsisting obligations of said city.

1 SEC. 3. That the funding bonds of the city of Muscatine, Iowa,
 2 in the aggregate sum of twenty-eight thousand five hundred dollars
 3 (\$28,500) authorized and directed to be issued and sold by said res-
 4 olution for the purpose of funding the aforesaid warrants, be and
 5 the same are hereby legalized and when sold as by law provided, shall
 6 be the valid, legal and subsisting obligations of the city of Musca-
 7 tine, 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 Register, a newspaper published in the city of Des Moines, Iowa, and
 4 the Muscatine Journal & News Tribune, a newspaper published in the
 5 city of Muscatine, Iowa, without expense to the state.

Approved March 22, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register
 March 23, 1921 and in the Muscatine Journal & News Tribune March 24, 1921.
 W. C. RAMSAY, *Secretary of State.*

CHAPTER 354

CITY OF NEWTON

S. F. 348.

AN ACT to legalize the proceedings and acts of the city council and the city officials of
 the city of Newton, Jasper County, Iowa, in transferring funds in the sum of \$41-
 500.00 from the electric light and power fund of said city to the waterworks fund
 of said city.

WHEREAS, the city of Newton, Jasper county, Iowa, is a city of the
 second class, with a population of less than eight thousand eight hundred,
 and

WHEREAS, said city, by a duly and properly called election, has hereto-
 fore sold its municipal electric light and power plant to a private concern
 for the sum of \$41,500.00, and said city now proposes to purchase its
 electric light and power current from said private concern, and

WHEREAS, said city has heretofore had in its electric light and power
 fund the sum of \$41,500.00 which is no longer needed in said fund for
 the purposes designated by law for said fund, and