

WHEREAS, the town council of the town of Elkader, by resolution, on the 18th day of February, 1921, ordered the money in said fund transferred to the town hall fund of the town of Elkader, it being deemed necessary and advisable that said transfer be made, and there being no other manner in which such fund could be legally used; and

WHEREAS, doubts have arisen concerning the legality of the transfer of the money in the waterworks bond fund to the town hall fund, although such transfer will operate to the best interests of the town and its citizens; now therefore,

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

1 SECTION 1. That the acts of the town council of the town of  
2 Elkader, Iowa, in transferring the sum of thirteen hundred fifty-seven  
3 dollars and ninety-one cents (\$1357.91), said sum constituting a  
4 balance remaining over in the waterworks bond fund after all bonds  
5 and interest had been paid, to the town hall fund of the town of  
6 Elkader, be and the same are hereby legalized, and such transfer is  
7 hereby declared to be legal and proper in all respects.

1 SEC. 2. Nothing in this act shall affect pending litigation.

1 SEC. 3. 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 Elkader Register, a newspaper published in the town of Elkader,  
5 Iowa, without expense to the state.

Approved March 19, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register March 22, 1921, and in the Elkader Register March 24, 1921.

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

## CHAPTER 366

### TOWN OF FARMINGTON

S. F. 466.

AN ACT to legalize the issuing of certain warrants on the general fund by the town council of the incorporated town of Farmington, in Van Buren county, state of Iowa.

WHEREAS, the town of Farmington, in the county of Van Buren, state of Iowa, is a body politic incorporated under the laws of Iowa; owns and operates an electric lighting plant and system within the town.

WHEREAS, said town during the years nineteen hundred and nineteen (1919) and nineteen hundred and twenty (1920) was compelled for the proper maintenance and operation of said waterworks and electric lighting system and plant, to make certain improvements thereof by the installation of machinery and addition to its pumping station and power house.

WHEREAS, also for the purpose of operating said waterworks and electric lighting system and plant, the town was compelled to buy coal at greatly increased rates, which at the time had not been anticipated by

increased charges for water and electric light to its patrons; and also compelled to pay higher wages to its employees for the purpose of operating of said town,

WHEREAS, unless said betterments or improvements were made and increased prices paid, the town would have been compelled to close its waterworks system and electric light plant and be without the fire protection, lighting of its streets and the citizens of said town without electric lights.

WHEREAS, it was the desire of the citizens of said town and of the town council, that said electric light plant and water works system be kept in operation,

WHEREAS, for the purpose of paying for said necessary improvements and for necessary additional expense in operation of said waterworks system and electric light plant, the town by its council at different times and for such purposes, borrowed the sum of eleven thousand five hundred dollars (\$11,500.00) from various persons, citizens of the town, which said warrants were issued against the general fund of the town, and are numbered respectively as follows: 6724, 6725, 6831, 6832, 6833, 6963, 6983, 7017, 7018, 7072, 7073, 7074, 7112. Which said warrants are outstanding without available funds on the part of said town to pay the same.

WHEREAS, the money so received on said warrants was actually used by said town in the payment of said improvements and operating expenses of said waterworks system and electric light plant and the money so received from said warrants was necessary for such purposes and was in fact so used and the town received the full benefit thereof.

WHEREAS, the outstanding bonded indebtedness of the town including its bonded indebtedness on January 6th, 1921, is approximately twenty-three thousand dollars (\$23,000.00).

WHEREAS, the constitutional limit of indebtedness for such town is thirty-nine thousand dollars (\$39,000.00).

WHEREAS, it is the desire of said incorporated town and the citizens thereof that the acts and proceedings of said incorporated town and the council thereof in relation to the matters leading to the indebtedness created and incurred therefor, and the warrants issued in payment of said indebtedness be cured and legalized, therefore,

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

1 SECTION 1. That all the acts of the incorporated town of Farming-  
2 ton, county of Van Buren and state of Iowa, and of the town council  
3 of said incorporated town in relation to the improvements on its  
4 waterworks and electric lighting plant and system and the indebted-  
5 ness incurred therefor and the indebtedness incurred for the opera-  
6 tion and maintenance of its said waterworks system and electric  
7 light plant and relating to the issuance of the warrants of said town  
8 for the purpose of borrowing money for the purpose of paying for  
9 said improvements and their operation; and the outstanding war-  
10 rants of said town numbered respectively as follows: 6724, 6725,  
11 6831, 6832, 6833, 6963, 6983, 7017, 7018, 7072, 7073, 7074, 7112, are  
12 hereby legalized as a valid and binding indebtedness of said town with  
13 the same force and effect as if the same had been legal and valid at

14 the time of the incurring of the said indebtedness and issuing of said  
15 warrants.

1 SEC. 2. Nothing in this act shall affect pending litigation.

1 SEC. 3. This act being deemed of immediate importance, shall take  
2 effect and be in force from and after its publication in the Iowa Forum  
3 a newspaper published at Des Moines, Iowa and the News-Republic-  
4 can, a newspaper published in the town of Farmington, Iowa, with-  
5 out expense to the state.

Approved February 24, A. D. 1921.

I hereby certify that the foregoing act was published in the Iowa Forum March 2, 1921, and in the News-Republican March 3, 1921.

W. C. RAMSAY, *Secretary of State*

## CHAPTER 367

### TOWN OF GUTTENBERG

H. F. 557.

AN ACT to legalize certain warrants of the town of Guttenberg, Iowa, and the issuance and sale of negotiable bonds funding said warrants.

WHEREAS, the town of Guttenberg issued warrants upon its electric light fund in the sum of six thousand two hundred ninety dollars and twenty-three cents (\$6290.23) to evidence the indebtedness incurred in making said expenditures, said warrants being numbered as follows, viz: 2037, 2091, 3022, 966, 4156, 4170, 4322, which warrants are now outstanding; and,

WHEREAS, the indebtedness of said town, including the indebtedness evidenced by said warrants, did not when said warrants were issued and does not now exceed the constitutional limitation of indebtedness of said city; and,

WHEREAS, said expenditures were all made for the purposes authorized by law, and the town of Guttenberg has been and is now enjoying the use and benefit of said expenditures, and the purpose for which said expenditures were made and the results thereof were and are well worth the sum which the said town of Guttenberg contracted should be paid therefor; and,

WHEREAS, doubts have arisen concerning the legality of the aforesaid warrants, or a portion thereof, on the grounds that the aforesaid expenditures, or a portion thereof, were contracted in excess of the town's authorized annual revenue; and,

WHEREAS, doubts have arisen concerning the legality of the aforesaid warrants, or a portion thereof, on the grounds that the aforesaid expenditures, or a portion thereof, were not provided for in the town's annual appropriation; and,

WHEREAS, doubts have arisen concerning the legality of the aforesaid warrants, or a portion thereof, on the ground that the indebtedness