

## CHAPTER 372

## TOWN OF POMEROY

H. F. 758.

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

WHEREAS, the town of Pomeroy, Calhoun county, Iowa, by its town council, did heretofore authorize and incur expenditures in the sum of sixteen thousand dollars (\$16,000.00) for corporate purposes, as permitted by law, and did issue warrants of said city in like amount to evidence such indebtedness; and

WHEREAS, said expenditures were made for proper corporate purposes and the town of Pomeroy is enjoying the use and benefit thereof and the purpose for which said expenditures were made was and is well worth the sum which said town contracted should be paid therefor; and

WHEREAS, the town council of said town of Pomeroy has adopted a resolution authorizing the issue of sixteen thousand dollars (\$16,000.00) of funding bonds designated "Funding bonds of 1921", for the purpose of funding the indebtedness represented by the aforesaid warrants; and

WHEREAS, the total indebtedness of said town, at the time said warrants were issued did not, and does not at this time, including said warrants, exceed the constitutional limitation on indebtedness; and

WHEREAS, doubts have arisen concerning the legality of the aforesaid warrants on the ground that the expenditures, or a portion thereof, evidenced thereby, were contracted in excess of the town's authorized annual revenue; said expenditures were not provided for in the town's annual appropriation; said expenditures were in excess of the statutory limitation on indebtedness; 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 Pom-  
2 eroy in making expenditures for said town, issuing warrants therefor  
3 in the sum of sixteen thousand dollars (\$16,000.00) as aforesaid, and  
4 authorizing and directing the issuance and sale of negotiable bonds in  
5 the amount of sixteen thousand dollars (\$16,000.00) for the purpose  
6 of funding the aforesaid warrants, be and the same are hereby legal-  
7 ized and validated.

1 SEC. 2. That the aforesaid warrants of the town of Pomeroy,  
2 Iowa, in the aggregate amount of sixteen thousand dollars (\$16,-  
3 000.00) be and the same are hereby legalized and declared to be  
4 valid, legal and subsisting obligations of said town.

1 SEC. 3. That the funding bonds of the town of Pomeroy, Iowa, in  
2 the aggregate amount of sixteen thousand dollars (\$16,000.00), thus  
3 authorized and directed to be issued and sold, and designated "Fund-  
4 ing bonds of 1921" for the purpose of funding the aforesaid warrants,  
5 be and the same are hereby legalized; and declared to be valid, legal  
6 and subsisting obligations of the town of Pomeroy, Iowa, the same  
7 as though the law had in all respects been complied with.

1 SEC. 4. Nothing in this act shall affect any 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 and The Des Moines Register, newspapers published at Des  
4 Moines, Iowa, and of general circulation in the state of Iowa, without  
5 expense to the state.

Approved March 29, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Capital and the Des Moines Register March 30, 1921.

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

## CHAPTER 373

### TOWN OF SHELBY

S. F. 478.

AN ACT to legalize certain warrants and the issuance and sale of certain negotiable bonds for various purposes for the town of Shelby, Shelby county, Iowa.

WHEREAS, the town of Shelby in the county of Shelby, and state of Iowa, did heretofore issue its warrants for various purposes including street improvements and sewer and for deficiencies in assessments made against certain lots within its corporate limits to pay for the costs of street improvements and sewers, and

WHEREAS, the said town by its council issued warrants aggregating the sum of seven thousand one hundred forty dollars and forty cents (\$7,140.40), for the purposes hereinbefore set forth and which warrants are numbered from four hundred sixty-one (461) to five hundred sixteen (516), inclusive, and

WHEREAS, the said town by its council issued and sold certain bonds for waterworks purposes, the proceeds of which were used for the extension and improvement of the waterworks in said town, and

WHEREAS, the said town by its council did issue funding bonds for the purpose of funding certain outstanding indebtedness, which warrants and indebtedness were issued and incurred for a legal indebtedness of the city, and

WHEREAS, the amount of the said funding bonds issued for the purpose as above stated by said town is in the sum of ninety-six hundred (\$9,600) dollars, and

WHEREAS, the said town by its council did issue bonds called sewer disposal bonds for the purpose of paying for the expenditures made for a sewer disposal plant for said city, and did issue and sell certain improvement bonds for the purpose of improvements including sewers in the town of Shelby, and

WHEREAS, the said bonds so issued by said town and sold were in equal amounts of forty-three hundred dollars (\$4,300), for each class or a total of eighty-six hundred dollars (\$8,600), for said sewer disposal and improvement bonds, and