

4 Record, a weekly newspaper published at Jewell Junction, Iowa,
5 without expense to the state.

Approved March 30, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register April 1, 1921, and in the Jewell Record April 7, 1921.

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

CHAPTER 396

CONSOLIDATED INDEPENDENT SCHOOL DISTRICT OF SUTHERLAND

H. F. 338.

AN ACT to legalize the formation and establishment of the consolidated independent school district of Sutherland, O'Brien county, Iowa, at the official election held for that purpose on November 15, 1919, and to legalize the organization of said district and to ratify, confirm and legalize the action of the electors of said district at the official election held therein on March 12, 1920, authorizing the issuance of bonds of said district in the sum of one hundred twenty thousand dollars (\$120,000) for constructing and equipping a new schoolhouse and to ratify, confirm and legalize the action of the board of directors of said district in providing for and issuing said bonds.

WHEREAS, there was on the 25th day of October, 1919, filed with the county superintendent of O'Brien county, Iowa, a petition describing the boundaries of contiguous territory containing not less than sixteen sections within one or more counties, asking for the establishment of a consolidated independent school district and signed by one third of the qualified voters residing therein, said petition being accompanied by an affidavit showing the number of qualified voters in the proposed consolidated district; and,

WHEREAS, due notice of the filing of said petition was given by the superintendent of O'Brien county, Iowa, by one publication thereof in the Sutherland Courier, being a newspaper having a general circulation within said proposed consolidated district, said notice being published not less than five days nor more than fifteen days prior to the date fixed for hearing objections in relation thereto; and,

WHEREAS, the 29th day of October, 1919, was duly fixed as the date for hearing objections to said proposed consolidation; and,

WHEREAS, no objections were filed thereto; and,

WHEREAS, the said county superintendent within five days after said date duly fixed and determined the boundary lines of said proposed consolidated district, locating the same so as to form in his judgment the best possible consolidation, having due regard also for the welfare of adjoining districts; and,

WHEREAS, no objections to such finding of the county superintendent were made; and,

WHEREAS, no appeal was taken to the county board of education from such findings; and,

WHEREAS, the said county superintendent pursuant to said petition duly called an election in the proposed consolidated district and gave due notice thereof by publication of a notice in the Sutherland Courier, a newspaper published within said proposed district, said election being fixed for the 15th day of November, 1919; and,

WHEREAS, an election was duly held pursuant to said notice and at which said election the voters residing upon the territory outside the limits of the school corporation containing the town of Sutherland, Iowa, voted separately upon the proposition to create said proposed consolidated district; and,

WHEREAS, a majority of the votes so cast in each territory were in favor of the organization of such proposed consolidated independent school corporation; and,

WHEREAS, said school corporation was duly organized including therein certain portions of Liberty township of O'Brien county, Iowa, which said Liberty township was prior to said election an independent school corporation; and,

WHEREAS, there was on the 4th day of February, 1920, filed with the president of the board of education of the consolidated independent school district of Sutherland in the county of O'Brien, state of Iowa, a petition signed by a number of the legal voters of said district in excess of twenty-five per cent of the number of those voting at the school election held in said district last prior to said date, asking that an election be called for the purpose of submitting to the voters of said district the proposition of bonding said district for the purpose of constructing and equipping a new schoolhouse.

WHEREAS, said petition did so state the purpose for which the money to be raised by the issuing of such bonds was to be used, and that the necessary schoolhouse could not be built or finished within the limit of one and one-fourth per cent of the actual value of the taxable property within said district; and,

WHEREAS, the board of directors of the consolidated independent school district of Sutherland in the county of O'Brien and state of Iowa, did by a resolution passed at a meeting of said board held on the 4th day of February, 1920, pursuant to said petition, call a special election of the electors of said consolidated independent school district to be held on the 12th day of March, 1920, for the purpose of voting upon the following proposition:

Shall the consolidated independent school district of Sutherland in the county of O'Brien, state of Iowa, issue bonds in the sum of one hundred twenty thousand dollars (\$120,000) for the purpose of constructing and equipping a new schoolhouse?

WHEREAS, notice of same election was duly published as by law required; and,

WHEREAS, said election was duly held on the 12th day of March, 1920, pursuant to said notice, and there were cast at said election two hundred eighty-five (285) votes in favor of said proposition and twenty-three (23) votes against said proposition;

WHEREAS, by resolution of the board of directors of the consolidated independent school district of Sutherland, Iowa, ordered that the negotiable coupon bonds of said district be issued in the aggregate sum of one hundred twenty thousand dollars (\$120,000) for the purpose aforesaid; and,

WHEREAS, said bonds have been duly issued and executed in pursuance of the aforesaid resolution and the adoption of the aforesaid proposition at the aforesaid meeting; and,

WHEREAS, doubts have arisen as to the legality of the organization of said independent school district of Sutherland, O'Brien county, Iowa, and as to the legality of the issuance of said bonds; and,

WHEREAS, a large majority of the voters of said district voted in favor of the formation thereof, and also in favor of the issuance of said bonds; now, therefore,

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

1 SECTION 1. That the action of the county superintendent of O'Brien
2 county, Iowa, in submitting the proposition of the formation of the
3 consolidated independent school district of Sutherland, to the elec-
4 tors at the school election on the 15th day of November, 1919, and the
5 formation and establishment of the said consolidated independent
6 school district of Sutherland, be and the same are hereby legalized
7 and validated.

1 SEC. 2. That the school bonds of the consolidated independent
2 school district of Sutherland in the county of O'Brien and state of
3 Iowa in the sum of \$120,000, dated February 1, 1920, consisting of
4 120 bonds of \$1000 each, and numbered from 1 to 120, both numbers
5 included, be and the same are hereby legalized and declared valid,
6 legal and subsisting obligations of the said consolidated independent
7 school district, the same as though the law had in all respects been
8 complied with, precedent to and in the formation of said consolidated
9 independent school district, and in the issuance of said bonds.

1 SEC. 3. Nothing in this act shall affect pending litigation.

1 SEC. 4. This act being deemed of immediate importance shall be
2 in force and effect from and after the publication in the Des Moines
3 Register, a newspaper published in Des Moines, and the Sutherland
4 Courier, a newspaper published in Sutherland, Iowa, said publica-
5 tion to be without expense to the state.

Approved February 21, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register
February 22, 1921, and in the Sutherland Courier, February 24, 1921.

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