

CHAPTER 37

WATERVILLE INDEPENDENT CONSOLIDATED SCHOOL DISTRICT

H. F. 306

AN ACT to legalize certain acts of the Waterville independent consolidated school district of Allamakee county, Iowa, and of its officers and board of directors in relation to the reimbursement of Ray C. Robey, a tax payer of said district of funds expended by him for the benefit of the district whereby he saved the school district the sum of about six thousand eight hundred eighty dollars (\$6880).

WHEREAS, the Waterville independent consolidated school district of Allamakee county, Iowa, in about the year nineteen twenty (1920) established a consolidated school district and voted bonds for the purpose of constructing a school building, and

WHEREAS, it was claimed at the time that it was very difficult to sell the said bonds bearing five percent (5%) interest, and

WHEREAS, under the exigencies of the case the school board improvidently entered into a contract with a company engaged in the purchase and sale of bonds, agreeing to pay said company the sum of eight thousand five hundred eighty dollars and seventy-five cents (\$8580.75) commission for its services in making such sale of bonds aggregating eighty-five thousand dollars (\$85,000.00), and

WHEREAS, the said Ray C. Robey for himself and other tax payers of said school district instituted a suit in the district court of Allamakee county, Iowa, for the purpose of cancelling said contract, and

WHEREAS, on the trial of the issues raised in said case the court found that the said eight thousand five hundred eighty dollars and seventy-five cents (\$8580.75) was an unreasonable and exorbitant sum to pay for the services rendered by said company selling said bonds and was practically equivalent to making the bonds bear seven per cent (7%) interest per annum, and the court found that one thousand seven hundred dollars (\$1700) was fair compensation for such services, and that said school board had no authority to enter into said contract, and

WHEREAS, the said Ray C. Robey incurred expense and attorney fees for the benefit of said school district in the sum of one thousand seven hundred nineteen dollars and sixteen cents (\$1719.16) and

WHEREAS, the board of directors of said consolidated school district has, by unanimous vote of all the directors thereof entitled to vote thereon, issued a warrant on the schoolhouse fund of said district in said sum of one thousand seven hundred nineteen dollars and sixteen cents (\$1719.16) payable to the said Ray C. Robey; now, therefore,

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

1 SECTION 1. That the said act of the said board of directors of the
2 said Waterville independent consolidated school district of Allamakee
3 county, Iowa, in passing a resolution ordering the payment of the
4 said sum of one thousand seven hundred nineteen dollars and sixteen
5 cents (\$1719.16) to the said Ray C. Robey, and the act of the officers
6 in signing said warrant in paying the same be and the same is hereby

7 legalized and made as valid and effective as though the said board of
8 directors had been previously thereunto authorized by law.

1 SEC. 2. This act shall take effect and be in force from and after
2 its publication in the Waukon Democrat and the Des Moines Daily
3 News, newspapers published in the cities of Waukon and Des Moines,
4 respectively, said publication to be without expense to the state.

Approved April 26, A. D. 1924.

I hereby certify that the foregoing act was published in the Des Moines News, May 1, 1924,
and the Waukon Democrat, May 7, 1924.

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

CHAPTER 38

WAPELLO COUNTY

H. F. 324

AN ACT to legalize the transfer of funds by the board of supervisors of Wapello county,
Iowa.

WHEREAS, taxes have in years past been levied in Wapello county, Iowa,
for the purpose of creating what is known as a county insane fund out of
which charges authorized by law may be paid by the county; and

WHEREAS, there is now in said fund five thousand dollars (\$5,000.00)
which is not needed for the purpose for which said fund was raised and
there are now no prospects of this amount being needed in said fund for
the ensuing year; and

WHEREAS, the county poor fund had been so decreased by proper charges
paid therefrom that it is now inadequate and insufficient to pay all of the
charges against it and which will be chargeable against it within the next
few months; and

WHEREAS, the board of supervisors of Wapello county by resolution
authorized the transfer of five thousand dollars (\$5,000.00) from the
county insane fund to the county poor fund under the belief that they had
authority so to do, it being deemed necessary and advisable that said
transfer be made, and there being no other manner in which they deemed
said fund could be legally used; and

WHEREAS, doubts have arisen concerning the legality of said resolution
transferring said moneys from the county insane fund to the county poor
fund, although such transfer will operate to the best interests of the
county and its citizens; now, therefore,

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

1 SECTION 1. **Transfer of funds.** That the acts of the board of super-
2 visors of Wapello county, Iowa, in transferring in the year nineteen
3 hundred and twenty-four (1924) the sum of five thousand dollars
4 (\$5,000.00) from the county insane fund to the county poor fund and
5 the transfer of said fund be and the same are hereby legalized and
6 such transfer and the expenditure of any moneys on account thereof
7 for valid purposes by said county is hereby declared to be legal in the
8 same manner as if all of the acts done in relation thereto were author-
9 ized by law.