

5 ment provided for in this chapter may appeal therefrom to the district
6 court as hereinafter provided. The person appealing shall be desig-
7 nated as plaintiff and the city or town as defendant, and a written
8 notice of appeal, directed to such defendant and served upon either
9 the mayor or clerk thereof as original notices in ordinary actions are
10 served, at any time within fifteen (15) days from the date of such
11 levy and within the same time filing in the office of said city or town
12 clerk a bond for the payment of all costs which may be adjudged
13 against the plaintiff which bond shall be approved by either the mayor
14 or clerk thereof or by the clerk of the said district court, in a sum
15 amounting to at least five per cent of plaintiff's assessment appealed
16 from, but in no event less than two hundred fifty dollars, shall be
17 sufficient to give the district court jurisdiction of said appeal and the
18 subject matter thereof; provided further, however, that such plain-
19 tiff shall, on or before the first day of the next term of said district
20 court after said notice of appeal is served, file in the office of the
21 clerk of such district court a petition stating as briefly as may be
22 the grounds of complaint. Upon such appeal, all questions touching
23 the validity of such assessments or amount thereof and not waived
24 under the provisions of this chapter shall be heard and determined.
25 The appeal shall be tried as an equitable action and the court may
26 make such assessment as should have been made or direct the making
27 of such assessment by the city or town council. The costs of the
28 appeal shall be taxed as in other actions.

1 **SEC. 2. Publication clause.** This act being deemed of immediate
2 importance shall take effect and be in force from and after the date
3 of its publication in the Des Moines Register and the Des Moines
4 Capital, both newspapers published in Des Moines, Iowa.

Approved April 19, A. D. 1923.

I hereby certify that the foregoing act was published in the Des Moines Register
April 25, 1923, and the Des Moines Capital April 27, 1923.

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

CHAPTER 126

HIGHWAYS

S. F. 308

AN ACT to amend section one (1) of chapter two hundred thirty (230) of the acts
of the thirty-ninth general assembly, (C. C. Sup. Sec. 3922-a1), relating to the pay-
ment of cost of paving extensions of primary roads within cities and to extend the
provisions thereof to include other cities.

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

1 **SECTION 1. City paving—primary road fund.** That section one (1)
2 of chapter two hundred thirty (230) of the acts of the thirty-ninth
3 general assembly, (C. C. sup. sec. 3922-a1), be and the same is hereby
4 amended by inserting after the "comma" (,) following the word

5 "city" in line one thereof the following: "including cities under spe-
6 cial charter".

1 **SEC. 2. Publication clause.** This act being deemed of immediate
2 importance shall be in full force and effect from and after its publi-
3 cation in the Des Moines Register and the Des Moines Capital, news-
4 papers published at Des Moines, Iowa.

Approved March 29, A. D. 1923.

I hereby certify that the foregoing act was published in the Des Moines Capital
March 31, 1923, and the Des Moines Register April 1, 1923.

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

CHAPTER 127

HIGHWAYS

H. F. 533

AN ACT to amend section two (2), chapter two hundred thirty (230), acts of the thirty-
ninth general assembly (S. C. C. 3922-a2), relating to paving extension of primary
roads within cities.

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

1 **SECTION 1. Width of paving.** That section two (2), chapter two
2 hundred thirty (230), acts of the thirty-ninth general assembly be
3 and the same is hereby amended by striking out of lines seven (7)
4 and eight (8) after the comma following the word "proposed" in line
5 seven (7) the following: "not exceeding eighteen feet in width,".

1 **SEC. 2. Publication clause.** This act being deemed of immediate
2 importance shall take effect and be in full force from and after its
3 publication in the Des Moines Register and Des Moines Capital, news-
4 papers published in Des Moines, Iowa.

Approved April 18, A. D. 1923.

I hereby certify that the foregoing act was published in the Des Moines Register
April 21, 1923, and the Des Moines Capital April 21, 1923.

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