

## CHAPTER 254

## HIGHLAND MUTUAL TELEPHONE ASSOCIATION

## S. F. 270

AN ACT to legalize the corporate acts and proceedings of the Highland Mutual Telephone Association of Highland Center, Iowa, and to provide for the renewal and extension of the period of corporate existence of said Highland Mutual Telephone Association.

WHEREAS, the period of corporate existence of the Highland Mutual Telephone Association organized under the laws of the state of Iowa, with its principal place of business at Highland Center, Wapello county, Iowa, expired on January first, 1928, and through inadvertence the same was not renewed within the period prescribed by statute; and

WHEREAS, the said Highland Mutual Telephone Association continued thereafter to conduct its business and affairs as a corporation; and

WHEREAS, on the ninth day of February, 1933, at a special meeting of the members and stockholders of said association, called for that purpose, it was unanimously voted to renew the corporate period of said association for a period of twenty years from the date of its expiration, and said stockholders adopted certain renewal, amended and substituted articles of incorporation and authorized and directed the board of directors to sign, acknowledge, and record said renewal, amended and substituted articles of incorporation for the purpose of continuing the business and corporate life of said company; and

WHEREAS, on the fourteenth day of February, 1933, said renewal, amended and substituted articles of incorporation were filed in the office of the secretary of state of the state of Iowa, together with a certificate of renewal executed by the president and secretary of said association; and was also filed a certificate of change to cooperative plan as provided by section 8481, code, 1931; and

WHEREAS, said association has paid to the secretary of state of the state of Iowa, the filing and recording fees provided by law; and

WHEREAS, said articles of incorporation provide that the period of corporate existence of said corporation shall expire on the first day of January, 1948, a period of twenty years from the expiration of the former corporate charter; now, therefore,

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

1 SECTION 1. All proceedings had with respect to the renewal of  
 2 Highland Mutual Telephone Association of Highland Center, Iowa, be  
 3 and the same are hereby legalized and shall have the same force and  
 4 effect as though in full compliance with the laws of the state of Iowa,  
 5 and shall be held and considered as a renewal and extension of the  
 6 period of corporate existence of said association, which expired on  
 7 January first, 1928, and that all of the corporate acts and proceedings  
 8 of said company, subsequent to January first, 1928, including the  
 9 proceedings in connection with the renewal and extension of the cor-  
 10 porate existence of said company are hereby declared to be valid and  
 11 legal the same as if they had in all respects been done in accordance  
 12 with the general laws of the state of Iowa relating to corporations.  
 13 The secretary of state of the state of Iowa is hereby authorized  
 14 and directed to issue to said association a certificate of renewal of the

15 corporate existence of said company providing that the corporate  
16 existence shall expire on the first day of January, 1948. Nothing in  
17 this act shall be deemed or construed to affect pending litigation.

Senate File No. 270. Approved April 13, 1933.

## CHAPTER 255

### TOWN OF ROWLEY. FRANCHISE TO IOWA RAILWAY AND LIGHT CORPORATION

S. F. 331

AN ACT to legalize the granting of a franchise by the town of Rowley, Iowa, and by the electors thereof to the Iowa Railway and Light Corporation to construct, reconstruct, maintain and operate an electric light and power plant and a system for transmission, distribution and use of electrical energy, including the right to build and operate a high potential electric transmission line to and through said town.

WHEREAS, on or about August 8, 1927, application was duly made to the town council of the town of Rowley, Buchanan county, Iowa, in regular meeting assembled, by the Iowa Railway and Light Corporation for the calling of an election to vote on the question of granting, for a period of twenty-five years, a franchise to said corporation for the erection and maintenance by said corporation of an electric light and power plant in the said town including the right to build and operate a high potential electric transmission line to and through said town; and

WHEREAS, the mayor and only three members of the council were present at said meeting; and

WHEREAS, at said meeting a proposed ordinance providing for said franchise was offered and introduced; and

WHEREAS, at said meeting the statutory requirement that ordinances of a general or permanent nature shall be fully read on three different days was dispensed with by the unanimous vote of the three councilmen present, which vote was less than three-fourths of the full membership of said council; and

WHEREAS, said ordinance was, at said meeting and after the aforesaid suspension, placed on passage and voted for by said three members and declared by the mayor duly passed and adopted; and

WHEREAS, said ordinance was thereupon duly signed by said mayor; and

WHEREAS, said council at said meeting ordered said ordinance submitted to the electors of said town at an election and fixed September 9, 1927, as the date of said election, and also ordered said mayor to issue his proclamation for said election; and

WHEREAS, said mayor did issue said proclamation as directed, although said proclamation did not include any part of said ordinance except the title thereof; and

WHEREAS, said proclamation was published in the time provided by law; and

WHEREAS, said election was held as so ordered and proclaimed and the question whether said ordinance should be adopted and franchise granted was submitted to the legal electors of said town, and said election resulted in 64 votes being cast in favor of said ordinance and 2 votes being cast against said ordinance; and