

CHAPTER 209

CITY OF DAVENPORT. LEGALIZING EXPENDITURES IN OPERATING AIRPORT

S. F. 379

AN ACT to legalize expenditures heretofore made by the city of Davenport, Iowa, a municipal corporation acting under special charter, on account of the care, maintenance and operations of a municipal airport.

WHEREAS, the city of Davenport did heretofore enter into a certain series of written contracts with Davenport Airways, Incorporated, bearing dates respectively August 9, 1929, April 3, 1930, and March 1, 1933, under the terms of which the city of Davenport leased of the Davenport Airways, Inc., a certain airport within the corporate limits of said city as and for a municipal airport, and under the provisions thereof bound itself to pay a certain stipulated rental, and

WHEREAS, by reason of failure of revenues to accrue to Davenport Airways, Inc., on account of depressed business conditions, which revenues were to supplement the expenditures made by the city of Davenport and thereby render the contracts so entered into possible of performance, and to adequately maintain said airport, it became necessary for the city of Davenport to make additional payments in excess of the rentals so stipulated, which payments amounted in the aggregate to the sum of thirteen thousand eight hundred thirty-six (13,836) dollars and thirty-eight (38) cents.

WHEREAS, doubts have arisen as to the legality of such payments because of their being in excess of the rentals stipulated to be paid under the provisions of the several contracts between the city of Davenport and Davenport Airways, Inc., therefore,

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That payments heretofore made by the city of Dav-
2 enport to Davenport Airways, Inc., on account of the contracts so
3 entered into or otherwise, be and the same are hereby declared to
4 have been made for a public purpose, and the same are hereby validated
5 and legalized and declared to have been properly and lawfully made,
6 anything in said contracts to the contrary notwithstanding.

1 SEC. 2. Nothing in this act shall affect pending litigation.

1 SEC. 3. This act being deemed of immediate importance shall take
2 effect and be in force from and after its publication in The Daily
3 Times, a newspaper published in the city of Davenport, Scott county,
4 Iowa, without expense to the state.

Senate File 379. Approved May 4, 1935.

I hereby certify that the foregoing act was published in the Davenport Daily Times and the Davenport Democrat, May 27, 1935, in accordance with section 55, code, 1931.

MRS. ALEX MILLER, *Secretary of State.*