

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

1 SEC. 4. This act being deemed of immediate importance shall take
2 effect and be in force from and after its publication in the Clinton
3 Daily Herald, a newspaper published at Clinton, Iowa, and in the Ox-
4 ford Junction Mirror, a newspaper published at Oxford Junction,
5 Iowa, all without expense to the state.

Approved February 10, 1939.

I hereby certify that the foregoing act was published in the Clinton Daily Herald,
February 13, 1939, and the Oxford Junction Mirror, February 16, 1939.

EARL G. MILLER, *Secretary of State.*

CHAPTER 257

FARMERS ELEVATOR AND EXCHANGE, WAPELLO, IOWA

S. F. 84

AN ACT to legalize the corporate acts and the renewal of the charter of the Farmers Elevator and Exchange, Wapello, Iowa.

WHEREAS, at the expiration of the corporate existence of The Farmers Elevator and Exchange of Wapello, Iowa, a corporation organized under the laws of Iowa, renewal articles were not adopted and filed with the secretary of state in full compliance with the statutes relating to renewals, specifically, within the time limitation prescribed for adoption and filing of such renewal; and

WHEREAS, the said corporation has now filed such renewal articles and has paid the statutory fees therefor and otherwise complied with the law, except as to the time of adopting and filing; 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 the
2 corporate existence of The Farmers Elevator and Exchange of Wapello,
3 Iowa, and all corporate acts of said corporation, its officers and direc-
4 tors, since the expiration of the corporate existence of said corporation,
5 are hereby legalized and are hereby declared of the same force and
6 effect as though the said proceedings had been adopted pursuant to
7 law and within the period prescribed by the statute, and all corporate
8 acts and proceedings of the said corporation and its officers and direc-
9 tors, including the proceedings in connection with the renewal Articles
10 of Incorporation, are hereby declared to be valid and legal.

1 SEC. 2. The secretary of state is hereby authorized and directed to
2 issue to said The Farmers Elevator and Exchange of Wapello, Iowa, a
3 certificate of renewal which shall have the same effect as though issued
4 upon proper application by said corporation.

1 SEC. 3. Nothing in this act shall be deemed or construed to affect
2 pending litigation, if any, involving said corporation.

1 SEC. 4. This act, being deemed of immediate importance, shall take
2 effect and be in force from and after its publication as provided by law

3 in the Wapello Republican, a weekly newspaper published in the town
 4 of Wapello, Iowa, and the West Liberty Index, a weekly newspaper pub-
 5 lished at West Liberty, Iowa, without expense to the state.

Approved February 20, 1939.

I hereby certify that the foregoing act was published in the Wapello Republican, March 2, 1939, and the West Liberty Index, March 2, 1939.

EARL G. MILLER, *Secretary of State.*

CHAPTER 258

WAPELLO COUNTY

S. F. 46

AN ACT to legalize the action of the county board of supervisors of Wapello county, Iowa, in making expenditures and approving claims against the secondary road maintenance fund and construction fund of said county; to make the expenditures and the approving of the claims by the board of supervisors legal, valid and binding obligations of said county; to authorize the county auditor of said county to issue anticipatory warrants in 1939 against the maintenance fund and the construction fund, and to authorize the county treasurer of said county to pay said warrants out of any funds coming into his hands in 1939 and belonging to the secondary road maintenance fund and the construction fund.

WHEREAS, the Board of Supervisors of Wapello County, Iowa, in the year 1938 incurred indebtedness for items payable from the maintenance fund and the construction fund of said county, and in 1939 allowed and authorized the payment of these claims against the maintenance and construction funds and authorized the County Auditor of said county to issue anticipatory warrants against the maintenance and construction funds of said county in payment of said claims, and

WHEREAS, said expenditures were for the purpose of maintaining roads, bridges, culverts, repairs of machinery and to carry on with the sponsor's share that the county had to pay in order to keep W. P. A. work in progress in Wapello County, Iowa, and

WHEREAS, the Board of Supervisors in 1939 authorized the county auditor to pay the expenditures incurred in 1938, and

WHEREAS, said claims so allowed were bona fide claims against said county and should be paid, and

WHEREAS, at the time of the incurring of the indebtedness there was no money in the secondary road maintenance fund and the construction fund of said county adequate to pay said indebtedness, and

WHEREAS, a question has been raised as to the right and authority of the county auditor of said county to write said warrants, and

WHEREAS, a question has been raised as to the right and authority of the county treasurer of said county to pay said claims out of funds received and paid into the secondary road maintenance fund of said county and the construction fund of said county in the year 1939, and

WHEREAS, there is no authority for the board of supervisors to incur said indebtedness or to approve said claims, nor is there any authority for