

CHAPTER 302
TOWN OF WILTON

H. F. 653

AN ACT to legalize a special election held in the town of Wilton, Wilton Junction, Iowa, on the twenty-sixth day of September, 1938, on the proposition of authorizing said town to construct and equip a new town hall and contract indebtedness and issue bonds for such purpose and levy a tax annually upon the taxable property in said town for the payment of such bonds and the interest thereon and to legalize indebtedness incurred and taxes levied pursuant thereto and the proceedings providing for the issuance and sale of said bonds and to declare bonds issued pursuant to said election to be valid and enforceable obligations of said town.

WHEREAS, it appears that a special election was held in the incorporated town of Wilton, Wilton Junction, Iowa, on the 26th day of September, 1938, at which there was submitted to the voters of said town the proposition of authorizing said town to construct and equip a new Town Hall at a cost not exceeding \$28,000 and contract indebtedness for such purpose not exceeding \$10,000 and levy a tax annually upon the taxable property in said town not exceeding one and one-quarter mills per annum for the payment of such bonds and the interest thereon; and

WHEREAS, through oversight the words and figures "and issue bonds for such purpose not exceeding \$10,000" were omitted from the form of ballot but were included in the proceedings calling said election and in the recitals in the proclamation of said election and it was generally understood that the proposition voted upon at said election included the authorization of the issuance of bonds for such purpose not exceeding \$10,000; and

WHEREAS, the returns of said election show that more than eighty-four per cent of the total votes cast on said proposition were in favor of said proposition and it appears that pursuant to said election the Town Council directed that bonds in the amount of \$8,000 and for said purpose be issued and said bonds have been sold; and

WHEREAS, doubts have arisen as to the legal sufficiency of said election, of the giving of notice thereof, of the authority to construct and equip a new Town Hall and contract indebtedness and issue bonds for such purpose and to levy a tax for the payment of such bonds and the interest thereon and as to the sufficiency of the proceedings providing for the issuance and sale of said bonds, which doubts and all others that might arise should be forever put at rest; now therefore

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

1 SECTION 1. That the special election, the notice thereof and all
2 proceedings in connection therewith held in the incorporated Town
3 of Wilton, Wilton Junction, Iowa, on the twenty-sixth day of Septem-
4 ber, 1938, and the proposition of authorizing said town to construct
5 and equip a Town Hall at a cost not exceeding \$28,000 and contract
6 indebtedness for such purpose not exceeding \$10,000 and issue bonds
7 for such purpose not exceeding \$10,000 and levy a tax annually upon
8 the taxable property in said town not exceeding one and one-quarter
9 mills per annum for the payment of such bonds and the interest there-
10 on and the proceedings of the Town Council in connection with the
11 issuance and sale of said bonds to the amount of \$8,000 are hereby
12 declared to be legally sufficient and valid notwithstanding any irregu-
13 larity, omission or defect in connection therewith and that said elec-

14 tion and proceedings shall constitute legal and sufficient authority for
 15 constructing and equipping a new Town Hall and the contracting of
 16 indebtedness and the issuance of bonds to the amount of \$8,000 for
 17 such purpose and the levying of a tax for the payment of such bonds
 18 and the interest thereon and that bonds issued pursuant to said elec-
 19 tion and proceedings are hereby declared to be valid and binding obli-
 20 gations of said town.

1 SEC. 2. This act being deemed of immediate importance shall be
 2 in full force and effect from and after its publication in the Wilton
 3 Advocate, a newspaper published in Wilton, Iowa, and in the Musca-
 4 tine Journal and News Tribune, a newspaper published in Muscatine,
 5 Iowa, all without expense to the State.

Approved April 26, 1939.

I hereby certify that the foregoing act was published in the Wilton Advocate, May 11,
 1939, and the Muscatine Journal and News Tribune, May 9, 1939.

EARL G. MILLER, *Secretary of State.*

CHAPTER 303

TOWN OF ORANGE CITY

H. F. 652

AN ACT to legalize the proceedings of the town council of the town of Orange City, Sioux county, Iowa, providing for the issuance of refunding bonds of said town in the amount of \$8,000 and the levy of taxes to pay said bonds and the interest thereon, and declaring bonds issued pursuant to said proceedings to be valid and enforceable obligations of said town.

WHEREAS, it appears that the town of Orange City, Sioux County, Iowa, heretofore issued its Disposal Plant Bonds in the amount of \$15,000 under date of November 1, 1928, of which bonds in the amount of \$8,000 were scheduled to mature subsequent to May 1, 1939; and

WHEREAS, it appears that in order to refund the existing indebtedness of said town evidenced by said outstanding Disposal Plant Bonds, the town council has taken certain proceedings authorizing the issuance of Refunding Bonds of said town in the amount of \$8,000, and providing for the levy of taxes to pay the principal thereof and the interest thereon as the same respectively mature; and

WHEREAS, doubts have arisen as to the legal sufficiency of said proceedings and as to the authority to issue said Refunding Bonds and levy taxes to pay the principal thereof and the interest thereon, which doubts and all others that might arise should be forever put at rest; now, therefore,

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

1 SECTION 1. That the proceedings of the town council of the town
 2 of Orange City, Iowa, providing for the issuance of said Refunding
 3 Bonds and the levy of taxes to pay the same are hereby declared to
 4 be legally sufficient and valid notwithstanding any irregularity, omis-
 5 sion, or defect in connection therewith, and that said proceedings shall
 6 constitute legal and sufficient authority for the issuance of said Re-
 7 funding Bonds and the levy of taxes sufficient to meet the principal