

CHAPTER 161

BOUNTY ON WOLVES

H. F. 62

AN ACT to amend section fifty-four hundred thirteen (5413), code, 1939, relating to bounty on wolves.

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

1 SECTION 1. Section fifty-four hundred thirteen (5413), Code, 1939,
2 is amended as follows: strike the word "five" from line five (5), and
3 insert in lieu thereof the word "ten". Strike the word "two" in line
4 six (6), and insert in lieu thereof the word "four".

1 Sec. 2. This act being deemed of immediate importance shall be in
2 force and effect from and after its publication in The Times-Republic-
3 can, a newspaper published in Corydon, Iowa, and The Seymour Her-
4 ald, a newspaper published in Seymour, Iowa.

Approved March 15, 1945.

I hereby certify that the foregoing act was published in The Times-Republican, Corydon, Iowa, March 22, 1945, and The Seymour Herald, Seymour, Iowa, March 22, 1945.

WAYNE M. ROPES, *Secretary of State.*

CHAPTER 162

SANITARY DISTRICTS

S. F. 291

AN ACT to create sanitary districts and to provide for sewage disposal and providing for the government, operation and financing of such districts.

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

1 SECTION 1. **Incorporation.** Whenever any area of contiguous ter-
2 ritory contains one or more incorporated cities or towns and is so
3 situated that the maintenance and operation of a plant or plants for
4 the treatment of sewage and the maintenance of one or more outlets
5 for the drainage thereof, after having been so treated by and through
6 such plant or plants, will be conducive to the public health, comfort,
7 convenience or welfare, such area may be incorporated as a sanitary
8 district in the manner set forth in this Act.

1 SEC. 2. **Petition.** Any twenty-five (25) or more qualified voters
2 resident within the limits of any proposed sanitary district may file
3 a petition in the office of the county auditor of the county in which
4 the proposed sanitary district, or the major portion thereof, is located,
5 requesting that there be submitted to the qualified voters of such
6 proposed district the question whether the territory within the bound-
7 aries of such proposed district shall be organized as a sanitary dis-
8 trict under this Act. Such petition shall be addressed to the Board
9 of supervisors of the county wherein it is filed and shall set forth:

10 (1) an intelligible description of the boundaries of the territory
11 to be embraced in such district;

12 (2) the name of such proposed sanitary district;

13 (3) that the public health, comfort, convenience or welfare will
14 be promoted by the establishment of such sanitary district;

15 (4) the signatures of the petitioners.

16 No territory shall be included within more than one sanitary dis-
17 trict organized under this Act, and if any proposed sanitary district
18 shall fail to receive a majority of votes cast at any election thereon
19 as hereinafter provided, no petition shall be filed for establishment
20 of such a sanitary district within one year from the date of such pre-
21 vious election.

1 **SEC. 3. Jurisdiction—Decisions—Records.** The Board of Super-
2 visors of the county in which the proposed sanitary district, or the
3 major portion thereof, is located shall have jurisdiction of the pro-
4 ceedings on said petition as herein provided, and the decision of a
5 majority of the members of said Board shall be necessary for adop-
6 tion. All orders of the Board made hereunder shall be spread at
7 length upon the records of the proceedings of the Board of Supervisors,
8 but need not be published under Section 5411 of the 1939 Code.

1 **SEC. 4. Date and Notice of Hearing:** It shall be the duty of the
2 Board of Supervisors to whom said petition is addressed, at its next
3 regular, special, or adjourned meeting, to set the time and place
4 when it will meet for a hearing upon said petition, and it shall direct
5 the county auditor in whose office said petition is filed to cause notice
6 to be given to all persons whom it may concern, without naming them,
7 of the pendency and prayer of said petition, by publication of a notice
8 once each week for two consecutive weeks in some newspaper of gen-
9 eral circulation published in such proposed district, the last of which
10 publications shall not be less than twenty (20) days prior to the date
11 set for the hearing of said petition, and if no such newspaper is pub-
12 lished in such proposed district, then by posting at least five (5)
13 copies of such notice in such proposed district at least twenty (20)
14 days before such hearing. Proof of giving such notice shall be made
15 by affidavit of the publisher or affidavit of the person who posted
16 said notices, and such proof shall be on file with the county auditor at
17 the time the hearing begins. Said notice of hearing shall be directed
18 to all persons it may concern, and shall state:

19 (1) that a petition has been filed with the county auditor, of the
20 county, naming it, for establishment of a proposed sanitary district,
21 and the name of such proposed district;

22 (2) an intelligible description of the boundaries of the territory
23 to be embraced in such district;

24 (3) the date, hour and the place where such petition will come on
25 for hearing before the Board of Supervisors of said named county;

26 (4) that the Board of Supervisors will fix and determine the bound-
27 aries of such proposed district as described in the petition or other-
28 wise, and for that purpose may alter and amend such petition, and at
29 the said hearing all interested persons shall have an opportunity to
30 be heard touching the location and boundaries of such proposed dis-
31 trict and to make suggestions regarding same.

1 **SEC. 5. Hearing of Petition and Order.** The Board of Supervisors
2 to whom the petition is addressed shall preside at the hearing pro-
3 vided for in the preceding section and shall continue the same in ses-
4 sion, with adjournments from day to day, if necessary, until com-
5 pleted, without being required to give any further notice thereof.
6 Proof of the residence and qualification of the petitioners as qualified
7 voters shall be made by affidavit or otherwise as the Board may direct.
8 Said Board shall have power and authority to consider the boundaries
9 of any such proposed sanitary district, whether the same shall be as
10 described in such petition or otherwise, and for that purpose may
11 alter and amend such petition and limit or change the boundaries of
12 the proposed district as stated in the petition. The boundaries of
13 any proposed district shall not be changed to incorporate therein any
14 property not included in the original petition and published notice
15 until the owner or owners of said property shall be given notice there-
16 of as on the original hearing. All persons in such proposed district
17 shall have an opportunity to be heard touching the location and bound-
18 aries of the proposed district and to make suggestions regarding
19 the same, and said Board of Supervisors, after hearing the state-
20 ments, evidence and suggestions made and offered at the hearing,
21 shall enter an order fixing and determining the limits and boundaries
22 of such proposed district and directing that an election be held for
23 the purpose of submitting to the qualified voters resident within the
24 boundaries of the proposed district the question of organization and
25 establishment of the proposed sanitary district as determined by said
26 Board of Supervisors. The order shall fix a date for the election not
27 more than sixty (60) days after the date of the order, establish vot-
28 ing precincts within the proposed district and define their boundaries
29 and specify the polling places therein as in the Board's judgment will
30 best serve the convenience of the voters, and shall appoint from resi-
31 dents of the proposed district three (3) judges and two (2) clerks of
32 election for each voting precinct established.

1 **SEC. 6. Notice of Election.** In its order for such election the Board
2 of Supervisors shall direct the county auditor with whom said petition
3 is filed to cause notice of such election to be given by posting at least
4 five (5) copies of such notice in public places in such proposed dis-
5 trict at least twenty (20) days before the date of election and by pub-
6 lication of such notice once each week for three (3) consecutive weeks
7 in some newspaper of general circulation published in such proposed
8 district, or, if no such paper is published within the proposed district,
9 then in such a newspaper published in the county in which the major
10 part of such proposed district is located, the last publication to be at
11 least twenty (20) days prior to the date of election. Such notice shall
12 state the time and place of holding the election and the hours when
13 the polls will open and close, the purpose of the election, with the
14 name of such proposed sanitary district and a description of the bound-
15 aries thereof, and shall set forth briefly the limits of each voting
16 precinct and the location of the polling places therein. Proof of post-
17 ing and publication shall be made in the manner provided in Section
18 4 of this Act and filed with the county auditor.

1 **SEC. 7. Election.** Each qualified voter resident within such pro-
2 posed sanitary district shall have the right to cast a ballot at such

3 election and no person shall vote in any precinct but that of his or
4 her residence. Ballots at such election shall be in substantially the
5 following form, to-wit:

	:		:	:
6	:	For Sanitary District	:	:
	:		:	:
7	:	Against Sanitary District	:	:
	:		:	:

8 The election shall be conducted in the manner provided by law for gen-
9 eral elections and the ballots so cast shall be issued, received, returned
10 and canvassed in the same manner and by the same officers, in the
11 county whose Board of Supervisors is vested with jurisdiction of the
12 proceedings, as is provided by law in the case of ballots cast for
13 county officers, except as herein modified. The Board of Supervisors
14 shall cause a statement of the result of such election to be spread
15 upon the records of the county auditor. If a majority of the votes
16 cast upon the question of incorporation of the proposed sanitary dis-
17 trict shall be in favor of the proposed sanitary district, such pro-
18 posed sanitary district shall thenceforth be deemed an organized
19 sanitary district under this Act and established as conducive to the
20 public health, comfort, convenience and welfare.

1 **SEC. 8. Expenses and Costs of Election.** All expenses incurred in
2 carrying out the foregoing sections of this Act, together with the costs
3 of the election therein provided for, as determined by the Board of
4 Supervisors, shall be paid by the county whose Board is vested with
5 jurisdiction of the proceedings.

1 **SEC. 9. Election of Trustees—Term of Office.** Within thirty (30)
2 days after the organization of a sanitary district under this Act, the
3 Board of Supervisors which had jurisdiction of the proceedings for
4 its establishment, together with the Board of Supervisors of any
5 other county, if any, in which any part of said district is located, shall
6 order an election to be held in the district on a date not more than
7 sixty (60) days after the date of the order for the purpose of electing
8 a Board of Trustees, consisting of three (3) members, for the govern-
9 ment, control and management of the affairs and business of such
10 sanitary district. Said Board, or Boards, shall cause notice of said
11 election to be posted and published, and shall perform all other acts
12 with reference to such election, and conduct the same, in like man-
13 ner, as nearly as may be, as provided in this Act for the election on
14 the question of establishing such district. Each trustee shall be a
15 citizen of the United States, not less than twenty-one (21) years of
16 age, and a resident within said sanitary district. Each voter at said
17 election may write in upon the ballot the names of not more than
18 three (3) persons whom he desires for Trustees and may cast not
19 more than one vote for each of said three (3) persons, and the three
20 (3) persons receiving the highest number of votes cast shall consti-
21 tute the first Board of Trustees of the district. The term of office
22 of the first Board of Trustees shall be for the period extending to the
23 second secular day of January following the next regular biennial

24 election. Three (3) Trustees to succeed the first Board of Trustees
25 shall be nominated and elected at the next primary and regular bien-
26 nial elections following establishment of the district, in the same
27 manner as provided by the primary and general election laws of this
28 state for the nomination and election for offices to be filled by the
29 voters of any subdivision of a county. Said Trustees shall be elected
30 for terms of two (2), four (4), and six (6) years respectively, and
31 their terms shall commence on the second secular day of January next
32 thereafter. At each succeeding biennial election one Trustee shall
33 be nominated and elected in the manner herein provided for a six (6)
34 year term to succeed the Trustee whose term next expires. In all
35 elections for Trustees each qualified voter resident within the district
36 may vote one vote for each office of Trustee to be filled at the election.
37 At all elections for Trustees subsequent to the election of the first
38 Board the names of all candidates for Trustees of such sanitary
39 district shall be printed on the same ballot with candidates for other
40 offices to be filled at such election. In case a regular election precinct
41 includes territory lying partly within and partly without the sanitary
42 district, it shall be the duty of the officers charged with the printing
43 and furnishing of ballots to furnish to the election judges of such
44 precinct two sets of official ballots, one set including the names of
45 candidates for Trustees of such sanitary district, and one set with-
46 out such names. All provisions of the primary and general election
47 laws of Iowa shall govern the nomination and election of Trustees
48 hereunder, so far as applicable, and except as modified hereby.
49 Vacancies in the office of Trustee of a sanitary district shall be filled
50 by the remaining members of the Board for the period extending to
51 the second secular day of January following the next biennial election,
52 when a Trustee shall be elected to fill such vacancy for the unexpired
53 term.

1 **SEC. 10. Trustee's Bond.** Each Trustee shall, before entering upon
2 the duties of his office, execute a bond payable to the district, with
3 security to be approved by the Board of Supervisors which had juris-
4 diction of the petition for establishment of the district, in such form
5 and amount as said Board of Supervisors may determine, which bond
6 shall be filed with the county auditor of said county.

1 **SEC. 11. Sanitary District to be a Body Corporate.** Each sanitary
2 district organized under this Act shall be a body corporate and poli-
3 tic, with the name and style under which it was organized, and by
4 such name and style may sue and be sued, contract and be contracted
5 with, acquire and hold real and personal property necessary for cor-
6 porate purposes, adopt a corporate seal and alter the same at pleasure,
7 and exercise all the powers conferred in this Act.

8 All Courts of this State shall take judicial notice of the existence
9 of sanitary districts organized hereunder.

1 **SEC. 12. Board of Trustees—Powers.** The Trustees elected in pur-
2 suance of the foregoing provisions of this Act shall constitute a Board
3 of Trustees for the district by which they are elected, which Board
4 of Trustees is hereby declared to be the corporate authority of such
5 sanitary district, and shall exercise all the powers and manage and
6 control all the affairs and property of such district. A majority of

7 the Board of Trustees shall constitute a quorum, but a smaller num-
 8 ber may adjourn from day to day. Said Board of Trustees shall have
 9 the right to elect a president, a clerk and a treasurer from their own
 10 number and, from without their own number, such employees as the
 11 Board may deem necessary, who shall hold their employment during
 12 the pleasure of the Board, and shall prescribe the duties and fix the
 13 compensation of all employees of said sanitary district and the amount
 14 of bond to be filed by the treasurer of the district and by any employee
 15 for whom they may require bond, provided, however, that the com-
 16 pensation of members of the Board of Trustees is hereby fixed at not
 17 to exceed five dollars (\$5.00) per day for each day the Board is actu-
 18 ally in session and five dollars (\$5.00) per day when not in session
 19 but employed on committee service, and five cents (5c) for every mile
 20 traveled in going to and from sessions of the Board and in going to
 21 and from the place of performing committee service; provided fur-
 22 ther, that members of said Board shall not receive compensation for
 23 more than sixty days of session and committee service each year.

24 Said Board of Trustees shall have full power to pass all necessary
 25 ordinances, resolutions, rules and regulations for the proper man-
 26 agement and conduct of the business of said Board of Trustees and
 27 of said corporation and for carrying into effect the objects for which
 28 such sanitary district is formed.

1 **SEC. 13. Ordinances — Publication or Posting — Time of Taking**
 2 **Effect.** All ordinances, resolutions, orders, rules and regulations adopt-
 3 ed by the board shall take effect five (5) days from and after their
 4 adoption and publication. The publication thereof shall be by one publi-
 5 cation in a newspaper published in the district or by posting copies
 6 thereof in five (5) public places within the district.

1 **SEC. 14. Proof of Ordinances, etc.** All ordinances, resolutions,
 2 orders, rules and regulations, and the date when same became effec-
 3 tive, may be proven by the certificate of the clerk, under the seal of
 4 the corporation, if one has been adopted, and when printed in book
 5 or pamphlet form and purporting to be published by the Board of
 6 Trustees such book or pamphlet shall be received as evidence of the
 7 passage and legal publication or posting thereof as of the dates men-
 8 tioned therein, in all courts and places, without further proof.

1 **SEC. 15. Personal Interest in Contracts.** No Trustee of such dis-
 2 trict shall be directly or indirectly interested in any contract, work
 3 or business of the district, or in the sale of any article the expense,
 4 price or consideration of which is paid by such district; nor in the
 5 purchase of any real estate or other property belonging to the dis-
 6 trict, or which shall be sold for taxes or assessments, or by virtue of
 7 legal process at the suit of said district; provided, that nothing herein
 8 shall be construed as prohibiting the selection of any person as Trus-
 9 tee because of his ownership of real estate in the district or because
 10 he is a taxpayer in the district.

1 **SEC. 16. Power to Provide for Sewage Disposal.** The Board of Trus-
 2 tees of any sanitary district organized under this Act shall have
 3 power to provide for the disposal of the sewage thereof, including
 4 the sewage and drainage of any city, town or village within the boun-
 5 daries of such district; to acquire, lay out, locate, establish, construct,

6 maintain and operate one or more drains, conduits, treatment plants,
7 disposal plants, pumping plants, works, ditches, channels and outlets
8 of such capacity and character as may be required for the treatment,
9 carrying off and disposal of the sewage and industrial wastes and
10 other drainage incidental thereto of such district; to lay out, estab-
11 lish, construct, maintain and operate all such adjuncts, additions,
12 auxiliary improvements and works as may be necessary or proper
13 for accomplishment of the purposes intended, and to procure supplies
14 of water for operating, diluting and flushing purposes; to maintain,
15 repair, change, enlarge and add to such facilities, improvements and
16 works as may be necessary or proper to meet the future requirements
17 for the purposes aforesaid; and, when necessary for such purposes,
18 any such facilities, improvements and works and the maintenance
19 and operation thereof may extend beyond the limits of such district,
20 and the rights and powers of said Board of Trustees in respect there-
21 to shall be the same as if located within said district, provided, no
22 taxes shall be levied upon any property outside of such district; and
23 provided further, that the district shall be liable for all damages
24 sustained beyond its limits in consequence of any work or improve-
25 ment authorized hereunder.

26 Nothing contained herein shall be construed to authorize or em-
27 power such Board of Trustees to operate a system of waterworks for
28 the purpose of furnishing water to the inhabitants of the district, or
29 to construct, maintain or operate local municipal sewerage facilities,
30 or to deprive municipalities within the district of their powers to con-
31 struct and operate sewers for local purposes within their limits.

1 **SEC. 17. Power to Acquire and Dispose of Property.** Any sanitary
2 district organized under this Act may acquire by purchase, condem-
3 nation or otherwise, any and all real and personal property, rights
4 of way and privileges, either within or without its corporate limits,
5 required for its corporate purposes. Condemnation proceedings shall
6 be conducted in the same manner, as near as may be, as provided for
7 condemnation by counties under the laws of Iowa. Said sanitary
8 districts shall have power to sell, convey or otherwise dispose of any
9 of the properties belonging to them when no longer required for their
10 purposes.

1 **SEC. 18. Taxes—Power to Levy—Tax Sales.** The Board of Trustees
2 of any sanitary district organized under this Act shall have the power
3 by ordinance to levy annually for corporate purposes a tax upon
4 property within the territorial limits of such sanitary district not
5 exceeding two (2) mills on the dollar of the adjusted taxable valua-
6 tion of the property within such district for the preceding calendar
7 year.

8 All taxes thus levied by the Board shall be certified by the clerk
9 on or before the first day of September to the county auditor of each
10 county wherein any of the property included within the territorial
11 limits of said sanitary district is located, and shall by said auditor
12 or auditors be placed upon the tax list for the current year; and the
13 county treasurer, or treasurers, of more than one county, shall col-
14 lect all taxes so levied in the same manner as other taxes, and when
15 delinquent they shall draw the same interest and penalties. All taxes

16 so levied and collected shall be paid over by the officer collecting the
17 same to the treasurer of the sanitary district.

18 Sales for delinquent taxes owing to such sanitary district shall be
19 made at the same time and in the same manner as such sales are made
20 for other taxes, and all provisions of the law of this State relating
21 to the sale of property for delinquent taxes shall be applicable, so far
22 as may be, to such sales.

1 **SEC. 19. Records and Disbursements.** The clerk of each sanitary
2 district shall keep a record of all the proceedings and actions of the
3 Trustees. The treasurer shall receive, collect, and disburse all moneys
4 belonging to the district, and no claim shall be paid or disbursement
5 made until it has been duly audited by the Board of Trustees.

1 **SEC 20. Rentals and Charges.** Any sanitary district may by ordi-
2 nance establish just and equitable rates or charges or rentals for
3 the utilities and services furnished by it to be paid to such district
4 by every person, firm or corporation whose premises are served by
5 a connection to such utilities and services directly or indirectly. Such
6 rates, charges or rentals, as near as may be in the judgment of the
7 Board of Trustees of the district, shall be equitable and in proportion
8 to the services rendered and the cost thereof, and taking into considera-
9 tion in the case of each such premises the quantity of sewage pro-
10 duced thereby and its concentration, strength and pollution qualities.
11 The Board of Trustees may change such rates, charges or rentals
12 from time to time as it may deem advisable, and by ordinance may
13 provide for the collection thereof. The Board is authorized to con-
14 tract with any municipality within the district, whereby such munic-
15 ipality may collect or assist in collecting any of such rates, charges
16 or rentals, whether in conjunction with water rentals or otherwise,
17 and any such municipality is hereby empowered to undertake such
18 collection and render such service. Such rates, charges or rentals,
19 if not paid when due, shall constitute a lien upon the property served
20 by a connection as aforesaid and shall be collected in the same manner
21 as other taxes.

22 In no case shall such rates, rentals or charges, or the funds accru-
23 ing from the collection thereof, be used to meet that part of the cost
24 of any construction within the district which has been financed by
25 special assessment against benefited properties.

1 **SEC. 21. Debt Limit—Borrowing—Bonds.** Any sanitary district
2 organized hereunder may borrow money for its corporate purposes,
3 but shall not become indebted in any manner or for any purpose to
4 an amount in the aggregate exceeding five per centum on the value
5 of the taxable property within such district, to be ascertained by
6 the last state and county tax lists previous to the incurring of such
7 indebtedness. Indebtedness within this constitutional limit, shall
8 not include the indebtedness of any other municipal corporation lo-
9 cated wholly or partly within the boundaries of such sanitary district.

10 Subject only to this debt limitation, any such sanitary district or-
11 ganized hereunder shall have and it is hereby vested with all of the
12 same powers to issue bonds, including both general obligation and
13 revenue bonds, which municipal corporations, including cities of the
14 first class and special charter cities and cities having the commission

15 form of government, now or may hereafter have under the laws of
16 this State. In the application of such laws to this Act, the words
17 used in any such laws referring to municipal corporations or to cities
18 and towns shall be held to include sanitary districts organized under
19 this Act; the words "council" or "city council" shall be held to include
20 the board of trustees of a sanitary district; the words "mayor" and
21 "clerk" shall be held to include the president and clerk of any such
22 board of trustees or sanitary district; and like construction shall be
23 given to any other words in such laws where required to permit the
24 exercise of such powers by sanitary districts.

25 Any and all bonds issued hereunder shall be signed by the president
26 of the board of trustees and attested by the clerk, with the seal of the
27 district, if any, affixed, and interest coupons attached thereto shall
28 be attested by the signature of the clerk.

1 **SEC. 22. Special Assessments.** The Board of Trustees of any sani-
2 tary district may provide for payment of all or any portion of the
3 costs and expenses of constructing, reconstructing, or extending any
4 drains, sewers or laterals, and other necessary adjuncts thereto, in-
5 cluding pumping stations, by assessing all, or any portion thereof, on
6 abutting and adjacent property according to the benefits derived there-
7 by, and for this purpose said Board may define adjacent property as
8 all that included within a designated benefited district or districts
9 to be fixed by the Board, which may be all of the property located
10 within the sanitary district or any lesser portion thereof. It shall con-
11 stitute no objection to any special assessment that the improvement for
12 which the same is levied is outside the limits of such sanitary district,
13 but no special assessment shall be made upon property situated outside
14 of such sanitary district. Special assessments shall be in proportion
15 to the special benefits conferred upon the property thereby, and not
16 in excess of such benefits, and the same shall not exceed twenty-five
17 (25) per centum of the actual value of the property at the time of
18 levy, and the last preceding assessment roll shall be taken as prima
19 facie evidence of such value.

20 Such assessments may be made to extend over a period of ten (10)
21 years, payable in as nearly equal annual installments as practicable,
22 and certificates or bonds may be issued in anticipation thereof. Pro-
23 ceedings for improvements to be made and paid for, in whole or in
24 part, by special assessments, as herein authorized shall be initiated
25 by resolution of necessity, and said resolution and the plat, schedule,
26 hearings, notices, objections, orders, assessments, levies, contracts,
27 bonds, certification of assessments, liens, payment, tax sales, and
28 appeals, and the issuance and sale of certificates, and bonds, shall
29 correspond, as near as may be, to the provisions therefor contained
30 in Chapters 308 and 311 of the Code of Iowa, and all provisions of
31 said chapters shall govern such proceedings, to the extent applicable,
32 except as modified hereby. A majority vote of the Board of Trustees
33 shall be requisite and sufficient for any action required by the Board
34 under the provisions of this section.

1 **SEC. 23.** Any person aggrieved by any proceeding had by the
2 board of supervisors or by the board of trustees as herein provided
3 in relation to any matter involving his rights not included under the
4 provisions of Section twenty-two (22) of this act may appeal to the

5 district court of the county in which the proceedings were had. Such
6 appeals shall be governed in all respects as is provided by pertinent
7 sections under Chapter 353, Code, 1939.

Approved April 12, 1945.

CHAPTER 163

ABANDONED TOWNS

S. F. 71

AN ACT to amend chapter two hundred eighty-six (286), code, 1939, relating to discontinuance of municipal corporations.

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

1 SECTION 1. Amend chapter two hundred eighty-six (286), code,
2 1939, by adding thereto as section five thousand six hundred four and
3 one tenth (5604.1) the following:

4 "If any municipal corporation has for a period of six (6) years or
5 more held no municipal election, made no tax levies for such time, nor
6 carried on the functions of such corporation as required by law, it
7 shall within sixty days from the taking effect of this act cease to exist
8 as a municipal corporation and shall automatically be discontinued;
9 and the books, documents, records, papers, corporate seal, if any, shall
10 be deposited as provided for in section 5602, Code, 1939."

1 SEC. 2. This act being deemed of immediate importance shall be in
2 full force and effect from and after its publication in the Osceola
3 Tribune, a newspaper published at Osceola, Iowa, and in the Osceola
4 Sentinel, a newspaper published at Osceola, Iowa.

Approved March 30, 1945.

I hereby certify that the foregoing act was published in the Osceola Tribune, Osceola, Iowa, April 10, 1945, and the Osceola Sentinel, Osceola, Iowa, April 5, 1945.

WAYNE M. ROPES, *Secretary of State.*

CHAPTER 164

CITY ASSESSORS

H. F. 247

AN ACT to amend section five thousand six hundred sixty-nine (5669), code, 1939, relating to compensation of city assessors, in cities under the commission form of government and in cities of the first class.

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

1 SECTION 1. Section five thousand six hundred sixty-nine (5669),
2 Code, 1939, is hereby amended by striking from line eight (8) the
3 words "forty-five" and by inserting in lieu thereof the word "forty",
4 and further amend said section by inserting after the word "annum"
5 in line ten (10) the following: ", in cities of the first class having a