

CHAPTER 435

LUCAS LEGALIZING ACT

S. F. 726

AN ACT to legalize the incorporation of the town of Lucas, Lucas county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such.

WHEREAS, doubts have arisen as to the legality of the incorporation of the town of Lucas, Lucas county, Iowa, and the acts of its officers thereunder, the election of its officers, the passage and adoption of its ordinances and resolutions, the signing of the same by the proper officers, and the recording and publication thereof; NOW THEREFORE,

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

1 SECTION 1. That the incorporation of the town of Lucas, Lucas
2 county, Iowa, the election of its officers, the passage and adoption of
3 its resolutions and ordinances, the signing of the same by its proper
4 officers or the lack thereof, and all the official acts done or undertaken
5 by said council and the officers of said town, of a civil administrative
6 character authorized under the laws of the state to be done or under-
7 taken by like officers, are hereby validated, legalized, established and
8 the same are declared to be valid and binding, with the same force and
9 effect as though there had been in all respects strict compliance with
10 the law. Nothing in this Act shall in any manner affect any litigation
11 which may be pending.

1 SEC. 2. This Act, being deemed of immediate importance, shall
2 take effect and be in force from and after its publication in The
3 Monroe County News, a newspaper published in Albia, Iowa, and the
4 Chariton Herald-Patriot, a newspaper published in Chariton, Iowa,
5 without expense to the state.

Approved May 18, 1967.

I hereby certify that the foregoing Act, Senate File 726, was published in The Monroe County News, Albia, Iowa, May 29, 1967, and in the Chariton Herald-Patriot, Chariton, Iowa, May 25, 1967.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 436

PRESCOTT LEGALIZING ACT

S. F. 594

AN ACT to legalize and validate the proceedings of the town council of the town of Prescott, in Adams county, Iowa, authorizing and providing for the establishment and erection of a municipal gasworks for said town and the issuance, sale and delivery of gas revenue bonds of said town to pay the cost thereof, including the establishment of rates for gas service, and declaring the bonds issued, sold, and delivered pursuant to said proceedings to be enforceable obligations of said town.

WHEREAS, it appears from the records of the town council of the town of Prescott, in Adams county, Iowa, that at a special election held in said town on November 23, 1965 the proposition of establishing and erecting a

municipal gasworks for said town at a cost of not to exceed sixty-five thousand (65,000) dollars to be paid solely out of the net earnings of such municipal gasworks was approved by more than a majority of the total number of votes cast for and against said proposition at said election; and

WHEREAS, in reliance upon said election the town council of said town of Prescott thereafter authorized and provided for the construction of said municipal gasworks, the issuance, sale, and delivery of gas revenue bonds in the amount of sixty-five thousand (65,000) dollars to pay the cost of establishing and erecting said municipal gasworks, such bonds being payable as to both principal and interest solely out of the net earnings of such municipal gasworks, and the establishment of rates for gas service furnished customers by and through said municipal gasworks in order to provide revenues to pay said bonds and the interest thereon; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of said election and proceedings and provisions made for the construction of said municipal gasworks, the issuance, sale, and delivery of said bonds and the establishment of said rates for gas service, and it is deemed advisable to put such doubts and all others that might arise concerning same forever at rest; NOW THEREFORE,

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

1 SECTION 1. That all proceedings heretofore taken by the town
2 council of the town of Prescott, in Adams county, Iowa, preliminary
3 to and in connection with the election held in said town on November
4 23, 1965 on the proposition of establishing and erecting a municipal
5 gasworks and authorizing and providing for the construction of said
6 municipal gasworks, the issuance, sale, and delivery of gas revenue
7 bonds of said town in the amount of sixty-five thousand (65,000) dol-
8 lars to pay the cost of establishing and erecting said municipal gas-
9 works and the establishment of rates for gas service furnished by and
10 through said municipal gasworks in order to provide revenues to pay
11 said bonds and the interest thereon are hereby legalized, validated,
12 and confirmed, and said gas revenue bonds issued, sold, and delivered
13 pursuant to and in accordance with said proceedings are hereby de-
14 clared to be legal and to constitute valid and binding obligations of
15 said town payable only from such revenues, but said bonds shall not
16 be a corporate indebtedness of said town, nor shall said town be au-
17 thorized to levy ad valorem taxes to pay either principal thereof or
18 interest thereon.

1 SEC. 2. This Act being of immediate importance shall be in full
2 force and effect from and after its passage and publication in the
3 Adams County Free-Press, a newspaper published at Corning, Iowa,
4 and in the Creston News-Advertiser, a newspaper published at Cres-
5 ton, Iowa, without expense to the state.

Approved June 16, 1967.

I hereby certify that the foregoing Act, Senate File 594, was published in the Adams County Free-Press, Corning, Iowa, June 29, 1967, and in the Creston News-Advertiser, Creston, Iowa, June 21, 1967.

MELVIN D. SYNHORST, *Secretary of State.*