

WHEREAS, said hospital is now under construction but doubts have arisen on the validity of the levy for maintenance before the construction of said hospital; and

WHEREAS, the levy was merely premature and not unnecessary since said fund will be needed at once upon completion of the hospital later this year; NOW THEREFORE,

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

1 SECTION 1. The action of the county of Humboldt in levying a tax
2 for maintenance of a county hospital before completion of said hos-
3 pital is hereby legalized, except that any taxpayer who applies to the
4 Humboldt County Treasurer before December 31, 1970, may obtain a
5 refund of such tax paid by him for the year 1967.

6 The Humboldt County Treasurer shall publish once each week for
7 two weeks, in all official newspapers of the county, a conspicuous
8 notice addressed to all taxpayers, stating the millage rate to be re-
9 funded and the procedure to be followed by a taxpayer in order to
10 receive his refund. The two publications shall be made before Decem-
11 ber 1, 1970.

1 SECTION 2. The moneys received by the county of Humboldt from
2 the proceeds of the aforesaid levy and not refunded under the pro-
3 visions of Section one (1) of this Act may be used by the county
4 officers of said county in the future maintenance of said hospital.

Approved February 12, 1970.

CHAPTER 1291

JASPER COUNTY LEGALIZING ACT

H. F. 1191

AN ACT to legalize and validate the procedures followed by the Jasper county conservation board in contracting with the Cross Construction Company of Baxter, Iowa, for the construction of three toilets at the Jasper county park known as Ashton-Wildwood county park; and

WHEREAS, on May 14, 1969, the Jasper county conservation board advertised for bids to construct three toilets in the Jasper county park known as Ashton-Wildwood county park; and

WHEREAS, the Jasper county conservation board entered into a contract on May 20, 1969, with the Cross Construction Company of Baxter, Iowa, to construct three toilets in the Jasper county park known as Ashton-Wildwood county park; and

WHEREAS, the Jasper county conservation board failed to publish notice fixing a time and place for a hearing, as required by chapter 23 of the 1966 Code of Iowa, before entering into a contract for a public improvement that cost five thousand dollars (\$5,000.00) or more; and

WHEREAS, the final cost of said contract was seven thousand thirty-nine and 80/100 dollars (\$7,039.80) and doubts have arisen concerning

the legal sufficiency of the Jasper county conservation board's compliance with provisions of chapter 23 of the 1966 Code of Iowa; and it is deemed advisable and necessary to put such doubts and all others that might arise concerning the same forever at rest; NOW THEREFORE,

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

1 SECTION 1. That all acts and proceedings heretofore taken by the
2 Jasper County Conservation Board in connection with the entering into
3 of a contract with the Cross Construction Company, of Baxter, Iowa,
4 to construct three toilets at a cost of seven thousand thirty-nine and
5 80/100 dollars (\$7,039.80), at the Jasper County Park known as Ash-
6 ton-Wildwood County Park, are hereby legalized, validated and con-
7 firmed.

1 SECTION 2. This Act, being deemed of immediate importance, shall
2 be in full force and effect from and after its passage, approval and
3 publication in The Newton Daily News, a newspaper published at
4 Newton, Iowa, and The Colfax Tribune, a newspaper published at
5 Colfax, Iowa, without expense to the state.

Approved March 4, 1970.

I hereby certify that the foregoing Act, House File 1191, was published in The Newton Daily News, Newton, Iowa, March 27, 1970, and in The Colfax Tribune, Colfax, Iowa, March 26, 1970.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 1292

MARION COUNTY BRIDGE LEGALIZING ACT

H. F. 1356

AN ACT to legalize and validate the use of a bridge acquired by the Marion county board of supervisors from the Norfolk and Western Railway Company as part of the secondary road system in that county.

WHEREAS, on April 28, 1968 the Norfolk and Western Railway Company executed a bill of sale to the Marion county board of supervisors in which said railway company quitclaimed three through truss spans and pier supports constituting a bridge over the Des Moines River west of Harvey, Marion county, Iowa; and

WHEREAS, the Marion county board of supervisors acquired said bridge in good faith, believing it to be suitable for use in the secondary road system; and

WHEREAS, it has since been discovered that said bridge does not meet the requirements of section three hundred nine point seventy-four (309.74) of the Code, in that in the specific area of the bridge where each of the piers are located, the bridge is less than sixteen feet in width; and

WHEREAS, said bridge is in all other respects suitable for use in the secondary road system, and is necessary to serve the residents of the county; and