

SPECIAL AND LEGALIZING ACTS

Utility easement at Anamosa, see Ch 147

CHAPTER 253

BUCHANAN COUNTY LEGALIZING ACT

H. F. 728

AN ACT to legalize proceedings taken by the county supervisors of Buchanan county relating to the purchase of certain land.

WHEREAS, on the 1st day of April, 1974, at its regular meeting, Buchanan County Board of Supervisors adopted a Resolution to purchase for a landfill site, the hereinafter described property from Donald Kayser for \$94,000.00, and authorized and directed the Chairman of the Board of Supervisors to enter into a contract with Mr. Donald Kayser:

The South Half (S1/2) of the Northwest Quarter (NW1/4) of Section Two (2), Township Eighty-Nine (89) North, Range Nine (9) West of the 5th P.M. in Buchanan County, Iowa.

WHEREAS, a real estate contract was on July 5, 1974, entered into between Buchanan County and Donald Kayser and executed by Donald Kayser and by the Chairman of Board of Supervisors of Buchanan County, and said contract was filed for record September 18, 1974, in Book 382, Page 551, in the office of the Buchanan County, Iowa Recorder.

WHEREAS, Buchanan County was in need of a landfill site, in view of the requirement of the State that such a facility be available by July 1, 1975, and said land was purchased for a landfill site.

WHEREAS, Buchanan County did purchase said land with the funds available and without the levy of additional taxes.

WHEREAS, the purchase price of the land exceeded \$50,000.00 and said purchase was not submitted to the voters of the County pursuant to Section 345.1 of the 1973 Code of Iowa nor did the Board provide notice and hold a public hearing on the project pursuant to Section 345.1 of the 1973 Code of Iowa as amended by the Acts of the Sixty-Fifth General Assembly, 1973 Session, Chapter 136, Section 357, set forth in Section 345.1 of the 1975 Code of Iowa and doubts have arisen concerning the legal sufficiency of the Buchanan County Board of Supervisors' compliance with the provisions of Section 345.1 of the 1973 Code of Iowa and said Section as amended by the Acts of the Sixty-fifth General Assembly, 1973 Session, set forth in Section 345.1 of the 1975 Code of Iowa; and it is deemed advisable and necessary to put such doubts and all others that might arise concerning the same to 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 Buch-
 2 anan County Board of Supervisors in connection with purchasing the
 3 hereinafter described land from Donald Kayser for a landfill site are
 4 hereby legalized, validated and confirmed:

5 The South Half (S1/2) of the Northwest Quarter (NW1/4) of Section
 6 Two (2), Township Eighty-Nine (89) North, Range Nine (9) West of the
 7 5th P.M. in Buchanan County, Iowa.

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 Bulletin-Journal, a newspaper published in Independence, Iowa, and in the
 3 Independence Conservative, a newspaper published in Independence,
 4 Iowa, without expense to the State.

Approved May 15, 1975

I hereby certify that the foregoing Act, House File 728, was published in The Bulletin-Journal, Independence, Iowa, May 30, 1975, and in the Independence Conservative, Independence, Iowa, June 3, 1975.

MELVIN D. SYNHORST, *Secretary of State*

CHAPTER 254

WESTERN IOWA MUNICIPAL ELECTRIC COOPERATIVE ASSOCIATION

H. F. 741

AN ACT to legalize and validate the proceedings for the organization and operation of the western Iowa municipal electric cooperative association and declaring said cooperative association to be legally established and its acts to have been legally taken.

WHEREAS, proceedings have been heretofore taken for the organization of the Western Iowa Municipal Electric Cooperative Association under the provisions of Chapter 499 of the Code of Iowa for the purpose of obtaining electric energy and selling and distributing such electric energy to the cities of Manning, Atlantic, Onawa and Aurelia and the town of Hinton, all in Iowa, and a certificate of incorporation for said Western Iowa Municipal Electric Cooperative Association was issued by the Secretary of State of Iowa on December 4, 1973, but the city of Atlantic, Iowa, has since surrendered its membership in and voluntarily withdrawn from said Western Iowa Municipal Electric Cooperative Association; and

WHEREAS, said Western Iowa Municipal Electric Cooperative Association has entered into a wholesale power agreement, dated October 28, 1974, with Northwest Iowa Power Cooperative, a cooperative association organized and operating under Chapter 499 of the Code of Iowa, for the purpose of obtaining electric energy for sale and distribution to the members of said Western Iowa Municipal Electric Cooperative Association, the same now being the cities of Manning, Onawa and Aurelia and the town of Hinton, all in Iowa; and

WHEREAS, amendments to the articles of incorporation of said Western Iowa Municipal Electric Cooperative Association have been adopted and filed with the Secretary of State of Iowa on January 21, 1975; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings taken for the organization and operation of said Western Iowa Municipal Electric Cooperative Association and the acts heretofore taken by said Western Iowa Municipal Electric Cooperative Association, and it is deemed advisable and necessary 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 in connection
 2 with the organization and providing for the operation of the coopera-
 3 tive association now known and identified as the "Western Iowa