

ACTS AND JOINT RESOLUTIONS

PASSED AT THE

REGULAR SESSION

OF THE

Fiftieth General Assembly

OF THE

STATE OF IOWA

**EDITED BY
DWIGHT G. McCARTY
UNDER THE DIRECTION OF
SHERMAN W. NEEDHAM
SUPERINTENDENT OF PRINTING**

**Published by
THE STATE OF IOWA
Des Moines
1943**

5 and directed to issue a patent to the above-described real estate, to
6 P. P. Zerfass.

1 SEC. 3. Nothing in this Act shall be deemed or construed to affect
2 pending litigation.

1 SEC. 4. This Act being deemed of immediate importance, shall
2 take effect and be in force from and after its passage and publication
3 in the Kossuth County Advance, a newspaper published at Algona,
4 Iowa, and in the Algona Upper Des Moines, a newspaper published at
5 Algona, Iowa.

Approved March 26, 1943.

I hereby certify that the foregoing act was published in the Kossuth County Advance,
Algona, Ia., April 6, 1943, and the Algona Upper Des Moines, Algona, Ia., April 1, 1943.
WAYNE M. ROPES, *Secretary of State.*

CHAPTER 298

CITY OF BURLINGTON

H. F. 456

AN ACT to legalize proceedings of the city of Burlington, Iowa, with respect to the acquisition by said city of a municipal water works plant and system and the issuance of revenue bonds to pay for same, and providing for the creation of a board of water commissioners to manage and control the operation of such system.

WHEREAS the City Council of the City of Burlington, Iowa, did heretofore negotiate with Citizens Water Company for the acquisition of the water works plant and system furnishing water and water service in and to said City, and by proceedings heretofore taken did provide for such acquisition and for the issuance of Water Revenue Bonds of said City to the amount of two hundred twenty-eight thousand eight hundred dollars to pay part of the cost thereof, and also did provide for the creation of a board of water commissioners to manage and control the operation of such system; and

WHEREAS doubts have arisen concerning the legal sufficiency or validity of said proceedings and bonds and it is deemed advisable to put said doubts as well as any and all others at rest.

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

1 SECTION 1. That all proceedings of the City Council of the City of
2 Burlington, Iowa, with respect to the acquisition of a municipal water
3 works plant and system by said City and the issuance of revenue bonds
4 to pay for same and providing for the creation of a board of water
5 commissioners to manage and control the operation of such system,
6 are hereby declared to be legally sufficient according to their import.

1 SEC. 2. That nothing in this Act shall affect pending litigation.

1 SEC. 3. That this Act being deemed of immediate importance shall
2 take effect and be in force from and after its publication in the Daily

3 Hawk-Eye Gazette, a newspaper published in Burlington, Iowa, and
 4 in The Davis County Republican, a newspaper published in Bloom-
 5 field, Iowa, all without expense to the state.

Approved March 19th, 1943.

I hereby certify that the foregoing act was published in the Daily Hawk-Eye Gazette, Burlington, Ia., March 26, 1943, and The Davis County Republican, Bloomfield, Ia., March 30, 1943.

WAYNE M. ROPES, *Secretary of State.*

CHAPTER 299

JOINT DRAINAGE DISTRICT NO. 3 DICKINSON AND OSCEOLA COUNTIES

H. F. 488

AN ACT to legalize the proceedings of Joint Drainage District No. 3 (Dickinson and Osceola counties) for payment of an attorney's fee in the case of Elizabeth Hartz, et al., vs. Osceola county, Geo. B. Brunson, treasurer of Osceola county, individually, et al., arising out of payment of drainage bonds of said district.

WHEREAS, Elizabeth Hartz, et al., brought suit against Osceola county, Geo. B. Brunson, treasurer of Osceola county, individually, et al., on account of the payment of certain bonds of Joint Drainage District No. 3 (Dickinson and Osceola counties), and

WHEREAS, it was necessary that Geo. B. Brunson employ counsel to defend said action, and

WHEREAS, the action was successfully defended and Geo. B. Brunson paid \$425.00 attorney's fee in said action, and

WHEREAS, it was the opinion of the joint boards of supervisors that Joint Drainage District No. 3 (Dickinson and Osceola counties) should pay the attorney's fee incurred, as above mentioned, and the joint boards paid Geo. B. Brunson \$425.00 to reimburse him for said expense, and

WHEREAS, some doubt has arisen as to the legality of said payment; now, therefore,

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

1 SECTION 1. The proceedings of the joint boards of supervisors of
 2 Dickinson and Osceola counties, relative to the payment from the
 3 funds of Joint Drainage District No. 3 of \$425.00 to Geo. B. Brunson
 4 to reimburse him for legal expense incurred in the case of Elizabeth
 5 Hartz, et al., vs. Osceola county, Geo. B. Brunson, et al., are hereby
 6 legalized and declared valid.

1 SEC. 2. This act being deemed of immediate importance shall take
 2 effect from and after its publication in the Sibley Gazette-Tribune,
 3 a newspaper published at Sibley, Iowa, and the Ochevedan Arrow, a
 4 newspaper published at Ochevedan, Iowa, said publications to be
 5 without expense to the State.

Approved April 15, 1943.

I hereby certify that the foregoing act was published in the Sibley Gazette-Tribune, Sibley, Ia., May 20, 1943, and the Ochevedan Arrow, Ochevedan, Ia., May 20, 1943.

WAYNE M. ROPES, *Secretary of State.*