

Reported Recommending
 Ind. Postponed
 Passed Senate
 Failed to Pass Senate
 Passed House
 Failed to Pass House

Senate File 437

March 19, 1947.
 Passed on File.

By JUDICIARY 1.

A BILL FOR

An Act to legalize and validate the proceedings of the Board of Supervisors of Marshall County, Iowa and the election thereunder, relating to the submission to the electors of the proposition for the levying of a tax for the completion of buildings on the fair grounds in Marshalltown, Marshall County, Iowa.

WHEREAS, Marshall County, Iowa is a county having a population between thirty-five thousand (35,000) and forty thousand (40,000) as shown by the last federal census and having an incomplected structure valued at fifteen thousand dollars (\$15,000) or more, and

WHEREAS, the provisions of section one hundred seventy-four point seventeen (174.17), Code 1946, required the Board of Supervisors of a county qualifying thereunder to levy a tax of two mills upon all the taxable property of the county over a two year period only provided such levy has first been approved by the majority of the electors of said county at a general election, and

WHEREAS, the Board of Supervisors of Marshall County, Iowa, notwithstanding the provisions of said section one hundred seventy-four point seventeen (174.17), Code 1946, did submit upon proper ballots to the electors of said county at the general election on November 5, 1946, after notice thereof by publication in the official newspapers of said county for four weeks previous to said election, the first publication thereof being on September 23, 1946 and the remaining publications being weekly thereafter on the same day of the week, the following proposition:

"SHALL THE FOLLOWING TAX BE LEVIED? YES
 NO

"Shall the County of Marshall, in the State of Iowa,

levy a tax of one mill upon all the taxable property of the County, for the years 1947 and 1948 as authorized by Section 174.17 of the 1946 Code of Iowa, for the completion of buildings located on the Fair Grounds in Marshalltown, Marshall County, Iowa, such fund to be known as Fair Ground Special Construction Fund.”

and,

WHEREAS, at the general election November 5, 1946, in said county there were three thousand seven hundred and eighty-one (3781) affirmative votes and two thousand two hundred and fifty-six (2256) negative votes upon the proposition as herein designated, and

WHEREAS, doubts have arisen as to the validity of the proposition submitted to the electors of said county and as to the validity of the tax to be levied thereunder, and it is deemed advisable to put such doubts and all others that might arise 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
2 Board of Supervisors of Marshall County, Iowa in submitting
3 the proposition to the electors of said county for the levy
4 of a tax of one mill upon all taxable property of the county
5 for the years 1947 and 1948 as authorized by section one hundred
6 seventy-four point seventeen (174.17), Code 1946 for the
7 completion of buildings located on the fair grounds in
8 Marshalltown, Marshall County, Iowa be and the same are hereby
9 legalized and validated as fully and with the same force
10 and effect as though done and performed in strict compli-
11 ance with the express provision of said section, and any
12 tax levied by the same board in compliance with the
13 proposition as submitted to the electors of said county

14 shall be construed as being in conformity with the
15 provisions of said section.

1 Sec. 2. This act being deemed of immediate importance
2 shall take effect and be in force from and after its
3 publication in the Marshalltown Times-Republican, a news-
4 paper published in Marshalltown, Iowa, and in the State
5 Center Enterprise, a newspaper published in State Center,
6 Iowa. The publication herein provided for shall be without
7 cost to the State of Iowa.