

Publication. SEC. 8. This act being deemed of immediate importance shall be in force from and after its publication in the *Des Moines Leader* and the *Iowa State Register*.
Approved April 10, 1886.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 16, and the *Des Moines Leader* April 17, 1886.
FRANK D. JACKSON, *Secretary of State*.

CHAPTER 156.

RELATING TO CONTAGIOUS DISEASES IN DOMESTIC ANIMALS.

H. F. 38. AN ACT to amend Chapter 11, Title 24. of the Code, Relating to Contagious Diseases in Domestic Animals.

Be it enacted by the General Assembly of the State of Iowa:

Code, sections 4058 and 4059 repealed.

Section 1. That sections 4058, and 4059 in chapter 11 title 24 of the code be hereby repealed, and sections 2 and 3 of this act be substituted, therefor, and be known hereafter as sections 4058, and 4059 of the code.

Substitute section 4058.

SEC. 2. Be it enacted, "section 4058. Any person or persons driving any cattle into this state, or any agent, servant, or employe of any railroad or other corporation who shall carry, transport, or ship any cattle into this state, or any railroad company, or other corporation or person who shall carry, ship or deliver any cattle into this state, or the owners, controllers, lessees, or agents or employes of any stock yards, receiving into such stock yards or in any other enclosures for the detention of cattle in transit, or shipment, or re-shipment or sale, any cattle brought or shipped in any manner into this state which at the time they were either driven, brought, shipped, or transported into this state, were in such condition as to infect with or to communicate to other cattle, pleuro-pneumonia, or splenic or Texas fever, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than three hundred dollars and not more than one thousand dollars, or by both fine and imprisonment in the county jail not exceeding six months, in the discretion of the court.

Persons bringing into the State cattle infected with certain diseases deemed guilty of a misdemeanor.

Penalty.

Substitute section 4059.

SEC. 3. Be it enacted: Section 4059. Any person who shall be injured or damaged by any of the acts of the persons named in section 4058, and which are prohibited by such section, in addition to the remedy therein provided, may bring an action at law against any such persons, agents, employes or corporations mentioned therein, and recover the actual damages sustained by

Who may bring an action herein.

the person or persons so injured, and neither said criminal proceeding nor said civil action, in any stage of the same be a bar to a conviction or to a recovery in the other."

Approved April 10, 1886.

CHAPTER 157.

RELATING TO GIVING OF SURETY BONDS.

AN ACT to Facilitate the Giving of Bonds Required by Law, and Authorize the Acceptance of Fidelity Surety Companies as Sureties upon any such Bonds, and Prescribing the Rights and Liabilities of such Companies as such Sureties. H. F. 95.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Whenever any person who now or hereafter may be required or permitted by law to make, execute, and give a bond or undertaking with security conditioned for the faithful performance of any duty, or of the doing or not doing of any thing in said bond or undertaking specified, any officer who is now or shall hereafter be required to approve the sufficiency of any such bond or undertaking may, in the discretion of such officer, in lieu of the securities now required by law, upon satisfactory evidence, accept such bond or undertaking and approve the same whenever the conditions of such bond or undertaking are guaranteed by a company or corporation duly organized or incorporated within this state, under the laws thereof, or authorized by law to do business in this state, and authorized to guarantee the fidelity of persons holding positions of public or private trusts; and which company shall have an unimpaired paid up capital of not less than one hundred and fifty thousand dollars; *provided*, that nothing herein contained shall apply to bonds in criminal cases.

Persons re-
quired to give
bonds may
give same with
fidelity com-
pany as surety.

Conditions.

Exceptions.

SEC. 2. Such company may be released from its liability as such surety on any bond on the same terms and conditions, and in the same manner, as is by law prescribed for the release of individual persons as such sureties, it being the true intent and meaning of this act to enable companies created, incorporated or chartered for the purpose of insuring the fidelity of persons holding places of public or private trust, to become surety on bonds required by law, subject to all the rights and liabilities of private persons.

R-lease of
surety.

SEC. 3. Whenever suit is required to be brought on any bond given by such Company service shall be had upon any agent of such company in this State, and if there is no agent in the State, then service may be had by serving the Auditor of State; thirty days before the term of court in which the suit is sought

When suit is
brought notice
how served.