

CHAPTER 35.

LIEN OF TAXES BETWEEN VENDOR AND VENDEE.

AN ACT to amend Section 853, Chapter 1, Title 6 of the Code, relating to the lien of taxes between vendor and vendee. S. F. 190.

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

SECTION 1. That section 853, chapter 1, title 6 of the code be and the same is hereby amended by adding thereto the following: Section 853, code amended.

“And when a merchant or other person assessed with personal property only, shall sell or transfer in bulk any stock of goods or merchandise, after the taxes thereon have become payable and remaining unpaid all such unpaid taxes shall become a lien upon such personal property in the possession or under the control of such purchaser or vendee; and when any such transfer occurs after the assessment and before any such tax becomes due and can be paid, the auditor shall, upon notice being given to him, change the name as to the owner, and any such tax shall be collectible against such owner, purchaser or vendee, the same as if such personal property had been assessed in his or her name.” Taxes a lien upon personal property in hands of vendee. Auditor may change name upon tax list.

Approved April 6, 1892.

CHAPTER 36.

PROTECTION OF TRADE MARKS AND LABELS.

AN ACT to protect persons, associations and unions of workmen and others in their labels, trade marks and forms of advertising. S. F. .

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

SECTION 1. Whenever any person, association or union of workmen and others have adopted, or shall hereafter adopt, for their protection any label, trade mark, or form of advertising, it shall be unlawful for any person or corporation to counterfeit or imitate such label, trade mark or form of advertisement. Every person violating this section shall upon conviction be punished by imprisonment in the county jail for not more than thirty days, or by a fine of not less than twenty-five dollars, nor more than one hundred dollars. Trade marks or labels may be adopted. Counterfeiters and imitators punished.

SEC. 2. Every person who shall use any counterfeit or imitation of any label, trade mark or form of advertisement of any such person, union or association, knowing the same to be a Willful counterfeiting or imitating defined.

	counterfeit or imitation, shall be guilty of a misdemeanor, and shall be punished as provided in section one.
Marks filed with secretary of state.	SEC. 3. Every such person, association or union that has heretofore adopted, or shall hereafter adopt a label, trade mark or form of advertisement as aforesaid, shall file the same for record in the office of secretary of state, by leaving two copies, counterparts or fac similes thereof with the secretary of state; said secretary shall deliver to such person, association or union so filing the same a duly attested certificate of the record of the same, for which he shall receive a fee of one dollar. Such certificate of record shall in all suits and prosecutions under this act be sufficient proof of the adoption of such label, trade mark, or form of advertisement, and the right of said person, association or union to adopt the same.
Certificate as to filing.	
Fee, \$1.00.	
Proof of filing.	
Injunction.	SEC. 4. Every such person, association or union adopting a label, trade mark, or form of advertisement as aforesaid, may proceed by suit to enjoin the manufacture, use, display, or sale of any such counterfeits or imitations; and all courts having jurisdiction thereof shall grant injunctions to restrain such manufacture, use, display, or sale, and shall award the complainant in such suit, such damages, resulting from such wrongful manufacture, use, display, or sale, and a reasonable attorney's fee to be fixed by the court, as may by said court be deemed just and reasonable, and shall require the defendants to pay to such person, association or union the profits derived from such wrongful manufacture, use, display, or sale, and a reasonable attorney's fee to be fixed by the court, and said court shall also order that all such counterfeits or imitations in the possession or under the control of any defendant in such case be delivered to an officer of the court to be destroyed.
Court of jurisdiction.	
Award.	
Attorney's fees	
Imitations destroyed.	
Unauthorized display of marks.	SEC. 5. Every person who shall use or display the genuine label, trade mark, or form of advertisement of any such person, association or union, in any manner not authorized by such person, union or association, shall be deemed guilty of misdemeanor, and shall be punished as provided in section one.
Prosecutions, how commenced.	SEC. 6. In all cases where such persons, association or union is not incorporated, suits under this act may be commenced and prosecuted by any such person, officer or member of such association or union on behalf of, and for the use of such person, association or union.
Punishment for unauthorized use of marks.	SEC. 7. Any person or persons who shall in any way use the name or seal of any such person, association or union, or officer thereof, in and about the sale of goods or otherwise, not being authorized to so use the same, shall be guilty of a misdemeanor and shall be punished as provided in section one.
Conflicting acts repealed.	SEC. 8. All acts and parts of acts in conflict herewith are hereby repealed.
Publication clause.	SEC. 9. This act being deemed of immediate importance shall take effect and be in force from and after its publication

in the *Des Moines Leader* and the *Iowa State Register*, newspapers published at Des Moines, Iowa.

Approved March 26, 1892.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 5, and the *Des Moines Leader* March 31, 1892.

W. M. MCFARLAND, *Secretary of State*.

CHAPTER 37.

BOUNTY ON WOLF SCALPS.

AN ACT to repeal Sections 1487 and 1488 of the Code, and enact substitutes therefor. S. F. 112.

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

SECTION 1. Sections 1487 and 1488 of the Code are hereby repealed and the following enacted in lieu thereof, "A bounty shall be allowed on the skin of a wolf, lynx, swift or wild cat, as follows: five dollars on an adult wolf, and two dollars on a cub wolf, and one dollar on a lynx, swift or wild cat; to be paid out of the treasury of the county in which the animal was taken, upon the certified statement of the facts, together with such other evidence as the board of supervisors may demand showing the claimant to be entitled thereto. And any person who shall demand a bounty on any of the above mentioned animals killed, or taken in another state, or county or on a domesticated animal, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined not more than one hundred nor less than fifty dollars and cost, and be imprisoned in the county jail till said fine and costs are paid.

SEC. 2. The person claiming the bounty shall produce such statement, together with the whole skin of the animal to the county auditor wherein such wolf, lynx, swift, or wild cat had been taken and killed. And the auditor before whom such skins are produced shall destroy or deface the same so as to prevent their use to obtain for the second time the bounty herein provided.

Approved April 8, 1892.

Sections 1487-1488, code, repealed.

Bounties allowed on skins.

Board of supervisors may demand additional evidence.

Penalty.

Skins must be defaced or destroyed.