

in such numbers as may be necessary to supply all township and town or city officers with copies and a sufficient number to distribute to all farmers desiring the same.

Publication  
clause.

SEC. 6. This act being deemed of immediate importance shall take effect and be in force from and after publication in the Iowa State *Register* a newspaper published at Des Moines, Iowa, and in the Lyon County *Reporter*, a newspaper published at Rock Rapids, Iowa.

Approved March 23, 1894.

I hereby certify that the foregoing act was published in the Iowa State *Register*, and Lyon County *Reporter* March 29, 1894.

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

## CHAPTER 92.

H. F. 204

AN ACT to repeal Sections 6, 7, 10, 11 and 12, Chapter 165, of the Acts of the Seventeenth General Assembly, and to enact a substitute therefor; also to amend Sections 9 and 13, Chapter 165, of the Acts of the Seventeenth General Assembly, in reference to capital punishment.

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

Secs. 6, 10, 11, 12,  
ch. 165, 17 G.  
A., repealed.

SECTION 1. That sections 6, 7, 10, 11 and 12, chapter 165, of the acts of the Seventeenth General Assembly, be and the same are hereby repealed, and the following enacted in lieu thereof:

Governor and  
warden have  
power to sus-  
pend execu-  
tions.

SEC. 2. "The only officers who shall have power to reprieve or suspend the execution of a judgment of death are the governor and the warden of the penitentiary, as provided in the next section, except in cases of appeal to the supreme court, as provided in section seventeen (17) of chapter 165, of the Seventeenth General Assembly.

Cases where  
warden may  
suspend  
sentence.

SEC. 3. "Whenever the warden of the penitentiary is satisfied that there are reasonable grounds for believing that a defendant in his charge under sentence of death is insane or pregnant, he shall notify the commissioners of insanity of the county wherein the penitentiary is located, who shall be sworn by the warden well and truly to inquire into the facts as to the insanity or pregnancy of the defendant, as the case may be, and a true inquisition return.

Commissioner  
to examine  
defendant and  
render written  
report.

"The commissioners, after being sworn, shall examine the defendant and hear any evidence that may be presented, and may examine the medical attendants at the penitentiary, if deemed necessary by the commissioners to ascertain the facts, and by written inquisition, signed by the commissioners or a majority of them, shall find as to the insanity or pregnancy of the defendant.

Findings of  
the commis-  
sion.

"If the inquisition does not find the defendant insane or pregnant, the warden shall not suspend the execution; but if the inquisition does find the defendant insane or pregnant he shall suspend the execution and immediately transmit the inquisition to the governor.

SEC. 4. "A judgment of death must be executed within the walls of the penitentiary of the state, or within a yard or enclosure adjoining thereto. Judgment of death must be executed within penitentiary.

SEC. 5. "That section 9, chapter 165 of the acts of the Seventeenth General Assembly, be and the same is hereby amended by inserting immediately after the word "sheriff," in the first line, the words "of the county in which the judgment was rendered." Sheriff of county in which judgment was rendered.

SEC. 6. "That section 13, chapter 165. of the acts of the Seventeenth General Assembly, be and the same is hereby amended, by striking out the words "his county," in the fifth line of said section, and inserting the words "the state" in lieu thereof. Witnesses to be citizens of the state.

SEC. 7. All acts or parts of acts inconsistent with this act are hereby repealed. Conflicting acts repealed.

Approved April 24, 1894.

### CHAPTER 93.

AN ACT to amend section 2120 of the Code of Iowa. [*Assignment for creditors.*] H. F. 154.

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

That section 2120 of the Code of Iowa be and is hereby amended by adding to said Section the following: Sec. 2120 Code amended.

*Provided,* That in case all claims shall not have been filed within three months, as by law provided, the Court may extend the period for filing such claims, when peculiar circumstances entitle the claimant to equitable relief, not exceeding nine months; and the same extension may be granted by the court for final settlement and distribution of the estate and assets of the assignor. Where claims have not been filed in three months, time may be extended.

This act being deemed of immediate importance, shall take effect on and after its publication in the Iowa State Register and the Des Moines Leader. Publication clause.

Approved February 24th, 1894.

I hereby certify that the foregoing act was published in the Iowa State Register February 27, and the Des Moines Leader February 25, 1894.  
W. M. McFARLAND, Secretary of State.

### CHAPTER 94.

AN ACT to amend section 8735 of the Code of 1873, providing for the manner of taking depositions. H. F. 254.

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

SECTION 1. That section thirty-seven hundred and thirty-five (3735) of the Code of 1873 be and the same is hereby amended by adding thereto the following: *Provided* that when the examination is taken in shorthand, the writer shall be duly sworn to take the same correctly and truly, and to make correct extension thereof into long-hand, typewriting or print, and the extension so made and duly certified by the Sec. 8735 Code amended. When examination is taken in shorthand writer must be sworn.