

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 All acts or parts of acts inconsistent with this act are hereby repealed. Conflicting acts repealed.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

Notes to be
signed by
witness.

person before whom depositions are taken shall be received as the depositions. When depositions are taken in shorthand the notes shall be signed by the witnesses after being read over to them, and shall be filed with the extension.

Approved April 24, 1894.

CHAPTER 95.

H. F. 77. AN ACT to amend section 9072 of the Code, providing for the exemption of poultry from attachment and execution.

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

Poultry to the
value of \$50
exempt from
execution.

SECTION 1. Hereafter there shall be exempt from attachment and execution to any man who is the head of a family, and to any woman whether she is the head of a family or not, poultry to the value of fifty dollars.

Approved March 19, 1894.

CHAPTER 96.

H. F. 495. AN ACT to amend sections 2650 and 2651 of the Code of Iowa, relating to demurrers.

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

Sec. 2651 Code
amended.

SECTION 1. That section twenty-six hundred and fifty-one (2651) of the code of Iowa be, and the same is hereby amended by adding thereto the following:

Demurrer con-
sidered an
admission of
allegation.

When demur-
rer overruled.

A demurrer shall be considered as an admission of the allegations of the pleading demurred to for the purposes of demurrer, and for such purposes only; and when a demurrer shall be overruled, and the party demurring shall answer or reply, the ruling on the demurrer shall not be considered as adjudication of any question raised by the demurrer; and in such case the sufficiency of the pleading thus attacked shall be determined as if no demurrer had been filed. No pleading shall be held sufficient on account of a failure to demur thereto.

Sec. 2650 Code
amended.
Deemed waived
if no objections
are entered.

SEC. 2. That section 2650 of the code be amended by striking out the following words: If no objection is taken it shall be deemed waived.

Approved March 29, 1894.

CHAPTER 97.

H. F. 17. AN ACT to prevent and punish prize fighting.

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

Principal in a
prize fight.
Fine of \$100
to \$1,000.

Imprisonment.

SECTION 1. Whoever engages as principal in any prize fight within this State shall, upon conviction, be punished by a fine of not less than one hundred dollars (\$100), nor more than one thousand dollars (\$1,000), or by imprisonment in the penitentiary for a term of not more than one year, or by both such fine and imprisonment at the discretion of the court.