

- examination of any other witness or witnesses that may be produced and examined, the auditor shall determine that such company is guilty of a violation of any of the provisions of this act or if any officer shall fail to appear, or submit to an examination, after being duly summoned, he shall forthwith issue an order revoking the authority of such company to transact business within this state, and such company shall not thereafter be permitted to transact the business of fire insurance in this state at any time within one year from the time of such revocation.
- Auditor to determine as to violation.
- Auditor may revoke company's certificate.
- SEC. 3. Either party may appeal from any decision of the auditor made in pursuance to this act to the district court of the county wherein such decision was made, within twenty days from the time of the rendition of such decision, by serving a written notice of such appeal on the opposite party and on the auditor of state, and filing with the clerk of said court a good and sufficient bond for the payment of all costs made on appeal in case the decision shall be affirmed. On such appeal the district court shall try the case de novo as equitable causes are tried on such evidence as may be produced by either party and may reverse, modify, or affirm the decision or order of the auditor.
- Appeal from the auditor to district court.
- Appeal bond.
- Appeal to be tried by district court.
- SEC. 4. The statements and declarations made or testimony given by any such officer or agent in the investigation before the auditor or upon the hearing and trial before the district court, as provided for in sections 2 and 3 of this act, shall not be used against any person making the same in any criminal prosecution against him.
- Evidence not to be used against witness in criminal prosecution.
- Approved April 3, 1896.

CHAPTER 23.

- S. F. 276. AN ACT to prevent the issuing of policies of fire insurance upon risks situated in this state, by insurance companies, associations, partnerships, individual, or individuals, without their having complied with the insurance laws of this state.
- Be it enacted by the General Assembly of the State of Iowa:*
- SECTION 1. Any policy or contract of fire, inland or marine insurance issued upon property situated in the state of Iowa, by any company, association, partnership, individual, or individuals that has not complied with the insurance laws of the state of Iowa governing the transaction of such business and the issuing of such contracts of insurance, shall be null, void, and of no effect, and is hereby declared to be an illegal contract; *provided*, however, that nothing herein contained shall relieve any company, association, partnership, individual, or individuals from liability under contracts of insurance heretofore issued upon property situated in this state. *Provided*, further, that nothing in this act shall affect contracts made
- Contracts to insurance companies who have not complied with the state laws illegal.
- Company not relieved from former contracts.
- Not applicable to certain purely mutual companies.

by purely mutual association organized to insure lumber yard risks, packing houses, and their products exclusively.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved April 14, 1896.

CHAPTER 24.

AN ACT to repeal section 4 of chapter 151 of the acts of the 20th General Assembly relative to taxes for park purposes. S. F. 449.

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

SECTION 1. That section four (4) of chapter 151 of the acts of the 20th General Assembly be and the same is hereby repealed, and the following enacted in lieu thereof: Sec. 4, Ch. 151, acts 20 G. A. repealed.

“Said councils shall in the resolutions or during such election specify the rate of taxation proposed and the number of years the same shall be levied, and if a majority of the votes cast for and against said tax shall be in favor of such tax, said council shall levy the tax so authorized, which shall be collected and paid over to the treasurer of such city as other taxes thereof are collected, which shall be known as “Park Fund” and shall be paid on the order of the commissioners and be expended for the purposes herein provided and for no other purpose whatever.” Council may designate rate of taxation and number of years of park fund. Paid on order of commissioners.

SEC. 2. Where the question of such tax shall have been heretofore during the year 1896 submitted to vote in any city acting under special charter, and there shall have been cast in favor of the tax a majority of all the votes polled for or against the same, then, in case the other requirements of the law have been complied with, said tax is hereby declared legal and valid and its levy and collection is hereby authorized and ordered. The vote in special charter cities.

Approved April 14, 1896.

CHAPTER 25.

AN ACT to amend chapter sixty-two of the acts of the Twenty-fifth General Assembly, entitled An act to tax the traffic in intoxicating liquors and to regulate and control the same. H. F. 325.

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

SECTION 1. That section fourteen of chapter 62 of the acts of the 25th General Assembly, be and the same is hereby amended by adding the following: In any township which does not include within its limits a municipal incorporation one-half of the tax collected therein under the provisions of this act shall be paid to the One half of tax in certain liquor cases to road fund. Sec. 4, Ch. 62, acts 25 G. A. amended.