

x. l. 3.

# ACTS AND RESOLUTIONS

PASSED AT THE

REGULAR SESSION

OF THE

# Twenty-seventh General Assembly

OF THE

STATE OF IOWA.

BEGUN JANUARY 10 AND ENDED APRIL 1, 1898.

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PUBLISHED UNDER AUTHORITY OF THE STATE.

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## STATE GOVERNMENT.

List of state officers, judges of the supreme, district and superior courts, and members and officers of the general assembly, at the time of passage of laws contained in this book.

NAME.	POSITION.	COUNTY FROM WHICH ORIGINALLY CHOSEN.
Leslie M. Shaw .....	Governor .....	Crawford.
William H. Fleming .....	Private Secretary to the Governor .....	Polk.
J. C. Milliman .....	Lieutenant-Governor .....	Harrison.
G. L. Dobson .....	Secretary of State .....	Polk.
A. C. Smith .....	Deputy Secretary of State .....	Buena Vista.
C. G. McCarthy .....	Auditor of State .....	Story.
Ole O. Roe .....	Deputy Auditor of State .....	Story.
John Herriott .....	Treasurer of State .....	Guthrie.
Frank Herriott .....	Deputy Treasurer of State .....	Guthrie.
R. C. Barrett .....	Superintendent of Public Instruction .....	Mitchell.
Ira C. Kling .....	Deputy Superintendent of Public Instruct'n .....	Cerro Gordo.
Charles L. Davidson .....	} Railway Commissioners .....	Sioux.
Edward A. Dawson .....		Bremer.
George W. Perkins .....	} Sec'y Board of Railway Commissioners .....	Fremont.
W. W. Ainsworth .....		Polk.
Melvin H. Byers .....	Adjutant-General .....	Mills.
W. E. O'Brien .....	Labor Commissioner .....	Polk.
Mrs. Lana Hixon Cope .....	State Librarian .....	Marshall.
Samuel Calvin .....	State Geologist .....	Johnson.
James A. Campbell .....	} Mine Inspectors .....	Wapello.
James W. Miller .....		Mahaska.
M. G. Thomas .....		Polk.
Charles Aldrich .....	Curator Historical Department .....	Boone.
F. R. Conaway .....	State Printer .....	Poweshiek.
Lafayette Young .....	State Binder .....	Polk.
L. G. Weld .....	Superintendent Weights and Measures .....	Johnson.
J. R. Sage .....	Director Weather Service .....	Polk.
Luther A. Brewer .....	Inspector of Oils .....	Linn.
W. K. Boardman .....	Dairy Commissioner .....	Story.
George E. Delevan .....	Fish and Game Warden .....	Emmet.
James I. Gibson .....	Veterinary Surgeon .....	Crawford.
George Metzgar .....	Custodian Public Buildings .....	Scott.
James I. Gibson .....	President State Board of Health .....	Crawford.
J. F. Kennedy .....	Secretary State Board of Health .....	Polk.
John H. Pickett .....	} Commissioners of Pharmacy .....	Mahaska.
Fletcher Howard .....		O'Brien.
W. L. Leland .....		Sioux.
Charles W. Phillips .....	Secretary Commission of Pharmacy .....	Jackson.

## STATE GOVERNMENT.

## JUDICIAL DEPARTMENT.

## SUPREME COURT.

NAME.	POSITION.	COUNTY FROM WHICH CHOSEN.	POSTOFFICE ADDRESS.
Horace E. Deemer.....	Chief Justice.....	Montgomery.....	Red Oak.
Gifford S. Robinson.....	Judge.....	Woodbury.....	Sioux City.
Charles T. Granger.....	Judge.....	Allamakee.....	Waukon.
Josiah Given.....	Judge.....	Polk.....	Des Moines.
Scott M. Ladd.....	Judge.....	O'Brien.....	Sheldon.
Charles M. Waterman.....	Judge.....	Scott.....	Davenport.
Milton Remley.....	Attorney-General.....	Johnson.....	Iowa City.
C. T. Jones.....	Clerk.....	Washington.....	Des Moines.
J. E. Whelan.....	Deputy Clerk.....	Montgomery.....	Des Moines.
Benj. I. Salinger.....	Reporter.....	Carroll.....	Carroll.

## DISTRICT COURTS.

Dist.	NAME.	POSTOFFICE ADDRESS.	COUNTIES IN DISTRICT.
1	Henry Banks, Jr.....	Keokuk.....	Lee.
2	Robert Sloan.....	Keosauqua.....	Appanoose, Davis, Jefferson, Lucas, Monroe, Van Buren and Wapello.
	M. A. Roberts.....	Ottumwa.....	
	Thomas M. Fee.....	Centerville.....	Adams, Clark, Decatur, Ringgold, Taylor, Union and Wayne.
3	F. W. Eichelberger.....	Bloomfield.....	
	H. M. Towner.....	Corning.....	Cherokee, Harrison, Lyon, Monona, O'Brien, Osceola, Plymouth, Sioux and Woodbury.
4	Wm. H. Tedford.....	Corydon.....	
	Geo. W. Wakefield.....	Sioux City.....	Adair, Dallas, Guthrie, Madison, Marion and Warren.
5	F. R. Gaynor.....	Le Mars.....	
	John F. Oliver.....	Onawa.....	Jasper, Keokuk, Mahaska, Poweshiek and Washington.
6	Wm. Hutchinson.....	Orange City.....	
	A. W. Wilkinson.....	Winterset.....	Clinton, Jackson, Muscatine and Scott.
7	J. H. Applegate.....	Guthrie Center.....	
	James D. Gamble.....	Knoxville.....	Johnson and Iowa.
8	David Ryan.....	Newton.....	
	Almon R. Dewey.....	Washington.....	Polk.
9	Ben McCoy.....	Oskaloosa.....	
	William F. Brannan.....	Muscatine.....	Black Hawk, Buchanan, Delaware and Grundy.
10	P. B. Wolfe.....	Clinton.....	
	A. J. House.....	Maquoketa.....	Boone, Franklin, Hamilton, Hardin, Story, Webster and Wright.
11	Jas. W. Bollinger.....	Davenport.....	
	Martin J. Wade.....	Iowa City.....	Butler, Bremer, Cerro Gordo, Floyd, Hancock, Mitchell, Winnebago and Worth.
12	William F. Conrad.....	Des Moines.....	
	Calvin P. Holmes.....	Des Moines.....	Allamakee, Clayton, Chickasaw, Fayette, Howard and Winneshiek.
13	Thos. F. Stevenson.....	Des Moines.....	
	Charles A. Bishop.....	Des Moines.....	Buena Vista, Clay, Dickinson, Emmet, Humboldt, Kossuth, Palo Alto and Pocahontas.
14	A. S. Blair.....	Manchester.....	
	Frank C. Platt.....	Waterloo.....	Audubon, Cass, Fremont, Mills, Montgomery, Page Pottawattamie and Shelby.
15	D. R. Hindman.....	Boone.....	
	S. M. Weaver.....	Iowa Falls.....	Calhoun, Carroll, Crawford, Greene, Ida and Sac.
16	Benj. P. Birdsall.....	Clarion.....	
	John C. Sherwin.....	Mason City.....	Benton, Marshall and Tama.
17	J. F. Clyde.....	Osage.....	
	Liberty E. Fellowe.....	Lansing.....	
	A. N. Hobson.....	West Union.....	
	Lot C. Thomas.....	Storm Lake.....	
	William B. Quarton.....	Algona.....	
	A. B. Thoraeil.....	Sidney.....	
	Walter I. Smith.....	Council Bluffs.....	
	N. W. Macy.....	Harlan.....	
	W. R. Green.....	Audubon.....	
	S. M. Elwood.....	Sac City.....	
	Z. A. Church.....	Jefferson.....	
	Geo. W. Burnham.....	Vinton.....	
	Obed Caswell.....	Marshalltown.....	

## STATE GOVERNMENT.

## DISTRICT COURTS—CONTINUED.

Dist.	NAME.	POSTOFFICE ADDRESS.	COUNTIES IN DISTRICT.
18	Wm. G. Thompson.....	Marion.....	Cedar, Jones and Linn.
	H. M. Remley.....	Anamosa.....	
19	Fred O'Donnell.....	Dubuque.....	Dubuque.
	James L. Husted.....	Dubuque.....	
20	James D. Smyth.....	Burlington.....	Des Moines, Henry and Louisa.
	W. S. Withrow.....	Mt. Pleasant.....	

## SUPERIOR COURTS.

NAME.	POSTOFFICE ADDRESS.	NAME.	POSTOFFICE ADDRESS.
Thomas M. Giberson.....	Cedar Rapids.....	J. E. F. McGee.....	Council Bluffs.
Joseph C. Burke.....	Keokuk.		

## TWENTY-SEVENTH GENERAL ASSEMBLY.

### OFFICERS OF THE SENATE.

*President.*—J. C. Milliman, Logan, Harrison county.  
*Secretary.*—Geo. A. Newman, Cedar Falls, Black Hawk county.  
*First Assistant Secretary.*—C. H. Talmadge, West Union, Fayette county.  
*Second Assistant Secretary.*—S. P. Miles, Nora Springs, Floyd county.  
*Engrossing Clerk.*—C. G. Sherman, Vinton, Benton county.  
*Enrolling Clerk.*—Eva Livingston, Washington, Washington county.  
*Journal Clerk.*—G. A. Nichols, Estherville, Emmet county.  
*Journal Clerk.*—F. C. McCutchen, Holstein, Ida county.  
*Sergeant-at-Arms.*—E. C. Collins, Garner, Hancock county.  
*File Clerk.*—Chas. A. McClure, Greene, Butler county.  
*Bill Clerk.*—Clara Gillaspie, Albia, Monroe county.  
*Postmaster.*—Viola S. Cook, Carroll, Carroll county.  
*Doorkeeper.*—W. H. McFarland, Sioux City, Woodbury county.

### SENATORS.

Dist.	NAME.	P. O. ADDRESS.	COUNTIES IN DISTRICT.
26	Alexander, J. S.	Marion	Linn.
5	Allyn, G. S.	Mt. Ayr	Decatur, Ringgold, Union.
2	Bell, Thomas	Fairfield	Jefferson, Van Buren.
11	Berry, W. H.	Indianola	Clarke, Warren.
14	Blanchard, L. C.	Oskaloosa	Mahaaka.
34	Bolter, L. R.	Logan	Crawford, Harrison, Monona.
4	Byers, H. L.	Lucas	Lucas, Wayne.
28	Carney, J. L.	Marshalltown	Marshall.
3	Carroll, B. F.	Bloomfield	Appanocse, Davis.
30	Cheshire, Thos. A.	Des Moines	Polk.
39	Craig, George M.	Allison	Bremer, Butler.
15	Druet, Samuel	Marysville	Marion, Monroe.
7	Eaton, William	Sidney	Fremont, Page.
24	Ellison, F. O.	Anamosa	Cedar, Jones.
18	Emmert, J. M.	Atlantic	Cass, Shelby.
31	Ericson, C. J. A.	Boone	Boone, Story.
36	Everall, John	Farmersburg	Clayton.
50	Finch, Parley	Humboldt	Buena Vista, Humboldt, Pochahontas.
47	Funk, A. B.	Spirit Lake	Clay, Dickinson, Emmet, Kossuth, Palo Alto.
48	Garst, Warren	Coon Rapids	Carroll, Greene, Sac.
41	Gilbertson, G. S.	Forest City	Mitchell, Winnebago, Worth.
29	Gorrell, J. R.	Newton	Jasper.
43	Harriman, W. F.	Hampton	Cerro Gordo, Franklin, Hancock.
27	Healy, Thomas D.	Fort Dodge	Calhoun, Webster.
21	Hayward, W. C.	Davenport	Scott.
46	Hobart, A. C.	Cherokee	Cherokee, Ida, Plymouth.
49	Hospers, Henry	Orange City	Lyon, Osceola, Sioux, O'Brien.
17	Hotchkiss, A. C.	Adel	Audubon, Dallas, Guthrie.
23	Hurst, A.	Maquoketa	Jackson.
8	Junkin, J. M.	Red Oak	Mills, Montgomery.
16	Kilburn, L. M.	Fontanelle	Adair, Madison.
12	Lewis, W. R.	Montezuma	Poweshiek, Keokuk.
32	Lothrop, J. S.	Sioux City	Woodbury.
42	Lyons, D. A.	Cresco	Howard, Winneshiek.
9	McArthur, Wm. C.	Burlington	Des Moines.
13	McIntire, W. A.	Ottumwa	Wapello.
35	Malloy, Francis E.	Dubuque	Dubuque.
6	Mitchell, W. O.	Corning	Adams, Taylor.
38	Mullan, Charles W.	Waterloo	Black Hawk, Grundy.
10	Palmer, D. J.	Washington	Henry, Washington.
45	Penrose, E. G.	Tama	Benton, Tama.
44	Perrin, W. B.	Nashua	Chickasaw, Floyd.
19	Pusey, N. M.	Council Bluffs	Pottawattamie.
25	Ranck, C. S.	Iowa City	Iowa, Johnson.
20	Titus, G. M.	Muscatine	Muscatine, Louisa.
40	Trewin, J. H.	Lansing	Allamakee, Fayette.
37	Wallace, J.	Eldora	Hamilton, Hardin, Wright.
22	Wilson, J. L.	Almont	Clinton.
1	Young, D. A.	Argyle	Lee.
33	Young, D. H.	Manchester	Buchanan, Delaware.

## STATE GOVERNMENT.

## OFFICERS OF THE HOUSE.

*Speaker.*—J. H. Funk, Iowa Falls, Hardin county.  
*Speaker pro tem.*—W. G. Ladd, Clarksville, Butler county.  
*Chief Clerk.*—James D. Rowen, Des Moines, Polk county.  
*First Assistant Clerk.*—C. R. Benedict, Shelby, Shelby county.  
*Second Assistant Clerk.*—C. R. Graves, Riceville, Mitchell county.  
*Engrossing Clerk.*—Mrs. Mollie Heist, Eldon, Wapello county.  
*Enrolling Clerk.*—Minnie Nebergall, Hull, Sioux county.  
*Assistant Postmistress.*—E. Claire Wemple, Garden Grove, Decatur county.  
*Sergeant-at-Arms.*—C. C. Bigbee, Marengo, Iowa county.  
*Journal Clerk.*—H. C. Lounsberry, Marshalltown, Marshall county.  
*Assistant Journal Clerk.*—Ed. K. Winne, Humboldt, Humboldt county.  
*Bill Clerk.*—H. L. Frush, Fairfield, Jefferson county.  
*File Clerk.*—E. P. Armstrong, Winterset, Madison county.  
*Speaker's Clerk.*—Frank E. Foster, Iowa Falls, Hardin county.  
*Doorkeeper.*—Jas. A. Gilmore, Stuart, Guthrie county.

## HOUSE OF REPRESENTATIVES.

Dist.	NAME.	P. O. ADDRESS.	COUNTIES IN DISTRICT.
23	Alberson, A. N.	Washington	Washington.
80	Anderson, G. M.	Inwood	Lyon, O'Brien.
82	Anderson, Edwin	Ruthven	Clay, Palo Alto.
17	Arnold, Robert B.	Foster	Monroe.
79	Bailey, C. F.	Ireton	Sioux.
30	Baker, M. N.	Anita	Cass.
58	Barrett, James	Sioux City	Woodbury.
59	Beal, L. W.	Cherokee	Cherokee.
85	Bird, John W.	Rockford	Cerro Gordo.
62	Blake, F. J.	Fort Dodge	Webster.
56	Blume, Theodore	Denison	Crawford.
87	Bowen, D. H.	Waukon	Allamakee.
33	Boyd, J. R.	Defiance	Shelby.
19	Brighton, Henry E.	Fairfield	Jefferson.
2	Bull, C. E.	Milton	Van Buren.
37	Carr, George H.	Des Moines	Polk.
75	Christie, Jr., John	Gainer	Hancock, Wright.
13	Clark, James M.	Prescott	Adams.
63	Clark, R. G.	Webster City	Hamilton.
51	Classen, J. B.	Green Mountain	Marshall.
70	Conley, P. W.	Elkport	Clayton.
12	Cook, R. E.	Red Oak	Montgomery.
10	Davis, W. T.	Hamburg	Fremont.
43	Dempster, John E.	Donahue	Scott.
76	DeWolf, M. E.	Laurens	Pocahontas, Humboldt.
18	Dickins, Geo. W.	Hedrick	Wapello.
3	Downing, S. B.	Bloomfield	Davis.
48	Dows, W. G.	Cedar Rapids	Linn.
90	Eaton, Willard L.	Osage	Mitchell.
41	Edwards, J. A.	Iowa City	Johnson.
65	Emmett, Thomas	Reinbeck	Grundy.
83	Farley, J. M.	Whittemore	Kossuth.
9	Frink, O. H.	Bingham	Page.
64	Funk, J. H.	Iowa Falls	Hardin.
78	Gibson, F. S.	Le Mars	Plymouth.
14	Gibson, John	Creston	Union.
42	Giesler, J. L.	Wilton Junction	Muscatine.
53	Good, J. L.	Boxholm	Boone.
45	Hansmann, Anton	De Witt	Clinton.
91	Hanson, W. O.	Forest City	Winnebago, Worth.
49	Harbert, D. K.	Shellsburg	Benton.
57	Hathaway, J. M.	Onawa	Ida, Monona.
66	Hauger, W. E.	Ia Porte City	Black Hawk.
1	Hazen, J. B.	West Point	Lee.
5	Hinkle, George W.	Harvard	Wayne.
35	Hinkson, F. O.	Stuart	Guthrie.
40	Hughes, Jr., John	Williamsburg	Iowa.
21	Hunt, W. B.	Burlington	Des Moines.
50	Jackson, A. E.	Tama	Tama.

## STATE GOVERNMENT.

## HOUSE OF REPRESENTATIVES—CONTINUED.

Dist.	NAME.	P. O. ADDRESS.	COUNTIES IN DISTRICT.
21	Jaeger, Louis M.	Burlington	Des Moines.
55	Jay, John T.	Manning	Carroll.
74	Johnston, C. F.	Sheffield	Franklin.
20	Jones W. F.	Denova	Henry.
34	Kelly, T. L.	Brayton	Audubon.
88	Klemme, Wm. H.	Ridgeway	Winneshiek.
86	Kreiger, J. W.	New Hampton	Chickasaw.
73	Ladd, W. G.	Clarksville	Butler.
46	Lambert, Thomas	Sabula	Jackson.
61	Lavender, J. F.	Rockwell City	Calhoun.
22	Letts, Hilton M.	Columbus Junction	Louisa.
29	Madden, K. R.	Bridgewater	Adair.
26	McCully, H. M.	Pella	Marion.
67	McCurdy, T. E.	Hazelton	Buchanan.
45	McGinn, F. P.	Clinton	Clinton.
68	Merriam, Frank F.	Hopkinton	Delaware.
71	Miller, Christian	Elgin	Fayette.
77	Miller, D. C.	Newell	Buena Vista.
44	Miller, Thomas B.	Stanwood	Cedar.
27	Miller, John H.	Palmyra	Warren.
43	Nabstedt, Jacob	Davenport	Scott.
48	Neitert, Henry J.	Walker	Linn.
69	Noian, Thomas F.	Ballyclough	Dubuque.
15	Nowers, A. A.	Osceola	Clarke.
89	Overfield, E. E.	Elma	Howard.
11	Parker, John	Silver City	Mills.
16	Penick, J. A.	Chariton	Lucas.
36	Perrott, E. G.	Perry	Dallas.
4	Porter, Claude R.	Centerville	Appanoose.
31	Potter, L. F.	Oakland	Pottawattamie.
72	Potter, A. M.	Waverly	Bremer.
1	Power, J. T. P.	Keokuk	Lee.
38	Powers, S. B.	Kellogg	Jasper.
7	Prentiss, P. L.	Delphos	Ringgold.
31	Putnam, G. M.	Carson	Pottawattamie.
39	Ray, W. G.	Grinnell	Poweshiek.
25	Reynolds, J. W.	Beacon	Mahaska.
58	Santee, I. B.	Danbury	Woodbury.
69	Sauer, E. J.	Dubuque	Dubuque.
28	Shambaugh, John	Booneville	Madison.
47	Sheean, W. D.	Anamosa	Jones.
52	Smith, G. H.	Persia	Harrison.
34	Smith, P. A.	Scranton	Greene.
60	Stallcop, C. E.	Sac City	Sac.
37	Stewart, C. W.	Clive	Polk.
85	Towner, W. B.	Charles City	Floyd.
8	Van Houten, G. H.	Lenox	Taylor.
52	Veneman, W. J.	Maxwell	Story.
6	Wemple, M.	Garden Grove	Decatur.
81	Whelan, M. K.	Estherville	Dickinson, Emmet and Osceola
24	Wilson, James	Hedrick	Keokuk.



## STATE GOVERNMENT.

## COMMISSIONERS IN OTHER STATES.

List of commissioners for Iowa in other states, qualified to act as such this 18th day of May, 1898, whose terms of office will not expire prior to July 5, 1898, published as required in section 390 of the code of 1897, showing their name, postoffice, date of commission, qualification and expiration of commission.

## CALIFORNIA.

NAME.	POSTOFFICE.	DATE OF EXPIRATION OF COMMISSION.	DATE ON AND AFTER WHICH QUALIFIED TO ACT.
C. E. Slosson .....	Monrovia...	Sept. 19, 1898	Sept. 20, 1898
George T. Knox .....	San Francisco	March 21, 1900	March 23, 1897
Lucius K. Chase .....	Los Angeles...	April 24, 1901	April 25, 1898

## CONNECTICUT.

Henry E. Taintor.....	Hartford.....	Jan. 10, 1900	Jan. 11, 1897
James A. Smith.....	Hartford.....	Nov. 14, 1900	Nov. 15, 1897
Charles E. Thompson.....	Hartford.....	Nov. 14, 1900	Nov. 15, 1897
George Nichols.....	Hartford.....	Nov. 17, 1900	Nov. 18, 1897
Patrick McGovern.....	Hartford.....	Nov. 19, 1900	Nov. 20, 1897
Frederick G. Sexton.....	Hartford.....	Nov. 19, 1900	Nov. 20, 1897
Frank F. Bishop.....	Hartford.....	Jan. 2, 1891	Jan. 3, 1898
Livingston W. Cleaveland.....	New Haven.....	March 17, 1901	March 18, 1898

## DISTRICT OF COLUMBIA.

John E. Mitchell.....	Washington...	May 14, 1899	May 15, 1896
Charles S. Bundy.....	Washington...	July 12, 1899	July 13, 1896
R. H. Evans.....	Washington...	April 11, 1900	April 12, 1897

## ILLINOIS.

Stuart Derby.....	Chicago.....	July 26, 1898	July 27, 1895
John Dunn.....	Chicago.....	May 18, 1899	May 19, 1896
Frank P. Orandon.....	Chicago.....	Nov. 3, 1900	Nov. 4, 1897
Albin E. Peterson.....	Chicago.....	Nov. 11, 1900	Nov. 12, 1897
Silas S. Willard.....	Chicago.....	Nov. 14, 1900	Nov. 15, 1897
William E. Bent.....	Chicago.....	Nov. 23, 1900	Nov. 23, 1897
Frank D. Mitchell.....	Chicago.....	Dec. 19, 1900	Dec. 20, 1897
Jonas Leroy Bennett.....	Chicago.....	Dec. 28, 1900	Dec. 29, 1897
Mark A. Foote.....	Chicago.....	Dec. 28, 1900	Dec. 29, 1897
Frank J. Cook.....	Bloomington...	March 4, 1901	March 5, 1898
Simeon W. King.....	Chicago.....	Jan. 13, 1901	Jan. 14, 1898

## LOUISIANA.

Meloney C. Sontat.....	New Orleans..	June 3, 1900	June 4, 1897
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## MARYLAND.

J. Kemp Bartlett, Jr.....	Baltimore.....	Sept. 26, 1898	Sept. 27, 1895
Philip H. Hoffman.....	Baltimore.....	Jan. 26, 1893	Jan. 27, 1896
G. Evett Reardon.....	Baltimore.....	Sept. 15, 1899	Sept. 16, 1896
Abraham H. Fisher.....	Baltimore.....	Jan. 14, 1900	Jan. 15, 1897

## MASSACHUSETTS.

Edward F. Jones.....	Boston.....	April 27, 1900	April 28, 1897
Samuel Jennison.....	Boston.....	July 7, 1900	July 8, 1897
Arthur R. Torey.....	Boston.....	July 25, 1900	July 26, 1897
Wheeler H. Hall.....	Springfield.....	Nov. 25, 1900	Nov. 26, 1897
Charles H. Adams.....	Boston.....	Jan. 2, 1901	Jan. 3, 1898

## MICHIGAN.

H. B. Hoyt.....	Port Huron...	April 17, 1901	April 18, 1898
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## MINNESOTA.

A. F. Sweetser.....	Minneapolis...	Nov. 15, 1898	Nov. 16, 1895
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## NEBRASKA.

Samson Frank.....	South Omaha..	Nov. 3, 1900	Nov. 4, 1897
Joe McKee.....	South Omaha..	Nov. 3, 1900	Nov. 4, 1897
Harry C. Miller.....	South Omaha..	Nov. 16, 1900	Nov. 17, 1897
F. E. Goaney.....	South Omaha..	Nov. 22, 1900	Nov. 23, 1897
Clarence H. Moody.....	South Omaha..	Nov. 22, 1900	Nov. 23, 1897
Wilber H. Rosecrans.....	South Omaha..	Dec. 2, 1900	Dec. 3, 1897
Guy G. Ellis.....	South Omaha..	Jan. 17, 1901	Jan. 18, 1898

## NEW HAMPSHIRE.

Frederick W. Hatch.....	Nashua.....	Jan. 23, 1901	Jan. 24, 1898
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## STATE GOVERNMENT.

## COMMISSIONERS—CONTINUED.

## NEW JERSEY.

NAME.	POSTOFFICE.	DATE OF EXPIRATION OF COMMISSION.	DATE ON AND AFTER WHICH QUALIFIED TO ACT.
Charles E. Weeks.....	Newark.....	Nov. 7, 1900	Nov. 8, 1897

## NEW YORK.

William Johnson.....	Buffalo.....	Jan. 19, 1899	Jan. 20, 1896
Vincent Roseman.....	New York City.....	July 9, 1899	July 10, 1896
George H. Corey.....	New York City.....	Dec. 16, 1899	Dec. 17, 1896
Eleazer Jackson.....	New York City.....	Jan. 29, 1900	Jan. 30, 1897
John A. Hillery.....	New York City.....	March 2, 1900	March 3, 1897
Henry Ballentyne.....	New York City.....	August 12, 1900	August 12, 1897
Alfred Macay.....	New York City.....	July 13, 1900	July 14, 1897
Hatley K. Armstrong.....	Penn. Yan.....	Oct. 27, 1900	Oct. 28, 1897
William H. Cary.....	New York City.....	Nov. 18, 1900	Nov. 19, 1897
L. L. Cassidy.....	New York City.....	Nov. 19, 1900	Nov. 20, 1897
C. B. McMurray.....	Lansingburg.....	Dec. 17, 1900	Dec. 18, 1897
Rufus K. McHarg.....	New York City.....	Jan. 4, 1901	Jan. 5, 1898
Charles Edgar Mills.....	New York City.....	Jan. 4, 1901	Jan. 5, 1898
Thomas W. Folsom.....	New York City.....	Jan. 28, 1901	Jan. 29, 1898
Isaac E. Garvey.....	New York City.....	Feb. 20, 1901	Feb. 21, 1898
William B. Cardozo.....	New York City.....	March 15, 1901	March 16, 1898
Edwin F. Corey.....	New York City.....	March 30, 1901	March 31, 1898

## OHIO.

Joseph T. Harrison.....	Cincinnati.....	Feb. 20, 1901	Feb. 21, 1898
Pearl N. Sigler.....	Dayton.....	April 15, 1901	April 16, 1898

## PENNSYLVANIA.

Charles W. Sparhawk.....	Philadelphia.....	July 10, 1898	July 11, 1895
Thomas J. Hunt.....	Philadelphia.....	May 12, 1899	May 13, 1896
Albert L. Wilson.....	Philadelphia.....	Oct. 13, 1899	Oct. 14, 1896
George W. Hunt.....	Philadelphia.....	Nov. 20, 1899	Nov. 21, 1896
Edward H. Cloud.....	Philadelphia.....	Jan. 3, 1900	Jan. 4, 1897
Samuel L. Taylor.....	Philadelphia.....	Sept. 1, 1900	Sept. 2, 1897
William F. Robb.....	Pittsburg.....	Oct. 28, 1900	Oct. 29, 1897
William Wagner, Jr.....	Philadelphia.....	Dec. 15, 1900	Dec. 16, 1897
Arthur Brossmann.....	Philadelphia.....	May 1, 1901	May 2, 1898

## RHODE ISLAND.

Fletcher S. Mason.....	Providence.....	Dec. 19, 1900	Dec. 20, 1897
Eugene B. Pendleton.....	Westerly.....	Jan. 3, 1901	Jan. 4, 1898
Gilman E. Jopp.....	Providence.....	Jan. 18, 1901	Jan. 19, 1898

## SOUTH CAROLINA.

William M. Fitch.....	Charleston.....	Nov. 2, 1899	Nov. 3, 1896
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## VERMONT.

George R. Bottum.....	Rutland.....	Sept. 24, 1900	Sept. 25, 1897
C. E. Beach.....	Burlington.....	Dec. 3, 1900	Dec. 4, 1897

## WISCONSIN.

William S. Brockway.....	Milwaukee.....	Nov. 11, 1900	Nov. 12, 1897
Elsia W. Adams.....	Milwaukee.....	Feb. 2, 1901	Feb. 3, 1898
Charles A. Padley.....	Milwaukee.....	Feb. 2, 1901	Feb. 3, 1898

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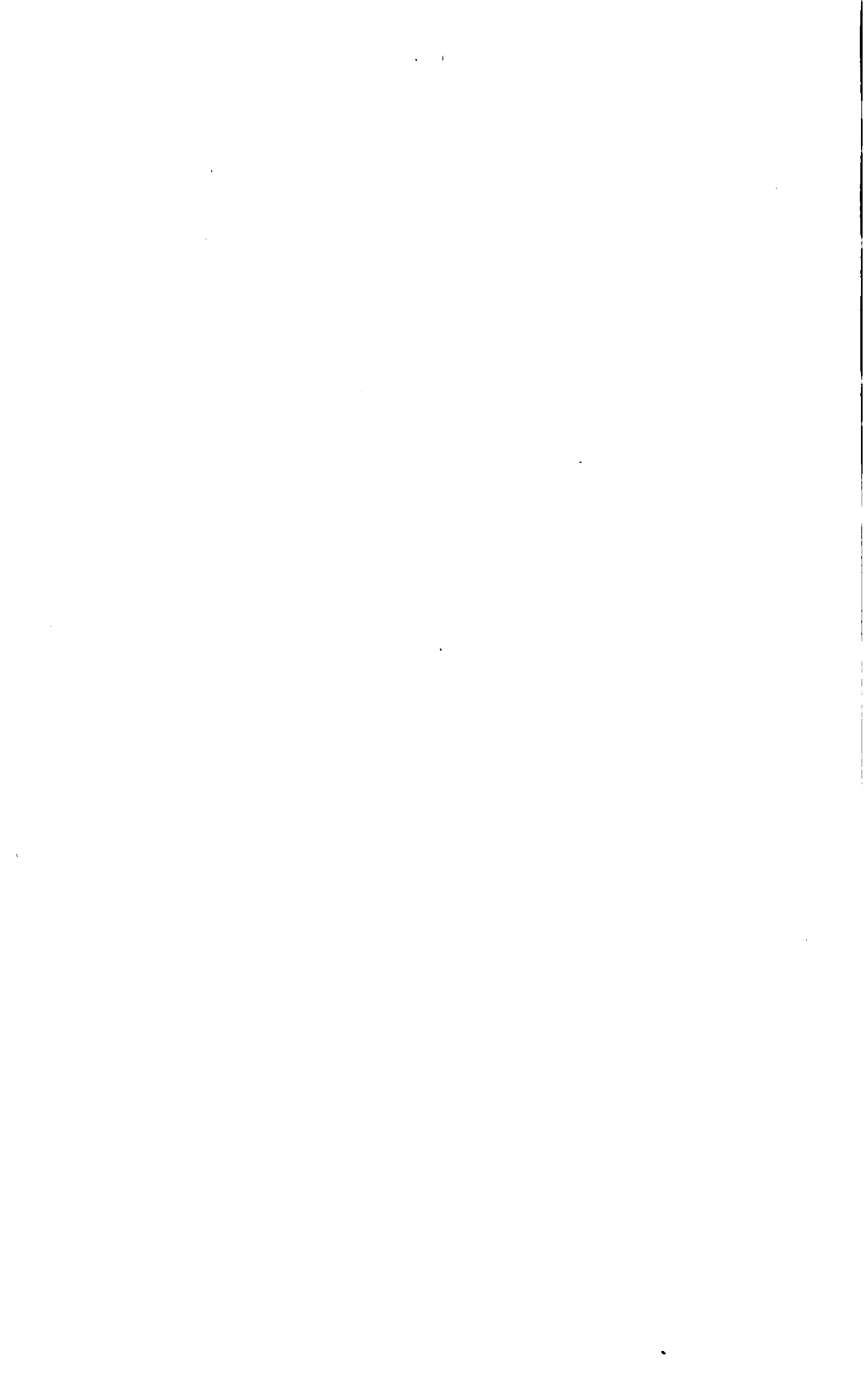
PART I.

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GENERAL LAWS.

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LAWS  
OF THE  
Twenty-seventh General Assembly,  
OF THE  
STATE OF IOWA.

PASSED AT THE REGULAR SESSION THEREOF, AT DES MOINES, THE CAPITAL OF THE  
STATE, BEGUN ON THE TENTH DAY OF JANUARY, AND ENDED ON THE  
FIRST DAY OF APRIL, A. D. 1898, IN THE FIFTY-  
SECOND YEAR OF THE STATE.

GENERAL LAWS.

CHAPTER 1.

S. F. 197.

**AN ACT** to amend an act passed by the extra session of the 26th G. A. of Iowa, entitled, "An act to provide for the annotation, indexing, publication, distribution and sale of the code and statutes hereafter enacted." [Amendatory of chapter 20, acts of 26th G. A., extra session.]

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

**SECTION 1. Publication of parts of code.** That an act passed by the extra session of the 26th general assembly of Iowa, entitled, "An act to provide for the annotation, indexing, publication, distribution and sale of the code and statutes hereafter enacted," the same being published in the code under the title, "Provisions relating to the code and subsequent statutes" on pages one (1) to five (5) inclusive, be amended by adding to section twenty-seven (27) the following: "But this section shall not prohibit the publication by the several state officers and commissions in their annual or biennial reports of extracts from the laws pertaining to their respective departments. Such extracts may be published in pamphlet form by such officers or commissions with the consent of the executive council, and the same shall be paid for out of the funds appropriated for the office or commission publishing the same. The executive council may also authorize the publication by private individuals of short extracts from the laws upon legal blanks."

Approved April 7, 1898.

CHAPTER 2.

S. F. 148.

**AN ACT** to repeal section forty-one (41) of the code, and enact a substitute therefor relating to the amendment and repeal of acts of the General Assembly.

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

**SECTION 1. Amendments—repeals—references.** That section forty-one (41) of the code, be and the same is hereby repealed, and the following enacted in lieu thereof:

"Every act passed in amendment or repeal of a law shall in its title refer to the law so amended or repealed as follows:

1. One which amends or repeals a section or sections of the code shall refer to the section or sections so amended or repealed.

2. One which amends or repeals a chapter of the code shall refer to the chapter; also to the title containing the same.

3. One which amends or repeals an act of the general assembly not contained in the code, shall refer to the chapter so amended or repealed and to the number of the general assembly which passed the act.

4. If such reference be omitted, the secretary of state shall, in preparing such act for publication, supply the omission.

5. Whenever reference is made to any section, chapter or title of the code, the number of the section, chapter or title shall be expressed in words, followed by the figures in parentheses."

**SEC. 2. In effect.** 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 March 31, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

### CHAPTER 3.

S. F. 4.

AN ACT to amend section one hundred and four (104) of the code, relating to interest on state warrants.

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

**SECTION 1. Interest on auditor's warrants.** That section one hundred and four (104) of the code, be and the same is hereby amended by striking out the word "six" in the sixth line, and inserting in lieu thereof the word "five."

**SEC. 2. In effect.** 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 the city of Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

### CHAPTER 4.

H. F. 19.

AN ACT to amend section one hundred and twenty-six (126), in chapter [five] (5), title [two] II of the code, relating to public printing and binding and distribution of documents.

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

**SECTION 1. Payment of express charges on public documents.** That section one hundred and twenty-six (126) of the code be amended by striking out of subdivision three (3) the following words: "The person so receiving them to pay express charges thereon," and by inserting in lieu thereof the words: "The transportation charges on all matter distributed under this section shall be paid for by the state."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 5, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 5.

H. F. 44.

AN ACT to repeal section one hundred and forty-four [144] of the code. [Relating to public printing and binding.]

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

**SECTION 1. Compensation of printer and binder.** That section one hundred and forty four of the code be and the same is hereby repealed.

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

Approved February 15, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 17, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 6.

S. F. 86.

AN ACT to assign rooms number eleven and twelve to the State Agricultural Society. [Amendatory to title II, chapter 6, of the code, pertaining to public buildings.]

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

**SECTION 1. Assignment of rooms at state house.** That the rooms in the capitol building, numbers eleven and twelve, on the first floor, now occupied by the state agricultural society; room number eleven as a library and exhibition room, and room number twelve as a business room; be and the same are hereby assigned to the said state agricultural society for its permanent use and occupation, subject only to the action of the general assembly of the state of Iowa.

Approved February 17, 1898.

#### CHAPTER 7.

S. F. 296.

AN ACT authorizing the executive council to use committee rooms for office purposes. [Amendatory to section 152, of the code, pertaining to use of apartments in capitol.]

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

**SECTION 1. Rooms for board of control.** The executive council be, and they are hereby authorized to permit the board of control to use such of the committee rooms of the capitol for office purposes, as in their judgment can be used advantageously. provided, however, said committee rooms shall not be used for such purposes during any session of the general assembly.

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

Approved April 5, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 6, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 8.

S. F. 233.

AN ACT authorizing the executive council to issue and negotiate warrants in anticipation of the revenues of the state. [Amendatory to title II, chapter 7, of the code, relating to the executive council.]

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

SECTION 1. **Executive council—auditor's warrants.** The executive council shall have power and authority to issue and negotiate warrants, bearing interest not to exceed five (5) per cent per annum, in anticipation of the general revenues of the state for the fiscal year in which such warrants are issued; but the aggregate amount of such warrants shall not exceed the estimated revenue of the state for said year. Said executive council shall issue and negotiate such warrants only at such times as current revenues may be insufficient to pay all warrants issued by the auditor of state. Whenever it becomes necessary to sell such warrants the executive council shall advertise for sealed bids and shall dispose of the warrants to the highest bidder or bidders and shall keep the bids on file and a record of the same and of the parties purchasing the warrants.

SEC. 2. **In effect.** 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 the city of Des Moines, Iowa.

Approved April 2, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 5, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 9.

S. F. 13.

AN ACT relating to the use of the notes of shorthand reporters as evidence. [Amendatory to title III, of the code, relating to courts of record.]

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

SECTION 1. **Reporter's notes as evidence.** That the original shorthand notes of the evidence, or any part thereof, heretofore or hereafter taken upon the trial of any cause or proceeding, in any court of record of this state, by the shorthand reporter of such court, or any transcript thereof, duly certified by such reporter, when material and competent, shall be admissible in evidence on any retrial of the case or proceeding in which the same were taken and for purposes of impeachment in any case, and shall have the same force and effect as a deposition, subject to the same objections so far as applicable. It shall be the duty of any such reporter, upon demand by any party to any cause or proceeding, or by the attorney of such party, when such shorthand notes are offered in evidence, to read the same before the court, judge, referee, or jury, or to furnish to any person when demanded, a certified transcript of the shorthand notes of the evidence, of any one or more witnesses, upon payment of his fees therefor. When the reporter taking such notes in any case or proceeding in court has ceased to be the reporter of such court, any transcript by him made therefrom, and sworn to by him before any person authorized to administer an oath as a full, true, and complete transcript of the notes of the testimony of the witness a transcript of whose testimony is demanded, shall have the same force and effect as though duly certified by the reporter of said court. When any exhibit, record, or document is referred to in such shorthand notes or transcript thereof, the identity of such exhibit, record, or document, as the one referred to by the witness, may be proven either by the reporter, or any other person who heard the evidence of the witness given on the stand. No portion of the transcript of the shorthand notes of the evidence of any witness shall be admissible as such deposition,



unless it shall appear from the certificate or verification thereof that the whole of the shorthand notes of the evidence of such witness, upon the trial or hearing in which the same was given, is contained in such transcript, but the party offering the same shall not be compelled to offer the whole of such transcript.

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

Approved March 9, 1893.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 10, 1893.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 10.

H. F. 224.

AN ACT to amend section number two hundred and twenty-seven [227] of the code and to provide an additional judge for the Twelfth Judicial District.

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

**SECTION 1. One additional judge.** That section number two hundred and twenty-seven of the code be amended by striking out the word "two," in the twenty-seventh line thereof, relating to the number of judges in the twelfth judicial district, and inserting the word "three" in lieu thereof.

**SEC. 2. Appointment—election.** The governor shall appoint a judge for said twelfth judicial district in conformity herewith, who shall hold his office until the election and qualification of his successor, as herein provided. At the general election in eighteen hundred and ninety-eight, a judge shall be elected in said district, who shall hold his office for the term of four years, as provided by law.

**SEC. 3. Acts in conflict repealed.** All acts or parts of acts in conflict with this act and provisions are hereby repealed.

**SEC. 4. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its passage and publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, April 6, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 11.

H. F. 226.

AN ACT to increase the number of district judges in the Eighteenth Judicial District. [Amendatory to section 227, of the code.]

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

**SECTION 1. Additional judge.** That section two hundred and twenty-seven of the code of Iowa, so far as relates to the eighteenth judicial district, be amended to read as follows: "The eighteenth district shall consist of the counties of Linn, Jones, and Cedar, and have three judges."

**SEC. 2. Election.** At the general election in the year 1893 a judge of the district court shall be elected in said district, whose first term of office shall expire at the same time as do the terms of the present judges of said district, and thereafter the term of office of said judge shall be four years.

Approved March 28, 1893.

## CHAPTER 12.

S. F. 47.

AN ACT to amend section two hundred ninety-eight (298), chapter [eight] 8, [title three (III)] of the code, relating to the clerk of the district court and fixing the maximum amount to be allowed by the board of supervisors to deputies and clerks in counties having a population exceeding forty thousand.

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

**SECTION 1. Clerk district court—clerical help—compensation.** That section two hundred and ninety-eight (298) of the code, be, and is hereby amended by striking out the word "three" in the sixteenth line thereof and inserting the word "five" in lieu thereof.

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved February 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 10, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 13.

S. F. 51.

AN ACT prohibiting members of boards of supervisors and township trustees from making contracts with their respective townships or counties. [Additional to title IV, of the code, pertaining to township and county government.]

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

**SECTION 1. Contracts by supervisors and trustees.** Members of boards of supervisors and township trustees shall not buy from, sell to, or in any manner become parties directly, or indirectly, to any contract to furnish supplies, material, or labor to the county or township in which they are respectively members of such board of supervisors or township trustees.

Approved March 9, 1898.

## CHAPTER 14.

S. F. 91.

AN ACT to define the jurisdiction of courts in counties bordering on the Missouri River. [Additional to title IV, chapter 1 of the code, pertaining to counties.]

WHEREAS, questions have arisen as to the jurisdiction of the courts of Iowa, over certain lands and territory lying along the Missouri river, upon the western boundary of this state; therefore,

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

**SECTION 1. Jurisdiction in border counties.** That the jurisdiction of the courts of the state of Iowa, in counties bordering on the Missouri river, in all civil and criminal actions and proceedings, is hereby declared to extend to the center of the main channel of the Missouri river, where the same now is or may hereafter be, and to all lands and territory lying along said river, which have been adjudged by the United States supreme court or the supreme court of this state to be within the state of Iowa, and to such other lands and territory along said river over which the courts of this state have heretofore exercised jurisdiction.

**SEC. 2. In effect.** 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 Farmers Tribune, newspapers published in Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, April 7, 1898, and in the Farmers' Tribune, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 15.

S. F. 80.

AN ACT to amend section four hundred and seven (407) of the code, relating to the redemption of county bonds.

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

**SECTION 1. Redemption of county bonds.** That section four hundred and seven of the code be, and the same is hereby amended by inserting after the word "bonds," in the fourth line of said section, the following words: "Which by their terms are subject to redemption."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader April 6, 1898, and in the Iowa State Register April 7, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 16.

H. F. 121.

AN ACT to amend section four hundred and ninety [490] subdivision five [5], title four [IV], chapter four [4] of the code, relating to the compensation of county treasurers.

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

**SECTION 1. Compensation in large counties.** That section four hundred ninety, subdivision five, title 4, chapter 4 of the code, be amended by adding thereto, after the word "section," in the last line of said subdivision the following: "But in counties having a population of thirty thousand or over the board of supervisors may allow such additional compensation as it may deem proper."

Approved February 15, 1898.

## CHAPTER 17.

S. F. 11.

AN ACT to amend section number five hundred and eleven (511) of the code, relating to fees and compensation of sheriffs.

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

**SECTION 1. Boarding of prisoners.** That section five hundred and eleven of the code be amended by inserting immediately after the word "compensation" in the first line of subdivision sixteen (16) thereof the words "to be fixed by the board of supervisors" and by inserting immediately before the word "twelve" in the first line of said subdivision the words "not to exceed."

**SEC. 2. Lodging.** That said section five hundred and eleven be further amended by inserting immediately before the word "twelve" in the third line of said subdivision of said section the words "not to exceed."

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall be in force and effect on and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved January 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, January 29, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 18.

S. F. 99.

AN ACT to amend section six hundred and fifty-four (654), title [five] V, chapter [two] 2, of the code, relating to the organization and officers of cities and towns, and to the appointment of police matrons.

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

**SECTION 1. Number of police matrons.** That section six hundred and fifty-four of the code be and the same is hereby amended by inserting after the

word "mayor" in line four thereof the following: "May, and in cities having a population of thirty-five thousand or over" That the word "two" in said line four of said section six hundred and fifty-four is hereby stricken out and the word "one" inserted in lieu thereof.

**SEC. 2. In effect.** This act, being 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 in Des Moines, Iowa.

Approved March 8, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 10, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 19.

H. F. 89.

AN ACT to amend section six hundred and eighty-three (333) of the code, in relation to appropriation of money in towns.

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

**How appropriated.** That section six hundred and eighty-three (333) of the code be, and the same is hereby amended by adding thereto the following: "In towns money may be appropriated by resolution."

Approved April 7, 1898.

### CHAPTER 20.

S. F. 49.

AN ACT to authorize the levy of taxes for fire purposes in cities of the second class. [Amendatory to title V, chapter 4, of the code, relating to general purposes of cities and towns.]

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

**SECTION 1. Levy for fire fund.** That any city of the second class may levy a tax in any one year of not more than one mill on the dollar of the assessed valuation of the taxable property within the corporate limits for the purpose of maintaining a fire department; and the money so raised shall constitute a fire fund, and shall be applied to no other purpose.

Approved March 19, 1898.

### CHAPTER 21.

H. F. 178.

AN ACT to amend section seven hundred [700] of the code, relating to the power of cities to regulate license and tax certain kinds of business.

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

**SECTION 1. Engineers—examinations—licenses.** That section seven hundred of the code be amended by striking out the period at the end of said section and adding the following: "And to provide for the examination and licensing engineers of stationary engines."

Approved March 28, 1898.

### CHAPTER 22.

H. F. 203.

AN ACT to amend sections six hundred and ninety-six [696], seven hundred [700], and seven hundred and thirty-seven [737], of chapter four [4], title five [V] of the code, in relation to the general powers of cities and towns.

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

**SECTION 1. Parkings—costs assessed to property.** That section six hundred and ninety-six of the code be amended as follows: By inserting after the word "lots" in the fourth line thereof, the words "and parkings;"

also, by inserting after the word "therein" in the fourth line of said section the words, "And to provide for the assessment of the cost thereof to the property."

**SEC. 2. House movers.** That section seven hundred be amended as follows: By inserting after the word "peddlers" in the eighth line of said section the words, "house movers."

**SEC. 3. Plumbing—cost of inspection.** That section seven hundred and thirty-seven of the code be amended as follows: By inserting after the word "sewers" in the third line of said section the words, "water mains and gas pipes;" also by inserting after the word "powers" in the fifth line of said section the words, "And to provide for the assessment of the cost of such inspection and replacing the pavement to the property."

Approved March 30, 1898.

### CHAPTER 23.

S. F. 192.

AN ACT to amend sections seven hundred and forty-two (742), seven hundred and forty-four (744), seven hundred and forty-five (745), and seven hundred and forty-seven (747), chapter five (5), title five (V) of the code, relating to the purchase and construction of waterworks.

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

**SECTION 1. Payment of existing indebtedness.** That section seven hundred and forty-two, chapter five, of the code, is hereby amended, by adding thereto, after the word "cities" and before the period, in line seven thereof, the words, "Or for the payment of any indebtedness incurred by such cities for waterworks now owned by the same."

**SEC. 2. Indebtedness heretofore incurred.** That section seven hundred and forty-four of said chapter and title is hereby amended by adding thereto, after the word "works" and before the word "is" in line six thereof, the words, "Or the indebtedness heretofore incurred for and on account of such works."

**SEC. 3. Cities procuring or owning waterworks.** That section seven hundred and forty-five of said chapter and title is hereby amended, by adding thereto after the word "and" and before the word "are" in line four thereof, the words, "Cities so purchasing or constructing and those now owning such waterworks."

**SEC. 4. Trustees.** That section seven hundred and forty-seven of said chapter and title is hereby amended by adding, after the word "works" in line one thereof, the words "now owned or hereafter." Also by adding after the word "upon" in line 5 of said section the words, "The taking effect of this act, in cities now owning such waterworks, or upon." Also by striking out the words "such city" in line 6 of said section and inserting in lieu thereof the words "cities as herein provided."

**SEC. 5. In effect.** 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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 26, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 24.

H. F. 312.

AN ACT to amend section eight hundred and fourteen (814) of the code relative to street improvements.

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

**SECTION 1. Contractor's bond.** That section eight hundred and fourteen (814) of the code be and the same is hereby amended, by striking out

the word "shall" in the second line and inserting in lieu thereof the word "may." Also strike out the word "exceeding" in the fourth line, and insert in lieu thereof the words "less than" and add to that section the following: "As to conform to such contract."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 7, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 25.

S. F. 44.

AN ACT to amend sections eight hundred and fifty (850) and eight hundred and fifty-nine (859) of the code, relating to election of park commissioners in certain cities.

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

**SECTION 1. Provide for election by ordinance.** That section eight hundred and fifty of the code be, and the same is hereby amended by inserting after the word "or" in the second line thereof, the following: "And cities having a population of twenty-five thousand and under forty thousand may by ordinance provide for the election of."

**SEC. 2. Same.** That section eight hundred and fifty-nine of the code be and the same is hereby amended by striking out the word "forty" in the second line and inserting in lieu thereof the word "twenty-five."

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published in the city of Des Moines, Iowa.

Approved February 9, 1893.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 10, 1893.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 26.

S. F. 68.

AN ACT to amend section eight hundred and fifty-nine (859), title [five] 5, chapter [nine] 9, of the code, relating to park commissioners and board of public works, and the terms of park commissioners, and providing for the extension of the terms of such commissioners as expire in a year in which there is no biennial election.

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

**SECTION 1. Term of office changed.** That section eight hundred and fifty-nine of the code be amended by striking out the word "three" in line four, and inserting in lieu thereof the word "two," and by striking out the word "five" in line four, and inserting in lieu thereof the word "six," and by striking out the word "five" in line five, and inserting in lieu thereof the word "six."

**SEC. 2. Term of office extended.** That said section be further amended by adding thereto, after the word "office" in the last line, the following: "The terms of such commissioners as shall expire in a year in which no biennial election is held are hereby extended until the next succeeding biennial election."

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect and be in force on and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved February 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 1, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 27.

S. F. 38.

AN ACT to amend section [eight hundred and ninety-one] 891, and section [eight hundred and ninety-two] 892, chapter [eleven] 11, title [five] V, of the code, pertaining to labor on highways.

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

**SECTION 1. When to be performed.** That section 891, chapter 11, title 5 of the code be, and the same is hereby amended by striking out the word, "September," and inserting in lieu thereof the word, "November."

**SEC. 2. Collection of road tax.** That section 892, chapter 11, title 5 of the code be, and the same is hereby amended by striking out the word "September" in the twelfth line thereof, and inserting in lieu thereof the word "November."

Approved February 11, 1898.

### CHAPTER 28.

H. F. 298.

AN ACT to amend sections nine hundred and fifty-two (952), nine hundred and fifty-three (953), nine hundred and fifty-eight (958), nine hundred and seventy-one (971), nine hundred and seventy-nine (979), and one thousand and twenty (1020) of the code, in relation to cities under special charters.

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

**SECTION 1. Library fund—report.** That section nine hundred and fifty-two of the code be, and the same is hereby amended by striking out the word "thirty" in the fifth line thereof and inserting in lieu thereof the words "thirty-two." And by striking out the words "and section seven hundred and thirty-two" in the sixth line.

**SEC. 2. Library tax.** That section nine hundred and fifty-three of the code be, and the same is hereby amended by striking out of the third line thereof the words "one half" and inserting in lieu thereof the word "one."

**SEC. 3. Notice and levy of special assessments.** That section nine hundred and seventy-one of the code be, and the same is hereby amended by inserting in line 2 thereof, after the word "twenty," the word "one."

**SEC. 4. City officers substituted for county officers.** That section nine hundred and fifty-eight of the code be, and the same is hereby amended, by inserting after the word "charter" in the sixth line of said section the following: "And wherever the words 'board of supervisors,' 'county auditor or recorder of deeds,' and 'county treasurer,' are used in any section made applicable by chapter fourteen of title V of this code, to cities acting under special charters, the words 'city council,' 'city clerk or recorder,' and 'city collector or treasurer,' shall be respectively substituted."

**SEC. 5. Enforcing assessment against railways and street railways.** That section nine hundred and seventy-nine of the code be, and the same is hereby amended, by inserting in the fourth line of said section after the words "thirty-five" the words "eight hundred and forty," and by striking out the word "and" before the words "eight hundred and thirty-five" of said section, and by inserting same before the words "eight hundred and forty."

**SEC. 6. Collection of taxes.** That section ten hundred and twenty of the code be, and the same is hereby amended, by inserting after the word "sections" in the first line of said section, the following: "Fourteen hundred and six, fourteen hundred and seven, fourteen hundred and eight, fourteen hundred and twenty-three, fourteen hundred and thirty four," and by inserting after the word "taxes" in the sixth line of said section, the

words, "And where the word auditor is used, there shall be substituted the words, 'city clerk or recorder.'"

Approved March 30, 1898.

## CHAPTER 29.

H. F. 114.

AN ACT to amend subdivision twelve of section one thousand and five (1005) of the "code" in relation to cities under special charters levying a special bridge tax.

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

SECTION 1. **Question submitted.** That subdivision twelve of section one thousand and five (1005) of the "code" be amended by striking out in the third line of subdivision twelve the word "seventy" and inserting in lieu thereof the word "sixty."

Approved February 17, 1898.

## CHAPTER 30.

H. F. 199.

AN ACT to amend sections thirteen hundred and five (1305), thirteen hundred and twenty-one (1321), thirteen hundred and sixty (1360), thirteen hundred and sixty-one (1361), and thirteen hundred and seventy-two (1372) of the code, and provide shorter forms for assessors' book and assessment rolls. [Amendatory to title VII, chapter 1 of the code, relating to assessment of taxes.]

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

SECTION 1. **Assessed value not to be entered on roll.** That section thirteen hundred and five (1305) of the code be and is hereby amended:

1. By striking out all of the fourth line after the word "shall."

2. By striking out all after the word "property" in the fifth line down to, and including, the word "and" in the sixth line.

SEC. 2. **Same.** That sec. thirteen hundred and twenty-one (1321) of the code be, and is hereby amended: By striking out all after the word "assessed" in the seventh line of paragraph five down to and including the word "same" in the eighth line, and inserting in lieu thereof the following: viz.—"As provided by section thirteen hundred and five (1305) of this chapter."

SEC. 3. **Assessment rolls on books.** That sec. thirteen hundred and sixty (1360) of the code be and is hereby amended:

1. By striking out all after the word "duplicate" in the fourth line down to and including the word "line" in the fifth line thereof.

2. By striking out the word "shall" at the beginning of the sixth line and inserting in lieu thereof the word "may."

3. By striking from the "assessment roll" all the columns headed "taxable value" except that headed "total taxable value of real estate," and by inserting therein, under column headed "description of personal property," a line for "corporation stock."

4. By striking from "assessment roll form No. 2" the column headed "taxable value."

5. By striking from "assessors book" all columns containing taxable value except the following, viz: "Total taxable value of personal property;" "total taxable value of all property;" and by inserting the word "actual" after "total" in the heading of the twenty-first column; by inserting the word "actual" after the word "net" in the heading of the twenty-fourth column; by inserting immediately after said column another column headed "total taxable value of real estate;" by inserting a column headed "corporation stock;" and by inserting a column headed "merchandise;" also by striking out the columns headed "colts 3 years old" and "horses over 3 years old," and inserting in lieu thereof a column headed "horses 3 years old and over," and by striking out the column headed "work oxen."

SEC. 4. **Same.** That sec. thirteen hundred and sixty one (1361) of the code be and is hereby amended by striking out the words "of taxable" in the ninth line thereof.



**SEC. 5. Notice of assessments raised.** That sec. thirteen hundred and seventy-two (1372) of the code be and is hereby amended by striking out the word "assessed" in the first line thereof.

Approved April 7, 1898.

### CHAPTER 31.

H. F. 234.

**AN ACT** to amend section thirteen hundred and forty-six (1346) of the code, relating to taxation of express companies.

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

**SECTION 1. Rate doubled.** That section thirteen hundred and forty-six (1346) of the code be and is hereby amended by striking out the words "one dollar" in the 28rd line and inserting in lieu thereof the words "two dollars."

Approved April 12, 1898.

### CHAPTER 32.

H. F. 54.

**AN ACT** to repeal section thirteen hundred and forty-seven [1347] of the code, relating to the taxing of peddlers, and enact a substitute in lieu thereof.

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

**SECTION 1. Rate of taxation determined.** That section thirteen hundred and forty-seven of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"Peddlers plying their vocation outside a city or town, shall pay an annual county tax of not less than one dollar nor more than fifty dollars as the board of supervisors of any county may provide for that county. Upon application the county auditor shall issue a license for three months upon the payment to him of one fourth of said annual tax. But the board of supervisors of any county may remit the taxes where it is deemed that the articles to be sold are of an educational nature. Nothing in this section shall be held to apply to parties selling their own work or production either by themselves or employes, nor to persons selling at wholesale to merchants, nor to transient vendors of drugs."

**SEC. 2. In effect.** 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 at Des Moines, Ia.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 9, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 33.

S. F. 57.

**AN ACT** to amend section one thousand three hundred and seventy-one [1371], of the code, in relation to the duty of township, city, and town assessors.

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

**SECTION 1. Correction of assessment rolls.** That section one thousand three hundred and seventy-one, of the code, be and the same is hereby amended by striking out the words "assessor's books," in the seventh line, and inserting in lieu thereof the words "assessment rolls."

**SEC. 2. In effect.** 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 the city of Des Moines, Iowa.

Approved February 21, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, February 23, 1898.

G. L. DOBSON,  
Secretary of State.

#### CHAPTER 34.

S. F. 204.

AN ACT to provide for the general levy for state purposes for the year 1898 and subsequent years, and to repeal section thirteen hundred and eighty (1380) of the code.

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

**SECTION 1. State levy.** The executive council shall, in the year 1898, fix the rate per centum to be levied upon the valuation of the taxable property of the state necessary to yield for general state purposes approximately the sum of sixteen hundred thousand dollars (\$1,600,000) and in the year 1899 shall fix the rate necessary to yield approximately fifteen hundred thousand dollars (\$1,500,000).

**SEC. 2. Same.** In the year 1900 and each subsequent year the executive council shall fix the rate per centum to be levied upon the valuation of the taxable property of the state necessary to raise such amount for general state purposes as shall be designated by the general assembly, either by statute or joint resolution.

**SEC. 3. Council to certify to county auditor.** The executive council shall certify the rates so fixed to the auditor of each county.

**SEC. 4. Repealed.** Section thirteen hundred and eighty (1380) of the code is hereby repealed.

Approved April 7, 1898.

#### CHAPTER 35.

H. F. 194.

AN ACT to amend section fourteen hundred and thirty-six (1436) of the code, relating to redemption of land from tax sale.

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

**SECTION 1. When penalty for non-payment of subsequent taxes attaches.** That section 1436 of the code be and is hereby amended by striking out in the thirteenth line thereof the word "March" and inserting in lieu thereof the word "April."

Approved April 12, 1898.

#### CHAPTER 36.

S. F. 10.

AN ACT to amend section fourteen hundred and fifty-seven (1457) of the code relating to the security of the revenue, and to permit counties to receive interest on moneys deposited in banks.

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

**SECTION 1. Rate of interest.** That section fourteen hundred and fifty-seven (1457) of the code of Iowa be and the same is hereby amended as follows: By adding after the word "resolution" in the sixth line of said section the following words: "And the county may receive such rate of interest on the money so deposited as may be agreed upon by the treasurer, board of supervisors, and the bank."

Approved February 28, 1898.

## CHAPTER 37.

S. F. 225.

AN ACT to amend chapter four (4), title seven (VII) of the code, relative to the assessment and collection of the collateral inheritance tax.

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

**SECTION 1. Appraisement.** That section fourteen hundred and seventy-six (1476) of the code is hereby amended by adding the following thereto:

"It shall be the duty of all appraisers appointed under the provisions of this chapter to forthwith give notice to the treasurer of state and other persons known to be interested in the property to be appraised, of the time and place at which they will appraise such property, which time shall not be less than ten days from the date of such notice. The notice shall be served in the same manner as is prescribed for the commencement of civil actions unless a different one is ordered by the court or judge and the notice, with the proof of service thereof, shall be returned to the court with the appraisement. The treasurer of state, or any person interested in the estate appraised, may file exceptions to the appraisement, on the hearing of which, as an action in equity, either party may produce evidence competent or material to the matters therein involved. If, upon such hearing, the court finds the amount at which the property is appraised is its value on the market in the ordinary course of trade, and the appraisement was fairly and in good faith made, it shall approve such appraisement; but if it finds that the appraisement was made at a greater or less sum than the value of the property in the ordinary course of trade, or that the same was not fairly or in good faith made, it shall set aside the appraisement, appoint new appraisers and so proceed until a fair and good appraisement of the property is made at its value in the market in the ordinary course of trade. The treasurer of state, or any one interested in the property appraised may appeal to the supreme court from the order of the district court approving or setting aside any appraisement to which exceptions have been filed. Notice of appeal shall be served within thirty days from the date of the order appealed from, and the appeal shall be perfected in the time now provided for appeals in equitable actions. In case of appeal the appellant, if he is not the treasurer of state, shall give bond to be approved by the clerk of the court, to pay the tax, which bond shall provide that the said appellant and sureties shall pay the tax for which the property may be liable, with costs of the appeal."

**SEC. 2. Real estate.** In all cases where real estate has been subject to or liable for the payment of the tax provided in this chapter, or where any real estate has heretofore been appraised and the tax not yet paid and the notice required in section one of this act was not given, it shall be the duty of the proper court, immediately upon the taking effect of this act, to enforce such tax, or to set aside any appraisement heretofore made, and order a re-appraisement of the same to be made as in this act provided, anything in the law to the contrary notwithstanding.

**SEC. 3. Corporate stock.** If a foreign executor, administrator or trustee shall assign or transfer any corporate stock or obligations in this state standing in the name of a decedent, or in trust for a decedent, liable to such tax, the tax shall be paid to the treasurer of state on or before the transfer thereof; otherwise the corporation permitting its stock to be so transferred shall be liable to pay such tax and it is the duty of the treasurer of state to enforce the payment thereof.

**SEC. 4. Securities and assets.** No safe deposit company, trust company, bank or other institution, person or persons holding securities or assets of the decedent shall deliver or transfer the same to the executor or admin-

istrator or legal representative of said decedent unless notice of the time and place of such intended transfer be served upon the state treasurer at least five days prior to the transfer thereof, or unless the tax for which such securities or assets are liable under chapter four (4), title seven (7) of the code shall be first paid. It shall be lawful for, and the duty, of the treasurer of state to personally, or by any person by him duly authorized, to examine such securities or assets at the time of such delivery or transfer. Failure to serve such notice upon the treasurer of state or to allow such examination on the delivery of such securities or assets to such executor, administrator or legal representative before said tax is paid shall render such safe deposit company, trust company, bank or other institution, person or persons liable for the payment of the taxes due upon such securities or assets as provided in said chapter four (4).

**SEC. 5. List of heirs.** In all of the estates subject to the payment of the collateral inheritance tax it shall be the duty of the executor, administrator or trustee to furnish the clerk of the court a list of the heirs as required in section thirty-four hundred and twelve (3412) of the code and to state therein in a separate column the relationship which each heir, devisee or legatee bears to the decedent. The clerk of the court shall immediately forward a true copy of such list to treasurer of state, and no final settlement of the account of any executor, administrator or trustee shall be accepted or allowed unless a strict compliance with the provisions of this section has been had by such person.

**SEC. 6. Rules and regulations.** The chief justice of the supreme court shall, prior to July first, 1898, appoint five of the district judges of the state to meet with him at Des Moines on a date to be by him fixed for the purpose of framing uniform rules and regulations, relative to the assessment and collection of the collateral inheritance tax, for the guidance of the district judges, officers of the court, executors and administrators. Said rules and regulations shall aim to give more publicity to the provisions of this chapter, and to secure the strict enforcement of the same, and when made shall form a part of and be published with the rules of the district courts of the state.

**SEC. 7. County attorney—compensation.** It shall be the duty of the county attorney of each county to report to the treasurer of state the death of all persons whose estates are liable to payment of the collateral inheritance tax, and the description of any property located in the county liable to such tax, and to perform such further legal services in the enforcement of said tax as he may be directed to do by the treasurer of state, but such attorney shall have no authority to receipt for or receive any of such tax. For reporting such estates or property the county attorney shall receive a compensation of ten (10) per cent of the tax payable to the state, but not to exceed the sum of twenty (\$20) dollars in any one estate; and for additional legal services performed under the direction of the treasurer of state he shall be paid a compensation of three (3) per cent on the amount of all taxes collected from estates so reported by him, but in no event shall the amount thereof exceed the sum of one hundred and fifty (\$150) dollars from any one estate. When the treasurer of state is satisfied that an estate reported by the county attorney is liable to the tax he shall so certify to the auditor of state, who shall issue his warrant on the treasurer of state in favor of said county attorney for the sum due for reporting said estate as herein provided, and all other compensation shall be paid said county attorney in like manner when the tax is collected and paid into the state treasury.

**SEC. 8. In effect.** 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 at Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 38.

H. F. 87.

AN ACT to provide for the cutting of weeds on public roads. [Amendatory to title VIII, chapter 2, of the code, in relation to working roads.]

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

**SECTION 1. Duty of land owners.** That it shall be the duty of the owners of land situated outside of incorporated towns and cities to mow or cut near the surface all weeds on said land within the limits of the public roads thereon, on or before the 15th day of August of each year.

**SEC. 2. Enforcement of same.** That in the event said land owners do not comply with the foregoing section, on or before the 15th day of August of each year, it shall then be the duty of the road supervisor having jurisdiction to give such owner, his agent or lessee, three days' notice in writing to comply with section one hereof, and upon failure so to do it shall be the duty of the road supervisor to mow or cut near the surface the weeds on such public roads of his district, and he shall make return in writing to the trustees of such township, with the bill for his expenses, which in no case shall exceed two dollars per day for his services, which shall be audited and allowed by said board and paid from the district road fund, and the amount so paid shall be entered up and levied against the lands on which said weeds have been destroyed, and collected by the county treasurer, the same as other taxes, and returned to such district road fund.

Approved April 7, 1898.

### CHAPTER 39.

S. F. 22.

AN ACT to amend section one thousand five hundred sixty-two, (1562) of the code, relating to the destruction of thistles.

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

**SECTION 1. Written notice.** That section one thousand five hundred sixty-two, (1562) of the code be, and the same is hereby amended by striking out of lines three and four the words "Vacant or owned by nonresidents, the owner, agent, or lessee of which is unknown," and insert in lieu thereof the words "Shall cause a written notice to be served on the owner, agent, or lessee of such lands or lots, if found within the county, notifying him to destroy said thistles within ten days from the service of said notice, and in case the same are not destroyed within such time, or if such owner, agent, or lessee is not found within the county, then the road supervisor."

Approved March 19, 1898.

### CHAPTER 40.

S. F. 182.

AN ACT to amend section one thousand six hundred and ten (1610) title nine (IX) chapter one (1) of the code in relation to corporations for pecuniary profit.

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

**SECTION 1. Increase of capital stock.** That section one thousand six hundred and ten (1610) of the code be and the same is hereby amended by striking out the word "thereafter" in line thirteen (13), of said section.

**SEC. 2. Maximum incorporation fee.** That said section one thousand six hundred and ten (1610) be further amended by striking out the words "three hundred and fifty" in line fifteen (15) of said section and insert in lieu thereof "two thousand."

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
Secretary of State.

#### CHAPTER 41.

H. F. 92.

AN ACT to amend section one thousand six hundred and ten (1610) of the code and to encourage the production of sugar from beets grown in the state.

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

**SECTION 1. Corporations exempt from payment of fee.** That section sixteen hundred and ten (1610) of the code be amended by inserting after the word "associations" in line eighteen, the following: "And corporations organized for the manufacture of sugar from beets grown in the state of Iowa."

Approved March 28, 1898.

#### CHAPTER 42.

H. F. 348.

AN ACT to repeal section sixteen hundred and fifty-four [1654] of the code and enact a substitute therefor.

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

**SECTION 1. Officers Agricultural society.** That section sixteen hundred and fifty-four (1654) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"The officers chosen at such meeting shall be a president, vice-president and five directors. The president and vice-president shall hold office one year and be directors by virtue of their office. The other directors shall serve two years, so that the entire number shall always be ten, one half of whom shall be chosen annually, and six of whom shall constitute a quorum. The term of office of directors, other than president and vice-president, shall be two years, except vacancies shall be filled only until the next annual meeting. The board shall elect a secretary and treasurer, whose terms of office shall be one year, and the board may fill any vacancy in office until the next annual meeting. The president or a majority of the board may call meetings of the board when the interests of the society require action by the board."

Approved April 7, 1898.

#### CHAPTER 43.

S. F. 16.

AN ACT to repeal section sixteen hundred sixty-one (1661), chapter three (3), [title nine (IX),] of the code, relating to agricultural and horticultural societies, etc., and enacting a substitute therefor.

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

**SECTION 1. State aid to district or county society.** That section sixteen hundred sixty-one (1661) of the code be and is hereby repealed and the following enacted in lieu thereof:

“Any county or district agricultural society, upon filing with the auditor of state affidavits of its president, secretary, and treasurer showing what sum has actually been paid out during the current year for premiums, not including races, or money paid to secure games or other amusements, and that no gambling devices or other violations of law were permitted, together with a certificate from the secretary of the state society showing that it has reported according to law, shall be entitled to receive from the state treasury a sum equal to forty per cent of the amount so paid in premiums, but in no case shall the amount paid to any society exceed the sum of two hundred dollars.”

Approved March 25, 1898.

#### CHAPTER 44.

S. F. 185.

AN ACT to amend section seventeen hundred and forty-four (1744) of the code relating to proofs of loss under contracts of insurance.

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

**SECTION 1. Notice and proof of loss.** That section seventeen hundred and forty-four of the code be amended by striking out the words “the preceding” in the second line, and insert after the word “section” in the third line the words “seventeen hundred and forty-two hereof.”

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

Approved March 31, 1893.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 45.

H. F. 98-136.

AN ACT to amend section seventeen hundred fifty-two (1752), chapter four (4), title nine (IX), of the code, relative to insurance other than life.

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

**SECTION 1. Foreign company—annual statement and renewal fee.** That subdivision No. five (5) of section seventeen hundred fifty-two (1752) of the code be amended by inserting after the word *company* in the first line of said subsection the words “twenty dollars,” and striking out the word *twenty* in the second line and insert in lieu thereof the word “two.”

**SEC. 2. Fees for certified copies.** Strike out subdivision No. eight (8) of said section, and designate subdivision No. nine (9) as No. eight (8).

**SEC. 3. Fees for certificates for publication.** That said section be amended by adding the following as subdivision No. nine (9) thereof: “For each certificate for publication of foreign companies two dollars, and for each certificate for publication of Iowa companies fifty cents.”

**SEC. 4. In effect.** This act, being deemed of immediate importance, shall be in force and take effect from and after its publication in the Iowa State Register, and Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 46.

H. F. 220.

AN ACT to amend section seventeen hundred and eighty-two (1782) of the code, relative to life insurance companies and associations.

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

**SECTION 1. Associations included.** That section seventeen hundred and eighty-two (1782) of the code, be, and the same, is hereby amended by inserting in the first, sixth, and eighth lines, immediately after the word "company" the words "or associations."

Approved April 7, 1898.

## CHAPTER 47.

H. F. 257.

AN ACT to amend section eighteen hundred and thirty-two (1832) of the code relative to the issuing of state auditor's certificates to fraternal beneficiary societies, orders or associations.

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

**SECTION 1. Annual certificates.** That section eighteen hundred and thirty-two (1832) of the code be and the same is amended by adding the following: "Provided, however, that before such certificate shall be issued, the fraternal beneficiary society, order or association shall have actual applications upon at least two hundred and fifty lives for at least one thousand dollars each."

**SEC. 2. In effect.** 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 April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April, 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 48.

S. F. 56.

AN ACT to amend section eighteen hundred and ninety-eight (1898) of the code, relating to building and loan associations.

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

**SECTION 1. Prior contracts legalized.** That section eighteen hundred and ninety-eight (1898) of the code, is hereby amended by adding thereto the following:

"The provisions of said section shall apply to and govern all contracts between building and loan and savings and loan associations and their members, made and entered into prior to the taking effect of the code, and every such contract shall in all actions and proceedings be construed and enforced as in said section provided, and with the same force and effect as if made and entered into after the code took effect, anything in the statutes in force when such contracts were made to the contrary notwithstanding."

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

Approved March 8, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 9, 1898.

G. L. DOBSON,  
*Secretary of State.*



## CHAPTER 49.

S. F. 53.

AN ACT to amend section number two thousand and seventy-one (2071), chapter five (5) title ten (X) of the code, relating to liability for injuries to employes.

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

**Prior contracts not a bar or defense to cause of action.** That section number two thousand and seventy-one (2071) of the code be amended by adding at the end thereof the following:

“Nor shall any contract of insurance, relief, benefit, or indemnity in case of injury or death, entered into prior to the injury, between the person so injured and such corporation, or any other person or association acting for such corporation, nor shall the acceptance of any such insurance, relief, benefit, or indemnity by the person injured, his widow, heirs, or legal representatives after the injury, from such corporation, person, or association, constitute any bar or defense to any cause of action brought under the provisions of this section, but nothing contained herein shall be construed to prevent or invalidate any settlement for damages between the parties subsequent to injuries received.”

Approved March 8, 1898.]

## CHAPTER 50.

S. F. 52.

AN ACT to amend title ten (X), chapter five (5), of the code, in respect to the regulation of automatic couplers, required to be used by railways in this state.

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

**SECTION 1. Extension of time.** That section two thousand and eighty (2080) of the code, be and the same is hereby amended, by adding thereto after the period in the fourth line thereof the following: “Provided that the board of railroad commissioners shall have power upon a showing which it shall deem reasonable, to extend the time within which any such corporations shall be required to comply with the provisions of this section; but no such extension shall be made beyond January 1st, 1900.”

**SEC. 2. In effect.** 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 at Des Moines, Iowa.

Approved January 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, January 29, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 51.

H. F. 163.

AN ACT relating to certain fines and penalties provided for by section two thousand and eighty-three (2083) of the code pertaining to automatic couplers.

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

**SECTION 1. Exempt from liability.** That no corporation, company, or person shall be liable to any prosecution in any court of this state for any fines or penalties incurred under the provisions of section two thousand and eighty-three (2083) of the code in so far as the same relates to the operation of cars not equipped with safety automatic couplers only, as provided by section twenty hundred and eighty (2080) of the code, from the first day of January, 1898, up to and including the time of the taking effect of this act; and every such corporation, company, or person shall be, and is hereby,

released from all criminal prosecution, penalties, fines, and forfeitures for failure to have cars equipped with such safety automatic couplers during such period.

**SEC. 2. Pending litigation.** This act shall in no manner affect pending litigation.

**SEC. 3. In effect.** 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 at Des Moines, Iowa.

Approved February 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 52.

H. F. 81.

AN ACT to prevent the adulteration of, and deception in the sale of linseed or flaxseed oil, and to regulate the sale thereof. [Amendatory to title XII of the code, pertaining to the police of the state.]

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

**SECTION 1. Manufacture—sale.** No person, firm, or corporation shall manufacture or mix for sale, sell, or offer for sale, as raw linseed oil, any article which is not wholly the product of commercially pure linseed or flaxseed. Nor shall any person, firm, or corporation manufacture or mix for sale, sell, or offer for sale, as boiled linseed oil, any article, unless the oil from which said article is made be wholly the product of commercially pure linseed or flaxseed, and unless the same has been heated to at least two hundred and twenty-five (225) degrees Fahrenheit.

**SEC. 2. Compounds excepted.** Nothing in this act shall be construed as prohibiting the sale or manufacture of any compound of linseed or flaxseed oil; provided, that such compound, if it imitates in appearance and is designed to take the place of linseed or flaxseed oil, shall not be manufactured or mixed for sale, sold, or offered for sale under a name or description containing the words "linseed oil" or "flaxseed oil"

**SEC. 3. Penalty.** Any person, firm, or corporation who shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished for each and every such violation, by a fine of not less than fifty (50) dollars, nor more than five hundred (500) dollars; and in default of the payment of such fine shall be committed to the county jail for a period of not less than thirty (30) days.

**SEC. 4. Duties and powers of inspectors and board of health.** It shall be the duty of the inspectors of petroleum products, under such rules and regulations as the state board of health may prescribe, to enforce the provisions of this act. The violation of any of the provisions of this act relating to the manufacture and adulteration of linseed or flaxseed oil is hereby declared to be a public nuisance, and any court of competent jurisdiction is authorized, upon application of the board of health or its agents, to enjoin such violation, in the same manner as injunctions are usually granted under the rules and practice of such court. The board, its inspectors, assistants, experts, and chemists, and others appointed by it, shall have access, ingress, and egress to and from all places of business and buildings where linseed or flaxseed oil is kept for sale, stored or manufactured. They shall also have the power and authority to open any tank, barrel, can, or other vessel containing such oil, and may inspect the contents thereof, and take samples therefrom for analysis. All clerks, book-keepers, express agents, railroad agents, or officials, employes of common carriers, or other persons, shall render them all the assistance in their power, when so requested, in tracing, finding, or inspecting such oil.

**SEC. 5. Cost of analysis—county attorney.** It shall be the duty of the court in every action brought under this act to tax as costs in the cause, the actual and necessary expense of analyzing the linseed or flaxseed oil which shall be in controversy in such proceeding; provided, that the amount so taxed shall not exceed the sum of twenty-five (25) dollars. It shall be the duty of the county attorney, upon the application of the state board of health, to attend to the prosecution in the name of the state, of any suit brought for violation of any of the provisions of this act within his county.

Approved March 7, 1898.

## CHAPTER 53.

H. F. 246.

AN ACT to prohibit the bringing into the state of any nursery stock infested with the San Jose scale; to provide for the punishment thereof; and to prevent the spread of the scale within the state. [Additional to title XII of the code, pertaining to the police of the state.]

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

**SECTION 1. State entomologist—assistants—fees.** The entomologist of the state experiment station is hereby constituted the state entomologist and charged with the execution of this act. He may appoint such qualified assistants as may be necessary, fix a reasonable compensation for their labor, and pay the same; and their acts shall have the same validity as his own. He shall, by himself, or his assistants, between the first day of June and the fifteenth day of September, in each year, when requested by the owner or agent or where he has reasonable grounds to believe the scale exists, carefully examine any nursery, fruit farm, or other place where trees or plants are grown for sale, and if found apparently free from the scale, he shall issue his certificate stating the facts, and shall collect therefor a fee of not less than five dollars, nor more than fifteen dollars, according to the amount of stock inspected. It shall be unlawful to sell, or offer for transportation, any nursery stock outside the county where said nursery stock is grown unless accompanied by a copy of this certificate.

**SEC. 2. Quarantine—treatment—collection of cost.** The state entomologist shall have authority, when requested by the owner or agent, or when he has reasonable grounds to believe the scale exists, to enter upon any grounds, public or private, for the purpose of inspection, and, if he finds any nursery, orchard, garden, or other place infested by the scale, he may, by himself or his assistants, enter upon such premises and establish quarantine regulations. If in his judgment the scale may be eradicated by treatment, he may, in writing, order such treatment, and prescribe its kind and character. In case any trees, shrubs or plants are found so infested that it would be impracticable to treat them, he may order them burned. A failure for ten days after the delivery of such order to the owner or persons in charge to treat or destroy such infested trees or plants, as ordered, shall authorize the entomologist to perform this work by himself or his assistants, and to ascertain the cost thereof. He shall certify the amount of such cost to the owner or person in charge of the premises, and if the same is not paid to him within sixty days thereafter he shall certify the amount to the county auditor, who shall spread the same upon the tax books, to be collected as other taxes are, and turned over to the entomologist to become a part of the fund for carrying this act into effect.

**SEC. 3. Inspection of nursery stock shipped into state.** Where nursery stock is shipped into this state, accompanied by a certificate as herein provided, it shall be held *prima facie* evidence of the facts therein stated, but the state entomologist, by himself or his assistants, when they have reason to believe any such stock is infested with the scale, shall be authorized to inspect the same and subject it to like treatment as provided in section two of this act.

**SEC. 4. Certificate of inspection—penalties.** It shall be unlawful for any person, firm, or corporation to bring into the state any trees, plants, vines, cuttings, and buds, commonly known as nursery stock unless accompanied by a certificate of inspection by a state entomologist of the state from which the shipment was made, showing that the stock has been inspected and found apparently free from the scale. Any person violating or neglecting to carry out the provisions of this act, or offering any hindrance to the carrying out of this act, shall be adjudged guilty of a misdemeanor and upon conviction before a justice of the peace shall be fined not less than ten dollars, nor more than one hundred dollars, for each and every offense, together with all the costs of the prosecution, and shall stand committed until the same are paid. All amounts so recovered shall be paid over to the state entomologist, and added to the fund herein provided for the carrying out the provisions of this act.

**SEC. 5. Compensation.** The state entomologist shall be allowed and paid for his services while engaged in this work, all his necessary traveling expenses and the sum of five dollars per day. All funds coming into his hands shall be paid over to the state treasurer, with an itemized statement of the source whence received. He shall certify the amount of his expenses and per diem to the auditor of state, who shall thereupon draw his warrant upon the treasurer of state for the amount, which shall be paid out of the funds provided for carrying this act into effect.

**SEC. 6. Appropriation.** There is hereby appropriated out of any moneys not otherwise appropriated, the sum of one thousand dollars (\$1,000), or so much thereof as may be necessary, for carrying out the provisions of this act.

Approved April 12, 1898.

#### CHAPTER 54.

S. F. 379.

AN ACT repealing section twenty-two hundred and ninety-one (2291) of the code, in relation to compensation for keeping patients in the insane hospitals, and to enact a section in lieu thereof.

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

**SECTION 1. Amount allowed for care of patients.** That section twenty-two hundred and ninety-one (2291) of the code be, and the same is hereby repealed, and the following enacted in lieu thereof:

"The trustees of the hospitals for the insane shall, from time to time, fix the monthly sum for the board and care of patients therein; which sum for the hospitals at Mount Pleasant and Independence shall not exceed twelve dollars, and for the hospital at Clarinda shall not exceed thirteen dollars; which sum shall be paid therefor, when certified by the superintendent under attestation of the hospital seal, and this certificate shall be competent evidence of the amount due for the time therein stated. The amount drawn in any one month shall be based on the average number of patients in the respective hospitals for the preceding month."

Approved April 7, 1898.

#### CHAPTER 55.

S. F. 37.

AN ACT to amend section twenty-three hundred and eight [2308], chapter two [2], [title twelve (XII)], of the code, relating to the rate of tax levy for county insane fund.

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

**SECTION 1. Increase of tax.** Section twenty-three hundred and eight of the code is hereby amended by striking out at the end of the second line the word "one-half;" and inserting in lieu thereof the word[s] "one and one-half."

Approved April 7, 1898.

## CHAPTER 56.

S. F. 133.

AN ACT to amend section twenty-three hundred and eighty-six [2386] of the code, relating to registered pharmacists.

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

**SECTION 1. Cancellation of certificate.** That section twenty-three hundred and eighty-six of the code, be and the same is hereby amended by striking out the word "shall" at the end of line eight and substituting in lieu thereof the word "may"

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

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 57.

H. F. 132.

AN ACT to amend section two thousand three hundred ninety-two [2392] of the code, relating to change of place of conducting pharmacy.

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

**SECTION 1. Change of location.** That section two thousand three hundred and ninety-two of the code be amended by adding the following:

"Provided that upon the expiration of the lease or destruction of the building where such business is conducted, or for other good and sufficient cause shown, consent in writing of the bondsmen having been obtained therefor, or a new bond given, the district court of the county which granted said permit, or a judge of said court, may change the place specified in said permit to some other place in the same city, town, or township, upon motion therefor. A copy of said motion, and notice of the time when and the place where the same will be heard, shall be given to the county attorney of the county where said place is situated, at least five days before said hearing."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved February 26, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 58.

H. F. 177.

AN ACT to amend section twenty-four hundred [2400] of the code, relating to revocation of pharmacists' permit.

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

**SECTION 1. Unlawful sale.** That section twenty-four hundred of the code be and the same is hereby amended by striking out the words, "since receiving his permit," in line seventeen of said section, and inserting in lieu thereof the words "within the last two years."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 59.

H. F. 16.

AN ACT to amend section [twenty-four hundred and eighty-eight] 2488 of the code, relating to the ventilation of mines.

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

SECTION 1. **Air currents.** That section 2488 of the code, be and the same is hereby amended, by inserting in line seven after the words "working parts of the same" the following, "But in no case shall the air current be a greater distance than sixty feet from the working face, except when making cross cuts in entries for an air-course; then in that case the distance shall not be greater than seventy feet, provided, however, that the district mine inspector may in writing grant permission to go beyond the limit herein mentioned when the conditions are such in a special case as to require it." When the air current is carried to the working face of the rooms, in double-room mining, such air current shall be treated as that contemplated in this act.

Approved March 28, 1898.

#### CHAPTER 60.

S. F. 100.

AN ACT to amend chapter nine [9], title twelve [XII], of the code, in relation to the use of oil in coal mines.

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

SECTION 1. **Penalty for use of oil not inspected.** That section twenty-four hundred and ninety-four (2494) of the code be amended by adding after the words "adulterated oils" in the eleventh line, the words "Oil that has not been inspected and approved by an inspector."

SEC. 2. **Testing oil.** That section twenty-four hundred and ninety-five (2495) be stricken out and the following substituted therefor:

"It shall be the duty of an inspector of petroleum products to inspect and test all oil offered for sale, sold, or used for illuminating purposes in coal mines in this state, and for such purpose he may enter upon the premises of any person. If upon test and examination the oil shall meet the requirements made and provided by the state board of health, he shall brand, over his own official signature and date, the barrel or vessel holding the same with the words "Approved for illuminating coal mines." Should it fail to meet such requirements, he shall brand it over his official signature and date, "Rejected for illuminating coal mines." All inspection shall be made within this state, and paid for by the person for whom the inspection is made at the rate of ten cents per barrel or vessel, which charge shall be a lien on the oil inspected, and be collected by the inspector. Each inspector shall be governed in all things respecting his record, compensation, expenses, and returns to the treasurer of state and secretary of state as provided in sections twenty-five hundred and six and twenty-five hundred and seven of the code. It shall be the duty of the inspector whenever he has good reason to believe that oil is being sold or used in violation of the provisions of this chapter to make complaint to the county attor-

ney of the county in which the offense was committed, who shall forthwith commence proceedings against the offender, in any court of competent jurisdiction. All reasonable expenses for analyzing suspected oil shall be paid by the owner of the oil whenever it is found that he is selling or offering to sell impure oil in violation of the provisions of this chapter. Such expenses may be recovered in a civil action, and in criminal proceedings such expenses shall be taxed as part of the costs."

SEC. 3. In effect. 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 at Des Moines, Iowa.

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and Des Moines Leader, April 7, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 61.

S. F. 305.

AN ACT to amend section twenty-five hundred and three (2503) of the code, relating to the inspection of petroleum products.

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

SECTION 1. **Appointment of deputies.** Amend section twenty-five hundred and three (2503) of the code by adding thereto the following:

"Where there are two or more inspection stations, under the jurisdiction of the same inspector, he may with the approval of the governor appoint a deputy or deputies, each of whom shall be a resident of the state and not interested directly or indirectly in the manufacture or sale of petroleum products, for all of whose official acts the principal shall be responsible, and who shall serve without additional compensation or expense to the state."

SEC 2 In effect. 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 5, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 62.

S. F. 112.

AN ACT to amend section twenty-five hundred and eight (2508) of the code in relation to the specific gravity and inspection of petroleum products.

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

SECTION 1. **Fines.** That section twenty-five hundred and eight (2508) of the code be amended by striking out of the twenty-second line the words: "At a specific gravity of not less than seventy nor more than seventy-five degrees." Also, by adding after the words "street lamps" in the twenty-fourth line the words: "Shall be fined not less than ten dollars nor more than fifty dollars." Also, by adding after the words "shall be," in the thirty-eighth line the words: "*Fined not less than fifty dollars,*" and shall be ["Fined not less than fifty dollars, and shall be"].

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa

Daily State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 63.

S. F. 22.

AN ACT to amend section twenty-five hundred and thirty-six (2536), chapter fourteen (14), title twelve (XII), of the code, in relation to the State Veterinary Surgeon.

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

**SECTION 1. Appropriation.** That section 2536, of chapter 14, title 12 of the code be amended by striking out the word "three" in the third line and inserting the word "five" in lieu thereof.

Approved April 7, 1898.

#### CHAPTER 64.

S. F. 116.

AN ACT amending sections two thousand five hundred and thirty-nine (2539), two thousand five hundred and forty (2540), and two thousand five hundred and fifty-nine (2559) of the code, relating to the care and propagation of fish and the protection of birds and game.

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

**SECTION 1. Seizure without warrant—sale.** Section two thousand five hundred and thirty-nine (2539) of the code is amended by adding thereto:

"It shall be the duty of the fish and game warden, sheriffs, constables, and police officers of this state to seize and take possession of any fish, birds, or animals which have been caught, taken, or killed at a time, in a manner, or for a purpose, or had in possession or under control, or have been shipped, contrary to the provisions of this chapter. Such seizure may be made without a warrant. Any court having jurisdiction of the offense, upon receiving proof of probable cause for believing in the concealment of any fish, birds, or animals, caught, taken, killed, had in possession, under control, or shipped contrary to any of the provisions of this chapter, shall issue a search-warrant and cause a search to be made in any place therefor. Any fish, birds, or animals so found shall be sold for the purpose of paying the costs in the case, and the amount, if any, in excess of the costs shall be turned into the school fund of the county in which the seizure is made. Any net, seine, trap, contrivance, material, and substance whatever, while in use or had and maintained for the purpose of catching, taking, killing, trapping or deceiving any fish, birds, or animals contrary to any of the provisions of this chapter is hereby declared to be, and is, a public nuisance, and it shall be the duty of the fish and game warden, sheriffs, constables, and police officers of the state, without warrant or process, to take or seize any and all of the same."

**SEC. 2. Fishing—what permitted.** Section two thousand five hundred and forty (2540) of the code is amended by adding thereto:

"No person shall, at any time, kill, destroy, have in possession or under control, for any purpose whatever, any black bass, wall-eyed pike, or trout less than six (6) inches in length, except for the purpose of returning the same to the water from which they were taken, as soon as they are taken therefrom, with as little injury to the fish as possible."



**SEC. 3. Opinions of attorney-general.** Section two thousand five hundred and fifty-nine (2559) of the code is amended by adding thereto:

“When requested by the fish and game warden the attorney general shall give his opinion, in writing, upon all questions of law pertaining to the office of such warden. Nothing in this chapter shall be construed as prohibiting any person from instituting legal proceedings for the enforcement of any provisions hereof.”

**SEC. 4. Fishing—when permitted.** Strike out in 3rd line of sec. 2540 of the code the word “April” and insert in lieu thereof the word “November.”

**SEC. 5. Information filed—notice served.** The officer making seizure of any fish, game, or property referred to herein shall safely keep same until disposed of according to law. As soon as practicable after any seizure, he, or the fish and game warden, shall file an information under oath before any justice of the peace of the county where the seizure was made, alleging the facts warranting the forfeiture or destruction of such fish, game, or property, naming the person, if known, from whom the seizure was made. A notice shall be served upon such person, or if the person who had possession of such property is unknown, such notice shall be posted in three public places in said county, not less than five nor more than fifteen days before the trial, stating the fact of seizure and the time and place of trial, and that if no appearance is made and the court shall so determine that said fish, game, or property will be adjudged forfeit to the state or destroyed.

**SEC. 6. In effect.** 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 March 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 65.

H. F. 164.

AN ACT for the protection of deer, elk, and goats and to provide punishment for the violation thereof. [Additional to title XII, chapter 15, of the code, relating to the protection of game.]

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

**SECTION 1. What prohibited.** That it shall be unlawful for any person other than the owner, or person authorized by the owner, to kill, maim, trap, or in any way injure or capture any deer, elk, or goat except when distrained as provided by law.

**SEC. 2. Penalty.** Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and be punished by imprisonment in the county jail for a period not exceeding thirty (30) days or by a fine not exceeding one hundred (100) dollars, or by both such fine and imprisonment.

Approved March 30, 1898.

#### CHAPTER 66.

S. F. 1.

AN ACT to amend section two thousand five hundred and fifty-one (2551) of the code, relating to the protection of game.

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

**SECTION 1. Pheasant—quail.** That section twenty-five hundred and fifty-one of the code of Iowa be and the same is hereby amended, by

striking out of the fifth line thereof the word "December" and inserting in lieu thereof the word "January," and, also, by striking out of the sixth line thereof the word "October" and inserting in lieu thereof the word "November."

Approved February 17, 1898.

#### CHAPTER 67.

S. F. 26.

AN ACT to amend section two thousand five hundred and sixty-four (2564), chapter sixteen [16] title twelve [XII] of the code, in relation to the state board of health.

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

**SECTION 1. Furniture—office supplies.** That section two thousand five hundred and sixty-four (2564), of chapter sixteen, title twelve of the code be amended by adding after the word "rooms" in eleventh line the words "Office supplies and furniture except postage and stationery."

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

Approved March 31, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 5, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 68.

H. F. 45.

AN ACT to amend section two thousand five hundred and eighty-three (2583), chapter seventeen (17), title twelve (XII), of the code in relation to the practice of medicine.

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

**SECTION 1. Expenses of board.** That section two thousand five hundred and eighty-three (2583), chapter 17, title 12 of the code be, and the same is hereby amended, by adding after the [word] "capitol" in the seventh line, the following words, to-wit: "All printing, postage, and other contingent office expenses necessarily incurred under the provisions of this chapter, shall be paid from said fund."

**SEC. 2. In effect.** 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 at Des Moines, Iowa.

Approved March 22, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 24, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 69.

H. F. 244.

AN ACT to regulate the practice of osteopathy in the state of Iowa. [Amendatory to title XII, chapter 17, of the code, relating to the practice of medicine.]

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

**SECTION 1. Diploma—certificate.** Any person holding a diploma from a legally incorporated and regularly conducted school of osteopathy of good repute as such, and wherein the course of study comprises a term of at least twenty months or four terms of five months each, in actual attendance at such school, and shall include instructions in the following branches, to-wit: Anatomy, physiology, chemistry, histology, pathology, gynecology, obstetrics and theory and practice of osteopathy, shall upon the presentation

of such diploma to the state board of medical examiners and satisfying such board that they are the legal holders thereof, shall be granted by such board, a certificate permitting such person to practice osteopathy in the state of Iowa, upon payment to said board of a fee of twenty dollars, which certificate shall be recorded by the county clerk of the county in which the holder desires to practice for which he shall receive a fee of one dollar.

SEC. 2. **What not authorized.** The certificate provided for in the foregoing section, shall not authorize the holder thereof to prescribe or use drugs in his practice, nor to perform major or operative surgery.

SEC. 3. **False representation—penalty.** Any person who for the purpose of securing such certificate shall falsely represent himself or herself to be the legal holder of any such diploma, shall be deemed guilty of a misdemeanor, and on conviction be fined not less than fifty nor more than one hundred dollars.

SEC. 4. **Revocation of certificate.** Any such certificate may be revoked by the state board of health upon satisfactory proof of fraudulent misrepresentation in procuring the same or for any violation of the provisions of the certificate and for any gross immorality by the holder thereof.

SEC. 5. **Not the practice of medicine, etc.** The system, method or science of treating diseases of the human body commonly known as osteopathy is hereby declared not to be the practice of medicine, surgery or obstetrics within the meaning of section twenty-five hundred and seventy-nine (2579) title twelve (XII) chapter seventeen (17) of the code.

Approved March 31, 1898.

#### CHAPTER 70.

H. F. 343.

AN ACT to amend section [twenty-five hundred and eighty-nine] 2589 of the code relating to examinations for registration as pharmacists.

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

SECTION 1. **When examination not required.** That section twenty-five hundred and eighty-nine of the code, be and the same is hereby amended by striking out the words, beginning with the word "graduates" in the sixth line thereof down to and including the word "examination" in the ninth line thereof, and by substituting in lieu thereof the following, to-wit: "Graduates of pharmacy holding a diploma from the state university, or from any school or college of pharmacy requiring a course of study and laboratory work equivalent to that prescribed by the said state university in its catalogue for the year 1897-98, may be registered without examination."

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

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
Secretary of State.

#### CHAPTER 71.

S. F. 177.

AN ACT to amend section twenty-five hundred and ninety-seven (2597) of the code, relating to the practice of dentistry.

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

SECTION 1. **License.** That section twenty-five hundred and ninety-seven (2597) of the code, be and the same is hereby amended as follows Strike out the word "regular" in the seventeenth line of said section.

Approved April 7, 1898.

## CHAPTER 72.

S. F. 262.

AN ACT to amend section twenty-six hundred and eight (2608) of the code, in relation to the support of the Soldiers' Home.

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

SECTION 1. **Appropriation for general support.** That section twenty-six hundred and eight (2608) of the code be and the same is hereby amended as follows: By striking out all of said section to and including the word "home" in the fourth line thereof, and by striking out the word "ten" in the fifth line thereof, and inserting in lieu thereof the word "fourteen," and by inserting after the word "member [number]" in the seventh line thereof the word "present."

Approved April 7, 1898.

## CHAPTER 73.

S. F. 145.

AN ACT to repeal section twenty-six hundred and thirty-four (2634) of the code, and to enact a substitute therefor, relating to the State Board of Educational Examine[r]s, and authorizing it to employ a secretary.

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

SECTION 1. **Compensation—secretary—salary.** That section twenty-six hundred and thirty-four of the code be, and the same is hereby repealed, and the following enacted in lieu thereof:

"Each member of the board, and person appointed to assist in conducting examinations, shall receive for the time actually employed in such service his actual necessary expenses, and those not salaried officers shall be paid in addition three dollars a day. The board shall have power to employ a secretary and prescribe his duties. He shall receive a salary of not exceeding \$75 a month and actual necessary expenses while engaged in the performance of his duties at places other than his residence. All expenditures authorized by this section shall be certified by the superintendent of public instruction to the auditor of state, who shall draw warrants therefor upon the treasurer, but not to exceed the fees paid into the treasury by the board. The aggregate amount to be paid in any one year by the board for all purposes shall not exceed \$1,500."

Approved April 7, 1898.

## CHAPTER 74.

S. F. 239.

AN ACT fixing the salary of the chief executive officers of certain state institutions, and defining the qualifications of the Superintendent of the School for the Deaf. [Amendatory to title XIII, of the code, relating to public institutions.]

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

SECTION 1. **Salaries.** From and after July 1, 1898, the annual salary of the chief executive officer of the following institutions shall be: For the institution for feeble-minded children at Glenwood, twenty-four hundred dollars; for the industrial school, boys' department at Eldora, eighteen hundred dollars; for the school for the deaf at Council Bluffs, fifteen hundred dollars; for the college for the blind at Vinton, twelve hundred dollars; for the Iowa soldiers' orphans' home at Davenport, twelve hundred dollars; for the industrial school, girls' department, at Mitchellville, twelve hundred dollars; for the industrial home for the blind at Knoxville, six hundred dollars. The superintendent of the school for the deaf shall be proficient in the use of the sign language.

Approved April 7, 1898.

## CHAPTER 75.

S. F. 98.

AN ACT to amend section twenty-six hundred and forty-four (2644) of chapter three (3), title thirteen (XIII) of the code, relating to State University.

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

**SECTION 1. Tax for library and repairs.** That section twenty-six hundred and forty-four (2644) of chapter three (3), title thirteen (13) of the code be and the same is hereby amended by striking out the word "four" in the ninth line thereof and inserting in lieu thereof the word "five." Also by striking out the word "five" in the last line of said section and inserting in lieu thereof the word "six."

**SEC. 2. Purchase of books for library—repairs.** That said section be further amended by adding thereto the following:

"The board of regents or managing board of the state university shall have authority to expend from time to time in the purchase of books for the university library not to exceed forty-one thousand and nine hundred dollars (\$41,900) in the aggregate, and warrants shall be issued therefor payable when the additional year's tax herein authorized is collected. There shall also be paid out of said additional year's tax the sum of thirteen thousand and one hundred dollars (\$13,100) expended in restoring the burned library building and repairing and replacing apparatus injured and destroyed, and in preserving the damaged books and property and warrants shall be issued therefor."

Approved April 7, 1898.

## CHAPTER 76.

H. F. 75-76.

AN ACT to amend sections twenty-six hundred and forty-six (2646) and twenty-six hundred and fifty (2650) of chapter four [4], title thirteen [XIII] of the code, enlarging the board of trustees of the State College of Agriculture and Mechanic Arts, and providing for the time of meeting of said board, and making the fiscal year of said college agree with the fiscal year of the state.

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

**SECTION 1. Ex-officio members.** That section 2646 of the code of Iowa be and the same is hereby amended by inserting between the word "trustees" and the word "but," in the second line of said section, the words: "Of which the governor and superintendent of public instruction shall be members, by virtue of office."

**SEC. 2. Annual meeting—fiscal year.** That section 2650 of the code of Iowa be and the same is hereby amended by striking out all of said section up to and including the word "year," in the fifth line of said section, and inserting therein in lieu thereof, the following: "Annual meetings of the board of trustees shall be held at the college during the month of June of each year; the chairman may call special meetings, when found expedient. The fiscal college year shall begin on the first day of July, and end on the thirtieth day of June, of each year."

**SEC. 3. In effect.** 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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 6, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 77.

H. F. 106.

AN ACT amending section twenty-six hundred and eighty-two [2682] of the code, relating to annual appropriations for the Normal School at Cedar Falls, Iowa.

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

**SECTION 1. Teachers' and contingent fund.** That section twenty-six hundred and eighty-two of the code be and the same is hereby amended by striking out the words "seventeen thousand five hundred," in the second line of said section, and inserting in lieu thereof the words "twenty-eight thousand five hundred," and by striking out the words "three thousand" in the fourth line of said section, and inserting in lieu thereof the words "nine thousand."

Approved April 12, 1898.

## CHAPTER 78.

S. F. 6.

AN ACT to amend the title of chapter six (6), title thirteen (XIII), of the code, and to amend sections twenty-six hundred and eighty-three, twenty-six hundred and eighty-five, twenty-six hundred and eighty-eight, and twenty-six hundred and ninety-two, (2683, 2685, 2688, 2692) of said chapter, in relation to the Orphans' Home and Home for Destitute Children at Davenport, Iowa.

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

**SECTION 1. Change of name.** That the title of chapter six (6) be and the same is hereby amended by striking out the words "Of Orphans' Home and Home for Destitute Children" and by inserting in lieu thereof the words "Iowa Soldiers' Orphans' Home."

**SEC. 2. Same.** That section twenty-six hundred and eighty-three (2683) be and the same is hereby amended by striking out the words "orphans' home and home for destitute children" in the first and second lines thereof and by inserting in lieu thereof the words "The Iowa soldiers' orphans' home."

**SEC. 3. Admission.** That section twenty-six hundred and eighty-five (2685) be and the same is hereby amended by inserting after the word "themselves" in the third line thereof the words "Shall be admitted upon applications approved by the board of trustees of the home and become wards of the state." And by inserting after the word "applications" in the seventh and eighth lines thereof the words "in the latter class." That section 2685 be further amended by inserting the word "destitute" before the word "children" in the first line.

**SEC. 4. Discharge.** That section twenty-six hundred and eighty-eight (2688) be and the same is hereby amended by substituting the word "sixteen" for the word "fifteen" in the fifth line thereof.

**SEC. 5. Counties, how far liable.** That section twenty-six hundred ninety-two (2692) be and the same is hereby amended by inserting after the word "children" in the second line thereof "except soldiers' children."

**SEC. 6. In effect.** 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 March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 79.

S. F. 65.

AN ACT to amend section twenty-seven hundred [2700] of the code, providing for the support of the Institution for Feeble-Minded Children.

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

**SECTION 1. Support.** That the word "ten" in the third line of section twenty-seven hundred of the code be stricken out, and the word "twelve" inserted in lieu thereof.

**SEC. 2. Ordinary expenses.** That all of section twenty-seven hundred of the code, after the word "sum" in the eighth line, is hereby repealed.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect on the first day of April, 1898, after its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 80.

H. F. 98.

AN ACT to amend sections two thousand seven hundred and eight [2708], two thousand seven hundred and nine [2709] and two thousand seven hundred and eleven [2711] of title thirteen [XIII], chapter eight [8] of the code, in relation to discharge of boys and girls from industrial schools.

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

**SECTION 1. Term of commitment.** That section two thousand seven hundred and eight of the code be and the same is hereby amended by striking out the word "majority" in the thirty-first line of said section, and inserting, in lieu thereof, "The age of 21 years"

**SEC. 2. Same.** That section two thousand seven hundred and nine of the code be and the same is hereby amended by striking out the word "majority" in the eleventh line of said section and inserting in lieu thereof "21 years."

**SEC. 3. Same.** That section two thousand seven hundred and eleven of the code be and the same is hereby amended by striking out the word "majority" in the third and eighth lines of said section and inserting in lieu thereof, in each instance, "21 years."

**SEC. 4. In effect.** This act, being deemed of immediate importance, shall be in force from and after its publication in the Iowa State Register and Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 81.

S. F. 286.

AN ACT amending section twenty-seven hundred and thirteen (2713) of the code, in relation to the support of the Industrial School.

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

**SECTION 1. Appropriation—support.** That section twenty-seven hundred and thirteen (2713) of the code be, and the same is hereby amended as follows: By striking out the word "ten" in the third line thereof, and inserting in lieu thereof the word "nine," and by striking out of the fourth line thereof the word "eleven" and inserting in lieu thereof the word "ten."

Approved April 7, 1898.

## CHAPTER 82.

S. F. 284.

AN ACT to amend section twenty-seven hundred and eighteen (2718) of the code, in relation to the support of the College for the Blind.

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

**SECTION 1. Appropriation.** That section twenty-seven hundred and eighteen (2718) of the code be, and the same is hereby amended as follows: By striking out of line seven thereof the word "forty," and inserting in lieu thereof the word "thirty-five."

Approved April 7, 1898.

## CHAPTER 83.

S. F. 282.

AN ACT amending section twenty-seven hundred and twenty-seven (2727) of the code, in relation to support of the School for the Deaf.

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

**SECTION 1. Appropriation—support.** That section twenty-seven hundred and twenty-seven (2727) of the code be, and the same is hereby amended by striking out all after the word "quarter" in the sixth (6) line thereof, to and including the word "quarter" in the eighth line thereof. By striking out of the eighth and ninth lines thereof the word "twenty-one," and inserting in lieu thereof the word "eighteen."

Approved April 7, 1898.

## CHAPTER 84.

H. F. 189.

AN ACT to amend sections twenty-seven hundred and twenty-eight (2728), twenty-seven hundred and thirty (2730), twenty-seven hundred and thirty-one (2731), and twenty-seven hundred and thirty-two (2732), and repeal section twenty-seven hundred and thirty-three (2733) of the code, and enact a substitute therefor, in relation to county high schools.

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

**SECTION 1. How established.** That section twenty-seven hundred and twenty-eight (2728) of the code be amended by inserting after the word "question," in the sixth line thereof, the words, "Together with the amount of tax to be levied to erect the necessary buildings." Also, by inserting in said section, after the word "school" in the eleventh line thereof, the words, "And for or against the levying of the tax." Also by inserting in said section, after the word "school," in the thirteenth line thereof, the words, "And the levying of such tax."

**SEC. 2. Approval of electors.** That section twenty-seven hundred and thirty (2730) of the code be amended by striking out all that part of the same after the word "county," in the fifth line thereof, and up to and including the word "only," in the twelfth line thereof, and inserting the following, in lieu thereof: "And shall procure plans and specifications for the erection of such buildings, and make all necessary contracts for the erection of the same, the cost of which, when completed, shall not exceed the amount of the tax so levied therefor. They shall also annually make and certify to the board of supervisors on or before the first Monday of September of each year, an estimate of the amount of funds needed for improvements teachers' wages and contingent expenses for the ensuing year, designating the amount for each, which, in the aggregate shall not exceed, in any one year, two mills on the dollar, upon the taxable property of the county. No expenditures for buildings or other improvements shall be made, or contract entered into therefor, by said board, involving an outlay of to exceed five hundred dollars in any one year, without the same first being submitted to the electors of the county in which said school be located, for their approval."



**SEC. 3. Management.** That section twenty-seven hundred and thirty-one (2731) of the code be amended by striking out all that part of said section up to, and including the word "but," in the fifth line thereof, and inserting the words, "said board," in lieu thereof.

**SEC. 4 Apportionment—tuition.** That section twenty seven hundred and thirty-two (2732) of said code be amended by adding thereto, at the end of said section the following:

"Said board of trustees sha'll make all necessary rules and regulations in regard to the age and grade of attainments necessary to entitle pupils to admission into the school, and shall, on or before the tenth day of July of each year make an apportionment between the different school corporations of the county, of the pupils that shall attend said school, and shall apportion to each of said school corporations its proportionate number, based upon the number of pupils that can be reasonably accommodated in said school, and the number of pupils of school age, actual residents of such school corporations, as shown by the county superintendents' report last filed with the county auditor, of said county; said apportionment shall be published in the official papers of such county, to be paid for, as other county printing; pupils from the said school corporations to the number so designated in such apportionment, shall be entitled to admission into said school, tuition free, and none others, and it shall be unlawful to accredit pupils so attending to any other school corporation, than the one in which they are enumerated for school purposes. Should there be more applicants for such admission from any school corporation than its proportionate number, so determined, then the board of directors of such school corporation shall designate which of said applicants shall be entitled to so attend. If the school shall be capable of accommodating more pupils than those attending under such apportionment, others may be admitted by the board of trustees, preference at all times being given to pupils desiring such admission, who are residents of the county. The board of trustees shall fix reasonable tuition for such pupils. If such pupils are residents of the county the school corporation from which they attend shall pay their tuition out of its contingent fund. The principal of such high school shall report to the said board of trustees under oath, at the close of each term the names and number of pupils attending such school during said term, from what school corporation they attended, and the amount of tuition, if any, paid by each, the same to be included in the annual report of the secretary of the board of trustees to the board of supervisors, provided for in section twenty-seven hundred and thirty-one (2731) of the code. The tuition so paid to be turned over to the treasurer of the board of trustees to be used in paying the expense of said school under the direction of said board."

**SEC. 5. Petitions to abolish—election.** That section twenty-seven hundred and thirty-three of the code be repealed and the following substituted:

"Whenever citizens of any county having a county high school desire to abolish the same or to dispose of any part of the buildings or property thereof, they may petition the board of supervisors at any regular session thereof in relation thereto, and sections three hundred and ninety-seven (397), three hundred and ninety-eight (398), three hundred and ninety-nine (399) and four hundred (400) of the code shall apply to and govern the whole matter, including the manner of presenting and determining the sufficiency of such petitions and remonstrances thereto, so far as applicable. If an election is ordered the same shall be held at the time of the general

election or at a special election called for that purpose and the proposition shall be submitted and the election conducted in the manner provided in title six (6) of the code. If any proposition as herein provided be legally submitted and adopted, the board of supervisors is hereby empowered to carry the same into effect."

Approved April 12, 1898.

#### CHAPTER 85.

H. F. 112.

AN ACT to amend section twenty-seven hundred and thirty-four (2734) of the code relating to the qualifications of county superintendents.

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

**SECTION 1. Two years certificate.** That section twenty-seven hundred and thirty-four of the code be and is hereby amended by striking out of the second and third lines thereof the words: "first class or" and inserting in lieu thereof the words: "Two years certificate as provided for in section twenty-seven hundred and thirty-seven (2737) of the code issued by any county superintendent in the state, or a."

Approved April 12, 1898.

#### CHAPTER 86.

S. F. 181.

AN ACT to amend sections twenty-seven hundred and thirty-six (2736) and twenty-seven hundred and thirty-seven (2737) (chapter [thirteen] 13 of title [XIII] 13) of the code, relating to county superintendents and the examination of applicants for teachers' certificates.

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

**SECTION 1. Didactics required.** That section twenty seven hundred and thirty-six of the code be amended by the insertion of the word "didactics" after the words "United States" in the third line.

**SEC. 2. Same.** Amend section twenty-seven hundred and thirty-seven by striking out the word "didactics" after the word "branches" in the seventh line of said section.

Approved March 31, 1898.

#### CHAPTER 87.

H. F. 99.

AN ACT to amend section twenty-seven hundred and thirty-eight [2738] of the code, relative to the disbursement of the institute fund.

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

**SECTION 1. Disbursement of institute fund.** That section twenty-seven hundred and thirty-eight (2738) of the code be amended by striking out the last sentence thereof commencing with the words "All disbursements of the institute fund," and continuing to the close of said section and inserting in lieu thereof, "All disbursements of the institute fund shall be by warrants drawn by the county auditor, who shall draw said warrants upon the written order of the county superintendent, and said written order must be accompanied by an itemized bill for services rendered or expenses incurred in connection with the institute, which bill must be signed and sworn to by the party in whose favor the order is made and must be verified by the county superintendent. All said orders and bills shall be kept on file in the auditor's office until the final settlement of the county superintendent with the board of supervisors at the close of his term of office. No warrant shall be drawn by the auditor in excess of the amount of institute fund then in the county treasury."

Approved April 12, 1898.

## CHAPTER 88.

S. F. 120.

AN ACT to require boards of school directors to fence schoolhouse sites. [Amendatory to title XIII, chapter 14, of the code, relating to system of common schools.]

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

**SECTION 1. Duty of boards of school directors.** It shall be the duty of all boards of school directors in school districts where the schoolhouse site adjoins the cultivated or improved lands of another to build and maintain a lawful fence between said site and cultivated or improved lands.

**SEC. 2. Rights of owner of adjoining lands.** The owner of lands adjoining any schoolhouse site shall have the right to connect the fence on his lands with the fences around any schoolhouse site, but he shall not be liable to contribute to the maintenance of the fence around said site.

Approved March 25, 1898.

## CHAPTER 89.

S. F. 186.

AN ACT to empower boards of directors of school corporations to change boundary lines between such corporations in certain cases. [Amendatory of title XIII, chapter 14, of the code, pertaining to system of common schools.]

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

**SECTION 1. Corporation limits changed.** When the boundary line between a school township and an independent city or town district is not also the line between civil townships, such boundary may be changed at any time by the concurrence of the boards of directors; but in no case shall a forty-acre tract of land, by the government survey, be divided; and such subdivisions shall be excluded or included as entire forties. The boundaries of the school township or the independent district may in the same manner be extended to the line between civil townships, even though by such change one of the districts shall be included within and consolidated with the other as a single district. When the corporate limits of any city or town are extended outside the existing independent district or districts, the boundaries of said independent district or districts shall be also correspondingly extended. But in no case shall the boundaries of an independent district be affected by the reduction of the corporate limits of a city or town.

Approved March 19, 1898.

## CHAPTER 90.

H. F. 181.

AN ACT to provide for the sale and distribution of the school laws of Iowa. [Additional to title XIII, chapter 14, of the code, relating to the system of common schools.]

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

**SECTION 1. County auditors—requisition—duplicate receipts.** On or before the 15th day of November of each year, the auditor of each county shall make an estimate of the number of copies of the school laws of Iowa as will, in his judgment, be required to supply the demand for such laws in his county, in addition to the number of copies of said school laws furnished by the state as provided for in section 2624, chapter 1, title 13 of the code. The county auditor shall transmit his estimate to the superintendent of public instruction, together with a requisition for the number of copies required. On receipt of the requisition the superintendent of public instruction shall forward to the county auditor the number of copies named in the requisition. On receipt of the copies transmitted to him, the county auditor shall execute receipts therefor in duplicate, one of which he shall immediately transmit to the superintendent of public instruction and the other to the state auditor.

**SEC. 2. Sale—price.** The county auditor shall keep for sale at his office in the court house of the county, copies of the school laws of the state of Iowa, which he shall receive in the manner hereinbefore provided, at a price not to exceed twenty (20) cents per copy of such laws, bound in paper and not to exceed 80 cents per copy of such laws bound in cloth and pay the proceeds of such sales into the county treasury on or before the 15th day of November of each year.

**SEC. 3. Statement of copies sold.** The said county auditor shall also on or before the 15th day of November of each year, make out in writing under oath, a statement of the number of copies sold by him and not before accounted for, and the number remaining on hand and the amount paid to the county treasurer, and transmit such statement to the auditor of state, who shall charge the county treasurer with such amount, and the superintendent of public instruction shall certify to the state auditor the number of copies transmitted to each county auditor and the state auditor shall charge each county auditor therewith, and subsequently credit him with such as may be sold or otherwise lawfully disposed of.

**SEC. 4. Copies delivered to successor.** When the county auditor goes out of office, having any such copies remaining, he shall deliver them to his successor, taking his receipt therefor in duplicate, one of which shall be sent to the state auditor which shall be his sufficient discharge for the same.

Approved April 12, 1898.

## CHAPTER 91.

S. F. 172.

AN ACT to amend sections twenty-seven hundred and forty-four (2744) and twenty-seven hundred and fifty-four (2754) of the code, relating to the names of school corporations and the election of directors therein.

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

**SECTION 1 Village included.** That section twenty-seven hundred and forty-four of the code be amended by striking out the words "or incorporated" in the fifth and sixth lines thereof and inserting after the word "town" in the sixth line the words "or village."

**SEC. 2. Membership of board.** That section twenty-seven hundred and fifty-four of the code be amended by striking out the words "or incorporated" in the seventh line thereof and inserting after the word "town" in said line the words "or village." Also by inserting after the word "districts" in said line the words "And in all rural independent districts where the board now consists of six members." Also by adding after the figures "1900" in the tenth line of said section the following: "In all independent city, town, or village districts where the board now consists of three members such board shall hereafter consist of five members, three of whom shall be elected on the second Monday in March, 1898, one for one year, one for two years, and one for three years." Also by inserting, before the word "rural" in the tenth line, the word "other." Also by striking out the word "incorporated" in the thirteenth and fourteenth lines.

**SEC. 3. In effect.** 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 February 18, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 19, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 92.

S. F. 273.

AN ACT to amend section twenty-seven hundred and fifty-two (2752) of the code, relating to boards of directors of school townships.

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

**SECTION 1. Number of directors.** That section twenty seven hundred and fifty-two of the code be and is hereby amended by striking out of line three thereof the words "are only two" and inserting the words "is an even number of" in lieu thereof. Also by striking out the words "a third" in the same line and inserting the word "another."

Approved April 9, 1898.

## CHAPTER 93.

H. F. 101.

AN ACT to amend section [tion] [twenty-seven hundred and fifty-four] 2754 of the code of Iowa, relating to the term of office of school treasurers, in districts composed in whole or in part of cities or incorporated towns.

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

**SECTION 1. Term of treasurer.** That sec. 2754 of chap. 14 of title 13 of the code of Iowa be amended as follows, to-wit: Strike out the words "one year" in the 15th line and insert in lieu thereof, the words "two years."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Ia.

Approved February 17, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 18, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 94.

H. F. 1.

AN ACT to amend section [twenty-eight hundred and eight] 2808 of the code, and to provide for the manner of distributing funds in the hands of the county treasurer belonging in common to all the schools in the county.

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

**SECTION 1. Apportionment.** That section twenty-eight hundred and eight (2808) of the code be amended by striking out all that part beginning with the word "he" in the ninth line thereof and adding in lieu thereof, the following: "He shall immediately notify the county treasurer of such apportionment and of the amount due thereby to each corporation. The county treasurer shall thereupon give notice to the president of each corporation, and shall pay out such apportionment moneys in the same manner that he is authorized to pay other school moneys to the treasurers of the several school districts."

Approved February 9, 1898.

## CHAPTER 95.

S. F. 220.

AN ACT to amend sections twenty-eight hundred and twelve (2812) and twenty-eight hundred and thirteen (2813) of the code, relating to the issuance of bonds by school corporations and the levy of taxes for the payment thereof.

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

**SECTION 1. Issuance of bonds.** That section twenty-eight hundred and twelve (2812) of the code be amended by striking cut the first seven

lines thereof, and the words "purpose which" in the eighth line and inserting in lieu thereof the following: "The board of directors of any school corporation may issue bonds in its name to pay any judgment against it or any indebtedness under bonds lawfully issued and redeemable by their terms which new bonds shall be duly authorized by resolution of the board and shall be known as school funding bonds. The board may also issue bonds to be known as school building bonds, for the purpose of providing funds for the erection, completion or improvement of schoolhouses, when authorized by the voters at the regular meeting or a special meeting called for that purpose. Each of such classes of."

**SEC. 2. Money borrowed excluded.** That section twenty-eight hundred and thirteen of the code be amended by striking therefrom the following: "Or in an independent city or town district or [of] any money borrowed for improvements after a vote thereof authorizing the same."

Approved April 7, 1898.

## CHAPTER 96.

S. F. 23.

**AN ACT** to amend section two thousand, nine hundred and forty-two (2942) of chapter six (6), [title fourteen (XIV)] of the code, relating to the conveyance of real estate, and providing for the acknowledgment of deeds and other instruments in writing.

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

**SECTION 1. Who can certify.** That section two thousand, nine hundred and forty-two (2942) of the code be and the same is hereby amended, by adding thereto, after the word "appointment" in the last line thereof, the following: "And each of the officers above named is authorized to take and certify acknowledgments of all written instruments, authorized or required by law to be acknowledged"

**SEC. 2. In effect.** 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 at Des Moines, Iowa.

Approved February 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 97.

H. F. 12.

**AN ACT** to amend section twenty-nine hundred and forty-three (2943) of the code, relating to the taking and certifying of acknowledgments, by notaries public.

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

**SECTION 1. Notary public in other states.** That section twenty-nine hundred and forty three of the code be amended by striking out of the fifth line, and the tenth line of said section, the words "notary public."

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 98.

S. F. 60.

AN ACT to amend section two thousand nine hundred seventy-nine (2979), chapter eight (8), title fourteen (XIV), of the code, relating to homesteads.

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

**SECTION 1. Notice to plat and record.** That section two thousand nine hundred seventy-nine (2979) of the code be amended by adding thereto the following:

"Should the homestead not be platted and recorded at the time levy is made upon real property in which a homestead is included the officer having the execution shall give notice in writing to said owner, and the husband or wife, of such owner if found within the county to plat and record the same within ten days after service thereof; after which time said officer shall cause said homestead to be platted and recorded as above, and the expense thereof shall be added to the costs in the case."

**SEC. 2. In effect.** 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 at Des Moines, Iowa.

Approved March 19, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 22, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 99.

S. F. 122.

AN ACT to amend section three thousand four hundred and ninety-four (3494) of chapter four [4], [title eighteen (XVIII)] of the code, relating to the place of bringing action.

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

**SECTION 1. Action on bonds of executors.** That section three thousand four hundred and ninety-four (3494) of the code be amended by adding the following thereto:

"4. Those on the bond of an executor, administrator or guardian may be brought in the county in which the appointment was made and such bond filed."

Approved March 31, 1898.

## CHAPTER 100.

S. F. 225.

AN ACT to amend sections thirty-eight hundred and forty-seven (3847) and thirty-eight hundred and forty-nine (3849) of chapter fifteen (15), title eighteen (XVIII) of the code, relating to security for costs.

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

**SECTION 1. Bond—when required.** That section thirty-eight hundred and forty-seven of the code be and the same is hereby amended by adding thereto the words: "And a non-resident intervener shall be required in like manner, to give a bond on motion of any party required to answer his petition of intervention."

**SEC. 2. Intervener included.** That section thirty-eight hundred and forty-nine be amended by inserting after the word "plaintiff," in line one of said section, the words, "or any intervener," and by striking out of the fourth line thereof the words, "and under the restrictions."

Approved April 7, 1898.

## CHAPTER 101.

S. F. 109.

AN ACT to repeal section thirty-nine hundred and twelve (3912) of the code, and to enact a substitute therefor, relating to the sale of perishable property when seized under a writ of attachment.

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

**SECTION 1. When to be sold.** That section three thousand, nine hundred and twelve (3912) of the code be repealed and the following enacted in lieu thereof:

“When the sheriff thinks the property attached in danger of serious and immediate waste and decay, or when the keeping of the same will necessarily be attended with such expense as greatly to depreciate the amount of proceeds to be realized therefrom, or when the plaintiff makes affidavit to that effect, the sheriff may summon three persons having the qualifications of jurors to examine the same. The sheriff shall give the defendant, if within the county, three days’ notice of such hearing, and he may appear before such jury and have a personal hearing. If they are of the opinion that the property requires soon to be disposed of, they shall specify in writing a day beyond which they do not deem it prudent that it should be kept in the hands of the sheriff. If such day occurs before the trial day, he shall thereupon give the same notice as for sale of goods on execution, and for the same length of time, unless the condition of the property renders a more immediate sale necessary. The sale shall be made accordingly. If the defendant gives his written consent, such sale may be made without such finding.”

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 10, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 102.

H. F. 219.

AN ACT to amend section thirty-nine hundred and forty-seven (3947) of the code, relating to notice to defendant in case of garnishment.

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

**SECTION 1. Notices substituted for motions.** That section three thousand nine hundred and forty-seven of the code be and the same is hereby amended, by striking out the word “motions” in the fourth line of said section and substituting in lieu thereof the word “notices.”

Approved March 19, 1898.

## CHAPTER 103.

S. F. 5.

AN ACT to amend section three thousand nine hundred and forty-eight [3948] of the code, relating to garnishment.

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

**SECTION 1. Discharge of garnishee.** That section three thousand nine hundred and forty-eight of the code be amended by striking out the period at the end of said section, and by adding to said section the following, “As to that part which is exempt or not liable.”



**SEC. 2. In effect.** 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 January 28, 1896.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, January 29, 1896

G. L. DOBSON,  
Secretary of State.

### CHAPTER 104.

S. F. 214.

AN ACT to amend section three thousand nine hundred and eighty-eight (3988) of the code, relating to levy of attachment or execution on mortgaged personal property.

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

**SECTION 1. Character of bond required.** That section three thousand nine hundred eighty eight (3988) of the code be amended as follows: Strike out of lines six (6) and seven (7) the following: "Conditioned for the payment of any sum to be found due to the person entitled thereto," and insert in lieu thereof the following: "Or double the value of the property levied upon, conditioned either for the payment of any sum found due on said mortgage to the person entitled thereto, or for the value of the property levied upon; as the party ordering the levy may elect." Also insert in line thirteen (13) after the word "mortgage" the following: "The value of the property levied upon."

Approved April 7, 1898.

### CHAPTER 105.

H. F. 269.

AN ACT to amend section four thousand one hundred and forty-two (4142) of the code, relative to costs of translating shorthand notes in appeal to supreme court.

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

**SECTION 1. Costs taxed.** That section four thousand one hundred and forty-two (4142) of the code be amended by adding at the end of said section the following: "And also any translation of the shorthand notes which has been made of record in the court below, upon the certificate of the clerk of such court as to the amount of such costs."

Approved March 28, 1898.

### CHAPTER 106.

H. F. 88.

AN ACT to amend sections four thousand two hundred and fifty-nine (4259) and two thousand nine hundred and thirty (2930) of the code, relating to partition of real estate, and to transfers in the county-auditor's office, and to make transfers by partition a matter of record in the offices of the county recorder and county auditor:

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

**SECTION 1. Decrees of partition to be recorded.** That section four thousand two hundred and fifty-nine (4259) of the code be, and the same is, hereby amended, by adding thereto the following:

"Upon the rendition of such decree the clerk shall file with the county recorder of the county a duly certified transcript of such part of the entire decree, in the case in which partition has been ordered, as may be necessary to show the volume and page where such decree is recorded, and the confirmation of the shares and interests of the parties in the property of which partition is made, and the names of the parties who are found entitled to such shares, and an accurate description of each of the shares allotted to the several owners; and such transcript shall be presented to the county

auditor for transfer and recorded in the deed records of the county where the action was brought and also in the other counties in the state, if any, where any of the property so partitioned is situated; and in such case the clerk shall transmit to the county recorder of each of such other counties a duplicate of such transcript, and the same shall be there so recorded and transfer so made. Such transcript shall be indexed in the recorder's office the same as conveyances of real estate with the names of the parties so entitled to such shares as grantors, and the name of the party to whom each share is allotted as grantee. The costs of making and recording such transcript shall be taxed as part of the costs in the case."

**SEC. 2. Entry of transcript.** That section two thousand, nine hundred and thirty (2930) of the code be, and the same is, hereby amended by inserting immediately after the words "real estate" in the second line of said section the words "Or transcript as provided in section four thousand two hundred and fifty-nine (4259)."

Approved April 12, 1898.

#### CHAPTER 107.

S. F. 87.

AN ACT to amend section four thousand, five hundred and thirty-eight (4538), chapter one [1], title twenty-two [XXII] of the code, relating to the filing of transcripts.

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

**SECTION 1. Time of filing.** That section four thousand, five hundred and thirty-eight of the code be and the same is hereby amended by striking out the word, "date," in the second line and inserting the word, "time," in lieu thereof.

Approved March 9, 1898.

#### CHAPTER 108.

H. F. 161.

AN ACT to amend section forty-six hundred and six (4606), chapter one (1), title twenty-three (XXIII) of the code, in relation to husband and wife as witnesses.

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

**SECTION 1. Fraudulent transfer of property excepted.** That section forty-six hundred and six (4606), chapter one (1), title twenty-three (23) of the code be amended by adding after the words "the affections of the other" in the fifth line of said section the words as follows: "Or in any civil action brought by a judgment creditor against either the husband or the wife, to set aside a conveyance of property from one to the other on the ground of want of consideration or fraud and to subject the same to the payment of his judgment."

Approved April 12, 1898.

#### CHAPTER 109.

S. F. 111.

AN ACT relating to the indictment and punishment of persons who have been convicted three or more times, and making certain evidence competent proof upon the trial thereof. [Additional to title XXIV of the code, relating to crimes and punishment.]

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

**SECTION 1. Penalty for third conviction of felony.** Whenever any person has been twice convicted of either of the crimes of burglary, robbery, forgery, counterfeiting, larceny where the value of the property stolen exceeded twenty dollars, or of breaking and entering with intent to commit a public offense any dwelling house, office, shop, store, warehouse, railroad car, boat, vessel, or building, in which goods, merchandise, or valuable things,

were kept for use, sale or deposit, or has been convicted of two or more of said crimes, and shall thereafter be convicted of any one of such crimes, committed after such second conviction, he shall be imprisoned in the penitentiary for any term not less than fifteen years, provided such former judgments shall be referred to in the indictment, stating the court, date and place of rendition.

**SEC. 2. Penalty for fourth conviction of petty larceny.** Any person over the age of eighteen years who has been three times convicted of larceny where the value of the property stolen did not exceed twenty dollars, upon being convicted the fourth time of said offense shall be imprisoned in the penitentiary not exceeding three years, provided such former judgments shall be referred to in the indictment, stating the court, date and place of rendition.

**SEC. 3. Evidence admitted.** On the trial of any of said offenses named in this act a duly authenticated copy of the record of the former judgment in any court wherein said conviction was had, for either of said crimes against the party indicted, shall be prima facie evidence of such former conviction and may be used in evidence against said party.

**SEC. 4. Duties of jury and judge.** Upon any trial when the indictment refers to former convictions of the defendant, the jury, if it finds the defendant guilty, and the court, if the defendant is convicted on a plea of guilty, must also find and determine specially whether the defendant had previously been convicted of either of the crimes referred to in the indictment and the number of times so convicted.

Approved March 31, 1898.

#### CHAPTER 110.

H. F. 265.

AN ACT to amend section four thousand eight hundred and fifty (4850) of chapter five (5), title twenty-four (XXIV) of the code, in relation to taking goods from the charge or custody of an officer.

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

**SECTION 1. Word "rightfully" excluded.** That section four thousand eight hundred and fifty (4850) of the code be, and the same is, hereby amended by striking out the word "rightfully" in the fourth (4th) line of said section.

Approved April 12, 1898.

#### CHAPTER 111.

H. F. 150.

AN ACT to prohibit illegal voting at primary elections and providing penalties therefor. [Additional to title XXIV, chapter 8, of the code, relating to offenses against the right of suffrage.]

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

**SECTION 1. Illegal voting—penalty.** Whenever any political party shall hold a primary election for the purpose of nominating a candidate for any public office or for the purpose of selecting delegates to any convention of such party, it shall be unlawful for any person not a qualified elector, or any qualified elector not at the time a member in good faith of such political party, to vote at such primary election. Any person violating the provisions of this section, and any person knowingly procuring, aiding, or abetting such violation, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not to exceed one hundred dollars or be imprisoned in the county jail not to exceed thirty days.

**SEC. 2. Prima facie evidence.** It shall be prima facie evidence of the violation of the preceding section, for any person who has participated in any primary election of one political party, to vote at a primary election held by another political party, to select candidates to be voted for at the

same election; or to select delegates to any convention of the party holding such primary election.

SEC. 3. **Authority to administer oaths.** Any judge of such primary election shall have power to administer oaths to, and to examine under oath, any person offering to vote at such election, touching his qualifications to participate in such primary election, and it shall be the duty of such judge of election to so examine or cause to be examined any person challenged as to his right to vote. Any person testifying falsely as to any material matter, touching his qualifications to participate in such primary election, shall be deemed guilty of perjury and punished accordingly.

SEC. 4. **What excepted.** Nothing in this act shall be construed to apply to conventions held under the caucus system.

SEC. 5. **In effect.** This act shall be in force and take effect on and after May 1st, 1898, provided, however, that it shall have first been published in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 9, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 112.

H. F. 147.

AN ACT prohibiting the adulteration of candy, and prescribing penalties for the violation of the provisions thereof. [Additional to title XXIV, chapter 10, of the code, relating to offenses against public health.]

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

SECTION 1. **Manufacture—sale.** That no person shall, by himself, his servant or agent, or as the servant or agent of any other person or corporation, manufacture for sale, or knowingly sell or offer to sell any candy adulterated by the admixture of terra alba, barytes, talc, or any other mineral substance, by poisonous colors or flavors, or other ingredients, deleterious or detrimental to health.

SEC. 2. **Penalty.** Whoever violates any of the provisions of this act shall be punished by a fine not exceeding one hundred dollars (\$100.00) nor less than fifty dollars (\$50.00). The candy so adulterated shall be forfeited and destroyed under the direction of the court.

Approved March 28, 1898.

#### CHAPTER 113.

H. F. 217.

AN ACT to repeal section five thousand and sixteen (5016) of the code, relating to dead swine, and to enact a substitute therefor.

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

SECTION 1. **Not to be dealt in.** That section five thousand and sixteen (5016) of the code is hereby repealed and the following enacted as a substitute therefor:

“No person shall buy, sell, deal in or give away, or offer to buy, sell or deal in any swine that have died of any disease, or that have been killed on account of any disease.”

Approved April 12, 1898.

## CHAPTER 114.

H. F. 233.

AN ACT to amend sections five thousand two hundred and forty (5240) and five thousand two hundred and forty-six (5246) of the code, relating to the drawing and empaneling of the grand jury, and challenges thereto, and providing for the summoning of additional grand jurors in case of challenges to the panel, or to individual jurors, being allowed, and to repeal section three hundred and forty (340) of the code.

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

**SECTION 1. How drawn.** That section five thousand two hundred and forty (5240) of the code be, and the same is hereby amended, by adding at the end thereof the following, to-wit:

"If, for any reason, the number of grand jurors required is not secured from the twelve persons so constituting such panel, the clerk shall draw from the grand jury list, provided for by section three hundred and thirty-eight of the code such number of names as the court may direct, and from the persons whose names are so drawn the panel of the grand jury for the term shall be filled, and the court shall issue a venire to secure their attendance."

**SEC. 2. Challenges—panel, how filled.** Section five thousand two hundred and forty-six of the code, be and the same is hereby amended, by adding thereto the following, to-wit:

"If a challenge to the panel is allowed, or if by reason of challenges to individual grand jurors being allowed, or if for any cause at any time, the grand jury is reduced to a less number than seven, a new grand jury shall be empaneled to inquire into the charge against the defendant in whose behalf the challenge to the panel has been allowed, or the panel of the jury so reduced below the number required by law shall be filled as the case may be. If a challenge is allowed to the panel the names of jurors required to empanel a new jury shall be drawn from the grand jury list. If such grand jury has been reduced to a less number than seven by reason of challenges to individual jurors being allowed, or from any other cause, the additional jurors required to fill the panel shall be summoned, first, from such of the twelve jurors originally summoned which were not drawn on the grand jury as first empaneled, or excused, and if they are exhausted, the additional number required shall be drawn from the grand jury list and the court shall, when necessary issue a venire to secure the attendance of such additional jurors. The persons so summoned shall serve only in the case, or cases in which, by reason of challenges, or other causes, the regular panel is set aside or is insufficient in number to find an indictment."

**SEC. 3. Repealed.** That section three hundred and forty of the code be, and the same is, hereby repealed.

**SEC. 4. In effect.** This act, being deemed of immediate importance, shall be in force and effect on and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 115.

S. F. 256.

AN ACT to repeal section five thousand two hundred and seventy-four (5274) of the code, in relation to indictments, and enact a substitute in lieu thereof.

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

**SECTION 1. How found—indorsement.** That section five thousand two hundred and seventy-four (5274) of the code be, and the same is hereby repealed and the following enacted in lieu thereof:

"An indictment cannot be found without the concurrence of five grand jurors. Every indictment must be indorsed "A true bill" and the indorsement signed by the foreman of the grand jury."  
Approved April 7, 1898.

#### CHAPTER 116.

S. F. 200.

AN ACT to provide for the use of the deputy warden a house, heat, and light. [Amendatory to title XXVI, chapter 2, of the code, pertaining to penitentiaries.]  
*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Residence for deputy—house rent.** From and after the completion of the warden's house at the penitentiary at Anamosa, the deputy warden shall be entitled to occupy the building now used as the warden's residence, which shall be furnished with heat and lights. Until the new residence for the warden is completed the deputy warden is hereby allowed the sum of ten dollars, (\$10.00), per month as house rent.

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

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 117.

H. F. 319.

AN ACT to amend section fifty-six hundred and sixty-three (5663) of the code, relating to the duties of guards at the penitentiaries.  
*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Assignment of duties.** That section fifty-six hundred and sixty-three (5663) of the code be, and the same is hereby amended by adding after the word "Anamosa" in the ninth line of said section the following words, "And the warden under the direction of the board of control shall assign said guards to any duty that may be necessary to properly conduct the business of said penitentiaries."

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

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 118.

S. F. 201.

AN ACT to create a state board of control, and to provide for the management and control of the Soldiers' Home, the charitable, reformatory, and penal institutions of the state, and to provide for supervisory powers over the state educational institutions, and to make an appropriation therefor, and for the defining of certain offenses and providing penalties therefor. [Amendatory of titles XIII, XIV and XXVI, of the code, pertaining to public institutions.]

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

**SECTION 1. Nomination—term of office—confirmation—salaries—removal—vacancies.** The governor shall, prior to the adjournment of the twenty seventh general assembly, nominate and, with the consent of two-thirds of the members of the senate in executive session, appoint three

electors of the state, not more than two of whom shall belong to the same political party, and no two of whom shall reside at the time of their appointment in the same congressional district, as members of a board to be known as a "board of control of state institutions." Said members shall hold office, as designated by the governor, for two, four, and six years respectively. Subsequent appointments shall be made as above provided and, except to fill vacancies, shall be for a period of six years. The board shall at all times be subject to the above limitations and restrictions. No nomination shall be considered by the senate until the same shall have been referred to a committee of five, not more than three of whom shall belong to the same political party, to be appointed by the president of the senate without the formality of a motion, which committee shall report to the senate in executive session, which report shall be made at any time when called for by the senate. The consideration of nominations, by the senate, shall not be had on the same legislative day the nominations are referred. The chairman of the board for each biennial period shall be the member whose term first expires, and each member thereof shall receive a salary of three thousand dollars (\$3,000.00) per annum. The governor may, by and with the consent of the senate, during a session of the general assembly, remove any member of the board for malfeasance or nonfeasance in office, or for any cause that renders him ineligible to appointment, or incapable or unfit to discharge the duties of his office, and his removal when so made shall be final. When the general assembly is not in session the governor may suspend any member so disqualified, and shall appoint another to fill the vacancy thus created, subject, however, to the action of the senate when next in session. All vacancies on said board that may occur while the general assembly is not in session shall be filled by appointment by the governor, which appointment shall expire at the end of thirty days from the time the general assembly next convenes, and vacancies occurring during a session of the general assembly shall be filled as regular appointments are made and before the end of said session.

**SEC. 2. Oath—bond—examination—not excused from testifying.** Each member of the board shall take the oath, and qualify, as required by section one hundred and seventy-nine of the code, and shall devote his whole time to the duties of his office. Before entering on the duties of his office, each member shall give an official bond in the sum of twenty-five thousand dollars (\$25,000.00), conditioned as provided by law, signed by sureties, to be approved by the governor, and when so approved, said bond shall be filed in the office of the secretary of state. No member of the board of control shall be eligible to any other lucrative office in the state during his term of service or for one year thereafter or to any position in any state institution during the term for which he was appointed, nor within one year after his term shall have expired. The said board of control shall be subject to the examination of the joint committee on retrenchment and reform, created by section one hundred and eighty-one of the code. The claim that any testimony or evidence sought to be elicited or produced on such examination may tend to criminate the person giving or producing it, or expose him to public ignominy, shall not excuse him from testifying or producing evidence, documentary or otherwise; but no person shall be prosecuted or subjected to penalty or forfeiture for and on account of any matter or thing concerning which he may testify or produce such evidence, provided that he shall not be exempted from prosecution and punishment for perjury committed in so testifying.

**SEC. 3. Offices—secretary—salary—supplies.** The board shall be provided by the proper authorities with suitably furnished offices at the seat of government, and shall employ a competent secretary, who shall receive a salary not to exceed two thousand dollars (\$2,000.00) per annum, and may also hire a stenographer and such other employes as may be neces-

sary. The board shall, by the proper authorities, be also furnished with all necessary books, blanks, stationery, printing, postage stamps, and such other office supplies as are furnished other state officers. It shall present to each general assembly an itemized account of its expenditures, to the end that the legislature may, for the future, fix the maximum amount of such expenditures.

SEC. 4. **Appropriation.** There is hereby appropriated from any funds in the state treasury not otherwise appropriated sufficient thereof to pay the salaries and expenditures hereby authorized.

SEC. 5. **Traveling expenses—governor's approval.** In addition to the salaries paid the members of the board and the secretary or other employes they shall be entitled to the necessary traveling expenses, by the nearest traveled and practicable route, incurred in going from Des Moines to the different institutions, or to other places in the state, when on official business. No expenditure for traveling expenses to other states shall be made by the board, or by any officer or agent thereof, or by any officer, employe, or agent of any state institution subject to this board, unless the authority to make such trip is granted at a meeting of the board of control upon a written resolution, adopted by the board, which shall state the purpose of such trip, and the reason the same is deemed necessary. Said resolution, if adopted, shall then be submitted to the governor for his written approval, and if he does not approve the same such trip shall not be made at the expense of the state.

SEC. 6. **Itemized statement.** Before any expenses of the members of the board, any officer, or agent, thereof, or before any expenses incurred by others under the direction of the board, or the expenses of any officer or employe of any institution under the charge of the board, shall be paid, a minutely itemized statement of every item of expenditure shall be presented to the proper authority, duly verified, which verification shall aver that the expense bill is just, accurate, and true, and is claimed for cash expenditures, or cash disbursements, truly and actually made and paid to the parties named, as shown by said statement. Unless the statement is so verified, and duly audited, payment thereof shall not be had. The expense bills of the members of the board, the secretary, and its other employes, when so verified, shall be presented to the governor for his written audit, before payment is made. The salaries and such actual expenses of the board, and of the secretary and other officers, and the salaries of employes, shall be paid monthly by the treasurer of state, upon the warrant of the auditor of state.

SEC. 7. **Official seal.** The board shall have an official seal, and every commission, order, or other paper executed by the board may, under its direction, be attested with its seal affixed, by the secretary, or any member of the board.

SEC. 8. **Institutions under control.** The board of control shall have full power to manage, control, and govern, subject only to the limitations contained in this act, the soldiers' home; the state hospitals for the insane; the college for the blind; the school for the deaf; the institution for the feeble-minded; the soldiers' orphans' home; the industrial home for the blind; the industrial school, in both departments; and the state penitentiaries. Within ten days after the appointment and qualification of the members of the board, it shall organize and assume the duties vested in said board, but shall not exercise full control of the institutions until July 1st, 1898.

SEC. 9. **Powers—duties—annual statement.** The boards of trustees and commissioners now charged with the government of the institutions named in section eight hereof shall on and after July 1st, 1898, have no further legal existence. All trustees now in office shall continue in office until July 1, 1898. The powers possessed by the governor and executive council, with reference to the management and control of the state penitentiaries,



shall, on July 1st, 1898, cease to exist in the governor and executive council, and shall become vested in the board of control; and the said board is, on July 1st, 1898, and without further process of law, authorized and directed to assume and exercise all the powers heretofore vested in or exercised by the several boards of trustees, the governor, or the executive council with reference to the several institutions of the state herein named. The duties imposed on the executive council, by statute, to establish an uniform system of books and accounts for state institutions, and to cause the same to be examined annually by a skilled accountant, and to annually require a settlement with the officers of each state institution, are transferred from said council to the board of control as to the institutions herein named. Nothing herein contained shall limit the general supervisory or examining powers vested in the governor by the laws or constitution of the state, or that are vested by him in any committee appointed by him. The board shall prepare annually for publication, in accordance with the provisions of section one hundred and sixty-three of the code, a statement of the cost for the preceding year of maintaining each of said institutions including improvements, itemized so far as practicable, and so arranged as to show the cost of the various kinds of provisions and supplies.

SEC. 10. Investigation—witnesses—contempt of court. It shall be the duty of said board, or a committee thereof, to visit and inspect, at least once in six months, the institutions named, and investigate the financial condition and management of such institutions; and in aid of any investigation the board shall have the power to summon and compel the attendance of witnesses; to examine the same under oath, which any member thereof shall have the power to administer; and shall have access to all books, papers and property material to such investigation, and may order the production of any other books or papers material thereto. Witnesses other than those in the employ of the state shall be entitled to the same fees as in civil cases in the district court. The claim that any testimony or evidence sought to be elicited or produced on such examination may tend to criminate the person giving or producing it, or expose him to public ignominy, shall not excuse him from testifying or producing evidence, documentary or otherwise; but no person shall be prosecuted or subjected to any penalty or forfeiture for and on account of any matter or thing concerning which he may testify or produce such evidence, provided that he shall not be exempted from prosecution and punishment for perjury committed in so testifying. And it shall be the duty of the board to cause the testimony so taken to be transcribed and filed in the office of the secretary of the board at the seat of government within ten days after the same is taken, or as soon thereafter as practicable and when so filed the same shall be open for the inspection of any person. Any person failing or refusing to obey the orders of the board issued under the provisions of this section, or to give or produce evidence when required, shall be reported by the board to the district court or any judge thereof, and shall be dealt with by the court or judge as for a contempt of court.

SEC. 11. Monthly visitation—may appoint a woman—visiting committee abolished. The board, by a committee, or its secretary, shall visit each hospital for the insane once each month, and in making such visits shall be vested with and exercise the powers and functions now granted the visiting committee to such hospitals, except that the discharge of employes for cause shall be left with the superintendent as hereinafter provided. If the board deem it prudent, it may appoint a woman who resides within fifty miles of any hospital, whose duty it will be to visit such hospital, when directed by the board, and to report to the board, and who shall be paid the same compensation from the funds of the institution visited as is now provided for members of the visiting committee, upon proper audit of the bill for such services and expenses by the board, in the manner

provided for payment of current expenses of institutions. The visiting committee to the hospitals for the insane is hereby abolished, and the members are relieved from further duty upon the passage of this act.

**SEC. 12. Biennial report.** The board shall make reports to the governor and legislature of its observations and conclusions respecting each and every of the institutions named, including the regular biennial report to the legislature, covering the biennial period ending June 30th, preceding the regular session of the general assembly. Said biennial report shall be made not later than November 15th in the year preceding the meeting of the general assembly, and shall also contain the reports which the executive officers of the several institutions are now or may be by the board required to make, also a statement of visitations to the several institutions and when and by whom made.

**SEC. 13. Books and accounts.** It shall keep at its office a proper and complete system of books and accounts with each institution, which shall show every expenditure authorized and made thereat and said books shall exhibit an account of each extraordinary or special appropriation made by the legislature, with every item of expenditure thereof.

**SEC. 14. Uniform system of records and accounts—expert help.** It shall prescribe the forms of records and the kind of accounts to be made and kept by the institutions heretofore specified. In providing for the books of accounts the said board shall establish as uniform a system as possible, compelling similar institutions to keep similar books in the financial operations of such institutions; and the board shall institute and require the keeping of a perfected system of accounts, and requisitions showing the purchase, storing and consumption of supplies for subsistence, construction or other purposes. For the purpose of establishing said system of accounts, the board is authorized to employ competent and expert help, and to inaugurate in the institutions on July 1st, 1893, the most modern and complete method of accounts. The board shall, within six months after the passage of this act, determine the kinds and qualities of provisions and supplies for the several institutions subject to its charge.

**SEC. 15. Biennial estimates of special appropriations.** It shall prepare for the use of the legislature, biennial estimates of appropriations necessary and proper to be made for the support of the said several institutions, and for the extraordinary and special expenditures for buildings, betterments, or other improvements.

**SEC. 16. Suggestions for legislation.** The board shall incorporate in its report to the legislature, suggestions respecting legislation for the benefit of the several institutions, or for the dependent, defective or criminal classes of the state. The board and its secretary shall on request, attend the meetings of legislative committees to which such questions may be submitted for consideration, and furnish such committees such information in regard to its doings and the conduct of such institutions as may be demanded.

**SEC. 17. Plans and specifications—limited to amount of appropriation—penalty.** It shall prepare plans for all betterments, improvements or buildings costing more than one thousand dollars (\$1,000) for which it may recommend an appropriation. But when an appropriation for any amount has been made, there shall be no expenditure thereof until the board has secured suitable plans and specifications prepared by a competent architect, and accompanied by a detailed statement of the amount, quality and description of all the material and labor required for the completion of said structure; and no plan or plans shall be adopted, and no betterments, improvements or buildings constructed, that contemplate the expenditure of more money for completion than the amount appropriated by the legislature therefor, unless exempted from the provisions of this section by the act making such appropriation. In no event shall the board direct or permit an expend-

iture for any purpose in excess of the amount appropriated by law, or contemplated by the statute, and the members of the board, its officers and agents, are subject to the provisions of sections one hundred seventy-eight, one hundred and eighty-two, one hundred eighty-four, one hundred eighty-five, one hundred eighty-six, one hundred eighty-seven and one hundred eighty-nine of the code, to the same extent as if said named persons were particularly specified in said sections. The violation of any of the provisions of either of the sections of the code above named by any of such named officers or persons, shall be deemed a misdemeanor, and on conviction the offender shall be fined in any sum not less than two hundred dollars, nor more than five thousand dollars, in the discretion of the court, or imprisoned in the county jail not exceeding one year, or by both such fine and imprisonment.

**SEC. 18. Report to governor.** It shall investigate and report to the governor any abuses or wrongs alleged to exist in the state institutions referred to in this act.

**SEC. 19. What to inspect.** The board or any member thereof at the stated visits to any of the institutions under its control shall inspect every part of each institution, and all the places, buildings and grounds belonging thereto, or used in connection therewith. They shall make an examination of the general and special dietary, the stores, and methods of supply; as far as circumstances may permit, they shall see every inmate of the soldiers' home, and the charitable institutions, especially those admitted since the preceding visit, and shall give such as may require it, suitable opportunity to converse with the members of the board apart from the officers and attendants. They shall, if deemed necessary, examine under oath the officers, attendants, guards and other employes, and make such inquiries as will determine their fitness for their respective duties.

**SEC. 20. Recommendations—quarterly conferences.** The board shall, during the first six months after its creation, meet in conference as often as it may determine, the superintendents, wardens and other executive officers of each of the said institutions, or as many thereof as it deems practicable, and consider in detail, all questions of management, and the methods to be adopted to secure the economical management of the several institutions, and shall send to such officers such recommendations in regard to the management and improvement of the institutions, as it may deem necessary or advisable, and the board is vested with power to enforce such recommendations and directions. After six months from the creation of the board, a consultation and conference of the superintendents, wardens and chief executive officers shall be held quarterly with the board at its office in Des Moines, at a time to be designated by the board, at which meeting all matters concerning the government and management of the institutions shall be considered and discussed, and the chairman of the board of control shall preside at such meetings, and full minutes thereof shall be preserved by the secretary of such board, who shall be secretary of said meeting.

**SEC. 21. Districts.** The board shall divide the state into proper districts from which the several institutions may receive patients or inmates. The limits of such districts may, from time to time, as the occasion warrants, be changed or altered. And in making such districts, or the rearrangement thereof, the superintendents, wardens, or executive heads of the institutions shall be consulted, at a time and place to be fixed by the board. When the districts are established, or a change thereof is had, the board shall notify the proper county or judicial officers, of such establishment or change.

**SEC. 22. Record—transfer—managing officer.** The board shall keep in its office, accessible only to the members, secretary and proper clerks, except by the consent of the board, or on the order of a judge or court of record, a record showing the residence, sex, age, nativity, occupation, civil

condition and date of entrance or commitment of every person, patient, inmate, or convict in the several institutions governed by the board, the date of discharge of every such person from the institution, and whether such discharge was final, and the condition of the person at the time he left the institution. The record shall also indicate if a person is transferred from one institution to another, and to what institution; and if dead, the date and cause of death. This information shall be furnished to the board by the several institutions, and such other obtainable facts as the board may from time to time require. It is the duty of a managing officer of each institution, who shall be named by the board, within ten days after the commitment or entrance of a person, patient, inmate or convict to the institution, to cause a true copy of his entrance record to be made and forwarded to the office of the board of control. When a patient or inmate leaves, or is discharged, transferred, or dies in any institution, the superintendent or person in charge shall, within ten days thereafter, send such information to the office of the board, all of which information shall be furnished on forms which the board may prescribe.

**SEC. 23. State architect.** The board may employ an architect who shall be skilled in the most improved methods of sanitation, and competent to prepare plans, specifications, estimates and details for the buildings, betterments, and every item of equipment which may be necessary in any of the institutions, whose duty shall be to perform the work usually done by architects in preparing plans and specifications, and supervising the work of construction on all the buildings, betterments and improvements done at institutions under the control of the board. Said architect shall also perform such other labor as may be designated by the board, and shall receive a compensation to be by the board fixed, which, including expenses, shall in no event exceed three thousand dollars (\$3,000) per annum. In cases of sufficient magnitude, the board may secure the advice of a consulting architect, or secure additional skilled assistance before the adoption of the plans of the state architect, but the expense thereof shall not exceed fifteen hundred dollars in any one year.

**SEC. 24. Institution officers—term of office—removal—qualifications.** It shall be the duty of the board to appoint a superintendent, warden or other chief executive officer of each institution under the control of the board. The tenure of office of said officers shall be four years from the date of their appointment, and the superintendent, warden or other chief executive officer now in charge of the several institutions placed under the control of this board and who is now holding under an election or contract for a definite term shall continue in office until the expiration of such term or contract, all other superintendents, wardens, or other chief executive officer shall hold office until January 1st, 1899. This provision shall not be applicable to the present warden at the Anamosa penitentiary, and the warden-elect, W. A. Hunter, shall hold his office for the time for which he has been elected. The superintendent, warden, or other chief executive officer of any of the institutions named, may be removed by the board for misconduct, neglect of duty, incompetency or other proper cause, showing his inability or refusal to properly perform the duties of his office, but such removal shall be had only after an opportunity is given such person to be heard before such board upon preferred written charges, but the removal, when made, shall be final. The officers of the several institutions shall have the qualifications, and perform the duties now imposed and required of them by the statute, except as the same are modified or abrogated in this act. In case there is an alleged or seeming conflict between the powers of the superintendents or other executive officers and the board of control, the determination of such question by the board shall be final.

**SEC. 25. Power to investigate question of insanity.** The board shall have the power to investigate the question of the insanity and condition of any person committed to any state hospital, and shall discharge

any person so committed or restrained, if, in its opinion, such person is not insane, or can be cared for after such discharge, without danger to others, and with benefit to the patient, but in determining whether such patient shall be discharged, the recommendation of the superintendent of such hospital shall be secured. The granting of this power to the board to serve as a commission for the determination of the insanity of a person is merely permissive, and does not repeal or alter any statute respecting the discharge or commitment of inmates to the state hospitals.

SEC. 26. **Power to transfer.** Patients shall be sent to the state hospital and convicts shall be sent to the penitentiary located in the district embracing the county from which they are committed. But the board may transfer the inmate in any hospital, or the convict in any penitentiary to another hospital or to the other penitentiary, at the expense of the state, and shall see that proper record thereof is made at the hospitals and penitentiaries, and in the office of the board.

SEC. 27. **Collection of information—bulletins—forms.** The board shall gather and present information embodying the experience of soldiers' homes, charitable, reformatory and penal institutions in this and other countries, regarding the best and most successful methods of caring for the insane, delinquent and criminal classes. And it shall encourage and urge the scientific investigation of the treatment of insanity and epilepsy by the medical staffs of the insane hospitals, and the institution for the feeble-minded, and shall publish, from time to time, bulletins and reports of the scientific and clinical work now done in said institutions, or which it may require to be done therein. It shall also provide for the several institutions the forms for statistical returns to be made by them in their annual and other reports.

SEC. 28. **Insane patients—residence unknown.** Before the county authorities shall send to a hospital for the insane a patient whose residence is unknown, and whose maintenance is charged to the state, such authorities shall notify the board who shall immediately inquire as to the residence of such person, and the propriety of his commitment to the state hospital. If the residence of said person is found to be in another state or country, the board shall see that he is sent to his residence, or, if he is to be confined in the state hospital, the board shall direct an attendant from the hospital to convey the patient thereto. No patient to be maintained at state expense shall be received at the state hospital without the formal order of the board of control.

SEC. 29. **Questionable commitment.** The superintendents for the hospitals for the insane and the institution for the feeble-minded are required to immediately notify the board if there is any question as to the propriety of the commitment or detention of any person received at such institution, and said board, upon such notification, shall inquire into the matter presented, and take such action as may be deemed proper in the premises.

SEC. 30. **Protection against fire—means of escape.** It shall be the duty of the board to compel the superintendent, warden, or other chief executive officer of each of the institutions under the control of the board, to provide at each institution, adequate and ready means of protection against fire, and to construct proper means of escape for the inmates and attendants where the same are not already constructed and to establish and enforce rigid rules and regulations, by which the danger of fire shall be minimized, and prevent, as far as possible injury to the persons of the inmates, and the loss or destruction, by any cause, of the property of the state.

SEC. 31. **Official bonds.** It shall be the duty of the board of control to require its secretary and each officer and employe of said board, and of every institution under its control who may be charged with the custody or

control of any money or property belonging to the state, and who is not now required by statute to give bond, to give an official bond, properly conditioned, and signed by sufficient sureties, in a sum to be fixed by the board, which bond shall be approved by the board, and filed in the office of the secretary of state.

**SEC. 32. Inventory of stock and supplies.** The board shall require within thirty days after its organization, the chief executive officer of each institution under its charge to make a complete, minute and accurate inventory of the stock and supplies on hand, the amount and value thereof, which inventory shall be under the following heads: Live stock, produce of the farm on hand, carriages and vehicles, agricultural implements, machinery, mechanical fixtures, real estate, beds and bedding in inmates' department, other furniture in inmates' department, personal property of the state in superintendent's department, ready-made clothing, dry goods, provisions and groceries, drugs and medicines, fuel, library, and all other property under such other heads as the board may deem proper. A like inventory shall be submitted by the proper officer of each institution to the board when the annual report of said officer is submitted to the board.

**SEC. 33. Gifts or gratuities—penalties.** No member of the board of control, or officer, agent or employe thereof, and no superintendent, officer, manager or employe of any of the institutions under the charge and control of said board, shall, directly or indirectly, for himself or any other person or for any institution under the charge of said board, receive or accept any gift or gratuity from any person or persons, firm or corporation who are dealers in goods, merchandise or supplies which may be used in any of said institutions, or from any employe, servant or agent of such person or persons, firm or corporation. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction be punished as provided in section four thousand nine hundred and four of the code, and such violation shall be cause for his removal from office.

**SEC. 34. Contents of biennial report—daily record.** The board shall publish in its biennial report to the legislature the name and salary of every employe of said board, the name and salary of each officer and employe in the several institutions, subject to its control. It shall be the further duty of the board to require the proper officer of each institution to keep in a book prepared for the purpose, a daily record, to be made each day, of the time and the number of hours of service of each employe, and the monthly pay-roll shall be made from such time book, and shall be in accord therewith. When an appropriation is based on the number of inmates in or persons at an institution, the board shall require a daily record to be kept of the persons actually residing at and domiciled in such institution.

**SEC. 35. Political influence or contribution prohibited.** Any member or officer of the board of control, or any officer or employe of a state institution subject to this board, who, by solicitation or otherwise, exerts his influence directly or indirectly, to induce other officers or employes of the state to adopt his political views or to favor any particular person or candidate for office, or who shall in any manner contribute money or other thing of value to any person for election purposes, shall be removed from his office or position by the proper authorities.

**SEC. 36. Assistants—discharged.** The superintendent, warden, or other chief executive officer of the several institutions shall appoint all assistants, guards and employes required in the management of the institution, the number of whom shall be determined by the board. It is hereby declared a misdemeanor for the members of the board, or any officer thereof, to exert any influence by solicitation or otherwise, on the managing officer of an institution in the selection of any employe or assistant. The said chief executive officer may at his pleasure discharge any person employed,

but shall keep in the record of employes the date of such discharge, and shall place opposite his name the reason therefor.

**SEC. 37. Institution salaries.** The board shall, prior to July 1st, 1898, and annually thereafter fix, with the written approval of the governor, the annual or monthly salaries of all the officers and employes in the several institutions, except such as are fixed by the general assembly. The board shall classify the officers and employes into grades, and the salaries and wages to be paid in each grade shall be uniform in similar institutions in the state. The schedule of wages so fixed shall become operative on July 1st of each year. The salaries and wages shall be included in the monthly estimates as hereinafter provided, and paid in the same manner as other expenses of the several institutions. Officers entitled to food supplies for their families shall receive such allowance from the supplies furnished for the patients and inmates of the institution. The word "family" shall be construed to mean only the wife and minor children of an officer.

**SEC. 38. Local treasurer abolished.** The treasurers of the institutions placed under the management of the board of control will be relieved of their duties, and all such offices will be abolished on July 1st, 1898. Such local treasurer shall account to the proper authorities for all moneys, books, records, vouchers or other evidences of property belonging to his office, and in his possession. It shall be the duty of the state treasurer to receive all moneys and evidences of indebtedness in the hands of said treasurer, and a failure on the part of any such treasurer to properly account to the state treasurer on July 1st, 1893, without further process of law, shall be by the said state treasurer immediately reported to the attorney general for such action as may be proper in the premises.

**SEC. 39. Moneys remitted to state treasurer.** All moneys belonging to the state, derived from any source at any of the institutions under the control of this board, shall be by the proper executive officer, named by the board, accounted for and remitted to the state treasurer on the first day of each month, and all funds for the necessary expenditures of such institutions shall be drawn from the state treasury, as provided in this act.

**SEC. 40. Triplicate estimates—revision—purchase of supplies.** The superintendent, warden, or other chief executive officer, as may be designated by the board of control, shall on or before the fifteenth day of each month, cause to be prepared triplicate estimates in minute detail, including estimated cost of each item, of all the expenditures required for the institution for the ensuing month. Such estimate shall also include a statement of the source and amount of all the revenues received by the said institution and accounted for to the state treasurer on the first day of each month. Two of said triplicate estimates shall be sent to the office of the board, and the third shall be kept by said superintendent, warden, or other chief executive officer. The board may revise the estimates for supplies or other expenditures, either as to quantity, quality or the estimated cost thereof, and shall certify that it has carefully examined the same, and that the articles contained in such estimate, as approved or revised by it, are actually required for the use of said institution. When the estimates have been so certified and revised, a copy of such revised estimate, duly certified, shall be sent to the institution, and another copy retained by the board. The certified copy sent to the institution shall be sufficient authority to the management of the institution to purchase the supplies enumerated in said estimate, at prices not to exceed those therein named, and not otherwise. Said supplies shall be so purchased as to permit at least thirty days' time to pay therefor, and the steward, clerk or other officer of the institution, designated by the board, shall require itemized bills to be rendered by the persons who furnished supplies, in duplicate, for all purchases, whether made upon contract or otherwise, which shall be in the following form:

The state of Iowa, on account of the .....  
Institution (Date).

To.....Dr. (Here insert an itemized account of goods or property purchased.)  
 The State of..... }  
 County of ..... } ss.

I, ....., on oath say that the foregoing bill of account is correct and just, and wholly unpaid; that the exact consideration therein charged for was received by the said institution; that neither the same nor any part thereof has since been commuted; and that neither bonus, commission, discount, nor any other consideration, directly or indirectly, has been given, or stipulated, within my knowledge or belief, because of the purchase thereof, as therein set forth, or for any other reason. (To be signed by the person having personal knowledge of the facts therein set forth.)

Sworn to and subscribed before me this.....day of.....

I hereby certify that the above account is correct, and that the articles therein charged have been received in good order by the..... institution.

.....  
 Steward, clerk or other designated officer.

It shall be endorsed as follows.

No..... Institution. §.....  
 Passed upon by the board of control on the.....day of....., and ordered paid.

.....  
 Secretary of the Board of Control.

**SEC. 41. Monthly statement—affidavit.** The steward, clerk or other officer, who may be designated by the board, shall prepare a monthly statement showing purchases and expenditures of every kind for the preceding month, which shall be signed by such officer, approved by the chief executive officer of the institution, and filed with the board on a day certain to be fixed by said board. Attached thereto shall be the affidavit of such steward, clerk or officer, as the case may be, stating that the goods and other articles therein specified were purchased and received by him or under his direction at the institution, and were purchased at a fair, cash, market price, on credit not exceeding thirty days, and that neither he nor any person in his behalf had any pecuniary or other interest in the purchases made, or received any pecuniary or other benefit therefrom, directly or indirectly, by commission, percentage, deductions, or in any other manner whatever, and that the articles contained in such bill conformed in all respects to the invoiced goods received and ordered by him, or the samples from which the goods were purchased, both in quality and quantity. If any invoice or statement, or part thereof, is found objectionable, the board shall endorse its disapproval thereon, with its reasons therefor, and return it to the management of the institution, and when the matter complained of is corrected, said statement and invoice shall be returned to the board.

**SEC. 42. Pay roll—triplicate abstract—state treasurer.** When the monthly statement is so made, approved and verified, it shall be forwarded to the board of control, together with the original invoices of the purchases and a complete and itemized statement of every expense of said institution, including the receipted pay-roll, for the examination and audit of the board, which board shall fix a regular time for the auditing of the accounts of the institution for the preceding month. The monthly pay-roll of each institution shall show the name of each officer and employe, when first employed, the monthly pay, time paid for, the amount of pay, and any deductions for the careles loss or destruction of property. This requirement shall be observed



in all cases, and in no event shall a substitute be permitted to receive compensation in the name of the employe for whom he is acting. When the said accounts are audited, the secretary of the board of control shall, under the seal of the board, prepare in triplicate an abstract showing the name, residence and amount due each claimant, and the institution and the fund thereof on account of which the payment is made. He shall deliver one copy thereof to the auditor of state, another to the treasurer of state, and the third shall be retained in the office of the board. Upon such certificate the auditor of state shall, if the institution named has sufficient funds, issue his warrant upon the treasurer of state for the gross amount as shown by such certified abstract. Said last named officer, upon being furnished by the board with a certified copy of such abstract as herein provided, shall send checks of the treasurer of state to the several persons for the amounts of their respective claims, as certified by the board of control. The treasurer of state shall preserve in his books a record of each check and remittance in the proper manner, showing the date of the issuance of each check, the name of the person to whom it was made payable, and such other data as may be evidence for the state, showing the payment of such indebtedness. The pay-roll of each institution can be paid by a single check sent to the steward, clerk or other officer designated by the board of control. If the treasurer of state shall require more clerical help because of this enactment, the executive council may authorize him to employ an assistant.

**SEC. 43. Contingent fund.** The board of control may permit a contingent fund, not to exceed in any institution two hundred and fifty dollars (\$250.00), to remain in the hands of the managing officer of such institution, from which expenditures may be made in case of actual emergency requiring immediate action to prevent loss or danger to the institution or to the inmates thereof. A full, minute, and itemized statement of every expenditure made during the month from such fund, shall be submitted by the proper officer of said institution to the board, under such rules and regulations as may be by said board established. If necessary, the board shall make proper requisition upon the auditor of state for a warrant on the state treasurer to secure the said contingent fund for each institution.

**SEC. 44. Blanks and forms.** The board of control shall formulate and furnish to each institution, proper blanks and forms for all statements and accounts necessary to furnish the information required of such institution.

**SEC. 45. Duties of institution officers.** The stewards of the hospitals for the insane, the clerks of the prisons, and the proper officer of the other institutions who shall be designated by the board, shall have charge of and be accountable for all the supplies and stores of such institution, and shall be charged therewith at their invoice value, and shall in conjunction with the chief executive officer of each institution make or direct all purchases for such institution as may be ordered by the board, under the estimates as hereinbefore provided. Such officer shall issue all the stores upon requisition approved by the superintendent or other officer designated by the board, which shall be his voucher therefor. He shall present monthly to the board of control an abstract of all expenditures, together with the accounts and pay-rolls for the preceding month, and shall examine and register all goods delivered, according to their amount and quality, and if found to correspond with the samples, and in good order, and correct in charge, he shall certify the bills as herein provided. He shall quarterly take an account of the subsistence, supplies and stock in his possession and under his control, and transmit a copy of such invoice, duly verified, to the board; and at the close of the biennial period he shall make a consolidated report of all purchases, and all other transactions of his department, to the state board. If it shall appear that there is any shortage in the stores of the institution, the board shall appoint a committee from its number to investigate the cause thereof, and if it shall appear that the said shortage resulted from unavoidable

loss, without the negligence of such steward, clerk or other designated officer, then such officer shall be credited therewith; otherwise, he shall be charged with the amount thereof, and shall be required to pay the same into the state treasury within sixty days after the determination of the loss. If default shall be made in said payment, he shall forfeit his office, and suit shall be instituted upon his official bond to recover the same.

**SEC. 46. Rules—additional duties.** The board of control is authorized to make its own rules for the proper execution of its powers, and may require the performance of additional duties by the officers of the several institutions, so as to fully enforce the requirements, intents and purposes of this enactment, and particularly so much thereof as relates to the making of the estimates and furnishing proper proofs of the expenditures or use of all stocks of subsistence and supplies.

**SEC. 47. Contracts.** Contracts may be entered into under the direction of the board of control by the proper officers of one or more of the institutions for staples and other articles of supplies, as may be found feasible by the board for the institutions to purchase in bulk for use or consumption for periods longer than thirty days. Such contracts shall not, however, be made except in conformity with the provisions of this act relating to estimates. If thought advisable, such contracts may be executed by the representative of one institution, who may be designated by the board to act for other institutions.

**SEC. 48. Purchase of supplies.** It shall be the duty of the board to make specific rules and regulations respecting the manner in which supplies shall be purchased and contracts made for the several institutions, so as to insure the competition and publicity necessary to secure the economical management of each institution. Jobbers, or others desirous of selling supplies to an institution, shall, by filing with the chief executive officer of such institution, or with the secretary of the board, a memorandum showing their address and business, be afforded an opportunity to compete for the furnishing of the supplies under such limitations and rules as the board may prescribe. In purchasing all supplies, local dealers shall have the preference, when such can be given without loss to the state. When samples are furnished the same shall be properly marked and preserved for six months after purchase of such merchandise.

**SEC. 49. Letting of contracts—labor of inmates utilized.** Contracts for the erection, repairs or improvements of buildings, grounds, or properties of the institutions under charge of this board, and for which appropriations have been or may be made by the legislature, must be let for the whole or for any part of the work to be performed, by the chief executive officer of the institution, subject however, to the same rules and regulations as herein provided for the furnishing of estimates by said institution to, and the approval and revision thereof, by the board of control. If the cost of the erection or betterment is not in excess of three hundred dollars (\$300) the board may permit the management of the institution to construct the same by day's labor, without contracting the work. All plans or specifications for the said erections, repairs and improvements, shall be prepared by the architect of the board, under the board's direction. The board shall determine to what extent and for what length of time, and by what means advertisements are to be inserted in newspapers for proposals for the said erections, repairs or improvements. All contracts shall be awarded by the management of the institution to the lowest responsible bidder, subject to the provisions of this act, and the approval of the board, prior to the execution of the contract. The management of the institution has the right to reject any and all bids, and to re-advertise, upon the approval of the board. A preliminary deposit of money or certified check upon a solvent bank in such amount as the board may prescribe shall be required as an evidence of good faith, upon all proposals for the construc-

tion of said buildings, repairs and improvements, which deposit or certified check shall be held by the management of the institution under the direction of the board. The provision of this section which requires all work to be let by contract, shall not be mandatory as to the labor on the construction work at the penitentiaries, but the board shall establish such rules, and enforce the provisions of this act so that the construction work at the penitentiaries shall be performed in a manner agreeable thereto, with the strictest accountability exacted in the consumption of all supplies for construction purposes, and in the expenditure of the public moneys. On proper representations the board is authorized to so construct the erections, betterments and improvements at other institutions, that the work of inmates may be utilized, if it is found to be advantageous to the state, and a substantial saving made, but the attempt to use such labor shall not permit a substantial departure from the requirements of this section; and in no case shall any expenditure be made except on estimates submitted to and approved by the board, as provided herein. No payment shall be authorized for construction purposes until satisfactory proof has been furnished to the board of control, by the proper officer or supervising architect, that the contract has been complied with by the parties; and all payments shall be made in a manner similar to that in which the current expenses of the several institutions are paid.

**SEC. 50. Cherokee commission abolished.** The members of the building commission authorized to construct the hospital for the insane at Cherokee shall be relieved from such duty, and the commission abolished on July 1st, 1898. Before said last named day the said commission shall surrender to the board of control all plans, specifications, books, records and other properties belonging to or in the possession of the said commission, or any member thereof. The said board shall succeed to and be vested with all the powers of the said building commission, and all duties thereof will be performed by said board, and all legislation affecting the powers, duties or obligations of said building commission shall, so far as applicable, apply with equal force to the said board of control. The said board shall, call upon any of the superintendents of the hospitals for the insane for such information or service as the board shall deem proper; and the said superintendents shall respond to such call for the compensation provided in the act relating to the building commission of the hospital for the insane at Cherokee. All outstanding obligations of said commission shall be executed and performed by the board of control, but this shall not prevent said board from selecting all its agents or employes in the work of construction, which shall be executed in a manner agreeable to and pursuant to the provisions of this act.

**SEC. 51. Educational institutions.** In addition to the powers heretofore mentioned to be exercised by the board of control, the said board shall investigate thoroughly the reports and doings of the regents of the state university, and the trustees of the state normal school, and the state college of agriculture and mechanic arts and the books and records of said institutions, for the purpose of ascertaining:

1. Whether the persons holding positions have faithfully accounted for all moneys of the state which have been drawn from the state treasury or have come into their hands otherwise.

2. If appropriations have been drawn from the state treasury in accordance with law and so expended.

3. Whether such persons have drawn money for services, per diem, mileage or expenses, or otherwise, not authorized by law, or have authorized expenditures without authority of law.

**SEC. 52. Powers as to same.** The said board shall have power to visit the educational institutions, subpoena and examine witnesses and enforce attendance, and to require the production of books, records, papers and memoranda.

**SEC. 53. Investigation of management.** It shall be the duty of said board to investigate the manner in which all contracts for the educational institutions have been let, and to ascertain whether or not the matters in charge of such officials are conducted in an economical and business-like manner; and to report the result of such investigation to the governor with the other reports to be filed with that officer.

**SEC. 54. Estimates of cost, etc.** And when any of the three last above named educational institutions shall ask appropriations for any buildings or betterments, said institution or institutions shall first have prepared by the architect provided for in this act, estimates of the cost, plans and specifications of said buildings or betterments, and submit the same to the following general assembly.

**SEC. 55. Repealed.** Existing laws relating to the institutions referred to in this act, which are not inconsistent with the provisions of this act, shall remain in force, and all acts or parts of acts in conflict with, or inconsistent with this act, are hereby repealed.

**SEC. 56. In effect.** 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 at Des Moines, Iowa.

Approved March 26, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 29, 1898.

G. L. DOBSON,  
*Secretary of State*

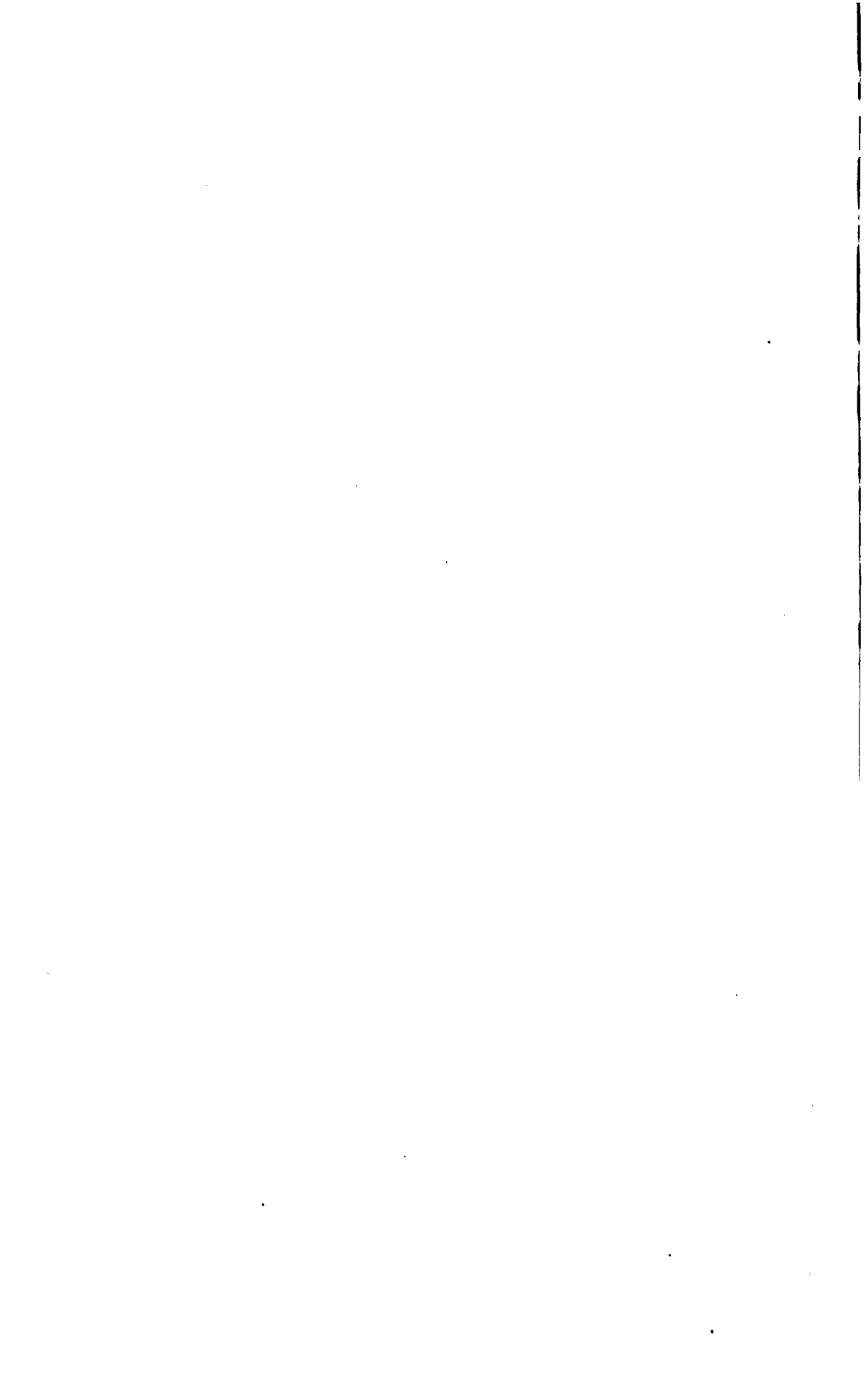
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APPROPRIATION ACTS.

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## APPROPRIATION ACTS.

### CHAPTER 119.

S. F. 73.

AN ACT to make appropriations for the payment of supplies, contracted for by the Executive Council, and for supplies and other expenses.

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

**SECTION 1. Supplies under contract.** That there is hereby appropriated out of any money in the state treasury not otherwise appropriated, for supplies under contract by the executive council, the sum of twenty-one thousand (\$21,000.00) dollars.

**SEC. 2. Clerk of executive council—assistant—sundries—contingent.** There is further appropriated from the state treasury the following sums, or so much thereof as shall be necessary, to-wit: For the salary of the clerk of the executive council from September 30, 1897, to April 1, 1898, seven hundred fifty (\$750.00) dollars. For the salary of the assistant clerk of the executive council from September 30, 1897, to April 1, 1898, five hundred (\$500.00) dollars. For gas, coal, water, ice, telephones, postage stamps, postal cards, envelopes, metal case in auditor's office freight, express, telegraph, and sundries to April 1st, 1893, eight thousand (\$8,000.00) dollars. For supplies and contingent expenses which the executive council may deem necessary, as provided in sections numbers one hundred sixty-four (164), one hundred sixty-five (165), and one hundred sixty-eight (163) of the code, prior to the first day of April, 1898, three thousand (\$3,000.00) dollars; provided, that all money appropriated by this act and remaining unexpended on April 1, 1898, shall be, and hereby is, covered into the state treasury.

**SEC. 3. In effect.** 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 February 1, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 2, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 120.

S. F. 127.

AN ACT to appropriate the sum of \$3,500, or so much thereof as may be necessary to pay the extra employes of the 27th General Assembly.

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

**SECTION 1. Amount appropriated.** That there is hereby appropriated from any funds not otherwise appropriated the sum of \$3,500, or so much thereof as may be necessary to pay the extra employes of the 27th general assembly.

**SEC. 2. How paid.** The auditor of state is hereby authorized and directed to issue warrants in favor of such employes as may be certified to him by the president of the senate and speaker of the house in the amounts certified

SEC. 3. In effect. This act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved February 8, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 10, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 121.

S. F. 15.

AN ACT to furnish relief to certain County and District Agricultural Societies.

WHEREAS, The county and district agricultural societies hereinafter named held fairs during the year 1897, and have made the annual reports heretofore required of them; and,

WHEREAS, Under the statute, aid has been granted in former years to such societies upon making such reports; and,

WHEREAS, Under a construction of the statute made since the fairs of the said societies for 1897 were held, the said societies were not entitled to state aid upon the reports made; and,

WHEREAS, Said societies had relied upon the construction heretofore given to the statute, and depended upon receiving state aid: therefore,

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

SECTION 1. Amount appropriated — associations. That there is hereby appropriated out of any money in the treasury not otherwise appropriated, for the benefit of each of the following named societies and associations, the sum of two hundred (\$200.00) dollars. Appanoose County Agricultural Association; Adair County Agricultural Association; Clayton County Agricultural Association; Clayton County, Strawberry Point District, Agricultural Association; The Agricultural Society of Davis County; Fayette County Agricultural Association; Hamilton County Agricultural Association; Hardin County Agricultural Association; Jackson County Agricultural Association; Jasper County Agricultural Association; Kossuth County Agricultural Association; Lee County, West Point District, Agricultural Association; Linn County, Wapsie Valley District, Agricultural Association; Linn County, Prairie Valley District, Agricultural Association; Louisa County, Columbus Junction District, Agricultural Association; Marion County Agricultural Association; Marion County, Lake Prairie District, Agricultural Association; Monona County, Maple Valley District, Agricultural Association; Wilton Agricultural Fair Association; Poweshiek Central Agricultural Association, at Malcom; Sory County Agricultural Association; Van Buren County, Milton District, Agricultural Association; Wapello County Agricultural Association; Washington County Agricultural Association; Wayne County Agricultural Association; Wayne County, Seymour District, Agricultural Association; Winnebago County Agricultural Association; Worth County Agricultural Association, and to the Delaware County Agricultural Association, one hundred and ninety-eight and 50-100 (\$198.50) dollars; to the Palo Alto County Agricultural Society, one hundred and eighty-one (\$181.00) dollars; to the Sac County Central West Iowa District Agricultural Association, one hundred thirteen and 90-100 (\$113.90) dollars; to the Franklin County Fair Association, forty-two (\$42.00) dollars; to Boone County Agricultural Society, one hundred and seventy (\$170.00) dollars.

SEC. 2. How paid. The auditor of state is hereby authorized and directed to issue warrants on the treasurer of state in favor of each of the associations and societies mentioned in section one (1) hereof for the amount therein stated.



**SEC. 8. In effect.** This act, being deemed of immediate importance, shall be in full force and effect upon its publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved February 28, A. D. 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 122.

S. F. 219.

AN ACT appropriating money to defray the expenses of the inauguration ceremonies.

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

**SECTION 1. Amount appropriated—how drawn.** There is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of four hundred and twenty-nine and fifty-five hundredths dollars (\$429.55), or so much thereof as may be necessary, to pay expenses incurred on account of the inauguration ceremonies. Warrants shall be drawn upon the treasurer for the sum herein appropriated in favor of the adjutant-general, upon filing of vouchers therefor with the auditor of state.

**SEC. 2. In effect.** 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 at Des Moines, Iowa.

Approved March 18, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 19, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 123.

S. F. 20.

AN ACT to compensate A. T. Birchard as acting commandant of the Iowa Soldiers' Home.

WHEREAS, A. T. Birchard acted as commandant of the Iowa Soldiers' Home from September 28, 1897, the date of the resignation of J. H. Ratekin, as such commandant, to November 11, 1897; and

WHEREAS, Doubts have arisen as to the legal right of the board of trustees to pay for such services, he being during said time a trustee of said home,

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

**SECTION 1. Trustees authorized to pay.** That the trustees of the Iowa soldiers' home are hereby authorized to pay to A. T. Birchard, from funds appropriated for salaries and wages to said home, such amount as shall compensate him while acting commandant of said home for the period named, provided that the whole amount paid for service as commandant during the year shall not exceed eighteen hundred dollars.

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

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register April 7, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 124.

H. F. 267.

AN ACT for the relief of William M. Desmond.

WHEREAS, William M. Desmond, while sheriff of Clinton county, Iowa, in the year 1891, had a bill against the state of Iowa in the sum of seventy-five (\$75.00) dollars for the return of one Patrick Halinan, a fugitive from justice, under requisition papers issued by the governor of the state; and whereas the same was approved by the governor and its payment recommended by him; and whereas the same was not audited or paid by reason of the fact that in the opinion of the attorney general the claim was barred by the statute of limitations, not having been presented in time; and whereas the said claim is just and except for the statute of limitations payable; and

WHEREAS William M. Desmond, while sheriff of Clinton county, Iowa, in the year 1891, had a bill against the state of Iowa in the sum of one hundred sixty-two and 65-100 dollars for the return of one Owen Golden, a fugitive from justice, under requisition papers issued by the governor of the state; and whereas the same was approved by the governor and its payment recommended by him; and whereas the same was not audited or paid by reason of the fact that in the opinion of the attorney general the claim was barred by the statute of limitations, not having been presented in time; and whereas the said claim is just and except for the statute of limitations payable; and

WHEREAS William M. Desmond, while sheriff of Clinton county, Iowa, in the year 1891, had a bill against the state of Iowa in the sum of one hundred ninety-five (\$195.00) dollars for the return of one Henry Sullivan, a fugitive from justice, under requisition papers issued by the governor of the state; and whereas the same was approved by the governor, and its payment recommended by him; and whereas the same was not audited or paid by reason of the fact that in the opinion of the attorney general the claim was barred by the statute of limitations, not having been presented in time; and whereas the said claim is just, and except for the statute of limitations, payable; now therefore,

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

**SECTION 1. Statute of limitation waived.** That the statute of limitations applying to and barring said claims be waived, and that the respective officers of the state of Iowa having under the law duties in relation to the auditing, allowing, or paying said claims be and they are hereby authorized and directed to act upon said claims, and each of them respectively, the same as if not so barred by the statute of limitations.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa Capital, a newspaper published at Des Moines, Iowa, and the Clinton County Advertiser, a newspaper published at Clinton, Iowa, without expense to the state.

Approved March 28, A. D. 1898.

I hereby certify that the foregoing act was published in the Iowa Capital, April 6, 1898, and in the Clinton County Advertiser, April 7, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 125.

H. F. 203.

AN ACT making an appropriation for the purchase of fifteen thousand railroad commissioners' official maps, to be distributed by the members of the General Assembly, and also railroad commissioners.

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

**SECTION 1. Number ordered—distribution.** That the railroad commissioners are hereby directed to procure at the earliest possible date fifteen thousand copies of the railroad commissioners' official map of Iowa, and

suitable envelopes in which to mail the same, said maps to be disposed of as follows: Sixty copies to be given to each member of the general assembly for distribution, and the remainder to be distributed under the direction of the railroad commissioners.

**SEC. 2. Amount appropriated.** And there is hereby appropriated one thousand (\$1,000.00) dollars or so much thereof as may be necessary for that purpose out of any moneys not otherwise appropriated.

**SEC. 3. In effect.** This act, being deemed by the general assembly of immediate importance, shall be in force and effect after publication in the Iowa State Register and the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader April 6, 1898, and the Iowa State Register April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 126.

H. F. 250.

AN ACT making an appropriation to provide a special teacher for Linnie Haguewood.

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

**SECTION 1. Amount appropriated—how expended.** There is hereby appropriated out of any funds in the treasury not otherwise appropriated, the sum of one thousand dollars for the biennial period to provide special instruction for Linnie Haguewood. Said moneys to be expended under the direction of the authorities of the college for the blind, at Vinton, in the same manner as moneys appropriated for that institution.

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader April 6, 1898, and in the Iowa State Register, April 7, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 127.

H. F. 208.

AN ACT to further provide for the erection of a Historical, Memorial, and Art Building.

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

**SECTION 1. Amount appropriated—when drawn.** That there is hereby added to the appropriation made in section 3, chapter 12, laws of the twenty-sixth general assembly, special session, to be paid out of any moneys in the state treasury, not otherwise appropriated, the sum of thirty (30,000) thousand dollars, for the purposes and under the restrictions provided and specified in said act. Twenty thousand dollars (\$20,000) of said sum shall not be available until after July 1st, 1899, and the balance not until after December 1st, 1899.

**SEC. 2. Preference given Iowa materials.** In letting contracts for the erection of said building, preference shall be given to Iowa materials, all other things being equal.

Approved March 30, 1898.

## CHAPTER 128.

H. F. 108.

AN ACT making an appropriation for the relief of Private James Dally, of Company F, Fourth Regiment, Iowa National Guard, who was injured while in the discharge of his duty.

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

**SECTION 1. Amount appropriated—how drawn.** There is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of twenty-five hundred dollars (\$2500) for the relief of private James Dally, of Company F, fourth regiment, Iowa national guard and the auditor of state is hereby directed to draw a warrant for the said sum upon the state treasurer in favor of and deliver the same to the said James Dally. This sum shall be in full of all claims of the said James Dally against the state of Iowa.

**SEC. 2. In effect.** This act, being deemed by the general assembly of immediate importance, shall be in full force and effect after publication in the Iowa State Register, and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Des Moines Leader, April 6, 1898, and in the Iowa State Register, April 7, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 129.

S. F. 223.

AN ACT to provide for the payment of the claims of Appanoose County against the state of Iowa for expenses incurred in the care, restraint, and transportation of insane persons not having a known residence in Iowa.

WHEREAS, The laws of the 21st general assembly of the state of Iowa taking effect July 4, 1886, provided for the reimbursement of counties for the expenses incurred in sending insane persons to the hospital for the insane in said state, having no legal settlement in this state or whose legal settlement cannot be ascertained; and,

WHEREAS, Said Appanoose county has paid out since the taking effect of said act and before the same was repealed, for such expenses, the sum of \$188.93 for which it has not been reimbursed by the state in the following cases:

Moses E. Baker.....	\$ 39.25
Rebecca Mundell.....	45.50
Wm. Smith.....	63.85
Michael Carr.....	40.33

AND WHEREAS, Said claim has been filed by said county with the auditor of said state within the prescribed time for filing claims, but not until after the repeal of the act above referred to; therefore,

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

**SECTION 1. Amount appropriated—how paid.** That there be and hereby is appropriated out of any money in the state treasury not otherwise appropriated the sum of one hundred and eighty-eight dollars and ninety-three cents, and the auditor of the state is hereby authorized to draw a warrant for said sum payable to the auditor of Appanoose county, Iowa, and the treasurer of the state is hereby authorized to pay the sum as herein provided, which sum shall be received in full satisfaction and discharge of said claim.

Approved March 31, 1898

## CHAPTER 130.

S. F. 55.

AN ACT making appropriation for Benedict Home at Des Moines, Iowa.

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

**SECTION 1. Amount appropriated—how drawn.** There is hereby appropriated for the support of Benedict home at Des Moines, Iowa, out of any money in the state treasury, not otherwise appropriated, the sum of five thousand dollars or so much thereof as may be necessary, to be expended as directed by the executive council; provided that not more than one-half of the amount herein appropriated shall be drawn during the first half of the biennial period.

Approved April 1, 1898.

## CHAPTER 131.

S. F. 56.

AN ACT making appropriations for the payment of state and judicial officers, state and other expenses, and to appropriate five hundred thousand dollars (\$500,000) to be at the disposal of the Governor for use in defense of the state and in aid of the national government in case of war.

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

**SECTION 1. Appropriation—how drawn.** That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, an amount sufficient to pay the salaries of the various officers whose salaries are now fixed by law and payable from the state treasury, and the auditor of state shall draw warrants therefor in favor of the officers entitled thereto, in monthly installments, when not otherwise provided by law.

**SEC. 2. Money not expended.** There is further appropriated from the state treasury, for a term of two years ending March 31, 1900, the following sums, or so much thereof as may be necessary, to-wit: provided that on the first day of April succeeding the meeting of the regular session of the general assembly, all moneys appropriated in this act, and remaining unexpended, shall be and are hereby covered into the state treasury.

**SEC. 3. Clerical help.** For the office of auditor of state for the biennial period, as per joint resolution No. 5, fifteen thousand eight hundred forty (\$15,840) dollars. For the office of the attorney-general for the biennial period, as per joint resolution No. 5, four thousand nine hundred sixty (\$4,960) dollars. For the office of state mine inspector for the biennial period, as per joint resolution No. 5, nine hundred sixty (\$960) dollars. To the railroad commissioners for clerical help and expenses for the biennial period, as per joint resolution No. 5, the sum of eight thousand (\$8,000) dollars. For the office of clerk of the supreme court for the biennial period, as per joint resolution No. 5, four thousand three hundred twenty (\$4,320) dollars. For incidental expenses of the chief justice of the supreme court for the biennial period, the sum of three thousand five hundred (\$3,500) dollars. For the office of the dairy commissioner for the biennial period, as per joint resolution No. 5, eight thousand (\$8,000) dollars. For the office of the treasurer of state for the biennial period, as per joint resolution No. 5, for salaries and incidental expenses, the sum of five thousand seven hundred sixty (\$5,760) dollars. For the office of the superintendent of public instruction for the biennial period as per joint resolution No. 5, three thousand eight hundred eighty (\$3,880) dollars. For the office of state librarian for the biennial period, as per joint resolution No. 5, two thousand six hundred forty (\$2,640) dollars. For the office of the supreme court reporter for the biennial period, as per joint resolution No. 5, nine hundred sixty (\$960) dollars. For the office of the secretary of state for the biennial period, as per joint resolution No. 5, twelve thousand eight hundred (\$12,800) dollars. For the office of the governor for the biennial period, the sum of eleven thou-

sand four hundred forty (\$11,440) dollars, for the payment of room rent for the governor for the biennial period twelve hundred (\$1,200) dollars, and for the expenses of employing additional counsel, when necessary, under the provisions of sections sixty-three (63) and sixty-four (64) of the code, two thousand (\$2,000) dollars. For employes under the custodian for the biennial period, as per joint resolution No. 5, thirty-five thousand eight hundred seventy (\$35,870) dollars. For providential contingencies, the sum of fifty thousand (\$50,000) dollars, to be expended in accordance with the provisions of section one hundred seventy (170) of the code, said amount to be under the control of the executive council, and all payments from said sum shall first receive its unanimous approval. Any expenditures under this section shall be reported in detail by the auditor of state in his biennial report. There is hereby appropriated seven thousand three hundred dollars (\$7,300), to be expended under the direction of the executive council under the provisions of section one hundred sixty-four (164) of the code. There is hereby appropriated the sum of seventy-two thousand seven hundred (\$72,700) dollars, to be expended under the direction of the executive council, under the provisions of section one hundred sixty-five (165) of the code. For the payment of the mail carrier for the capitol the sum of two thousand two hundred (\$2,200) dollars for the biennial period. For the office of the secretary of the executive council, as per joint resolution No. 5 for the biennial period the sum of five thousand five hundred (\$5,500) dollars. There is hereby appropriated for the purpose of advertising laws, to be expended under the provisions of section thirty-six (36) of the code, the sum of one thousand (\$1,000) dollars. There is hereby appropriated for the purpose of paying freight, expressage and drayage the sum of three thousand (\$3,000) dollars for the biennial period. To the members of the executive council for extra services for the years 1898 and 1899 the sum of one thousand (\$1,000) dollars each, and warrants shall be issued monthly therefor at the end of each month.

**SEC. 4. Vouchers.** Provided, that each of the foregoing named officers shall furnish vouchers therefor, containing the items of such expenditures, to the auditor of state, before any warrants shall issue therefor, and the amounts thereof, and to whom paid, shall be reported to the next general assembly.

**SEC. 5. Interest due permanent school fund.** For the purpose of paying the interest on the indebtedness of the state to the permanent school fund, the sum of thirteen hundred thirteen (\$1,313) dollars, which is to be in full of such interest on such indebtedness, and the auditor of state shall draw warrants for the above appropriation as said interest shall become due.

**SEC. 6. Lieutenant-governor.** To J. C. Milliman, lieutenant-governor, as president of the senate, eleven hundred (\$1,100) dollars.

**SEC. 7. Speaker of house.** To J. H. Funk, as speaker of the house of representatives, the sum of five hundred fifty (\$550) dollars, which sum shall be in addition to his salary as member of the house.

**SEC. 8. Lieutenant-governor.** To Matt Parrott, lieutenant-governor, as president of the senate, four days at \$10 per day, forty (\$40) dollars.

**SEC. 9. Badges.** To R. B. Drysdale, for nineteen badges, ten and 50-100 (\$10.50) dollars.

**SEC. 10. Attorney's fees.** To C. G. Saunders, for attorney fees in the case of the State of Iowa vs. Frank Stewart, two hundred (\$200) dollars.

**SEC. 11. Deputy warden.** To George Andrews, deputy warden, for house rent for six months, sixty (\$60) dollars.

**SEC. 12. State binder.** To Lafayette Young, for making 350 senate journal covers, 350 house journal covers, 250 house files, 275 senate files, and as compensation for binding the code on account of its increased size from 2,054 pages bid on, to 2,394 pages, seventeen hundred ten (\$1,710) dollars.

**SEC. 13. Supreme court reporter.** To Benjamin I. Salinger, supreme court reporter, as compensation in full for completing the reports of the

decisions of the supreme court to and including volume ninety-nine (99), nine hundred (\$900) dollars.

**SEC. 14. Chaplains.** For chaplains of the senate and house the sum of six hundred and seventy-five (\$675) dollars, or so much as may be necessary, warrants therefor to be drawn in favor of the persons entitled thereto, who shall be determined by the auditor of state upon the certified statement of the president of the senate and speaker of the house.

**SEC. 15. Advertising.** To pay for advertising notices of intention to apply for pardon of certain persons confined in the penitentiaries for life for the crime of murder in the first degree, two hundred ten (\$210) dollars.

**SEC. 16. Secretary board of health.** To Dr. J. F. Kennedy, for expenses in investigating a leprosy case at Graettinger, Iowa, as per house resolution, ten and 61-100 dollars.

**SEC. 17. Veterinary surgeon.** To Dr. J. I. Gibson, state veterinary surgeon, for certain expenses while performing the duties of his office, two hundred ninety-six and 35-100 (\$296.85) dollars.

**SEC. 18. Badges.** To R. N. Bromley for badges for door keepers, pages and sergeant at-arms of the house, twenty-four and 75-100 (\$24.75) dollars.

**SEC. 19. Mail carrier.** To R. C. Hubbard for ten days' services as temporary mail carrier for the twenty-seventh general assembly, thirty (\$30) dollars.

**SEC. 20. Watchmen.** To pay watchman for services at capitol thirty-five Sundays, seventy (\$70) dollars.

**SEC. 21. Temporary speaker.** To C. W. Stewart, as presiding officer of the house one day, five (\$5) dollars.

**SEC. 22. Same.** To W. E. Hauger, as temporary speaker of the house one day, five (\$5) dollars.

**SEC. 23. Election contest.** To A. A. Taft, county auditor of Wright county, Iowa, expenses in answer to subpoena in the Hartshorn-Christy election contest, the sum of twenty four and 76 100 (\$24.76) dollars.

**SEC. 24. Same.** To H. V. Reed, county auditor of Hancock county, Iowa, expenses in answer to the subpoena in the Hartshorn-Christy election contest, the sum of forty-one and 88-100 (\$41.88) dollars.

**SEC. 25. Same.** To John Christy, Jr., to attorney fees, railroad fare and hotel bills for same in Hartshorn-Christy election contest, the sum of one hundred thirty-nine and 65-100 (\$139.65) dollars.

**SEC. 26. Storage rooms.** For the rent of storage rooms for use of the adjutant-general for the biennial period, the sum of one thousand (\$1,000) dollars, the same to be expended under the direction of the governor.

**SEC. 27. Indexing journals.** To the secretary of state fifty (\$50) dollars as compensation for indexing the journals of the senate and house of the twenty-seventh general assembly.

**SEC. 28. Stenographer.** To Mrs. Alice Beard, four months' work at \$35 per month, as stenographer in the office of secretary of the executive council, one hundred forty (\$140) dollars

**SEC. 29. House and senate employes.** To the employes of the senate and house for services required after adjournment, sixty-eight (\$68) dollars, or so much thereof as may be necessary.

**SEC. 30. Chairs—gavels—tables.** To L. Harbach, for one chair for president of the senate, one chair for speaker of the house, one pair gavels and twelve tables, the sum of one hundred sixteen and 50-100 (\$116.50) dollars.

**SEC. 31. Election contest.** To F. C. Hartshorn, to attorney fees, railroad fare and hotel bills for same in Hartshorn-Christy election contest, the sum of eighty-six and 8-100 (\$86.08) dollars.

**SEC. 32. War fund.** There is hereby appropriated from any funds not otherwise appropriated, the sum of five hundred thousand (\$500,000) dollars, or so much thereof as may be necessary, to be at the disposal of the governor, and to be used in the defense of the state and in aid of the national government in case of war. The proper officers are hereby authorized and directed to draw warrants therefor upon requisitions of the governor. In

case sufficient funds to pay such warrants shall not remain in the treasury, the executive council is hereby authorized and directed to order the issuance and sale of warrants to raise funds therefor, such sale to be under the law regulating the sale of warrants for other purposes. This appropriation shall not be used for any other purpose than as herein provided, and so much thereof as shall not be used prior to the session of the twenty-eighth general assembly shall be covered back into the treasury.

SEC. 33. In effect. 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 2, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 5, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 132.

F F 165.

AN ACT appropriating additional money for an exhibit of the resources of the state of Iowa, at the Trans-Mississippi and International Exposition to be held at Omaha, in the year 1898.

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

SECTION 1. Amount appropriated—how drawn—cost of state building. That the sum of twenty-five thousand dollars (\$25,000) be, and the same is hereby appropriated out of any money in the state treasury, not otherwise appropriated, for the purpose of carrying out the intent of chapter one hundred forty-nine (149), of the acts of the twenty-sixth general assembly, being "An Act to provide for an exhibit of the resources of the state of Iowa at the Trans-Mississippi and International exposition, to be held at Omaha, in the year 1898." The sum herein appropriated being in addition to the ten thousand dollars (\$10,000) appropriated by said act, and to be drawn from the state treasury and expended in the manner therein specified. Not to exceed eight thousand dollars (\$8,000) of the amount appropriated by the twenty-sixth general assembly and herein appropriated shall be expended in the erection of a building.

SEC. 2. In effect. 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 2, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 5, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 133.

H. F. 53.

AN ACT making an appropriation for the Hospital for the Insane at Independence.

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

SECTION 1. Amounts appropriated. That there is hereby appropriated for the hospital for the insane at Independence, out of any money not otherwise appropriated, or so much thereof as may be necessary, the following sums for the following purposes:

For a general repair and contingent fund for two years.....	\$ 6,000.00
For new boilers and furnaces, to replace three old ones, and for a steam main, extending to industrial building and the north cottages.....	8,000.00
For vacuum pumps and valves, to return condensed steam to boilers.....	875.00



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

Approved April 6, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 134.

H. F. 156.

**AN ACT** making appropriations for the Fish and Game Commission of the State of Iowa.

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

**SECTION 1. Amounts appropriated.** That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, for the fish and game commission of the state of Iowa, the following sums, or so much thereof, as may be necessary, to be expended for the purposes herein specified, to-wit:

For gathering fish at Sabula for restocking the lakes and rivers of the state.....	\$ 2,500
For improving and building necessary ponds at Sabula.....	500
For protection, distribution, and reproducing fish for the next two years and payment of balance on fish car.....	5,000
For protection of game and payment of deputies.....	1,000

**SEC. 2. How drawn.** Not more than one-half of the entire amount above appropriated shall be drawn during the first year of the biennial period.

**SEC. 3. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 6, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and in the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
Secretary of State.

### CHAPTER 135.

S. F. 70.

**AN ACT** making an appropriation to the State College of Agriculture and Mechanic Arts.

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

**SECTION 1. Amount appropriated.** That there is hereby appropriated to the state college of agriculture and mechanic arts, out of any moneys in the state treasury not otherwise appropriated, the sum of five thousand (\$5,000) dollars, to be used for the purpose of building a carpenter shop on the grounds of the state college of agriculture and mechanic arts, the same to be drawn from the state treasury on the certificate of the board of trustees of said college.

Approved April 6, 1898.

### CHAPTER 136.

H. F. 155.

**AN ACT** making appropriations for the Industrial Home for the Blind at Knoxville, Iowa.

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

**SECTION 1. Amounts appropriated.** That there is hereby appropriated out of any money in the state treasury not otherwise appropriated for

the industrial home for the blind at Knoxville, Iowa, the following sums or as much thereof as may be necessary for the following purposes:

For salary and subsistence fund.....	\$12,000
For manufacturing fund.....	4,000
For contingent fund.....	8,000

SEC. 2. **In effect.** 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 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
Secretary of State.

CHAPTER 187.

H. F. 70.

AN ACT making appropriations for the Institution for Feeble-Minded Children at Glenwood, Iowa.

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

SECTION 1. **Amounts appropriated.** That there is hereby appropriated out of any moneys in the state treasury, not otherwise appropriated, for the institution for feeble-minded children at Glenwood, Iowa, the following sums, or so much thereof as may be necessary, for the following purposes:

For repairing boiler house and constructing coal sheds.....	\$ 1,000
For contingent and repair fund.....	8,500
For fire escapes to east and west extensions of custodial building...	400
For school supplies.....	800
For bedding supplies.....	800
For further improvement to the water supply system, including deep well pump, pump house, electric motor power for pumping, pipes and fittings.....	8,000

SEC. 2. **In effect.** 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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 9, 1898.

G. L. DOBSON,  
Secretary of State.

CHAPTER 188.

S. F. 281.

AN ACT making appropriation for the payment of the indebtedness of the School for the Deaf.

WHEREAS, The school for the deaf is now in debt on account of its support in a sum approximating five thousand (\$5,000) dollars, therefore,

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

SECTION 1. **Amount appropriated.** That there be, and is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of five thousand (\$5,000) dollars, to be used in the payment of the indebtedness of the school for the deaf.

SEC. 2. **How drawn.** That the money herein appropriated shall be drawn from the state treasury on the order of the board of trustees of the Iowa school for the deaf, and shall be used by said board in the payment of the indebtedness now existing against said school on account of its support.

Approved April 7, 1898.

## CHAPTER 139.

S. F. 22.

AN ACT making appropriations for the Iowa Hospital for the Insane at Mount Pleasant, Iowa.

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

SECTION 1. **Amounts appropriated.** That there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, for the benefit of the hospital for the insane at Mt. Pleasant, Iowa, the following amounts, for the following purposes, to-wit:

For repair and contingent fund, for two years.....	\$ 6,000
For slate roof for three west sections of old wing.....	2,500
For painting, for two years.....	1,000
For furniture for hospital and wards.....	500
For library and diversions.....	500

Total ..... \$10,500

SEC. 2. **How paid.** The money herein appropriated shall be paid on the written order of the trustees of the hospital; provided that not more than one-half of the amount appropriated shall be drawn during the year 1898.

Approved April 7, 1898.

## CHAPTER 140.

H. F. 106.

AN ACT making appropriations for the Normal School at Cedar Falls, Iowa.

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

SECTION 1. **Amounts appropriated.** That there be and hereby is appropriated out of any money in the state treasury, not otherwise appropriated, or so much thereof as may be necessary, for the support and maintenance of the normal school at Cedar Falls, Iowa, for the following purposes:

For repairs, for two years.....	\$ 2,000
For library, for two years.....	1,000
For librarian and assistant, for two years.....	1,000
For military instructor, for two years.....	1,000
Additional teachers' fund, for two years.....	9,000

SEC. 2. **In effect.** 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 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 141.

H. F. 24.

AN ACT making appropriation for the College for the Blind at Vinton, Iowa.

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

SECTION 1. **Amounts appropriated.** That there is hereby appropriated for the college for the blind at Vinton, out of any money in the state treasury not otherwise appropriated, or so much thereof as may be necessary, the following amounts and for the following purposes, to-wit:

For water closets and sewerage system.....	\$ 4,000
For contingent and repair fund.....	2,500
For furniture and bedding.....	500

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

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.  
 G. L. DOBSON,  
*Secretary of State.*

CHAPTER 142.

S. F. 25.

AN ACT making appropriation for the better support of the State University in its several departments and chairs, and in aid of the income fund.

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

SECTION 1. **Annual appropriation—how paid.** That there be and is hereby appropriated out of any funds in the state treasury not otherwise appropriated, for the further support of the state university in its several departments and chairs, and in aid of the income fund and for the development of the institution, the sum of ten thousand (\$10,000) dollars annually hereafter, said sum to be payable in quarterly installments on the written order of the board of regents, the first installment to be payable on the first day of September, 1898.

SEC. 2. **Library—contingent fund.** There is hereby appropriated for the benefit of the state university, in addition to the amount appropriated in section 1 hereof, the following amounts for the following purposes, to-wit:

For law library.....	\$ 1,000
For repair and contingent fund.....	10,000
Total.....	\$11,000

SEC. 3. **How paid.** The itemized appropriations provided for in section 2 hereof shall be paid on the written order of the board of regents of said university, provided, that not more than one-half thereof shall be drawn during the year 1898.

Approved April 7, 1898.

CHAPTER 143.

H. F. 120.

AN ACT making appropriations for the Penitentiary at Fort Madison, Iowa.

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

SECTION 1. **Amounts appropriated.** That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, for the penitentiary at Fort Madison, Iowa, the following amounts, or so much thereof as may be necessary for the following purposes:

For contingent and repair fund.....	\$ 5,000.00
For transportation.....	2,500.00
For warden's house fund.....	200.00

SEC. 2. **Reappropriated.** That the six thousand four hundred and twenty dollars remaining unexpended from the appropriation made by the twenty-sixth general assembly for construction of cells at the penitentiary, is hereby reappropriated, three hundred and fifty dollars for furnishing a new furnace for warden's house and six thousand and seventy dollars for the building of a new work shop in the new yard at the penitentiary at Fort Madison, Iowa.

**SEC. 3.** In effect. 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 at Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 9, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 144.

H. F. 52.

**AN ACT** making appropriations for the construction of additional storage building at the Soldiers' Home at Marshalltown, Iowa, and for the old people's building and furnishing the same.

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

**SECTION 1. Amounts appropriated.** That there be and is hereby appropriated out of any money in the state treasury, not otherwise appropriated, or so much thereof as may be necessary for the Iowa soldiers' home at Marshalltown:

For additional storage building for roots and vegetables.....\$ 1,000  
For old people's building and furnishing the same..... 15,000

**SEC. 2.** In effect. This act, being deemed of immediate importance, shall take effect at once upon publication in the Iowa State Register and the Des Moines Leader, newspapers published at the city of Des Moines, Iowa.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 9, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 145.

S. F. 220.

**AN ACT** to make an appropriation to the Iowa State Agricultural Society.

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

**SECTION 1. Amount appropriated.** That there be, and is hereby, appropriated for the benefit of the Iowa state agricultural society, out of any money in the state treasury not otherwise appropriated, the sum of five thousand (\$5,000) dollars.

**SEC. 2. How used.** Of the money herein appropriated one thousand dollars (\$1,000), or so much thereof as may be needed, shall be used by said society for the purpose of keeping the buildings on the society grounds insured for the biennial period, and the same shall be payable on the written order of the president and secretary of the society. Four thousand (\$4,000) dollars, or so much thereof as may be needed, shall be used for the preservation of the property on the society grounds and the maintenance of the office and payment of the salary of secretary of the society and the payment of other necessary expenses that may be incurred during the years 1898 and 1899, and shall be paid on the written order of the president and secretary of said society, after the expenditure has been authorized or approved by the executive council.

**SEC. 3.** In effect. 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 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

CHAPTER 146.

S. F. 239.

AN ACT providing for the payment of witnesses summoned before special committee on election contest from 18th Senatorial district, the clerk of said committee, and the expenses of the parties to election contest.

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

SECTION 1. **Appropriation.** That there is hereby appropriated from the state treasury the following sums of money to the persons and for the purposes herein named.

SEC. 2. **Witnesses.** To R. H. *Shefflett* [Shifflett] (witness) attendance before committee and expenses, seventy dollars.

SEC. 3. **Same.** To S. G. *Donmore* [Dunmore] (witness) attendance before committee and expenses, seventy-five dollars.

SEC. 4. **Clerk.** To Frank Vanpelt (clerk and stenographer), ninety dollars, for services rendered committee.

SEC. 5. **Attorney.** To Ezra Williard, attorney for J. M. Emmert in election contest of Smith vs. Emmert, for expenses and attorney's fees in said contest, seventy-five dollars.

Approved April 7, 1898.

CHAPTER 147.

S. F. 24.

AN ACT making appropriations for the Orphans' Home and Home for Destitute Children.

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

SECTION 1. **Amounts appropriated.** That there be, and is hereby, appropriated for the benefit of the orphans' home and home for destitute children, the following amounts for the following purposes respectively:

For building sewer .....	\$ 2,500
For contingent and repair fund .....	8,000
For library .....	800
<b>Total .....</b>	<b>\$ 5,800</b>

SEC. 2. **How and when drawn.** The various sums named in this bill may be drawn in whole or in part on the written order of the board of trustees of said orphans' home and home for destitute children at such times and in such amounts as the said board may determine; provided, that of the contingent and repair fund and of the library fund one-fourth may be drawn on or after July 15, 1898, one-fourth on or after October 15, 1898, one-fourth on or after April 15, 1899, and one-fourth on or after October 15, 1899, and of the amount appropriated for building sewer one half may be drawn on or after July 15, 1898, and one-half on or after October 15, 1898.

Approved April 7, 1898.

CHAPTER 148.

S. F. 167.

AN ACT to make an appropriation to further extend the use of the Iowa traveling libraries.

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

SECTION 1. **Amount appropriated.** There is hereby appropriated annually from the state treasury the sum of two thousand dollars for the purchase of books and equipments of collections of books for the use of the Iowa traveling libraries to be loaned under the provisions of chapter seventeen (17), title thirteen (13) of the code.

Approved April 7, 1898.

CHAPTER 149.

S. F. 114.

AN ACT making appropriation for the State Industrial School, Girls' Department, at Mitchellville, Iowa.

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

SECTION 1. Amounts appropriated. That there is hereby appropriated for the benefit of the state industrial school, girls' department, at Mitchellville, out of any money in the state treasury not otherwise appropriated, the following sums for the following purposes, to-wit:

For extension of waterworks and for building for water closets....	\$ 1,500
For contingent and repair fund and painting.....	1,000
For chaplain fund.....	200
For library and school book fund.....	200
Total.....	\$ 2,900

SEC. 2. How drawn. The money herein appropriated for extension of waterworks and for building for water closets shall be drawn from the state treasury on the written order of the trustees of said school, but not more than one-half of same shall be drawn before July 15, 1898, and the remainder thereof not before October 15, 1898.

SEC. 3. Same. The money herein appropriated for the purposes named in the preceding section hereof, shall be drawn on the written order of the trustees of said school, but not more than one fourth of said amount shall be drawn before October 15, 1898, nor more than one-half before April 15, 1899, nor more than three-fourths before October 15, 1899.

Approved April 7, 1898.

CHAPTER 150.

S. F. 121.

AN ACT making appropriations for the Penitentiary at Anamosa, Iowa.

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

SECTION 1. Amounts appropriated. That there be, and is hereby appropriated for the benefit of the penitentiary at Anamosa, Iowa, out of any money in the state treasury not otherwise appropriated, the following amounts, or so much thereof as may be necessary for the following purposes, to-wit:

For contingent and repair fund.....	\$ 8,000
For transportation of discharged convicts.....	4,000
For completion of hospital and laundry.....	2,000
For warden's house fund.....	200
For completing female department.....	7,000

TO CONTINUE WORK ON NORTH CELL HOUSE.

For iron gratings and hinges.....	400
For freight on stone.....	4,500
For lime, sand and cement.....	1,200
For stone and quarry tools.....	300
For derrick supplies.....	800
For powder and fuse.....	400
For salaries of foremen.....	10,800

## FOR WARDEN'S HOUSE.

For windows and doors.....	\$ 1,300
For lumber for floors.....	75
For tile hallway.....	100
For lime, sand and cement.....	100
For lumber, copper and slate for roof.....	1,225
For heating, plumbing and wiring.....	375
For grates and mantels.....	50
<b>Total.....</b>	<b>\$42,825</b>

**SEC. 2. How drawn.** The money herein appropriated shall be drawn from the state treasury on the written order of the warden of the penitentiary at such times and in such sums as he may deem necessary; provided, that not more than one-half of said amount shall be drawn in the year 1898, and the balance in the year 1899.

**SEC. 3. Use of remaining sums.** Any sum remaining after the specified object for which it is appropriated shall have been completed may be used, so far as it may be necessary, for any other item, subject, however, to the approval of the executive council.

Approved April 7, 1898.

## CHAPTER 151.

S. F. 87.

AN ACT making an appropriation to continue the work on the building for the Hospital for the Insane at Cherokee.

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

**SECTION 1. Amount appropriated—how drawn.** For the purpose of continuing the work on the building for the hospital for the insane at Cherokee there is hereby appropriated, out of any money in the state treasury not otherwise appropriated, the sum of one hundred thousand (\$100,000) dollars, fifty thousand (\$50,000) dollars of which may be drawn on or after the first day of July, 1899, and fifty thousand (\$50,000) dollars of which may be drawn on or after the first day of July, 1900.

**SEC. 2. Additional appropriation.** This appropriation is in addition to the amount appropriated by chapter one hundred thirty-six (136) of the acts of the twenty-fifth general assembly, and by chapter one hundred forty (140) of the acts of the twenty-sixth general assembly.

Approved April 9, 1898.

## CHAPTER 152.

S. F. 251.

AN ACT to authorize the Executive Council to pass upon and pay certain claims, the payment of which was provided for by an act of the Twenty-sixth General Assembly, entitled "An act to appropriate money to pay the claims of individuals and counties in Iowa, for making an exhibit at the World's Exposition in New Orleans."

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

**SECTION 1. Date fixed.** The executive council shall, on the third day of May, 1898, pass upon all claims filed and pay all claims allowed under the provisions of "An act to appropriate money to pay the claims of individuals and counties in Iowa for making an exhibit at the World's Exposition in New Orleans," passed by the twenty-sixth general assembly, but if the amount appropriated by said act is insufficient to pay said claims in full, the same shall be paid pro rata.

**SEC. 2. In effect.** 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 in Des Moines, Iowa.

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
Secretary of State.

CHAPTER 153.

H. F. 134.

AN ACT making an appropriation for the Iowa Hospital for the Insane at Clarinda, Iowa.  
*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. Amounts appropriated. That there is hereby appropriated for the Iowa hospital for the insane at Clarinda, Iowa, out of any moneys in the state treasury not otherwise appropriated, the following amounts, or so much thereof as may be necessary, for the following purposes:

To finish female infirmary and violent wards.....	\$ 6,600
For plumbing.....	750
Paul system for circulating steam in heating plant.....	7,500
Painting and furnishing new womans' wards.....	1,200
Repair and contingent fund.....	4,500
Machinery and supplies (industrial department).....	550
New oven.....	1,250
Improvement of grounds.....	500
Library and amusements.....	500
Hot water heater.....	800
New range.....	475
Roasters and kettles.....	240

SEC. 2. When available. The amount appropriated for the purchase of a new oven shall become available on the taking effect of this act.

Approved April 9, 1898.

CHAPTER 154.

H. F. 113.

AN ACT making appropriations for the Iowa School for the Deaf, at Council Bluffs, Iowa.  
*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. Amounts appropriated. That there is hereby appropriated for the Iowa school for the deaf, out of any money in the state treasury not otherwise appropriated the following amounts, or as much thereof as may be necessary, for the following purposes:

For fencing.....	\$ 200.00
For repair fund.....	1,500 00
For type and tools for industrial schools.....	250.00
For library.....	200 00
For repairs to gas furnace and gas house.....	500.00
For increase of water supply in artesian wells.....	2,000.00

Approved April 12, 1898.

CHAPTER 155.

H. F. 108.

AN ACT making appropriations for the Iowa Industrial School, Boys' Department, at Eldora, Iowa.

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

SECTION 1. Amounts appropriated. That there is hereby appropriated for the Iowa industrial school, boys' department, at Eldora, Iowa, out

of any money in the state treasury not otherwise appropriated, or so much thereof as may be necessary for the following purposes:

For repair and contingent fund ..... \$ 8,500  
 For enlarging chapel..... 1,800

**SEC. 2. Re-appropriation.** That the seven hundred dollars remaining unexpended from the appropriation made by the twenty-sixth general assembly for construction of a cottage is hereby re-appropriated as additional to the appropriation provided in section one for enlarging the chapel.

Approved April 12, 1898.

#### CHAPTER 156.

H. F. 229.

**AN ACT** to reimburse Bremer County, Iowa, for the maintenance of Mary B. Coburn, Charles E. Coburn and Ada M. Mears, Soldiers' orphans at the Soldiers' Orphans' Home at Davenport, Iowa

**WHEREAS,** On June 25th, 1884, Mary B. Coburn was admitted to the soldiers' orphans' home at Davenport, Iowa, and the cost of her maintenance was charged to the account of Bremer county, Iowa, from June 25th, 1884, to November 20th, 1891.

**WHEREAS,** The said county of Bremer paid the state of Iowa for the maintenance of the said Mary B. Coburn the sum of seven hundred and forty dollars and twenty-eight cents (\$740.28) as is shown by the records of the auditor of state.

**WHEREAS,** On June 25th, 1884, Charles E. Coburn was admitted to the soldiers' orphans' home at Davenport, Iowa, and the cost of his maintenance was charged to the account of Bremer county, Iowa, from June 25th, 1894 [1884] to January 4th, 1893.

**WHEREAS,** The said county of Bremer paid the state of Iowa for the maintenance of said Charles E. Coburn the sum of eight hundred and fifty-two dollars and fifty cents (\$852.50) as is shown by the records of the auditor of state.

**WHEREAS,** On October 27th, 1885, Ada M. Mears was admitted to the soldiers' orphans' home at Davenport, Iowa, and the cost of her maintenance was charged to the account of Bremer county, Iowa, from October 27th, 1885 to May 2nd, 1894

**WHEREAS,** The said county of Bremer paid the state of Iowa for the maintenance of said Ada M. Mears, the sum of eight hundred and fifty-one dollars and thirty-nine cents (\$851.39) as is shown by the records of the auditor of state, therefore

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

**SECTION 1. Amount appropriated—how drawn.** That said Bremer county be reimbursed for the maintenance of the said Mary B. Coburn, Charles E. Coburn and Ada M. Mears in the sum of two thousand and four hundred and forty-four dollars and seventeen cents (\$2,444.17) and the auditor of state be and is hereby authorized to draw a warrant for said amount in favor of said Bremer county.

Approved April 12, 1893.

#### CHAPTER 157.

H. F. 205.

**AN ACT** authorizing the State Librarian to classify and catalogue the books in the State Library, and making an appropriation therefor.

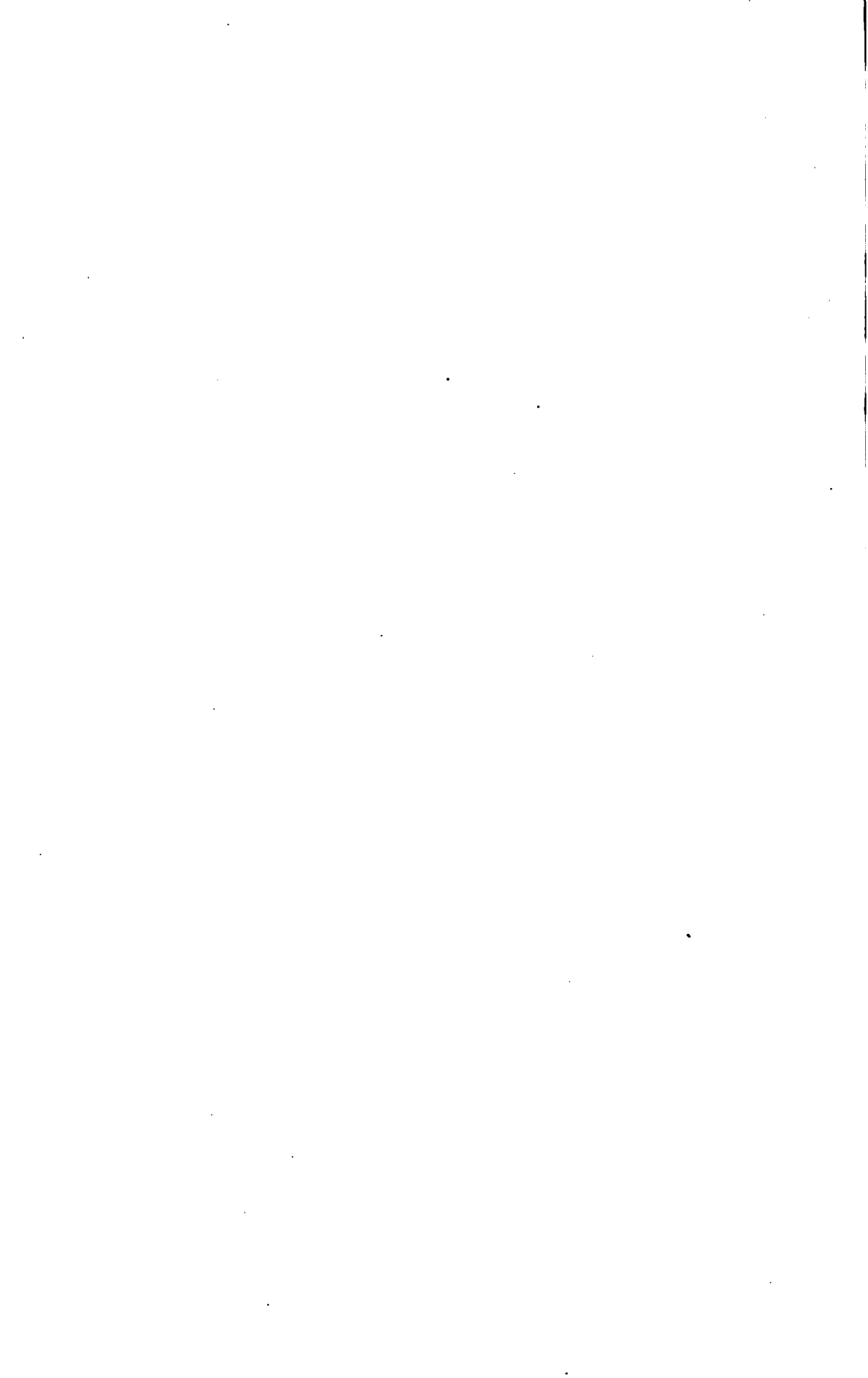
*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Catalogue—distribution.** That the state librarian be, and he is hereby authorized to classify and catalogue, according to modern scientific methods, all books now in or that may hereafter be added to the state

library; the catalogues to be printed and distributed under the orders and directions of the board of trustees of the said library.

SEC. 2. **Amount appropriated.** That there is hereby appropriated, out of any money in the treasury not otherwise appropriated, the sum of two thousand (\$2,000) dollars, or so much thereof as may be necessary for the purposes contemplated in this act; to be expended under the direction of the board of trustees.

Approved April 12, 1898.



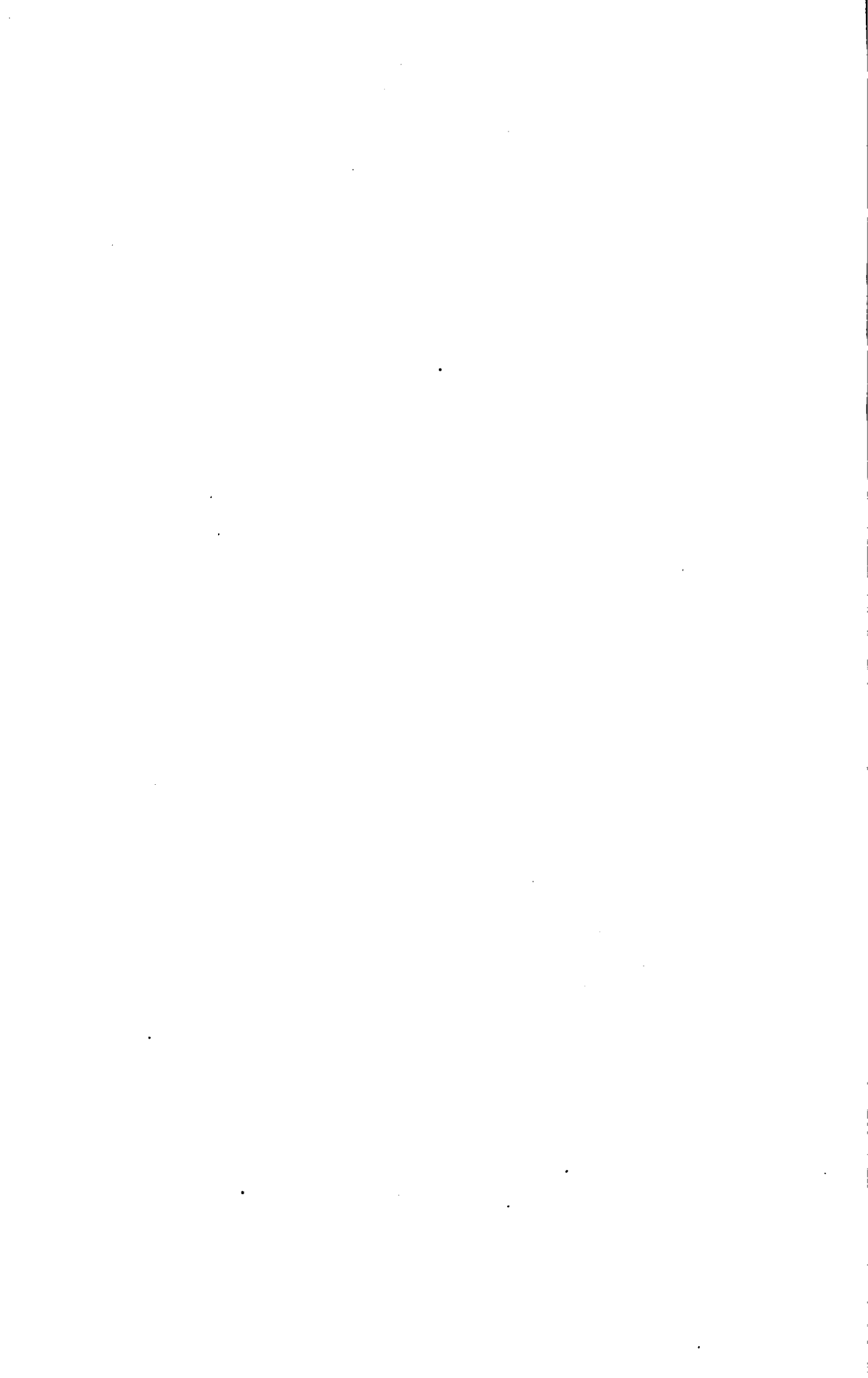
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SPECIAL ACTS.

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## SPECIAL ACTS.

### CHAPTER 158.

H. F. 146.

**AN ACT** granting the city of Des Moines, lots seven (7) and eight (8) of block thirty-three (33) of the original town of Fort Des Moines, now included in the city of Des Moines, Polk county, Iowa, and providing for the purchase of a new site for the Iowa Memorial, and Historical Art building and making an appropriation therefor.

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

**SECTION 1. Power to convey.** That the governor and secretary of state be and they are hereby authorized to convey in the name of the state of Iowa, lots seven (7) and eight (8) in block thirty-three (33) of the original town of Fort Des Moines, now a part of the city of Des Moines, to the city of Des Moines for the uses and purposes of the free public library in said city.

**SEC. 2. Purchase of site.** That said conveyance shall not be made until there shall have been deposited with the treasurer of state, the sum of fifteen thousand dollars (\$15,000.00) which sum, when it shall be needed therefor, shall be used, and is hereby appropriated for the purchase of a new site for the Iowa memorial and historical art building, which shall be paid upon the conveyance of such new site for said building to the state of Iowa by good and sufficient warranty deed and delivery therewith of an abstract of title, showing unencumbered fee simple title to the state. Said new site to be selected and purchased by the executive council and the curator, and payment therefor to be made by a warrant to be drawn by the auditor of state on the treasurer of state upon a written statement to be signed by the governor, secretary of state and curator, that the requirements of this act as to purchase, conveyance and title thereto have been complied with, and until otherwise provided by law, the old site for the Iowa memorial and historical building shall be held by the state as the site for the arsenal and storage of quartermaster's property.

**SEC. 3. Removal of building.** In the making of such conveyance the same shall contain a provision, giving to the state the right to remove the building situated upon said lots at any time prior to July 1st, 1898; such building or the material derived therefrom shall also be held for the use of the adjutant general's department, and the expenses of such removal shall be borne by the state, and all unpaid taxes assessed against said lots seven (7) and eight (8), in block thirty-three (33) shall be assumed by grantee. And there is hereby appropriated from any moneys in the treasury, not otherwise appropriated, such sum as shall be necessary to pay the expenses of the removal of said building and the preservation of the material thereof, which shall be paid on the recommendation of the executive council, by warrant or warrants drawn by the auditor of state upon the treasurer of state, in favor of the persons entitled thereto.

**SEC. 4. In effect.** This act, being deemed of immediate importance, the same shall take effect and be in force from and after publication thereof, in the Iowa State Register and Des Moines Leader.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 9, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 159:

H. F. 300.

AN ACT to provide for publishing the Road Laws in pamphlet form.

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

**Power to print.** The secretary of state is hereby empowered and instructed to have printed in pamphlet form before July 1st, 1898, ten thousand copies of title VIII of the code, entitled, "Of roads, bridges and ferries, and the destruction of thistles," including amendments thereto by the twenty-seventh general assembly. During each biennial period thereafter he shall cause to be printed in the same manner, five thousand copies of the amendments of the preceding general assembly. Said laws shall be for free distribution to road supervisors and township trustees when asked for.

Approved March 28, 1898.

## CHAPTER 160.

H. F. 128.

AN ACT granting extension of certificates of authority issued by the Auditor of State to insurance companies and their agents, under provisions of chapter [four] 4, title [nine] 9, of the code of 1873.

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

**SECTION 1. Date of extension.** That certificates of authority issued by the auditor of state to insurance companies and their agents, under chapter 4, title 9, of the code of 1873, which by their terms expire on the 31st day of January, 1898, and which are in force on that date, be and the same are hereby extended and continued in force until the 1st day of March, 1898; subject however to be revoked same as if this act was not in force.

**SEC. 2. In effect.** 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 at Des Moines, Iowa.

Approved February 5, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, February 8, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 161.

H. F. 350.

AN ACT to apportion the State into Representative Districts and declare the ratio of representation.

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

**SECTION 1. Apportionment.** That one representative from every twenty-two thousand inhabitants is hereby constituted the ratio of apportionment, and that each representative district shall be as hereinafter described.

**SEC. 2. First district.** Lee county shall be the first district and entitled to two representatives (39,528).

**SEC. 3. Second district.** Van Buren county shall be the second district and entitled to one representative (16,829).

**SEC. 4. Third district.** Davis county shall be the third district and entitled to one representative (15,015).

**SEC. 5. Fourth district.** Appanoose county shall be the fourth district and entitled to one representative (25,883).

**SEC. 6. Fifth district.** Wayne county shall be the fifth district and entitled to one representative (16,155).

**SEC. 7. Sixth district.** Decatur county shall be the sixth district and entitled to one representative (16,639).



**SEC. 8. Seventh district.** Ringgold county shall be the seventh district and entitled to one representative (14,065).

**SEC. 9. Eighth district.** Taylor county shall be the eighth district and entitled to one representative (17,347).

**SEC. 10. Ninth district.** Page county shall be the ninth district and entitled to one representative (22,026).

**SEC. 11. Tenth district.** Fremont county shall be the tenth district and entitled to one representative (17,176).

**SEC. 12. Eleventh district.** Mills county shall be the eleventh district and entitled to one representative (15,187).

**SEC. 13. Twelfth district.** Montgomery county shall be the twelfth district and entitled to one representative (17,119).

**SEC. 14. Thirteenth district.** Adams county shall be the thirteenth district and entitled to one representative (12,934).

**SEC. 15. Fourteenth district.** Union county shall be the fourteenth district and entitled to one representative (17,043).

**SEC. 16. Fifteenth district.** Clarke county shall be the fifteenth district and entitled to one representative (11,515).

**SEC. 17. Sixteenth district.** Lucas county shall be the sixteenth district and entitled to one representative (18,545).

**SEC. 18. Seventeenth district.** Monroe county shall be the seventeenth district and entitled to one representative (15,790).

**SEC. 19. Eighteenth district.** Wapello county shall be the eighteenth district and entitled to one representative (33,298).

**SEC. 20. Nineteenth district.** Jefferson county shall be the nineteenth district and entitled to one representative (16,405).

**SEC. 21. Twentieth district.** Henry county shall be the twentieth district and entitled to one representative (18,278).

**SEC. 22. Twenty-first district.** Des Moines county shall be the twenty-first district and entitled to two representatives (37,689).

**SEC. 23. Twenty-second district.** Louisa county shall be the twenty-second district and entitled to one representative (12,780).

**SEC. 24. Twenty-third district.** Washington county shall be the twenty-third district and entitled to one representative (18,845).

**SEC. 25. Twenty-fourth district.** Keokuk county shall be the twenty-fourth district and entitled to one representative (23,732).

**SEC. 26. Twenty-fifth district.** Mahaska county shall be the twenty-fifth district and entitled to one representative (32,496).

**SEC. 27. Twenty-sixth district.** Marion county shall be the twenty-sixth district and entitled to one representative (23,191).

**SEC. 28. Twenty-seventh district.** Warren county shall be the twenty-seventh district and entitled to one representative (18,506).

**SEC. 29. Twenty-eighth district.** Madison county shall be the twenty-eighth district and entitled to one representative (16,597).

**SEC. 30. Twenty-ninth district.** Adair county shall be the twenty-ninth (29th) district and entitled to one representative (15,504).

**SEC. 31. Thirtieth district.** Cass county shall be the thirtieth district and entitled to one representative (20,926).

**SEC. 32. Thirty-first district.** Pottawattamie county shall be the thirty-first district and entitled to two representatives (46,024).

**SEC. 33. Thirty-second district.** Harrison county shall be the thirty-second district and entitled to one representative (23,091).

**SEC. 34. Thirty-third district.** Shelby county shall be the thirty-third district and entitled to one representative (17,798).

**SEC. 35. Thirty-fourth district.** Audubon county shall be the thirty-fourth district and entitled to one representative (12,836).

**SEC. 36. Thirty-fifth district.** Guthrie county shall be the thirty-fifth district and entitled to one representative (17,956).

SEC. 37. **Thirty-sixth district.** Dallas county shall be the thirty-sixth district and entitled to one representative (21,023).

SEC. 38. **Thirty-seventh district.** Polk county shall be the thirty-seventh district and entitled to two representatives (72,868).

SEC. 39. **Thirty-eighth district.** Jasper county shall be the thirty-eighth district and entitled to one representative (25,591).

SEC. 40. **Thirty-ninth district.** Poweshiek county shall be the thirty-ninth district and entitled to one representative (18,524).

SEC. 41. **Fortieth district.** Iowa county shall be the fortieth district and entitled to one representative (18,964).

SEC. 42. **Forty-first district.** Johnson county shall be the forty-first district and entitled to one representative (23,563).

SEC. 43. **Forty-second district.** Muscatine county shall be the forty-second district and entitled to one representative (25,339).

SEC. 44. **Forty-third district.** Scott county shall be the forty-third district and entitled to two representatives (45,869).

SEC. 45. **Forty-fourth district.** Cedar county shall be the forty-fourth district and entitled to one representative (19,008).

SEC. 46. **Forty-fifth district.** Clinton county shall be the forty-fifth district and entitled to two representatives (43,898).

SEC. 47. **Forty-sixth district.** Jackson county shall be the forty-sixth district and entitled to one representative (23,471).

SEC. 48. **Forty-seventh district.** Jones county shall be the forty-seventh district and entitled to one representative (20,008).

SEC. 49. **Forty-eighth district.** Linn county shall be the forty-eighth district and entitled to two representatives (49,105).

SEC. 50. **Forty-ninth district.** Benton county shall be the forty-ninth district and entitled to one representative (24,244).

SEC. 51. **Fiftieth district.** Tama county shall be the fiftieth district and entitled to one representative (22,966).

SEC. 52. **Fifty-first district.** Marshall county shall be the fifty-first district and entitled to one representative (27,320).

SEC. 53. **Fifty-second district.** Story county shall be the fifty-second district and entitled to one representative (19,930).

SEC. 54. **Fifty-third district.** Boone county shall be the fifty-third district and entitled to one representative (27,039).

SEC. 55. **Fifty-fourth district.** Greene county shall be the fifty-fourth district and entitled to one representative (16,299).

SEC. 56. **Fifty-fifth district.** Carroll county shall be the fifty-fifth district and entitled to one representative (19,493).

SEC. 57. **Fifty-sixth district.** Crawford county shall be the fifty-sixth district and entitled to one representative (20,069).

SEC. 58. **Fifty-seventh district.** Monona county and Ida county shall be the fifty-seventh district and entitled to one representative (27,480).

SEC. 59. **Fifty-eighth district.** Woodbury county shall be the fifty-eighth district and entitled to two representatives (46,202).

SEC. 60. **Fifty-ninth district.** Cherokee county shall be the fifty-ninth district and entitled to one representative (15,664).

SEC. 61. **Sixtieth district.** Sac county shall be the sixtieth district and entitled to one representative (15,868).

SEC. 62. **Sixty-first district.** Calhoun county shall be the sixty-first district and entitled to one representative (15,788).

SEC. 63. **Sixty-second district.** Webster county shall be the sixty-second district and entitled to one representative (26,945).

SEC. 64. **Sixty-third district.** Hamilton county shall be the sixty-third district and entitled to one representative (18,514).

SEC. 65. **Sixty-fourth district.** Hardin county shall be the sixty-fourth district and entitled to one representative (20,576).

SEC. 66. **Sixty-fifth district.** Grundy county shall be the sixty-fifth district and entitled to one representative (13,418).

SEC. 67. **Sixty-sixth district.** Black Hawk county shall be the sixty-sixth district and entitled to one representative (26,941).

SEC. 68. **Sixty-seventh district.** Buchanan county shall be the sixty-seventh district and entitled to one representative (20,593).

SEC. 69. **Sixty-eighth district.** Delaware county shall be the sixty-eighth district and entitled to one representative (18,103).

SEC. 70. **Sixty-ninth district.** Dubuque county shall be the sixty-ninth district and entitled to two representatives (60,177).

SEC. 71. **Seventieth district.** Clayton county shall be the seventieth district and entitled to one representative (26,570).

SEC. 72. **Seventy-first district.** Fayette county shall be the seventy-first district and entitled to one representative (24,794).

SEC. 73. **Seventy-second district.** Bremer county shall be the seventy-second district and entitled to one representative (15,403).

SEC. 74. **Seventy-third district.** Butler county shall be the seventy-third district and entitled to one representative (16,966).

SEC. 75. **Seventy-fourth district.** Franklin county shall be the seventy-fourth district and entitled to one representative (15,679).

SEC. 76. **Seventy-fifth district.** Wright and Hancock counties shall be the seventy-fifth district and entitled to one representative (27,165).

SEC. 77. **Seventy-sixth district.** Humboldt and Pocahontas counties shall be the seventy-sixth district and entitled to one representative (23,873).

SEC. 78. **Seventy-seventh district.** Buena Vista county shall be the seventy-seventh district and entitled to one representative (15,029).

SEC. 79. **Seventy-eighth district.** Plymouth county shall be the seventy-eighth district and entitled to one representative (21,991).

SEC. 80. **Seventy-ninth district.** Sioux county shall be the seventy-ninth district and entitled to one representative (21,406).

SEC. 81. **Eightieth district.** O'Brien and Lyon counties shall be the eightieth district and entitled to one representative (27,293).

SEC. 82. **Eighty-first district.** Osceola, Emmet and Dickinson counties shall be the eighty-first district and entitled to one representative (21,019).

SEC. 83. **Eighty-second district.** Clay and Palo Alto counties shall be the eighty-second district and entitled to one representative (23,366).

SEC. 84. **Eighty-third district.** Kossuth county shall be the eighty-third district and entitled to one representative (18,345).

SEC. 85. **Eighty-fourth district.** Cerro Gordo county shall be the eighty-fourth district and entitled to one representative (18,302).

SEC. 86. **Eighty-fifth district.** Floyd county shall be the eighty-fifth district and entitled to one representative (17,114).

SEC. 87. **Eighty-sixth district.** Chickasaw county shall be the eighty-sixth district and entitled to one representative (15,696).

SEC. 88. **Eighty-seventh district.** Allamakee county shall be the eighty-seventh district and entitled to one representative (17,981).

SEC. 89. **Eighty-eighth district.** Winneshiek county shall be the eighty-eighth district and entitled to one representative (22,745).

SEC. 90. **Eighty-ninth district.** Howard county shall be the eighty-ninth district and entitled to one representative (18,221).

SEC. 91. **Nintieth district.** Mitchell county shall be the ninetieth district and entitled to one representative (14,431).

SEC. 92. **Ninety-first district.** Worth and Winnebago counties shall be the ninety-first district and entitled to one representative (20,992).

Approved April 12, 1898.

## CHAPTER 162.

S. F. 212.

AN ACT to quiet the title to certain real estate situated in Washington county, Iowa, and confirm and establish the title in fee simple thereto in A. B. Rogers in said county.

WHEREAS, In May, 1856, the United States granted to the state of Iowa the land mentioned in said bill, and

WHEREAS, Said land went to tax sale and a tax deed was executed therefor to William Billingsly in July, 1857, and

WHEREAS, Said land has since been conveyed many times to various grantees, and the said grantees and all of them since said tax deed was made in 1856, have remained in the quiet, peaceable and undisturbed possession of said real estate, and

WHEREAS, The state of Iowa cannot be made a party defendant in a suit, and title cannot be quieted in the present owner of said real estate proceedings in court; therefore,

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

SECTION 1. **Right of state conveyed.** That any and all right of the state of Iowa in and to the southwest quarter of the northwest quarter of section seventeen, in township seventy-seven north, range seven, west of fifth principal meridian, in Washington county, Iowa, be and the same is hereby conveyed and transferred to A. B. Rogers, and the title of said A. B. Rogers in fee simple in and to the said real estate, in so far as the same may be affected by any right or claim of the state of Iowa, is hereby quieted, confirmed and established.

Approved April 7, 1898.

## CHAPTER 163.

H. F. 77.

AN ACT authorizing the Board of Trustees of the State College of Agriculture and Mechanic Arts to purchase land for purposes of agricultural experimentation.

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

SECTION 1. **Power to purchase.** That the board of trustees of the state college of agriculture and mechanic arts be and are hereby empowered to purchase not to exceed forty (40) acres of land adjoining the present college farm, and to pay therefor from the college endowment fund in accordance with the provisions of the original national grant.

SEC. 2. **In effect.** 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 the Des Moines Leader, newspapers published in Des Moines, Iowa.

Approved February 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, March 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 164.

S. F. 76.

AN ACT empowering and directing the State Auditor to issue warrants on the State Treasurer for the undrawn balance of the annual appropriations to the credit of the State College of Agriculture and Mechanic Arts, on September 30, 1897.

WHEREAS, The state college of agriculture and mechanic arts under the annual appropriations granted it by the state had on the 30th day of September, 1897, an undrawn balance in the state treasury of nine thousand five hundred and seventy five and 11-100 dollars (\$9,575.11); and

WHEREAS, The new code in the revision and re-enactment of the appropriation renders doubtful the authority of the state auditor to honor the

requisitions of the trustees against this balance to the credit of said college, therefore

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

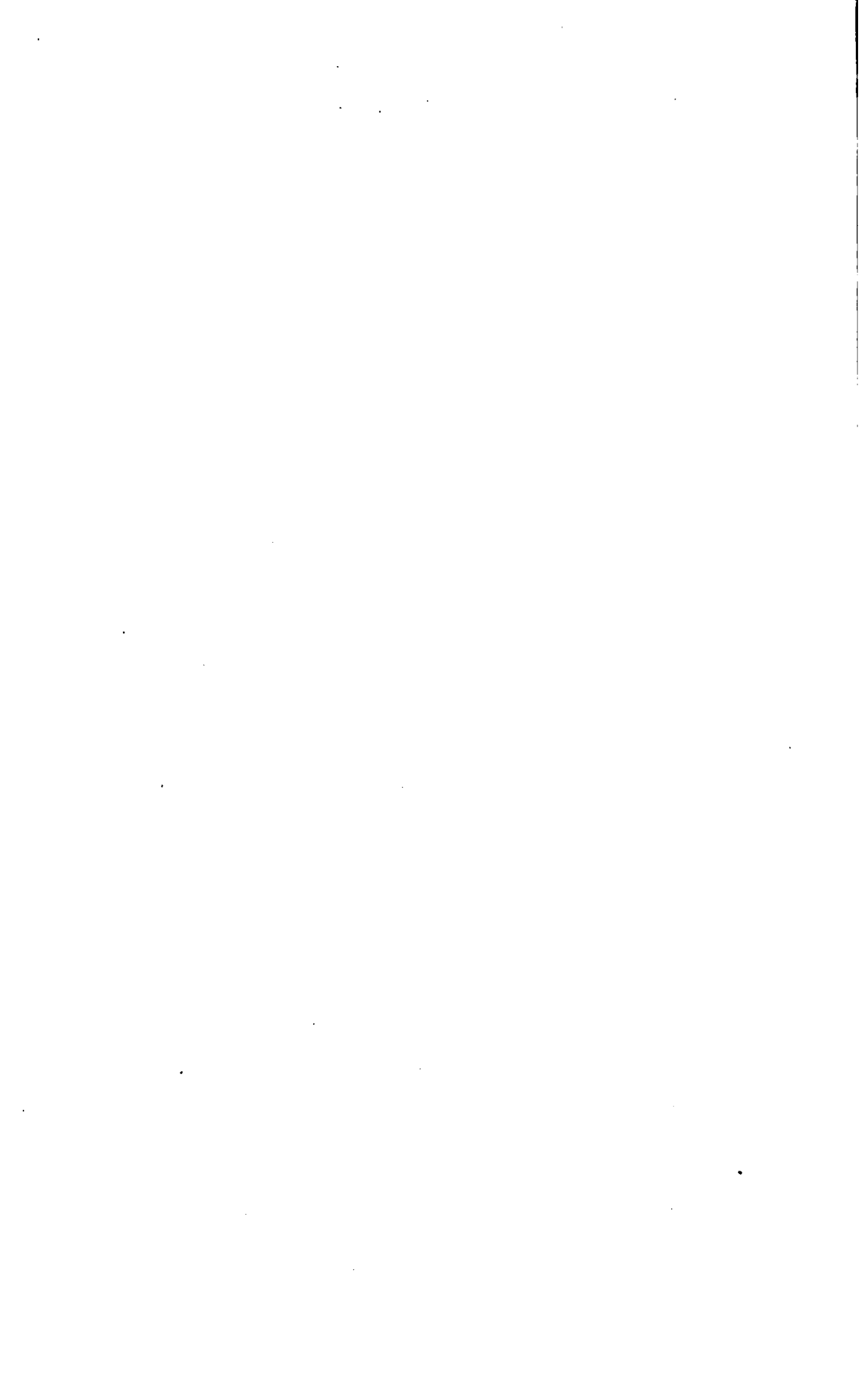
**SECTION 1. Warrants—how issued.** The auditor of state is hereby empowered and directed to issue warrants against the state treasurer to the amount of said balance upon the requisitions of the said board of trustees when made in accordance with the laws under which such balance was created and made payable to said college, the same as if said balance had been drawn prior to October 1, 1897.

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

Approved April 6, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
*Secretary of State.*



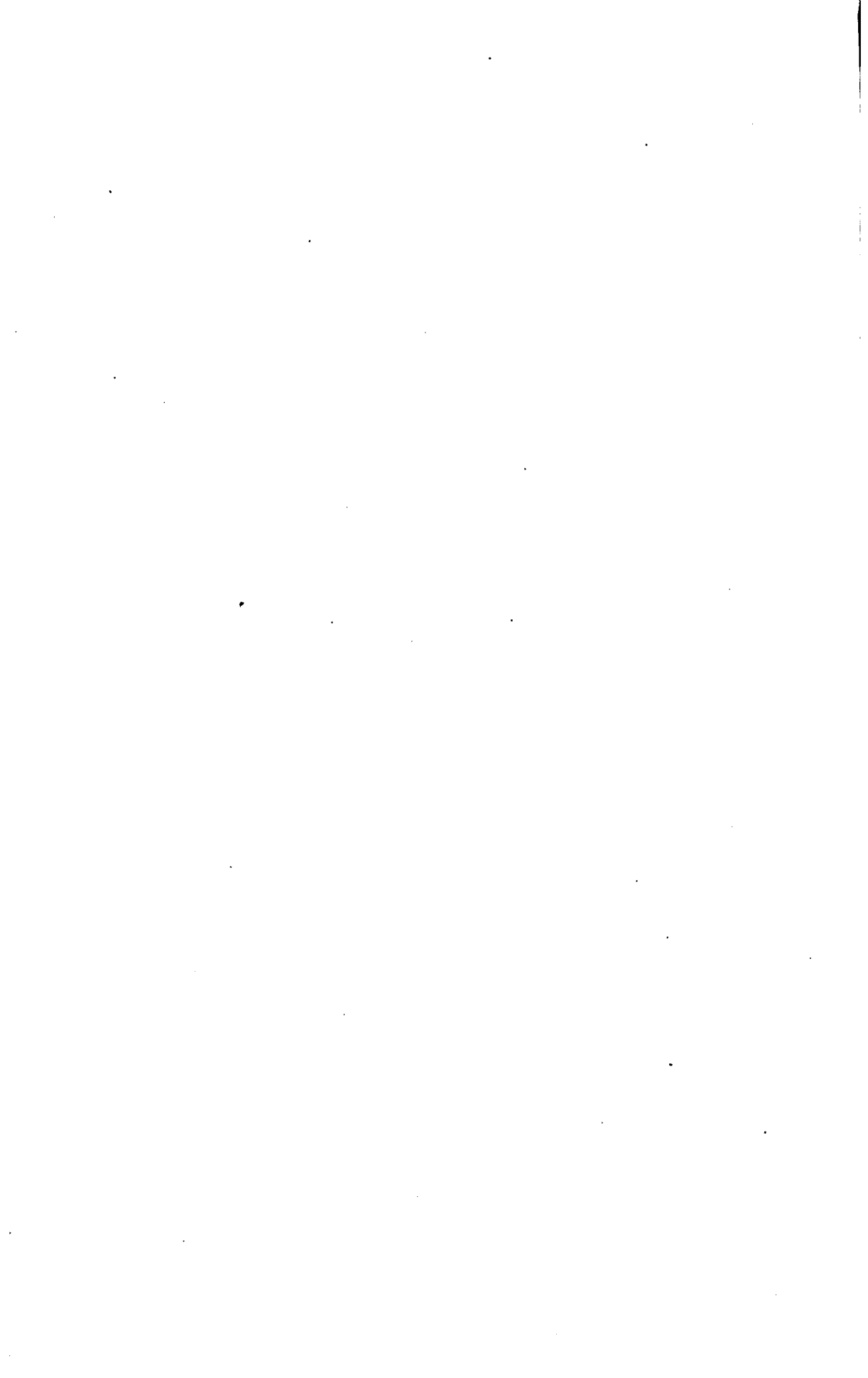
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LEGALIZING ACTS.

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## LEGALIZING ACTS.

### CHAPTER 165.

S. F. 92.

AN ACT to legalize acknowledgments taken and certified according to the form and provisions of the Code of 1873, and by the officers therein authorized to take and certify acknowledgments.

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

**SECTION 1. Legal and valid.** That all acknowledgments of instruments, in writing, taken and certified according to the provisions and form prescribed by the code of 1873, which were taken and certified after the twenty-ninth day of September, 1897, and prior to the passage of this act, by officers having authority under the provisions of the code of 1873 to take and certify acknowledgments, are here declared to be legal and valid, and of the same force and effect as though the same were taken and certified according to the form and provisions of the code; and as though the officers taking and certifying the same were authorized to take and certify acknowledgments.

**SEC. 2. In effect.** 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 the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 13, 1898.

G. L. DOBSON,  
*Secretary of State.*

### CHAPTER 166.

H. F. 64.

AN ACT to legalize acknowledgments of deeds and conveyances of land.

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

**SECTION 1. Acknowledgments by interested stockholders.** That all deeds and conveyances of lands within this state heretofore executed but which have been acknowledged or proved according to and in compliance with the laws of this state before a notary public or other official authorized by law to take acknowledgments who was, at the time of such acknowledgment, an officer or stockholder of a corporation interested in any such deed or conveyance, or otherwise interested therein, are, if otherwise valid, hereby declared effectual and valid in law to all intents and purposes as though acknowledged or proved before an officer not interested therein; and if heretofore recorded in the respective counties in which such lands may be, the records thereof are hereby confirmed and declared effectual and valid in law to all intents and purposes as though said deeds and conveyances, so acknowledged or proved and recorded, had (prior to being recorded) been acknowledged or proved before an officer having no interest therein.

Approved March 22, 1898.

## CHAPTER 167.

S. F. 78.

AN ACT to legalize the levy and collection of a school-house tax and to authorize the school board of the school-district of Scott township, Floyd County, Iowa, to transfer certain money illegally voted, levied, and raised for the purpose of building a school-house, to the teachers' fund of said school-district.

WHEREAS: The legal voters of the school-district of Scott township, Floyd county, Iowa, at the annual meeting of the school-district held on the second Monday of March, 1896, voted to raise the sum of six hundred dollars by tax, for the erection of a school-house in sub-district number nine, of said school district-township, in addition to one already in use in said sub-district, and

WHEREAS: At the same meeting the school-board was instructed to divide said sub-district number nine into two sub-districts, each of which would contain a less number of scholars than the law requires for the erection of a school house; and

WHEREAS: Said sub-district number nine, at the time the tax was voted, contained only twenty four children of school age, and the average attendance in said sub-district number nine has been for several years last past, and is now, from twelve to sixteen, and the territory included in said sub-district is less than six sections; being a territory three by two miles in length and breadth, with the present school house located in the geographical center; there being no litigation pending in relation to said matter; therefore:

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

SECTION 1. **Tax transfers.** That the levy and collection of a school-house tax in the school-district of Scott township, Floyd county, Iowa, be and the same is hereby legalized, and the school-board of the school-district of Scott township, Floyd county, Iowa, is hereby authorized and empowered to transfer to the teachers' fund the amount of money raised for building a school-house in sub-district number nine, Scott township, Floyd county, Iowa, which was voted at the annual meeting of the electors in said school district on the second Monday in March, 1896.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Daily Iowa Capital, a newspaper published at Des Moines, Iowa, and the Marble Rock Weekly, a newspaper published at Marble Rock, Iowa, without expense to the state.

Approved February 17, 1898.

I hereby certify that the foregoing act was published in the Daily Iowa Capital February 18, 1898, and in the Marble Rock Weekly February 24, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 168.

H. F. 108.

AN ACT to legalize the ordinances passed by the incorporated town of Arion, Crawford County, Iowa.

WHEREAS, Doubts have arisen as to the legality of the ordinances passed by the council of the incorporated town of Arion, Crawford county, Iowa, therefore

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

SECTION 1. **Valid and binding.** That all ordinances passed by the town council of the said incorporated town of Arion, Crawford county, Iowa, not in conflict with the laws of the state of Iowa, are hereby legalized, and the same are hereby declared valid and binding, the same as though the law had been complied with in all respects in the passage of said ordinances. But nothing in this act shall in any manner affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published in the city of Des Moines, Polk county, Iowa, and in the Crawford County Bulletin, a newspaper published in the town of Denison, Crawford county, Iowa, both publications to be without expense to the state.

Approved February 21, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register February 23, 1898, and in the Crawford County Bulletin March 3, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 169.

H. F. 85.

**AN ACT** to legalize the acts of the board of directors of the independent school district of Stuart, in the levying of taxes for school purposes.

**WHEREAS,** The board of directors of the independent school district of Stuart, in Guthrie and Adair counties, Iowa on or about the 4th day of August, A. D. 1897, levied a tax upon property within said independent district, for school purposes, levying ten mills on said taxable property for the teachers' fund, one mill for school house fund, and four mills for contingent fund, for the running expenses of the public schools of said independent school district; and

**WHEREAS,** Doubt has arisen concerning the legality of said tax levy, for the reason that the same was not made within the time prescribed by law, and, for the reason that the law was not in all particulars fully complied with in the making, levying and certifying of said tax; therefore,

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

**SECTION 1. Certified at wrong time.** That the tax levy and estimate made by the board of directors of the independent school district of Stuart, in Guthrie and Adair counties, Iowa, on or about the 4th day of August, A. D. 1897, to provide funds for the running expenses of the schools of said independent school district, and all of the official acts of the board of directors in connection therewith be, and the same are hereby legalized and made valid and binding for all intents and purposes, the same as though said levy, estimate, and certificate of the same were made in strict conformity with all of the requirements of the law. But nothing in this act shall in any manner affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Des Moines Register, a newspaper published in Des Moines, Iowa, and the Stuart News, a newspaper published in Stuart, Iowa, without expense to the state.

Approved February 21, 1898.

I hereby certify that the foregoing act was published in the Des Moines Register February 23, 1898, and in the Stuart News February 24, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 170.

S. F. 64.

**AN ACT** to legalize a conveyance by the independent school district of Ottumwa, Iowa, to John F. Rugg.

**WHEREAS,** The independent school district of Ottumwa, Iowa, purchased from A. C. Leighton lands on which to erect its new high school building and accepted from him a deed therefor; and,

**WHEREAS,** The board of directors of said district on Jan. 17th, 1898, without being authorized by a vote of the electors of said district, conveyed to John F. Rugg, a lot 60 feet by 165 feet off the southeast side of said grounds,

described as follows: Lot No. 6 in Harlan's subdivision of out lot 22, and of lot No. 1 in A. G. Harrow's addition to the city of Ottumwa, described as follows, to-wit: Commencing at a point on the northeast line of Fourth street in said city fifty feet northwest from the south corner of said lot, No 6 in Harlan's subdivision of out lot 22 in said city; thence in a northeasterly direction at right angles to Fourth street a distance of 165 feet; thence northwest on a line parallel with Fourth street sixty feet; thence southwest on a line at right angles to Fourth street a distance of 165 feet to Fourth street; thence sixty feet to place of beginning; and accepted from said John F. Rugg a deed for the same sized strip on the opposite side of said grounds so as to get a better location for said high school building, therefore,

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

**SECTION 1. Unauthorized sale of lots.** That said conveyance by said independent school district of Ottumwa, Iowa, to John F. Rugg, dated Jan. 17th, 1898, be and the same is hereby declared valid and binding, and with the same force and effect as if the execution of said deed had been regularly authorized by a vote of the electors of said district at their annual meeting in March.

**SEC. 2. Pending litigation.** Nothing herein contained shall affect pending litigation.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect and be in full force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and in the Ottumwa Daily Courier, a newspaper published at Ottumwa, Iowa, such publication to be without expense to the state.

Approved February 21, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, February 23, 1898, and in the Ottumwa Daily Courier, February 25, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 171.

H. F. 249.

AN ACT to legalize the incorporation of the town of Grafton, Worth county, Iowa, the election of its officers and all acts done and ordinances passed by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Grafton, Worth county, Iowa, the election of its officers and the ordinances passed by the town council of said town, therefore,

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

**SECTION 1. Declared valid.** That the incorporation of the town of Grafton, Worth county, Iowa, the election of its officers and all the official acts done, and the ordinances passed by the town council of said town, not in contravention with the laws of the state are hereby legalized and the same are hereby declared to be valid and binding the same as though the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers and all the official acts done, and the passage of its ordinances. But nothing in this act shall in any manner affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Worth County Index, a newspaper published at Northwood, Iowa, and the Iowa State Register, a newspaper published at Des Moines, Iowa, without expense to the state.

Approved April 7, 1898.

I hereby certify that the foregoing act was published in the Worth County Index, May 19, 1898, and in the Iowa State Register, May 24, 1898.

[G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 172.

S. F. 255.

AN ACT to legalize the acts of the board of directors of the independent school district of Lincoln, Marion county, Iowa, and of the board of directors of the independent school district of Tracy, Marion county, Iowa, in relation to the transfer of territory from one district to the other for school purposes.

WHEREAS, On the 3d day of March, 1898 the respective boards of directors of the independent school districts of Lincoln, in Marion county, Iowa, and Tracy, in Marion county, Iowa, did transfer to the independent school district of Tracy, in Marion county, Iowa, the following described real estate situated in Marion county, Iowa, to-wit: Lots one, two, three, four, five and six of Randel's addition to the town of Tracy and known as North Tracy being the southeast part of the southwest one-quarter of the southeast one-quarter of section twenty-four township seventy-five north range eighteen in the independent school district of Lincoln Marion county and state of Iowa; and,

WHEREAS, Doubts have arisen as to the regularity of the proceedings in relation thereto, and of the legality thereof, and,

WHEREAS, The interests of the school districts aforesaid, and the people residing upon the territory above described, will be subserved by the legalization of the acts of the boards of directors aforesaid; now, therefore,

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

**SECTION 1. Transfer validated.** That the acts of the board of directors of the independent school district of Lincoln, and the acts of the board of directors of the independent school district of Tracy, Marion county and state of Iowa, whereby lots one, two, three, four, five and six of Randel's addition to the town of Tracy and known as North Tracy, being the southeast part of the southwest one-quarter of the southeast one-quarter of section twenty-four, township seventy-five, north, range eighteen, in Marion county and state of Iowa, was transferred to the independent school district of Tracy, Marion county, Iowa, for school purposes, be and the same are hereby legalized, and made and declared to be effectual, and all the proceedings of each of said boards, in relation to the transfer and setting aside of said tract, respectively, are hereby declared to be valid and effectual as though all acts of said boards had been in strict compliance with law. But nothing in this act shall in any manner affect any pending litigation.

Approved April 7, 1898.

## CHAPTER 173.

S. F. 253.

AN ACT to legalize the acts of the mayor and city council of the city of Waterloo in making a certain contract with one J. B. McGorrick for paving certain streets in said city.

WHEREAS, The city council of the city of Waterloo did, on the twenty-third day of August, eighteen hundred and ninety-seven, pass a certain resolution for the grading and paving of certain streets in said city, to-wit: Fourth street from Bluff street to Allen street, including intersections of Allen street, West Third street from Washington street to Commercial street, including intersections of West Third and Commercial streets, and Commercial street from West Third street to Park avenue; and

WHEREAS, Notice for proposals and receiving sealed bids under such resolution were duly published in three official newspapers of said city for ten days before the expiration of the time fixed for receiving bids for such grading and paving, and a large number of bids were received from different contractors for the grading and paving of said streets as provided in said resolution and notice; and

WHEREAS, The mayor and city council of said city, believing that all the necessary steps had been taken for the letting of the contract for the grading and paving of said streets as provided by law, opened all of the bids received under such notice, and on the fifteenth day of February, eighteen hundred and ninety-eight, in good faith awarded the contract for such grading and paving to one J. B. McGorrick, who was the lowest bidder therefor; and

WHEREAS, The said city of Waterloo, under a proper resolution of the city council, which was adopted on the fifteenth day of February, eighteen hundred and ninety-eight, did, on the sixteenth day of February, eighteen hundred and ninety-eight, enter into a written contract with the said J. B. McGorrick to grade said streets and pave the same as therein provided, which said contract was duly executed for and in behalf of the city by the mayor and clerk thereof; and


WHEREAS, Doubts have arisen as to the regularity of the acts of said mayor and city council in advertising for sealed proposals for such paving and grading, and as to the legality of the contract entered into in behalf of the city with the said J. B. McGorrick for grading and paving said streets and intersections for the reason that the notice given for receiving sealed proposals therefor did not in all particulars comply with the statute of Iowa; *Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. Notice legalized. That the contract made and entered into on the sixteenth day of February, eighteen hundred and ninety-eight, by and between the city of Waterloo and J. B. McGorrick for the grading and paving of the following named streets and intersections in said city, viz.: West Fourth street from Bluff street to Allen street including the intersections of Allen street, West Third street from Washington street to Commercial street including the intersections of West Third and Commercial streets, Commercial street from West Third street to Park avenue; and the notice for proposals for grading and paving said streets and intersections, and the receiving of sealed bids therefor, and all other proceedings had by the mayor and city council of said city in letting, making and executing said contract with the said J. B. McGorrick be, and the same are hereby declared to be legal and binding upon the parties thereto and all other persons as fully as though the notice for proposals and sealed bids had in all particulars complied with the statutes of Iowa, and as fully as though the laws of the state of Iowa had in all respects been strictly complied with.

SEC. 2. In effect. 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 at the city of Des Moines, which publication shall be without expense to the state.

Approved March 31, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader, April 8, 1898.

G. L. DOBSON,  
Secretary of State. 

## CHAPTER 174.

H. F. 279.

AN ACT to legalize the election and boundaries of the independent school district of Akron, and the boundaries of the independent school district of Portland township, and the division of the independent school district of Portland township, Plymouth county, Iowa, and the acts of the school board relative thereto.

WHEREAS, A special election was held in the independent school district of Portland township, Plymouth county, Iowa on the 21st day of February, 1898, for the purpose of submitting the question of division of said school district into two independent school districts, and establishing the boundary lines of each of such districts, the one to be known after such division as

the independent school district of Akron; the other to be known as the independent school district of Portland township; the boundaries of which being as hereinafter set forth; and,

WHEREAS, Doubts have arisen as to the legality of the special election aforesaid, the sufficiency of the petitions therefor, the notice thereof, the holding of the same, and the division of the independent school district above mentioned; therefore,

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

**SECTION 1. Boundaries established and legalized.** That the following territory be and the same is hereby established and legalized as the territory of the independent school district of Akron, it being the same submitted at and voted upon at the special election aforesaid, to-wit: Beginning at the northeast corner of section twenty-nine, township ninety-three, range forty-eight, Plymouth county, Iowa, thence south along the section line to the southeast corner of section eight, township ninety-two, range forty-eight, county and state aforesaid, thence west along the section line to a point where the same intersects the west line of the state and county aforesaid; thence a northeasterly direction along the west line of said state and county to a point where the same intersects the section line between section twenty and section twenty-nine, township ninety-three, range forty-eight, Plymouth county, Iowa; thence east along the section line last mentioned to the place of beginning, including therein the incorporated town of Akron, Iowa.

**SEC. 2. Same.** That the following territory be and the same is hereby established and legalized as the territory of the independent school district of Portland township, it being the same submitted at and voted upon at the special election aforesaid, to-wit: Beginning at the northeast corner of section one, township ninety-three, range forty eight, county and state aforesaid; thence south along the section line to the southeast corner of section twelve, township ninety-two, range forty-eight, county and state aforesaid; thence west along the section line to the southeast corner of section eight, township ninety-two, range forty-eight, county and state aforesaid; thence north along the section line to the northeast corner of section twenty-nine, township ninety-three, range forty-eight, county and state aforesaid; thence west along the section line to a point where the same intersects the west line of said state and county; thence a northeasterly direction along the west line of the state and county aforesaid to a point where the same intersects the line between Plymouth county and Sioux county; thence east along the line between said counties to the place of beginning.

**SEC. 3. Acts of board legalized.** That all acts of the board of the independent school district of Portland township in calling the special election aforesaid; the manner of holding such election; the division of said independent school district aforesaid; the boundary lines of the two independent school districts created by such division; and all other matters and acts relating thereto be and the same are hereby established and legalized, and declared to be of the same force and effect as if in all respects regular and legal. "Provided, however, that nothing in this act shall affect any pending litigation."

Approved March 30, 1898.

#### CHAPTER 175.

H. F. 289.

AN ACT to legalize the official acts of L. B. Dunton, a notary public of Mitchell county, Iowa.

WHEREAS, L. B. Dunton, a notary public of Mitchell county, Iowa, under a misapprehension as to the renewal of his commission as notary

public did, between the fifth (5) day of July, 1894, and the ninth (9) day of December, 1897, take certain acknowledgments of conveyances and instruments affecting real estate and the titles thereto; therefore,

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

**SECTION 1. Acknowledgments legalized.** That all acknowledgments taken by the said L. B. Dunton during the above mentioned period, of conveyances of real estate and affecting the titles thereto, be, and the same are hereby legalized and made valid, the same as though he had been duly commissioned as a notary public during said period. Provided, however, that nothing in this act shall affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall be in force and take effect from and after its publication in the Iowa State Register and the Riceville Recorder, newspapers published in the state of Iowa, which publication shall be without expense to the state.

Approved March 30, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, April 23, 1898, and in the Riceville Recorder, April 23, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 176.

H. F. 308.

AN ACT to legalize the ordinances passed by the incorporated town of Danbury, Woodbury County, Iowa.

WHEREAS, Doubts have arisen as to the legality of the ordinances passed by the council of the incorporated town of Danbury, Woodbury county, Iowa, therefore;

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

**SECTION 1. Legal and binding.** That all ordinances passed by the council of said incorporated town of Danbury not in contravention with the laws of the state of Iowa are hereby legalized and the same are hereby declared to be valid and binding the same as though the law had been complied with in all respects in the passage of said ordinances; but nothing in this bill shall affect any pending litigation.

**SEC. 2. In effect.** This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published in Des Moines, Iowa, and the Criterion News, a newspaper published in Danbury, Woodbury county, Iowa, without expense to the state.

Approved March 30, 1898

I hereby certify that the foregoing act was published in the Iowa State Register April 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 177.

S. F. 180.

AN Act to legalize the election and the proceedings of the town council of the town of Patterson, Madison Co., Iowa.

WHEREAS, Doubts have arisen in regard to the legality of the elections, and qualifications of officers, of the town of Patterson, Madison county, for several years; and the legality of the record of the council proceedings being in doubt; therefore

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

**SECTION 1. Legal and binding.** That the election of the town council, and the ordinances passed, and acts done as such town council, so far as such acts are in accord with the laws of the state and the powers conferred



upon the town council by law, are hereby declared to be legal and binding as if all of such acts had been in strict conformity to law; provided, that no pending litigation shall be affected by this act.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall be in full force and effect upon publication in the Iowa State Register, a paper printed in Des Moines, and the Winterset Reporter, printed in Winterset, Madison county, Iowa, publication to be without expense to the state.

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Winterset Reporter, April 28, 1898, and in the Iowa State Register, April 30, 1898.

G. L. DOBSON,  
*Secretary of State.*

### CHAPTER 178.

S. F. 290.

AN ACT to legalize the acts, proceedings, and ordinances of the incorporated town of Lenox, Iowa

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

SECTION 1. **Declared valid.** That whereas doubts have arisen as to the regularity of the acts, proceedings, and ordinances of the incorporated town of Lenox, Iowa, and the publication of the acts and ordinances of the same; it is hereby declared that all the acts, proceedings, and ordinances passed by the town council of said town are hereby legalized and declared valid.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Lenox Time Table, and the Iowa State Register, without expense to the state.

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Lenox Time Table April 1, 1898, and in the Iowa State Register April 29, 1898.

G. L. DOBSON,  
*Secretary of State.*

### CHAPTER 179.

H. F. 300.

AN ACT to legalize certain acts of the school board of the independent district of Deep River, Iowa, in ordering the transfer of certain funds from the contingent fund to the school-house fund and the act of the treasurer of said district in making said transfer.

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

SECTION 1. **Transfer legalized.** That the order of the school board of the independent district of Deep River, Iowa, on the 23rd day of October, 1897, transferring two hundred dollars from the contingent fund to the school-house fund, and the act of the treasurer of said district in making said transfer, are hereby legalized.

SEC. 2. **Pending litigation.** This act shall not affect pending litigation.

Approved March 22, 1898.

### CHAPTER 180.

S. F. 300.

AN ACT to legalize the organization of the Grundy County Agricultural Society of Grundy County, Iowa.

WHEREAS, Doubts have arisen as to the legality of the organization of the Grundy County Agricultural society of Grundy county, Iowa, because of the failure to publish the notice of such organization as required by law; and

WHEREAS, Said society has been organized for more than twenty-three (23) years and is now exercising the powers conferred upon such organizations by the laws of Iowa in good faith; and

WHEREAS, The failure to give the proper notice of its organization, if in fact such notice was not given, was an oversight on the part of the persons by whom such society was organized:

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

**SECTION 1. Defective notice cured.** That the Grundy County Agricultural society of Grundy county, Iowa, is hereby declared to be a body corporate, clothed with all the powers given to such organizations by the statutes of Iowa, and its organization and incorporation is [are] hereby declared legal and valid as though notice thereof had been duly published as provided by law.

**SEC. 2 Pending litigation.** This act shall not affect any pending litigation.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Grundy County Republican and Reinbeck Herald, newspapers published in Grundy county, Iowa, which publication shall be made without expense to the state.

Approved March 25, 1898.

I hereby certify that the foregoing act was published in the Grundy Courier, May 20, 1898, and in the Grundy County Republican, May 26, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 181.

H. F. 180.

AN ACT to legalize the ordinances and acts of the city council of Lehigh, Webster county, Iowa.

WHEREAS, Doubts have arisen as to the legality of the ordinances of the incorporated town of Lehigh, Webster county, Iowa, being the ordinances passed since the first day of January, 1887, and

WHEREAS, Doubts have arisen as to the legality of the acts of the city council of the incorporated town of Lehigh, Webster county, Iowa, and

WHEREAS, The records of said town fail to show that the ordinances of said incorporated town have been properly adopted by the town council, therefore,

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

**SECTION 1. Transactions legalized.** That all ordinances of said town of Lehigh, in the county of Webster, and state of Iowa, passed since the first day of January, 1887, and all acts of the council of said town of Lehigh under the terms of said ordinances, are hereby declared to be legal and valid in all respects and to the same extent as though all the provisions of law had been complied with, provided, however, that nothing in this act shall in any manner affect any pending litigation.

Approved March 22, 1898.

#### CHAPTER 182.

S. F. 108.

AN ACT to legalize conveyances of real property by executors or trustees under foreign wills.

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

**SECTION 1. Made legal.** All conveyances of real property heretofore executed by executors or trustees under foreign wills and prior to the expiration of three months after the recording of a duly authenticated copy of the will, original record of appointment, qualification, and bond, as required by chapter 162, acts of the eighteenth general assembly, are hereby

legalized and declared as valid and effectual in law as though the provisions of said chapter had been strictly followed, provided the proper proof of authority was a matter of record in the office of the clerk of the district court in the county where the real property is situated, at the time the conveyance was executed, or was so made a matter of record prior to the passage of this act; provided, nothing in this act shall in any manner affect pending litigation.

Approved March 25, 1898.

### CHAPTER 183.

S. F. 307.

AN ACT to legalize the levy and collection of a tax for schoolhouse fund in the year 1896, in the independent school district of Lincoln Center No. 5, Pottawattamie county, and the diversion and use of such tax to the teachers' and contingent funds of said independent school district.

WHEREAS, By the authority of the certificate of the secretary of the independent school district of Lincoln Center No. 5, township of Lincoln, Pottawattamie county, Iowa, directing the levy of schoolhouse fund tax for the year 1896, in the amount of three hundred dollars, said tax was levied by the board of supervisors of said county and collected by the county treasurer, and paid to said independent school district; and,

WHEREAS, Said levy was erroneously made and the tax collected thereon was without the authority of the record of the board of directors of said independent school district by reason of clerical error, and said board of directors appropriated the amounts so levied and collected for said schoolhouse fund in defraying the expenses of the teachers' and contingent funds for the year 1897, omitting to levy for such purposes for said year, because of such appropriation; therefore,

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

SECTION 1. **Made legal.** That the levy of such tax, the collection of the same, and the act of the board of directors of the independent school district of Lincoln Center No. 5, in said county, in diverting said schoolhouse fund tax so levied and collected for the year 1896 to the use of the teachers' and contingent funds for the year 1897, in lieu of any levy and collection of tax for such funds for that year, be and the same is hereby legalized.

SEC. 2. **Pending litigation.** Nothing in this act shall be so taken or construed as to affect pending litigation.

Approved March 25, 1898.

### CHAPTER 184.

H. F. 145.

AN ACT to legalize a resolution of the city council of the city of Des Moines, Iowa, passed August, A. D. 1897, approving a contract with the McCaskey and Holcomb Company, for the construction, operation, and maintenance of an electric lighting plant for said city.

WHEREAS, Upon the third day of August, 1897, the city council of the city of Des Moines, Iowa, passed a resolution approving and ratifying a contract made by the board of public works of said city, with the McCaskey and Holcomb company on August third, 1897, for the erection of an electric lighting plant for said city, and for the operation and maintenance thereof for the space of two years, and

WHEREAS, Doubts have arisen as to the legality and regularity of said resolution and contract, because of alleged informalities in the proposals for bids for said electric lighting plant, and in the bids of the said McCaskey and Holcomb company made and accepted thereon, and in the forms of the ballots used upon the special election in submitting the question of establishing such electric lighting plant by said city. Now therefore,

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

**SECTION 1. Approval of contract legalized.** That the resolution of the city council of the city of Des Moines, passed August third, 1897, approving the contract made by the board of public works of the said city on the third day of August, 1897, with the McCaskey and Holcomb company, for the construction of an electric lighting plant for said city, and the operation and maintenance thereof for two years, and the said contract so made and approved be and the same is hereby legalized as to such action of said board of public works and of said city council, as fully as though all the requirements of the law leading up to and necessary thereto had been taken in every respect and particular in full compliance with the law.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa, said publication being without expense to the state.

Approved March 21, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register and the Des Moines Leader March 22, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 185.

H. F. 211.]

AN ACT to legalize the incorporation of the town of Bondurant, Polk County, Iowa, the election of the officers, and all the official acts done and ordinances passed by the council of said town not in contravention with the laws of the State of Iowa.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Bondurant, Polk county, Iowa, the election of its officers, and the official acts done, and the ordinances passed, by the council of said town; now therefore,

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

**SECTION 1. Valid and binding.** That the incorporation of the town of Bondurant, Polk county, Iowa, the election of its officers, and all the official acts done, and the ordinances passed, by the council of said town, not in contravention with the laws of the state of Iowa, are hereby legalized, and the same are declared valid and binding the same as though the law had in all respects been complied with in the incorporation of said town, the election of its officers, all official acts done, and ordinances passed, provided, however, that nothing in this act shall in any way or manner affect any pending litigation.

**SEC 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, published at Des Moines, Polk county, Iowa, and in the Bondurant Journal, published at Bondurant, Polk county, Iowa, without expense to the state.

Approved March 22, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register March 24, 1898, and in the Bondurant Journal March 31, 1898.

G. L. DOBSON,  
Secretary of State.

## CHAPTER 186.

H. F. 237.

AN ACT to legalize the organization of the independent school district of Eureka, Woodbury county, Iowa.

WHEREAS, Certain territory in the township of Rock, Woodbury county, Iowa, was, in the month of January, 1898, organized into an independent school district, to be known as the independent district of Eureka, com-

posed of sections seventeen (17), eighteen (18), nineteen (19), twenty (20), twenty-nine (29), thirty (30) thirty-one (31), thirty-two (32), and the south one-half ( $\frac{1}{2}$ ) of sections seven (7) and eight (8), all in township eighty-eight (88), range forty-two (42), west of the fifth principal meridian of Iowa; and

WHEREAS, Doubts have arisen as to the legality of said independent district; therefore,

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

**SECTION 1. Organization—election—official acts.** That the organization of the independent district of Eureka, Woodbury county, Iowa, the election of directors, and the official acts of said directors, be, and the same are hereby, legalized and made valid, the same as though said district had been organized in strict conformity with all requirements of law. Provided, nothing herein contained shall affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Sioux Valley News, a newspaper published at Correctionville, Iowa, said publication to be without expense to the state.

Approved March 22, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, April 1, and in the Sioux Valley News, April 7, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 187.

H. F. 287.

**AN ACT** to legalize the incorporation of the town of Dimont, Butler county, Iowa; the election of its officers and all acts done, and ordinances passed, by the council of said town, from March 27, 1896, to January 1st, 1898.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Dumont, Butler county, Iowa, the election of its officers, and the ordinances passed by the said council of said town; therefore

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

**SECTION 1. Valid and binding.** That the incorporation of the town of Dumont, Butler county, Iowa; the election of its officers, and all official acts done and ordinances passed by the council of said town up to January 1st, 1898, are hereby legalized, and are hereby declared to be valid and binding, the same as though the law had in all respects been strictly complied with in the incorporation of said town, and in the election of its officers; provided nothing in this act shall in any manner affect pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall be in force and take effect from and after its publication in the Iowa State Register, and the Butler County Tribune, newspapers published respectively at Des Moines, and Allison, Iowa, without expense to the state.

Approved March 19, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register March 22, 1898, and the Butler County Tribune March 24, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 188.

H. F. 126.

**AN ACT** to legalize and make valid ordinances and resolutions passed and adopted by the city council of Cedar Rapids, Iowa, and which have not been signed by the mayor or clerk of said city as by law required, and to make valid all proceedings had and rights accrued thereunder.

WHEREAS, There are certain ordinances and resolutions which have been passed and adopted by the city council of said city which were not signed by the mayor or clerk of said city as by law required; therefore

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

**SECTION 1. Legal and binding.** That all ordinances and resolutions heretofore passed or adopted by the city council of the city of Cedar Rapids, in the state of Iowa, which were not signed by the mayor and clerk of said city as by statute required, be, and the same are, hereby made legal and binding and of the same force and effect as if signed by the mayor and clerk of said city at the time of their passage or adoption, and this act to relate back to the date of the passage or adoption of said ordinances or resolutions respectively; and all proceedings had and rights accrued under such ordinances or resolutions are hereby made as valid and binding as if such ordinances and resolutions had been so signed by the mayor and clerk of said city.

**SEC. 2. Pending litigation.** This act shall not affect any rights now in litigation or which have been settled or adjudicated by the judgment or decree of any court.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Cedar Rapids Republican, a newspaper published at Cedar Rapids, and the Iowa State Register, a newspaper published at Des Moines, Iowa, without expense to the state.

Approved March 19, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, March 22, 1898, and in the Cedar Rapids Republican, March 24, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 189.

H. F. 66.

AN ACT to legalize the incorporation of the town of Havelock, Pocahontas county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Havelock, Pocahontas county, Iowa, the election of its officers, and the ordinances passed by the council of said town; therefore,

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

**SECTION 1. Valid and binding.** That the incorporation of the said town of Havelock, Pocahontas county, Iowa, the election of its officers, and all the official acts done, and the ordinances passed, by the council of said town, not in contravention with the laws of the state, are hereby legalized and the same is hereby declared to be valid and binding, the same as though the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers, and the passing of its ordinances. But nothing in this act shall in any manner affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Havelock Item, a paper published at Havelock, Iowa, and the Iowa State Register, a paper published at Des Moines, Iowa, without expense to the state.

Approved March 19, 1898.

I hereby certify that the foregoing act was published in the Havelock Item and in the Iowa State Register, April 1, 1898.

G. L. DOBSON,  
*Secretary of State.*

#### CHAPTER 190.

H. F. 159.

AN ACT to legalize the election of town officers in the town of Matlock, Iowa.

WHEREAS, On the thirty-first day of July, 1897, the electors of the town of Matlock, Iowa, held an election and elected their town officers; and,

WHEREAS, Doubt has arisen concerning the legality of said election, for the reason that the same was not held under plan known as the Australian system; therefore,

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

**SECTION 1. Made legal.** That the election held in the town of Matlock, Iowa, on the thirty-first day of July, 1897, for town officers of said town is hereby legalized and made valid for all intents and purposes, the same as though said election was held in strict conformity with all the requirements of the law; provided, however, that nothing herein contained shall in any manner affect any pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Iowa State Register, a newspaper published in Des Moines, Iowa, and the Ireton Clipper, a newspaper published in Ireton, Iowa, both publications to be without expense to the state.

Approved March 1, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register March 5, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 191.

H. F. 133.

AN ACT to legalize the act of the board of supervisors of Appanoose county, Iowa, in authorizing the transfer of money from the swamp land fund to the general county fund, and the act of the treasurer in making such transfer.

WHEREAS, The board of supervisors of Appanoose county, Iowa, did on the 11th day of January, A. D. 1898, by a resolution regularly adopted in regular session, authorize and empower the county treasurer to transfer the money in his hands accredited to the swamp land fund, from said fund to the general county fund, and the treasurer has so transferred such money; and

WHEREAS, Doubts have arisen as to the legality of said acts; now therefore,

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

**SECTION 1. Legal and valid.** That the acts of said board of supervisors in authorizing said transfer, and such transfer by the treasurer be and the same are hereby declared to be legal and valid; but this act shall not affect any litigation now pending.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Iowa State Register and the Centerville Citizen, newspapers published at Des Moines and Centerville, Iowa, without expense to the state.

Approved February 21, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, February 23, 1898, and in the Centerville Citizen, February 24, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 192.

H. F. 235.

AN ACT to legalize the acts and ordinances of the town of Winthrop, Iowa.

WHEREAS, Doubts have arisen as to the legality and regularity of the acts and ordinances of the incorporated town of Winthrop, Iowa. Therefore

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

**SECTION 1. Made legal.** That the acts of the town council and the passage and publication of the ordinances of the incorporated town of Winthrop, Iowa, be, and the same are hereby affirmed, ratified and legalized

as fully and completely as if all the provisions of law had been complied with, providing, that nothing herein contained shall affect pending litigation.

Approved April 7, 1898.

### CHAPTER 198.

S. F. 264.

AN ACT to legalize the organization of the independent school district of Everly, in Clay county, Iowa, and the acts of its board of directors.

WHEREAS, On the fifth day of July, 1896, the board of directors of Lone Tree township, Clay county, Iowa, at a meeting called for that purpose, set apart sections one, two, three, four, nine and ten of said township, to be organized into the independent district of Everly; and,

WHEREAS, At an election of the qualified electors of said territory so set apart, duly called and held on July 27, 1896, it was decided by forty-three affirmative votes and one negative vote to organize said territory into an independent district; and

WHEREAS, The directors of said Lone Tree township, ordered an election to be held on the 18th day of August, 1896, for the election of directors of said independent district; and

WHEREAS, Said election was so held on August 18, 1896, and directors for said independent district were duly elected and have qualified and entered upon the discharge of their duties as such; and

WHEREAS, The statute of the state in force at that time required the organization of an independent district to be completed on or before the 1st day of August of the year in which said organization is attempted; and

WHEREAS, The election of directors for said independent district of Everly was not held until August 18, 1896; therefore,

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

**SECTION 1. Late organization.** That the organization of the independent school district of Everly, Clay county, Iowa, and the election of the board of directors for said district held August 18, 1896, and all acts of said board so elected in the discharge of their duties as such, be and the same are hereby declared valid and of the same force and effect as though said organization had been in strict compliance with the statute then in force and said election had been held as required by law, providing that nothing in this act shall in any manner affect pending litigation.

**SEC 2. In effect.** This act, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Iowa State Register and the Everly News, newspapers published respectively at Des Moines, Iowa, and Everly, Iowa, such publication to be without expense to the state.

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Everly News, May 26, 1898, and in the Iowa State Register, June 14, 1898.

G. L. DOBSON,  
*Secretary of State.*

### CHAPTER 194.

S. F. 274.

AN ACT to legalize the levy of certain taxes for road purposes by the trustees of Morning Sun township in Louisa county.

WHEREAS, Road districts number three (3) and eight (8) in Morning Sun township, Louisa county, Iowa, became indebted for improvements made by the road supervisors, and have issued warrants therefor, and said districts have been indebted as aforesaid for a number of years.



WHEREAS, The levy made by the trustees of the township heretofore has not been sufficient to meet the payment of such indebtedness;

WHEREAS, The trustees of Morning Sun township, Louisa county, Iowa, at their meeting held February 7, 1898, levied a tax for road purposes in said districts number three (3) and eight (8) of nine (9) mills, and for the purpose of meeting such indebtedness, and

WHEREAS, Doubts have arisen as to the legality of all in excess of four (4) mills of said levy, therefore,

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

SECTION 1. **Excessive levy.** That the full amount of said levy of nine (9) mills in said road districts number three (3) and eight (8) made by the trustees of Morning Sun township, Louisa county, Iowa, on the 7th day of February, 1898, be and the same is hereby legalized, and is made valid and binding, the same as if said levy had been made in accordance with the laws of Iowa pertaining to the levy of road taxes in said districts; and the said levy shall be valid and binding the same as if the same had been made at the time provided by law; and the officers whose duty it is to make collection of such taxes are hereby authorized to collect the same as provided by law, the same as if said levy had been made at the time and in accordance with the law governing such levies.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines, Iowa, and the Morning Sun News Herald, a newspaper published at Morning Sun, Iowa, without expense to the state.

Approved April 9, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register, April 30, 1898, and in the Morning Sun News Herald May 5, 1898.

G. L. DOBSON,  
*Secretary of State.*

## CHAPTER 195.

H. F. 344.

AN ACT to legalize the acts and ordinances of the town of Fairbanks, Iowa.

WHEREAS, Doubts have arisen as to the legality and regularity of the acts and ordinances of the incorporated town of Fairbanks, Iowa, therefore,

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

SECTION 1. **Made legal.** That the acts and ordinances of the incorporated town of Fairbanks, be and the same are hereby affirmed, ratified and legalized as fully and completely as if all the provisions of law had been complied with, providing that nothing herein contained shall affect pending litigation.

Approved April 12, 1898.

## CHAPTER 196.

[S. F. 249.]

AN ACT to legalize the acts of the board of directors of the independent school district of Elma in the levying of taxes for school house purposes.

WHEREAS, The board of directors of the independent school district of Elma, Howard county, Iowa, on or about the 15th day of October, 1888, levied a tax of three thousand five hundred dollars (\$3,500.00) upon the property within said independent district for the erection and equipment of a school building.

WHEREAS, Doubt has arisen concerning the legality of said levy proceedings for the reason that the amount so raised was not sufficient to fully complete the school building and which amount was to the full extent of

tax which could be lawfully made: That there are orders issued by the school board still outstanding and unpaid to the amount of four hundred thirty-four and 37-100 dollars (\$434.37) on date of issue, therefore,

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

**SECTION 1. Valid and binding.** That the tax levy and issuing of school orders by the board of directors of the independent school district of Elma, Howard county, Iowa on or after October 15th, 1888, so far as relating to the erection and equipment of school house and construction of sidewalks and all the official acts of said board of directors in connection therewith be and the same are hereby legalized and made valid and binding for all intents and purposes the same as though the orders issued in excess of levy were made in strict conformity with all the requirements of the law. This act shall not affect pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published in Des Moines, Iowa, and the Elma News Register, a newspaper published in Elma, Iowa, without expense to the state.

Approved March 28, 1898.

I hereby certify that the foregoing act was published in the Iowa State Register April 20, 1898.

G. L. DOBSON,  
*Secretary of State.*

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JOINT RESOLUTIONS.

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## JOINT RESOLUTIONS.

### JOINT RESOLUTION No. 1.

[Originated in the House.]

JOINT RESOLUTION for amendment to the Constitution of the state of Iowa, proposing the repeal of sections 34, 35 and 36, of article three (3), of the Constitution, and the substitute hereinafter proposed be adopted in lieu thereof.

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

That the following amendment to the constitution of the state of Iowa, be and the same is hereby proposed:

That sections 34, 35 and 36 of article three (3) of the constitution of the state of Iowa be repealed and the following adopted in lieu thereof;

**Number of senators.** SECTION 34. The senate shall consist of fifty (50) members to be elected from the several senatorial districts established by law, and at the next session of the general assembly following the taking of each state and national census they shall be apportioned among the several counties of the state, according to population as shown by the last preceding census.

**Number of representatives—districts.** SEC. 35. The house of representatives shall consist of not more than one hundred and fifteen members. The ratio of representation shall be determined by dividing the whole number of the population of the state as shown by the last preceding state or national census, by the whole number of counties then existing or organized, and each county shall constitute a representative district and be entitled to one representative, but each county having a population in excess of the ratio number found as herein prescribed, of three-fifths or more of such ratio number, shall be entitled to one additional representative.

**Ratio and apportionment.** SEC. 36. The general assembly shall, at the first regular session following the adoption of this amendment, and at each succeeding session following the taking of such census, fix the ratio of representation, and apportion the additional representatives as hereinbefore required. Be it further resolved that this resolution and the foregoing amendments to the constitution of the state of Iowa, having been adopted by the twenty sixth general assembly, in manner and form, and by the majority required by the constitution of the state of Iowa, and the statutes thereof, shall be submitted for ratification or rejection by the electors of the state of Iowa at the general election for state officers to be held in November, 1898.

### JOINT RESOLUTION No. 1.

[Originated in the Senate.]

JOINT RESOLUTION proposing to amend the Constitution of the state of Iowa so as to provide for biennial elections.

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

That the following amendment to the constitution of the state of Iowa be and the same is hereby proposed:

Add as section 16, to article 12 of the constitution the following:

**Year of general election.** SECTION 16. The first general election after the adoption of this amendment shall be held on the Tuesday next after the

first Monday in November in the year one thousand nine hundred and two, and general elections shall be held biennially thereafter. In the year one thousand nine hundred and two there shall be elected a governor, lieutenant-governor, secretary of state, auditor of state, treasurer of state, attorney general, two judges of the supreme court, the successors of the judges of the district court whose terms of office expire December thirty-first, one thousand nine hundred and two, state senators who would otherwise be chosen in the year one thousand nine hundred and one, and members of the house of representatives. The terms of office of the judges of the supreme court which would otherwise expire in odd numbered years, and all other elective state, county, and township officers whose terms of office would otherwise expire in the year one thousand nine hundred and one, and members of the general assembly whose successors would otherwise be chosen at the general election in the year one thousand nine hundred and one, are hereby extended one year and until their successors or elected and qualified. The terms of offices of senators whose successors would otherwise be chosen in the year one thousand nine hundred and three are hereby extended one year and until their successors are elected and qualified. The general assembly shall make such changes in the law governing the time of election and terms of office of all other elective officers as shall be necessary to make the time of their election and terms of office conform to this amendment, and shall provide which of the judges of the supreme court shall serve as chief justice. The general assembly shall meet in regular session on the second Monday in January, one thousand nine hundred and three, and biennially thereafter.

*Resolved further,* That the foregoing proposed amendment to the constitution of the state of Iowa be and the same is hereby referred to the legislature, to be chosen at the next general election for members of the general assembly, and that the secretary of state cause the same to be published for three months previous to the day of such election as provided by law.

### JOINT RESOLUTION No. 3.

Relating to payment of extra employes in the capitol.

WHEREAS, The following named persons were by joint action of the two houses appointed to the positions named at the salaries named as extra employes of the 27th general assembly:

Policemen—John A. Cook, Franklin county; Henry Matter, Marshall county, and John H. Serene, Allamakee county.

Supply department—Geo. W. Van Dyke, Polk county.

Document room—A. H. Jordan, Jefferson county, and Harry G. Norton, Pottawattamie county.

Janitors—C. H. Smith, Lyon county; O. K. Olson, Polk county; Leonard Manning, Lucas county; B. D. Beach, Webster county; A. M. McKay, Winneshiek county; J. E. Winder, Taylor county; and M. M. Robertson, Boone county.

Elevator tenders—John B. Frost, Polk county, and Howard Comerford, Delaware county.

All at a salary of \$60 per month, and

WHEREAS, The custodian was directed to assign the janitors, elevator tenders and policemen to duty, therefore be it

*Resolved, by the General Assembly of the State of Iowa:*

That the custodian be requested to report the time of said janitors, elevator tenders and policemen and that the secretary of the executive council report the time of those employed in the supply department and document rooms to the secretary of the senate and clerk of the house, respectively. That the secretary of the senate and clerk of the house are hereby directed to prepare a pay roll of said employes the same to be counter-

signed by the president and speaker, and that the auditor of state is hereby authorized to draw warrants in favor of such persons as may be named upon said pay rolls for the amounts stated therein, and the treasurer of state is authorized to pay the same.

### JOINT RESOLUTION No. 5.

[Originated in the Senate.]

Fixing the number and compensation of employes in the departments of state at the seat of government.

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

Until the final adjournment of the next general assembly, the number of employes for the various offices at the seat of government, when otherwise provided for by law, shall at no time exceed the number named herein, and their compensation shall be the amount herein fixed.

#### FOR THE OFFICE OF ATTORNEY-GENERAL.

	Per annum.
One legal assistant at a salary of.....	\$ 1,200.00
One stenographer at a salary of.....	780.00
Additional assistance and contingent fund to pay advanced costs.	500.00

#### FOR THE OFFICE OF AUDITOR OF STATE.

One chief clerk and examiner of insurance department at.....	\$ 1,500.00
One clerk in insurance department at a salary of.....	1,200.00
One chief clerk in revenue department at a salary of.....	1,800.00
One clerk of building and loan department at a salary of.....	1,200.00
One clerk for general work at a salary of.....	780.00
One stenographer at a salary of.....	780.00
One janitor at a salary of.....	660.00
Additional clerical assistance at an expense not exceeding.....	500.00

#### FOR THE OFFICE OF CLERK OF SUPREME COURT.

One clerk at a salary of.....	\$ 1,000.00
Additional clerical assistance.....	500.00
One janitor, who shall also act as messenger, and who shall also act as janitor for the supreme court room at a salary of.....	660.00

#### FOR OFFICE OF DAIRY COMMISSIONER.

One clerk at a salary of.....	\$ 900.00
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#### FOR THE OFFICE OF GOVERNOR.

One pardon clerk at a salary of.....	\$ 1,500.00
One requisition clerk at a salary of.....	1,200.00
One general clerk at a salary of.....	900.00
One stenographer at a salary of.....	780.00
One usher and messenger, who shall also act as janitor at a salary of.....	840.00

#### FOR THE STATE LIBRARIAN'S OFFICE.

One assistant to the librarian at a salary of.....	\$ 720.00
One janitor at a salary of.....	600.00

#### FOR THE RAILROAD COMMISSIONERS' OFFICE.

One clerk at a salary of.....	\$ 1,000.00
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LAWS OF TWENTY-SEVENTH GENERAL ASSEMBLY.

FOR THE OFFICE OF SECRETARY OF STATE.

One chief clerk at a salary of.....	\$ 900.00
One corporation clerk at a salary of.....	800.00
One assistant corporation clerk at a salary of.....	800.00
One stenographer at a salary of.....	780.00
One clerk of document room at a salary of.....	800.00
One janitor and messenger at a salary of.....	720.00
Additional clerical assistance may be employed at an expense not to exceed .....	600.00

FOR THE OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION.

One stenographer at a salary of.....	\$ 780.00
One janitor at a salary of.....	660.00
Extra clerical assistance not to exceed .....	500.00

FOR THE SUPREME COURT ROOMS.

One bailiff, who shall also act as janitor and messenger at a salary of.....	\$ 720.00
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FOR THE OFFICE OF TREASURER OF STATE.

One book-keeper and stenographer at a salary of .....	\$ 1,200.00
One clerk and messenger at a salary of.....	900.00
One night watch, who shall also act as janitor, at a salary of....	780.00

FOR THE HISTORICAL DEPARTMENT.

One clerk at a salary of .....	780.00
One stenographer and clerk at a salary of .....	600.00
One janitor, who shall also do the janitor work for the office of dairy commissioner.....	600.00

FOR THE EXECUTIVE COUNCIL.

One secretary at a salary of .....	\$ 1,500.00
One clerk at a salary of .....	1,000.00
For additional clerical assistance not to exceed .....	250.00
One mail carrier with team and wagon, who shall perform the duties assigned by the executive council at a salary of.....	1,100.00

FOR THE DEPARTMENT OF GEOLOGICAL SURVEY.

One stenographer at a salary of.....	\$ 600.00
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FOR THE OFFICE OF STATE MINE INSPECTOR.

One clerk at a salary of.....	\$ 480.00
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WEATHER AND CROP SERVICE OFFICE.

Director's salary.....	\$ 1,500.00
Clerical assistance not to exceed.....	840.00

FOR OFFICE OF STATE BOARD OF HEALTH.

One clerk or stenographer at a salary of.....	\$ 600.00
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OFFICE SUPREME COURT REPORTER.

One clerk at a salary of.....	\$ 480.00
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OFFICE OF PHARMACY COMMISSIONER.

One secretary and treasurer at a salary of.....	\$ 1,200.00
For the offices of attorney-general, railroad commissioners, and state agriculture [agricultural] society, there shall be one janitor to be selected by them, who shall receive a salary of.....	660.00
For the offices of pharmacy commissioner, board of health, and mine inspector, there shall be one janitor, to be appointed by the custodian at a salary of.....	660.00
For the offices of G. A. R. department, geological survey, horticultural department, and labor commissioner, one janitor, to be appointed by custodian, at a salary of.....	660.00
The last three named janitors shall be upon the custodian's pay roll.	
The custodian shall provide the necessary janitor service for all parts of the capitol building not otherwise provided for; and may employ janitors and other assistance as follows:	
One engineer at a salary of.....	\$ 1,200.00
One carpenter at a salary of.....	1,000.00
One chief of police at a salary of.....	900.00
Two night watchmen at a salary of.....	900.00
Eight janitors at a salary of.....	600.00
One janitress for ladies' toilet rooms, not to exceed three months per year, at rate of.....	600.00
Three laborers for state grounds, eight months in year, at rate of.....	600.00
The necessary firemen for boiler rooms at rate of.....	720.00
One elevator tender, at a salary of.....	600.00

JOINT RESOLUTION No. 5.

[Originated in the House.]

Granting application for pardon of James Johnson.

*Resolved by the Twenty-seventh General Assembly of Iowa:*

That the twenty-seventh general assembly, to whom the governor has referred the application of James Johnson for pardon, advise the governor to grant such pardon.

JOINT RESOLUTION No. 7.

Supplying missing codes to members of the general assembly.

WHEREAS, The codes furnished by the secretary of state to Senators Byers, Lyons, and Cheshire have been taken from their desks by persons unknown, and cannot be found, therefore;

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

That the secretary of state is hereby authorized to supply codes to the senators named in place of those that are missing.

JOINT RESOLUTION No. 8.

JOINT RESOLUTION relative to the sale of the building on the state armory site in Des Moines, Iowa, and the disposition of the funds received for same.

WHEREAS, The sale of the lots on which the armory building is located has been authorized, and

WHEREAS, The building has been reserved to the state, and the state is under obligations to remove the same from the lot, therefore,

*Resolved by the General Assembly of the State of Iowa:*

That the executive council be, and they are hereby authorized, to sell said building, and use the proceeds thereof for the benefit of the Iowa national guard.

## JOINT RESOLUTION No. 10.

JOINT RESOLUTION for the pardon of Bernard Kennedy.

*Resolved by the Twenty-seventh General Assembly of Iowa:*

That the governor be authorized, and we hereby recommend that he grant to Bernard Kennedy a pardon upon the following conditions, to be accepted in writing by said Bernard Kennedy: That he shall, in all respects, conduct himself honorably; avoid evil associations, obey the laws, and abstain from the use of all intoxicating liquors for the period of five years. That if he has, for the period of five years conducted himself honestly and honorably, and not violated any of the conditions of his pardon, and is then deemed a safe citizen, he shall be entitled to his final discharge and restored to all the rights of citizenship.

CERTIFICATE.

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STATE OF IOWA,  
OFFICE OF SECRETARY OF STATE. }

I, G. L. Dobson, secretary of state of the state of Iowa, hereby certify that the acts and resolutions herein contained, are copied from the original rolls on file in this office, and that the same are true and correct copies thereof of the acts and resolutions of the Twenty-seventh General Assembly, except that the words enclosed in brackets [thus] have been inserted where it is evident that an omission had occurred.

In testimony whereof, I have hereunto set my hand and affixed the seal of my office at Des Moines, this first day of June, A. D. 1898.

G. L. DOBSON,  
*Secretary of State.*

[SEAL]

DES MOINES, Iowa, April 27, 1898.

Hon. G. L. Dobson, Secretary of State:

DEAR SIR—In pursuance of the requirements of section 18 of the constitution of Iowa, I have the honor to submit, for publication with the laws of the Twenty-seventh General Assembly, the following statement of the receipts and expenditures of the public money for the biennial fiscal period commencing July 1, 1895, and ending June 30, 1897.

Respectfully,

C. G. McCARTHY,  
Auditor of State.

### CONDITION OF THE TREASURY.

The amount of funds in the treasury at the close of the last fiscal period, June 30, 1895, including Agricultural college mortgage bonds, was \$908,298.77, belonging to the several funds as follows:

General revenue.....	\$ 812,857.41
Agricultural college endowment fund.....	496,436.36
Total.....	\$ 909,293.77

The amount received from all sources during the fiscal period ending June 30, 1897, was \$4,193,517.91, which was distributed as follows to the several funds:

General revenue.....	\$ 4,101,576.84
Special university tax.....	27,588.72
Agricultural college endowment fund.....	18,470.14
Agricultural college additional endowment fund.....	43,000.00
Permanent school fund.....	1,604.00
Temporary school fund.....	1,488.21
Total.....	\$ 4,193,517.91

The receipts being added to the balance on hand June 30, 1895, as shown above, makes \$5,002,811.68 as the amount to be accounted for. The disbursements during the fiscal period ending June 30, 1897, were as follows:

General revenue.....	\$ 4,377,561.29
Special university tax.....	16,500.00
Agricultural college additional endowment fund.....	43,000.00
Permanent school fund.....	1,604.00
Temporary school fund.....	1,488.21
Total.....	\$ 4,440,148.50

Leaving a balance in the treasury June 30, 1897, of \$562,663.18, belonging to the several funds as follows:

General revenue.....	\$ 26,673.96
Special university tax.....	11,063.72
Agricultural college endowment fund.....	514,906.50
Total.....	\$ 562,663.18

## LAWS OF TWENTY-SEVENTH GENERAL ASSEMBLY.

## STATEMENT No. 1.

Showing receipts and disbursements during the fiscal period ended June 30, 1897.

## RECEIPTS.

GENERAL REVENUE—	
Auditor of state, fees.....	\$ 70,756.00
Clerk of supreme court, fees.....	4,999.60
Oil inspector, fees.....	6,538.67
Secretary of state, fees.....	23,216.70
Superintendent of public instruction, fees.....	1,800.50
W. E. Keeler, support of patient at insane hospital.....	10.73
W. K. Boardman, dairy commissioner, milk sellers' licenses.....	1,037.00
United States government, aid Soldiers' home.....	77,165.97
K. G. Willis, refund on census pay-roll.....	9.00
N. N. Jones, warden, refund.....	11,000.00
N. N. Jones, warden, refund, building appropriation, 1890.....	38.77
Sale of geological reports.....	134.99
P. W. Madden, warden, refund.....	10,000.00
Central Union Telephone company, refund of error in bill.....	.40
Auditor of state, interest on Boach & Wold notes.....	2,115.36
Iowa School for Deaf, refund from appropriation for roof.....	309.20
I. H. Drake, O'Brien county land.....	647.97
J. T. Power, refund, mileage.....	5.10
A. T. Birchard, treasurer Soldiers' home, refund.....	14,955.65
Pharmacy commission, surplus received from licenses.....	6,677.90
Custodian sales.....	96.80
Treasurer Mt. Pleasant hospital, refund.....	1,500.00
Secretary of state, sale of typewriter.....	30.00
Iowa Columbian commission.....	24.43
Treasurer Soldiers' home.....	8,013.14
Iowa centennial, refund.....	24.41
Insurance company, taxes.....	246,505.84
Peddlers' licenses, received from counties.....	2,641.85
Sales of laws, received from counties.....	636.70
Soldiers' home, refunded for contingent fund.....	229.38
Insane, dues from counties.....	715,217.34
College for Blind, dues from counties.....	2,459.55
Feeble-minded Children Institute, dues from counties.....	16,722.12
Iowa School for the Deaf, dues from counties.....	2,232.53
Orphans' home, dues from counties.....	39,104.40
Western Union Telegraph company, taxes 1895-96.....	28,556.60
Postal Telegraph and Cable company, taxes 1895-96.....	1,981.79
Telephone company, taxes 1895-96.....	10,488.00
E. Lehfeldt, refund of salary as member Twenty-sixth General Assembly.....	678.00
Auditor of state, building and loan fee account.....	1,700.00
Express companies tax.....	3,600.81
State tax, 2½ mills, 1895, and 27-10 mills, 1896.....	2,752,567.21
Interest on delinquent taxes.....	29,866.43
Balance in treasury June 30, 1895.....	312,857.41
<b>Total.....</b>	<b>\$ 4,414,234.25</b>

## DISBURSEMENTS.

Redemption of auditor's warrants.....	\$ 4,352,213.85
Interest paid on same.....	19,347.44
Balance cash in treasury June 30, 1897.....	36,672.96
<b>Total.....</b>	<b>\$ 4,414,234.25</b>

## SPECIAL UNIVERSITY TAX.

## RECEIPTS.

State tax, 1-10 mill.....	\$ 27,583.73
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## DISBURSEMENTS.

Redemption auditor's warrants..	\$ 16,500.00
Balance in treasury June 30, 1897.....	11,083.72
<b>Total.....</b>	<b>\$ 27,583.72</b>

## AGRICULTURAL COLLEGE ENDOWMENT FUND.

Amount of bonds in treasury June 30, 1895.....	\$ 5,500.00
Amount of mortgage bonds in treasury June 30, 1895.....	496,400.49
Amount of cash in treasury June 30, 1895.....	35.87
Amount received from sale of lands, etc., to date.....	12,970.14
<b>Total.....</b>	<b>\$ 514,906.50</b>

## LAWS OF TWENTY-SEVENTH GENERAL ASSEMBLY.

## DISBURSEMENTS.

Cash in hands of treasurer June 30, 1897.....	\$	5,322.97
Mortgage bonds in hands of treasurer June 30, 1897.....		509,563.63
Total.....	\$	514,906.60

## PERMANENT SCHOOL FUND.

Balance in treasury June 30, 1896.....	None.
Receipts by treasurer of state.....	\$ 1,604.00
Disbursement by treasurer of state.....	\$ 1,604.00
Balance in treasury June 30, 1897.....	None.

## TEMPORARY SCHOOL FUND.

Balance in treasury June 30, 1896.....	None.
Amount received from interest on state bonds.....	\$ 1,483.31
Amount apportioned to counties.....	\$ 1,483.31
Balance in treasury June 30, 1897.....	None.

## RECAPITULATION OF BALANCES IN TREASURY JUNE 30, 1897.

General revenue.....	\$	36,672.96
Special university tax.....		11,063.72
Agricultural college endowment fund.....		514,906.50
Total.....	\$	562,643.18

## STATEMENT No. 2.

Showing the amount of warrants issued and to what charged during the fiscal period ended June 30, 1897.

Adjutant-general, salary.....	\$	2,000.00
Attorney-general, salary.....		2,000.00
Attorney-general, per diem and expense.....		2,980.68
Attorney-general clerks' fund.....		2,822.50
Attorney-general, legal assistance.....		2,220.00
Auditor of state, salary.....		4,400.00
Auditor of state, deputy's salary.....		3,000.00
Auditor of state, executive council.....		1,000.00
Auditor of state, clerks' fund.....		14,257.09
Clerk of supreme court, salary.....		4,400.00
Clerk of supreme court, deputy's salary.....		3,000.00
Clerk of supreme court, clerks' fund.....		2,104.00
Commissioner of labor statistics, salary.....		2,000.00
Commissioner of labor statistics, deputy's salary.....		1,191.26
Commissioner of labor statistics, expense.....		1,541.68
Commissioner of pharmacy, enforcement fund.....		2,637.00
Custodian of public property, salary.....		2,000.00
Custodian of public property, expense.....		62,412.64
Dairy commissioner, salary.....		2,000.00
Dairy commissioner, expense.....		7,500.70
District judge, 1st district, J. M. Crary.....		1,250.02
District judge, 1st district, J. D. Smyth.....		5,000.00
District judge, 1st district, Henry Bank, Jr.....		2,749.98
District judge, 2d district, M. A. Roberts.....		5,000.00
District judge, 2d district, T. M. Fee.....		5,000.00
District judge, 2d district, F. W. Eichelberger.....		5,000.00
District judge, 2d district, Robert Sloan.....		5,000.00
District judge, 3d district, H. M. Towner.....		5,000.00
District judge, 3d district, W. H. Tedford.....		5,000.00
District judge, 4th district, F. R. Gaynor.....		5,000.00
District judge, 4th district, G. W. Wakefield.....		5,000.00
District judge, 4th district, Scott M. Ladd.....		5,000.00
District judge, 4th district, John F. Oliver.....		5,000.00
District judge, 5th district, J. H. Henderson.....		1,250.02
District judge, 5th district, John A. Story.....		2,358.83
District judge, 5th district, J. D. Gamble.....		1,391.15
District judge, 5th district, J. H. Applegate.....		5,000.00
District judge, 5th district, A. W. Wilkinson.....		5,000.00
District judge, 6th district, Ben McCoy.....		5,000.00
District judge, 6th district, David Ryan.....		5,000.00
District judge, 6th district, A. K. Dewey.....		5,000.00
District judge, 7th district, P. B. Wolfe.....		5,000.00
District judge, 7th district, C. M. Waterman.....		5,000.00
District judge, 7th district, W. T. Brannan.....		5,000.00
District judge, 7th district, Allen J. House.....		5,000.00
District judge, 8th district, M. J. Wade.....		5,000.00
District judge, 8th district, Thomas F. Stevenson.....		5,000.00
District judge, 9th district, W. F. Conrad.....		5,000.00
District judge, 9th district, C. P. Holmes.....		4,999.98
District judge, 9th district, W. A. Spurrier.....		5,000.00
District judge, 10th district, Amos S. Blair.....		5,000.00
District judge, 10th district, J. J. Tolerton.....		5,000.00
District judge, 11th district, D. R. Hindman.....		5,000.00
District judge, 11th district, B. P. Birdsall.....		5,000.00

## LAWS OF TWENTY-SEVENTH GENERAL ASSEMBLY.

District judge, 11th district, S. M. Weaver.....	5,000.00
District judge, 12th district, J. O. Sherwin.....	5,000.00
District judge, 13th district, Porter W. Burr.....	5,000.00
District judge, 13th district, L. E. Fellows.....	5,000.00
District judge, 13th district, A. N. Hobson.....	5,000.00
District judge, 14th district, W. B. Quarton.....	5,000.00
District judge, 14th district, Lot Thomas.....	5,000.00
District judge, 15th district, A. B. Thornell.....	5,000.00
District judge, 15th district, Walter I. Smith.....	5,000.00
District judge, 15th district, W. R. Green.....	5,000.00
District judge, 15th district, N. W. Macy.....	5,000.00
District judge, 16th district, S. M. Elwood.....	5,000.00
District judge, 16th district, Z. A. Church.....	5,000.00
District judge, 17th district, George W. Burnham.....	5,000.00
District judge, 17th district, Obed Oswell.....	2,318.51
District judge, 18th district, W. P. Wolf.....	3,048.02
District judge, 18th district, H. M. Remley.....	1,841.41
District judge, 18th district, W. G. Thompson.....	5,000.00
District judge, 19th district, Fred O'Donnell.....	5,000.00
District judge, 19th district, J. L. Husted.....	5,000.00
District judge, 20th district, W. S. Withrow.....	2,611.09
Fish commissioner, salary.....	2,400.00
Fish commissioner, expense.....	7,175.94
Governor's salary and room rent.....	7,200.00
Governor, executive council.....	1,000.00
Governor's private secretary, salary.....	3,000.00
Governor's contingent fund.....	10,071.79
Governor's contingent fund, counsel.....	25.00
Janitors' salaries.....	22,440.00
Librarian and assistant librarian's salaries.....	5,519.97
Mine inspectors' salaries.....	7,200.00
Mine inspectors' expenses.....	3,093.35
Mine inspectors' clerks' fund.....	2,002.00
Mine inspectors' board of examiners.....	325.20
Oil inspectors' salaries.....	4,000.00
Railroad commissioners and secretary, salaries.....	20,870.96
Railroad commissioners, expense.....	6,788.15
Secretary of state, salary.....	4,400.00
Secretary of state, deputy's salary.....	2,839.28
Secretary of state, executive council.....	1,000.00
Secretary of state, clerks' fund.....	11,399.82
Secretary of state, land office clerk's salary.....	2,490.00
Superintendent of public instruction, salary.....	4,400.00
Superintendent of public instruction, deputy's salary.....	3,000.00
Superintendent of public instruction, clerks' fund.....	4,579.00
Superintendent of public instruction, traveling expenses.....	550.00
Superintendent of public weights and measures.....	87.50
Judge of supreme court, Josiah Given.....	8,000.00
Judge of supreme court, O. T. Granger.....	8,000.00
Judge of supreme court, G. S. Robinson.....	8,000.00
Judge of supreme court, J. H. Rothrock.....	6,000.02
Judge of supreme court, Scott M. Ladd.....	1,999.98
Judge of supreme court, L. G. Kinne.....	8,000.00
Judge of supreme court, H. E. Deemer.....	8,000.00
Supreme court contingent fund.....	2,592.55
Supreme court reporter's salary.....	4,500.00
Treasurer of state, salary.....	4,400.00
Treasurer of state, deputy's salary.....	3,000.00
Treasurer of state, executive council.....	999.99
Treasurer of state, clerks' fund.....	3,461.60
Veterinary surgeon's per diem and expenses.....	3,962.31
Agricultural college, financial agent.....	3,648.66
Agricultural college, improvements and repairs.....	76,679.96
Agricultural college, experimentation.....	3,323.16
Agricultural college, trustees.....	6,084.93
Agricultural societies.....	43,932.25
Arrest of fugitives.....	9,205.81
Blind college, improvements and repairs.....	10,184.30
Blind college, clothing account.....	2,088.71
Blind college, support and current expenses.....	62,340.00
Blind college, trustees.....	2,142.91
Blind industrial home, improvements.....	5,525.00
Blind industrial home, support.....	14,250.00
Blind industrial home, commissioners.....	2,107.65
Benedict home.....	7,378.65
Binding, state binder.....	50,294.15
Board of educational examiners.....	1,052.28
Board of health.....	8,493.21
Code commissioners.....	7,632.79
Code, editing and annotating.....	3,813.17
Iowa School for the Deaf, improvements.....	20,623.60
Iowa School for the Deaf, clothing.....	4,122.28
Iowa School for the Deaf, support.....	116,245.60
Iowa School for the Deaf, trustees.....	1,372.48
Des Moines river lands.....	1,141.32
Farmers' institutes.....	4,673.54
Feeble-minded institution, improvements.....	13,167.60
Feeble-minded institution, clothing.....	15,120.71
Feeble-minded institution, ordinary expenses.....	44,000.00
Feeble-minded institution, support.....	188,080.00
Feeble-minded institution, trustees.....	1,555.32
Geological survey.....	8,313.71
Geological survey, expenses.....	8,361.54
Historical collection.....	10,808.38
Historical society.....	2,000.00
Horticultural society.....	7,500.00
Hospital insane, Cherokee, improvements.....	134,556.44

## LAWS OF TWENTY-SEVENTH GENERAL ASSEMBLY.

Hospital insane, Cherokee, commissioners.....	2,747.18
Hospital insane, Clarinda, improvements.....	204,238.40
Hospital insane, Clarinda, support.....	222,980.00
Hospital insane, Clarinda, trustees.....	8,912.98
Hospital insane, Independence, improvements.....	14,527.70
Hospital insane, Independence, contingent.....	8,000.00
Hospital insane, Independence, support.....	269,058.00
Hospital insane, Independence, trustees.....	1,777.32
Hospital insane, Mt. Pleasant, improvements.....	36,100.00
Hospital insane, Mt. Pleasant, contingent.....	7,000.00
Hospital insane, Mt. Pleasant, support.....	227,610.00
Hospital insane, Mt. Pleasant, trustees.....	1,813.63
Industrial school, boys', improvements.....	13,750.00
Industrial school, girls', improvements.....	17,400.00
Industrial school, support.....	144,127.00
Industrial school, trustees.....	945.37
Insane, non-resident.....	2,262.71
Interest on school fund loans.....	1,483.21
Iowa weather service.....	5,383.05
Iowa State university, improvements.....	44,434.52
Iowa State university, endowment.....	40,000.00
Iowa State university, support.....	78,500.00
Iowa State university, board of regents.....	8,014.94
Iowa State library, book fund.....	9,150.00
Iowa State library, repairs to books.....	1,060.00
Iowa circulating library.....	4,000.00
Lookout Mountain and Missionary Ridge commission.....	290.84
Militia.....	95,844.40
Miscellaneous expenditures.....	91,273.00
New Orleans exposition.....	100.00
Normal school, improvements.....	26,025.00
Normal school, teachers' salaries.....	53,000.00
Normal school, contingent fund.....	18,300.00
Normal school, trustees.....	2,822.70
Orphans' home, improvements.....	22,266.81
Orphans' home, support solitaires' orphans.....	66,728.67
Orphans' home, support indigent children.....	40,070.51
Orphans' home, trustees.....	1,066.34
Publishing constitutional amendments.....	209.88
Penitentiary, Anamosa, improvements.....	54,726.08
Penitentiary, Anamosa, escaped convicts.....	253.75
Penitentiary, Anamosa, officers and guards.....	96,309.91
Penitentiary, Anamosa, support.....	186,128.47
Penitentiary, Ft. Madison, transportation.....	2,806.52
Penitentiary, Ft. Madison, improvements.....	53,633.39
Penitentiary, Ft. Madison, officers and guards.....	71,493.98
Penitentiary, Ft. Madison, transportation.....	3,876.00
Penitentiary, Ft. Madison, visits for inspection.....	124.99
Presidential electors.....	177.20
Printing, state printer.....	68,625.40
Providential contingencies.....	2,019.53
Railroad prosecution by state.....	480.00
Relief of Hull.....	480.00
Relief of Metz.....	480.00
Reward for arrest of murderers.....	900.00
Soldiers' and sailors' monument.....	70,128.83
Stationery account.....	22,833.71
Soldiers' home, improvements.....	54,923.13
Soldiers' home, officers' salaries.....	27,400.00
Soldiers' home, support.....	146,320.00
Spirit Lake monument.....	236.26
Semi-centennial celebration, Burlington.....	10,000.00
Shiloh battle field commission.....	870.28
Special appropriations, extra session Twenty-sixth General Assembly.....	1,647.77
Special appropriations, Twenty-fourth General Assembly.....	200.20
Teachers' Institutes.....	8,900.00
Twenty-sixth General Assembly, members' salaries.....	82,775.00
Twenty-sixth General Assembly, extra session, members' salaries.....	101,700.00
Twenty-sixth General Assembly, mileage.....	2,106.70
Twenty-sixth General Assembly, extra session, mileage.....	2,133.35
Twenty-sixth General Assembly, visiting committees.....	766.00
Twenty-sixth General Assembly, extra session, visiting committees.....	63.00
Twenty-sixth General Assembly, officers' salaries.....	46,912.00
Twenty-sixth General Assembly, extra session, officers' salaries.....	46,495.00
Twenty-sixth General Assembly, special appropriations.....	31,124.70
Commission to investigate insanity.....	49.70
Capitol building and repairs.....	15,948.01
Gray uniforms.....	1,510.56
Iowa and Missouri boundary line.....	2,225.90
<b>Total.....</b>	<b>\$ 4,731,764.33</b>



# LAWS OF 1898.

WITH DATE OF APPROVAL OF EACH ACT.

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### GENERAL LAWS.

Chap.	TITLE.	ENGROSSED BILLS.	Page.
1	An act to amend an act passed by the extra session of the Twenty-sixth General Assembly of Iowa, entitled, "An act to provide for the annotation, indexing, publication, distribution and sale of the code and statutes hereafter enacted." [Amendatory of chapter 20, acts of Twenty-sixth General Assembly, extra session Approved April 7, 1898.]	S. F. 197	13
2	An act to repeal section forty-one (41) of the code, and enact a substitute therefor, relating to the amendment and repeal of acts of the General Assembly. Approved March 31, 1898.	S. F. 148	13
3	An act to amend section one hundred and four (104) of the code, relating to interest on state warrants. Approved March 30, 1898.	S. F. 4	14
4	An act to amend section one hundred and twenty-six (126), in chapter [five] (5), title [two] II, of the code, relating to public printing and binding and distribution of documents. Approved March 28, 1898.	H. F. 19	14
5	An act to repeal section one hundred and forty-four [144] of the code. [Relating to public printing and binding.] Approved February 16, 1898.	H. F. 44	15
6	An act to assign rooms number eleven and twelve to the State Agricultural Society. [Amendatory to title II, chapter 6, of the code, pertaining to public buildings.] Approved February 17, 1898.	S. F. 86	15
7	An act authorizing the executive council to use committee rooms for office purposes. [Amendatory to section 152 of the code, pertaining to use of apartments in capitol.] Approved April 5, 1898.	S. F. 296	15
8	An act authorizing the executive council to issue and negotiate warrants in anticipation of the revenues of the state. [Amendatory to title II, chapter 7, of the code, relating to the executive council.] Approved April 2, 1898.	S. F. 223	16
9	An act relating to the use of the notes of shorthand reporters as evidence. [Amendatory to title III, of the code, relating to courts of record.] Approved March 9, 1898.	S. F. 13	16
10	An act to amend section number two hundred and twenty-seven [227] of the code and to provide an additional judge for the Twelfth Judicial District. Approved March 28, 1898.	H. F. 224	17
11	An act to increase the number of district judges in the Eighteenth Judicial District. [Amendatory to section 227, of the code.] Approved March 28, 1898.	H. F. 235	17
12	An act to amend section two hundred ninety-eight (298), chapter [eight] 8, [title three (III)] of the code, relating to the clerk of the district court and fixing the maximum amount to be allowed by the board of supervisors to deputies and clerks in counties having a population exceeding forty thousand. Approved February 9, 1898.	S. F. 47	18
13	An act prohibiting members of boards of supervisors and township trustees from making contracts with their respective townships or counties. [Additional to title IV, of the code, pertaining to township and county government.] Approved March 9, 1898.	S. F. 21	18
14	An act to define the jurisdiction of courts in counties bordering on the Missouri river. [Additional to title IV, chapter 1, of the code, pertaining to counties.] Approved March 30, 1898.	S. F. 19	18
15	An act to amend section four hundred and seven (407) of the code relating to the redemption of county bonds. Approved March 28, 1898.	S. F. 80	19

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17	An act to amend section number five hundred and eleven (511) of the code, relating to fees and compensation of sheriffs. Approved January 28, 1898.	S. F. 11	19
18	An act to amend section six hundred and fifty-four (654), title [five] V, chapter [two] 2 of the code, relating to the organization and officers of cities and towns, and to the appointment of police matrons. Approved March 8, 1898.	S. F. 99	19
19	An act to amend section six hundred and eighty-three (683) of the code, in relation to appropriation of money in towns. Approved April 7, 1898.	H. F. 39	20
20	An act to authorize the levy of taxes for fire purposes in cities of the second class. [Amendatory to title V, chapter 4, of the code, relating to general powers of cities and towns] Approved March 19, 1898.	S. F. 49	20
21	An act to amend section seven hundred [700] of the code, relating to the power of cities to regulate license and tax certain kinds of business. Approved March 28, 1898.	H. F. 178	20
22	An act to amend sections six hundred and ninety-six [696], seven hundred [700], and seven hundred and thirty-seven [737], of chapter four [4], title five [V] of the code, in relation to the general powers of cities and towns. Approved March 30, 1898.	H. F. 203	20
23	An act to amend sections seven hundred and forty-two (742), seven hundred and forty-four (744), seven hundred and forty-five (745), and seven hundred and forty-seven (747), chapter five (5), title five (V) of the code, relating to the purchase and construction of water works. Approved March 25, 1898.	S. F. 192	21
24	An act to amend section eight hundred and fourteen (814) of the code, relative to street improvements. Approved March 24, 1898.	H. F. 312	21
25	An act to amend sections eight hundred and fifty (850) and eight hundred and fifty-nine (859) of the code, relating to election of park commissioners in certain cities. Approved February 9, 1898.	S. F. 44	22
26	An act to amend section eight hundred and fifty-nine (859), title [five] 5, chapter [nine] 9 of the code, relating to park commissioners and board of public works, and the terms of park commissioners, and providing for the extension of the terms of such commissioners as expire in a year in which there is no biennial election. Approved February 28, 1898.	S. F. 68	22
27	An act to amend section [eight hundred and ninety-one] 891, and section [eight hundred and ninety-two] 892, chapter [eleven] 11, title [five] 5, of the code, pertaining to labor on highways. Approved February 11, 1898.	S. F. 38	23
28	An act to amend sections nine hundred and fifty-two (952), nine hundred and fifty-three (953), nine hundred and fifty-eight (958), nine hundred and seventy-one (971), nine hundred and seventy-nine (979), and one thousand and twenty (1020) of the code, in relation to cities under special charters. Approved March 30, 1898.	H. F. 298	23
29	An act to amend subdivision twelve of section one thousand and five (1005) of the code, in relation to cities under special charters levying a special bridge tax. Approved February 17, 1898.	H. F. 114	24
30	An act to amend sections thirteen hundred and five (1305), thirteen hundred and twenty-one (1321), thirteen hundred and sixty (1360), thirteen hundred and sixty-one (1361), and thirteen hundred and seventy-two (1372) of the code, and provide shorter forms for assessors' book and assessment rolls. [Amendatory to title VII, chapter 1 of the code, relating to assessment of taxes.] Approved April 7, 1898.	H. F. 199	24
31	An act to amend section thirteen hundred and forty-six (1346) of the code, relating to taxation of express companies. Approved April 12, 1898.	H. F. 234	25
32	An act to repeal section thirteen hundred and forty-seven (1347) of the code, relating to the taxing of peddlers, and enact a substitute in lieu thereof. Approved April 7, 1898.	H. F. 54	25
33	An act to amend section one thousand three hundred and seventy-one [1371] of the code, in relation to the duty of township, city and town assessors. Approved February 21, 1898.	S. F. 57	25

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35	An act to amend section fourteen hundred and thirty-six (1436) of the code, relating to redemption of land from tax sale. Approved April 12, 1898.....	H. F. 194	26
36	An act to amend section fourteen hundred and fifty-seven (1457) of the code relating to the security of the revenue, and to permit counties to receive interest on moneys deposited in banks. Approved February 28, 1898.....	S. F. 10	26
37	An act to amend chapter four (4), title seven (VII) of the code, relative to the assessment and collection of the collateral inheritance tax. Approved April 7, 1898.....	S. F. 225	27
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181	An act to legalize the ordinances and acts of the city council of Lehigh, Webster county, Iowa. Approved March 22, 1898	H. F. 160	122
182	An act to legalize conveyances of real property by executors or trustees under foreign wills. Approved March 25, 1898	S. F. 102	122
183	An act to legalize the levy and collection of a tax for schoolhouse fund in the year 1896, in the independent school district of Lincoln Center No. 5, Pottawattamie county, and the diversion and use of such tax to the teachers' and contingent fund of said independent school district. Approved March 25, 1898	S. F. 207	123
184	An act to legalize a resolution of the city council of the city of Des Moines, Iowa, passed August, A. D. 1897, approving a contract with the McCaskey and Holcomb company, for the construction, operation and maintenance of an electric lighting plant for said city. Approved March 21, 1898.	H. F. 145	123
185	An act to legalize the incorporation of the town of Bondurant, Polk county, Iowa, the election of the officers, and all the official acts done and ordinances passed by the council of said town not in contravention with the laws of the state of Iowa. Approved March 22, 1898.	H. F. 211	124
186	An act to legalize the organization of the independent school district of Eureka, Woodbury county, Iowa. Approved March 22, 1898.	H. F. 237	124
187	An act to legalize the incorporation of the town of Dumont, Butler county, Iowa, the election of its officers, and all acts done, and ordinances passed, by the council of said town, from March 27, 1896, to January 1, 1898. Approved March 19, 1898	H. F. 227	125
188	An act to legalize and make valid ordinances and resolutions passed and adopted by the city council of Cedar Rapids, Iowa, and which have not been signed by the mayor or clerk of said city as by law required, and to make valid all proceedings had and rights accrued thereunder. Approved March 19, 1898.	H. F. 126	125

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