

# ACTS AND RESOLUTIONS

PASSED AT THE

REGULAR SESSION

OF THE

## Thirty-First General Assembly

OF THE

STATE OF IOWA

BEGUN JANUARY 8, AND ENDED APRIL 6, 1906

---

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VRANGLI GORVATIS

## STATE GOVERNMENTS.

List of state officers, judges of the supreme, district and superior courts, and member and officers of the General Assembly, at the time of passage of laws contained in this books

Name.	Position.	County From Which Originally Chosen.
Albert B. Cummins.....	Governor.....	Polk.
John Briar.....	Private Secretary to the Governor.....	Polk.
John Herriott.....	Lieutenant-Governor.....	Guthrie.
W. B. Martin.....	Secretary of State.....	Adair.
D. A. Hites.....	Deputy Secretary of State.....	Polk.
B. F. Carroll.....	Auditor of State.....	Davis.
Amos W. Brandt.....	Deputy Auditor of State.....	Polk.
G. S. Gilbertson.....	Treasurer of State.....	Winnebago.
Q. A. Willis.....	Deputy Treasurer of State.....	Dallas.
Charles W. Mullan.....	Attorney-General.....	Black Hawk.
Lawrence DeGraff.....	Assistant Attorney General.....	Polk.
John C. Crockett.....	Clerk of Supreme Court.....	Hardin.
H. L. Bousquet.....	Deputy Clerk of Supreme Court.....	Marion.
W. W. Cornwall.....	Supreme Court Reporter.....	Clay.
John F. Riggs.....	Superintendent of Public Instruction.....	Keokuk.
J. C. Bennett.....	Deputy Superintendent of Public Instruction.....	Ringgold.
A. H. Davison.....	Secretary of Executive Council.....	Lyon.
John C. Simpson.....	Secretary of Board of Agriculture.....	Marion.
David J. Palmer.....	} Railroad Commissioners.....	Washington.
Edward A. Dawson.....		Bremer.
Nathaniel S. Ketchum.....	} Secretary of Board of Railroad Commissioners.....	Marshall.
Dwight N. Lewis.....		Polk.
J. F. Hamiltan.....	} Board of Control.....	Linn.
John Cowrie.....		Iowa.
G. S. Robinson.....	} Secretary of Board of Control.....	Woodbury.
F. S. Treat.....		Polk.
W. H. Thrift.....	Adjutant-General.....	Dubuque.
Guy E. Logan.....	Assistant Adjutant-General.....	Montgomery.
Edward Sweeney.....	} Mine Inspectors.....	Polk.
John Vernor.....		Lucas.
James A. Campbell.....	} Commissioner of Labor Statistics.....	Wapello.
Edward D. Brigham.....		Polk.
Johnson Brigham.....	State Librarian.....	Polk.
Bernard Murphy.....	State Printer.....	Benton.
Howard Tedford.....	State Binder.....	Ringgold.
Charles Aldrich.....	Curator Historical Department.....	Boone.
L. G. Weld.....	Superintendent of Weights and Measures.....	Johnson.
Paul O. Koto.....	State Veterinary Surgeon.....	Winnebago.
H. R. Wright.....	Dairy Commissioner.....	Delaware.
George A. Lincoln.....	Fish and Game Warden.....	Linn.
B. F. Keltz.....	} Commissioners of Pharmacy.....	Hamilton.
J. S. Goss.....		Cass.
Fred Russell.....	} Secretary of Pharmacy Commission.....	Calhoun.
Charles W. Phillips.....		Jackson.
R. E. Conniff.....	President State Board of Health.....	Woodbury.
J. F. Kennedy.....	Secretary State Board of Health.....	Polk.
F. W. Powers.....	President State Board of Medical Examiners.....	Black Hawk.
J. F. Kennedy.....	Secretary State Board of Medical Examiners.....	Polk.
T. E. McCurdy.....	Custodian Public Buildings and Property.....	Buchanan.
Frank E. Wilder.....	State Geologist.....	Johnson.
T. E. Savage.....	Assistant State Geologist.....	Polk.

## JUDICIAL DEPARTMENT.

## SUPREME COURT.

Name.	Position.	County From Which Chosen.	Postoffice Address.
Emlin McCain.....	Chief Justice.....	Johnson.....	Iowa City.
Silas M. Weaver.....	Judge.....	Hardin.....	Iowa Fall
Scott M. Ladd.....	Judge.....	O'Brien.....	Sheldon.
Charles A. Bishop.....	Judge.....	Polk.....	Des Moines.
Horace E. Deemer.....	Judge.....	Montgomery.....	Red Oak.
John C. Sherwin.....	Judge.....	Cerro Gordo.....	Mason City.
Charles W. Mullan.....	Attorney-General...	Black Hawk.....	Waterloo.
Lawrence DeGraff.....	Asst. Att'y. General	Polk.....	Des Moines.
John C. Crockett.....	Clerk.....	Hardin.....	Eldora.
H. L. Bousquet.....	Deputy Clerk.....	Marion.....	Knoxville.
Wendall W. Cornwall.....	Reporter.....	Clay.....	Spencer.

## DISTRICT COURTS.

Dist.	Name.	Postoffice Address.	Counties in District.
1	Henry Bank, Jr.....	Keokuk.....	Lee
2	Robert Sloan.....	Keosauqua.....	Appanoose, Davis, Jefferson, Lucas, Monroe, Van Buren and Wapello.
	M. A. Roberts.....	Ottumwa.....	
	C. W. Vermillion.....	Centerville.....	
	F. W. Eichelberger.....	Bloomfield.....	Adams, Clarke, Decatur, Ringgold, Taylor, Union and Wayne.
3	H. M. Towner.....	Corning.....	
	Hiram K. Evans.....	Corydon.....	Cherokee, Lyon, Monona, O'Brien, Osceola, Plymouth, Sioux and Woodbury.
4	William Hutchinson.....	Alton.....	
	F. R. Gaynor.....	LeMars.....	
	J. F. Oliver.....	Onawa.....	
	J. L. Kennedy.....	Sioux City.....	Adair, Dallas, Guthrie, Madison, Marion and Warren.
5	J. H. Applegate.....	Guthrie Center.....	
	J. D. Gamble.....	Knoxville.....	
	Edmund Nichols.....	Perry.....	Jasper, Keokuk, Mahaska, Poweshiek and Washington.
6	John T. Scott.....	Brooklyn.....	
	Byron W. Preston.....	Oskaloosa.....	
	W. G. Clements.....	Newton.....	Clinton, Jackson, Muscatine and Scott.
7	A. J. House.....	Maquoketa.....	
	D. V. Jackson.....	Muscatine.....	
	James W. Bollinger.....	Davenport.....	
	Arthur P. Barker.....	Clinton.....	Iowa and Johnson.
8	O. A. Bvington.....	Iowa City.....	
9	A. H. McVey.....	Des Moines.....	Polk.
	Wm. H. McHenry.....	Des Moines.....	
	James A. Howe.....	Des Moines.....	
	Hugh Brennan.....	Des Moines.....	Black Hawk, Buchanan, Delaware and Grundy.
10	A. S. Blair.....	Manchester.....	
	Franklin C. Platt.....	Waterloo.....	Boone, Franklin, Hamilton, Hardin, Story, Webster and Wright.
11	J. R. Whitaker.....	Boone.....	
	W. D. Evans.....	Hampton.....	
	J. H. Richard.....	Webster City.....	Bremer, Butler, Cerro Gordo, Floyd, Hancock, Mitchell, Winnebago and Worth.
12	J. F. Clyde.....	Osage.....	
	C. H. Kelley.....	Forest City.....	
	Clifford P. Smith.....	Mason City.....	Allamakee, Chickasaw, Clayton, Fayette, Howard and Winneshiek.
13	L. E. Fellows.....	Lansing.....	
	A. N. Hobson.....	West Union.....	Buena Vista, Clay, Dickinson, Emmet, Humboldt, Kossuth, Palo Alto and Pocahontas.
14	W. B. Quarton.....	Algona.....	
	A. D. Baillie.....	Storm Lake.....	
15	A. B. Thornell.....	Sidney.....	Audubon, Cass, Fremont, Harrison, Mills, Montgomery, Page, Pottawattamie and Shelby.
	N. W. Macy.....	Harlan.....	
	W. R. Green.....	Audubon.....	
	O. D. Wheeler.....	Council Bluffs.....	



## DISTRICT COURTS—CONTINUED.

Dist.	Name.	Postoffice Address.	Counties in District.
16	Zala A. Church.....	Jefferson.....	} Calhoun, Carroll, Crawford, Greene, Ida and Sac.
	F. M. Powers.....	Carroll.....	
17	Obed Caswell.....	Marshalltown..	} Benton, Marshall and Tama.
	G. W. Burnham.....	Vinton.....	
18	Wm. G. Thompson.....	Marion.....	} Cedar, Jones and Linn.
	J. H. Preston.....	Cedar Rapids..	
	B. H. Miller.....	Anamosa.....	} Dubuque.
19	Fred O'Donnell.....	Dubuque.....	
	Mathew C. Mathews.....	Dubuque.....	} Des Moines, Henry and Louisa.
20	W. S. Withrow.....	Mt. Pleasant..	
	James D. Smyth .....	Burlington.....	

## SUPERIOR COURTS.

Name.	Postoffice Address.	Name.	Postoffice Address.
James H. Rothrock.....	Cedar Rapids.	G. H. Scott.....	Council Bluffs.
W. L. McNamara.....	Keokuk.	Ernest L. Elliott.....	Oelwein.

## THIRTIETH GENERAL ASSEMBLY.

## OFFICERS OF THE SENATE.

*Lieutenant Governor and President of the Senate*—John Herriott, of Stuart Guthrie county.

*President pro tempore*—Senator James A. Smith, of Osage, Mitchell county.

*Secretary*—George A. Newman, of Cedar Falls, Black Hawk county.

*First Assistant Secretary*—George A. Wilson, of Menlo, Adair county.

*Second Assistant Secretary*—John L. Gillispie, of Nevada, Story county.

*Engrossing Clerk*—Lois M. Rigby, of Davenport, Scott county.

*Enrolling Clerk*—Inez Black, of Knoxville, Marion county.

*Journal Clerks*—Cecil Dixon, of Rockwell City, Calhoun county, and J. S. Irish, of Des Moines, Polk county.

*Sergeant-at-arms*—R. B. Huff, of Muscatine, Muscatine county.

*Bill Clerk*—Alice Scott, of Osceola, Clarke county.

*Assistant Bill Clerk*—M. T. Russell, of Des Moines, Polk county.

*File Clerk*—Tom E. Brown, of Blencoe, Monona county.

*Assistant File Clerk*—William Robinson, of Curlaw, Palo Alto county.

*Postmistress*—Nellie Stevenson, of Jefferson, Greene county.

*Chief Doorkeeper*—I. L. Hammer, of Kellogg, Jasper county.

## SENATORS.

Dist.	Name.	P. O. Address.	Counties in District.
46	Bleakly, John L. ....	Ida Grove.....	Cherokee, Ida, Plymouth.
12	Brooks, John T. * .....	Hedrick.....	Keokuk, Poweshiek.
18	Bruce, James E. * .....	Atlantic.....	Cass, Shelby.
38	Courtright, O. B. * .....	Waterloo.....	Black Hawk, Grundy.
35	Crawford, P. W. * .....	Dubuque.....	Dubuque.
16	Crossley, J. J. ....	Winterset.....	Adair, Madison.
30	Dowell, Cassius C. * .....	Des Moines.....	Polk.
33	Dunham, Geo. W. ....	Manchester.....	Buchanan, Delaware.
28	Eckles, Charles.....	Marshalltown.....	Marshall.
2	Elerick, James.....	Douds Leando.....	Jefferson, Van Buren.
31	Ericson, C. J. A. ....	Boone.....	Boone, Story.
43	Gale, A. H. ....	Mason City.....	Cerro Gordo, Franklin, Hancock.
48	Garst, Warren*.....	Coon Rapids.....	Carroll, Greene, Sac.
8	Gilliland, Shirley.....	Glenwood.....	Mills, Montgomery.
13	Harper, Sam'l H. * .....	Ottumwa.....	Wapello.
37	Hartshorn, F. C. * .....	Clarion.....	Hamilton, Hardin, Wright.
4	Hasselquist, R. A. ....	Chariton.....	Lucas, Wayne.
21	Hayward, W. C. * .....	Davenport.....	Scott.
34	Hogue, Ernest L. * .....	Blencoe.....	Crawford, Harrison, Monona.
17	Hopkins, Frank M. ....	Guthrie Center.....	Audubon, Dallas, Guthrie.
25	Hughes, John Jr. ....	Williamsburg.....	Iowa, Johnson.
32	Jackson, John H. ....	Sioux City.....	Woodbury.
11	Jamison, James H. ....	Osceola.....	Clarke, Warren.
14	Jones, Wm. G. ....	Oskaloosa.....	Mahaska.
49	Kimmel, Wm. C. ....	Sheldon.....	Lyon, O'Brien, Osceola, Sioux.
47	Kinne, George.....	Curlaw.....	Clay, Dickinson, Emmet, Kossuth, Palo Alto.
23	Lambert, Thomas.....	Sabula.....	Jackson.
7	Lewis, Lester W. * .....	Clarinda.....	Fremont, Page.
42	Lyons, D. A. * .....	Cresco.....	Howard, Winneshiek.
29	Maytag, Fred L. * .....	Newton.....	Jasper.
20	Molsberry, F. M. * .....	Columbus Jct. ....	Louisa, Muscatine.
36	Newberry, Byron W. ....	Strawberry Pt. ....	Clayton.
19	Saunders, Chas. G. ....	Council Bluffs.....	Pottawattamie.
9	Smith, Fred N. * .....	Burlington.....	Des Moines.
41	Smith, James A. ....	Osage.....	Mitchell, Winnebago, Worth.
44	Spaulding, E. C. * .....	Marble Rock.....	Chickasaw, Floyd.
24	Stirton, Robt. C. ....	Monticello.....	Cedar, Jones.
5	Stookey, Marion F. ....	Leon.....	Decatur, Ringgold.
26	Stuckslager, W. C. ....	Lisbon.....	Linn.
3	Taylor, Lewis L. ....	Centerville.....	Appanoose, Davis, Union.

## SENATORS—CONTINUED.

Dist.	Name.	P. O. Address.	Counties in District.
6	Turner, Daniel W.....	Corning.....	Adams, Taylor.
39	Wade, John F.....	Aredale.....	Bremer, Butler.
15	Warren, J. L.....	Pella.....	Marion, Monroe.
45	Whipple, Wm. P.*...	Vinton.....	Benton, Tama.
40	Wilson, A. C.....	Oeiwein.....	Alamakee, Fayette.
22	Wilson, John L.*.....	Almont.....	Clinton.
50	Winne, E. K.*.....	Humboldt.....	Buena Vista, Humboldt, Poca- hontas.
1	Young, David A.*.....	Argyle.....	Lee.
27	Young, Henry.....	Manson.....	Calhoun, Webster.
10	Young, John A.*.....	Washington.....	Henry, Washington.

\*Elected to full term, 1901

## OFFICERS OF THE HOUSE.

*Speaker*—George W. Clarke, of Adel, Dallas county.  
*Speaker pro tempore*—B. F. Cummings, of Marshalltown, Marshall county.  
*Chief Clerk*—C. R. Benedict, of Shelby, Shelby county.  
*Assistant Clerks*—A. E. Kepford, of Des Moines, Polk county, and Dennis O'Leary, of Council Bluffs, Pottawattamie county.  
*Journal Clerks*—Harry E. Griffen, of Cedar Rapids, Linn county and Ralph H. Clock, of Hampton, Franklin county.  
*Enrolling Clerk*—Walter M. McCulla, of Cherokee, Cherokee county.  
*Engrossing Clerk*—Mollie Heist, of Allerton, Wayne county.  
*File Clerk*—B. S. Record, of Woodward, Dallas county.  
*Assistant File clerk*—Col. T. M. Pace, of Shenandoah, Page county.  
*Bill Clerks*—T. J. Alexander, of Winterset, Madison county, and A. M. May, of Waukon, Allamakee.  
*Assistant Postmistress*—Hester Runyan, of Odebolt, Sac county.  
*Sergeant-at-Arms*—J. Heffelfinger, of Grundy Center, Grundy county.  
*Chief Doorkeeper*—J. B. Lewis, of Spencer, Clay county.

## REPRESENTATIVES.

Dist.	Name.	P. O. Address.	Counties in District.
7	Bailey, M. Z.	Diagonal	Ringgold.
48	Bealer, E. J. C.	Cedar Rapids	Linn.
68	Bixby, R. J.	Edgewood	Delaware.
40	Boland, Edward	Williamsburg	Iowa.
77	Buckingham, F. N.	Alta	Buena Vista.
43	Calderwood, M. H.	Eldridge	Scott.
20	Carden, William	Winfield	Henry.
45	Carstensen, Theo.	Clinton	Clinto
19	Cassel, A. F.	Lockridge, Rl.	Jefferson.
78	Chassell, E. D.	LeMars	Plymouth.
82	Cheney, A. H.	Spencer	Clay, Palo Alto.
63	Christianson, G. P.	Randall	Hamilton.
39	Clark, Elbert W.	Grinnell	Poweshiek.
36	Clarke G. W.	Adel	Dallas.
86	Clary, Tim C.	New Hampton	Chickasaw.
8	Cobb, William	Bedford	Taylor.
59	Coburn, Geo. F.	Marcus	Cherokee.
55	Celclo, C. C.	Carroll	Carroll.
73	Conn, Stanley	Parkersburg	Butler.
9	Crosse, Chas. F.	Shenandoah	Page.
51	Cummings B. F.	Marshalltown	Marshall.
16	Darrah, John H.	Chariton	Lucas.
27	Dashiell, Mark A.	Indianola	Warren.
56	Davie, William A.	Dunlap	Crawford.
3	DeMar, John C.	Belknap	Davis.
53	Doran, Justin R.	Beaver	Boone.
74	Dow, D. W.	Hampton	Franklin.
37	English, Emory H.	Altoona	Polk.
18	Epperson, F. M.	Eddyville	Wapello.
70	Flenniken, J. C.	Strawberry Point	Clayton.
31	Freeman, W. H.	Oakland	Pottawattamie.
69	Frudden, A. F.	Dubuque	Dubuque.
24	Geneva, Thomas	What Cheer	Keokuk.
52	Greeley, W. M.	Ames	Story.
28	Greene, Robert A.	East Peru	Madison.
13	Gregory, Ross H.	Nevinville	Adams.
76	Hakes, Montague	Laurens	Pocahontas.
25	Hambleton, A. F. N.	Oskaloosa	Mahaska.
83	Hanna, George W.	Lu Verne	Kossuth.
87	Hart, William S.	Waukon	Allamakee.
54	Head, Mahlon	Jefferson	Greene.
69	Heles, Phillip	N Buena Vista R2	Dubuque.
29	Hollembek, R. W.	Adair	Adair.
90	Hume, Thomas H.	St. Ansgar	Mitchell.
88	Jacobson, Abraham	Decorah Rl.	Winneshiak.
58	Jepson, C. N.	Sioux City	Woodbury.
12	Jones, F. F.	Villisca	Montgomery.
17	Kendall, N. E.	Albia	Monroe.

## REPRESENTATIVES—CONTINUED.

Dist.	Name.	P. O. Address.	Counties in District.
1	Kennedy, Chas. A.	Montrose	Lee.
32	Kling, H. B.	Woodbine	Harrison.
41	Koontz, Geo. W.	Iowa City	Johnson.
10	Laird, F. M.	Labor	Fremont.
45	Langan, Raymond C.	Clinton	Clinton.
44	Leech, Louis J.	West Branch	Cedar.
65	Lister, John	Conrad	Grundy.
61	Lowrey, Jason H.	Pomeroy	Calhoun.
50	Lundt, J. F.	Berlin	Tama.
48	McAllister, John	Cedar Rapids	Linn.
22	McClurkin, E. L.	Morning Sun	Louisa.
4	McCreary, Wm. M.	Centerville	Appanoose.
5	McCulloch, Geo.	Humeston	Wayne.
46	McDole, Albert E.	Sabula	Jackson.
58	McElrath, Wm. W.	Moville	Woodbury.
49	McNie, Malcolm F.	Vinton	Benton.
92	Maben, O. K.	Forest City	Hancock, Humboldt.
31	Martin, Robert J.	Hancock	Pottawattamie.
60	Mattes, Joseph	Odebolt	Sac.
30	Meredith, C. A.	Atlantic	Cass.
79	Morris, James F.	Ireton	Sioux.
34	Mott, D. C.	Audubon	Audubon.
42	Nichols, J. I.	West Liberty	Muscatine.
38	Offill, John F.	Prairie City	Jasper.
91	Olson, H. L.	Northwoo	Winnebago, Worth.
47	Peet, R. M.	Springville	Jones.
85	Powers, P. H.	Powersville	Floyd.
75	Pritchard, J. S.	Belmond	Wright.
21	Ritter, Henry	Burlington	Des Moines.
93	Robinson, B. F.	Armstrong	Dickinson, Emmet.
6	Sankey, E. J.	Leon	Decatur.
72	Saylor, W. W.	Waverly	Bremer.
71	Shaffer, J. D.	Elgin, RI.	Fayette.
14	Skinner, Scott	Creston	Union.
89	Spaulding, H. L.	Elma	Howard.
67	Springer, L. F.	Independence	Buchanan.
84	Stanbery, John S.	Mason City	Cerro Gordo.
43	Stoltenberg, A. H.	Davenport	Scott.
2	Summers, L. F.	Milton	Van Buren.
37	Teachout, H. E.	Des Moines	Polk.
15	Temple, M. L.	Osceola	Clarke.
26	Teter, Lorenzo D.	Knoxville	Marion.
81	Van Eaton, G. L.	Little Rock	Lyon, Osceola.
11	Washburn, A. B.	Hastings	Mills.
35	Weeks, Elbert W.	Guthrie Center	Guthrie.
64	Welden, Wm.	Iowa Falls	Hardin.
57	Whiting, Will C.	Whiting	Monona, Ida.
80	Whitmer, G. R.	Primghar	O'Brien.
23	Willson, H. H.	Wellman	Washington.
66	Wise, Charles A.	Cedar Falls	Black Hawk.
62	Wright, Robert	Ft. Dodge	Webster.
33	Wyland, O. P.	Harlan	Shelby.

COMMISSIONERS FOR IOWA IN OTHER STATES.

List of commissioners for Iowa in other states, qualified to act as such on this 27th day of June, 1906, whose terms of office will not expire prior to July 5, 1906; published as required in section 390 of the code of 1897, showing their names, postoffice, date of commission, qualification and expiration of commission.

Name.	Postoffice.	Date of Expiration of Commission.	Date on and after which qualified to act.
CONNECTICUT.			
McGovern, Patrick.....	Hartford, . . . . .	November 23, 1906..	November 24, 1906.
DISTRICT OF COLUMBIA.			
Bundv, Charles S.....	Washington .....	January 13, 1907.....	January 14, 1906.....
ILLINOIS.			
Orandon, Frank P.....	Chicago .....	November 8, 1906...	November 9, 1906.
Peterson, Albin B.....	Chicago .....	December 4, 1906...	December 5, 1906.
Willard, Silas S.....	Chicago .....	November 23, 1906...	November 27, 1906.
MARYLAND.			
Mathieu, Harry C.....	Baltimore, .....	November 6, 1907.	November 7, 1904.
Fisher, Abraham H.....	Baltimore.....	December 23, 1907.	December 24, 1904.
MASSACHUSETTS.			
Adams, Charles H.....	Boston, .....	December 17, 1906.	December 18, 1903.
Jones, Edward J.....	Boston .....	May 8, 1906.	May 9, 1903.
MISSOURI.			
Peck, John A.....	St. Louis.....	May 11, 1907.....	May 12, 1904.
NEW YORK.			
Armstrong, Hattay K.....	Penn. Yan.....	November 13, 1906..	November 14, 1906.
Braman, Ella F.....	New York.....	March 11, 1907.	March 12, 1904.
Cory, George H.....	New York.....	December 27, 1906..	December 28, 1906.
Mills, Charles Edgar.....	New York.....	January 31, 1907.....	February 1, 1904.
Corey, Edwin F.....	New York.....	June 29, 1907.....	June 30, 1904.
Braman, Joseph B.....	New York.....	August 5, 1907.....	August 6, 1904.
Letts, Wm. F.....	New York.....	April 27, 1904.....	April 28, 1904.
OHIO.			
Harrison, Joseph T.....	Cincinnati .....	January 18, 1904.....	January 19, 1904.
PENNSYLVANIA.			
Morris, Walter.....	Pittsburg.....	September 18, 1906..	September 19, 1906..
Tener, Kinley J.....	Philadelphia.....	June 8, 1907.....	June 4, 1904.....
Wagner, William, Jr.....	Philadelphia.....	November 10, 1906...	November 17, 1903..
Wurtz, John S.....	Philadelphia.....	September 14, 1906...	September 15, 1905..
MacWickie, Fergus F.....	Philadelphia.....	May 21, 1906.....	May 22, 1906.....
Fairman, Francis E.....	Pittsburg.....	March 11, 1906.....	March 12, 1904.....
RHODE ISLAND.			
Pendleton, Eugene B.....	Westerly.....	February 15, 1907..	February 16, 1904.
Jopp, Gilman E.....	Providence.....	July 29, 1907.....	July 30, 1904.

# LAWS OF 1906.

WITH DATE OF APPROVAL OF EACH ACT.  
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## GENERAL LAWS.

Chap.	Title.	Engrossed Bill	Page.
1	An act to amend section eighteen (18) and nineteen (19) provisions relating to the code and subsequent statutes in relation to county auditor's reports to the state auditor, of codes, supplements to the code, and session laws furnished by the secretary of state to county auditors. Approved April 5, A. D. 1906....	S. F. 178	1
2	An act to amend chapter one (1) of the acts of the Twenty-seventh General Assembly, relating to the publication of the laws of the State of Iowa. Approved April 5, A. D. 1906 .....	S. F. 254	2
3	An act to amend sections seventy (70), seventy-one (71) and one hundred and forty-one (141) of the code, and to repeal the law as it appears in section one hundred and twenty-five (125) of the supplement to the code and enact a substitute therefor and to repeal the law as it appears in section one hundred and twenty-six (126) of the supplement to the code, as amended by chapter five (5) of the acts of the Thirtieth General Assembly, and enact a substitute therefor and to amend the law as it appears in section twenty-six hundred and twenty-two (2622) of the supplement to the code, relating to printing and binding. Approved March 23, A. D. 1906.....	S. F. 173	2
4	An act to amend section eighty-eight (88) of the code, relating to the clerk of the state land office. Approved March 16, A. D. 1906.....	S. F. 44	4
5	An act to amend section one hundred and twenty-two (122) of the code, relating to biennial reports of officers. Approved March 23, A. D. 1906.....	H. F. 329	5
6	An act to repeal section one hundred thirty-seven (137), of the code, relative to the publication and distribution of the proceedings of the Iowa state teachers' association and to enact a substitute therefor. Approved March 30, A. D. 1906.....	H. F. 52	5
7	An act to amend section one hundred and thirty-eight (138) of the code, in relation to printing the docket for the supreme court. Approved March 30, A. D. 1906.....	S. F. 165	6
8	An act to amend section one hundred forty-six (146) of the code, relating to the term of office of the custodian of public buildings. Approved April 10, A. D. 1906.....	H. F. 331	6
9	AN ACT to amend sections two thousand three hundred and fifty-nine (2359), five hundred and fifty-five (555), two thousand seven hundred and fifty-five (2755), two thousand eight hundred and twenty-eight (2828), two thousand eight hundred and forty-one (2841), one thousand eight hundred sixty-four (1864), two thousand and ninety-three (2093), two hundred and thirty-two (232), three thousand three hundred and seven (3307), three thousand four hundred and three (3403), four thousand and twenty-four (4024), three hundred and ninety-nine (399), four hundred (400), four hundred and forty-six (446), one thousand nine hundred and forty (1940), one thousand nine hundred and forty-four (1944), one thousand nine hundred and eighty-one (1981), two		

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	thousand three hundred and seventy-two (2372), two thousand three hundred and seventy-four (2374), six hundred (600), six hundred and eight (608), six hundred and eleven (611), six hundred and fifteen (615), six hundred and thirty-three (633), nine hundred and twenty-six (926), two thousand and three (2003), five thousand six hundred and twenty-six (5626), of the code, to amend the law as it appears in section six hundred and two (602), of the supplement to the code and to amend section three (3) of chapter one hundred and fourteen (114), section eight (8) of chapter sixty-eight (68), and section three (3) of chapter forty-three (43), acts of the Thirtieth General Assembly; relating to legal publications. Approved April 10, A. D. 1906.....	H. F. 244	7
10	An act repealing the law as it appears in section two hundred fifty-six-a (256-a) of the supplement to the code, relating to the election and terms of judges of the superior court and enacting a substitute therefor. Approved April 30, A. D. 1906.....	S. F. 352	10
11	An act to amend section three hundred and eight (308) of the supplement to the code relating to the compensation of county attorney. Approved April 9, A. D. 1906.....	H. F. 53	10
12	An act to amend section four hundred and ten (410), and to repeal section four hundred and eleven (411), of the code, and to enact a substitute therefor, relating to the election and terms of office of county supervisors. Approved April 10, A. D. 1906.....	S. F. 342	11
13	An act to amend division twenty (20) of section four hundred and twenty-two (422) of the code relating to the powers of the board of supervisors. Approved March 21, A. D. 1906.....	S. F. 187	11
14	An act to amend the law as it appears in section seven hundred and twenty-nine (729) of the supplement to the code, and four hundred and twenty-two (422) of the code, relating to powers of trustees of public libraries and to provide for the use of same by residents outside the corporate limits of the town or city in which the library is located. Also additional to title four (4) chapter ten (10) of the code, relating to powers of township trustees. [Also additional to chapter four (4) of title five (V) of the code relating to general powers of cities and towns.] Approved April 5, A. D. 1906.....	S. F. 159	12
15	An act to amend the law as it appears in section four hundred and forty-one (441) of the supplement to the code in relation to official newspapers. Approved April 10, A. D. 1906.....	S. F. 16	13
16	An act to amend section four hundred and ninety-eight (498) of the code, requiring county recorders to keep a fee book and make a permanent record of all fees charged. Approved April 10, A. D. 1906.....	H. F. 203	13
17	An act to amend section five hundred eighty-five (585) of the code relating to townships and township officers. Approved February 26, A. D. 1906.....	H. F. 32	14
18	An act relative to the transfer of funds raised by township for the purpose of building public halls. Additional to chapter ten (10) title four (4) of the code, [relating to townships and township officers.] Approved April 10, A. D. 1906.....	H. F. 366	14
19	An act amending section six hundred and twenty-two (622) of the code in relation to the severance of territory from towns and cities. Approved February 17, A. D. 1906.....	S. F. 62	
20	An act to amend section seven hundred and twenty-two (722) of the code, relative to the condemnation of property by cities and towns, for the purpose of constructing and maintaining dams across the waters and water courses of the state, in forming reservoirs and sources of water to supply water works or plants. Approved March 30, A. D. 1906.....	H. F. 75	15
21	An act to repeal the law as it appears in section seven hundred and thirty-two (732) of the supplement to the code, and to repeal chapter thirty-eight (38) of the laws of the Thirtieth General Assembly, and to enact substitutes therefor, relative to the levy of taxes for library purposes. Approved March 30, A. D. 1906.....	S. F. 61	15



GENERAL LAWS—CONTINUED.

Chap.	Title.	Engrossed Bill.	Page.
22	An act providing for the creation of a hospital board in cities having a population over twelve thousand five hundred, and providing for the construction and maintaining of a hospital therein, and authorizing the creation of an indebtedness therefor and the levy of a tax upon the property in such cities for the payment of said indebtedness, and providing certain conditions under which an indebtedness for this purpose may in cities of the second class exceed one and one-fourth per centum of the actual valuation of property in such cities. [Additional to chapter four (4) of title five (V) of the code, relating to general powers of cities and towns.] Approved April 9, A. D. 1906.....	H. F. 381	16
23	An act to amend the law as it appears in section seven hundred and forty-five (745) of the supplement to the code, relating to the purchase or erection of water works by cities and conferring additional powers with reference thereto. Approved April 5, A. D. 1906.....	S. F. 134	18
25	An act to repeal chapter thirty-one (31) of the laws of the Thirtieth General Assembly and to enact a substitute therefor relating to sewers in cities and in incorporated towns. Approved April 9 A. D. 1906.....	H. F. 187	19
25	An act to amend section eight hundred one (801) of the code relating to street improvements, sewers and preliminary notices of sewer improvements. Approved April 9, A. D. 1906.....	S. F. 349	20
26	An act granting additional powers to cities of the first class in levying taxes and providing means for the making, reconstruction, or repair of main sewers, defining main sewers, and making certain parts of the code applicable thereto. [Additional to chapter seven (7) of title five (V) of the code, relating to street improvements, sewers and special assessments.] Approved April 9, A. D. 1906.....	H. F. 283	20
27	An act to amend section eight hundred fifty-five (855) of the code, relative to park commissioners and their powers. Approved April 5, A. D. 1906.....	S. F. 218	21
28	An act to amend the law as it appears in chapter thirty-six (36) of the laws of the Thirtieth General Assembly relating to park commissioners. Approved April 5, A. D. 1906.....	S. F. 224	21
29	An act to amend section nine hundred and two (902) of the code, [relative to certification and collection of city or town assessments and taxes and the payment thereof to the city or town.] Approved March 23, A. D. 1906.....	H. F. 214	22
30	An act to amend sections nine hundred and twenty-two (922), nine hundred twenty-three (923), and nine hundred twenty-four (924) of the code relating to the platting of land by the county auditor. Approved April 5, A. D. 1906.....	H. F. 286	22
31	An act to amend section nine hundred and seventy-five (975) of the code relating to delinquent taxes in cities under special charter. Approved March 15, A. D. 1906.....	H. F. 107	23
32	An act in relation to penalty on unpaid taxes in cities acting under special charters [Additional to chapter fourteen (14) of title five (V) of the code, relating to cities under special charter.] Approved April 5, A. D. 1906.....	H. F. 196	23
33	An act relating to the assessment and taxation of property in special charter cities. [Additional to chapter fourteen (14) of title five (V) of the code,] and providing that section thirteen hundred and five (1305) of the code shall not apply to such cities. Approved March 23, A. D. 1906.....	H. F. 208	24
34	An act to provide for the publication of municipal accounts and to establish a uniform system of accounts, reports and audit in cities and towns. [Additional to title five (V) of the code relating to city and town government.] Approved April 5, A. D. 1906.	S. F. 152	2

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Chap.	Title.	Engrossed Bill.	Page.
35	An act to secure in matters of religion a free exercise of religious preference and practice to all inmates of state, county and city institutions maintained for the detention of persons held by committal or confinement in any state, county or city institution whether penal, correctional, charitable or educational, or in any place of confinement maintained and supported by public funds. [Additional to titles five (V), twelve (XII), thirteen (XIII), and twenty-six (XXVI) of the code.] Approved April 10, A. D. 1906.....	H. F. 338	26
36	An act to repeal sections one thousand and fifty-seven (1057), one thousand and sixty-four (1064), one thousand and sixty-five (1065), one thousand and sixty-six (1066), one thousand and seventy (1070), and one thousand and seventy-one (1071), and to enact substitutes therefor, relating to the election of officers and the terms of office. Approved April 10, A. D. 1906.....	H. F. 330	27
37	An act to amend section ten hundred and sixty (1060) of the code, and to repeal section ten hundred and seventy-four (1074) of the code and to enact a substitute therefor, relating to the election and terms of office of township trustees. Approved April 10, A. D. 1906.....	H. F. 359	28
38	An act to repeal section one thousand sixty-eight (1068) of the code relative to railroad commissioners, and to enact a substitute therefor. Approved April 10, A. D. 1906.....	H. F. 364	28
39	An act to repeal section one thousand and seventy-two (1072) of the code and to enact a substitute therefor, relating to the term of office of county officers. Approved April 10, A. D. 1906.....	H. F. 334	28
40	An act to amend section ten hundred and seventy-six (1076) of the code relating to the registration of voters. Approved February 6, A. D. 1906.....	H. F. 47	29
41	An act to amend section one thousand seventy-six (1076) of the code, relative to the registration of voters. Approved March 30, A. D. 1906.....	S. F. 300	29
42	An act to amend section ten hundred and ninety-three (1093) of the code, relating to election boards. Approved March 23, A. D. 1906.....	H. F. 332	30
43	An act to amend the law as it appears in section eleven hundred and six (1106) of the supplement to the code relating to the form of ballots to be used at elections. Approved April 10, A. D. 1906.....	H. F. 362	30
44	An act to amend sections eleven hundred and nine (1109), eleven hundred and twenty (1120), and eleven hundred and twenty-one of the code, and to amend the law as it appears in sections eleven hundred and six (1106) and eleven hundred and nineteen (1119) of the supplement to the code, relating to elections, form of, and manner of marking the ballots. Approved March 15, A. D. 1906.....	S. F. 43	30
45	An act to amend sections two (2) and five (5) of chapter forty (40) of the acts of the Thirtieth General Assembly, relating to primary elections. Approved April 6, A. D. 1906.....	H. F. 387	31
46	An act to amend section seven (7) chapter forty (40) of the acts of the Thirtieth General Assembly of the state of Iowa, relating to primary elections and the manner in which candidates may procure their names to be placed on the primary ticket; [and to amend section two (2) of chapter forty (40) of the acts of the Thirtieth General Assembly, relating to the time of closing the polls.] Approved March 10, A. D. 1906.....	H. F. 153	32
47	An act to amend section twelve hundred and ninety-three (1293) of the code, relative to the publication of the official ballot. Approved April 10, A. D. 1906.....	S. F. 295	32
48	An act to amend section thirteen hundred and four (1304) of the code, so as to exempt from taxation the accumulations and funds of fraternal beneficiary associations. Approved April 10, A. D. 1906.....	S. F. 283	33

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Chap.	Title.	Engrossed Bill.	Page.
49	An act to repeal section thirteen hundred and six-b (1306-b) of the supplement to the code, and chapter forty-three (43) of the acts of the Thirtieth General Assembly, and to enact a substitute therefor relating to the limit of indebtedness of municipal corporations. Approved March 30, A. D. 1906.....	H. F. 119	33
50	An act to amend section thirteen hundred and twenty-two (1322) of the code, relating to the taxation of national, state and savings banks and shares of stocks therein. Approved April 10, A. D. 1906.....	S. F. 336	34
51	An act to repeal section thirteen hundred and ninety-one (1391) of the code, relating to delinquent taxes and to enact a substitute therefor. Approved April 10, A. D. 1906.....	S. F. 231	35
52	An act to encourage the planting of forest and fruit trees in the state of Iowa. [Additional to chapter one (1) of title seven (VII) of the code relating to assessment of taxes.] Approved April 10, A. D. 1906.....	H. F. 209	35
53	An act to amend section one thousand four hundred and seven (1407) of the code relating to the collecting of delinquent taxes. Approved February 26, A. D. 1906.....	S. F. 60	37
54	An act to amend section one thousand four hundred sixty-seven (1467) of the code, relative to assessment and collection of collateral inheritance tax. Approved February 26, A. D. 1906.....	S. F. 125	37
55	An act to amend section one thousand four hundred sixty-seven (1467) of the code relating to assessment and collection of collateral inheritance tax. Approved March 10, A. D. 1906.....	S. F. 122	37
56	An act to amend section fifteen hundred and thirty (1530) of the supplement to the code, giving boards of supervisors power to levy additional mill. Approved April 5, A. D. 1906.....	H. F. 39	38
57	An act to amend the law as it appears in section fifteen hundred and thirty-three (1533) of the supplement to the code. [Relative to the appointment of superintendents of roads.] Approved March 10, A. D. 1906.....	S. F. 138	38
58	An act to amend the law as it appears in sections fifteen hundred and thirty-three (1533) and fifteen hundred and forty-a (1540-a) of the supplement to the code, relating to the collection of road taxes. Approved April 9, A. D. 1906.....	H. F. 379	39
59	An act to amend section fifteen hundred and thirty-eight (1538) of the code, relating to the compensation of the trustees and township clerk. Approved April 5, A. D. 1906.....	S. F. 191	39
60	An act relating to the collection of poll tax and amending section fifteen hundred fifty (1550) of the code. Approved March 30, A. D. 1906.....	S. F. 203	39
61	An act to amend section fifteen hundred and sixty-six "a" (1566-a) of the supplement to the code, relating to publication of itemized accounts of township officers. Approved April 5, A. D. 1906.....	H. F. 299	40
62	An act to provide for improving the public highways by the use of the road drag. [Additional to chapter two (2) of title eight (VIII) of the code, relative to working roads.] Approved February 14, A. D. 1906.....	H. F. 15	40
63	An act to encourage the use of wagons with wide tires on public highways and providing for a rebate of a portion of their road tax to persons using wagons with tires not less than three inches in width when hauling heavy loads on the public highways of this state. [Additional to chapter two (2) of title eight (VIII) of the code, relative to working roads.] Approved March 10, A. D. 1906.....	S. F. 6	41
64	An act to amend section sixteen hundred twelve (1612) of the code and providing for service of notice or process on certain corporations by adding to said section the following. Approved April 10, A. D. 1906.....	H. F. 103	41

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Chap.	Title.	Engrossed Bill.	Page.
65	An act to provide for the renewal or extension of the corporate period of state and savings banks. [Additional to the law as it appears in section sixteen hundred and eighteen (1618) of the supplement to the code, relative to renewal of corporations.] Approved April 10, A. D. 1906.....	S. F. 215	42
66	An act to amend the law as it appears in section sixteen hundred and fifty-seven-d (1657-d) of the supplement to the code, relating to the agricultural convention. Approved April 10, A. D. 1906..	S. F. 110	43
67	An act to amend section sixteen hundred fifty-seven n (1657-n), chapter (3) of title nine (IX) of the supplement to the code, relating to salary of secretary of state agricultural department. Approved April 6, A. D. 1906 .....	H. F. 323	43
68	An act to amend section sixteen hundred eighty-nine (1689) of the code relating to mutual insurance companies. Approved March 23, A. D. 1906.....	H. F. 199	43
69	An act to amend section one thousand seven hundred nine (1709) of the supplement to the code relative to the insurance of live stock. Approved February 28, A. D. 1906.....	H. F. 269	44
70	An act to amend section seventeen hundred nine (1709) and seventeen hundred ten (1710) of the supplement to the code as amended by the acts of the Thirty-first General Assembly, relative to insurance other than life. Approved April 9, A. D. 1906.	S. F. 353.	44
71	An act to amend the law as it appears in section seventeen hundred nine (1709) of the supplement to the code and to repeal the law as it appears in section seventeen hundred ten (1710) of the supplement to the code and to enact a substitute therefor, and relating to insurance other than life. Approved March 30, A. D. 1906.	H. F. 5	45
72	An act to amend the law as it appears in section seventeen hundred nine (1709) of the supplement to the code relating to insurance. Approved March 30, A. D. 1906.....	H. F. 257	46
73	An act to repeal section seventeen hundred and thirty-seven (1737) of the code, relating to the publication of certificates of compliance of companies transacting the business of insurance other than life and enacting a substitute therefor. Approved April 10, 1906 .....	H. F. 270	46
74	An act to provide that life insurance companies may transact health, accident and employers' liability insurance. [Additional to chapter (3) of title nine (IX) of the code, relating to life insurance companies.] Approved April 10 A. D. 1906..	S. F. 315	47
	An act to repeal the law as it appears in section seventeen hundred and eighty-four (1784) of the supplement to the code, relating to assessment life insurance associations, and enact [a] substitute thereof [therefor.] Approved March 23, A. D. 1906 .....	H. F. 198	47
76	An act to repeal the law as it appears in sections seventeen hundred eighty-four-a (1784-a) to seventeen hundred eighty-four-o (1784-o) inclusive, supplement to the code, relating to stipulated premium and assessment life insurance associations. Approved March 15, A. D. 1906.....	H. F. 197	48
77	An act to amend the law which appears as section eighteen hundred and six (1806) supplement to the code, relating to the investment of funds of insurance companies and associations. Approved March 10, A. D. 1906.....	H. F. 57	48
78	An act to amend section eighteen hundred and fifty (1850) of the code in relation to the investment of funds of savings banks. Approved March 15, A. D. 1906.....	H. F. 58	50
79	An act to amend section eighteen hundred sixty-nine (1869) of the code and providing a penalty for the crime of embezzlement stated therein. Approved February 19, A. D. 1906.....	S. F. 40	50
80	An act amending section eighteen hundred and seventy-one (1871) of the code, relating to the examination of state and savings banks. Approved March 23, A. D. 1906.....	S. F. 117	51
81	An act to amend the law which appears as chapter sixty-four (64) acts of the Thirtieth General Assembly, relating to bank examiners and fees Approved April 10, A. D. 1906 .....	H. F. 51	51

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Chap.	Title.	Engrossed Bill.	Page.
82	An act to amend sections one thousand nine hundred and sixty-eight (1968), one thousand nine hundred and sixty-nine (1969), one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972), of the code relative to the drainage of lead and zinc mines. Approved March 15, A. D. 1906.....	H. F. 190	51
83	An act to repeal sections nineteen hundred and seventy-six (1976), nineteen hundred and seventy-nine (1979), nineteen hundred and eighty-two (1982), and nineteen hundred and eighty-four (1984) of the code and to enact substitutes therefor and to amend sections nineteen hundred and seventy-seven (1977) and nineteen hundred and eighty-six (1986) of the code, relating to levees built by the United States. Approved February 19, A. D. 1906.	S. F. 89	52
84	An act amendatory of the law as it appears in chapter sixty-eight (68) of the Thirtieth General Assembly, relating to levees, ditches, drains and water courses, and amending sections two (2), five (5), twenty-eight (28), forty-two (42), forty-four (44) and forty-eight (48) of said act. Approved April 9, A. D. 1906.....	S. F. 252	53
85	An act to amend chapter sixty-eight (68) of the laws of the Thirtieth General Assembly relative to the establishment of levees, ditches, drains and water courses. Approved March 10, A. D. 1906....	H. F. 227	55
86	An act providing for the payment of preliminary expenses in connection with drainage districts, and making suitable provision for same. [Additional to chapter two (2) of title ten (X) of the code, and chapter sixty-eight (68) of the acts of the Thirtieth General Assembly, relating to levees, drains, ditches and water courses.] Approved February 22, A. D. 1906.....	H. F. 128	56
87	An act to amend the law as it appears in section two thousand and twenty-six (2026) of the supplement to the code, relating to street railways over highways. Approved April 9, A. D. 1906..	S. F. 347	57
88	An act to amend section two thousand and fifty-two (2052) of the code relating to the collection of fees in the office of the secretary of state. Approved March 30, A. D. 1906.....	H. F. 171	57
89	An act to repeal chapter seventy-four (74) of the laws of the Thirtieth General Assembly relating to common carriers and additional to section two thousand and seventy-four (2074) of the code and to provide a substitute therefor. Approved March 30, A. D. 1906.....	H. F. 26	58
90	An act making it unlawful for any steam railway or interurban railway doing business within the state, or any officer, agent or representative thereof, to issue, give or offer to any city, county, district, state or federal officer, including judges and members of the general assembly, or to any candidate to a political convention to use in attending such convention or return therefrom, or to any member of any political committee or employe thereof, or to any candidate for a city, county, district, state or federal office, or to jurors in state or federal courts, any free pass, ticket or other privilege at rates less than charged the public. And prohibiting any city, county, district, state or federal officer, and any delegate to a county, district or state political convention, and any candidate for a county, district, state or federal office, and any member of any political committee or any employe thereof, and any juror in state or federal courts, to request or use any such free pass, ticket or privilege, sold or conferred at a less rate than the rate charged the public, over any steam railroad or interurban railroad, and providing a penalty therefor. [Additional to chapter seven (7) of title ten (X) of the code relating to regulation of carriers by railway.] Approved April 5, A. D. 1906.....	S. F. 12	59

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Chap.	Title.	Engrossed Bill.	Page.
91	An act additional to and amendatory of chapter one (1) of title eleven (XI) of the code, and the law as it appears in chapter one (1) title eleven (XI) of the supplement to the code and chapter seventy-seven (77) of the acts of the Thirtieth General Assembly relative to the state military force and Iowa national guard. [Amending sections twenty-one hundred and ninety-two (2192) and twenty-two hundred and one (2201) of the code, amending the law as it appears in section twenty-two hundred and eleven (2211) of the supplement to the code, and sections one (1), two (2), three (3), nine (9), eleven (11) and thirteen (13) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly, repealing sections twenty-one hundred and ninety (2190) and twenty-one hundred and ninety-one (2191) of the code, and enacting substitutes therefor, repealing the law as it appears in sections twenty-one hundred and seventy-four (2174), twenty-two hundred and three (2203) and twenty-two hundred and four (2204) of the supplement to the code, and sections four (4) and five (5) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly, and enacting substitutes therefor, and repealing section twenty-one hundred and eighty-nine (2189) of the code, and the law as it appears in section seven (7) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly.] Approved April 5, A. D. 1906.....	S. F. 279	60
92	An act to provide for the care and removal to their place of legal settlement of non-resident insane and for the payment of the expenses thereof and repealing the law as it appears in section twenty-seven hundred and twenty-seven-a28 (2727-a28) of the supplement to the code and all acts and parts of acts in conflict with this act, (and amending section twenty-two hundred and eighty-three (2283) of the code. Approved April 9, A. D. 1906.	S. F. 247	64
93	An act to repeal section two thousand two hundred and eighty-seven (2287) of the code and chapter seventy-nine (79) of the acts of the Thirtieth General Assembly amending said section and to enact a substitute therefor in regard to the capture and return of patients escaped from hospitals for the insane and the payment of the expenses thereof. Approved April 9, A. D. 1906....	S. F. 246	65
94	An act to repeal section twenty-two hundred and ninety-two (2292) of the code and to enact a substitute therefor relating to the expense of the insane and of inebriates and the time and manner of certifying the same to the county auditor and the auditor of state and the payment of same. Approved April 10, A. D. 1906.....	S. F. 320	66
95	An act to amend chapter eighty (80) of the acts of the Thirtieth General Assembly in regard to the admission of patients in hospitals for inebriates. Approved April 9, A. D. 1906.....	S. F. 216	67
96	An act to amend section fifteen (15) of chapter eighty (80), acts of the Thirtieth (30) General Assembly relating to the state hospital for inebriates. Approved March 15, A. D. 1906.....	H. F. 250	67
97	An act to provide for the payment of certain expenses of indigent patients paroled or discharged from the state hospital for inebriates at Knoxville, and the hospital for female inebriates. [Additional to the law as it appears in chapter 2-A (2-A) of title twelve (XII) of the supplement to the code and chapter eighty (80) of the acts of the Thirtieth General Assembly, relating to the detention and treatment of dipsomaniacs, inebriates or those addicted to the excessive use of narcotics.] Approved April 9, A. D. 1906.....	S. F. 32	68
98	An act to repeal sections two thousand three hundred forty-one (2341) and two thousand three hundred and forty-two (2342) of the code, relative to the registration and publication of pedigrees, and to enact a substitute therefor. Approved April 10, A. D. 1906.....	S. F. 109	68
99	An act to amend section twenty-four hundred and thirty-nine (2439) of the code, relative to the collection of the mulct tax. Approved April 5, A. D. 1906.....	H. F. 229	69

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Chap.	Title.	Engrossed Bill.	Page.
100	An act to amend the law as it appears in section twenty-four forty-eight (2448) of the code, relating to the establishment of saloons within certain distances of specified buildings and places, and to include cemeteries among the places affected by the provisions of said section. Approved April 5, A. D. 1906.....	S. F. 239	70
101	An act to amend section twenty-four hundred and fifty (2450) of the code relating to the sale of intoxicating liquors under the mulct law. Approved April 5, A. D. 1906.....	S. F. 276	71
102	An act to amend section two thousand four hundred sixty-nine (2469), and to amend the law as it appears in section two thousand four hundred seventy (2470) of the supplement to the code, relating to the bureau of labor statistics. Approved April 10, A. D. 1906.....	S. F. 307	71
103	An act to regulate the employment of child labor and to provide for the enforcement thereof. [Additional to chapter eight (8) title twelve (XII) of the code.] Approved April 10, A. D. 1906.	H. F. 74	71
104	An act to repeal sections twenty-five hundred (2500), twenty-five hundred and one (2501), and twenty-five hundred and two (2502) of the code relating to geological surveys and the duties of the state geologist, and to enact a substitute therefor. Approved April 10, A. D. 1906.....	H. F. 274	73
105	An act to amend sections one (1) and nine (9) of chapter eighty-seven (87) of the acts of the Thirtieth General Assembly, in relation to the inspectors of petroleum and its products. Approved April 10, A. D. 1906.....	S. F. 308	74
106	An act to regulate the sale of gasoline and providing penalty for violation thereof. [Additional to chapter eleven (11) of title twelve (XII) of the code, relating to petroleum products.] Approved March 30, A. D. 1906.....	S. F. 141	74
107	An act defining the powers of the state food and dairy commissioner, his deputy and assistants. [Additional to chapter thirteen (13) of title twelve (XII) of the code, relating to the dairy commissioners and imitation dairy products.] Approved March 17, A. D. 1906.....	S. F. 157	75
108	An act for the protection of birds, their nests and eggs, the whole being additional to chapter fifteen (15), title twelve (XII) of the code. Approved April 5, A. D. 1906.....	S. F. 126	75
109	An act to require and regulate the registration of births and deaths in the state of Iowa, and to repeal section two thousand five hundred sixty-six (2566) and two thousand five hundred sixty-seven (2567) of the code, and to repeal chapter one hundred (100) laws of the Thirtieth (30) General Assembly. Approved April 10, A. D. 1906.....	H. F. 86	77
110	An act to amend section two thousand five hundred sixty-seven (2567) of the code so as to include the reporting of divorces and to change the time of reporting marriages and divorces to the state board of health. Approved February 22, A. D. 1906.....	H. F. 59	78
111	An act to repeal the law as it appears in section two thousand five hundred and seventy-a (2570-a) of the supplement to the code and chapter ninety-eight (98) laws of the Thirtieth General Assembly, relating to quarantine, the care of infected persons and the payment of expenses incurred thereby and to enact a substitute therefor. Approved March 21, A. D. 1906.....	S. F. 91	79
112	An act to amend sections twenty-five hundred and seventy-five-c (2575-c), twenty-five hundred and seventy-five-d (2575-d), twenty-five hundred and seventy-five-e (2575-e) and twenty-five hundred and seventy-five-f (2575-f) of chapter sixteen-A (16-A) title twelve (XII) of the supplement to the code, relative to bringing into the state nursery stock. Approved April 5, A. D. 1906.....	H. F. 280	80
113	An act to amend chapter one hundred and one (101) laws of the Thirtieth General Assembly, relating to the establishing and maintaining a state board of health laboratory at Iowa City. Approved April 9, A. D. 1906.....	H. F. 126	80

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Chap.	Title.	Engrossed Bill.	Page.
114	An act to amend the law as it appears in section two thousand five hundred and seventy-six (2576) of the supplement to the code so as to change the dates of the meetings of the state board of medical examiners. Approved February 26, A. D. 1906....	S. F. 76	81
115	An act to repeal the law as it appears in section twenty-five hundred and eighty-nine (2589) of the supplement to the code, and section twenty-five hundred and ninety (2590) of the code, and to enact a substitute therefor relative to the examination of pharmacists and their assistants. Approved March 30, A. D. 1906.....	S. F. 64	81
116	An act amendatory to and additional to the law as it appears in title twelve (XII) of chapter nineteen-A (19-A) repealing section twenty-six hundred-i (2500-i) and enacting a substitute therefor and amending section twenty-six hundred-h (2600-h) of the supplement to the code, relative to the practice of dentistry, recognizing certificates of dental examiners of other states and territories, and providing for certificates of removal of dentists from the state. Approved March 30, A. D. 1906.....	H. F. 16	82
117	An act to amend section twenty-six hundred and four (2604) of the supplement to the code in relation to salary of commandant of the Iowa soldiers home. Approved April 10, A. D. 1906.....	H. F. 225	83
118	An act to amend the law as it appears in section twenty-six hundred and four (2604) of the supplement to the code, relating to officers of the Iowa soldiers' home. Approved April 10, A. D. 1906.....	H. F. 267	83
119	An act to amend section twenty-six hundred and six (2606) of the code relating to the rules for admission to the soldier's home. Approved April 5, A. D. 1906.....	S. F. 249	83
120	An act providing for the prevention of tuberculosis and for the establishment, location, erection and operation of a state sanitarium for the treatment of persons having incipient pulmonary tuberculosis and making appropriations therefor, and repealing acts in conflict herewith. [Additional to title twelve (XII) of the code, and to the law as it appears in chapter eleven-B (11-B) of title thirteen (XIII) of the supplement to the code.] Approved April 9, A. D. 1906.....	H. F. 75	84
121	An act to amend section two thousand six hundred twenty five (2625) of the code relative to superintendent of public instruction and his reports. Approved March 30, A. D. 1906.....	S. F. 309	87
122	An act to repeal sections twenty-six hundred thirty-two (2632), twenty-seven hundred thirty-four (2734), twenty-seven hundred thirty-five (2735), twenty-seven hundred thirty-six (2736), twenty-seven hundred thirty-seven (2737) of the code, and sections twenty-seven hundred thirty-four (2734), twenty-seven hundred thirty-six (2736), twenty-seven hundred thirty-seven (2737), of the supplement to the code, and to define the qualifications of county superintendents; to provide for the examination and certification of teachers for the public schools; the classification of teacher's certificates, and the registration of the same. Approved April 5, A. D. 1906.....	S. F. 30	87
123	An act to amend section two thousand six hundred forty-one (2641) of the code, relative to the reports of the state university. Approved March 30, A. D. 1906.....	S. F. 301	91
124	An act to provide for the establishment of a course of practical and scientific instruction and investigation in the art of clay working and ceramics including the manufacture and use of cements and allied industries in the Iowa state college of agriculture and mechanic arts. [Additional to chapter four (4) of title thirteen (XIII) of the code, relating to the state college of agriculture and mechanic arts.] Approved April 10, A. D. 1906.....	H. F. 360	91
125	An act to amend section two thousand six hundred eighty (2680) of the code, relative to the normal school and to the biennial reports to the governor. Approved March 30, A. D. 1906.....	S. F. 303	92
126	An act to amend the law as it appears in section two thousand six hundred and eighty-five (2685) of the supplement to the code relating to admission to the Iowa soldiers' orphans' home. Approved February 19, A. D. 1906.....	S. F. 81	92



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Chap.	Title.	Engrossed Bill.	Page.
127	An act providing for the placing by adoption and contract and for the care and protection of children of the Iowa soldiers' orphans' home, and to repeal section twenty-six hundred and ninety (2690) of the code and other acts and parts of acts in conflict with this act. Approved April 5, A. D. 1906.....	S. F. 182	92
128	An act to repeal section twenty-seven hundred and four (2704) of the supplement to the code and to enact a substitute therefor relating to the placing under contract of boys and girls committed to the industrial school. Approved April 5, A. D. 1906.....	S. F. 183	93
129	An act to amend the law as it appears in section two thousand seven hundred and eight (2708) of the supplement to the code so as to raise the age of commitment of females to the industrial school to eighteen years. Approved April 5, A. D. 1906.....	S. F. 100	94
130	An act to repeal section twenty-seven hundred thirteen (2713) of the supplement to the code and to increase the fund for the support of the industrial school and to fix the minimum monthly allowance for each department thereof. Approved April 9, A. D. 1906.....	S. F. 170	94
131	An act to amend section two thousand seven hundred seventeen (2717) of the code, relative to the college for the blind, and reports to the governor. Approved March 30, A. D. 1906.....	S. F. 304	95
132	An act to repeal section twenty-seven hundred twenty-six (2726) of the code and to enact a substitute therefor relating to the expense of inmates of the school for the deaf, and the time and manner of certifying the same to the county auditor and the auditor of state, and the payment of same. Approved April 10, A. D. 1906.....	S. F. 319	96
133	An act to amend the law as it appears in section twenty-seven hundred and twenty-seven-c (2727-c) of the supplement to the code relating to salaries. Approved March 30, A. D. 1906.....	S. F. 142	96
134	An act appropriating money for the inspection of county and private institutions in which insane persons are kept, and associations, societies and homes receiving friendless children. [Additional to the law as it appears in chapter eleven-B (11-B) of title thirteen (XIII) and chapter eight-A (8-A) of title sixteen (XVI) of the supplement of the code.] Approved April 10, A. D. 1906.....	S. F. 333	97
135	An act to amend section two thousand seven hundred twenty-seven (2727) of the code relative to terms of office of trustees of county high schools. Approved April 10, A. D. 1906.....	S. F. 345	97
136	An act to amend the law as it appears in sections twenty-seven hundred thirty-nine (2739); twenty-seven hundred sixty-two (2762); twenty-seven hundred sixty-four (2764); twenty-seven hundred sixty-five (2765); twenty-seven hundred sixty-nine (2769); twenty-seven hundred seventy-three (2773); twenty-seven hundred eighty-five (2785); twenty-eight hundred (2800); twenty-eight hundred and one (2801); and twenty-eight two (2802) of the code and the law as it appears in sections twenty-seven hundred-fifty (2754) and twenty-eight hundred six (2806) of the supplement of the code; and to appeal sections twenty-seven hundred fifty-seven (2757) and twenty-seven hundred ninety-three (2793) of the code and enact substitutes therefor, relative to the school year, organization and meetings of school boards, reports of school officers and the changing of boundaries of school corporations. Approved March 10, A. D. 1906.....	S. F. 27	98
137	An act to amend section twenty-seven hundred fifty-eight (2758) of the code relative to the qualifications of school directors. Approved March 17, A. D. 1906.....	S. F. 316	100
138	An act to repeal section twenty-seven hundred and sixty-three (2763) of the code, relating to notice of special meetings, and to enact a substitute therefor. Approved April 9, A. D. 1906.....	H. F. 391	101
139	An act to amend section twenty-seven hundred and sixty-eight (2768) of the code in relation to school building funds. Approved March 23, A. D. 1906.....	S. F. 96	101

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Chap.	Title.	Engrossed Bill.	Page.
140	An act to repeal section twenty-eight hundred and twelve-b (2812-b) of the supplement to the code, relating to school district bonds, and to enact a substitute therefor. Approved April 9, A. D. 1906.....	H. F. 390	102
141	An act to provide for the organization of consolidated independent districts additional to title thirteen (XIII) chapter fourteen (14) of the code. Approved April 5, A. D. 1906.....	S. F. 214	103
142	An act providing for the care and permanent preservation of the public archives, and making an appropriation therefor. [Additional to chapter seventeen (17) of title thirteen (XIII) of the code and chapter seventeen-A (17-A) of the supplement to the code, relating to state library and historical collections.] Approved April 10, A. D. 1906.....	H. F. 129	104
143	An act to amend the law relative to appropriation for law library as it appears in section two thousand eight hundred eighty-one-e (2881-e), of the supplement to the code. Approved March 21, A. D. 1906.....	S. F. 237	105
144	An act relating to gifts, devises or bequests of state institutions. [Additional to chapter three (3) of title fourteen (XIV) of the code, relating to perpetuities and gifts.] Approved February 26, A. D. 1906.....	S. F. 140	105
145	An act to amend section number twenty-nine hundred and forty-one (2941) of the code relative to recording instruments affecting lots in cities and towns or villages, in separate books. Approved February 22, A. D. 1906.....	H. F. 115	105
146	An act to legalize acknowledgments of instruments in writing heretofore taken by notaries public. [Additional to section twenty-nine hundred and forty-two (2942) of the code.] Approved March 21, A. D. 1906.....	S. F. 244	106
147	An act to repeal the law as it appears in section three thousand and sixteen (3016) of the supplement to the code relating to bushel by weight, and to enact a substitute therefor. Approved April 10, A. D. 1906.....	H. F. 368	106
148	An act to amend section three thousand and forty-seven (3047) of the code relating the assignment of wages. Approved April 5, A. D. 1906.....	H. F. 175	108
149	An act to amend the law as it appears in section thirty hundred and sixty-a-one hundred and thirty-two (3060-a-132) of the supplement to the code, relating to negotiable instruments. Approved February 14, A. D. 1906.....	H. F. 117	108
150	An act in relation to a lost, stolen or destroyed note, bond, bill of exchange, draft, certificate of deposit or other evidence of indebtedness and prescribing how action may be brought thereon. (Additional to chapter three (3) of title fifteen (XV) of the code and to the law as it appears in chapter three-A (3-A) of title fifteen (XV) of the supplement to the code, relating to notes and bills.) Approved April 10, A. D. 1906.....	S. F. 285	109
151	An act relating to the time of bringing actions against estates of decedents and additional to section thirty-four hundred and forty-seven (3447) of the code. Approved March 10, A. D. 1906.	H. F. 12	109
152	An act providing limitations for the commencement of actions, relative to real property, additional to chapter two (2) title eighteen (XVIII) of the code. Approved March 23, A. D., 1906.....	H. F. 23	109
153	An act to amend section three thousand four hundred and ninety-four (3494) as the same appears in the supplement to the code, relating to the place of bringing actions. Approved March 30, A. D., 1906.....	H. F. 301	110
154	An act to amend section three thousand five hundred forty (3540) of the code, in relation to the publication of original notices in commencement of actions against unknown defendants, and length of publication. Approved February 26, A. D., 1906....	S. F. 71	110
155	An act to amend section thirty-six hundred and fifty-two (3652) of the code, relating to trial judgment. Approved February 14, A. D., 1906.....	S. F. 28	111

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Chap.	Title.	Engrossed Bill.	Page.
156	An act to amend chapter twelve (12) title eighteen (18) of the code, and to determine the priority of certain claims in the distribution of property in the hands of receivers. Approved March 30, A. D. 1906.....	H. F. 114	111
157	An act to amend section four thousand twenty-five (4025) of the code in relation to notice to defendant in sales under execution. Approved March 15, A. D., 1906.....	S. F. 154	111
158	An act to amend section four thousand one hundred and fourteen (4114) of the code relating to notice of appeal. Approved April 10, A. D. 1906.....	H. F. 306	112
159	An act to repeal section forty-six hundred and thirty-three (4633) of the code and to enact a substitute therefor, providing for recording in the county recorders' offices, United States and state patents, and certified copies of such patents and making such reports and certified copies thereof competent evidence. Approved February 6, A. D., 1906.....	H. F. 83	112
160	An act to amend section forty-eight hundred and twenty-one (4821) of the code, relating to hunting on enclosed land. Approved February 26, A. D. 1906.....	H. F. 138	112
161	An act to amend section number forty-eight hundred and twenty-two (4822) of the code, relating to malicious injury to buildings and fixtures. Approved April 9, A. D. 1906.....	H. F. 325	113
162	An act providing punishment for the injury or destruction of sidewalks. [Additional to chapter four (4) of title twenty-four (24) of the code ] Approved February 22, A. D. 1906.....	H. F. 66	113
163	An act to amend chapter five (5) of title (XXIV) of the code, relating to larceny. Approved April 10, A. D., 1906.....	S. F. 274	114
164	An act to amend section four thousand nine hundred and thirty-six (4936) of the code relating to incest. Approved February 14, A. D., 1906.....	S. F. 15	114
165	An act punishing any person who shall ask, request, or solicit another to have carnal knowledge with any female, for a consideration or otherwise. [Additional to chapter nine (9) of title twenty-four (XXIV) of the code, relating to offenses against chastity, morality and decency.] Approved April 5, A. D., 1906.....	H. F. 100	114
166	An act to prevent the adulteration, misbranding and imitation of foods, to change the name of the office of "state dairy commissioner" to that of "state food and dairy commissioner", and to define his duties; and repealing sections four thousand nine hundred eighty-two (4982), four thousand nine hundred and eighty-four (4984), four thousand nine hundred and eighty-seven (4987), four thousand nine hundred and ninety-three (4993), four thousand nine hundred and ninety-four (4994), four thousand nine hundred and ninety-five (4995), four thousand nine hundred and ninety-six (4996), four thousand nine hundred and ninety-seven (4997), four thousand nine hundred and ninety-eight (4998) of the code, and sections four thousand nine hundred and eighty-four "a" (4934-a) and four thousand nine hundred and eighty-four "b" (4984-b), as they appear in the supplement to the code; and amending section four thousand nine hundred and eighty-six (4986) of the code, and making an appropriation for the purpose of carrying out the provisions of this act. Approved February 26, A. D. 1906. ....	S. F. 8	115
167	An act to amend sections forty-nine hundred and eighty-nine (4989) and forty-nine hundred and ninety (4990) of the code, relating to the sale of adulterated milk and cream. Approved March 15, A. D. 1906.....	S. F. 156	118
168	An act to require operators of creameries to pasteurize skimmed milk before delivering the same to any person and providing a penalty for violation thereof. [Additional to chapter ten (10) of title twenty-four (XXIV) of the code, relating to offenses against the public health.] Approved April 5, A. D. 1906.....	S. F. 334	119

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Chap.	Title.	Engrossed Bill.	Page.
169	An act to prohibit unfair commercial discrimination between different sections, communities or localities, or unfair competition, and providing penalties therefor. [Additional to chapter eleven (11) of title twenty-four (XXIV) of the code, relating to offenses against public policy.] Approved April 30, A. D. 1906.....	H. F. 253	119
170	An act to protect the public health and the health of domestic animals by providing for the inspection of registered cattle brought into the state for breeding or dairy purposes. [Additional to chapter eleven (11) of title twenty-four (XXIV) of the code, relating to offenses against public policy.] Approved April 9, A. D. 1906.....	H. F. 412	120
171	An act prohibiting manipulation of the Babcock test or any other contrivance used for determining the quality of milk or cream and providing punishment therefor. [Additional to chapter (13) of title twenty-four (XXIV) relating by false pretenses, gross frauds conspiracy.] Approved March 16, A. D. 1906.	S. F. 163	121
172	An act to amend section five thousand seven hundred and sixteen (5716), of the code and to provide for the compensation of the chaplains of the penitentiaries Approved April 5, A. D. 1906.	S. F. 35	122

## APPROPRIATION ACTS

173	An act to provide for the general levy for state purposes for the year nineteen hundred and six (1906). Approved April 9, A. D. 1906	H. F. 433	123
174	An act making an appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-first General Assembly to visit the several state institutions. Approved March 10, A. D. 1906.....	H. F. 178	123
175	An act making an appropriation to defray the mileage and expenses of the members of the two joint committees appointed by the Thirtieth General Assembly under joint resolutions originating in the senate, numbered six and seven. Approved February 26, A. D. 1906.....	S. F. 104	125
176	An act making an appropriation to cover the deficiency on account of additional employes of the Thirtieth General Assembly, and to pay the additional employes of the Thirty-first General Assembly. Approved February 17, A. D. 1906.....	S. F. 102	126
177	An act to make appropriations for the payment of state and judicial officers, state and other expenses. Approved April 6, A. D. 1906.	S. F. 358	127
178	An act relating to fish and game, and making appropriation for the fish and game commission of the state of Iowa. Approved April 10, A. D. 1906.....	H. F. 167	132
179	An act making appropriations for the construction, repair, improvement and contingent funds for the state hospitals, penitentiaries, industrial schools, institution for the feeble minded, college for the blind, school for the deaf, Iowa soldiers' home, and Iowa soldiers' orphans' home. Approved, April 9, A. D. 1906.....	H. F. 403	133
180	An act making appropriations for the benefit of the industrial school for boys at Eldora. Approved February 17, A. D. 1906..	S. F. 52	137
181	An act for the appointment of state agents for the industrial school and the soldiers' orphan's home, defining their duties and making an appropriation for their salaries and expenses and to repeal chapter 157 of the acts of the Thirtieth General Assembly and other acts in conflict with this act. Approved April 5, A. D. 1906.....	S. F. 181	137
182	An act making appropriations for the Iowa state college of agriculture and mechanic arts, the state university and the state normal school. Approved April 9, A. D. 1906.....	H. F. 400	138
183	An act providing for a levy of a special tax of one-fifth (1-5) of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, repair and improvement of buildings for the state university of Iowa. Approved April 10, A. D. 1906.....	H. F. 207	140

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Chap.	Title.	Engrossed Bill.	Page
184	An act to provide for the erection, repair and equipment of buildings for the Iowa state college of agriculture and mechanic arts. Approved April 10, A. D. 1906.....	H. F. 192	140
185	An act to provide for agricultural extension and experiment work by the Iowa state college of agriculture and mechanic arts, and making an appropriation for the same. Approved April 10, A. D. 1905 .....	H. F. 134	141
186	An act to provide for the erection, repair, improvement and equipment of buildings for the state normal school. Approved April 10, A. D. 1906:.....	H. F. 176	142
187	An act providing for the inside finishing and completion of the historical, memorial and art building. Also for the purchase of steel book stacks, and making an appropriation therefor. Approved April 9, A. D. 1906.....	S. F. 161	143
188	An act to create a legislative commission to examine the subject of all insurance and the practice of the insurance companies doing business in this state and make recommendations concerning the insurance laws and provide a uniform policy for life and fire insurance and report their findings and recommendations to the next general assembly, and for other purposes. Approved April 5, A. D. 1906.....	S. F. 13	143
189	An act making appropriations for the benefit of the Benedict home at Des Moines, the Florence Crittenden home, the boys' and girls' home, and the house of the Good Shepherd at Sioux City and the Dubuque rescue home, and the house of the Good Shepherd at Dubuque, and providing for the method of disbursement and against future appropriations of this kind. Approved April 10, A. D. 1906.....	S. F. 348	145
190	An act appropriating money to pay the expenses of the members of the Iowa Shiloh battlefield monument commission, the Iowa Vicksburg park monument commission, the Iowa Lookout Mountain and Missionary Ridge monument commission, the Iowa Andersonville prison monument commission, speakers and musicians, upon a joint visit to the several fields upon which monuments have been erected under their supervision, for the purpose of dedicating the same. Approved April 5, A. D. 1906.....	S. F. 268	146
191	An act making appropriation for the purchase of twenty-five thousand (25000) railroad commissioners' official maps to be distributed by the members of the general assembly and railroad commissioners. Approved February 26, A. D. 1906..	H. F. 98	146
192	An act making an appropriation of the sum of four thousand nine hundred seventy-eight dollars and twenty-seven cents (\$4,978 27) to Albert B. Cummins, W. B. Martin, B. F. Carrol, and G. S. Gilbertson to reimburse them for funds advanced for the purpose of completing the tabulation of the state census of 1905. Approved February 27, A. D. 1906.....	S. F. 103	147
193	An act providing for placing a statue in bronze of Samuel J. Kirkwood, ex-governor of Iowa, in the national statutory hall in the capitol building at Washington, D. C., and appropriating money to pay therefor. Approved April 5, A. D. 1906.....	H. F. 11	147
194	An act making an appropriation to defray the expenses of the reception tendered Ex-Governor William Larrabee by the Thirty-first General Assembly. Approved February 14, A. D. 1906.....	S. F. 99	148
195	An act making an appropriation to defray the expenses of the reception tendered the governor by the Thirty-first General Assembly. Approved February 14, A. D. 1906.....		49
196	An act to reimburse Charles Youde and G. R. Whitmer for expenses incurred in the election contest from the 80th representative district of Iowa. Approved April 9, A. D. 1906.....	H. F. 344	149

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Chap.	Title.	Engrossed Bill.	Page.
197	An act appropriating the sum of two thousand five hundred dollars (\$2,500) to pay M. H. Byers for his services in prosecuting and collecting the claim of the state of Iowa against the United States government for money expended by the state in aiding the government to equip and place in the field its soldiers for the Spanish war. Approved April 5, A. D. 1906.....	S. F. 139	150
198	An act to reimburse Frank Bristow for injuries sustained while in the employ of the state. Approved April 10, A. D. 1906.....	H. F. 288	151
199	An act to appropriate the sum of seventy-five dollars (\$75) to pay Henry Eylar for money advanced by him to the state of Iowa as rent for certain lake beds situated in Wright county, Iowa. Approved April 9, A. D. 1906.....	S. F. 205	152
200	An act to indemnify L. H. Fenton for personal injury sustained by him while employed at the state hospital for the insane, at Mt. Pleasant, Iowa. Approved April 5, A. D. 1906.....	H. F. 206	152
201	An act to appropriate the sum of one hundred dollars (\$100.00) to pay E. S. Frank for money advanced by him to the state of Iowa as rent for certain lake beds situated in Wright and Hancock counties, Iowa. Approved April 9, 1906.....	S. F. 277	153
202	An act to appropriate the sum of four hundred and forty-one dollars and seventy cents (\$441.70) for the relief of George F. Hunt, late ordnance sergeant in the adjutant general's department of the state of Iowa on account of balance of salary due under joint resolution number nine, acts of the Twenty-Sixth General Assembly, and directing the manner of the payment of such appropriation. Approved April 10, A. D. 1906.....	H. F. 341	153
203	An act appropriating the sum of one thousand dollars (\$1000.00) to be paid to Lena Ness, guardian of Andrew T. Ness for the use and benefit of Andrew T. Ness in settlement of all claims against the state of Iowa by reason of the injury to Andrew T. Ness and damages resulting there from in the loss of a leg and for the pain and suffering resulting from said injury, said injury occurring while the said Andrew T. Ness was detained in the state hospital for the insane at Independence, Iowa. Approved April 5, A. D. 1906.....	S. F. 169	154
204	An act appropriating the sum of seven hundred and fifty dollars (\$750) to be paid to Mrs. John Stein, in settlement of all claims against the state of Iowa by reason of the death of John Stein who was killed by a falling scaffold at the Fort Madison penitentiary while working under the orders of the superintendent of construction. Approved April 5, A. D. 1906.....	S. F. 111	155
205	An act appropriating the sum of eight hundred sixty-two and thirty-eight one-hundredth dollars (\$862.38) to be paid to H. W. Tapley and Philip Morgan in settlement of all claims against the state of Iowa by reason of the loss of valuable coins abstracted from the historical building by an employe of the state. Approved April 5, A. D. 1906.....	H. F. 146	156
206	An act appropriating fifty dollars (\$50.00) for the purpose of repairing the soldiers' orphans' monument at Cedar Falls, and inscribing the names of deceased soldiers' orphans thereon. Approved March 10, A. D. 1906.....	H. F. 97	156
207	An act making appropriation for the erection of a monument in the Elm Grove cemetery, Washington, Iowa, over the grave of Timothy Brown, a soldier of the Revolutionary War. Approved March 16, A. D. 1906.....	S. F. 167	157
208	An act making an appropriation for the erection of a monument at the Aspen Grove cemetery, Burlington, Iowa, to perpetuate the memory of John Morgan and providing the method of such erection. Approved March 10, A. D. 1906.....	S. F. 180	158
209	An act making appropriation for the erection of a monument in Sheron cemetery, Lee county, Iowa, over the grave of George Perkins, a soldier of the revolutionary war. Approved March 30, A. D. 1906.....	S. F. 193	158

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Chap.	Title.	Engrossed Bill.	Page.
210	An act fixing the number of senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts. Approved April 10, A. D. 1906.	S. F. 355	160
211	An act to apportion the state into representative districts and declare the ratio of representation. Approved April 10, A. D. 1906.	H. F. 357	162
212	An act to repeal chapter one hundred and eighty-five (185) of the acts of the Thirtieth General Assembly and enact a substitute therefor, relating to the survey, appraisement and sale of abandoned river channels of the Mississippi and Missouri rivers and all navigable streams within the state, and all lands within such abandoned river channels, and all islands or bars situated in such navigable waters and authorizing the appointment of a commission to ascertain and establish the boundary lines between the state of Iowa and the adjoining states Approved April 6, A. D. 1906.	H. F. 177	166
213	An act to grant legislative assent to the more complete endowment and maintenance of the agricultural experiment station of the Iowa state college of agriculture and the mechanic arts. Approved April 9 A. D. 1906.	H. F. 421	170
214	An act authorizing the governing board of the Iowa state college of agriculture and mechanic arts to contract with the city of Ames concerning the collection and disposal of sewage and the construction of sewers across the college grounds. Approved April 9, A. D. 1906.	S. F. 192	170
215	An act authorizing the executive council of the state of Iowa to grant a right of way for an interurban or other railway over and across the lands and campus of the Iowa state college of agriculture and mechanic arts in Story county in the state of Iowa, and to fix terms and conditions therefor. Approved April 9, A. D. 1906.	H. F. 297	171
216	An act to grant and relinquish to the city of Council Bluffs, Iowa, the title of the state of Iowa in and to Big or Spring Lake located in Pottawattamie county, Iowa. Approved March, 16 A. D. 1906.	S. F. 133	172
217	An act to grant and relinquish to the city of Council Bluffs, Iowa, the title of the state of Iowa, in or to the meandered lake known as "Carr" lake. Approved March 16, A. D., 1906.	S. F. 164	172
218	An act to authorize the executive council to convey to Jones county, Iowa, a roadway through the east half of the southwest quarter of section thirty-three (33), township eighty-five (85), north of range four (4), west of the 5th principal meridian. Approved April 5, A. D., 1906.	H. F. 336	176
219	An act authorizing and empowering the governor, or his successors in office, to execute, acknowledge and deliver instruments of conveyance to the present owners, or their grantees, of the northeast quarter of section seventeen (17), township ninety-two (92) north, range forty-five (45) west of the 5th principal meridian, Plymouth county, Iowa, for the purpose of correcting the titles thereto. Approved February 14, A. D., 1906.	H. F. 87	173
220	An act to authorize the revocation and cancellation of a patent issued for the west half of the northwest quarter of section (1) township seventy-four (74) north, of range seventeen (17) west of the fifth principal meridian, Mahaska county, Iowa, and to authorize the issuance of patent covering the north half of the northwest quarter of section eleven (11) township seventy-four (74) north of range seventeen (17) west of the fifth principal meridian, Mahaska county, Iowa. Approved March 30, A. D., 1906.	S. F. 213	174

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Chap.	Title.	Engrossed Bill.	Page.
221	An act empowering the governor and secretary of state to execute quit-claim deeds conveying to the grantees of S. Dunham all of the right, title and interest of the state of Iowa in the southwest quarter, the west half of the southeast quarter, the south half of the northwest quarter and the northwest quarter of the northwest quarter of section twenty-eight (28), and the east half and the northwest quarter of section twenty-nine (29), all in township seventy-three (73) north, range one (1) west of the 5th P. M. Approved February 14, A. D., 1906.....	S. F. 29	176
222	An act for the relief of the grantees of John S. Bussey, and for the purpose of having a patent issued in the name of Samuel Kingery, for a certain tract of land. Approved April 9, A. D. 1906.....	S. F. 282	177

## LEGALIZING ACTS.

223	An act to legalize the official acts of certain persons acting as notaries public. Approved April 10, A. D. 1906.....	H. F. 425	179
224	An act to legalize the acts and resolutions passed by the board of supervisors of Calhoun county Iowa, allowing certain persons appointed to collect delinquent personal tax, a commission in addition to the five per cent provided by statute. Approved March 30, A. D. 1906.....	S. F. 281	179
225	An act to legalize the action of the board of supervisors of Des Moines county, Iowa, relating to the sale of school lands in section sixteen (16) township seventy-one (71) north of range one (1) west of the fifth P. M. and to authorize the governor to issue a patent therefor to the heirs of John Olson. Approved February 14, A. D. 1906.....	S. F. 82	180
226	An act to legalize the action of the board of supervisors and other officers of Jasper county, Iowa, as far as they relate to the establishment of a certain public highway in Kellogg township, Jasper county, Iowa. Approved March 16, A. D. 1906.....	S. F. 190	181
227	An act to legalize the appointment of trustees for Cedar township, Linn county, Iowa, by the auditor of said county for the year 1906. Approved March 23, A. D. 1906.....	H. F. 258	182
228	An act to legalize the submission to the electors of the city of Albia of the question of establishing a free public library in said city. Approved April 9, A. D. 1906.....	H. F. 428	182
229	An act to legalize the special election held in Armstrong, Monday, May 18, A. D. 1903, granting a franchise to the Armstrong Light & Heating company, and all the ordinances, resolutions and acts of said council with reference thereto recited in this act. Approved March 23, A. D. 1906.....	H. F. 285	183
230	An act legalizing the special election of the city of Clinton, Iowa, held March 28th, 1901, whereby certain rights were granted to the Clinton Gas Light & Coke company. Approved February 6, A. D. 1906.....	H. F. 2	184
231	An act to legalize the submission to the voters of the city of Creston, Iowa, of the question whether an ordinance entitled an "ordinance authorizing the Des Moines, Winterset & Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the city of Creston, Iowa, and defining the powers and duties of said company" should be approved and adopted and legalize the acts of the city council in submitting to the voters of said city at a city election held on the twenty-sixth (26) day of March, nineteen hundred and six (1906), the question of granting a franchise to said company. Approved April 9, A. D. 1906.....	S. F. 350	185



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Chap.	Title.	Engrossed Bill.	Page.
232	An act to legalize the incorporation of of the town of Dow City, Crawford county, Iowa; the election of its officers, the acts done and ordinances and resolutions passed by the council of said town, and to define the limits thereof. Approved February 13, A. D. 1906.	H. F. 72	186
233	An act to legalize the incorporation of the town of Elkhart, Polk county, Iowa, the election of its officers, the passage and record of its ordinances and resolutions, and all acts done by the council of said town. Approved February 6, A. D. 1906.....	H. F. 28	188
234	An act to equalize the incorporation of the town of Harvey, Marion county, Iowa, the publication of notices thereof and ordinances passed. Approved January 30, A, D, 1906.....	S. F. 24	188
235	An act to legalize the acts of the town council of the town of Ida Grove, Iowa, relating to the erection of a public building and fire station in the incorporated town of Ida Grove, Iowa, and the subsequent acts of the officers of said town in relation thereto. Approved March 10 A, D, 1906.....	S. F. 184	189
236	An act to legalize the incorporation of he town of Ionias, Chickasaw county, Iowa, the election of its officers, the passage of its ordinances, and resolutions and all acts done by the council of said town. Approved February 26, A, D, 1906.....	H. F. 194	190
237	An act to legalize the elections of the mayors, members of the city council and other city officials of the city of Iowa Falls, Hardin county, Iowa, and all the acts thereof during the ten(10) years last past. Approved April 9, A, D, 1906.....	H. F. 407	190
238	An act to legalize the incorporation of the town of Jamaica, Guthrie county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town. Approved March 23, A, D, 1906.....	H. F. 246	191
239	An act to legalize the incorporation of the town of Lidderdale, Carroll county, Iowa, the election of its officers; the passage of its ordinances and resolutions, and all acts done by the council of said town. Approved February 6, A. D. 1906.....	H. F. 37	192
240	An act to legalize the submission to the voters of the town of Macksburg, Iowa, of the question whether an ordinance entitled "An ordinance authorizing the Des Moines, Winterset and Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the town of Macksburg, Iowa, and defining the powers and duties of said company" should be approved and adopted. Approved April 9, A. D., 1906.....	H. F. 424	193
241	An act to legalize the acts done and the ordinances and resolutions passed by the town council of Manson, Calhoun county, Iowa. Approved April 9, A. D., 1906.....	H. F. 416	194
242	An act to legalize the submission to the electors of Marshalltown of the question of granting a franchise to Petersen Heat, Light & Water company for the construction and operation of a heating plant in said city. Approved April 9, A. D., 1906.....	H. F. 429	194
243	An act to legalize the incorporation of the town of Meservey, Cerro Gordo county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town. Approved February 26, A. D., 1906.....	S. F. 155	195
244	An act legalizing a special election held at Oskaloosa, Mahaska county, Iowa, on the 16th day of August, 1905, for the purpose of voting a tax of five per centum on the assessed valuation of property of said city in aid of the Oskaloosa and Buxton electric railway company, and legalizing the recording of the certificate issued by the city clerk of said city, in the office of the recorder of deeds of said county, and legalizing the levy by the board of supervisors of said county, of the tax thereby voted, and legalizing the acts of the county auditor in placing said tax upon the tax lists, and in certifying the order for the same and said tax lists to the county treasurer of said county, and legalizing the tax lists so transmitted to said treasurer. Approved April 9, A. D. 1906.....	H. F. 418	195

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245	An act to legalize the incorporation of the town of Osterdock in Clayton county, Iowa and to legalize the election of its officers and all acts done and ordinances passed by the council of said town. Approved March 30, A. D. 1906.....	S. F. 286	197
246	An act to legalize the incorporation of the town of Portsmouth, Shelby county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town. Approved April 5, A. D. 1906.....	H. F. 375	198
247	An act to legalize the incorporation of the town of Schleswig, Crawford county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town. Approved April 6, A. D. 1906.....	H. F. 376	199
248	An act to legalize the submission to the electors of Webster City of the question of granting a franchise for a gas plant. Approved April 9, A. D. 1906.....	H. F. 430	199
249	An act to legalize the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Winterset, Iowa, and to legalize all the acts and elections of the incorporated city of Winterset, in the county of Madison, state of Iowa, and to legalize all the officials of Winterset, Iowa, acting as such officials. Approved February 27, A. D. 1906.....	S. F. 201	200
250	An act to legalize the incorporation of the town of Woodbine, Harrison county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town. Approved March 23, A. D. 1906.....	H. F. 318	201
251	An act to legalize the incorporation of the town of Yale, Guthrie county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town. Approved March 23, A. D.....	H. F. 322	202
252	An act to legalize the action of the Independent school district of West Des Moines, Polk county, Iowa, in voting bonds at an election held on the thirteenth day of March, 1905, and legalizing the bonds issued by said school district under said election. Approved January 28, A. D. 1906.....	S. F. 23	202
253	An act to legalize the acts of the board of directors and electors, and to authorize the issuing of forty thousand dollars (\$40,000.00) in school building bonds in the independent school district of Lyons City, Clinton county, Iowa, and to validate said bonds. Approved March 23, A. D. 1906.....	S. F. 48	204
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255	An act to legalize the acts of the "Peoples Bank" and the acts of the same corporation under the name of the "Peoples State Bank" located in West Liberty, Iowa, and to provide for filing its renewal certificate with the secretary of state. Approved January 26, A. D. 1906.....	S. F. 26	206
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### NOTE.

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The general laws are arranged in chapters according to the numerical order of the section, chapter or title of the code or the supplement to the code which is amended as shown by the first reference in each of said acts.

LAWS  
OF THE  
**Thirty-first General Assembly,**  
OF THE  
**STATE OF IOWA,**

PASSED AT THE REGULAR SESSION THEREOF, AT DES MOINES, THE CAPITAL OF  
THE STATE, BEGUN ON THE EIGHTH DAY OF JANUARY, AND ENDED  
ON THE SIXTH DAY OF APRIL, A. D. 1906, IN THE  
SIXTIETH YEAR OF THE STATE.

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**GENERAL LAWS.**

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CHAPTER 1.

REPORT OF SALES OF CODES AND SESSION LAWS BY COUNTY AUDITOR.

S. F. 178.

AN ACT to amend sections eighteen (18) and nineteen (19) provisions relating to the code and subsequent statutes in relation to county auditor's reports to the state auditor, of codes, supplements to the code, and session laws furnished by the secretary of state to county auditors.

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

**SECTION 1. Report of sales—when made.** Section eighteen (18) provisions to the code and subsequent statutes is hereby amended by striking out after the word "the" in line five the words "fifteenth day of November" and inserting in lieu thereof the words "first Monday in January". And section nineteen (19) provisions relating to the code and subsequent statutes is hereby amended by striking out the word "fifteenth" at the end of line one and the words "day of November" at the commencement of line two and inserting in lieu thereof the words "first Monday in January".

Approved April 5, A. D. 1906.

## CHAPTER 2.

## PUBLICATION OF THE LAWS.

S. F. 254.

**AN ACT** to amend chapter one (1) of the acts of the Twenty-seventh General Assembly, relating to the publication of the laws of the State of Iowa.

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

**SECTION 1. Publication of extracts from laws—how paid.** That chapter one (1) of the acts of the Twenty-seventh General Assembly, be amended by striking out of the twelfth (12) and thirteenth (13) lines of section one (1) of said act, the words, "out of the funds appropriated for the office or commission publishing the same" and inserting in lieu thereof the words, "under the provisions of section one hundred-twenty (120) of the code".

**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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 9, 1906, and the Des Moines Daily Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 3.

## PRINTING, BINDING, AND DISTRIBUTION OF STATE REPORTS AND DOCUMENTS

S. F. 173.

**AN ACT** to amend sections seventy (70), seventy-one (71) and one hundred and forty-one (141) of the code, and to repeal the law as it appears in section one hundred and twenty-five (125) of the supplement to the code and enact a substitute therefor and to repeal the law as it appears in section one hundred and twenty-six (126) of the supplement to the code, as amended by chapter five (5) of the acts of the Thirtieth General Assembly, and enact a substitute therefor and to amend the law as it appears in section twenty-six hundred and twenty-two (2622) of the supplement to the code, relating to printing and binding.

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

**SECTION 1. Iowa official register—published biennially—number.** That section seventy (70) of the code be amended by striking out the words "annually, fifteen" in the first and second lines of said section and inserting in lieu thereof the words "biennially, in the odd numbered years, forty".

**SEC. 2. Distribution of official register.** That section seventy-one (71) of the code be amended by striking out the word "and" at the end of the third line and the word "school" at the beginning of the fourth line of said section; that it be further amended by striking out the words "school principals" in the fourth line and inserting in lieu thereof the words "each school library".

**SEC. 3. Repealed—reports—number of copies to be printed.** That the law as it appears in section one hundred and twenty-five (125) of the supplement to the code be, and the same is hereby repealed and the following enacted in lieu thereof:

"There shall be printed of the various public documents the number of copies hereinafter designated, to-wit: Of the biennial message, two thousand five hundred copies; of the inaugural address, two thousand copies; of the biennial report of the auditor of state, two thousand five hundred copies; of the biennial report of the treasurer of state, two thousand copies; of the report of the superintendent of public instruction, four thousand copies; of the report of the agricultural college, and of the report of the state board of health, two

thousand five hundred copies each; of the report of the bureau of labor statistics, three thousand five hundred copies; of the annual reports of the auditor of state upon insurance, four thousand five hundred copies each; of the report of the commissioners of pharmacy, two thousand five hundred copies; of the report of the railroad commissioners, three thousand copies of which two thousand copies shall be bound in cloth; of the report of the board of control, three thousand copies, of which two thousand copies shall be bound in cloth; of the report of the annual assessment of railway property, two thousand copies; of the report of the secretary of state pertaining to lands, of the report of the secretary of state pertaining to the inspection of oils, and of the report of the state board of dental examiners, fifteen hundred copies each; of the proceedings of the pioneer lawmakers' association, twelve hundred copies, of which five hundred copies shall be delivered to the association; and of all other reports not herein specified, fifteen hundred copies each, unless the executive council shall direct a greater number to be printed, not exceeding two thousand. The executive council shall reduce the number of copies of any report herein provided, whenever the books of the document accountant in the office of the secretary of state show that a less number will supply all the necessary needs for such publication. Of said reports five hundred copies each of the biennial message, inaugural address, auditor's biennial report, treasurer's biennial report, attorney-general's biennial report, report of the superintendent of public instruction, agricultural college, board of health, commissioners of pharmacy, secretary of state pertaining to lands, secretary of state's report of criminal convictions, the auditor's annual reports pertaining to insurance, the report of the bureau of labor statistics, the report of the state librarian and the report of the adjutant-general, shall be bound in cloth, all other reports shall be bound in paper covers."

**SEC. 4. Repealed—distribution of reports and documents.** That the law as it appears in section one hundred and twenty-six (126) of the supplement to the code, and as amended by chapter five (5) of the Acts of the Thirtieth General Assembly, be and the same is hereby repealed and the following enacted in lieu thereof:

"The secretary of state shall make distribution of the various public documents turned over to him as follows:

1. The secretary of state shall distribute to each member of the general assembly one copy of the various public documents and upon request, such additional number as the secretary of state may provide for, and such remaining number as is not necessary to be retained for future general assemblies shall be distributed upon special calls made therefor.

2. One thousand copies shall be stitched and bound in half-sheep, containing a copy of each report, to be arranged in the necessary number of volumes under the direction of the secretary of state. Each volume shall contain a table of contents of all the volumes, and the various reports are to be arranged in the order they appear in the table of contents.

3. The foregoing one thousand copies shall be distributed as follows: One copy to the lieutenant-governor, to the speaker, to each member of the general assembly, to the secretary of the senate and to the clerk of the house of representatives; one copy each to the governor of the state, and his private secretary, the secretary of state, the auditor of state, the treasurer of state, the attorney general, the superintendent of public instruction, the clerk and reporter of the supreme court and each of their deputies, the commissioner of labor statistics, the adjutant-general, the custodian of the capitol, and the fish and game warden; one copy to each judge of the supreme court; one copy to each railroad commissioner, mine inspector, and commissioner of pharmacy; one copy to the state librarian, and the secretary of the board of health, respectively; one copy to each state institution, to

remain therein; one copy to the office of each county auditor, to remain therein; forty copies to the historical society; one copy to each of the other states and each territory reciprocating the same, and to each foreign nation or province desiring to exchange like reports; twenty-five copies to the state library; the remaining copies to be placed under the control of the secretary of state, to be disposed of at his discretion. The transportation charges on all matter distributed under this section shall be paid for by the state.

4. He shall furnish to the library of congress two copies of all legislative journals and reports of state officers, immediately upon the publication."

**SEC. 5. Compensation of state binder for binding official register.** That section one hundred and forty-one (141) of the code be amended by repealing sub-section ten (10) and enacting the following in lieu thereof:

"10. For folding, sewing and binding the Iowa official register in cloth or cases regular document size, with gilt letters on the back thereof, the kind and quality of the cloth and the style of the lettering to be as directed by the secretary of state, fifteen cents per copy for a volume containing four hundred pages and not over six hundred pages, and for each additional one hundred pages or fraction thereof, two cents."

**SEC. 6. Printing of special leaflets and courses of study.** That the law as it appears in section twenty-six hundred and twenty-two (2622) of the supplement to the code be amended by inserting the words "the number thereof to be fixed by the executive council" immediately following the word "schools" in the twenty-first line of said section. That the law as it appears in said section be further amended by inserting the words "the number thereof to be fixed by the executive council" immediately after the word "state" in the twenty-fifth line of said section.

Approved March 23, A. D. 1906.

## CHAPTER 4.

### COMPENSATION OF CLERK OF STATE LAND OFFICE.

S. F. 44.

AN ACT to amend section eighty-eight (88) of the code, relating to the clerk of the state land office.

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

**SECTION. 1. Salary.** That section eighty-eight (88) of the code be amended by striking the word "twelve" from the third line of said section, and inserting in lieu thereof the word "fifteen".

**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 Register and Leader and the Des Moines Daily Capital, two newspapers published in Des Moines, Iowa.

Approved March 16, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 17, 1906.

W. B. MARTIN,  
Secretary of State.



## CHAPTER 5.

## BIENNIAL REPORTS OF STATE OFFICERS.

H. F. 329.

AN ACT to amend section one hundred and twenty-two (122) of the code, relating to biennial reports of officers.

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

SECTION 1. **Biennial reports—when made.** That section one hundred and twenty-two of the code be and the same is hereby amended by striking out the word, "odd" in the fourth line of said section, and inserting the word, "even" in lieu thereof.

Approved March 23, A. D. 1906.

## CHAPTER 6.

## PUBLICATION AND DISTRIBUTION OF PROCEEDINGS OF STATE TEACHERS' ASSOCIATION.

H. F. 52.

AN ACT to repeal section one hundred thirty-seven (137), of the code, relative to the publication and distribution of the proceedings of the Iowa state teachers' association and to enact a substitute therefor.

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

SECTION 1. **Repealed—number of copies to be fixed by the executive council—how distributed.** That section one hundred thirty-seven, of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"That there shall be published annually by the state, under the supervision of the superintendent of public instruction, a sufficient number of copies, such number to be fixed by the executive council, of not to exceed three hundred (300) pages each, of the proceedings of the state teachers' association, to be distributed as follows: One copy each to the governor, lieutenant governor, auditor of state, secretary of state, treasurer of state, each member of the general assembly, each enrolled member of the state teachers' association, each public library in the state; one hundred (100) copies for the executive council for reserve and one hundred (100) copies for distribution by the superintendent of public instruction."

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

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 2, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 7.

## PRINTING OF THE DOCKET FOR THE SUPREME COURT.

S. F. 185

AN ACT to amend section one hundred and thirty-eight (138) of the code, in relation to printing the docket for the supreme court.

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

SECTION 1. **Number increased.** That section one hundred and thirty-eight (138) of the code be and the same is hereby amended by striking out the words "one thousand" in the first line of the fourth sub-division of said section, and inserting in lieu thereof the words "twelve hundred".

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 Register and Leader" and "The Des Moines Daily Capital" newspapers published at the city of Des Moines, Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 2, 1906.

W. B. MARTIN,  
*Secretary of State*

## CHAPTER 8.

## TERM OF OFFICE OF CUSTODIAN OF PUBLIC BUILDINGS.

H. F. 331

AN ACT to amend section one hundred forty-six (146) of the code, relating to the term of office of the custodian of public buildings.

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

SECTION 1. **Custodian of public buildings—term of office.** Section one hundred forty-six (146) of the code is hereby amended by striking therefrom, commencing with the first word of said section and ending with the word "year" in the third line thereof, the following: "His term of office shall be for two years, which shall expire on the 31st day of March of each even-numbered year," and by enacting in lieu thereof the following: "The term of office of the custodian of public buildings and property, appointed by the Governor, with the advice and consent of the Senate, for the biennial period commencing on the first day of April, 1906, shall expire on the 31st day of March, 1907. Thereafter his term of office shall be for two years, which shall expire on the 31st day of March of each odd-numbered year".

Approved April 10, A. D. 1906.

## CHAPTER 9.

## LEGAL PUBLICATIONS.

H. F. 244.

**AN ACT** to amend sections two thousand three hundred and fifty-nine (2359), five hundred and fifty-five (555), two thousand seven hundred and fifty-five (2755), two thousand eight hundred and twenty-eight (2828), two thousand eight hundred and forty-one (2841), one thousand eight hundred and sixty-four (1864), two thousand and ninety-three (2093), two hundred and thirty-two (232), three thousand three hundred and seven (3307), three thousand four hundred and three (3403), four thousand and twenty-four (4024), three hundred and ninety-nine (399), four hundred (400), four hundred and forty-six (446), one thousand nine hundred and forty (1940), one thousand nine hundred and forty-four (1944), one thousand nine hundred and eighty-one (1981), two thousand three hundred and seventy-two (2372), two thousand three hundred and seventy-four (2374), six hundred (600), six hundred and eight (608), six hundred and eleven (611), six hundred and fifteen (615), six hundred and thirty-three (633), nine hundred and twenty-six (926), two thousand and three (2003), five thousand six hundred and twenty-six (5626), of the code, to amend the law as it appears in section six hundred and two (602), of the supplement to the code and to amend section three (3) of chapter one hundred and fourteen (114), section eight (8) of chapter sixty-eight (68), and section three (3) of chapter forty-three (43), acts of the Thirtieth General Assembly; relating to legal publications.

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

**Section 1. Notices by fence viewers.** That section two thousand three hundred and fifty-nine (2359) of the code be, and the same is hereby amended by inserting in the third (3rd) line thereof after the word "thereof" the words "once each week".

**Sec. 2. Notice of petition for division of township.** That section five hundred and fifty-five (555) of the code be and the same is hereby amended by striking out in the second (2nd) line thereof the words "two publications in a weekly" and inserting in lieu thereof the words "publication once each week for two consecutive weeks in a".

**SEC. 3. Election in certain school corporations.** That section two thousand seven hundred and fifty-five (2755) of the code be, and the same is hereby amended by striking out the words "for two weeks" in the seventeenth (17th) line thereof and inserting in their place the words "once each week for two consecutive weeks".

**SEC. 4. Reception of bids to furnish text books.** That section two thousand eight hundred and twenty-eight (2828) of the code, [be] and the same is hereby amended by inserting in the third (3rd) line thereof after the word "notice" the words "once each week".

**SEC. 5. Sale of school lands.** That section two thousand eight hundred and forty-one (2841) of the code, be and the same is hereby amended by inserting in the seventh (7th) line thereof after the word "sale" the words "once each week".

**SEC. 6. Certificate of authority of state banks.** That section one thousand eight hundred and sixty-four (1864) of the code be, and the same is hereby amended by striking out the word "weekly" in the eleventh (11th) line thereof and by inserting after the comma following the word "located" in the twelfth (12th) line thereof the words "once each week", and by striking out the word "weekly" in the thirteenth (13th) line thereof.

**SEC. 7. Petition to relocate railroad.** That section two thousand and ninety-three (2093) be, and the same is hereby amended by inserting in the seventh (7th) line thereof after the comma following the word "made" the words "once each week".

**SEC. 8. Schedule of times of holding court.** That section two hundred and thirty-two (232) of the code be, and the same is hereby amended by adding in the ninth (9th) line thereof preceding the word "for" the words "once each week".

**SEC. 9. Absentee, who owns property in state.** That section three thousand three hundred and seven (3307) of the code be, and the same is hereby amended by striking out the word "weekly" in the ninth (9th) line thereof and by inserting preceding the word "for" in the ninth (9th) line thereof the words "once each week".

**SEC. 10. Order of court affecting executor or administrator.** That section three thousand four hundred and three (3403) of the code be, and the same is hereby amended by striking out in the fourth (4th) line thereof the word "weekly" and by inserting preceding the word "for" in the fifth (5th) line thereof the words "once each week".

**SEC. 11. Execution sale.** That section four thousand and twenty-four (4024) of the code be, and the same is hereby amended by striking out in the sixth (6th) line thereof the words "daily or weekly".

**SEC. 12. Hearing on petition to relocate county seat.** That section three hundred and ninety-nine (399) of the code be, and the same is hereby amended by striking out in the third (3rd) line thereof the words "three (3) insertions in a weekly" and by inserting in lieu thereof the words "publishing once each week for three (3) consecutive weeks in a".

**SEC. 13. Election to relocate county seat.** That section four hundred (400) of the code be and the same is hereby amended by inserting in the sixteenth (16th) line thereof preceding the word "for" the words "once each week".

**SEC. 14. Regulations for restraining live stock.** That section four hundred and forty-six (446) of the code be, and the same is hereby amended by inserting in the seventh (7th) line thereof after the word "published" the words "once each week for".

**SEC. 15. Hearing on petition to establish drain or levee.** That section one thousand nine hundred and forty (1940) of the code be, and the same is hereby amended by inserting in the twenty-fourth (24th) line thereof preceding the word "for" the words "once each week".

**SEC. 16. Letting work on drains or levees.** That section one thousand nine hundred and forty-four (1944) of the code be, and the same is hereby amended by striking out the words "for thirty days" in the fourth (4th) line thereof and by inserting in lieu thereof the words "once each week for four (4) consecutive weeks".

**SEC. 17. Same.** That section one thousand nine hundred and eighty-one (1981) of the code be, and the same is hereby amended by inserting in the nineteenth (19th) line thereof after the word "same" the words "once each week".

**SEC. 18. Lost goods.** That section two thousand three hundred and seventy-two (2372) of the code be, and the same is hereby amended by inserting in the eleventh (11th) line thereof after the word "published" the words "once each week".

**SEC. 19. Same.** That section two thousand three hundred and seventy-four (2374) of the code be, and the same is hereby amended by inserting in the thirteenth (13th) line thereof after the word "published" the words "once each week".

**SEC. 20. Election for incorporation of city or town.** That section six hundred (600) of the code be, and the same is hereby amended by inserting in the sixth (6th) line thereof after the word "publication" the words "once each week for three (3) consecutive weeks".

**SEC. 21. Discontinuance of incorporation of city or town.** That section six hundred and eight (608) of the code be, and the same is hereby amended by inserting in the third (3rd) line thereof preceding the word "for" the words "once each week".

**SEC. 22. Petition for annexation of territory.** That section six hundred and eleven (611) of the code be, and the same is hereby amended by

striking out in the eleventh (11th) line thereof the words "daily or weekly" and by inserting in the same line after the word "town" the words "once each week".

SEC. 23. **Extension of limits of city or town.** That section six hundred and fifteen (615) of the code be, and the same is hereby amended by inserting in the eleventh (11th) line thereof after the word "town" the words "once each week".

SEC. 24. **Proclamation calling special election.** That section six hundred and thirty-three (633) of the code be, and the same is hereby amended by inserting in the fifth (5th) line thereof preceding the word "for" the words "once each week".

SEC. 25. **Resurvey of city or town.** That section nine hundred and twenty-six (926) of the code be, and the same is hereby amended by striking out in the twelfth (12th) line thereof the words "four weeks" and by inserting after the word "resurvey" in the thirteenth (13th) line thereof the words "once each week for four consecutive weeks".

SEC. 26. **Appropriation of lands for railroad purposes.** That section two thousand and three (2003) of the code be, and the same is hereby amended by inserting in the fourth (4th) line thereof after the comma following the word "run" the words "once each week".

SEC. 27. **Applications for pardon.** That section five thousand six hundred and twenty-six (5626) of the code be, and the same is hereby amended by inserting in the eleventh (11th) line thereof preceding the word "for" the words "once each week".

SEC. 28. **Election of officers in newly incorporated city or town.** That section six hundred and two (602) of the law as it appears in the supplement to the code be, and the same is hereby amended by inserting in the sixth (6th) line thereof after the word "publication" the words "once each week".

SEC. 29. **Election to increase indebtedness for school house purposes.** That section three (3) of chapter one hundred and fourteen (114) of the acts of the Thirtieth (30th) General Assembly be, and the same is hereby amended by inserting in the fourth (4th) line thereof after the word "thereof" the words "by publication once each week".

SEC. 30. **Letting work on drains and levees.** That section eight (8) of the chapter sixty-eight (68) of the acts of the Thirtieth (30th) General Assembly be, and the same is hereby amended by inserting in the first (1st) line thereof after the word "given" the words "by publication once each week".

SEC. 31. **Election for purchase or erection of waterworks.** That section three (3) of chapter forty-three (43) of the acts of the Thirtieth (30th) General Assembly be, and the same is hereby amended by inserting in the fourth (4th) line thereof after the word "thereof" the words "by publication once each week".

SEC. 32. **Papers published oftener than once a week.** That in the publication of notices as provided for by this act, when the same shall be published in any paper published oftener than once a week, the succeeding publications of such notice shall be on the same day of the week as the first publication.

Approved April 10, A. D., 1906.

## CHAPTER 10.

## ELECTION AND TERMS OF OFFICE OF JUDGES OF THE SUPERIOR COURT.

S. F. 352.

AN ACT repealing the law as it appears in section two hundred fifty-six-a (256-a) of the supplement to the code, relating to the election and terms of judges of the superior court and enacting a substitute therefor.

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

SECTION 1. Repealed—submission to voters—election of judges—term—commission. The law, as it appears in section two hundred fifty-six-a (256-a) of the supplement to the code, is hereby repealed and there is enacted in lieu thereof the following:

“Upon petition of a hundred (100) citizens of any such city, the mayor, by and with the consent of the council, may, at least ten (10) days before any general election, issue a proclamation submitting to the qualified voters of any city, the question of establishing said court. Should a majority of all the votes cast at such election upon such proposition be in favor of said court, the same shall be established. The terms of the judges of all superior courts other than those whose terms expire after the first Monday in January, 1908, shall terminate on the first Monday in January, 1907, and there shall be elected at the general election in November, 1906, for a term of four (4) years the successors of those judges whose terms of office under this act are made to expire on the first Monday in January, 1907. Except as above provided, the judges of the superior courts now or hereafter established shall be elected at the last general election preceding the expiration of the term of office of the incumbent. The names of candidates for judge shall be placed upon the same ballot as used in the city for state, county and township officers. The vote shall be returned and canvassed in the same manner as provided for county officers. Certificates of nomination of candidates for judge by conventions or primaries of political parties and nominations by petition shall be filed with the auditor of the county in which said city is situated within the same time as provided by law for the filing of certificates of nomination and nominations by petition for offices to be filled by the electors of counties. Each judge shall qualify and hold his office for the term of four years from the first Monday in January next ensuing after said election and until his successor is elected and qualified. Immediately after the election of any judge, the board of supervisors of said county shall transmit a certificate of the election of said judge to the governor of the state, who shall thereupon issue to him a commission empowering him to act as judge, as herein provided. The terms of all judges who are now holding over by reason of the failure to elect their successors in the fall of 1905 are hereby extended until the first Monday in January, 1907.

Approved April 30, A. D. 1906.

## CHAPTER 11.

## COMPENSATION OF COUNTY ATTORNEY.

H. F. 53.

AN ACT to amend section three hundred and eight (308) of supplement to the code relating to the compensation of county attorney.

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

SECTION 1. Compensation for collecting fines. That the law as it appears in section three hundred and eight (308) of the supplement to the code be and the same is hereby amended by adding after the word “collected” in the twentieth line of said section the words and characters as follows: “Where he appears for the state, but not otherwise,”

## CH. 13] LAWS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906 and the Register and Leader, April 23, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 12.

## ELECTION AND TERM OF OFFICE OF MEMBERS OF THE BOARD OF SUPERVISORS.

S. F. 342.

AN ACT to amend section four hundred and ten (410), and to repeal section four hundred and eleven (411) of the code, and to enact a substitute therefor, relating to the election and terms of office of county supervisors.

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

SECTION 1. Elected biennially. That section four hundred and ten (410) of the code, be and the same is hereby amended, by striking out the word "annually" in the twenty-seventh line of said section and inserting in lieu thereof, the word "biennially".

SEC. 2. Repealed—election—term of office. That section four hundred and eleven (411) of the code, be and the same is hereby repealed, and the following enacted in lieu thereof:

"At the general election in the year 1906 there shall be elected for a term of two years, members of the county board of supervisors to succeed those whose terms were extended one year by the biennial election amendment. At the general election in the year 1906, and biennially thereafter, there shall be elected members of the board of supervisors for a term of three years to succeed those whose terms of office will expire on the first Monday in January following said election; there shall also be elected members for a term of three years to succeed those whose terms will expire on the first Monday in January one year later than the aforesaid date. It shall be specified on the ballot when each shall begin his term of office. No member shall be elected who is a resident of the same township with either of the members holding over (but a member-elect may be a resident of the same township as the member he is elected to succeed), except that, in counties having five or seven supervisors, and having therein a township embracing an entire city of thirty-five thousand inhabitants or over, he may be a resident of the same township; and in no case shall there be more than two supervisors from such township."

Approved April 10, A. D. 1906.

## CHAPTER 13.

## POWERS OF THE BOARD OF SUPERVISORS.

S. F. 187.

AN ACT to amend division twenty (20) of section four hundred and twenty-two (422) of the code relating to the powers of the board of supervisors.

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

SECTION. 1. Appropriation for experimental crops. Division twenty (20) of section four hundred and twenty-two (422) of the code is hereby amended by adding after the semicolon in the third line of said division twenty (20) the following: "and make appropriations not exceeding three hundred dollars in any one year for the growing of experimental crops thereon under the direction of the board."

Approved March 21, A. D. 1906.

## CHAPTER 14.

## TO EXTEND THE BENEFITS OF FREE PUBLIC LIBRARIES.

S. F. 150.

AN ACT to amend the law as it appears in section seven hundred and twenty-nine (729) of the supplement to the code, and four hundred and twenty-two (422) of the code, relating to the powers of trustees of public libraries and to provide for the use of same by residents outside the corporate limits of the town or city in which the library is located. Also additional to title four (4) chapter ten (10) of the code, relating to the powers of township trustees. [Also additional to chapter four (4) of title five (V) of the code relating to general powers of cities and towns.]

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

**SECTION 1. Powers of library trustees.** The law as it appears in section seven hundred and twenty-nine (729), of the supplement to the code, be and is hereby amended by inserting, after the word "law", in line twenty-two (22), the words, "and of the expenditure of all moneys available by gift or otherwise, for the erection of library buildings", and also further amended by adding thereto an additional paragraph as sub-division seven hundred and twenty-nine [-d] (729-d), as follows:

"Said board of library trustees shall have power to contract with the trustees of the township or the board of supervisors of the county in which the library is situated, or of adjacent townships or counties, or with the trustees or governing bodies of any neighboring towns or cities not having library facilities for the public, to loan the books of said library, either singly or in groups, upon such terms as may be agreed upon in such contract."

**SEC. 2. Board of supervisors—power to contract for use of public libraries.** Section four hundred and twenty-two (422) of the code be and hereby is amended by changing the present clause or sub-division, which is numbered twenty-two (22) to twenty-three (23) and insert a new sub-division, which shall be numbered twenty-two (22) as follows:

"To contract with the trustees of any free public library for the use of said library by the people residing outside the corporate limits of the town or city in which such free library is located, upon the same terms and conditions as those granted to residents in said town or city, and to pay such library such an amount as may be agreed upon therefor, and to levy a tax not exceeding one mill on the dollar of the taxable valuation of the county outside the corporate limits of the cities and towns located therein."

**SEC. 3. Township trustees—power to contract for use of public libraries.** The township trustees shall have power to contract with the trustees of any free public library for the use of said library by the people residing outside the corporate limits of the town or city in which such free public library is located, upon the same terms and conditions as those granted to residents in said town or city, and to pay such library such an amount, as may be agreed upon therefor; and may, at the April meeting, on petition of a majority of the resident freeholders of the territory upon which such tax is to be levied, levy a tax not exceeding one mill on each dollar of taxable property of the township outside the city or town in which such library is located, the fund derived therefrom constituting a special fund to be known as a library fund which shall be used for no purpose other than is contemplated in this section, this being additional to chapter ten (10) of title four (4) of the code.

**SEC. 4. City or town councils—power to contract for use of public libraries.** They shall have the power to contract with the trustees of any free public library for the use of said library by the people of the city or town not having the use of a free library, upon the same terms and conditions as those granted to residents in the city or town where the library is located, and to pay such library such an amount as may be agreed upon



therefor, and to levy a tax not exceeding one mill on each dollar of taxable valuation of the city or town for payment therefor. This shall be additional to chapter four (4), title five (5) of the code.

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 Des Moines Register and Leader, and the Daily Iowa Capital, newspapers published in Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Register and Leader and the Daily Iowa Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 15.

### OFFICIAL NEWSPAPERS.

S. F. 16.

AN ACT to amend the law as it appears in section four hundred and forty-one (441) of the supplement to the code in relation to official newspapers.

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

SECTION 1. **In certain counties.** The law as it appears in section four hundred and forty-one (441) in the supplement to the code, is hereby amended by striking out the word "seventeen" in the twentieth line of said section and inserting in lieu thereof the word "fifteen".

Approved April 10, A. D. 1906.

## CHAPTER 16.

### COUNTY RECORDER TO KEEP A FEE BOOK.

H. F. 208.

AN ACT to amend section four hundred and ninety-eight (498) of the code, requiring county recorders to keep a fee book and make a permanent record of all fees charged.

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

SECTION 1. **Fee book.** That section four hundred and ninety-eight (498) of the code be and the same is hereby amended, by adding thereto, following the second paragraph thereof the following:

"3. He shall keep a fee book which shall be ruled in appropriate columns in which he shall enter each and every instrument filed for record, each instrument shall be numbered in numerals from one consecutively through the year, and shall commence with number '1' on and immediately after the date of settlement with the board of supervisors each year. He shall enter on said fee book from left to right in appropriately ruled columns as follows: the number of the instrument, grantor, grantee and character of instrument, carrying out in separate columns the fee charged in dollars and cents in each case and said fee book shall be a part of the records of the office of the county recorder and shall be kept and maintained therein as the other books and records thereof. He shall also enter or cause to be entered at the top of the page where the permanent record of the instrument begins, these words "Recording fee \_\_\_\_\_" and place on blank line the exact amount charged in dollars and cents for each instrument recorded."

Approved April 10, A. D. 1906.

## CHAPTER 17.

## GIFTS, DEVISES OR BEQUESTS TO TOWNSHIPS.

H. F. 32.

AN ACT to amend section five hundred eighty-five (585) of the code relating to townships and township officers.

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

**SECTION 1. Gifts, devises or bequests.** Section five hundred eighty-five (585) of the code is hereby amended by adding thereto the following:

“Civil townships are hereby authorized and empowered to receive by gift, devise, or bequest, money or property for the purpose of establishing and maintaining libraries, township halls, cemeteries, or for any other public purpose. All such gifts, devises, or bequests, shall be effectual only when accepted by resolution of the board of trustees of such township.”

Approved February 28, A. D. 1906.

## CHAPTER 18.

## TRANSFER OF TOWNSHIP HALL FUNDS.

H. F. 366.

AN ACT relative to the transfer of funds raised by townships for the purpose of building public halls, additional to chapter ten (10) title four (4) of the code, [relating to townships and township officers.]

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

**SECTION 1. Township hall funds—transfer authorized—how made.** That whenever there is now, funds in the hands of any township clerk, when same was raised under the provisions of sections five hundred and sixty-seven (567) and five hundred and sixty-eight (568) of the code, when same is not desired for the purposes set forth in above mentioned sections, then said fund may be transferred to road fund of any township wherein same was raised, when a petition is presented to the trustees, signed by a majority of the electors of said township, that voted at the last regular election, prior to the signing of said petition, as shown by the poll books of said township. Said transfer of funds to be made by the township clerk, upon the filing of said petition with said clerk, upon order of the trustees.

Approved April 10, A. D. 1906.

## CHAPTER 19.

## SEVERANCE OF TERRITORY FROM CITIES AND TOWNS.

S. F. 62.

AN ACT amending section six hundred and twenty-two (622) of the code in relation to the severance of territory from towns and cities.

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

**SECTION 1. Majority petition.** That section six hundred and twenty-two (622) of the code, be and the same is, hereby amended by adding thereto the following:

“Where the property sought to be severed has not been subdivided into lots or blocks and there are no owners residing upon any portion of the same, the petition may be signed and the proceedings maintained in like manner by a majority of the owners of the property sought to be severed.”

**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 Capital and the Register & Leader newspapers published in Des Moines, Iowa.

Approved February 17, A. D. 1906.

I hereby certify that the foregoing act was published in the Daily Capital, February 19, 1906 and the Register and Leader, February 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 20.

### CONDEMNATION OF PROPERTY BY CITIES AND TOWNS FOR PURPOSE OF CONSTRUCTING DAMS.

H. F. 376.

**AN ACT** to amend section seven hundred and twenty-two (722) of the code, relative to the condemnation of property by cities and towns, for the purpose of constructing and maintaining dams across the waters and water courses of the state, in forming reservoirs and sources of water to supply water works or plants.

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

**Section 1. Construction of dams included.** That section seven hundred and twenty-two (722) of the code be amended by inserting after the word "plants" in the third line of said section the words and characters as follows: "and for the purpose of constructing and maintaining dams across the non-navigable waters and water courses of the state in forming reservoirs and sources of water to supply such water works and plants".

**Sec. 2. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and the Des Moines Daily News, newspapers published in the city of Des Moines, Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily News, April 2, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 21.

### LEVY OF TAXES FOR LIBRARY PURPOSES.

S. F. 61.

**AN ACT** to repeal the law as it appears in section seven hundred and thirty-two (732) of the supplement to the code, and to repeal chapter thirty-eight (38) of the laws of the Thirtieth General Assembly, and to enact substitutes therefor, relative to the levy of taxes for library purposes.

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

**SECTION 1. Repealed—library tax.** That the law as it appears in section seven hundred and thirty-two (732) of the supplement to the code be and the same is hereby repealed and the following enacted in lieu thereof:

"Sec. 732. The board of trustees shall, before the first day of August in each year, determine and fix the amount or rate, not exceeding three mills on the dollar in all cities and incorporated towns having a population of not more than six thousand (6000), and not exceeding two mills on the dollar in all other cities, of the taxable valuation of such city or town, to be levied, collected and appropriated for the ensuing year for the maintenance of such library; and in cities and towns also the amount or rate, not exceeding three mills on the dollar of the taxable valuation of such city, to be levied, collected

and appropriated for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness; and shall cause the same to be certified to the city council, which shall levy such tax or so much thereof as it may deem necessary to promote library interests for each of said purposes so determined and fixed, and certify the percentum thereof to the county auditor, with the other taxes for said year."

SEC. 2. **Repealed—library tax.** That chapter thirty-eight (38) of the laws of the Thirtieth General Assembly be and the same is hereby repealed and the following enacted in lieu thereof:

"4. In cities and towns which have established, or may hereafter establish, a free public library when the trustees of such library have made the certificate provided for in section one hereof, a tax in the amount so certified, but not exceeding in any one year three mills on the dollar in all cities and incorporated towns having a population of not more than six thousand (6000), and not exceeding in any one year two mills on the dollar in all other cities, to be used for the maintenance of such library; and in such cities and towns an additional tax not exceeding in any one year three mills on the dollar, for the purchase of real estate and the erection of a building or buildings thereon for a public library, or for the payment of interest on any indebtedness incurred for that purpose, and for the creation of a sinking fund for the extinguishment of such indebtedness."

Approved March 30, A. D. 1906.

## CHAPTER 22.

### CONSTRUCTION AND MAINTENANCE OF HOSPITALS IN CERTAIN CITIES.

H. F. 331.

AN ACT providing for the creation of a hospital board in cities having a population over twelve thousand five hundred, and providing for the construction and maintaining of a hospital therein, and authorizing the creation of an indebtedness therefor and the levy of a tax upon the property in such cities for the payment of said indebtedness, and providing certain conditions under which an indebtedness for this purpose may in cities of the second class exceed one and one-fourth per centum of the actual valuation of property in such cities. [Additional to chapter four (4) of title five (V) of the code, relating to general powers of cities and towns.]

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

SECTION 1. **Hospital trustees.** Cities having a population of over twelve thousand five hundred may by ordinance provide for the election at a general or special election of three hospital trustees, whose terms of office shall be six years, one to be elected each even numbered year, but at the first election three shall be elected and hold their office, respectively, for two, four and six years, and who shall by lot determine their respective terms.

SEC. 2. **Hospital board—organization—officers—duties.** The said trustees shall within ten days after their election, qualify by taking the oath of office and organize as a hospital board, by the election of one of their number as chairman and one as secretary, but no bond shall be required of them. They shall also elect a treasurer not one of their number who shall give bonds in the sum of twenty-five thousand dollars, the penalty of which may be increased by the board. The treasurer shall receive and pay out all the moneys under the control of the said board as ordered by it, but shall receive no compensation for his services. No commissioner shall receive any compensation for his services performed, but he may receive reimbursement for any cash expenses actually made for personal expenses incurred as such trustee, but an itemized statement of all such expenses

and moneys paid out shall be made under oath by each of such trustees and filed with the secretary and allowed only by the affirmative vote of the full board. Said board of trustees shall be vested with authority to provide for the management, control and government of such city hospital and shall provide all needed rules and regulations for the economic conduct thereof. In the management of said hospital no discrimination shall be made against practitioners of any school of medicine recognized by the laws of the state of Iowa.

**SEC. 3. Question submitted—tax—how levied and collected—hospital fund.** The council of such city may by resolution submit to the qualified electors of the same at a regular or special election, the question whether there shall be levied upon the assessed property thereof a tax not exceeding three mills on the dollar in cities having a population of over twenty-two thousand not exceeding two mills on the dollar in cities having a population of over twelve thousand five hundred and less than twenty-two thousand, for the purchasing of real estate for hospital purposes, and for the construction of such hospital and for maintaining the same, or for either or all of such purposes. The said proposition shall be submitted in the manner provided for similar propositions in the chapter on elections. The council shall in the resolution ordering such election, specify the rate of taxation proposed and the number of years the same shall be levied not exceeding (15) fifteen years. If a majority of the votes cast at such election on the proposition so submitted shall be in favor of the proposition for taxation the council shall levy the tax so authorized which shall be collected and paid over to the treasurer of such hospital board in the same manner as other taxes are collected. Such taxes shall be known as a "hospital fund" and shall be paid out on the order of the trustees for the purposes authorized by this act and for no other purpose whatever.

**SEC. 4. Bonds.** Whenever any city having a population of over twelve thousand five hundred shall by ordinance provide for the election of hospital trustees, and has voted a tax for a term of years not exceeding (15) fifteen years, for hospital purposes as authorized by law, the said city may issue bonds in the name of such city in anticipation of the collection of such tax in such sums and amounts as the city council thereof may deem necessary for the purposes contemplated by such tax, but such bonds in the aggregate shall not exceed the amount which might be realized by said tax based on the amount which may be yielded on the property valuation in the year in which the tax is voted, and such bonds shall mature in fifteen years from date, and shall be in sums of not less than one hundred, nor more than one thousand, dollars, bearing interest at a rate not exceeding five per cent. per annum, payable annually or semi-annually; said bonds may be payable at pleasure of city after five years and shall not be sold for less than par. Said city, after the issuance of any such bonds shall each year for 10 years before the maturity thereof, set aside out of the tax levied by it a sum equal to one-tenth of the principal thereof, which sum shall be applied after five years from date of issue in payment of the principal whenever the amount on hand shall be sufficient to pay one or more of said bonds and each of said bonds shall provide that it is subject to this condition.

**SEC. 5. Condemnation proceedings.** If the board of hospital trustees and the owners of any property desired by them for hospital purposes cannot agree as to the price to be paid therefor, the city council of said city shall cause the same to be condemned in the manner provided for taking land for public purposes by cities.

**SEC. 6. Jurisdiction of cities over hospital lands.** The jurisdiction of such cities and towns shall extend over all lands used for hospital purposes without the corporate limits if so located, and all ordinances of such cities and towns shall be in full force and effect in and over the territory occupied by such hospitals.

**SEC. 7. Appropriation for improvements and maintenance.** In cities exercising the rights by this act, the council may appropriate each year, not exceeding five per cent. of its general fund for the improvement and maintenance of any hospital so established.

**SEC. 8. Indebtedness.** Cities of the second class shall be allowed to become indebted for the purposes provided in this act to an amount aggregating with all other indebtedness of the said city, in a sum not exceeding two and one-half per centum of the actual value of the property within said city, to be ascertained by the last state and county tax list previous to the incurring of such indebtedness, provided that before an indebtedness shall be contracted in excess of one and one-fourth per centum of the actual value of the taxable property ascertained as provided in section two of chapter 41 as found in section 1306-b of the supplement to the code, a petition signed by a majority of the qualified electors of such city shall be filed with the council of such city, asking that an election shall be called, stating the purposes for which the money is to be used and that the said hospital cannot be purchased, built or maintained within the limit of one and one-fourth per centum of valuation of the taxable property of such city. If two-thirds of all the electors voting at such election, vote in favor of such indebtedness at such election, the council of such city shall issue the bonds as provided in this act to the limit as herein provided.

**SEC. 9. In effect.** This act, being deemed of immediate importance, shall be in force from and after its publication in the Register and Leader and in the Des Moines Daily Capital, newspapers published in the city of Des Moines.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital April 13, 1906 and the Register and Leader, April 16, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 23.

### PURCHASE AND CONSTRUCTION OF WATERWORKS.

S. F. 124.

**AN ACT** to amend the law as it appears in section seven hundred and forty-five (745) of the supplement to the code, relating to the purchase or erection of water works by cities and conferring additional powers with reference thereto.

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

**SECTION 1. Additional powers for cities of first class.** The law, as it appears in section seven hundred and forty-five (745) [of] the supplement to the code, is hereby amended by adding thereto the following:

"Cities of the first class which have adopted or may adopt an ordinance availing themselves of the privileges conferred herein, shall in addition thereto have and possess the following powers:

A—In addition to mortgage on the water plant to secure the bonds hereinafore authorized, the said city may in addition to the security of said mortgage and as a part thereof, grant a franchise to maintain and operate said plant on foreclosure sale under said mortgage, said franchise to become effective only on the passing of title under the said foreclosure sale and to continue for a period of not exceeding twenty-five (25) years thereafter, providing that the granting of such franchise shall be approved by a majority of the electors of said city, voting at an election thereon, which election shall be held as provided in section seven hundred and forty-six (746), supplement of the code.

B—They shall have power to issue the general bonds of the city creating an indebtedness of said city to an amount which, with its other existing

indebtedness, shall not exceed five per cent (5%) of the actual value of the taxable property of said city, as shown by the last preceding assessment. The said bonds or proceeds of sale thereof to be used in the purchase or construction of a water plant, as herein provided, provided, however, that such bonds can be issued by order of the city council of said city only after a contract for the purchase or construction of a water plant and providing for the issuance of such bonds has been approved by the majority of the electors of said city voting at an election thereon to be held in accordance with the provisions of section seven hundred and forty-six (746), supplement of the code. Neither the said bonds nor the proceeds thereof shall be diverted to an other purpose than as herein provided. Said cities may purchase or contract a water plant and pay for the same partly out of the water bonds and partly out of the general bonds herein provided, or wholly out of either class of bonds or proceeds thereof, as such city may determine. The general bonds of the city herein provided shall bear interest at not exceeding five per (5%) cent per annum, payable semi-annually, and shall be payable not more than twenty (20) years after date and in the general form of bonds provided by section four hundred and three (403) of the code, with such changes as may be necessary to conform the same to this statute and the ordinances or contract of the city under which they are issued.

**SEC. 2. Acts in conflict repealed.** All acts and parts of acts, so far as the same are in conflict with the foregoing, are hereby repealed.

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

Approved April 5, A. D. 1906

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital April 11, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 24.

### SEWERS IN CITIES AND TOWNS.

H. F. 187.

AN ACT to repeal chapter thirty-one (31) of the laws of the Thirtieth General Assembly and to enact a substitute therefor relating to sewers in cities and in incorporated towns.

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

**SECTION 1. Statutes applicable to towns.** That chapter thirty-one (31) of the laws of the Thirtieth General Assembly be and the same is hereby repealed and the following enacted in lieu thereof:

"That all of the provisions of section[s] seven hundred and ninety-two (792) to section eight hundred and forty-nine (849) inclusive, of chapters seven (7) and eight (8) of title five (5) of the code and that subdivision three (3) of section eight hundred and ninety four (894) of the code granting to cities of the first and second classes the power to construct sanitary sewers and assess the cost of the same to the real property abutting on, adjacent to or benefited by such sewers, and providing for a tax on the assessed valuation of all property therein when the entire city comprises one sewer district, shall be applicable and apply to incorporated towns."

**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 Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 14, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 25.

### STREET IMPROVEMENTS, SEWERS AND PRELIMINARY NOTICES OF SEWER IMPROVEMENTS.

S. F. 849.

AN ACT to amend section eight hundred one (801) of the code relating to street improvements, sewers and preliminary notices of sewer improvements.

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

**SECTION 1. Publication of notices.** That section eight hundred one (801) of the code be and the same is hereby amended by adding the following at the close of said section, to-wit:

"In the event that there is no daily newspaper published in the city or town then the notices provided for by section eight hundred one (801) of the code may be given by one publication thereof in a weekly newspaper of general circulation published in such city or town. Such publication to be made at least five, and not exceeding ten, days prior to the hearing or meeting referred to in said section."

**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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 13, 1906, and the Register and Leader, April 19, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 26.

### CONSTRUCTION OR REPAIR OF MAIN SEWERS IN CITIES OF THE FIRST CLASS.

H. F. 293.

AN ACT granting additional powers to cities of the first class in levying taxes and providing means for the making, reconstruction, or repair of main sewers, defining main sewers, and making certain parts of the code applicable thereto. [Additional to chapter seven (7) of title five (V) of the code, relating to street improvements, sewers and special assessments.]

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

**SECTION 1. Main sewer fund.** Any city of the first class shall have power to levy annually a tax not exceeding five (5) mills on the dollar on the assessed valuation of all property therein, for a main sewer fund, to be used to pay the whole or any part of the cost of the making, reconstruction or repair of any main sewer within the limits of the city.

**SEC 2. Term defined.** A "main sewer" as referred to in this act shall be held to mean any sewer that is commonly referred to by any one of the following terms: "intercepting sewer, out-fall sewer, or trunk sewer."

**SEC. 3. Statutes applicable.** The provisions of chapter seven (7), of title five (5), of the code shall be applicable to providing for the making, reconstruction or repair of main sewers, the whole or any part of the cost of the making, reconstruction or repair of which shall be ordered paid from the main sewer fund herein provided for, to the same extent and in the same



manner as the provisions of said chapter seven (7), of title five (5), of the code are now applicable to providing for the making, reconstruction or repair of sewers, the whole or any part of the cost of the making, reconstruction or repair of which may be ordered paid from the city sewer fund.

**SEC. 4. Same—main sewer certificates or bonds.** The provisions of chapter twelve (12), of title five (5), of the code shall be applicable to taxes authorized to be levied for the main sewer fund. Certificates or bonds issued in anticipation of the collection of taxes authorized to be levied for the main sewer fund shall be denominated "main sewer certificates" or "main sewer bonds".

**SEC. 5. Aggregate tax for all sewer funds.** The aggregate tax levied by any city of the first class in any one year for a city sewer fund, a district sewer fund, and a main sewer fund, shall not exceed (8) mills on the dollar on the assessed valuation of all the property therein.

**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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 24, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 27.

### PARK COMMISSIONERS.

S. F. 218.

AN ACT to amend section eight hundred fifty-five (855) of the code, relative to park commissioners and their powers.

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

**SECTION 1. Mortgage of real estate to secure bonds.** Section eight hundred fifty-five (855) of the code be, and hereby is amended by striking out the word "such" in the fifth line, and inserting in lieu thereof the word "any", and by inserting after the words "real estate" in the same line the words "held by them as trustees".

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 28.

### PARK COMMISSIONERS.

S. F. 224.

AN ACT to amend the law as it appears in chapter thirty-six (36) of the laws of the 30th General Assembly relating to park commissioners.

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

**SECTION 1. Compensation.** That the law as it appears in section (1) of chapter thirty-six (36) of the laws of the 30th General

Assembly be amended by striking out the words and figures "forty thousand (40,000)" in the tenth line thereof, and inserting in lieu thereof the words and figures "sixty-five thousand (65,000)".

Provided, however, that in cities having a population of less than sixty-five (65,000) thousand and having more than six hundred (600) acres of park, the park commissioners may be paid a salary of not to exceed two hundred fifty (\$250.00) dollars each, provided that the same shall be authorized by resolution passed by a majority vote of the city council.

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 9, 1906, and the Des Moines Daily Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 29.

### COLLECTION AND PAYMENT OF ASSESSMENTS AND TAXES TO CITIES AND TOWNS.

H. F. 214.

**AN ACT** to amend section nine hundred and two (902) of the code. [Relative to certification and collection of city or town assessments and taxes and the payment thereof to the city or town.]

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

SECTION 1. **Assessments and taxes—how paid to city or town.** That section nine hundred and two (902) of the code be amended by striking out of the fourteenth, fifteenth and sixteenth lines thereof the words "the county treasurer shall pay over to the treasurer of the municipality all moneys collected by him belonging thereto on the first Monday of each month", and inserting in lieu thereof the following words, "Before the third Monday of each month, the county treasurer shall give written notice to the mayor of each municipality in the county of the amount collected for each fund up to the first day of that month, and the mayor of each municipality shall draw an order therefor in favor of the city treasurer, countersigned by the clerk or auditor of the municipality, upon the county treasurer who shall pay such taxes to the treasurers of the several municipalities only on such order".

Approved March 23, A. D. 1906.

## CHAPTER 30.

### PLATTING OF LAND BY COUNTY AUDITOR.

H. F. 263.

**AN ACT** to amend sections nine hundred and twenty-two (922), nine hundred twenty-three (923), and nine hundred twenty-four (924) of the code relating to the platting of land by the county auditor.

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

SECTION 1. **Plat by county auditor—where filed.** Section nine hundred twenty-two (922) of the code is hereby amended by adding the following words after the word "record" in the eleventh line thereof "in his office and in the office of the county recorder".

**SEC. 2. Repealed—platting for assessment and taxation.** Section nine hundred twenty-three of the code is hereby repealed and the following substitute is enacted in lieu thereof:

“Whenever a congressional subdivision of land of one hundred and sixty acres or less, or any lot or subdivision, is owned by two or more persons in severalty, and the description of one or more of the different parts or parcels thereof cannot, in the judgment of the county auditor, be made sufficiently certain and accurate for the purposes of assessment and taxation without noting the metes and bounds of the same, he shall cause to be made and recorded in his office and the office of the county recorder a plat of such tract or lot with its several subdivisions including and replatting in such plat such other plats or parts thereof included within the same lot or congressional subdivision of land, as may seem to him to be required in accordance with the provisions of this chapter, proceeding as directed in the preceding section, and all of its provisions shall govern.”

**SEC. 3. Plat by county auditor—where recorded.** Section nine hundred twenty-four (924) of the code is hereby amended by adding the following words after the word “recorded” in the twentieth line thereof, “in his office and the office of the county recorder”.

Approved April 5, A. D. 1906.

## CHAPTER 31.

### DELINQUENT TAXES IN SPECIAL CHARTER CITIES.

H. F. 107.

AN ACT to amend section nine hundred and seventy-five (975) of the code relating to delinquent taxes in cities under special charter.

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

**SECTION 1. Delinquent taxes—when a lien.** That section number nine hundred and seventy-five (975) of the code be and the same is hereby amended by striking out that part of said section beginning with the word “ordering” in the ninth line thereof and ending with the word “made” in the eleventh line, and substituting therefor the following words to wit:—“levying the same”.

**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 Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

Approved March 15, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, March 17, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 32.

### UNPAID TAXES IN SPECIAL CHARTER CITIES.

H. F. 106.

AN ACT in relation to penalty on unpaid taxes in cities acting under special charters. [Additional to chapter fourteen (14) of title five (V) of the code, relating to cities under special charter.]

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

**SECTION 1. Penalty or interest on unpaid taxes.** That in cities acting under special charter no penalty or interest shall be collected upon taxes or assessments remaining unpaid four years or more, from the first day of January of the year in which the tax books containing the same, were first placed in the hands of the city collector or treasurer.

**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 Des Moines Daily Capital and the Register and Leader, newspapers published in Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 9, 1906, and the Des Moines Daily Capital, April 11, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 33.

### ASSESSMENT AND TAXATION OF PROPERTY IN SPECIAL CHARTER CITIES.

H. F. 306.

AN ACT relating to the assessment and taxation of property in special charter cities, [additional to chapter fourteen (14) of title five (V) of the code,] and providing that section thirteen hundred and five (1305) of the code shall not apply to such cities.

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

**SECTION 1. Valuation—how provided.** That the assessed or taxable value of all property, and the value at which it shall be listed, and upon which the levy shall be made, in special charter cities shall be provided by the city council of such city.

**SEC. 2. Levy upon property valued and returned by executive council.** That, where all property, except such as is listed and valued by the executive council is assessed upon its full or a certain percentage of its full valuation, the levy upon all such property valued and returned by the executive council shall be on a like percentage of the valuation so returned.

**SEC. 3. Not applicable to special charter cities.** That section thirteen hundred and five (1305) of the code and amendments thereto, be and the same is hereby amended by adding thereto the following, to-wit: "This section shall not apply to special charter cities."

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

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 26, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 34.

### UNIFORM SYSTEM OF MUNICIPAL ACCOUNTS.

S. F. 152.

AN ACT to provide for the publication of municipal accounts and to establish a uniform system of accounts, reports and audit in cities and towns. [Additional to title five (V) of the code relating to city and town government.]

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

**SECTION 1. Annual financial report.** It shall be the duty of the chief accounting and warrant issuing officer of each city and town, namely auditor or clerk as the case may be, to prepare and to publish the annual report of the financial condition and transactions of the city or town now or hereafter required by law, and all accounting officers of all boards or commission departments and offices whatsoever within the corporate area receiving or disbursing public funds shall file with the auditor or clerk, within thirty days

from the expiration of their fiscal year, a report in writing of official transactions in the form and manner required by law. In case of refusal or gross neglect to comply with the law and provisions herein governing the method of accounting for and reporting municipal transactions herein referred to, the official so delinquent shall be deemed guilty of a misdemeanor. The auditor or clerk aforesaid is hereby authorized to institute legal proceedings to enforce the provisions herein requiring report to him.

**SEC. 2. How published.** In cities having a population of five thousand or over, the annual report aforesaid shall be printed in pamphlet form. At least five hundred copies of said report shall be printed and the expense thereof shall be provided for annually by the city council. In cities and towns having less than five thousand population, the annual report may be published in pamphlet form if authorized by the city council.

**SEC. 3. Certified to auditor of state—auditor to publish returns.** On or before the first day of July the auditor or clerk of each city or town shall forward to the auditor of state a certified copy of the annual report in the form prescribed as hereinafter provided and said auditor of state shall publish in a separate volume such returns, showing under appropriate schedules the total receipts and expenditures, assets and indebtedness and related data of all cities and towns in the state together with his comment and recommendations respecting desirable changes in the laws governing financial administration in municipalities. Three thousand copies of such auditor's report shall be annually printed on or before December first for general distribution in accordance with law.

**SEC. 4. Uniform system of accounts—auditor to prescribe—advisory committee.** That uniformity in the methods of accounting for and reporting the financial transactions of municipalities may be secured, the auditor of state is authorized and he is hereby directed to formulate and prescribe a system of municipal accounts and method of presenting departmental and general reports which shall be adopted and complied with in the administration of all cities or towns on and after April 1st, nineteen hundred and seven (1907). To insure careful consideration of the merits and defects of existing methods in local accounting, the auditor of state shall appoint an advisory committee of not less than five nor more than seven persons familiar with municipal accounts, a majority of whom shall be city accounting officers; said committee shall serve without compensation except that their necessary traveling and hotel expenses for a period not to exceed thirty days shall be allowed them and for such expense the auditor of state is authorized to issue warrants upon the treasurer of state. In the system to be devised as herein contemplated, the officer and persons charged therewith shall adopt so far as practicable the latest and most approved methods in municipal accounting, especially the classifications and definitions of municipal finance in use in the national census office.

**SEC. 5. Examiners of municipal accounts—compensation.** The auditor of state shall appoint one or more examiners of municipal accounts whose duty it shall be at least once in two years to examine into, audit and report upon the financial condition and transactions of all cities having a population of five thousand or more. Said examiners shall have power to compel the attendance of witnesses and to administer oaths and shall have access to all books, papers or records essential in a thorough going examination. The examiner in charge of an investigation shall, on the conclusion thereof, file a written report of his findings with the mayor and council and with the auditor of state including his criticisms of any faults found and his recommendations respecting improvements desirable. Any and all reports thus made and filed shall be open to public inspection. The compensation of said examiners shall be five dollars (\$5.00) for each day actually employed together with their necessary traveling expenses; the sum so

due in any case shall be paid by the auditor of state upon the presentation of proper bills therefor, by warrants on the treasurer of state; thereupon the auditor of state shall file a claim for the full amount so allowed with the auditor or clerk of the city or town examined, and the council thereof shall provide for its payment.

**SEC. 6. Application for examination.** Any city or town with a population of less than five thousand may secure an examination of its financial transactions and the condition of its funds and a report thereon by a state examiner upon application by either the mayor or the council to the auditor of state. Further upon petition of fifty or more tax payers of any city or town setting forth facts that in the opinion of the state auditor justify action, the auditor of state shall send an examiner to inspect and report upon the financial administration and condition of the municipality in question.

**SEC. 7. Applicable to special charter cities.** The foregoing provisions shall apply to cities under special charters.

**SEC. 8. Acts in conflict repealed.** All acts or parts of acts inconsistent with this act are hereby repealed.

Approved April 5, A. D. 1906.

## CHAPTER 35.

### RELIGIOUS WORSHIP OF INMATES OF STATE, COUNTY AND CITY INSTITUTIONS.

H. F. 888.

AN ACT to secure in matters of religion a free exercise of religious preference and practice to all inmates of state, county, and city institutions maintained for the detention of persons held by committal or confinement in any state, county or city institution whether penal, correctional, charitable, or educational, or in any place of confinement maintained and supported by public funds. [Additional to titles five (V), twelve (XII), thirteen (XIII), and twenty-six (XXVI) of the code.]

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

**SECTION 1. Inmates of institutions to have free exercise of religious worship.** That it shall be the duty of [the] board of control, superintendents, warden, and other officers having the management of any penal, correctional, charitable or educational institution, or other place of confinement now existing or hereafter established and supported by public funds, to permit all persons committed to, confined or detained in, or otherwise held in such institutions, or other place of confinement, spiritual advice, instruction, and ministrations from any recognized, clergyman of the church or denomination which such person so committed, confined, detained or received may profess to adhere to or prefer; which said profession or choice shall be by such person communicated to the warden, superintendent or other officer in charge of such institution. It shall be the duty of the warden, superintendent or other officer receiving such person so committed, to inquire of such committed person as to his religious preference and enter the same in the book kept for the purpose, and cause the person making such choice or preference to sign the same. And during the time of detention such person so committed, confined or detained shall be allowed at suitable and reasonable times to receive the visits of clergymen belonging to the denomination or church so preferred at the time of commitment, or chosen at any later period.

**SEC. 2. What permitted.** It shall be the duty of the superintendent, warden or other officer having the control and management of such institution to allow the person so committed or detained the privilege of communicating with any clergyman of good standing of the church or denomination so preferred for at least an hour on the first day of the week in each week; and all facilities consistent with discipline and the proper care of such person so detained or confined shall be allowed to the clergyman so ministering or teaching; and all opportunity for engaging in religious services according

to the rites of such church and denomination shall be freely allowed in so far as the same are consistent with discipline and good order. In case of severe sickness of any one so committed, confined or detained, opportunity shall be given him for spiritual ministrations according to laws, ritual, rites, and customs of such denomination, so far as the same may be done without interference with the efficient management and control of such institution. That minister or ministers attending persons as provided by this act shall be entitled to no compensation for so doing.

**SEC. 3. Minors—rules and regulations.** In case any person so committed, detained or restrained is a minor and has formed no choice, his preference may, at any time, be expressed by himself with the approval of parents or guardian, if he has any such. It shall be the duty of the officers or governing authorities of any such institution to provide such rules and regulations as may be necessary to carry into effect the provisions of this act.

Approved April 10, A. D. 1906.

## CHAPTER 36.

### ELECTION OF OFFICERS AND TERMS OF OFFICE.

H. F. 880.

AN ACT to repeal sections one thousand and fifty-seven (1057), one thousand and sixty-four (1064), one thousand and sixty-five (1065), one thousand and sixty-six (1066), one thousand and seventy (1070), one thousand and seventy-one (1071), and to enact substitutes therefor, relating to the election of officers and the terms of office.

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

**SECTION 1. Repealed.** That sections, one thousand and fifty-seven, one thousand and sixty-four, one thousand and sixty-five, one thousand and sixty-six, one thousand and seventy and one thousand and seventy-one, be and the same are hereby repealed and the following enacted in lieu thereof:

**SEC. 2. General election.** The general election for state, district, county and township officers shall be held throughout the state on Tuesday, next after the first Monday in November in the year 1906 and each two years thereafter.

**SEC. 3. State officers.** The governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, attorney general, and superintendent of public instruction shall be chosen at the general election in each even numbered year and their terms of office shall be for two years.

**SEC. 4. Judges of the supreme court.** Two judges of the supreme court shall be chosen at the general election in the year 1906 and two shall be chosen at each general election thereafter, whose terms of office shall continue for six years and the judge whose term of office will soonest expire shall be chief justice and when it occurs that two judges shall be equally entitled, they shall each hold the place of chief justice for one year, and the one who is senior in age shall hold for the first of the two years to which they are each equally entitled; and at the session of the supreme court next preceding the commencement of the first of the said two years, the supreme court shall cause a record to be made as to who shall be the chief justice for the year next ensuing.

**SEC. 5. Representatives.** Members of the house of representatives shall be elected in the respective representative districts in each even numbered year, and hold office for the term of two years.

**SEC. 6. Senators.** Senators in the general assembly, to succeed those who terms are about to expire shall be elected in the respective senatorial districts in each even numbered year, and shall hold office for the term of four years.

Approved April 10, A. D. 1906.

## CHAPTER 37.

## ELECTION AND TERM OF OFFICE OF TOWNSHIP TRUSTEES.

H. F. 359.

AN ACT to amend section ten hundred and sixty (1060) of the code; and to repeal section ten hundred and seventy-four (1074) of the code and to enact a substitute therefor, relating to the election and terms of office of township trustees.

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

**SECTION 1. Term of office—commences, when.** That section ten hundred and sixty (1060) of the code be and the same is hereby amended by inserting in the fourth line of said section after the word "constitution" the words "or by statute".

**SEC. 2. Township trustees—election—term.** That section ten hundred and seventy-four (1074) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"At the general election in the year 1906 there shall be elected in each township a successor to those trustees whose term of office will expire January 1st, 1907; and at the general election in the year 1908, and biennially thereafter, there shall be elected in each township three trustees, whose term of office shall be for a period of two years, and until their successors are elected and qualified, and those trustees whose term of office does not expire until the first day of January, 1908, shall continue in office until their successors are elected and qualified."

Approved April 10, A. D. 1906.

## CHAPTER 38.

## ELECTION AND TERM OF OFFICE OF RAILROAD COMMISSIONERS.

H. F. 364.

AN ACT to repeal section one thousand sixty-eight (1068) of the code relative to railroad commissioners, and to enact a substitute therefor.

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

**SECTION 1. Repealed—railroad commissioners—election and term.** Section one thousand sixty-eight (1068) of the code is hereby repealed, and the following enacted in lieu thereof:

"At the general election in the year 1906, and every four years thereafter, there shall be elected two railroad commissioners, whose term of office shall be for a period of four years; and at the general election in the year 1908, and every four years thereafter, there shall be elected one railroad commissioner, whose term of office shall be for a period of four years; and the present incumbents of the office of railroad commissioner shall continue in office until their successors are elected and qualified, as in this act provided."

Approved April 10, A. D. 1906.

## CHAPTER 39.

## ELECTION AND TERM OF OFFICE OF COUNTY OFFICERS.

H. F. 384.

AN ACT to repeal section one thousand and seventy-two (1072) of the code and to enact a substitute therefor, relating to the term of office of county officers.

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

**SECTION 1. Repealed—county officers.** That section one thousand and seventy-two of the code be and the same is hereby repealed, and the following enacted in lieu thereof:



"There shall be elected in each county, at the general election in 1906, and in each even numbered year thereafter an auditor, a treasurer, a clerk of the district court, a sheriff, a recorder of deeds, a county attorney, a county superintendent of schools, a surveyor, and a coroner, who shall hold office for the term of two years or until their successors are elected and qualified."

Approved April 10, A. D. 1906.

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## CHAPTER 40.

### REGISTRATION OF VOTERS FOR CITY ELECTIONS.

H. F. 47.

AN ACT to amend section ten hundred and seventy-six (1076) of the code relating to the registration of voters.

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

**SECTION 1. Board of registers for city elections.** Section ten hundred and seventy-six (1076) of the code is hereby amended, by adding thereto after the word "election," in the third line thereof the following: "And on or before the third Monday prior to any city election to be held during the year 1906," also after the word, "year," in the thirteenth line of said section the words, "but registers appointed for city elections during the year 1906 shall hold such office only until such election is completed".

**SEC. 2. Special charter cities.** This act shall apply to cities under special charters with same effect as to cities under the general laws.

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

Approved February 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, February 7, 1906.

W. B. MARTIN,  
*Secretary of State.*

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## CHAPTER 41.

### REGISTRATION OF VOTERS.

S. F. 300.

AN ACT to amend section one thousand seventy-six (1076) of the code, relative to the registration of voters.

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

**SECTION 1. Registers—term of office.** Section one thousand seventy-six (1076) of the code is hereby amended by striking from the thirteenth line thereof the word "one", immediately preceding the word "year", and by inserting in lieu thereof the word "two".

Approved March 30, A. D. 1906.

## CHAPTER 42.

## ELECTION BOARDS.

H. F. 832.

AN ACT to amend section ten hundred and ninety-three (1033) of the code, relating to election boards.

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

**SECTION 1. Election boards in township precincts.** That section ten hundred and ninety-three (1093) of the code be and the same is hereby amended by striking out of the thirteenth and fourteenth lines thereof the words, "expire in one and two years from the following January", and to insert in lieu thereof the words, "shall next expire".

Approved March 23, A. D. 1906.

## CHAPTER 43.

## FORM OF BALLOT.

H. F. 862.

AN ACT to amend the law as it appears in section eleven hundred and six (1106) of the supplement to the code relating to the form of ballots to be used at elections.

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

**SECTION 1. Candidates for district judge indorsed by the bar.** The law as it appears in section eleven hundred and six (1106) of the supplement to the code is amended by adding after the word "petition" in the 15th line the words "except as hereinafter provided", and after the word "ticket" in the 20th line thereof, the words, "provided, that in any judicial district of the state in which the bar association, or a convention of attorneys of the district nominates or recommends candidate or candidates for the office of district judge, and such candidates are also nominated or indorsed by any political party, in preparing the ballots for the general election, the names of such candidate or candidates shall be printed as candidate or candidates for each party by whom they are nominated, whether by primary, convention or petition."

Approved April 10, A. D. 1906.

## CHAPTER 44.

## REMOVAL OF THE CIRCLE FROM THE BALLOT.

S. F. 48.

AN ACT to amend sections eleven hundred and nine (1109), eleven hundred and twenty (1120), and eleven hundred and twenty-one (1121) of the code, and to amend the law as it appears in sections eleven hundred and six (1106) and eleven hundred and nineteen (1119) of the supplement to the code, relating to elections, form of, and manner of marking the ballots.

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

**SECTION 1. The circle removed from form of ballot.** That the law as it appears in section eleven hundred and six (1106) of the supplement to the code be amended by striking out the circle in the form of ballot.

**SEC. 2. Provisions for printing circle on ballot repealed.** That section eleven hundred and nine (1109) be amended by striking out the words beginning with the word "and" in the fourth line thereof, and ending with the word "printed" in the fifth line thereof.

**SEC. 3. Provisions for marking ballot in circle repealed.** That the law as it appears in section eleven hundred and nineteen (1119) of the sup-

plement to the code be amended by striking out the words beginning with the word "or" in the third line thereof and ending with the word "ticket" in the fifth line thereof. Also by striking out the words beginning with the word "or" in the ninth line and ending with the word "circle" in the tenth line thereof.

**SEC. 4. Provisions for counting ballots marked in circle repealed.** That section eleven hundred and twenty (1120) be amended by striking out the word "first" in the first line of said section, also by striking out the words beginning with the word "when" in the third line thereof and ending with the word "rejected" in the ninth line. Also by striking out the words "whether the circle is marked, or not" in the twelfth line of said section.

**SEC. 5. Voting mark—where made.** That section eleven hundred and twenty-one (1121) be amended by striking out the words "circle or" in the second line of said section and inserting the words "opposite to the name of the candidate for whom the voter desires to vote" after the word "square" in the second line of said section.

Approved March 15, A. D. 1906.

## CHAPTER 45.

### PRIMARY ELECTIONS.

H. F. 237.

AN ACT to amend sections two (2) and five (5) of chapter forty (40) of the acts of the Thirtieth General Assembly, relating to primary elections.

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

**SECTION 1. Boundaries of voting precincts.** That section two (2) of chapter forty (40) of the acts of the Thirtieth General Assembly be, and the same is hereby, amended by adding thereto the following:

"If the boundaries of any voting precinct are changed between the time of a general election and the time of a subsequent primary election, the boundaries of such precinct for such primary election shall be the same as they were at the last preceding general election."

**SEC. 2. Registration of voters.** That section five (5) of chapter forty (40) of the acts of the Thirtieth General Assembly be, and the same is hereby, amended by striking out of the twenty-eighth line of said section the words, "were too ill to", and inserting in lieu thereof the words, "did not"; also by striking out of the twenty-ninth and thirtieth lines of said section the words, "or who were prevented therefrom by sickness or death or other calamity in their family"; also by striking out of the forty-seventh, forty-eighth, forty-ninth, fiftieth and fifty-first lines of said section the following, "and reason or reasons for the failure of such persons to attend the general election held in November for the purpose of voting and registering thereat. In all cases where illness is given as the cause for failure to register, the affidavit of some reputable physician setting forth the fact shall also be produced."

**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 Register and Leader, a newspaper published at Des Moines, Iowa, and in the Valley Express, a newspaper published at Valley Junction, Polk county, Iowa.

Approved April 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 11, 1906, and the Valley Express, April 12, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 46.

## PRIMARY ELECTIONS.

H. F. 153.

AN ACT to amend section seven (7) chapter forty (40) of the acts of the Thirtieth General Assembly of the state of Iowa, relating to primary elections and the manner in which candidates may procure their names to be placed on the primary ticket; [and to amend section two (2) of chapter forty (40) of the acts of the Thirtieth General Assembly, relating to the time of closing the polls.]

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

**SECTION 1. Candidates for nomination—affidavit.** That the law, as it appears in section seven (7) chapter forty (40) acts of the Thirtieth General Assembly, be and the same is hereby amended by striking out of the thirteenth and fourteenth lines of said section the words; “and I am a qualified voter therein”, and by inserting in lieu thereof the words; “I am eligible to hold the office for which I am a candidate”. And by striking out the words ‘said county’ in the sixth (6) line of said section, and inserting in lieu thereof the following: “the county if for a county office, or of the district or state when they are candidates for a district or state office”. Insert after the word “county” in the eighth (8) line of said section the words “district or state”.

**SEC. 2. Polls open.** That section 2 be amended by striking out the words and figures “six (6)” in the 6th line, and by inserting in lieu thereof the words and figures “seven (7)”.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and a ter its publication in the Register and Leader and Des Moines Daily News, newspapers published in Des Moines, Iowa.

Approved March 10, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily News, March 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 47.

## PUBLICATION OF OFFICIAL BALLOT.

S. F. 295.

AN ACT to amend section twelve hundred and ninety-three (1293) of the code, relative to the publication of the official ballot.

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

**SECTION 1. Compensation increased.** That section twelve hundred and ninety-three (1293) of the code is hereby amended by striking out the word “thirty (30)” in the tenth (10) line thereof and inserting the word “forty (40)” and by striking out the word “fifty (50)” in the twelfth (12) line thereof and inserting the word “seventy (70)”.

Approved April 10, A. D. 1906.

## CHAPTER 48.

## TO EXEMPT FROM TAXATION THE ACCUMULATIONS AND FUNDS OF FRATERNAL BENEFICIARY ASSOCIATIONS.

S. F. 228.

AN ACT to amend section thirteen hundred and four (1304) of the code, so as to exempt from taxation the accumulations and funds of fraternal beneficiary associations.

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

SECTION 1. **Exemptions.** That section thirteen hundred and four (1304) of the code be amended by adding the following:

"8. The accumulations and funds held or possessed by fraternal beneficiary associations for the purposes of paying the benefits contemplated by section eighteen hundred and twenty-two (1822) of the code, or for the payment of the expenses of such association."

Approved April 10, A. D. 1906.

## CHAPTER 49.

## LIMIT OF INDEBTEDNESS OF COUNTY AND MUNICIPAL CORPORATIONS.

H. F. 119.

AN ACT to repeal section thirteen hundred and six-b (1306-b) of the supplement to the code, and chapter forty-three (43) of the acts of the 30th General Assembly, and to enact a substitute therefor relating to the limit of indebtedness of municipal corporations.

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

SECTION 1. **Repealed—amount of indebtedness limited.** That section thirteen hundred and six-b (1306-b) of the supplement to the code and chapter forty-three (43) of the acts of the 30th General Assembly be and the same are hereby repealed, and the following enacted in lieu thereof:

"No county or other political or municipal corporation, shall be allowed to become indebted in any manner or for any purpose, to an amount exceeding in the aggregate the amount of one and one-fourth per centum of the actual value of the taxable property within such county or corporation, except that cities and incorporated towns, may, for the purpose of purchasing, erecting or maintaining and operating waterworks, electric light and power plants, gas works and heating plants or of building and constructing sewers, incur an indebtedness, not exceeding in the aggregate, added to all other indebtedness, five per centum of the actual value of the taxable property within such city or incorporated town. The amount of such taxable property shall be ascertained by the last state and county tax list previous to the incurring of such indebtedness.

"SEC. 2. **Procedure to exceed limitation in cities and towns.** Provided; that before such indebtedness can be contracted in excess of one and one-quarter per centum of the actual value of the taxable property ascertained as above provided in this act, a petition signed by a majority of the qualified electors of such city or town shall be filed with the council of such city or town, asking that an election shall be called, stating the purposes for which the money is to be used and that the necessary water works, electric light and power plants, gas works, heating plants, or sewers, cannot be purchased, erected, built or furnished within the limit of one and one-quarter per centum of the valuation. And provided that in cities having a population of more than ten thousand, the petition need not be signed by more than two hundred qualified electors.

"SEC. 3. **Election called—notice—ballot.** The council of such city or town on the receipt of such petition shall at the next regular meeting call such election, fixing the time and place thereof, and give four weeks' notice thereof, in some newspaper published in the said town or city, or if none be published there, then in the next nearest town or city in the county. At such election the ballots shall be prepared, and used in substantially the following form:

For the issuance of bonds in the sum of \$\_\_\_\_\_   
 for water works, electric light and power plants,  
 gas works, heating plants, or sewer purposes,

Against the issuance of bonds in the sum of \$\_\_\_\_\_   
 for water works, electric light and power plants,  
 gas works, heating plants, or sewer purposes,

"SEC. 4. **Issuance of bonds.** If a majority, in cities having more than ten thousand, population; or, if, in cities and towns having a population of ten thousand or less, two thirds or more, of all the electors, voting at such election, vote in favor of the issuance of such bonds, the council of such city or town shall issue the same and make provision for the payment of the same and the interest thereon as provided in chapter eight (8) title five (V) of the code.

"SEC. 5. **Construction.** Nothing in this act contained shall be construed to repeal the provisions of chapter one hundred and fourteen (114) of the acts of the 30th General Assembly nor shall anything in this act contained be construed as being applicable to bonds issued under section 745 of the supplement to the code."

SEC. 6. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 2, 1906, and the Register and Leader, April 9, 1906.

W. B. MARTIN,  
 Secretary of State.

## CHAPTER 50.

### TAXATION OF NATIONAL, STATE AND SAVINGS BANKS.

§ 7. 336.

AN ACT to amend section thirteen hundred and twenty-two (1322) of the code, relating to the taxation of national, state and savings banks and the shares of stock therein.

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

SECTION 1. **Assessment of national, state and savings banks.** That section thirteen hundred and twenty-two (1322) of the code be, and the same is hereby, amended by striking out the last part of said section which reads as follows: "In arriving at the total value of the shares of stock of such corporations, the amount of their capital actually invested in real estate owned by them, shall be deducted from the real value of such shares, and such real estate shall be assessed as other real estate, and the property of such corporations shall not be otherwise assessed", and substituting in lieu thereof the following, to-wit:

"In arriving at the total value of the shares of stock of such corporations, the amount of their capital actually invested in real estate owned by them

and in the shares of stock of corporations owning only the real estate (inclusive of leasehold interests, if any) on or in which the bank or trust company is located, shall be deducted from the real value of such shares, and such real estate shall be assessed as other real estate, and the property of such corporations shall not be otherwise assessed."

SEC. 2. **Applicable to 1906 tax.** This act shall apply to the assessment for the tax of 1906.

Approved April 10, A. D. 1906.

## CHAPTER 51.

### DELINQUENT TAXES.

S. F. 281.

AN ACT to repeal section thirteen hundred and ninety-one (1391) of the code, relating to delinquent taxes and to enact a substitute therefor.

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

SECTION 1. **Delinquent taxes.** That section thirteen hundred and ninety-one (1391) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"No penalty or interest shall be collected upon taxes remaining unpaid four years or more from the thirty-first day of December of the year in which the tax books containing the same were first placed in the hands of the county treasurer, and the board of supervisors at the January meeting may declare such tax unavailable, and when so declared by the board, the amount shall be credited to the treasurer by the auditor as unavailable and he shall apportion such tax among the funds to which it belongs. Any portion of such tax belonging to the state shall be reported by him in his semi-annual settlement sheets to the auditor of state as unavailable, whereupon the auditor of state shall credit the county with the amount so reported, but nothing in this act shall be construed to in any way release the county treasurer from any duty required of him in the collection of delinquent taxes, nor to release the tax payer from his liability for the same. Should any of such tax afterward be collected, the county treasurer shall distribute the net amount collected among the several funds the same as though it had never been declared unavailable, and the portion belonging to the state shall be credited back to the state and included in the treasurer's remittance of other state taxes to the treasurer of state and shall be reported by the county auditor in his semi-annual settlement sheets to the auditor of state, who shall recharge the same to the county."

Approved April 10, A. D. 1906.

## CHAPTER 52.

### TO ENCOURAGE THE PLANTING OF FOREST AND FRUIT TREES.

H. F. 209.

AN ACT to encourage the planting of forest and fruit trees in the state of Iowa. [Additional to chapter one (1) of title seven (VII) of the code, relating to assessment of taxes.]

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

SECTION 1. **Forest and fruit tree reservations.** That on any tract of land in the state of Iowa the owner or owners may select a permanent forest reservation not less than two acres in continuous area, or a fruit tree reservation not less than one nor more than five acres in area, or both, and that upon compliance with the provisions of this act, such owner or owners shall be entitled to the benefits hereinafter set forth.

**SEC. 2. Forest reservation.** A forest reservation shall contain not less than two hundred growing forest trees on each acre. If the area selected is an original forest containing the required number of growing forest trees, it shall be accepted as a forest reservation under the provisions of this act. If the area selected is an original forest containing less than two hundred forest trees to the acre, or if it is an artificial grove, the owner or owners thereof shall have planted, cultivated and otherwise properly cared for the number of forest trees necessary to bring the total number of growing trees to not less than two hundred on each acre, during a period of not less than two years, before it can be accepted as a forest reservation within the meaning of this act, provided that no ground upon which any farm buildings stand shall be recognized as part of any such reservation.

**SEC. 3. Annual removal of trees.** Not more than one-fifth of the total number of trees in any forest reservation may be removed in any one year, excepting in cases where the trees die naturally.

**SEC. 4. What considered forest trees.** The ash, black cherry, black walnut, butternut, catalpa, coffee tree, the elms, hackberry, the hickories, honey locust, mulberry, the oaks, sugar maple, european larch and other coniferous trees, and all other forest trees introduced into the state for experimental purposes, shall be considered forest trees within the meaning of this act. In forest reservations which are artificial groves, the willows, box-elder, soft maple, cotton-wood, and other poplars, shall be included among forest trees for the purposes of this act when they are used as protecting borders not exceeding two rows in width around a forest reservation, or when they are used as nurse-trees for forest trees in such forest reservation, the number of such nurse-trees not to exceed one hundred on each acre; provided that only box-elder and soft maple shall be used as nurse-trees.

**SEC. 5. Groves.** The trees of a forest reservation shall be in groves not less than four rods wide.

**SEC. 6. Fruit-tree reservation.** A fruit-tree reservation shall contain not less than seventy fruit trees on each acre, growing under proper care, and may be claimed as such for a period of eight years after planting.

**SEC. 7. What considered fruit-trees.** The cultivated varieties of apples, crabs, plums, cherries, peaches and pears shall be considered fruit-trees within the meaning of this act.

**SEC. 8. Replacing dead or removed trees.** Whenever any tree or trees on a fruit-tree or forest reservation shall be removed or die, the owner or owners of such reservation shall, within one year, plant and care for other fruit or forest trees, in order that the number of such trees may not fall below that required by this act.

**SEC. 9. Restraint of live stock.** Cattle, horses, mules, sheep, goats and hogs shall not be permitted upon a fruit-tree or forest reservation.

**SEC. 10. Taxable valuation.** Forest reservations fulfilling the conditions of this act shall be assessed on a taxable valuation of one dollar per acre. Fruit-tree reservations shall be assessed on a taxable valuation of one dollar per acre for a period of eight years from the time of planting. In all other cases where trees are planted upon any tract of land, without regard to area, for forest, fruit, shade or ornamental purposes, or for windbreaks, the assessor shall not increase the valuation of such property because of such improvements.

**SEC. 11. Penalty for violations.** If the owner or owners of a fruit or forest reservation violate any provision of this act within the two years preceding the making of an assessment, the assessor shall not list any tract belonging to such owner or owners, as a reservation within the meaning of this act, for the ensuing two years.

**SEC. 12. Duties of assessor.** It shall be the duty of the assessor to secure the facts relative to fruit and forest reservations by taking the sworn



statement, or affirmation, of the owner or owners making application under this act; and to make special report to the county auditor of all reservations made in the county under the provisions of this act.

SEC. 13. **Duties of county auditor.** It shall be the duty of the county auditor in every county to keep a record of all forest and fruit-tree reservations within his county; and to make report of the same to the secretary of the state horticultural society on or before November 15th of each year.

SEC. 14. **State forestry commissioner.** The secretary of the Iowa state horticultural society shall be state forestry commissioner, without salary. It shall be his duty to promote the objects of this act, and he shall have power to appoint deputies without salary for each county, or group of counties, who shall assist him, and who shall make an annual report to him of forestry matters and of the operations of this act, within their respective territories, for the use of the state horticultural society.

Approved April 10, A. D. 1906.

## CHAPTER 53.

### DELINQUENT TAXES.

S. F. 60.

AN ACT to amend section one thousand four hundred and seven (1407) of the code relating to the collecting of delinquent taxes.

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

SECTION 1. **By whom collected.** That section one thousand four hundred and seven (1407) of the code, be and the same is hereby amended by inserting after the word "sheriff" in the thirteenth line thereof, the words "or a constable".

Approved February 26, A. D. 1906.

## CHAPTER 54.

### ASSESSMENT AND COLLECTION OF COLLATERAL INHERITANCE TAX.

S. F. 125.

AN ACT to amend section one thousand four hundred sixty-seven (1467) of the code, relative to assessment and collection of collateral inheritance tax.

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

SECTION 1. **Exemptions.** Section one thousand four hundred sixty-seven (1467) of the code is hereby amended by inserting after the word "decendent" at the end of the eighth line of said section, and before the word "or" at the beginning of the ninth line of said section, the following: "step-child, or the lineal descendent of a step-child of a decendent,".

Approved February 26, A. D. 1906.

## CHAPTER 55.

### ASSESSMENT AND COLLECTION OF COLLATERAL INHERITANCE TAX.

S. F. 122.

AN ACT to amend section one thousand four hundred sixty-seven (1467) of the code relating to assessment and collection of collateral inheritance tax.

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

SECTION 1. **Exemptions.** That section fourteen hundred and sixty-seven (1467) of the code be amended by inserting a comma after the word "institutions" in the ninth line of said section and the following words,

to-wit: "including hospitals, public libraries and public art galleries kept open to the free use of the public not less than three days of each week".  
Approved March 10, A. D. 1906.

### CHAPTER 56.

#### COUNTY ROAD FUND.

H. F. 89.

**AN ACT** to amend section fifteen hundred and thirty (1530) of the supplement to the code, giving boards of supervisors power to levy additional mill.

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

**SECTION 1. Levy of additional mill in townships.** That section 1530 of the supplement to the code be amended by adding after the word "determine" in the eighth line of said section the following: "Provided that on written petition of a majority of the electors who are free holders of any township in any county, the board of supervisors may levy an additional mill in said township, to be expended by said board of supervisors on roads in township where same is levied".

Approved April 5, A. D. 1906.

### CHAPTER 57.

#### SUPERINTENDENTS OF ROADS.

S. F. 138.

**AN ACT** to amend the law as it appears in section fifteen hundred and thirty-three (1533) of the supplement to the code. [Relative to the appointment of superintendents of roads.]

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

**SECTION 1. Road superintendents.** The law as it appears in section fifteen hundred and thirty-three (1533) of the supplement to the code is amended by striking out the words "a township superintendent" in the fifth and sixth lines and by inserting in lieu thereof the following "not to exceed four superintendents". Also by striking out the words "of roads is" in the eighteenth line and by inserting in lieu thereof "or superintendents of roads be".

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

Approved March 10, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 13, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 58.

## TOWNSHIP ROAD TAXES.

H. F. 879.

AN ACT to amend the law as it appears in sections fifteen hundred and thirty-three (1533) and fifteen hundred and forty-a (1540-a) of the supplement to the code, relating to the collection of road taxes.

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

SECTION 1. **Township road taxes—how collected.** That the law, as it appears in sections fifteen hundred and thirty-three (1533) and fifteen hundred and forty-a (1540-a) of the supplement to the code, be, and the same is hereby, amended:

(1) By striking out of the tenth line of said section fifteen hundred and thirty-three (1533) the words, "as other taxes".

(2) By striking out of the sixth and seventh lines of said section fifteen hundred and forty-a (1540-a) the words, "as other taxes", and inserting in lieu thereof, "who shall collect in one installment and pay the same over to the clerk of the township entitled thereto".

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 21, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 59.

## TOWNSHIP CLERK.

S. F. 191.

AN ACT to amend section fifteen hundred and thirty-eight (1538) of the code, relating to compensation of the trustees and township clerk.

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

SECTION 1. **Compensation for handling road funds repealed.** Section fifteen hundred thirty-eight (1538) of the code is hereby amended by striking out the semicolon after the word "taxes" in the fifth line thereof and inserting a period in lieu therefor and by striking out all said section after the said word "taxes".

Approved April 5, A. D. 1906.

## CHAPTER 60.

## COLLECTION OF POLL TAX.

S. F. 208.

AN ACT relating to the collection of poll tax and amending section fifteen hundred fifty (1550) of the code.

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

SECTION 1. **Poll tax—when collected.** That section fifteen hundred fifty (1550) of the code be and the same is hereby amended by striking out the word "September" as it appears in the fourth line of said section and inserting in lieu thereof the word "October".

Approved March 30, A. D. 1906.

## CHAPTER 61.

## PUBLICATION OF ITEMIZED ACCOUNTS OF TOWNSHIP OFFICERS.

H. F. 299.

AN ACT to amend section fifteen hundred and sixty-six "A" (1566-A) of the supplement to the code, relating to publication of itemized accounts of township officers.

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

**SECTION 1. What to be published.** That the law as it appears in section fifteen hundred and sixty-six "A" (1566-A) of the supplement to the code, be and the same is hereby amended by striking out the word "a copy thereof shall" in the seventh line of said section, and inserting in lieu thereof the following: "omitting certifications and verifications of township officers a synopsis thereof showing the names of all persons to whom money has been paid and the amount paid to each shall".

Approved April 5, A. D. 1906.

## CHAPTER 62.

## IMPROVEMENT OF PUBLIC HIGHWAYS BY USE OF ROAD DRAG.

H. F. 15.

AN ACT to provide for improving the public highways by the use of the road drag. [Additional to chapter two (2) of title eight (VIII) of the code, relative to working roads.]

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

**SECTION 1. Road drag—approval.** On and after the passage of this act, the township trustees are hereby authorized to have work done upon the public highways by use of a road drag to be approved by said trustees.

**SEC. 2. How used—compensation.** The trustees shall have the road drag used upon the public highway under the direction of the road superintendent when in their judgment the road would be improved thereby. In choice of persons to do the work, preference shall be given other things being equal to the occupants of the land abutting upon the road at the point where the work is to be done. Provided that when there is more than one occupant the superintendent may decide to which the preference shall be given. Reasonable compensation shall be allowed for such work, but in no case shall it exceed fifty cents per mile for each time same is dragged; and there shall not be expended therefor more than five dollars (\$5) per mile for any mile on which said work is done during any one year.

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

Approved February 14, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, February 14, 1906, and the Register and Leader, February 16, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 63.

## ENCOURAGEMENT OF USE OF WAGONS WITH WIDE TIRES ON PUBLIC HIGHWAYS.

S. F. 6.

AN ACT to encourage the use of wagons with wide tires on public highways and providing for a rebate of a portion of their road tax to persons using wagons with tires not less than three inches in width when hauling heavy loads on the public highways of this state. [Additional to chapter two (2) of title eight (VIII) of the code, relative to working roads.]

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

**SECTION 1. Use of wagons with wide tires—rebate.** That all persons who shall in good faith use wagons on the public highways of this state with tires not less than three inches in width, for hauling loads exceeding eight hundred pounds in weight, for the year ending the first day of July nineteen hundred and seven (1907) and each succeeding year thereafter, shall receive a rebate of one-fourth ( $\frac{1}{4}$ ) of their assessed highway tax for that year, and in like manner each succeeding year thereafter; provided, that such rebate shall not exceed the sum of five dollars (\$5.00) in any one year to any person.

**SEC. 2 Affidavit—rebate, how paid.** Any person complying with the provision of section one (1) of this act, who shall make and subscribe to an affidavit that he has for the last preceding year of July first, nineteen hundred and seven or any succeeding year thereafter, used only such wagons with tires not less than three inches in width, for hauling loads exceeding eight hundred pounds in weight, on the public highways of this state, shall receive payment by the township trustees of the township in which such person resides, of one-fourth ( $\frac{1}{4}$ ) of the road tax assessed and levied on the property of said person. Such payment shall not exceed in any one year the sum of five dollars (\$5.00) and all township trustees and township clerks are hereby authorized to administer such oath.

Approved March 10, A. D. 1906.

## CHAPTER 64.

## SERVICE OF NOTICE OR PROCESS ON CERTAIN CORPORATIONS.

S. F. 106.

AN ACT to amend section sixteen hundred twelve (1612) of the code, and providing for service of notice or process on certain corporations by adding to said section the following.

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

**SECTION 1. Notice or process—upon whom and how served.** Section sixteen hundred twelve (1612) of the code is hereby amended by adding thereto the following:

“Provided that any corporation organized under the laws of this state that does not maintain an office in the county of its organization, or transact business in this state, shall file with the secretary of state a written instrument duly signed and sealed, authorizing the secretary of state to acknowledge service or [of] notice or process for and in behalf of such corporation in this state, and consenting that service of notice or process may be made upon the secretary of state, and when so made shall be taken and held as valid as if served according to the laws of this state, and waiving all claim or right or error by reason of such acknowledgment of service. Such notice or process, with a copy thereof, may be mailed to the secretary of state at Des Moines, Iowa, in a registered letter addressed to him by his official title, and he shall immediately upon its receipt acknowledge service thereon in behalf of the defendant corporation by writing thereon, giving the date thereof,

and shall immediately return such notice or process in a registered letter to the clerk of the court in which the suit is pending, addressed by his official title, and shall also forthwith mail such copy, with a copy of his acknowledgment of service written thereon, in a registered letter addressed to the corporation or person who shall be named or designated by the corporation in such written instrument. If any such corporation shall fail to file with the secretary of state the power and authority to acknowledge service as herein provided on or before July 1st, 1906, it shall be the duty of the secretary of state to notify such corporation to file such power and authority within thirty days thereafter, and in case of failure to comply with such notice it shall be the duty of the attorney general of the state to proceed against such corporation to forfeit its charter and wind up its affairs."

Approved April 10, A. D. 1906.

## CHAPTER 65.

### RENEWAL OR EXTENSION OF CORPORATE PERIOD OF STATE AND SAVINGS BANKS. S. P. 215.

AN ACT to provide for the renewal or extension of the corporate period of state and savings banks. [Additional to the law as it appears in section sixteen hundred and eighteen (1618) of the supplement to the code, relative to renewal of corporations.]

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

**SECTION 1. Renewal of corporate existence.** The corporate existence of any state or savings bank may be renewed or extended, from time to time, for a period not longer than the time for which such banks may organize, by an affirmative vote of two-thirds ( $\frac{2}{3}$ ) of the shareholders thereof, at a stockholders' meeting held for that purpose, within three months before or after the time of the expiration of its charter as shown by its certificate of incorporation issued by the secretary of state. Such meeting shall be called upon a notice signed by at least two (2) of the officers of the bank and by a majority of its directors, specifying the object of the meeting, and the time and place thereof, published once a week for four (4) consecutive weeks before the time at which the same is to be held, in some newspaper in the county wherein the bank is located. If at such meeting the required vote is given, a certificate of the proceedings showing compliance with the foregoing provisions and the time to which the corporate period is to be continued, shall be signed and verified by the affidavit of the chairman and secretary of the meeting, certified to by a majority of the board of directors, and together with the articles of incorporation, as they exist at the date of the meeting, shall be recorded in the office of the recorder of deeds of the proper county and filed, recorded and fees paid, as provided in section sixteen hundred eighteen (1618) of the code and shall be by the secretary of state certified to the auditor of state. When the meeting is held previous to the expiration of the charter of the bank, such amendments may be made to the articles of incorporation, subject to the provisions thereof, as may be deemed necessary and whether held before or after the extension of the corporate period, such changes may be made in the articles as are necessary to show the time to which the corporate period is extended and the names of the officers and directors at the time of the renewal or extension. When the above has been complied with, the auditor of state shall issue to such bank a certificate as provided in section eighteen hundred forty-three (1843) of the code, notice of which shall be published as required by the provisions of said section.

**SEC. 2. Acts in conflict repealed.** All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

Approved April 10, A. D. 1906.

## CHAPTER 66.

## AGRICULTURAL CONVENTION.

S. F. 110.

AN ACT to amend the law as it appears in section sixteen hundred and fifty-seven-d (1657-d) of the supplement to the code, relating to the agricultural convention.

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

SECTION 1. **Voting by proxy prohibited.** That the law as it appears in the last sentence of section sixteen hundred and fifty-seven-d (1657-d) of the supplement to the code is hereby repealed, and the following enacted in lieu thereof: "On all questions arising for determination by the convention including the election of members of the board, each member present shall be entitled to but one vote, and no proxies shall be recognized by the convention."

Approved April 10, A. D. 1906.

## CHAPTER 67.

## COMPENSATION OF SECRETARY OF THE DEPARTMENT OF AGRICULTURE.

H. F. 328.

AN ACT to amend section sixteen hundred fifty-seven-n (1657-n), chapter three (3) of title nine (IX) of the supplement to the code, relating to salary of secretary of state agricultural department.

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

SECTION 1. **Salary.** That section sixteen hundred fifty-seven-n (1657-n) chapter three (3), of the supplement to the code be, and the same is hereby amended by striking out the word "fifteen" in the sixth line thereof and inserting in lieu thereof the word "eighteen".

Approved April 6, A. D. 1906.

## CHAPTER 68.

## MUTUAL INSURANCE COMPANIES.

H. F. 199.

AN ACT to amend section sixteen hundred and eighty-nine (1689) of the code relating to mutual insurance companies.

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

SECTION 1. **What prohibited.** That section sixteen hundred and eighty-nine (1689) of the code, be and the same is hereby amended by adding thereto the following:

"Provided that from and after July 4, 1906, no company shall be organized upon the mutual plan, under the provisions of this chapter, for the purpose of transacting the business specified in subdivisions one (1) and four (4) of section seventeen hundred and nine (1709) of the supplement to the code."

Approved March 23, A. D. 1906.

## CHAPTER 69.

## INSURANCE OF LIVE STOCK.

H. F. 269.

AN ACT to amend section one thousand seven hundred nine (1709) of the supplement to the code relative to the insurance of live stock.

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

**SECTION 1. Horses and registered cattle.** That section one thousand seven hundred nine (1709) of the supplement to the code be and the same is hereby amended by adding after the last word in sub-division four (4) of said section the following: "And stock companies may insure horses and registered cattle against loss by death from disease or accident".

**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 Register and Leader and the Des Moines Daily News, newspapers published in the city of Des Moines, Iowa.

Approved February 28, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily News, March 1, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 70.

## INSURANCE OTHER THAN LIFE.

S. F. 353.

AN ACT to amend sections seventeen hundred nine (1709) and seventeen hundred ten (1710) of the supplement to the code as amended by the acts of the Thirty-first General Assembly, relative to insurance other than life.

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

**SECTION 1. Damages caused by leakage of water from automatic sprinklers.** That the law which appears as section seventeen hundred and nine (1709) of the supplement to the code be and the same is hereby amended by inserting after the comma after the word "water" in the second line of the fifth subdivision of said section the words and comma, "insure against loss or damage to property caused by the accidental discharge or leakage of water from automatic sprinkling systems,".

**SEC. 2. Kinds of risks—limitations.** That the act of the 31st General Assembly of the state of Iowa, known as House file No. 5, passed March 24th, 1906, and approved March 30th, 1906, repealing section seventeen hundred and ten (1710) of the supplement to the code and enacting a substitute therefor, be and is hereby amended by inserting the words and numeral "or subdivision five (5)" immediately after the numeral "two (2)" and immediately preceding the words "of the preceding section" in line 31 of section 2 of the enrolled bill.

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 10, 1906, and the Des Moines Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*



## CHAPTER 71.

## INSURANCE OTHER THAN LIFE.

H. F. 5.

**AN ACT** to amend the law as it appears in section seventeen hundred nine (1709) of the supplement to the code and to repeal the law as it appears in section seventeen hundred ten (1710) of the supplement to the code and to enact a substitute therefor, and relating to insurance other than life.

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

**SECTION 1. Kinds of insurance—limitation of risks.** That the law which appears as section seventeen hundred and nine (1709) of the supplement to the code be and the same is hereby amended by striking out of lines seven (7) and eight (8) of subdivision five (5) of said section the words "except such insurance as is provided for in the next paragraph" and by changing the comma after the word "therewith" in the seventh (7th) line of said subdivision to a semi-colon.

**SEC. 2. Repealed—kinds of risks—limitations.** That the law which appears as section seventeen hundred and ten (1710) of the supplement to the code be and the same is hereby repealed and the following enacted in lieu thereof:

"No company organized by either of the methods provided in this chapter, or authorized to do business in this state, shall issue policies of insurance for more than one (1) of the eight (8) purposes mentioned in the preceding section, or expose itself to loss on any one risk, or hazard, to an amount exceeding ten per cent. of its paid up capital, unless the excess shall be re-insured in some other good and reliable company except as in this section provided as follows: Any stock company organized under the laws of this state for the purpose of transacting the business specified in subdivision five (5) of the preceding section with one hundred and fifty thousand (\$150,000) dollars capital stock, seventy-five thousand (\$75,000) dollars of which is paid up in cash, may in addition to insuring against the casualties specified in subdivision five (5), also insure against injury or loss to persons, or property, or both, growing out of explosion, or rupture, of steam boilers and insure plate glass against breakage from accident; and any stock company organized under the laws of any other state, or nation, and authorized under the laws of this state to transact the business specified in subdivision five (5) of the preceding section, may if it has a paid up capital of two hundred and fifty thousand (\$250,000) dollars, in addition to insuring against the casualties specified in subdivision five (5) of the preceding section, also insure against the casualties specified in subdivision six (6), or insure plate glass against breakage from accident, or if such company is possessed of a paid up capital of three hundred thousand (\$300,000) dollars, it may, in addition to insuring against the casualties specified in subdivision five (5), insure against the casualties specified in subdivision six (6) and also insure plate glass against breakage from accident, provided further, however, that any stock company now or hereafter authorized under the laws of this state to transact the business described in division two (2) of the preceding section shall, in addition to such insurance, also be authorized to insure against loss, or damage, resulting from theft, larceny, burglary, robbery, or attempt thereat. The restrictions as to the amount of risk a company may assume, shall not apply to companies organized to guarantee the fidelity of persons in places of public or private trust, nor to companies that receive on deposit and guarantee the safe keeping of books, papers, moneys and other personal property."

**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 Register

and Leader, and the Des Moines News, newspapers published at Des Moines Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines News, April 2, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 72.

### INSURANCE OTHER THAN LIFE.

H. F. 257.

AN ACT to amend the laws as it appears in section seventeen hundred nine (1709) of the supplement to the code relating to insurance.

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

SECTION 1. **Moneys and securities in course of transportation.** The law as it appears in section seventeen hundred nine (1709) of the supplement to the code is hereby amended by striking out of subdivision seven (7) after the word "thereat" in the third line thereof the comma and words, "and against the loss of moneys and securities in the course of transportation".

SEC. 2. **Same.** The law as it appears in section seventeen hundred nine (1709) of the supplement to the code is hereby amended by striking out subdivision one of said section and inserting in lieu thereof:

"1. Insure houses, buildings, and all other kinds of property against loss or damage by fire or other casualty, and make all kinds of insurance on goods, merchandise, moneys and securities or other property in the course of transportation, whether on land or water, or any vessel or boat wherever the same may be".

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 Register and Leader and the Des Moines Daily News, newspapers published at the city of Des Moines, Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily News, March 31, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 73.

### INSURANCE OTHER THAN LIFE.

H. F. 270.

AN ACT to repeal section seventeen hundred and thirty-seven (1737) of the code, relating to the publication of certificates of compliance of companies transacting the business of insurance other than life and enacting a substitute therefor.

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

SECTION 1. **Repealed—certificates of compliance—how published.** That section seventeen hundred and thirty-seven (1737) of the code, be and the same is hereby repealed and the following enacted in lieu thereof:

"The auditor of state shall annually, as soon as practicable after the first of March, publish in two newspapers of general circulation, a statement made up from the annual report of every insurance company of the character provided for in this chapter and doing business in this state whether organized under the laws of this or any other state, which statements shall contain a

synopsis of the company's annual report and shall show that the company has in all respects complied with the laws of the state relating to insurance and is authorized to transact business in the state. One publication as above contemplated, shall be made at the seat of government, and in case of companies organized in this state and located elsewhere than in the city of Des Moines, the other shall be made in the county in which the home office of the company is located. The fee for each publication shall be six (\$6.00) dollars which shall be paid to the auditor of state at the time and in the manner provided for in section seventeen hundred and fifty-two (1752) supplement to the code and shall be by him paid to the papers making the publication upon receipt of a bill for same, together with an affidavit by the publisher or foreman showing that such publication has been properly made, the same to be filed within thirty days from the date of such publication."

Approved April 10, A. D. 1906.

### CHAPTER 74.

LIFE, INSURANCE COMPANIES EMPOWERED TO TRANSACT HEALTH, ACCIDENT AND EMPLOYERS LIABILITY INSURANCE.

S. F. 815.

AN ACT to provide that life insurance companies may transact health, accident and employers liability insurance. [Additional to chapter six (6) of title nine (IX) of the code, relating to life insurance companies.]

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

SECTION 1. **Life insurance companies may write other insurance.** Any life insurance company organized on the stock or mutual plan and authorized by its charter or articles of incorporation so to do, may in addition to such life insurance, insure the health of persons and against personal injuries, disablement or death, resulting from traveling or general accidents by land or water, and insure employers against loss in consequence of accidents or casualties of any kind to employes or other persons, or to property resulting from any act of the employe or any accident or casualty to persons, or property, or both, occurring in or connected with the transaction of their business, or from the operation of any machinery connected therewith, but nothing herein contained shall be construed to authorize any life insurance company to insure against loss or injury to person, or property, or both, growing out of explosion or rupture of steam boilers.

Approved April 10, A. D. 1906.

### CHAPTER 75.

ASSESSMENT LIFE INSURANCE ASSOCIATIONS.

H. F. 108.

AN ACT to repeal the law as it appears in section seventeen hundred and eighty-four (1784) of the supplement to the code, relating to assessment life insurance associations, and enact [a] substitute thereof [therefor.]

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

SECTION 1. **Repealed—defined.** That the law as it appears in section seventeen hundred and eighty-four (1784) of the supplement to the code be and the same is hereby repealed, and the following enacted in lieu thereof:

"Every corporation organized upon the assessment plan, for the purpose of insuring the lives of individuals or furnishing benefits to the widows, heirs, orphans or legatees of deceased members, or insuring the health of persons or furnishing accident indemnity, shall be styled an association, and any corporation doing business under this chapter which provides for the payment

of policy claims, accumulation of a reserve or emergency fund, the expense of management and prosecution of the business, by payment of assessments as provided in its contracts, and wherein the liability of the insured to contribute to the payment of policy claims is not limited to a fixed amount, shall be deemed to be engaged in the business of life insurance upon the assessment plan, and shall be subject to the provisions of this chapter, and chapter eight, of title nine of the code."

Approved March 23, A. D. 1906.

## CHAPTER 76.

### STIPULATED PREMIUM AND ASSESSMENT LIFE INSURANCE ASSOCIATIONS.

H. F. 197.

AN ACT to repeal the law as it appears in sections seventeen hundred eighty-four-a (1784-a) to seventeen hundred eighty-four-o (1784-o) inclusive, supplement to the code, relating to stipulated premium and assessment life insurance associations.

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

SECTION 1. **Repealed.** That the law as it appears in sections seventeen hundred eighty-four-a (1784-a) to seventeen hundred eight-four-o (1784-o) inclusive, supplement to the code be, and the same are hereby repealed.

Approved March 15, A. D. 1906.

## CHAPTER 77.

### INVESTMENT OF FUNDS OF INSURANCE COMPANIES AND ASSOCIATIONS.

H. F. 47.

AN ACT to amend the law which appears as section eighteen hundred and six (1806) supplement to the code relating to the investment of funds of insurance companies and associations.

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

SECTION 1. **Investment of funds.** That the law which appears as section eighteen hundred and six (1806), supplement to the code, be and the same is hereby repealed and the following enacted in lieu thereof:

"The funds required by law to be deposited with the auditor of state by any company or association contemplated in the two chapters preceding, and the funds or accumulations of any such company or association organized under the laws of this state, held in trust for the purpose of fulfilling any contract in its policies or certificates, shall be invested in the following described securities and no other:

1. The bonds of the United States;
2. The bonds of this state or of any other state when such bonds are at or above par;
3. Bonds or other evidences of indebtedness of any county, city, town or school district within the state or any other state, drainage district bonds of this state, improvement certificates issued by any municipal corporation of this state such certificates being a first lien upon real estate within the corporate limits of the municipality issuing the same, where such bonds or other evidences of indebtedness are issued by authority of and according to law and bearing interest, and are approved by the executive council;
4. Bonds and mortgages and other interest bearing securities being first liens upon real estate within this state or any other state worth at least double the amount loaned thereon and secured thereby exclusive of improvements, or two and one-half times such amount including the improvements thereon, if such improvements are constructed of brick or stone; but no such improvements shall be considered in estimating the value unless the

owner shall contract to keep the same insured in some reliable fire insurance company or companies authorized to do business in the state, during the life of the loan, in a sum at least double the excess of the loan above one-half the value of the ground exclusive of the improvements, the insurance to be made payable in case of loss to the company or association investing its funds, as its interests may appear at the time of loss; provided that before a company or association may invest any of its funds in such securities as are specified in this subdivision of this section in any state other than the state of Iowa it shall first obtain consent of the executive council so to do.

5. Loans upon its own policies, where the same have been in force at least two full years, in an amount not exceeding the net terminal reserve. If such loan is made, the company must describe in the note or contract taken, the amount of the loan, the name of the borrower, the number of the policy, and the terms of such note or contract shall make the amount loaned a lien against such policy and such note or contract shall be numbered, dated and signed, giving the postoffice address of the insured.

6. Any such real estate in this state as is necessary for its accomodation as a home office and in the erection of any building for such purposes, it may add thereto rooms for rent; provided that before any company or association shall invest any of its funds, in accordance with the provisions of this subdivision it shall first obtain the consent of the executive council, and provide[d] further that not to exceed ten per cent. of the lawful reserve of such company or association shall be so invested. Any company or association so investing its funds may use the value of any such home office as a part of the deposit of legal reserve in which case it shall convey the same to the auditor of state by deed, such property to be held by him in trust for the benefit of the policy holders or members of the company or association. The value thereof to be determined from time to time by the auditor of state.

All such securities shall be deposited with the auditor of state, subject to his approval, and shall remain with him until withdrawn in accordance with law. Any company or association receiving payments or partial payments on any securities deposited with the auditor of state shall notify him of such fact, giving the amount and date of payment, within thirty (30) days after such payment shall have been made. The officers of any company or association which fails to report the receipt of payments or partial payments as above provided, shall be liable to a fine in double the amount collected and not reported within the time and in the manner above specified. It shall be the duty of the company or association and of the officers thereof to withdraw from deposit any loans made in accordance with the provisions of subdivision five (5) of this section within fifteen (15) days after the date of the lapsing or termination of any policy of insurance upon which any such loan is made. Any association making deposit with the auditor of state as herein contemplated, shall at the time of making request for the withdrawal of any securities designate for what purpose the same are desired to be withdrawn. The auditor of state shall have authority to suspend or revoke the certificate of authority of any company or association failing to comply with any of the provisions of this section or for violating the same "

Approved March 10, A. D. 1906.

## CHAPTER 78.

## INVESTMENT OF FUNDS OF SAVINGS BANKS.

H. F. 58.

AN ACT to amend section eighteen hundred and fifty (1850) of the code in relation to the investment of funds of savings banks.

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

SECTION 1. **Drainage district bonds.** That section eighteen hundred and fifty (1850) of the code be and the same is hereby amended by striking out after the word "county" the word "or" in the first line of sub-division three (3) of said section, and by inserting after the word "district" in the first line of sub-division three (3) in said section, the words "or drainage district".

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

Approved March 15, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 17, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 79.

## EMBEZZLEMENT BY OFFICERS OR EMPLOYEES OF SAVINGS AND STATE BANKS.

S. F. 40.

AN ACT to amend section eighteen hundred sixty-nine (1869) of the code and providing a penalty for the crime of embezzlement stated therein.

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

SECTION 1. **Misuse of funds by officers or employes—penalty.** Section eighteen hundred sixty-nine (1869) of the code is hereby amended by striking out the period at the end thereof and adding the following: "and shall be imprisoned in the penitentiary not exceeding ten (10) years or fined in a sum not less than the amount so embezzled, or by both fine and imprisonment."

SEC. 2. **In effect.** This act, being considered of immediate importance, shall take effect and be in force from and after its publication in the Register & Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved February 19, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader February 21, 1906, and the Des Moines Daily Capital, February 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 80.

## EXAMINATION OF STATE AND SAVINGS BANKS.

S. F. 117.

AN ACT amending section eighteen hundred and seventy-one (1871) of the code, relating to the examination of state and savings banks.

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

SECTION 1. **Examinations**—when made—reported to auditor of state. That section eighteen hundred and seventy-one (1871) of the code be and it is hereby amended by inserting between the words "bank" and "members" in the sixth line of said section the following words: "One of these examinations shall be made during the month of June, and another one during the month of December, in each year, and these two examinations, besides being recorded in the minute book of the bank, shall be reported to the state auditor on blanks to be supplied by him. And in case any bank refuses or neglects to so forward such report, the auditor shall be authorized to have such examination made by one of his regular examiners, and the bank shall be charged with and required to pay the reasonable expense of such examination."

Approved March 23, A. D. 1906.

## CHAPTER 81.

## BANK EXAMINERS.

H. F. 51.

AN ACT to amend the law which appears as chapter sixty-four (64) acts of the Thirtieth General Assembly, relating to bank examiners and fees.

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

SECTION 1. **Bank examiners**—bond—loan and trust companies. That the law as it appears in chapter 64 acts of the 30th G. A. be and the same is hereby amended by striking out of line five of section one of said chapter the word "four" and insert in lieu thereof the word "five". That the said section be further amended by inserting after the word "banks" in line twelve (12) of said section and after the first word "banks" in line sixteen (16) and also after the second word "banks" in line sixteen (16) the words "and loan and trust companies". That the section be further amended by striking out the word "banks" in line eighteen (18), line nineteen (19), line twenty-one (21) and line twenty-three (23) and substituting for each of said words the word "those". That the said section be further amended by inserting after the word "bank" in line twenty-nine (29) of said section the words "or loan and trust company" and by adding at the end of said section the words "or of a loan and trust company".

Approved April 10 A. D. 1906.

## CHAPTER 82.

## DRAINAGE OF LEAD AND ZINC MINES.

H. F. 190.

AN ACT to amend sections one thousand nine hundred and sixty-eight (1968), one thousand nine hundred and sixty-nine (1969), one thousand nine hundred and seventy-one (1971) and one thousand nine hundred and seventy-two (1972), of the code relative to the drainage of lead and zinc mines.

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

SECTION 1. **Zinc mines included.** That section one thousand nine hundred and sixty-eight (1968) of the code be amended by inserting after

the word "lead" and before the word "bearing" in the third line thereof, the following words "or zinc", and inserting after the word "lead" and before the word "mine" in the third line, the words "or zinc", and inserting after the word "lead" and before the word "mineral" in the sixth line, the words "and zinc".

SEC. 2. **Same.** That section one thousand nine hundred and sixty-nine (1969) of the code be amended by inserting after the word "lead" and before the word "mineral" in the second line thereof, the words "or zinc".

SEC. 3. **Same.** That section one thousand nine hundred and seventy-one (1971) of the code be amended by inserting after the word "lead" in the second line thereof, the words "or zinc".

SEC. 4. **Same.** That section one thousand nine hundred and seventy-two (1972) of the code be amended by inserting after the word "lead" and before the word "bearing" in the second line thereof, the words "or zinc".

Approved March 15, A. D. 1906.

## CHAPTER 83.

### LEVEES BUILT BY THE UNITED STATES.

S. F. 89.

AN ACT to repeal sections nineteen hundred and seventy-six (1976), nineteen hundred and seventy-nine (1979), nineteen hundred and eighty-two (1982), and nineteen hundred and eighty four (1984) of the code and to enact substitutes therefor, and to amend sections nineteen hundred and seventy-seven (1977) and nineteen hundred and eighty-six (1986) of the code, relating to levees built by the United States.

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

SECTION 1. **Proceedings.** That section nineteen hundred seventy six (1976) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"Proceedings as contemplated by the preceding section may be begun by filing with the county auditor a petition asking the board of supervisors to form a levee or a drainage district, for any one or all of the purposes specified in section nineteen hundred and seventy-five (1975) hereof. Said petition shall be signed by one or more owners of lands lying within the limits of such proposed district; the general limits of said district shall be given therein, and a plat of the proposed district shall be filed with said petition. There shall be filed with said petition a bond, with sureties approved by the county auditor, conditioned for the payment of all costs and expenses incurred, in case the board of supervisors shall refuse to grant the prayer of the petition."

SEC. 2. **Classification of lands excluded.** That section nineteen hundred and seventy-seven (1977) of the code be amended by striking out, beginning with the last word in the eleventh line, the following: "They shall also classify the lands within the limits of such district as they recommend, grading the same as 'dry', 'low', 'wet', making such classification, so far as practicable, in forty acre tracts, by government subdivisions."

SEC. 3. **Hearing.** That section nineteen hundred and seventy-nine (1979) of the code be repealed and the following enacted in lieu thereof:

"At the time named, or at such other time to which the board of supervisors may adjourn the matter, they shall proceed with the hearing, at which any interested parties may appear, either in person or by counsel, and be heard, and may file written pleadings. The board shall hear and determine the matter, and if they determine against the formation of such district, they shall dismiss the proceedings at the cost of the petitioners. If they shall



decide to form such levee or drainage district, they shall proceed to fix the boundaries of the same, and their finding shall be entered upon their records. The finding and the report of the commissioners shall be competent evidence at the hearing above provided for, but shall not be conclusive."

**SEC. 4. Costs assessed.** That section nineteen hundred and eighty-two (1982) of the code be repealed and the following enacted in lieu thereof:

"If said district is established, the entire costs and expenses incurred under this chapter shall be assessed against and collected from the lands lying within such district, by the levy of a rate upon the assessable value of the land within such district, sufficient to raise the required sum, provided that where the proposed improvement is for drainage only the board may, in their discretion, classify the land within such district and graduate the tax thereon, as provided in chapter sixty-eight (68) of the laws of the Thirtieth General Assembly. When the board decides to make such classification, they shall proceed in the manner set forth in section twelve (12) of said chapter sixty-eight (68), and the commissioners shall each be allowed three dollars per day."

**SEC. 5. Annual installments.** That section nineteen hundred and eighty-four (1984) of the code be repealed and the following enacted in lieu thereof:

"If the proposed improvement is the maintenance of a levee, the amount collected in any one year shall not exceed two and one-half mills on the dollar of the assessment valuation. If the amount necessary to pay for the improvement, under section nineteen hundred and eighty-two (1982) hereof, exceed said sum, it shall be levied and collected in annual installments. For all other improvements, the board shall levy a rate sufficient to pay for the same, and may, at their discretion, make the same payable in annual installments of ten or less."

**SEC. 6 Cost of maintaining.** That section nineteen hundred and eighty-six (1986) of the code be amended by striking out all of the seventh line thereof and inserting in lieu thereof the following: "Exceeding three mills on the dollar on the assessable value of the lands within the district".

**SEC. 7. In effect.** This act, being deemed of immediate importance, shall be in force on and after its publication in the Des Moines Register & Leader and the Des Moines Daily Capital.

Approved February 19, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 21, 1906, and the Des Moines Daily Capital, February 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 84.

### LEVEES, DITCHES, DRAINS AND WATER COURSES.

S. F. 251.

AN ACT amendatory of the law as it appears in chapter sixty-eight (68) of the Thirtieth General Assembly, relating to levees, ditches, drains and water courses, and amending sections two (2), five (5), twenty-eight (28), forty-two (42), forty-four (44) and forty-eight (48) of said act.

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

**SECTION 1. Engineer.** That section two (2) of chapter sixty-eight (68) of the acts of the Thirtieth General Assembly be, and the same is hereby amended by inserting after the word "route" and before the word "answering" in line nineteen thereof the words, "including starting point and terminus".

And by adding to said section at the end thereof the following: "The board of supervisors may at any time recall the appointment of any engineer made under the provisions of this act, if deemed advisable to do so, and select another to act in his place."

**SEC. 2. Engineer to accompany appraisers.** Section five (5) of said act is hereby amended by striking out the period at the end of the sentence, inserting a semi-colon in lieu thereof, and by adding thereto the following:

"And the engineer appointed by the board of supervisors shall accompany said appraisers and furnish such information as may be called for by the appraisers concerning the survey of said improvement."

**SEC. 3. Drainage bonds.** That section twenty-eight (28) of said act be and the same is hereby amended by adding to said section, after the word "par" and before the word "to" in line nine, and after the word "par" and before the word "and" in line ten of said section, the words "with accrued interest"; and by further adding to said section, after the period following the word "therefor" in line seventeen thereof, and before the word "The", the following words: "Such payment shall be made to the county treasurer, and it shall be the duty of the county auditor to certify to the treasurer the amount of any such assessment when requested to do so, and the treasurer shall enter the same upon the tax lists in his hands in a separate place provided therefor, and shall furnish the auditor with duplicate receipts given for all assessments so paid in full."

**SEC. 4. Fees.** That section forty-two (42) of said act be and the same is hereby amended by adding to said section at the end thereof the following words:

"And the amount of fees for publication of all notices required to be published by the provisions of this act shall be fixed by the board of supervisors not exceeding thirty-three and one-third cents for each ten lines of brevier type, or its equivalent."

**SEC. 5. Draining of highways.** Section forty-four (44) of said act is hereby amended by striking out the period at the end of said section and inserting in lieu thereof a comma, and adding thereto the following:

"or the township trustees having jurisdiction over said highway shall have the right, if they deem advisable, to petition for the establishment of a drainage district including therein said highway, and said petition shall be considered and acted upon and proceedings had thereunder in all respects the same as provided where petition is signed by one or more of the land owners whose lands would be affected by or assessed for the expenses of the proposed improvements."

**SEC. 6 Independent procedure.** That section forty-eight of said act is hereby amended by inserting immediately following the word "as" and before the word "additional" in the second line of said section the words "and independent procedure".

**SEC. 7. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 16, 1906, and the Register and Leader, April 21, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 85.

## LEVEES, DITCHES, DRAINS AND WATER COURSES.

H. F. 227.

AN ACT to amend chapter sixty-eight (68) of the laws of the Thirtieth General Assembly relative to the establishment of levees, ditches, drains and water courses.

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

**SECTION 1. Survey—plat.** That section two (2) of chapter sixty-eight (68) of the laws of the Thirtieth General Assembly be, and the same is hereby, amended by striking out in line twenty-six thereof, after the word "plat" and before the word "of", the words "and profile".

**SEC. 2. Approval of plan—notice of hearing.** That section three (3) of said act be, and the same is hereby, amended by inserting after the word "district" in the second line thereof and before the word "the" in the third line thereof the following:

"The board of supervisors shall then examine the return of the engineer, and if the plan seems to be expedient and meets the approval of the board of supervisors, they shall direct the auditor to cause a notice to be given, as hereinafter provided. But if it does not appear to be expedient and is not approved, the board of supervisors are hereby authorized to direct said engineer, or another engineer selected by them, to report another plan. When the plan, if any, shall have been finally adopted by the board of supervisors, they shall order".

Said section three (3) of said act is hereby further amended by striking from line three thereof the word "shall" and by inserting after the word "thereafter" and before the word "cause" in said line three the word "to".

And said section three (3) of said act is hereby further amended by adding thereto at the end of said section:

"If at the date set for hearing before the board of supervisors, it should appear that any person entitled to notice, as provided in this section, should not have been served with notice for the time, or in the manner, as provided herein, the board may postpone said hearing and set another time for the same, and notice of such day of hearing may be served on such omitted parties in the manner and for the same length of time, as provided for in this section, and by fixing said new day for hearing and by adjourning said proceedings to said time, the said board of supervisors shall not be held to have lost jurisdiction of the subject matter of said proceeding, nor of any parties so previously served with notice."

**SEC. 3. Establishment refused—further examination.** That section five (5) of said act be, and the same is hereby, amended by striking out the word "but" in line thirteen thereof, and by inserting in said line thirteen thereof, after the word "engineer" and before the word "if", the following: "Or they may refuse to establish the same as they may deem best; and at said hearing, the board may order the said engineer, or a new engineer appointed by them if deemed advisable, to make further examination and report to said board as to said proposed improvement, and if they determine that further examination and report shall be made, or".

**SEC. 4. Permanent survey—appeal.** That section six (6) of said act be, and the same is hereby, amended by inserting in line fifteen thereof, after the word "same" and before the word "and", the following: "and they shall thereupon appoint said engineer, or if deemed advisable, may appoint a new engineer as a commissioner, who shall make a permanent survey of said ditch as so located, and shall file a report of the same with the county auditor together with a plat and profile thereof".

And said section six (6) of said act is hereby further amended by adding in line nineteen thereof, and in line twenty-seven thereof, after the word

"establishing" in each of said lines and before the word "the" in each of said lines, the words following: "or refusing to establish".

And said section six (6) of said act is hereby further amended by striking out the word "judgment" in line twenty-three of said act, after the word "the" and before the word "of", and inserting in lieu thereof, the word "finding".

And said section six (6) of said act is hereby further amended by adding to said section at the end thereof, the following:

"If the appeal is from the amount of damages allowed, the amount ascertained in the district court shall be entered of record, but no judgment shall be rendered therefor. The amount thus ascertained shall be certified by the clerk of said court to the board of supervisors, who shall thereafter proceed as if such amount had been by it allowed the claimant as damages. If the appeal is from the action of the board in establishing or refusing to establish said drainage district, the court shall enter such order as may be proper in the premises, and the clerk of said court shall certify the same to the board of supervisors, who shall proceed thereafter in said matter in accordance with the order of the court. How the costs shall be distributed among the litigants and against whom the same shall be taxed shall rest in the discretion of the trial court."

SEC. 5. **Letting work** That section eight (8) of said act be, and the same is hereby, amended by inserting in line six thereof, after the word "the" and before the word "completion", the words "commencement and".

SEC. 6. **When levee or drainage district proves insufficient.** That section twenty-six of said act be, and the same is hereby, amended by inserting after the word "established" in line two of said section and before the word "or", the following: "either by legal proceedings or by private parties".

SEC. 7. **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 Daily Register and Leader, and in the Des Moines Daily Capital, two newspapers published in Des Moines, Iowa.

Approved March 10, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Register and Leader and the Des Moines Daily Capital, March 13, 1906.

W. B. MARTIN.  
Secretary of State.

## CHAPTER 86.

### PRELIMINARY EXPENSES IN CONNECTION WITH DRAINAGE DISTRICTS.

H. F. 128.

AN ACT providing for the payment of preliminary expenses in connection with drainage districts, and making suitable provision for same. [Additional to chapter two (2) of title ten (X) of the code, and chapter sixty-eight (68) of the acts of the Thirtieth General Assembly, relating to levees, drains, ditches and water courses.]

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

SECTION 1. **Preliminary drainage expenses—how paid.** Whenever a petition is filed with the county auditor of any county within the state, as contemplated in chapter sixty-eight (68) acts of the Thirtieth (30th) General Assembly of Iowa for the establishment of a drainage district in any county or counties within the state, the board of supervisors of said county (or counties if there be more than one) are hereby authorized to pay all necessary preliminary expenses in connection with said drainage district, out of the general county fund of said county, or if there be more than one county from the general county fund of each of the counties included in said district in such proportion as the work done or expense created in each county bears to the whole amount of work done or expense created, said amounts to be deter-

mined by the engineer in charge of the work, and they shall replace the same to the credit of the county fund of said county or counties as their interests may appear as soon as possible after the drainage district is established, or if said district be not established, then said amounts shall be paid from the proceeds of the bond deposited with the county auditor for that purpose, as provided for in chapter sixty-eight (68) acts of the Thirtieth General Assembly of Iowa.

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

Approved February 22, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, February 23, 1906, and the Register and Leader, February 26, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 87.

### STREET RAILWAYS OVER HIGHWAYS.

S. F. 347.

AN ACT to amend the law as it appears in section two thousand and twenty-six (2026) of the supplement to the code, relating to street railways over highways.

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

**SECTION 1. Operation over highways.** That section two thousand and twenty-six (2026) of the supplement to the code be amended by striking from the twelfth line thereof the words "to any state institution".

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 19, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 88.

### COLLECTION OF FEES IN THE OFFICE OF THE SECRETARY OF STATE.

H. F. 171.

AN ACT to amend section two thousand and fifty-two (2052) of the code relating to the collection of fees in the office of the secretary of state.

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

**SECTION 1. Fee for recording railroad contracts.** That section two thousand and fifty-two (2052) of the code be and is hereby amended by striking out of the tenth line the words "one dollar", and inserting in lieu thereof the words, "ten cents per hundred words", and by inserting after the word "declarations" in the eleventh line thereof the words "but in no case shall the fee be less than one dollar".

**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 Register and Leader and in the Des Moines Daily News, two newspapers published in Des Moines, Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily News, April 2, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 89.

### LIABILITY OF COMMON CARRIERS.

H. F. 23.

AN ACT to repeal chapter seventy-four (74) of the laws of the Thirtieth General Assembly relating to common carriers and additional to section two thousand and seventy-four (2074) of the code and to provide a substitute therefor.

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

**Repealed.** That chapter seventy-four (74) of the laws of the Thirtieth General Assembly be, and the same is hereby, repealed and there is hereby enacted as a substitute therefor the following:

"SECTION 1. **Action against joint carriers.** That in all cases where a railway company bills property to a point beyond the terminus of its own railway and provides by contract that it shall not be liable for the destruction of, or damage to, such property beyond the terminus of its own railway and the said property is damaged or destroyed between the place of shipment and place of destination to which it was billed, the initial carrier and the connecting carrier or carriers if more than one, over whose line, or lines, of railway the property shall have been carried between the place of shipment and said place of destination, may be joined as defendants in one action, brought in any county from or into which shipment shall be made, or suit may be brought in any county through which shipment shall be made provided that the owner of the property shall reside in such county; and service of original notice may be made on any of said carriers in any county of the state, where the carrier to be served has a station agent, by serving such notice on such station agent.

"SEC. 2. **Liability of joint carriers.** On proof being made by the owner of the property shipped, that the same has been destroyed or damaged in transit between the said place of shipment and the said place of destination, the liability of a common carrier shall attach to all the defendants and judgment shall be entered accordingly against them all unless one or more of the defendants shall prove that it was not, or they were not, liable, in which case judgment shall go only against the remaining defendant or defendants."

Approved March 30, A. D. 1906.

## CHAPTER 90.

## ISSUANCE AND ACCEPTANCE OF FREE PASSES OVER STEAM OR INTERURBAN RAILWAYS.

S. F. 12.

**AN ACT** making it unlawful for any steam railway or interurban railway doing business within the state, or any officer, agent or representative thereof, to issue, give or offer to any city, county, district, state or federal officer, including judges and members of the general assembly, or to any candidate to a political convention to use in attending such convention or return therefrom, or to any member of any political committee or employe thereof, or to any candidate for a city, county, district, state or federal office, or to jurors in state or federal courts, any free pass, ticket or other privilege at rates less than charged the public. And prohibiting any city, county, district, state or federal officer, and any delegate to a county, district or state political convention, and any candidate for a county, district, state or federal office, and any member of any political committee or any employe thereof, and any juror in state or federal courts, to request or use any such free pass, ticket or privilege, sold or conferred at a less rate than the rate charged the public, over any steam railroad or interurban railroad, and providing a penalty therefor. [Additional to chapter seven (7) of title ten (X) of the code relating to regulation of carriers by railway.]

**ERRATUM**

The word "De-  
gate" should  
be substituted  
for the word "Ca-  
didate" in the  
fourth line of  
the title of  
Chapter 90.

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

**SECTION 1. Issuance of free passes—what prohibited.** It shall be unlawful for any steam railway or interurban railway company doing business within the state, or any officer, agent or representative thereof, to issue, give or offer to any city, county, district, state or federal officer, including judges and members of the general assembly, or to any delegate to a political convention to use in attending such convention or return therefrom, or to any member of any political committee or employe thereof, or to any candidate for a city, county, district, state or federal office, or to jurors in state or federal courts, any free pass, ticket or other privilege at rates less than charged the public.

**SEC. 2. Acceptance of free passes—what prohibited.** No city, county, district, state or federal officer, and no delegate to a county, district, or state political convention, and no candidate for a county, district, state or federal office, and no member of any political committee or any employe thereof, and no juror in state or federal courts, shall request or use any such free pass, ticket or privilege, sold or conferred at a less rate than the rate charged the public, over any steam railroad or interurban railroad.

**SEC. 3. Exceptions.** The holding of a notarial commission or a public office that pays no fees, or salary, or a position as a member of the faculty or an officer of a state educational institution, or acting as an officer or director of the Iowa state board of agriculture, or a membership in the national guard, or a membership in the fire department of any city or the use of transportation in accompanying live stock or perishable freight or the use of the return privilege, or riding or accepting transportation upon a special train, run for the public safety, health or welfare, shall not operate to place any person within the inhibition of this act.

**SEC. 4. Railroad commissioners—secretary.** This act shall not apply to the members of the railway commission, or its secretary when traveling upon official duties.

**SEC. 5. Excursion or party rates.** Nothing in this act contained shall be construed to prohibit the granting of excursion or party rates by any steam railroad or interurban railroad company to any class of persons whomsoever.

**SEC. 6. Testimony—immunity from prosecution.** No person and no agent or officer of any corporation within the purview of this act shall be privileged from testifying in relation to anything herein

prohibited; and no person having so testified shall be liable to any prosecution or punishment for any offense concerning which he was required to give his testimony or produce any documentary evidence.

**SEC. 7. Penalty.** Any person convicted of a violation of any of the provisions of this act shall be punished by imprisonment in the county jail not exceeding six months, or by a fine not exceeding five hundred dollars (\$500.00).

Approved April 5, A. D. 1903.

## CHAPTER 91.

### OF THE MILITIA.

S. F. 279.

AN ACT additional to and amendatory of chapter one (1) of title eleven (XI) of the code, and the law as it appears in chapter one (1) title eleven (XI) of the supplement to the code and chapter seventy-seven (77) of the acts of the Thirtieth General Assembly, relative to the state military force and Iowa national guard. [Amending sections twenty-one hundred and ninety-two (2192) and twenty-two hundred and one (2201) of the code, amending the law as it appears in section twenty-two hundred and eleven (2211) of the supplement to the code, and sections one (1), two (2), three (3), nine (9), eleven (11) and thirteen (13) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly, repealing sections twenty-one hundred and ninety (2190) and twenty-one hundred and ninety-one (2191) of the code, and enacting substitutes therefor, repealing the law as it appears in sections twenty-one hundred and seventy-four (2174), twenty-two hundred and three (2203) and twenty-two hundred and four (2204) of the supplement to the code, and sections four (4) and five (5) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly, and enacting substitutes therefor, and repealing section twenty-one hundred and eighty-nine (2189) of the code, and the law as it appears in section seven (7) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly.]

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

**SECTION 1. Governor to call out national guard.** That the law as it appears in section one (1) of chapter 77, of the laws of the Thirtieth General Assembly, be and the same is hereby amended by adding the following after the "." following the word "state" in the third line thereof: "as organized and officered unless otherwise directed in such requisition".

**SEC. 2. Enlistments.** That the law as it appears in section two (2) of chapter 77 of the laws of the Thirtieth General Assembly, be and the same is hereby amended by striking therefrom all of said section preceding and including the word "service" in the third line thereof, and substituting the following therefor: "All enlistments shall be for three years except that enlistments made within ninety days from date of discharge from the guard, United States army, or the organized and disciplined militia of any state, shall be considered continuous service in the guard,".

**SEC. 3. Repealed—staff of commander-in-chief.** That the law as it appears in section twenty one hundred and seventy-four (2174) of the supplement to the code, be and the same is hereby repealed and re-enacted to read as follows:

"The staff of the commander-in-chief shall consist of an adjutant general who shall be chief of staff and acting quarter-master general, an assistant adjutant general, a quarter-master general who shall also act as commissary general, a surgeon general a judge-advocate general a general inspector of small arms practice, a chief of engineers, a chief signal officer, and seven aids; all of whom shall have served honorably in the regular or volunteer service of the United States, or for not less than one year in the guard. The adjutant general and assistant adjutant general shall be appointed and commissioned by the commander-in-chief, and shall hold office until their successors are appointed and commissioned. The assistant adjutant general shall be appointed upon the recommendation of the adjutant general. The



other officers above enumerated may at the discretion of the commander-in-chief be appointed and commissioned by him or detailed for such service from the active membership of the guard, or their duties may be performed by United States army officers regularly or specially detailed, for service with the guard or in the state, by the war department. The adjutant general shall have the rank of brigadier general, and the assistant adjutant general that of colonel. All other officers above enumerated, if appointed and commissioned to such offices, shall have the rank of colonel, and if detailed from the active membership of the guard, shall retain their rank in the guard and shall not be relieved from their regular duties by reason of such detail. United States army officers regularly or specially detailed for service with the guard or in the state, may be assigned positions on the staff with their rank in the United States service or such higher rank, not above that of colonel, as the commander-in-chief may designate.

**SEC. 4. Assistant adjutant general—duties.** That the law as it appears in section three (3) of chapter 77 of the acts of the Thirtieth General Assembly, be and the same is hereby amended by adding thereto, the following:

“The assistant adjutant general shall be on duty with the adjutant general, and shall perform such duties under the direction of the adjutant general as the commander-in-chief may prescribe, and in the absence of the adjutant general, shall perform the duties of that officer as acting adjutant general.”

**SEC. 5. Repealed—adjutant general—compensation.** That the law as it appears in section four (4) of chapter 77, of the acts of the Thirtieth General Assembly, be and the same is hereby repealed and re enacted to read as follows:

“When requisition shall be made on the governor of Iowa by the president of the United States for troops, and during the time the Iowa troops are in the service of the United States under call of the president, the salary of the adjutant general shall be increased so that he shall receive in full compensation for his services, pay and allowances equal to that of a brigadier general of the United States army.”

**SEC. 6. Repealed—regimental staff—band.** That the law as it appears in section five (5) of chapter 77, of the acts of the Thirtieth General Assembly, be and the same is hereby repealed and re-enacted to read as follows:

“The regimental staff shall be appointed and commissioned by the governor upon recommendation of the regimental commander, and shall consist of one major surgeon and two assistant surgeons or as many as may be required for volunteer regiments in the United States army, who shall receive the approval of the surgeon general as to their professional qualifications before being commissioned, an adjutant, a quarter-master, a commissary, a chaplain, and also for each battalion one adjutant and one quartermaster commissary officer, each of which officers shall have the same rank as corresponding officers in the United States army. The chaplains shall have the right of promotion as provided for in the regulations of the United States army. One inspector of small arms practice may be detailed by the commanding officer of each regiment from the officers of his command. The commander of each regiment shall appoint by warrant from the enlisted men of his regiment, a non-commissioned staff, consisting of a regimental sergeant major, a sergeant major for each battalion, a quartermaster sergeant, a commissary sergeant, two color sergeants, two mounted orderlies with rank of sergeant and four orderlies not mounted, with rank of corporal, the state to furnish mounts. The commissions of regimental staff officers shall expire when the officer nominating them, or his successor, shall make new nominations for their respective offices, and such nominations shall be confirmed by the commander-in-chief. Each regimental commander, subject to the

approval of the commander-in-chief, may cause to be enlisted and organized a band, composed of one chief musician, one principal musician, one drum major, four sergeants, eight corporals, one cook and not more than sixteen privates. The enlisted men of the medical department for each regiment shall consist of a first class sergeant, two sergeants, one cook and twelve to fifteen privates, two-thirds of whom may be privates of the first class. The members of such bands and hospital detachments except as otherwise provided, shall be subject to the same regulations and receive the same compensation as other enlisted men of like grade. The regimental commander shall appoint the non-commissioned officers of the band, and upon the recommendation of the company commanders and surgeons, shall appoint the non-commissioned officers of each company and hospital detachments and issue warrants to the persons so appointed."

**SEC. 7. Encampments.** That the law as it appears in section nine (9) of chapter 77, of the acts of the Thirtieth General Assembly, be and the same is hereby amended by striking therefrom the words "not less than three nor more than ten days" after the word "drill" in the fourth line thereof, and by further striking out the words "not exceeding ten days in any one year for any member, except members of the general staff and those detailed upon staff duty, or such other duties as the exigencies of the service require" after the word "order" in the ninth line thereof.

**SEC. 8. Repealed.** That section twenty-one hundred eighty-nine (2189) of the code be and the same is hereby repealed. The law as it appears in section 7 of chapter 77 of the acts of the Thirtieth General Assembly be and the same is hereby repealed.

**SEC. 9. Repealed—arms, equipment, uniforms and other property-bond.** That section twenty-one hundred and ninety (2190) of the code, be and the same is hereby repealed and re-enacted to read as follows:

"All officers to whom shall be issued, or who shall be accountable for, arms, equipment, uniforms and any other state or United States property for military uses, or who shall have the control, custody or disbursement of funds as provided for in this chapter, shall before the delivery to them of such arms, equipment, uniforms and other state or United States property, and the receipt of such funds, be required to execute and deliver to the adjutant general a bond therefor, with sureties to be approved by the governor and payable to the state, in such amount as may be fixed by the commander-in-chief, conditioned according to law, for the proper care, use and return in good order, wear, use and unavoidable loss and damage excepted, of all such state and United States property, and the proper and faithful disbursement and accounting of all funds coming into the hands of such officer; upon the violation of any of the conditions of such bond, action thereon shall be brought by the adjutant general upon behalf of the state of Iowa, and any recovery thereon shall be credited to the guard funds of the state. It shall be the duty of the attorney general of the state to prosecute all actions upon such bonds."

**SEC. 10. Repealed—inspection—schools of instruction.** That section twenty-one hundred and ninety-one (2191) of the code, be and the same is hereby repealed and re-enacted to read as follows:

"The commander-in chief shall require such inspections of the different organizations of the guard, and such schools of instruction for officers and enlisted men, as he may deem proper and necessary. The inspection shall be made by United States army officers, either on regular or special detail with the guard or in the state, where such officers are available for that purpose, and if made by other officers, the commander-in-chief shall fix their compensation therefor in the orders for such inspectors. Schools of instruc-

tion may be ordered when sufficient funds are available beyond other requirements of this chapter."

**SEC. 11. False certificate of muster.** That section twenty one hundred and ninety-two (2192) of the code be and the same is hereby amended by striking out the word "or" after the word "certificate" in the second line and inserting in lieu thereof the word "of".

**SEC. 12. Service badges.** That section twenty-two hundred and one (2201) of the code be and the same is hereby amended by adding thereto the following:

"The adjutant general shall procure from the available funds at his disposal, service badges for members of the guard, as follows: For five years' honorable service, a 'silver badge' suspended from a silver bar, and for each additional five years of honorable service including twenty years, a 'silver bar' with number of years' service enameled thereon; said bars to be attached, in their order, to the lower edge of the badge. For twenty-five years or more honorable service, a 'gold badge' suspended from a gold bar, the design and selection of the badges and bars as above provided for, to be made by a committee of officers designated by the commander-in-chief. Service badges shall be the absolute property of those to whom they are awarded."

**SEC. 13. Allowance for rifle ranges.** The commander-in-chief may designate the location of four regimental rifle ranges, and the expenditure of the sum of two thousand dollars, or so much thereof as may be necessary, is hereby allowed for the acquisition and construction thereof, such sums to be expended under the direction of such officer or board of officers as the commander-in-chief may direct, and the sum of two hundred dollars (\$200.00), or so much thereof as may be necessary, shall be allowed annually for expenditure in like manner for the rental and maintenance of each of said ranges, and the sum of one hundred dollars (\$100.00) annually, for each, company, or so much thereof as may be necessary, shall be allowed upon such conditions as the commander-in-chief may prescribe for the procurement, construction and maintenance of company rifle ranges. These payments to be made when sufficient funds are available beyond other requirements of this chapter.

**SEC. 14. Repealed—allowance for headquarters.** That the law as it appears in section twenty-two hundred and three (2203) of the supplement to the code, be repealed and re-enacted to read as follows:

"There shall be allowed annually for postage, stationery, clerk hire, to each regimental headquarters, each company commander, and each regimental band, the sum of one hundred dollars (\$100.00); or so much thereof as shall be necessary, the same to be paid upon itemized and detailed statements under oath being filed with and approved by commander-in-chief; and for like purposes to the following staff officers, surgeon general, general inspector of small arms practice, and regimental inspector of small arms practice, ten dollars (\$10.00); to be paid in semi-annual payments. These payments to be made when sufficient funds are available beyond other requirements of this chapter."

**SEC. 15. Repealed—company and band allowance—hospital allowance.** That the law as it appears in section twenty-two hundred and four (2204) of the supplement to the code, be and the same is hereby repealed and re-enacted to read as follows:

"There shall be allowed annually to each company and band for armory rent, lights, fuel and janitor service and like necessary expenses, not to exceed the sum of six hundred dollars (\$600.00), to be paid in such amounts, either in part or whole and under such regulations as a board of officers appointed by the commander-in-chief shall prescribe, and approved by him. There shall be allowed annually to each regimental hospital detachment for

armory rent, fuel, lights and like necessary expenses, the sum of one hundred dollars (\$100 00), or so much thereof as may be necessary to be paid under such regulations as the commander-in-chief may prescribe, provided that said sum shall be paid only when a majority of the detachment is located at one station under the command of a medical officer, who shall, at least twice a month, conduct drills of the detachment."

**SEC. 16. Compensation of assistant adjutant general.** That the law as it appears in section twenty-two hundred eleven (2211) of the supplement to the code be and the same is hereby amended by inserting the words "the assistant adjutant general shall receive an annual salary of one thousand five hundred dollars" after the word "peace" in the fourth line thereof.

**SEC. 17. Compensation of officers.** That the law as it appears in section eleven (11) of chapter 77 of the laws of the Thirtieth General Assembly, be and the same is hereby amended by inserting the word "forage" after the word "subsistence" in line eleven thereof; and by adding to said section, the following: "When on duty on rifle practice, range competition, or schools of instruction, officers shall receive such compensation or allowances as the commander-in-chief shall designate in orders with reference thereto."

**SEC. 18. Appropriation.** That the law as it appears in section thirteen (13) of chapter 77 of the acts of the Thirtieth General Assembly, be and the same is hereby amended by striking therefrom the word "seventy" in the fifth line thereof and inserting in lieu thereof, the words "eighty-two"; and by striking therefrom, the figures "\$70,000.00" from the brackets in the fifth line thereof, and inserting in lieu thereof, the figures "\$82,000.00".

**SEC. 19. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 10, 1906, and the Register and Leader, April 12, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 92.

### CARE AND REMOVAL OF NON-RESIDENT INSANE TO THEIR PLACE OF LEGAL SETTLEMENT

S. F. 247.

AN ACT to provide for the care and removal to their place of legal settlement of non-resident insane and for the payment of the expenses thereof and repealing the law as it appears in section twenty seven hundred and twenty-seven-a28 (2727-a28) of the supplement to the code and all acts and parts of acts in conflict with this act, [and amending section twenty-two hundred and eighty-three (2283) of the code.]

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

**SECTION 1. Non resident insane—care and removal.** That when the commissioners of insanity of any county shall find to be insane a person who is a non-resident of this state, or whose residence is found by the commissioners to be unknown, they shall at once report the case to the board of control of state institutions and furnish it with a copy of the evidence taken on the question of the legal settlement of the insane person. The board shall investigate the case and if the legal settlement can not be ascertained the board shall cause him to be taken to a state hospital for the insane as a charge of the state, and if the legal settlement of the patient is found thereafter to be in any county of this state the cost of maintaining him shall be charged to that county and collected as provided by

law in other cases. If the board of control find that the insane person is a non-resident of this state it may cause him to be conveyed to the place of his legal settlement forthwith or to a state hospital for the insane, there to be treated and cared for until released, at the cost of the state. When the legal settlement of any non-resident patient received in a state hospital is known or if then unknown is afterwards ascertained, he may be transferred to the place of his legal settlement if his condition permit such transfer, unless the cost thereof, or other reasons, shall, in the opinion of the board of control, make the transfer inadvisable. No patient to be maintained at the expense of the state shall be received in a state hospital without the formal order of the board of control.

**SEC. 2. Transfers of insane persons—expenses.** The transfers of insane persons to state hospitals or to the places of their legal settlement under the provisions of this act or under the provisions of chapter 78 of the acts of the Thirtieth General Assembly shall be made according to the directions of the board of control, and when practicable by employes of state hospitals, and the actual and necessary expenses of such transfers shall be paid on itemized vouchers sworn to by the claimants and approved by the board of control from any funds in the state treasury not otherwise appropriated.

**SEC. 3. Repealed.** The law as it appears in section 2727-a 28 of the supplement to the code and all acts and parts of acts in conflict with this act, including that part of section 2283 of the code which commences with the word "If" in the third line and ends with the word "county" in the ninth line 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 publication in the Register and Leader and Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 18, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 93.

### RETURN OF PATIENTS ESCAPED FROM HOSPITALS FOR THE INSANE.

S. F. 246.

AN ACT to repeal section two thousand two hundred and eighty-seven (2287) of the code and chapter seventy-nine (79) of the acts of the Thirtieth General Assembly amending said section and to enact a substitute therefor in regard to the capture and return of patients escaped from hospitals for the insane and the payment of the expenses thereof.

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

**SECTION 1. Escape—expenses of capture and return.** That section two thousand two hundred and eighty-seven (2287) of the code and chapter 79 of the acts of the Thirtieth General Assembly amendatory thereof are hereby repealed and in lieu thereof is enacted the following:

"If any patient shall escape from a state hospital for the insane the superintendent shall cause immediate search to be made for him and if he cannot be found, shall cause notice of such escape to be given forthwith to the clerk of the district court of the county where he belongs and if found to be in that county the clerk shall at once notify the superintendent of the place where the patient can be found, and when so notified or when otherwise informed of the place in which the patient may be taken the superintendent shall send an employe of the hospital or other person for him and cause him to be returned to the hospital unless for good reasons a different

course be deemed advisable by the superintendent, and is approved by the board of control. In case of apparent necessity the patient may be taken into custody and restrained by the local authorities until he is taken by the representative of the hospital. All actual and necessary expenses incurred in the capture, restraint and return to the hospital of the patient shall be paid on itemized vouchers sworn to by the claimants and approved by the superintendent and the board of control of state institutions from any money in the state treasury not otherwise appropriated.

**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 Register and Leader and Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 94.

### EXPENSES OF THE CARE OF THE INSANE AND THE INEBRIATES

S. F. 320.

AN ACT to repeal section twenty-two hundred and ninety two (2292) of the code and to enact a substitute therefor relating to the expense of the insane and of inebriates and the time and manner of certifying the same to the county auditor and the auditor of state and the payment of same.

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

**SECTION 1. Repealed—charged to the county—how certified and paid.** Section twenty-two hundred and ninety two (2292) of the code relating to the expense of the insane, is hereby repealed and the following enacted in lieu thereof:

“Section 2292. The superintendents of the hospital for the insane and hospital for inebriates shall certify to the auditor of state on the first days of January, April, July and October, the amount not previously certified by him due the state from the several counties having patients chargeable thereto, and the auditor of state shall thereupon charge the same to the county so owing and the board of supervisors shall at the time of levying other taxes estimate the amount necessary to meet this expense the coming year including cost of commitment and transportation of patients and shall levy a tax therefor. Taxes thus levied and collected, cannot be used for any other purpose or transferred to any other fund. Should any county fail to levy a tax sufficient to meet this expense the deficiency shall be paid from the general county fund. Should any county fail to pay these bills within sixty days from the date of certificate from the superintendent, the auditor of state shall charge the delinquent county the penalty of one per cent per month on and after sixty days from date of certificate until paid. The superintendent shall at the time of mailing certificate to the auditor of state, send a duplicate copy to the auditor of each county having patient chargeable thereto, and the county auditor upon receipt of such certificate, shall thereupon pass the same to the credit of the state in his ledger of state accounts, and at once issue a notice to his county treasurer, authorizing him to transfer the amount from the insane or county fund, to the general state revenue, which notice shall be filed by the treasurer as his authority for making such transfer, and shall include the amount so transferred in his next remittance of state taxes to the treasurer of state, designating the fund to which it belongs.”

Approved April 10, A. D. 1906.

## CHAPTER 95.

## ADMISSION OF PATIENTS TO HOSPITAL FOR INEBRIATES.

S. F. 216.

AN ACT to amend chapter eighty (80) of the acts of the Thirtieth General Assembly in regard to the admission of patients in hospitals for inebriates.

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

**SECTION 1. Admissions.** That section 5 of chapter 80 of the acts of the Thirtieth General Assembly is hereby amended by adding thereto the following:

"Provided, however, that whenever in the opinion of the board of control of state institutions it shall be necessary to restrict the number of admission for lack of room, said board may notify by mail each district judge and each clerk of the district court in the state of the fact, and that patients will not be admitted except on application approved by the superintendent, and after such notice is given it shall not be lawful for the clerk of any court to issue a warrant for the commitment of any patient to said hospital unless such clerk has been notified by the superintendent in writing that the patient can be received, and until such notice from the superintendent is received the order of commitment shall be suspended. The superintendent shall in such cases grant applications for admission in the order in which they are received. When the board of control is of the opinion that the necessity for such restriction has ceased to exist it may discontinue it and give notice thereof as was required to establish it, and when such notice is given the restriction shall cease."

**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 Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 14, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 96.

## EXPENSES OF PROSECUTING PATIENTS WHO WITHOUT AUTHORITY LEAVE THE STATE HOSPITAL FOR INEBRIATES.

H. F. 260.

AN ACT to amend section fifteen (15), of chapter eighty (80), acts of the Thirtieth (30) General Assembly relating to the state hospital for inebriates.

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

**SECTION 1. Costs and expenses of prosecutions—how paid.** That section fifteen (15) of chapter eighty (80), acts of the Thirtieth (30) General Assembly, be and the same is hereby amended by adding thereto the following:

"The board of supervisors of the county in which such prosecution is had shall certify to the board of control of state institutions an itemized statement of the costs of prosecution and maintenance incurred by the county wherein such prosecution is had, which certificate shall be indorsed by the trial judge, stating that the amount, as shown by said certificate is correct. On receipt of such certificate, the said board of control shall order a warrant issued in favor of the treasurer of the county wherein such prosecution is had, for the amount of the costs and expenses so incurred, which shall

be payable out of the support or contingent fund of said hospital for inebriates."

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

Approved March 15, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, March 17, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 97.

### PAYMENT OF TRAVELING EXPENSES OF PATIENTS PAROLED OR DISCHARGED FROM HOSPITALS FOR INEBRIATES.

S. F. 929.

AN ACT to provide for the payment of certain expenses of indigent patients paroled or discharged from the state hospital for inebriates at Knoxville, and the hospital for female inebriates. [Additional to the law as it appears in chapter two-A (2-A) of title twelve (XII) of the supplement to the code and chapter eighty (80) of the acts of the Thirtieth General Assembly, relating to the detention and treatment of dipsomaniacs, inebriates and those addicted to the excessive use of narcotics.]

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

SECTION 1. **Traveling expenses of paroled or discharged patients.** That when an inebriate patient is paroled or discharged from the state hospital for inebriates at Knoxville or from any state hospital in which female inebriates are kept and is unable to furnish or obtain money for the necessary traveling expenses from the hospital to the place of commitment, the superintendent of the hospital with the approval of the board of control of state institutions may furnish said patient with transportation to the place where he or she was committed or to any other point he or she may select which is not more distant from the hospital than the place of commitment.

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 Register and Leader and Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 19, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 98.

### REGISTRATION AND PUBLICATION OF PEDIGREES.

S. F. 109.

AN ACT to repeal sections two thousand three hundred forty-one (2341) and two thousand three hundred forty-two (2342) of the code, relative to the registration and publication of pedigrees, and to enact a substitute therefor.

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

SECTION 1. **Repealed.** Section two thousand three hundred and forty-one (2341) and section two thousand three hundred and forty-two (2342) of the code are hereby repealed and the following enacted in lieu thereof:

SEC. 2. **Registration of pedigrees—fee.** Any owner or keeper of any stallion or bull kept for public service, or any owner or keeper of any stallion



kept for sale, exchange or transfer, who represents such animal to be pure bred, thorough bred, standard bred or registered, shall cause the same to be registered in some stud book or herd book recognized by the department of agriculture at Washington, D. C., for the registration of pedigrees, and obtain a certificate of registration of such animal. He shall then forward the same to the secretary of the state board of agriculture of the state of Iowa, whose duty it shall be to examine and pass upon the correctness and genuineness of such certificate filed for enrollment. In making such examination, said secretary shall use as his standard the stud books or herd books recognized by the department of agriculture at Washington, D. C., and shall accept as pure bred, thorough bred, standard bred or registered any animal registered in any of such stud books or herd books. And if such registration is found to be correct and genuine he shall issue a certificate under the seal of the department of agriculture, which certificate shall set forth the name, sex, age and color of the animal, also the volume and page of the stud book or herd book in which such animal is registered. For each enrollment and certificate he shall receive the sum of one dollar, which shall accompany the certificate of registration when forwarded for enrollment.

**SEC. 3. Posting certificate of registration.** Any owner or keeper of a stallion or bull for public service who represents or holds such animal out as pure bred, thorough bred, standard bred or registered, shall place a copy of the certificate of the state board of agriculture on the door or stall of the stable where such animal is usually kept, and shall furnish to any patron who shall request it a copy of such certificate.

**SEC. 4. Transfer of certificate—fee.** If the owner of any registered animal shall sell, exchange or transfer the same, and the purchaser desires it, he shall transfer in writing the certificate issued by the state board of agriculture to the purchaser of such animal, and upon filing such certificate so assigned and accompanying the same with a fee of fifty cents, the secretary of the state board of agriculture shall issue a new certificate to the then owner of the animal, and all fees provided for by this act shall go into the treasury of the department of agriculture.

**SEC. 5. Publishing false pedigrees—penalty.** Any person who shall fraudulently represent any animal, horse, cattle, sheep or swine to be pure bred, thorough bred, standard bred or registered, or any person who shall post or publish or cause to be posted or published any false pedigree or certificate, or shall use any stallion or bull for public service, or sell, exchange or transfer any stallion, representing such animal to be pure bred, thorough bred, standard bred or registered, without first having such animal registered, and obtaining the certificate of the state board of agriculture as hereinbefore provided, or who shall violate any of the provisions of this act, shall be guilty of a misdemeanor, and punished by a fine of not more than one hundred dollars, or imprisoned in the county jail not exceeding thirty days or by both such fine and imprisonment.

Approved April 10, A. D. 1906.

## CHAPTER 99.

### COLLECTION OF MULCT TAX.

H. F. 229.

AN ACT to amend section twenty-four hundred and thirty-nine (2439) of the code, relative to the collection of the mulct tax.

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

**SECTION 1. When delinquent—sales for—redemption—title in the county.** That section twenty-four hundred and thirty-nine (2439) of the

code be amended by inserting a period (.) after the word "sale" in the last line thereof, and by striking out the words, "to the highest bidder", and by adding the following:

"The treasurer shall appoint, prior to such sale, three appraisers who shall appraise the value of any and all property to be offered at such sale, taking into account any superior, valid lien thereon, and file a separate appraisement for each parcel; and the cost thereof shall be added to the penalty. If at the sale an amount less than the tax and penalty and less than the appraisement is offered, the property shall be sold to the county; at the appraised value, if it is less than the tax and penalty; or at the tax and penalty, if they are less than the appraised value. The provisions of sections fourteen hundred and thirty-six (1436), fourteen hundred and thirty-seven (1437), and fourteen hundred and thirty-eight (1438) of the code shall apply to the redemption; but the supervisors may allow redemption for any amount deemed advantageous to the county; and in default thereof after notice to redeem as provided by section fourteen hundred and forty-one (1441) of the code, the treasurer shall execute a deed to the county, without fee, and such deed shall have, so far as applicable, all the effect as provided by section fourteen hundred and forty-four (1444) of the code as to vesting in the county all the right, title, interest and estate of the former owner in and to the land conveyed. On redemption or on final sale of the property the proceeds shall be applied as provided by section twenty-four hundred and forty five (2445) of the code. While thus acquiring title the county, to protect its interest, may bid in the property at ordinary tax sale and acquire title under the same terms and conditions as other tax sale purchasers."

Approved April 5, A. D. 1906.

## CHAPTER 100.

### ESTABLISHMENT OF SALOONS NEAR CEMETERIES.

S. F. 289.

AN ACT to amend the law as it appears in section twenty-four forty-eight (2448) of the code, relating to the establishment of saloons within certain distances of specified buildings and places, and to include cemeteries among the places affected by the provisions of said section.

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

**SECTION 1. "Cemetery" included.** That paragraph two (2) of section twenty-four forty-eight (2448) of the code be and the same is hereby amended by inserting after the comma following the word "schoolhouse" in the seventh line of said paragraph, the words "or cemetery", and by striking out from said seventh line the word "or" after the words "church building", and before the word "schoolhouse" in said line.

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, April 6, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 101.

## SALE OF INTOXICATING LIQUORS.

S. F. 276.

AN ACT to amend section twenty four hundred and fifty (2450) of the code relating to the sale of intoxicating liquors under the mulct law.

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

**SECTION 1. Limitation of consent petition.** Section twenty-four hundred and fifty (2450) of the code is hereby amended by adding thereto the following:

"When said petition of general consent is found sufficient by the board of supervisors or the city council, as the case may be, it shall, unless revoked under section twenty-four hundred and fifty one (2451) of the code, be in force and effect for the period of five years only; and all petitions and statements of general consent in force and effect previous to the first day of July, nineteen hundred and six (1906) shall, unless revoked under section twenty-four hundred and fifty one (2451) of the code, be and become null and void on and after five years from July 1, 1906."

Approved April 5, A. D. 1906.

## CHAPTER 102.

## COMMISSIONER OF BUREAU OF LABOR STATISTICS.

S. F. 307.

AN ACT to amend section two thousand four hundred sixty-nine (2469), and to amend the law as it appears in section two thousand four hundred seventy (2470) of the supplement to the code, relating to the bureau of labor statistics.

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

**SECTION 1. Commissioner—term of office.** Section two thousand four hundred sixty-nine (2469) of the code is hereby amended by striking out of the fourth line thereof the word "even-numbered" and by inserting in lieu thereof the word "odd-numbered"; and by adding to said section the following:

"Provided, however, that the term of office of the labor commissioner which shall commence on the first day of April, 1906, shall expire on the 31st day of March, 1907."

**SEC. 2. Biennial report.** The law as it appears in section two thousand four hundred seventy (2470) of the supplement to the code is hereby amended by adding thereto the following:

"He shall make a report to the governor during the year 1906, and biennially thereafter. The report for the year 1906 shall cover the period only from the date of his last preceding biennial report."

Approved April 10, A. D. 1906.

## CHAPTER 103.

## EMPLOYMENT OF CHILD LABOR.

S. F. 74.

AN ACT to regulate the employment of child labor and to provide for the enforcement thereof. (Additional to chapter eight (8) title twelve (XII) of the code.)

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

**SECTION 1. Child labor in factories, mills, etc—age limitation.** No person under fourteen years of age shall be employed with or without

wages or compensation in any mine, manufacturing establishment, factory, mill, shop, laundry, slaughter house or packing house, or in any store or mercantile establishment where more than eight persons are employed, or in the operation of any freight or passenger elevator.

**SEC. 2. Where life and health are endangered—age limitation.** No person under sixteen years of years of age shall be employed at any work or occupation by which, by reason of its nature or the place of employment, the health of such person may be injured, or his morals depraved, or at any work in which the handling or use of gun powder, dynamite or other like explosive is required, and no female under sixteen years of age shall be employed in any capacity where the duties of such employment compel her to remain constantly standing.

**SEC. 3. Hours of labor—noon intermission.** No person under sixteen years of age shall be employed at any of the places or in any of the occupations recited in section 1 hereof before the hour of six o'clock in the morning or after the hour of nine o'clock in the evening, and if such person is employed exceeding five hours of each day, a noon intermission of not less than thirty minutes shall be given between the hours of eleven and one o'clock, and such person shall not be employed more than ten hours in any one day, exclusive of the noon intermission, but the provisions of this section shall not apply to persons employed in husking sheds or other places connected with canning factories where vegetables or grain are prepared for canning and in which no machinery is operated.

**SEC. 4. List posted.** Every person, firm or corporation having in its employ, at any of the places or in any of the occupations recited in section 1 of this act, any persons under sixteen years of age, shall cause to be posted at some conspicuous location at the place of such employment, and where same shall be accessible to inspection at all times during business hours, a list of the names of such persons, giving after each name, the date of the birth of such person and the date when employed.

**SEC. 5. False statements—other violations—penalty.** Any parent, guardian or other person, who having under his control any person under sixteen years of age causes or permits said person to work or be employed in violation of the provisions of this act, or any person making, certifying to, or causing to be made or certified to, any statement, certificate or other paper for the purpose of procuring the employment of any person in violation of the provisions of this act, or who makes, files, executes or delivers any such statement certificate or other paper containing any false statement for the purpose of procuring the employment of any person in violation of this act, or for the purpose of concealing the violation of this act in such employment, and every person, firm or corporation, or the agent, manager, superintendent, or officer of any person, firm or corporation, whether for himself or such person, firm or corporation, either by himself or acting through any agent, foreman, superintendent or manager, who knowingly employs any person or permits any person to be employed in violation of the provisions of this act, or who shall refuse to allow any authorized officer or person to inspect any place of business under the provisions of this act, if demand is made therefor at any time during business hours or who shall willfully obstruct such officer or person while making such inspection, or who shall fail to keep posted the lists containing the names of persons employed under sixteen years of age and other information as required by this act, or who shall knowingly insert any false statement in such list, or who violates any other provision of this act, shall be deemed guilty of a misdemeanor, and upon being found guilty thereof, shall be fined not to exceed one hundred dollars or be imprisoned in the county jail not to exceed thirty days.

**SEC. 6. Enforcement.** It shall be the duty of the commissioner of the bureau of labor statistics to enforce the provisions of this act, and such

commissioner and his deputies, factory inspectors, assistants and other persons authorized by him in writing, state mine inspectors, and county attorneys, mayors, chiefs of police and police officers, acting under their written directions, city and town marshals, sheriffs and their deputies within the territories where they exercise their official functions, and any person having authority therefor in writing from the judge of a court of record within the territory over which such judge has jurisdiction, shall have authority to visit any of the places enumerated in section 1 of this act, and make an inspection thereof to ascertain if any of the provisions of this act are violated or any person unlawfully employed thereat, and such persons shall not be interfered with or prevented from asking questions of any person found at the place being inspected by them with reference to the provisions of this act. It shall be the duty of the county attorney to investigate all complaints made to him of the violation of this act, and to attend and prosecute at the trial of all cases for its violation upon any information that may be filed within his county.

**SEC. 7. Acts in conflict repealed.** All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved April 10, A. D. 1906.

## CHAPTER 104.

### GEOLOGICAL SURVEY.

H. F. 274.

AN ACT to repeal sections twenty-five hundred (2500), twenty-five hundred and one (2501), and twenty-five hundred and two (2502) of the code relating to geological surveys and the duties of the state geologist, and to enact a substitute therefor.

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

**SECTION 1. Repealed.** That sections twenty-five hundred (2500), twenty-five hundred and one (2501) and twenty-five hundred and two (2502) of the code be and the same are hereby repealed and there is hereby enacted as a substitute therefor the following:

**SEC. 2. Detailed reports—co-operation with other surveys.** He shall make detailed maps and reports of counties and districts as fast as the work is completed, which shall embrace such geological, mineralogical, topographical and scientific details as are necessary to make complete records thereof, and, when the information obtained warrants it, the results of any special investigation made by him may be brought together in a report for publication, accompanied by proper illustrations and diagrams. He shall co-operate with the United States geological survey and with adjoining state surveys in the making of topographic maps and the study of geologic problems of the state when in the opinion of the geological board such co-operation will result in profit to the state. He shall, before the first day of January of each year, make to the geological board a full report of the work in the preceding year, together with such minor reports and papers as may be considered desirable for publication.

**SEC. 3. Annual report—bulletins.** The annual report, together with bulletins of educational and scientific value, and special bulletins containing information necessary for the immediate use of the people at large, shall be published by the state under the direction of the board, and disposed of as other published reports of state officers when no special provision is made, but the copies remaining in the control of the board after such distribution, after retaining a sufficient number to supply probable future demands, shall be sold to persons making application therefor at the cost price of publication, the money thus accruing to be turned into the treasury of the state.

**SEC. 4. Expenses.** The members of the board shall be allowed actual expenses incurred in attending to the duties assigned to them by this chapter. Postage, stationery and office expenses of the state geologist shall be paid by the state, as are the expenses of the other state officers but all other expenses of the survey shall be audited and allowed by the board; and the entire expenses provided for under this chapter, aside from the above exception relating to office supplies and expenses, and that of the publication and distribution of reports and bulletins, shall not exceed the sum of eight thousand dollars per annum, which amount is hereby appropriated annually, to be paid out on warrants of the state auditor on the presentation of bills duly audited and allowed as provided in this section.

Approved April 10, A. D. 1906.

## CHAPTER 105.

### INSPECTORS OF PETROLEUM PRODUCTS.

S. F. 308.

AN ACT to amend sections one (1) and nine (9) of chapter eighty-seven (87) of the acts of the Thirtieth General Assembly, in relation to the inspectors of petroleum and its products.

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

**SECTION 1. Term of office.** Section one (1) of chapter eighty-seven (87) of the acts of the Thirtieth General Assembly is hereby amended by striking out of the eighteenth line of said section the word "even" and by inserting in lieu thereof the word "odd"; and by adding to said section the following:

"Provided, however, that the term of office of the inspectors appointed during the year 1906 shall expire on the 30th day of June, 1907."

**SEC. 2. Biennial report.** Section nine (9) of chapter eighty-seven (87) of the acts of the Thirtieth General Assembly is hereby amended by striking out of the third line of said section the word "odd" and inserting in lieu thereof the word "even"; and by adding to said section the following:

"Provided, however, he shall make and deliver report to the governor for the fiscal year ending on the 30th day of June, 1906, which report shall cover the period only from the date of his last biennial report."

Approved April 10, A. D. 1906.

## CHAPTER 106.

### SALE OF GASOLINE.

S. F. 141.

AN ACT to regulate the sale of gasoline and providing penalty for violation thereof. [Additional to chapter eleven (11) of title twelve (XII) of the code, relating to petroleum products.]

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

**SECTION. 1. Sale of gasoline—conditions—penalty.** Every person dealing at retail in gasoline in this state shall after the first day of January, 1907, deliver the same to the purchaser, in quantities of more than one quart and less than six gallons, only in barrels, casks, packages, cans or measures painted vermillion red and having the word "gasoline" plainly stenciled or marked thereon. No such dealer shall deliver kerosene in a barrel, cask, package or can painted or marked as above. Every person purchasing gasoline for use shall procure and keep the same only in barrels, casks,

packages or cans painted and marked as above. No person keeping for use, or using, kerosene shall put or keep the same in any barrel, cask, package or can painted or marked as above. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction, shall be punished by fine of not less than five, nor more than one hundred dollars.

**SEC. 2. Gasoline for manufacturing or mechanical purposes.** This act shall not be construed to prohibit the use of gasoline from tanks or reservoirs, of not less than ten gallons capacity, for manufacturing or mechanical purposes.

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

**SEC. 4. In effect.** This act shall take effect and be in force on and after the first day of January, 1907.

Approved March 30, A. D. 1906.

## CHAPTER 107.

### POWERS OF STATE FOOD AND DAIRY COMMISSIONER, HIS DEPUTIES AND ASSISTANTS.

S. F. 157.

AN ACT defining the powers of the state food and dairy commissioner, his deputy and assistants. [Additional to chapter thirteen (13) of title twelve (XII) of the code, relating to the dairy commissioner and imitation dairy products.]

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

**SECTION 1. Access to factories, buildings, etc.** The state food and dairy commissioner and his deputy and assistants shall have full access to all places of business, factories, buildings, wagons and cars used in the manufacture, sale or transportation within the state of any dairy products or any imitation thereof.

**SEC 2. Examination and inspection.** They may examine and open any package, can or vessel containing, or believed to contain any article or product which may be manufactured, sold or exposed for sale in violation of the laws of this state relative to the dairy products and imitation thereof, and may inspect the contents therein and take therefrom samples for testing or analysis.

**SEC 3. Penalty.** Whosoever shall refuse to allow the inspection herein provided for or shall in any way hinder or obstruct the proper officers performing their duties hereunder shall be punished by fine not exceeding one hundred (100) dollars or by imprisonment in the county jail not exceeding thirty (30) days.

Approved March 17, A. D. 1906.

## CHAPTER 108.

### PROTECTION OF BIRDS AND THEIR NESTS AND EGGS.

S. F. 120.

AN ACT for the protection of birds, their nests and eggs, the whole being additional to chapter fifteen (15), title twelve (XII) of the code.

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

**SECTION 1. Wild birds.** That all wild birds, both resident and migratory, in this state, shall be, and are hereby declared to be the property of the state.

**SEC. 2. Sale of wild birds, plumage, etc., prohibited—game birds defined.** That no person shall, within the state of Iowa, kill or catch, or have in his or her possession, living or dead, any wild bird other

than a game bird, or purchase, offer or expose for sale, transport or ship within or without the state, any such wild bird after it has been killed or caught, except as permitted by this act. No part of the plumage, skin, or body of any bird protected by this section shall be sold or had in possession for sale, irrespective of whether said bird was captured or killed within or without the state. For the purpose of this act the following only shall be considered game birds: The Anatidae, commonly known as swans, geese, brant and river and sea ducks; the Rallidae, commonly known as rails, coots, mud-hens and gallinules; the Limicolae, commonly known as shore birds, plovers, surf birds, snipe, wood-cock, sandpipers, tattlers, and curlews; the Gallinae, commonly known as wild turkeys, grouse, prairie chickens, pheasants, partridges, and quails. All other species of wild birds, either resident or migratory, shall be considered non-game birds.

**SEC. 3. Birds' nests and eggs.** That no person shall, within the state of Iowa, take or needlessly destroy or attempt to take or destroy the nest or the eggs of any wild birds, or have such nest in his or her possession, except as permitted by this act.

**SEC. 4. Transportation of wild birds prohibited.** That no person or persons, or any corporation acting as a common carrier, its officers, agents or servants, shall ship, carry, take or transport, either within or beyond the confines of the state, any resident or migratory wild non-game bird, except as permitted by this act.

**SEC. 5. Not applicable to holder of certificate.** That sections 2, 3, 4, and 10 of this act shall not apply to any person holding a certificate giving the right to take birds, their nests, or eggs for scientific purposes only, as provided in section 6 of this act.

**SEC. 6. Permission certificate—fees.** That certificates may be granted by the fish and game warden of the state to any properly accredited persons of the age of fifteen years or upward, permitting the holder thereof to collect birds, their nests or eggs for scientific purposes only. The applicant for the same must present to said officer written testimonials from two well known ornithologists who must be residents of Iowa, certifying to the good character, and fitness of said applicant to be entrusted with such privilege and must pay said officer one dollar to defray the necessary expenses attending the granting of such certificate. On proof that the holder of such certificate has killed any bird, or taken the nest or eggs of any bird for other than strictly scientific purposes, his certificate shall become void, and he shall be liable to a fine of one hundred dollars, or imprisonment of thirty days, or both, at the discretion of the court.

**SEC. 7. Certificates expire—when.** That the certificates authorized by section 6 of this act shall expire on the 31st day of December of the year issued and shall not be transferrable.

**Sec. 8. Birds not included.** That the English, or European house sparrow, great horned owl, sharp shinned hawk, Cooper's hawk, and black-birds and crows are not included among the birds protected by this act.

**SEC. 9. Domestic pets—parrots and canaries.** That nothing in this act shall prevent a citizen of Iowa from taking or keeping any wild non-game bird in a cage as a domestic pet, provided that such bird shall not be sold, or exchanged, or offered for sale or exchange, or transported out of the state; and provided further that this act shall not be construed to forbid the selling or shipping of parrots, canaries or any other cage birds, which are imported from other countries or not native to any part of the United States.

**SEC. 10. Penalty.** That any person who violates any of the provisions of this act shall be guilty of a misdemeanor, and shall be liable to a fine of five dollars for each offense, and an additional fine of five dollars for each bird, living or dead, or part of bird, or nest, or set of eggs, or part thereof,



possessed in violation of this act, or to imprisonment for thirty days, or both, at the discretion of the court.

**S. c. 11. Acts in conflict repealed.** All acts or parts of acts heretofore passed inconsistent with or contrary to the provisions of this act are hereby repealed.

Approved April 5, A. D. 1906.

## CHAPTER 109.

### REGISTRATION OF BIRTHS AND DEATHS.

H. F. 88.

**AN ACT** to require and regulate the registration of births and deaths in the state of Iowa, and to repeal section two thousand five hundred sixty-six (2566) and two thousand five hundred sixty-seven (2567) of the code, and to repeal chapter one hundred (100) laws of the Thirtieth (30) General Assembly.

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

**SECTION. 1. State registrar of vital statistics.** That for the complete and proper registration of births and deaths for legal, sanitary and statistical purposes, the secretary of the state board of health is hereby constituted state registrar of vital statistics, and it shall be his duty to promulgate and enforce all necessary rules and regulations that may be required to carry out the purpose of this act.

**SEC. 2. Certificates of death.** The undertaker or the person in charge of the funeral of any person dying in Iowa, shall cause a certificate of death to be filled out, with all the personal particulars contained in the standard blanks adopted by the U. S. census bureau, and with a statement of cause of death by attending physician, or in his absence, by the health officer or coroner and shall file it with the state registrar on or before the 5th day of each month for the month preceding and no sexton or superintendent of a cemetery shall permit interment, and no railroad or other transportation company shall permit shipment of the body unaccompanied by such certificate of death.

**SEC. 3 State registrar to furnish blanks.** The state registrar shall furnish blank certificates of death to physicians and undertakers, and all proper forms and instructions for the effectual execution of the law.

**SEC. 4. Certified transcripts of certificates of death.** It shall be the duty of the state registrar to furnish to the clerk of the district court of each county on or before the first day of February of each year, certified transcripts of the certificates of death filed with him from the respective counties as well as similar transcripts of deaths to the U. S. census bureau at Washington, and to arrange by counties, bind and deposit in the state historical building at Des Moines the original certificates; and transcripts sent each county shall be bound at the expense of said county, and preserved for reference by the clerk of the district court.

**SEC. 5. Assessor to report births.** It shall be the duty of all assessors at the time of making assessment to obtain and report to the clerk of the district court upon blanks adopted by the state registrar and furnished by the county auditor, such registration of births as occur within their respective districts for the year ending Dec. 31st, immediately preceding.

**SEC. 6. Record of marriages and divorces, and births.** The clerk of the court in each county shall keep a book in which shall be recorded all marriages and divorces occurring within the county, together with such data respecting the same as shall be required by the state registrar and shall report to said state registrar on or before the first day of August in each year, such data respecting such marriages and divorces for the year ending June

30th immediately preceding, and the clerk of the district court of each county shall keep a book in which shall be recorded all births occurring within the county as shown by the returns filed in this [his] office by the assessor as provided in the section preceding, and on or before the first day of August in each year shall furnish to the state registrar a report of such births.

**SEC. 7. Appropriation.** There is hereby appropriated the sum of two thousand five hundred (\$2,500) dollars or so much thereof as may be necessary to pay the expense of printing, postage, clerk hire, and such other expenses as may be required, including a sum not to exceed twenty-five dollars (\$25.00) a month to the state registrar in addition to his salary as otherwise authorized. All bills to be itemized, certified to, and approved by the state registrar.

**SEC. 8. Penalty.** Any person acting as undertaker, sexton, agent of a transportation company, or other person, violating any of the provisions of this act shall be fined not less than ten dollars (\$10.00) and not more than one hundred dollars (\$100.00) or be imprisoned not more than sixty (60) days or be subject to both fine and imprisonment at the discretion of the court. It shall be the duty of the prosecuting attorney in each county upon complaint of the state registrar to prosecute in such cases and the state registrar shall endeavor to see that this act is uniformly and officially executed throughout this state.

**SEC. 9. Repealed.** Sections twenty-five hundred sixty-six (2566) and twenty-five hundred sixty-seven (2567) of the code and chapter one hundred (100) of the laws of the Thirtieth (30) General Assembly and all other acts and parts of acts in conflict with this act are hereby repealed.

Approved April 10, A. D. 1906.

## \* CHAPTER 110.

### REPORTING OF MARRIAGES AND DIVORCES.

H. F. 59.

AN ACT to amend section two thousand five hundred and sixty-seven (2567) of the code so as to include the reporting of divorces and to change the time of reporting marriages and divorces to the state board of health.

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

**SECTION 1. Divorces included.** That the words "and divorces" be added after the word "marriages" in lines two (2) and six (6) of section two thousand five hundred and sixty-seven (2567) of the code.

**SEC. 2. Time of reporting marriages and divorces.** That the word "August" be substituted for the word "June" in line five (5) and the words "June thirtieth (30th)" be substituted for the words "December thirty-first (31st)" in lines six (6) and seven (7) of section two thousand five hundred and sixty-seven (2567) of the code.

Approved February 22, A. D. 1906.

\* Section 2567, which this chapter amends, was repealed by section 9 of the preceding chapter, which was enacted and approved at a later date. Section 6 of the preceding chapter was enacted in lieu of section 2567 of the code as amended by this chapter.

## CHAPTER 111.

QUARANTINE, CARE OF INFECTED PERSONS AND THE PAYMENT OF EXPENSES THEREOF.  
R. F. 91.

AN ACT to repeal the law as it appears in section two thousand five hundred and seventy-a (2570-a) of the supplement to the code and chapter ninety-eight (98) laws of the Thirtieth General Assembly, relating to quarantine, the care of infected persons and the payment of expenses incurred thereby and to enact a substitute therefor.

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

**SECTION 1. Repealed—care of infected person—expenses.** That section two thousand five hundred and seventy-a (2570-a) of the supplement to the code and chapter ninety-eight (98) acts of the Thirtieth General Assembly be, and the same are hereby repealed and the following enacted in lieu thereof:

“When any person shall be sick or infected with smallpox or other infectious or contagious disease dangerous to the public health, whether a resident or otherwise, the local board of health shall make such provisions as are best calculated to protect the inhabitants therefrom, and may remove such person to a separate house or to a pest house, or detention or other hospital, and shall provide needful assistance, nurses, medical attendance and supplies. If in the judgment of said board such person cannot be removed, then he shall be cared for at the place where he resides in the same manner as above provided. In case of the removal of more than one person to the same house, or to any pest house, or detention or other hospital, said board shall provide needful assistance, nurses, medical supplies and attendance necessary for their proper care. All bills for expenses incurred in carrying out the provisions of this section, and in establishing, maintaining, or raising a quarantine, including disinfection and the building and furnishing of any pest house, detention or other hospital, shall be filed with the clerk of the local board of health, which board shall examine the same and act thereon at its next regular meeting after the same have been filed with the clerk and shall certify the amount allowed by it thereon to the county auditor, and the board of county supervisors shall act upon said bills as thus certified at its first regular meeting thereafter. The local board of health shall allow an amount on such bills as shall be reasonable, and the certificate of the local board of health shall be prima facie evidence of the correctness of said bills, but the board of supervisors may revise the amounts so allowed and fix the same. The expenses paid under the provisions of this section shall in no case exceed the reasonable value of the property furnished or services rendered and the county shall not advance such expenses until the same shall have been audited and allowed by the board of supervisors; and the said board of supervisors shall, at the time it levies the general taxes, levy on the property of the city, town or township, from which such expenses were certified, a sufficient tax to reimburse the county to the extent of one-third of the amount paid by it under the provisions of this act. It is further provided that nothing herein contained shall be construed to prevent any person quarantined, as herein provided, from employing at his own expense, the physician or nurse of his choice. The forcible removal of sick or infected persons, as herein provided, shall be effected by an application made to any civil magistrate, in the manner provided for the removal and abatement of nuisances, who shall issue the warrant as directed in such cases, to remove such person or persons to the place designated by the local board of health, or to take possession of the condemned or infected houses or lodgings and such officer shall receive a reasonable compensation for such services, to be determined and allowed by said local board.

**SEC. 2. Pending litigation.** That nothing in this act shall in any manner affect pending litigation.

Approved March 21, A. D. 1906.

## CHAPTER 112.

## RELATIVE TO BRINGING INTO THE STATE INFESTED NURSERY STOCK.

H. F. 280.

AN ACT to amend sections twenty-five hundred and seventy-five c (2575-c), twenty five hundred and seventy-five-d (2575-d), twenty-five hundred and seventy-five-e (2575 e) and twenty-five hundred and seventy-five-f (2575-f) of chapter sixteen-A (16-A) title twelve (XII) of the supplement to the code, relative to bringing into the state nursery stock.

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

**SECTION 1. Infested nursery stock.** That sections 2575-c, 2575-d, 2575-e, and 2575-f of the supplement to the code be amended by striking out of said sections the words, "the scale" wherever they occur, and inserting in lieu thereof the words, "any dangerously injurious insect or plant disease".

**SEC. 2. Unlawful sale.** That section 2575-c of the supplement to the code be amended by striking out of lines fourteen and fifteen thereof the words, "outside the county where said nursery stock is grown".

**SEC. 3. Certificate of inspection.** That section 2575-f of the supplement to the code be amended by striking out all of said section from the beginning to and including the word "scale" in line six thereof and inserting in lieu thereof the following: "It shall be unlawful for any person, firm or corporation to bring into the state any trees, plants, vines, cuttings, or buds, commonly known as nursery stock, unless accompanied by a certificate of inspection, signed by the state entomologist of the state of Iowa or by another inspector duly approved by him, showing that the stock has been carefully inspected and found apparently free from any dangerously injurious insect or plant disease."

Approved April 5, A. D. 1906.

## CHAPTER 113.

## STATE BOARD OF HEALTH LABORATORY.

H. F. 126.

AN ACT to amend chapter one hundred and one (101) laws of the Thirtieth General Assembly, relating to the establishing and maintaining a state board of health laboratory at Iowa City

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

**SECTION 1. Annual appropriation.** That section three (3) chapter one hundred and one (101) of the acts of the Thirtieth General Assembly be, and the same is hereby amended by striking out of line six (6) of said section the words "five thousand" and the figures "5000.00" and inserting in lieu thereof the words "three thousand five hundred" and the figures "3,500", and by striking out of line seven (7) the word "biennially" and inserting in lieu thereof the word "annually".

**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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 16, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 114.

## DATES OF MEETINGS OF THE STATE BOARD OF MEDICAL EXAMINERS.

S. F. 76.

AN ACT to amend the law as it appears in section two thousand five hundred and seventy-six (2576) of the supplement to the code so as to change the dates of the meetings of the state board of medical examiners.

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

**SECTION 1. Meetings.** The law as it appears in section two thousand five hundred and seventy-six (2576) of the supplement of the code, is hereby amended by substituting the word "January" for the word "May" in the third line thereof, and by substituting the word "July" for the word "November" in the fourth line thereof.

Approved February 26, A. D. 1906.

## CHAPTER 115.

## EXAMINATION OF PHARMACISTS AND ASSISTANTS.

S. F. 64.

AN ACT to repeal the law as it appears in section twenty-five hundred and eighty-nine (2589) of the supplement to the code, and section twenty-five hundred and ninety (2590) of the code, and to enact a substitute therefor relative to the examination of pharmacists and their assistants.

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

**SECTION 1. Repealed.** The law as it appears in section twenty-five hundred and eighty-nine (2589) of the supplement to the code, and section twenty-five hundred and ninety (2590) of the code, is hereby repealed and the following enacted in lieu thereof:

**SEC. 2. Examination.** The commission at such times and places as it may select and in such manner as it may determine, shall conduct an examination for all persons desiring to engage in and conduct business as registered pharmacists within the meaning of section twenty-five hundred and eighty-eight (2588) of the code.

**SEC. 3. Conditions—registration.** No person shall be eligible to take this examination until he has passed his twenty-first birthday and has presented to the commission his own affidavit and that of his employer or employers, affirming that he has had not less than four years' practical experience (including the actual number of weeks he has spent in a reputable college of pharmacy as hereinafter defined) as clerk under the supervision of a registered pharmacist in a drug store or pharmacy in which physicians' prescriptions are compounded. Provided, however, that graduates of reputable pharmaceutical schools and colleges whose entrance and graduation requirements are equivalent to those prescribed by the American Conference of Pharmaceutical Faculties, for the year 1905, and whose course of study consists of two years of not less than thirty-six (36) weeks each, shall be eligible to take the examination without proof of experience as hereinbefore defined. Applicants who are graduates of a junior course, consisting of not less than thirty-six (36) weeks in pharmaceutical schools and colleges whose course consists of or is equivalent to the requirements above specified, shall be allowed one year's credit on store experience. If such applicant passes the required examination, he shall be granted a certificate of registration. Pharmacists thus registered shall have the sole right to keep and sell all medicines and poisons, except intoxicating liquors.

**SEC. 4. Assistants certificate.** If the applicant has passed his eighteenth birthday and has had at least two years' practical experience as

hereinbefore defined (including actual number of weeks spent in a reputable college of pharmacy as defined herein) and has presented to the commission his own affidavit and that of his employer or employers, affirming that he has had such experience, he shall upon passing a satisfactory examination, be granted an assistant's certificate to be exchanged for full registration when he shall have reached the age of twenty-one (21) years, and upon satisfactory proof that he has had since the taking of the examination, two additional years of practical experience in a drug store as defined herein.

**SEC. 5. Examination and registration fees.** Each person furnished a certificate under this act shall be charged a fee of five dollars (\$5.00) which shall be in full for all services, and in case the examination of said person shall prove defective or unsatisfactory and his name be not registered, he shall be permitted to present himself for re-examination within any period not exceeding twelve (12) months next thereafter, and no charge shall be made for re-examination. The said commissioners are authorized to administer oaths pertaining to their said office and take a certificate of acknowledgment of instruments in writing. After registration, an annual fee of one dollar (\$1.00) for renewal certificate shall be paid on or before the 22nd day of March by all pharmacists and assistants who continue in business, and the conduct of such business without such renewal shall be a misdemeanor.

**SEC. 6. In effect.** The provisions of this act shall become operative and be in force and effect on and after the 1st day of October, 1906.

Approved March 30, A. D. 1906.

## CHAPTER 116.

### PRACTICE OF DENTISTRY.

H. F. 16.

AN ACT amendatory to and additional to the law as it appears in title twelve (XII) of chapter nineteen-A (19-A) repealing section twenty six hundred-i (2600-i) and enacting a substitute therefor and amending section twenty six hundred-h (2600-h) of the supplement to the code, relative to the practice of dentistry, recognizing certificates of dental examiners of other states and territories, and providing for certificates of removal of dentists from the state.

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

**SECTION 1. License for practitioners from other states—fee.** The board of dental examiners may, without examination, issue license to practice to any dentist who shall have been in legal practice in some other state or territory for a period of at least five years, upon the certificate of the board of dental examiners or a like board of the state or territory in which such dentist was a practitioner; certifying his competency and that he is of good moral character and upon payment of twenty-five dollars (\$25.00). Provided, however, that the state from which any practitioner may come shall have, and maintain equal standards of laws regulating the practice of dentistry and recognize exchange certificates issued by the board of examiners of the state of Iowa.

**SEC. 2. Change of residence to another state—certificate—fee.** Any duly licensed dentist of the state of Iowa who is desirous of changing his residence to that of another state or territory shall upon application to the board of dental examiners, and the payment of a fee of five dollars (\$5.00) receive a certificate which shall attest that he is a duly licensed dentist of the state of Iowa.

**SEC. 3 License to be filed and recorded—forfeiture.** Amend section 2600-i of the supplement to the code by striking out all of said section and inserting the following in lieu thereof:

“SECTION 2600-i. Every person to whom a license is issued shall file the same for record with the clerk of the district court in the county in which he desires to practice dentistry and the clerk of the court shall be entitled to a fee of fifty cents for recording such license; and failure to so file such license for record within one year after it is issued by the board, shall work a forfeiture thereof and said license shall not be restored by the board except upon the payment to it the sum of twenty-five dollars as penalty therefor.”

SEC. 4. **Biennial report.** Amend section 2600-h of the supplement to the code by inserting after the word “disbursed” in the third line thereof, the following: “and shall publish said report with a list of dentists licensed to practice in this state”.

Approved March 30, A. D. 1906.

## CHAPTER 117

### COMMANDANT OF SOLDIERS' HOME.

H. F. 225.

AN ACT to amend section twenty-six hundred and four (2604) of the supplement to the code in relation to salary of commandant of the Iowa soldiers home.

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

SECTION 1. **Compensation.** That the law as it appears in section twenty-six hundred and four (2604) of the supplement to the code be and the same is hereby amended by striking out of the fourth line of said section the words “eighteen hundred” and inserting in lieu thereof the words “twenty hundred”.

Approved April 10, A. D. 1906.

## CHAPTER 118.

### CERTAIN OFFICERS OF THE SOLDIERS' HOME.

H. F. 267.

AN ACT to amend the law as it appears in section twenty-six hundred and four (2604) of the supplement to the code, relating to officers of the Iowa soldiers' home.

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

SECTION 1. **Heat and fuel furnished.** The law as it appears in section twenty-six hundred and four (2604) of the supplement to the code, is hereby amended as follows, by inserting the words and characters “heat, fuel” after the word “lights” in the nineteenth line of said section.

Approved April 10, A. D. 1906.

## CHAPTER 119.

### RULES FOR ADMISSION TO THE SOLDIER'S HOME.

H. F. 269.

AN ACT to amend section twenty-six hundred and six (2606) of the code relating to the rules for admission to the soldier's home.

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

SECTION 1. **Widows of soldiers, sailors and marines.** That section twenty-six hundred and six (2606) of the code be amended by inserting between the numerals “1885” and the word “under” in the third line thereof, the following: “provided that the widow of an honorably discharged union soldier, sailor or marine, who prior to the year 1885 married such

honorably discharged union soldier, sailor or marine, and who subsequent to the year 1885 married an honorably discharged soldier, sailor or marien, shall be eligible to admission to the home”.

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 Register and Leader and Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April, 6, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 120.

### STATE SANITARIUM FOR THE TREATMENT OF TUBERCULOSIS.

R. F. 75.

AN ACT providing for the prevention of tuberculosis and for the establishment, location, erection and operation of a state sanitarium for the treatment of persons having incipient pulmonary tuberculosis and making appropriations therefor, and repealing acts in conflict herewith. (Additional to title twelve (XII) of the code, and to the law as it appears in chapter eleven-B (11-B) of title thirteen (XIII) of the supplement of the code).

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

SECTION 1. **State sanitarium established.** There is hereby established a state sanitarium for the care and treatment of persons afflicted with incipient pulmonary tuberculosis which shall be called the state sanitarium for the treatment of tuberculosis.

SEC. 2. **Superintendent, officers and employes.** The officers and employes of said sanitarium shall consist of a superintendent and such other officers and employes to be appointed as the board of control of state institutions shall deem necessary for the proper operation of said institution, including examining physicians. Said superintendent shall be a well educated physician with an experience of at least five years in actual practice of medicine. Said superintendent shall be appointed by the board of control of state institutions for the term of four years and shall receive such salary as the said board may fix, not exceeding two thousand five hundred dollars (\$2500.00) per annum.

SEC. 3. **Control.** The board of control of state institutions shall have the same power and control over said institutions as is now given it with reference to the several institutions mentioned in chapter one hundred eighteen (118) of the acts of the Twenty-seventh General Assembly and all amendments thereto, and said acts and amendments shall apply to and govern said sanitarium in every respect in so far as they are not in conflict with the provisions of this act.

SEC. 4. **Appropriation.** There is hereby appropriated fifty thousand dollars (\$50,000) for the purpose of carrying out the provisions of this act to be expended by the board of control, as herein provided for.

SEC. 5. **Purchase of land—erection and equipment of buildings.** As soon as practicable after the passage and publication of this act, and when the funds are available therefor, said board of control shall proceed to purchase the necessary land for said sanitarium, and erect, furnish and equip the needed buildings. In locating said sanitarium, it shall take into consideration climate, healthfulness, water supply, drainage, quality of soil, facility of access, timber protection to buildings and a suitable building site. Said site shall contain not less than 160 acres or whatever may be deemed



necessary by the board of control. The buildings shall be planned to accommodate at least one hundred patients and necessary officers and employes.

**SEC. 6. Proclamation of the opening.** When said sanitarium buildings are erected, furnished, equipped and ready for use, said board of control shall notify the governor of the fact, who shall thereupon issue his proclamation of the opening of said sanitarium.

**SEC. 7. Duties of superintendent.** In addition to the duties which may now be imposed by law, the superintendent shall oversee and secure the individual treatment and professional care of each and every patient residing in the sanitarium. He shall prescribe rules subject to the approval of the board of control and not inconsistent with the statutes for the application, examination, reception and government of patients and their discharge, and shall keep a full record of their condition and prospects. He shall endeavor to stimulate the organization and assist in the establishment of hospital, dispensaries, in various counties or large centers of population, for the treatment of patients with advanced tuberculosis. He shall reside at the institution.

**SEC. 8. What patients received—applications—examination.** No patients shall be received except those afflicted with pulmonary tuberculosis in the incipient stage, and who show a reasonable probability of satisfactory improvement by treatment in the sanitarium. Any person wishing to become a patient in the institution shall first make application and if it shall appear to the superintendent from the answers to the questions therein that the applicant has been and is a bona fide resident of this state and is in all other respects entitled under the law to admission, said application shall be sent by the superintendent to the examining physician living nearest to the residence of the applicant, and said applicant directed to report to said examining physician for an examination. Said examining physician shall examine said applicant fully with a view of ascertaining whether he is afflicted with incipient tuberculosis, and shall so far as possible fill out the blanks which may be furnished him for that purpose and shall mail the same to the superintendent of the sanitarium, who shall examine the same and if he finds that the applicant as shown by the answers, or by the examination of the examining physician, has been and is a bona fide resident of this state and is in all other respects under the law entitled to admission, he shall receive the applicant as a patient providing there is room, and if no room be then available, he shall enter the name on a book in the order in which the application is made, and the applicant shall be admitted in said order whenever there is room. In case it shall appear from the application itself, or from the report of the examining physician, that the applicant does not come within the provisions of the law, or in case the superintendent shall be in possession of reliable information which convinces him that the applicant is not entitled to the benefits of this act, he shall forthwith notify the applicant that he cannot be admitted as a patient. If, however, the superintendent after receiving the report of the examining physician, is in doubt as to whether it is a case of incipient pulmonary tuberculosis, he shall personally examine the applicant in case he presents himself at the institution for that purpose.

**SEC. 9. Examining physicians.** The board of control of state institutions shall on the recommendation of the superintendent, and on the approval of the said board appoint physicians in such localities in the state as they may deem proper, whose duty shall be to examine all persons who apply to them, and who have previously made application to the superintendent to be admitted as patient[s] in the sanitarium, provided, however, that the applicant shall in each case pay said examining physician the sum of three dollars (\$3.00) which shall be in full for such examination. He shall carefully fill out the blanks in the examination paper and shall also give any additional information he may possess which may aid in determining the eligibility of

the person so examined for admission as a patient in the institution. Said examining physicians shall be graduates of a medical school in good standing under the laws of Iowa, and shall be selected, so far as it is practicable, because of his [their] experience with the knowledge of pulmonary diseases.

**SEC. 10. Transportation and other expenses—how paid.** In case an applicant who has been authorized to be received as a patient in the sanitarium, is without means to pay for transportation and other necessary expenses to and from including treatment at the institution, and such fact is duly certified to by the board of health of the city, or incorporated town where the applicant resides, or by the majority of the township trustees in case the applicant resides outside of a city or incorporated town, and the superintendent is satisfied that such is the fact, then such expense shall be paid by the state out of any funds in the state treasury not otherwise appropriated after the same is certified by said superintendent and approved by the board of control.

**SEC. 11. Per capita support.** The board of control of state institutions shall fix the per capita monthly allowance which may be charged by the said institution for the care, treatment and maintenance of each patient therein, which shall not exceed the sum of twenty dollars (\$20.00) per capita per month, which shall be certified by the superintendent to said board of control and paid out as provided in chapter one hundred eighteen (118) of the acts of the Twenty-seventh General Assembly. Provided that the average number of patients in said sanitarium shall not exceed two hundred per month, it shall be credited by the auditor of state and the treasurer of state with the sum of four thousand dollars (\$4,000.00) per month which may be drawn as above provided.

**SEC. 12. Charges for care, treatment and maintenance.** Said sanitarium shall be open for all patients, but all patients who are able to pay, shall be charged such rate monthly as the board of control may fix, not exceeding the average actual per capita cost of care, treatment and maintenance. All sums so collected shall by the board of control be covered into the state treasury.

**SEC. 13. Support for first month.** For the purpose of the maintenance of said sanitarium during the first month of its operation, the superintendent thereof may estimate, in advance of said opening and on the basis of a population of two hundred patients at twenty dollars (\$20.00) per capita per month for the supplies to operate the sanitarium, to furnish and equip the same, and to purchase tools, animals, implements and other articles so far as then necessary, and to collect and disseminate information regarding tuberculosis, for the first month and the aggregate of said per capita shall be credited to said institution by the auditor of state and the treasurer of state and may be drawn against as provided in chapter one hundred eighteen (118) of the acts of the Twenty-seventh General Assembly.

**SEC. 14. Acts in conflict repealed.** All acts and parts of act in conflict with this act are hereby repealed.

**SEC. 15. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 121.

## BIENNIAL REPORT OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION.

S. F. 808.

**AN ACT** to amend section two thousand six hundred twenty-five (2625) of the code relative to superintendent of public instruction and his reports.

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

**SECTION 1. Biennial report.** Section two thousand six hundred twenty-five (2625) of the code is hereby amended by adding thereto the following:

"Provided, however, that he shall make a report during the year 1906, which said report shall cover the period only from the date of his last biennial report, and shall report to the governor biennially thereafter."

Approved March 30, A. D. 1906.

## CHAPTER 122.

## THE QUALIFICATIONS OF COUNTY SUPERINTENDENT; THE EXAMINATION AND CERTIFICATION OF TEACHERS AND THE CLASSIFICATION AND REGISTRATION OF TEACHERS' CERTIFICATES.

S. F. 80.

**AN ACT** to repeal sections twenty-six hundred thirty-two (2632), twenty-seven hundred thirty-four (2734), twenty-seven hundred thirty-five (2735), twenty-seven hundred thirty-six (2736), twenty-seven hundred thirty-seven (2737) of the code, and sections twenty-seven hundred thirty-four (2734), twenty-seven hundred thirty-six (2736), twenty-seven hundred thirty-seven (2737), of the supplement to the code, and to define the qualifications of county superintendents; to provide for the examination and certification of teachers for the public schools; the classification of teachers' certificates, and the registration of the same.

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

**SECTION 1. Repealed.** There is hereby repealed sections twenty-six hundred thirty-two (2632), twenty-seven hundred thirty-four (2734), twenty-seven hundred thirty-five (2735), twenty-seven hundred thirty-six (2736), twenty-seven hundred thirty-seven (2737) of the code, and sections twenty-seven hundred thirty-four (2734), twenty-seven hundred thirty-six (2736), twenty-seven hundred thirty-seven (2737) of the supplement to the code, and the following enacted in lieu thereof:

**SEC. 2. County superintendent—qualifications—deputy.** The county superintendent, who may be of either sex, shall be the holder of a first grade certificate as provided for in this act, or of a state certificate or a life diploma and shall, during his term, be ineligible to the office of school director or member of the board of supervisors. If for any cause he is unable to attend to his official duties, he may appoint a deputy, who may act in his stead, except in visiting schools and trying appeals. He shall serve as the organ of communication between the superintendent of public instruction and school township, district or independent district authorities, and transmit to them or the teachers thereof all blanks, circulars or other communications designed for them. He shall visit the different schools in his county at least once during the school year and at such other times as he may be requested by a majority of the directors of any school corporation, and give personal instruction to the pupils for at least one fourth of the day. The county superintendent shall on the first Monday of each month file with the county auditor an itemized and sworn statement of actual traveling expenses incurred during the previous month in visiting schools and in attending educational

meetings within his county, and such expenses shall be paid by the county board of supervisors, but the total amount paid for any month shall not be more than twenty dollars.

**SEC. 3. Examinations.** On the last Friday and Wednesday and Thursday preceding in the months of January, June, July and October, the county superintendent shall meet and, with such assistants as may be necessary, examine all applicants for a teacher's certificate. Such examinations shall be held at the county seat, in a suitable room which shall be provided for that purpose by the board of supervisors; but the county superintendent may at his discretion cause to be held at the time of any regular examination an additional examination at some other place in the county. The questions used in such examinations shall be furnished by the educational board of examiners, who shall cause the same to be printed, and the examinations shall be conducted strictly under rules prescribed by the board.

**SEC. 4. Subjects.** The examination for the first grade certificate shall include competency in and ability to teach orthography, reading, writing, arithmetic, geography, grammar, history of the United States, didactics, elementary civics, elementary algebra, political economy, elementary economics, elementary physics, elements of vocal music, physiology and hygiene, which in each division of the subject shall include special reference to the effects of alcohol, stimulants and narcotics upon the human system.

**SEC. 5. Special certificates.** That a special certificate may be issued for any subject, or any group of subjects, taught in the public schools of Iowa, under such regulations as the board of examiners may adopt. A special certificate shall be issued for a term of three years and shall be renewable under the same conditions as apply to the renewal of first grade certificates. It shall state the names of the subjects for which it is issued, and shall not be valid for the teaching of any other subjects.

**SEC. 6. Record kept.** A record shall be kept by the county superintendent of all examinations taken within his county, with the name, age and residence of each applicant, and the date of the examination.

**SEC. 7. First grade certificate—renewal.** Applicants who have taught successfully for at least thirty-six weeks, or who have completed a course of study in an approved college or normal school and whose examination entitles them to the first grade certificate, shall receive the same for a term of three years from the date thereof, and such certificates shall be renewable without examination provided the applicants shall show by examination or otherwise that at least one line of professional inquiry has been successfully conducted during the life of the certificate, it being made the duty of the board to forward with each certificate subject to renewal, outlines setting forth various lines of professional study. It is provided further that each application for renewal shall be accompanied by such proof of successful experience and professional spirit as the educational board of examiners may require.

**SEC. 8. Second grade certificate—renewal.** Applicants whose examination entitles them to the second grade certificate only, shall receive the same for not to exceed two years, with the privilege of one renewal without further examination, under the same rules as govern the renewal of first grade certificates.

**SEC. 9. Third grade certificate.** Applicants whose examination entitles them to the third grade certificate only, shall receive the same for six months, provided that the county superintendent may at his option extend such certificate to the first day of the July following its issue. A third grade certificate shall not be renewed and not more than two such certificates shall be issued to the same person.

**SEC. 10. Applicants without experience.** Applicants who have had no experience in teaching, but whose examination entitles them to the first grade, shall receive a second grade certificate for two years, provided that when they have taught successfully under such certificate for not less than thirty-six weeks, they shall be entitled to receive a first grade certificate on the conditions herein provided for a renewal of a certificate.

**SEC. 11. Certificates renewed—conditions.** Any person who has held a first grade certificate or a special certificate in any county of this state for one or more years prior to the taking effect of this act, may have the same renewed by the board of examiners, provided said person has taught continuously during the preceding school year, and provided further, that the members of the school board of the school corporation and the county superintendent of the county where such person has been employed and, if in a graded school, the principal or superintendent under whom such person has taught, certify to the success of the applicant in teaching and in government, and unite in recommending the applicant as a teacher of efficiency, scholarship and professional spirit. Under like recommendations the holders of second grade certificates with first grade per cents may have such credit given in lieu of the examination as the board may determine.

**SEC. 12. Qualifications of applicants.** Before admitting any one to the examination, the county superintendent must be satisfied that the person seeking a certificate is of good moral character, of which fact he may require proof, and is in all respects other than in scholarship possessed of the necessary qualifications as an instructor.

**SEC. 13. Examination papers graded—certificates issued.** As soon as the examination is completed the county superintendent shall forward to the superintendent of public instruction, a list of all applicants examined, with the standings of each in didactics and oral reading, and his estimate of each applicant's personality and general fitness, other than scholarship, for the work of teaching. He shall at the same time forward to the superintendent of public instruction the answer papers written, with the exception of those in didactics. Under the supervision of the educational board of examiners, the paper[s] shall be graded and the scholastic qualifications determined. The result of such examination of persons who pass the same shall be entered upon a certificate provided by such board, and shall be transmitted to the county superintendent of the county in which the person entitled thereto resides.

**SEC. 14. Competent readers—clerical help.** Immediately following each examination authorized by this act, the board of examiners shall call to their assistance a sufficient number of competent readers previously selected by the board, ten of whom shall be county superintendents. The county superintendents so chosen shall be known as head readers and shall also constitute a review board in cases of doubt. They shall also make a list of applicants from each county, nearest the passing mark for a third grade certificate. The head readers shall receive necessary traveling expenses only. All other readers shall receive actual traveling expenses to and from the capitol and not to exceed fifty cents an hour for time actually employed in reading and marking answer papers. Such additional clerical help as may be required may be employed by the board at not to exceed thirty cents per hour for time actually employed.

**SEC. 15. Expenditures certified and paid.** All expenditures authorized by this act shall be certified by the superintendent of public instruction to the executive council, who shall cause the auditor of the state to draw warrants therefor upon the treasurer of state, but not to exceed the fees paid into the treasury under the provisions of this act.

**SEC. 16. Application fee.** Each applicant for a certificate shall pay a fee of one dollar, one-half of which shall be paid into the state treasury on

or before the first day of the succeeding month, and one-half shall be paid into the county institute fund.

**SEC. 17. Registration fee.** No person shall teach in any public school in this state whose certificate has not been registered with the county superintendent of the county in which such school is located. A registration fee of one dollar shall be charged for each year, or part of the year, for which the certificate or diploma is registered. All registration fees shall be paid into the county institute fund.

**SEC. 18. Third grade certificates, when not to be registered.** In case a sufficient number of life diplomas, state certificates, first grade certificates, special certificates and second grade certificates are held in any county to supply the schools thereof, it shall not be incumbent on the county superintendent to register third grade certificates.

**SEC. 19. Special examination—provisional certificates.** When a sufficient number of licensed teachers cannot be secured to fill the schools of any county, the board of examiners may, upon the request of the county superintendent, appoint a special examination for such county to be conducted in all respects as a regular examination and the answer papers to be forwarded to the president of the board as required in regular examinations, and thereupon provisional certificates may be issued by the educational board of examiners.

**SEC. 20. Certificates, where valid—revocation.** All certificates provided for in this act shall be valid in any county within the state, when registered in such county, but a provisional certificate shall be valid, upon registration, only in the county in which it is issued and shall be issued for the same time and subject to the same extension as a third grade certificate, but no person shall be entitled to receive more than one provisional certificate, except upon the approval of the county superintendent. Any certificate or diploma issued by the board may be revoked for any cause which would have authorized or required a refusal to grant the same, or in case the holder thereof violates any of the provisions of this act.

**SEC. 21. Revocation of certificate—charges—trial—appeal.** When in the judgment of the county superintendent there is probable cause for the revocation of a certificate or diploma held by any teacher employed in his county, or when charges are preferred, supported by affidavits charging incompetency, immorality, intemperance, cruelty or general neglect of the business of the school, the county superintendent shall within ten days transmit to such person a written statement of the charges preferred and set the time and place for the hearing of the same, at which trial the teacher shall be privileged to be present and make defense. If in the judgment of the county superintendent there is sufficient grounds for the revocation of the certificate or diploma, he shall at once issue in duplicate an order revoking the certificate or diploma, and the same shall become operative, and of full force and effect ten days after the date of its issue, one copy of the order to be mailed to the holder of the certificate and the other to be mailed to the superintendent of public instruction. Provided that the person aggrieved by such order shall have the right to appeal to the superintendent of public instruction within ten days from the date of such mailing and in case of appeal the revocation shall not be effective until the same is affirmed, after full hearing, by the superintendent of public instruction. Provided further, that in the case of life diplomas or state certificates of what ever class, the revocation shall not be effective until affirmed by the educational board of examiners after full review by said board.

**SEC. 22. List of persons holding certificates and attending normal institute.** The county superintendent shall annually, on the first Monday of September, file with the president of the educational board of examiners a list of all persons who for the preceding year have held

certificates and have attended the normal institute, with the number of days attendance of each. A similar report of summer school attendance shall be secured by the president of the board. In any subsequent examination or renewal the board may give such credit for institute or summer school attendance as it may determine, any rule adopted to apply equally to all similar cases.

SEC. 23. **In effect.** This act shall take effect and be in force on and after October 1, 1906.

Approved April 5, A. D. 1906.

### CHAPTER 123.

#### BIENNIAL REPORT OF THE STATE UNIVERSITY.

S. F. 801.

AN ACT to amend section two thousand six hundred forty-one (2641) of the code, relative to the reports of the state university.

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

SECTION 1. **Biennial report.** Section two thousand six hundred forty-one (2641) of the code is hereby amended by striking from the eighth line thereof the word "odd-numbered", and by inserting in lieu thereof the word "even-numbered".

Approved March 30, A. D. 1906.

### CHAPTER 124

#### PROVIDING FOR A NEW COURSE OF STUDY AT STATE COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

H. F. 880.

AN ACT to provide for the establishment of a course of practical and scientific instruction and investigation in the art of clay working and ceramics including the manufacture and use of cements and allied industries in the Iowa state college of agriculture and mechanic arts. [Additional to chapter four (4) of title thirteen (XIII) of the code, relating to the state college of agriculture and mechanic arts.]

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

SECTION 1. **Department of ceramics.** That the trustees of the Iowa state college [of agriculture] and mechanic arts be, and they are hereby required to establish in said college a department of ceramics for the technical and practical education of clay workers, cement manufacturers and users and other allied pursuits in all branches of those arts which exist in this state or which can be profitably introduced and maintained in this state from the mineral resources thereof; including the geology and properties of clays, cement materials, fuels, and other minerals required, and the testing of the products thereof; also the manufacture of fire brick, pressed brick, paving brick and of glazed and enameled brick of all kinds, of sewer pipe, drain tile, fire proofing and terra cotta, of pottery, porcelain, china, and other specialties; also including the details of the manufacture and uses of cement and the details of other allied industries.

SEC. 2. **Investigation of clays, cement materials and mineral products.** Be it further enacted, that the said college shall provide as a part of its engineering experiment station work for the investigation of clays, cement materials, fuels, and other mineral resources of the state with especial reference to their economic uses, and for the publication and dissemination of information useful to such industries and for the testing the products thereof.

Approved April 10, A. D. 1906.

## CHAPTER 125

## BIENNIAL REPORT OF THE STATE NORMAL SCHOOL.

S. F. 806.

AN ACT to amend section two thousand six hundred eighty (2680) of the code, relative to the normal school and to the biennial reports to the governor.

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

**SECTION 1. Biennial report.** Section two thousand six hundred eighty (2680) of the code is hereby amended by adding thereto the following:

“Provided that the report made in the year 1906 shall cover the period only from the date of its last biennial report.”

Approved March 30, A. D. 1906.

## CHAPTER 126.

## ADMISSIONS TO THE IOWA SOLDIERS' ORPHANS' HOME.

S. F. 81.

AN ACT to amend the law as it appears in section two thousand six hundred and eighty-five (2685) of the supplement to the code relating to admission to the Iowa soldiers' orphans' home.

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

**SECTION 1. Admissions.** That the law as it appears in section two thousand six hundred and eighty-five (2685) of the supplement to the code be, and is hereby amended by inserting after the word “soldiers” in the first line of said section, the words: “sailors’ and marines”.

**SEC. 2. In effect.** This act shall take effect and be in force from and after its publication in the Register and Leader and the Daily Capital, newspapers published in Des Moines, Iowa.

Approved February 19, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 21, 1906, and the Daily Capital, February 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 127.

## THE PLACING BY ADOPTION AND CONTRACT OF CHILDREN OF THE SOLDIERS' ORPHANS' HOME.

S. F. 183.

AN ACT providing for the placing by adoption and contract and for the care and protection of children of the Iowa soldiers' orphans' home, and to repeal section twenty-six hundred and ninety (2690) of the code and other acts and parts of acts in conflict with this act.

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

**SECTION 1. Placing of child by adoption.** That any child in the Iowa soldiers' orphans' home who is an orphan or has been abandoned by its parents, and any child in the home who is not an orphan and who has not been abandoned, with the consent in writing of its parents, or if but one be living with the consent in writing of the survivor, may be adopted by any citizen of this state on the recommendations of the superintendent with the approval of the board of control of state institutions. The adoption shall be by an instrument in writing to be signed by the superintendent, subject to the approval in writing of the board of control, and by the person adopting, and except as herein otherwise provided such instrument shall be signed and



recorded as provided by chapter 7 of title XVI of the code as amended and the adoption shall create the rights and liabilities provided by said chapter as amended.

**SEC. 2. Placing of child by contract.** Any orphan child and any child who was abused, wrongfully treated, neglected or abandoned at and before the time it was committed to the home, or who has no home, or who if returned to the home of its parents, guardian or other person who would have charge of it, would be apt to be subjected to conditions and influences tending to induce it to lead a dissolute, immoral or vicious life, may be placed by the superintendent, with the approval in writing of the board of control, with any person or in any family of good standing and character where it will be properly cared for and educated. The child if not adopted as hereinbefore described, shall be placed under articles of agreement to be signed by the person or persons taking the child and the superintendent, approved by the board of control, which shall provide for the custody, care, education, maintenance and earnings of the child for a time to be therein fixed which shall not extend beyond the time when the child shall attain its majority.

**SEC. 3. Child taken from person with whom placed.** In case any child whether adopted or placed under articles of agreement for a term of years is not furnished the care, education, treatment and maintenance required by the articles of adoption or agreement, the board of control may cause the child to be taken from the person or persons with whom it is placed, and may make such other disposition of it as shall seem to be for its best interests. And in case legal proceedings are necessary to recover the possession of such child they may be instituted and carried on in the name of the superintendent, and the county attorney of the county in which the child is placed shall, if requested by the superintendent, act as his attorney in the proceedings.

**SEC. 4. Interference of parent or other person prohibited.** It shall not be lawful for any parent or other person not a party to the placing of a child by adoption or for a term of years under the provisions of this act, to interfere in any manner with or to assume or exercise any control over such child or his earnings while so placed, but such earnings shall be used, held, or otherwise applied for the exclusive benefit of the child.

**SEC. 5. Acts in conflict repealed.** Section 2690 of the code and all acts and parts of acts in conflict with this act are hereby repealed.

Approved April 5, A. D. 1906.

## CHAPTER 128.

### PLACING UNDER CONTRACT BOYS AND GIRLS COMMITTED TO THE INDUSTRIAL SCHOOL.

S. F. 183.

**AN ACT** to repeal section twenty-seven hundred and four (2704) of the supplement to the code and to enact a substitute therefor relating to the placing under contract of boys and girls committed to the industrial school.

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

**SECTION 1. Repealed—placing under contract of boys and girls—conditions.** That section 2704 of the supplement to the code is hereby repealed and in lieu thereof is enacted the following:

“That boys and girls committed to the industrial school who were abused, wrongfully treated, neglected or abandoned at and before the time they were committed to said school, or who have no home, or who if returned to the homes of their parents, guardians or other persons who would have charge of them, would be subjected to conditions and influences tending to

induce them to lead dissolute, immoral or vicious lives, may be placed by the superintendent, with the approval in writing of the board of control of state institutions, with any persons or in any families of good standing and character where they will be properly cared for and educated. They shall be so placed under articles of agreement to be signed by the person or persons taking them and the superintendent, approved by said board of control, which shall provide for their custody, care, education, maintenance and earnings for a time to be fixed in said articles which shall not extend beyond the time when the persons bound shall attain their majority. In case a boy or girl so placed be not given the care, education, treatment and maintenance required by this agreement, the board of control may cause the boy or girl to be taken from the person or persons with whom placed and replace or may release or finally discharge him or her as may seem best. It shall not be lawful for any parent or other persons not a party to the placing of a boy or girl to interfere in any manner or assume or exercise any control over such boy or girl or his or her earnings which shall be used, held or otherwise applied for the exclusive benefit of such boy or girl. In case legal proceedings are necessary to enforce any right hereby conferred on any boy or girl, the county attorney of the county in which such proceedings should be instituted shall on request of the superintendent, approved by the board of control, institute and carry on in the name of the superintendent, the proceedings in behalf of the superintendent.

Approved April 5, A. D. 1906.

## CHAPTER 129.

### AGE OF COMMITMENT OF GIRLS TO THE INDUSTRIAL SCHOOL.

S. F. 100

AN ACT to amend the law as it appears in section two thousand seven hundred and eight (2708) of the supplement to the code so as to raise the age of commitment of females to the industrial school to eighteen years.

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

**SECTION 1. Commitment of girls—age.** The law as it appears in section two thousand seven hundred and eight (2708) of the supplement to the code is hereby amended by striking out the words "or girl" in the first line thereof and by inserting immediately after the word "sixteen" in the second line of said section the words "or girl over the age of nine years and under eighteen".

Approved April 5, A. D. 1906.

## CHAPTER 130.

### SUPPORT FUND OF THE INDUSTRIAL SCHOOL.

S. F. 170.

AN ACT to repeal section twenty seven hundred and thirteen (2713) of the supplement to the code and to increase the fund for the support of the industrial school and to fix the minimum monthly allowance for each department thereof.

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

**SECTION 1. Repealed—support fund increased.** That section 2713 of the supplement to the code as amended by chapter 143 of the acts of the Thirtieth General Assembly is hereby repealed, and in lieu thereof is enacted the following:

"For the support of the industrial school there is appropriated out of any money in the state treasury not otherwise appropriated, or so much thereof

as may be necessary, thirteen dollars monthly for each boy and sixteen dollars monthly for each girl actually supported in said school, counting the average number therein for each month; the monthly statement for each department to be verified by its superintendent and presented to the state auditor who shall draw his warrant upon the state treasurer for the same: provided however that when the average number of inmates in the department for boys shall be less than 500 for any month said department shall be credited by the auditor of state and the treasurer of state with the sum of five thousand five hundred dollars, and when the average number of inmates in the department for girls shall be less than two hundred for any month said department shall be credited by the auditor of state and the treasurer of state with the sum of three thousand dollars, and any sum which shall be credited to either department as aforesaid shall be drawn from the state treasury as the regular monthly per capita allowance is drawn."

**SEC. 2. Appropriation for dental work.** There is further appropriated out of any money in the state treasury, not otherwise appropriated, the sum of one thousand (\$1000.00) dollars for the industrial school at Eldora and four hundred (\$400.00) dollars for the industrial school at Mitchellville. The same, or so much thereof as shall be necessary, shall be used, in connection with the support fund heretofore appropriated, to furnish proper dental work for those supported in said schools. The statements to be made and vouchers drawn for said funds shall be as provided in the first (1) section of this bill.

**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 Register and Leader and the Des Moines Daily Capital, newspapers printed in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 131.

### BIENNIAL REPORT OF THE COLLEGE FOR THE BLIND.

S. F. 804.

AN ACT to amend section two thousand seven hundred seventeen (2717) of the code, relative to the college for the blind, and reports to the governor.

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

**SECTION 1. Biennial report.** Section two thousand seven hundred seventeen (2717) of the code is hereby amended by striking from the second line thereof the word "odd-numbered", and by inserting in lieu thereof the word "even-numbered"; and by adding to said section the following:

"Provided that the report for the year 1906 shall cover only the period from the date of the last biennial report."

Approved March 30, A. D. 1906.

## CHAPTER 132.

## EXPENSE OF INMATES OF SCHOOL FOR THE DEAF AND TIME AND MANNER OF CERTIFYING SAME.

S. F. 219.

AN ACT to repeal section twenty-seven hundred twenty-six (2726) of the code and to enact a substitute therefor relating to the expense of inmates of the school for the deaf, and the time and manner of certifying the same to the county auditor and the auditor of state, and the payment of same.

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

**SECTION 1. Repealed.** Section twenty seven hundred twenty six, (2726) of the code relating to the expense of the inmates of the school for the deaf, is hereby repealed, and the following enacted in lieu thereof:

"**SECTION 2726. Expenses—charged to county—how certified and paid.** When pupils are not supplied with clothing, or transportation, it shall be furnished by the superintendent who shall make out an account therefor against the parent or guardian, if the pupil be a minor, and against the pupil if he have no parent or guardian, or has attained the age of majority, which bill shall be certified by him to be correct, and shall be presumptive evidence thereof in all courts. The superintendent shall on the first days of April, and October of each year, certify to the auditor of state the amounts due from the several counties, and the auditor of state shall thereupon pass the same to the credit of the institution, and charge the amount to the proper county. The superintendent shall at the time of sending certificate to the auditor of state, send a duplicate copy to the auditor of the county of the pupil's residence, who shall, when ordered by the board of supervisors, proceed to collect the same by action if necessary, in the name of the county, and when so collected, shall pay the same into the county treasury. The county auditor, shall upon receipt of said certificate, pass the same to the credit of the state, and thereupon issue a notice to the county treasurer authorizing him to transfer the amount from the general county fund to the general state revenue, which shall be filed by the treasurer as his authority for making such transfer, and shall include the amount in his next remittance of state taxes to the treasurer of state, designating the fund to which it belongs."

Approved April 10, A. D. 1906.

## CHAPTER 133.

## SALARY OF CHIEF EXECUTIVE OFFICER OF INDUSTRIAL SCHOOL FOR GIRLS.

S. F. 142.

AN ACT to amend the law as it appears in section twenty-seven hundred and twenty-seven -c (2727-c) of the supplement to the code relating to salaries.

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

**SECTION 1. Salary.** That the law as it appears in section twenty-seven hundred and twenty-seven-c (2727-c) of the supplement to the code, be and the same is hereby amended by striking out the word "twelve" in the eighth line of said section, and inserting in lieu thereof, the word "eighteen".

**SEC. 2. 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 Register and Leader and Daily Capital, newspapers published at Des Moines, Iowa.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Daily Capital April 2, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 134.

#### INSPECTION OF COUNTY AND PRIVATE INSTITUTIONS FOR THE INSANE, AND SOCIETIES AND HOMES RECEIVING FRIENDLESS CHILDREN.

A. F. 322.

AN ACT appropriating money for the inspection of county and private institutions in which insane persons are kept, and associations, societies and homes receiving friendless children. [Additional to the law as it appears in chapter eleven-B (11-B) of title thirteen (XIII) and chapter eight-A (8-A) of title sixteen (XVI) of the supplement to the code.]

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

**SECTION 1. Expenses of inspection—appropriation to pay.** That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of two thousand dollars annually for paying the expenses of inspecting county and private institutions in which insane persons are kept as required by sections 2727-a59 and 2727-a60 of the supplement to the code, and associations, societies and homes receiving children as contemplated by section 3280-j of the supplement to the code. The expenses specified shall be paid as provided by section 2727-a61 of the supplement to the code. At the end of each biennial period the board of control of state institutions shall cause to be transferred to the general funds of the treasury any balance of the sums hereby appropriated not required for the payment of the expenses of the period.

Approved April 10, A. D. 1906.

### CHAPTER 135.

#### TERMS OF OFFICE OF TRUSTEES OF COUNTY HIGH SCHOOLS.

A. F. 345.

AT ACT to amend section two thousand seven hundred twenty-nine (2729) of the code relative to terms of office of trustees of county high schools.

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

**SECTION 1. Trustees—term of office.** That section two thousand seven hundred twenty-nine of the code (2729) is hereby amended by striking therefrom the following: commencing with the word "the" immediately after the word "following" in the fifth line of said section, down to and including the word "elected" in the eighth line of said section; and enacting in lieu thereof the following:

"The trustees then elected shall be divided into two classes of three each and hold their office two and four years respectively, their several terms to be decided by lot; and in all county high schools heretofore established the terms of all trustees thereof shall expire on the first day of January, 1907, and at the general election in 1906 there shall be six trustees elected for each of said county high schools, three of whom shall be elected for two years, and three of whom for four years, and at each general election thereafter three trustees shall be elected for the term of four years."

Approved April 10, A. D. 1906.

## CHAPTER 136.

## SCHOOL YEAR, ORGANIZATION AND MEETINGS OF SCHOOL BOARDS, REPORTS OF SCHOOL OFFICERS AND CHANGING OF BOUNDARIES OF SCHOOL CORPORATIONS.

S. F. 37.

AN ACT to amend the law as it appears in sections twenty-seven hundred thirty-nine (2739); twenty-seven hundred sixty-two (2762); twenty-seven hundred sixty-four (2764); twenty-seven hundred sixty five (2765); twenty-seven hundred sixty-nine (2769); twenty-seven hundred seventy-three (2773); twenty-seven hundred eighty-five (2785); twenty-eight hundred (2800); twenty-eight hundred one (2801); and twenty-eight hundred two (2802) of the code and the law as it appears in sections twenty-seven hundred fifty-four (2754), and twenty-eight hundred six (2806) of the supplement to the code; and to repeal sections twenty-seven hundred fifty-seven (2757) and twenty-seven hundred ninety-three (2793) of the code and enact substitutes therefor, relative to the school year, organization and meetings of school boards, reports of school officers and the changing of boundaries of school corporations.

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

**SECTION 1. Reports of county superintendents.** That section twenty-seven hundred thirty-nine (2739) of the code be and the same is hereby amended by striking out the words "first Tuesday in October" in line two and insert in lieu thereof the words "last Tuesday in August".

**SEC. 2. Term of school treasurer.** That the law as it appears in section twenty-seven hundred fifty-four (2754) of the supplement to the code be and the same is hereby amended by striking out the words "third Monday in March" in the nineteenth line and inserting in lieu thereof the words "first day of July, unless that date falls on Sunday, in which case on the day following".

**SEC. 3. Meetings of directors—election of officers.** That section twenty-seven hundred fifty-seven (2757) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"The board of directors of all independent city, town and village corporations shall organize on the third Monday in March, and those of all other school corporations on the first day of July, unless that date falls on Sunday, in which case on the day following. Such organization shall be effected by the election of a president from the members of the board, who shall be entitled to vote as a member. Such special meetings may be held as may be determined by the board, or called by the president, or by the secretary upon the written request of a majority of the members of the board, upon notice specifying the time and place, delivered to each member in person, but attendance shall be a waiver of notice. Such meetings shall be held at any place within the civil township in which the corporation is situated. On the first day of July, unless that date falls on Sunday, in which case on the day following, the board of all independent city, town and village corporations and the retiring board in all other school corporations shall meet, examine the books of, and settle with the secretary and treasurer for the year ending on the thirtieth day of June preceding, and for the transaction of such other business as may properly come before it. On the same day the board of each independent city, town and village corporation, except as provided in section twenty-seven hundred fifty-four (2754) of this chapter, and the new board of every other school corporation, shall elect from outside the board a secretary and treasurer, but in independent districts no teacher or other employe of the board shall be eligible as secretary. All officers shall be elected by ballot and the vote shall be recorded by the secretary. Should the secretary or treasurer fail to report as provided in sections twenty-seven hundred sixty-five (2765) and twenty-seven sixty-nine (2769) of this chapter, it shall be the duty of the new board to take any action necessary to secure a proper settlement."

**SEC. 4. Copy of register of warrants—when furnished.** That section twenty-seven hundred sixty-two (2762) of the code be and the same is hereby amended by striking out the words "the March and September meetings" in lines six and seven and inserting in lieu thereof the words "each regular annual meeting".

**SEC. 5. Register of persons of school age—when made.** That section twenty-seven hundred sixty-four (2764) of the code be and the same is hereby amended by striking out the words "September and the third Monday in September" in line two and inserting in lieu thereof the words "June and the first day of July".

**SEC. 6. Reports—when made.** That section twenty-seven hundred sixty-five (2765) of the code be and the same is hereby amended by striking out the words "third Monday in September of" in the third line and inserting in lieu thereof the words "regular July meeting in".

**SEC. 7. Financial statement—when made.** That section twenty-seven hundred sixty-nine (2769) of the code be and the same is hereby amended by striking out the words "on the third Monday in September" in the fourth line and inserting in lieu thereof the words "at its regular July meeting".

**SEC. 8. Commencement of school year.** That section twenty-seven hundred seventy-three (2773) of the code be and the same is hereby amended by striking out the words "third Monday in March" in lines ten and eleven and inserting in lieu thereof the words "first of July".

**SEC. 9. Report of school director—when made.** That section twenty-seven hundred eighty-five (2785) of the code be and the same is hereby amended by striking out the words "tenth days of September" in the eighth line and inserting in lieu thereof the words "fifteenth days of June" and by striking out the word "fifteenth" in the tenth line and inserting in lieu thereof the word "twentieth".

**SEC. 10. Boundary lines changed.** That section twenty-seven hundred ninety-three (2793) of the code be and the same is hereby repealed, and the following enacted in lieu thereof:

"The boundary lines of contiguous school corporations in the same county may be changed by the concurrent action of the respective boards of directors at their regular meetings in July, or at special meetings thereafter called for that purpose. The corporation from which territory is detached shall after the change contain not less than four government sections of land, and its boundary lines must conform to the lines of congressional divisions of land. In the same manner, the boundary lines of contiguous school corporations in the same county may be so changed that one corporation shall be included in and consolidated with the other as a single corporation."

**SEC. 11. School township boards—when organized.** That section twenty-eight hundred (2800) of the code be and the same is hereby amended by striking out the words "third Monday in March following" in the last line of said section, and inserting in lieu thereof the words "first day of July following, unless that date falls on Sunday, in which case on the day following".

**SEC. 12. Division of school township with subdistricts—when made.** That section twenty-eight hundred one (2801) of the code be and the same is hereby amended by striking out the word "September" in line three and inserting in lieu thereof the word "July".

**SEC. 13. Changes of boundaries—division of assets and liabilities.** That section twenty-eight hundred and two (2802) of the code be and the same is hereby repealed and the following enacted in lieu thereof:

"When any changes are made in the boundaries of any school corporations the new corporation shall elect a board of directors in accordance with the new boundaries, and such new boards shall organize as provided in sec-

tion twenty-seven hundred and fifty-seven (2757) of this chapter. The boards of directors in office at the time the changes are made in the boundaries of the school corporations, shall continue to act until the boards of directors representing the newly formed districts have been duly organized, whereupon the new boards shall make an equitable division of all assets and liabilities of the corporations affected; and, if they cannot agree, the matters upon which they differ shall be decided by disinterested arbitrators, one selected by each board having an interest therein, and if the number thus selected is even then one shall be added by the county superintendent, and the decision of the arbitrators shall be made in writing, either party having the right to appeal therefrom to the district court."

SEC. 14. **Estimates for school taxes—when made.** That the law as it appears in section twenty-eight hundred six (2806) of the supplement to the code be and the same is hereby amended by striking out the word "March" in line two and inserting in lieu thereof the word "July", and by striking out the word "May" in the fourth and sixteenth lines and inserting in lieu thereof in each place the word "August".

SEC. 15. **In effect.** This act, being deemed of immediate importance shall be in full force and effect on and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Approved March 10, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, March 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 137.

### QUALIFICATION OF SCHOOL DIRECTORS.

S. F. 316.

AN ACT to amend section twenty-seven hundred fifty-eight (2758) of the code relative to the qualification of school directors.

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

SECTION 1. **Qualification of school directors—terms extended** That section twenty-seven hundred fifty-eight (2758) of the code be and the same is hereby amended by striking out the words "each director shall qualify on or before the third Monday in March", in lines three and four, and inserting in lieu thereof the following words "each director elected in March, 1906, or at any regular election thereafter, shall qualify on or before the date for the organization of the board of the corporation in which he was elected"; also by adding to said section after the period in the last line the following words "In all rural school corporations, the term of office of directors whose terms expire on the third Monday in March, 1906, is hereby extended to July 1st, 1906."

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

Approved March 17, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, March 17, 1906 and the Register and Leader, March 20, 1906.

W. B. MARTIN,  
*Secretary of State.*



## CHAPTER 138.

## SPECIAL MEETINGS OF VOTERS IN SCHOOL DISTRICTS.

E. F. 191.

AN ACT to repeal section twenty-seven hundred and sixty-three (2763) of the code, relating to notice of special meetings, and to enact a substitute therefor.

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

SECTION 1. Repealed. That section twenty-seven hundred and sixty-three (2763) of the code be and the same is hereby repealed, and the following enacted in lieu thereof.

SEC. 2. Notice of special meetings in certain school corporations. The secretary of the board of directors of any school corporation which is divided into precincts, shall give notice of all special meetings of the voters, as provided by section twenty-seven hundred and fifty-five (2755) of the supplement to the code. Each notice shall state the date, place and hours during which the meeting will be in session, and the object of the meeting.

SEC. 3. Same. The secretary of the board of directors for any school corporation, located wholly within or partly within the corporate limits of cities of the first class, cities of the second class, or incorporated towns, which may not have adopted the provisions of section twenty-seven hundred and fifty-five (2755) of the supplement to the code and divided into precincts, shall give notice of special meeting of the voters in the same manner as for the annual meeting, by posting at least five notices in five public places within said corporation, for not less than ten days next preceding the day of special meeting. Each notice shall state the date, place and hours during which the meeting will be in session, and the object of the meeting.

SEC. 4. Same. The secretary of the board of directors for any school township or for any school corporation not included in the preceding section, shall give ten days' printed or written notice of special meeting to the voters, posted in at least five public places within the corporation. The notice shall be posted at the door of each school house, and also at or near the last place of meeting, and each notice shall state the date, place and hours during which the meeting will be in session, and the object of the meeting.

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 Register and Leader and the Des Moines Daily News, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily News, April 13, 1906, and the Register and Leader April 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 139.

## SCHOOL BUILDING BOND FUND.

E. F. 96.

AN ACT to amend section twenty seven hundred and sixty eight (2768) of the code in relation to school building funds.

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

SECTION 1. School building bond fund. Amend section twenty-seven hundred and sixty-eight (2768) of the code by adding after the semi-colon after the word 'fund' in the ninth line the following: "that collected for the payment of school buildings bonds shall be called the school building bond fund".

Approved March 23, A. D. 1906.

## CHAPTER 140.

SCHOOL DISTRICT BONDS.  
H. F. 390.

AN ACT to repeal section twenty-eight hundred and twelve-b (2812-b) of the supplement to the code, relating to school district bonds, and to enact a substitute therefor.

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

**SECTION 1. Repealed.** That section twenty-eight hundred and twelve-b (2812-b) of the supplement of the code be and the same is hereby repealed, and the following enacted in lieu thereof:

**SEC. 2. Bonds.** The board of directors of any school corporation, may issue the bonds of said school corporation, to pay any judgment against said school corporation or any indebtedness under bonds lawfully issued and redeemable by their terms, and for any money borrowed for the completion and improvement of school houses, when authorized by the voters at a regular or special meeting called for that purpose said bonds to be known as "school funding bonds". The board of directors may also issue bonds to be known as "school tax funding bonds", to the extent of an uncollected lawful school house tax, duly authorized by the voters, to be paid out of said tax when said tax is collected. All of said bonds shall be authorized by resolution of the board. The board of directors may also, when authorized by the voters at the annual meeting, or at a special meeting called for that purpose, issue bonds to be known as "school building bonds", for the purpose of providing for the erection, completion and improvement of school houses, and the purchase of sites therefor. Each of such classes of bonds shall be substantially in the form provided for county bonds, but subject to changes that will conform them to the action of the board providing therefor, shall not run more than ten years, be in denominations of not more than one thousand nor less than one hundred dollars, and bear a rate of interest not exceeding six per cent (6%) per annum, payable semi-annually, to be signed by the president and countersigned by the secretary, and shall not be disposed of for less than par value, nor issued for other purposes than this section provides. They shall be payable, respectively, at the pleasure of such corporation at any time after the expiration of five years, but may be sooner paid if so nominated in the bond, be registered in the office of the county auditor, numbered consecutively, and redeemable in the order of their issuance. Upon being issued they shall be delivered to the treasurer thereof, the president taking a receipt therefor, and thereupon the treasurer shall stand charged on his official bond with their amount. He shall sell the bonds for not less than par value, and apply the proceeds thereof in payment of outstanding indebtedness, and for no other purpose than in this act authorized, or he may exchange the new bonds for outstanding bonds without discount, the cost of engraving and printing the bonds to be paid out of the contingent fund. The treasurer shall keep a record of the name and post-office address of all persons to whom bonds are sold. The provisions relating to payment of county bonds and notice to the owner thereof, shall also apply to school bonds issued under this act.

**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 Register and Leader and the Des Moines Daily News, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily News, April 14, 1906, and the Register and Leader, April 21, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 141.

## ORGANIZATION OF CONSOLIDATED INDEPENDENT SCHOOL DISTRICTS.

S. P. 214.

AN ACT to provide for the organization of consolidated independent districts additional to title thirteen (XIII) chapter fourteen (14) of the code.

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

**SECTION 1. Consolidation—how effected.** When a written description describing the boundaries of contiguous territory containing not less than sixteen (16) government sections within one or more counties is signed by one-third of the electors residing on such territory and approved by the county superintendent, if of one county and by the superintendents of each if of more than one county and by the state superintendent if the county superintendents do not agree, and filed with the board of the school corporation in which the portion of the proposed district having the largest number of voters is situated, requesting the establishment of a consolidated independent district, it shall be the duty of said board within ten days to call an election in the proposed consolidated independent district, for which they shall give the same notices as are required in sections twenty-seven hundred and forty-six (2746) of the code and twenty-seven hundred and fifty (2750) of the supplement to the code, at which meeting all voters residing in the proposed independent district shall be allowed to vote by ballot for or against such separate organization. If a majority of votes cast at such election shall be in favor of such independent organization, the organization of the proposed corporation shall be completed by the election of a board of directors as provided in section twenty-seven hundred and ninety-five (2795) of the code, said board to organize on the first day of July following unless that day falls on a Sunday, in which case on the day following. All taxes previously certified shall be void so far as the property within the limits of the consolidated independent district is concerned, and all taxes necessary for the new corporation shall be certified and levied as provided in section twenty seven hundred and ninety-six (2796) of the code, but no school corporation from which territory is taken shall, after the change, contain less than four government sections, which territory shall be contiguous and so situated as to form a suitable corporation. When it is proposed to include in such district a town, city or village, the voters residing upon the territory outside of the town, city or village shall be entitled to vote separately upon the proposition for the formation of such new district by presenting a petition of at least twenty-five per cent of the voters residing upon such outside territory, and if a majority of the votes so cast is against including such outside territory, then the proposed independent district shall not be formed.

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 9, 1906, and the Des Moines Daily Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 142.

## PRESERVATION OF PUBLIC ARCHIVES.

H. F. 129.

AN ACT providing for the care and permanent preservation of the public archives, and making an appropriation therefor. [Additional to chapter seventeen (17) of title thirteen (XIII) of the code and chapter seventeen-A (17-A) of the supplement to the code, relating to state library and historical collections.]

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

**SECTION 1. Custody of public archives.** That for the care and preservation of the public archives the state library and historical department of Iowa are hereby given the custody of all the original public documents, papers, letters, records and other official manuscripts of the state executive and administrative departments, offices or officers, councils, boards, bureaus and commissions, ten years after the date of current use of such public documents, papers, letters, records or other official manuscripts. Provided, that the executive council shall have the power and authority to order the transfer of such records or any part thereof at any time prior to the expiration of the limit of ten years hereinbefore provided or to retain the same in the respective offices beyond such limit according as in the judgment of the council the public interest or convenience may require.

**SEC. 2. Transfer to state library and historical department.** That the several state executive and administrative departments, officers or offices, councils, boards, bureaus and commissioners, are hereby authorized and directed to transfer and deliver to the state library and historical department such of the public archives as are designated in section one (1) of this act, except such as in the judgment of the executive council should be longer retained in the respective offices.

**SEC. 3. Archives to be classified, labeled and calendered.** That the state library and historical department is hereby authorized and directed to receive such of the public archives and records as are designated in section (1) of this act and provide that the same be properly arranged, classified, labeled, filed and calendered.

**SEC. 4. Hall of public archives.** That for the care and permanent preservation by the state library and historical department of the public archives hereinbefore designated, the executive council is hereby authorized and directed to provide, furnish and equip such room or rooms in the historical memorial and art building (now in process of erection) as may be deemed necessary for the purposes of this act, and the room or rooms thus provided for shall be known as the hall of public archives.

**SEC. 5. Appropriation.** That for carrying out the purposes of this act there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of two thousand dollars (\$2,000) per annum for three years to be expended under the direction of the board of trustees of the state library and historical department.

Approved April 10, A. D. 1906.

## CHAPTER 143.

## LAW LIBRARY.

S. F. 387

AN ACT to amend the law relative to appropriation for law library as it appears in section two thousand eight hundred and eighty one-e (2881-e), of the supplement to the code.

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

SECTION 1. **Annual appropriation.** Section twenty eight hundred and eighty one-e (2881-e), of the supplement to the code is hereby amended by striking out the words "two thousand five hundred" in the fourth line and inserting in the lieu thereof the words, "four thousand".

Approved March 21, A. D. 1906.

## CHAPTER 144.

## GIFTS, DEVISES OR BEQUESTS TO STATE INSTITUTIONS.

S. F. 140.

AN ACT relating to gifts, devises or bequests to state institutions. [Additional to chapter three (3) of title fourteen (XIV) of the code, relating to perpetuities and gifts.]

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

SECTION 1. **Acceptance of gifts, devises, or bequests authorized.** Gifts, devises or bequests of property, real or personal, made to any state institution for purposes not inconsistent with the objects of such institution, may be accepted by its governing board, and such board may exercise such powers with reference to the management, sale, disposition, investment or control of property so given, devised or bequeathed, as may be deemed essential to its preservation and the purposes for which the gift, devise or bequest was made.

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

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, February 28, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 145.

## RECORDING INSTRUMENTS AFFECTING LOTS IN CITIES AND TOWNS.

S. F. 115.

AN ACT to amend section number twenty-nine hundred and forty-one (2941) of the code relative to recording instruments affecting lots in cities and towns or villages, in separate books.

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

SECTION. 1. **Land and town lots.** That section number twenty-nine hundred and forty-one (2941) of the code be amended by adding thereto as follows:

"Where any instrument contains a description of both land, and lots in cities, towns or villages, the plats whereof are recorded, he shall record such instruments in but one record and charge but one fee, but shall index in both land, and town lot indexes."

Approved February 22, A. D. 1906.

CHAPTER 146.

ACKNOWLEDGMENTS OF INSTRUMENTS IN WRITING HERETOFORE TAKEN BY NOTARIES PUBLIC.

S. F. 244.

AN ACT to legalize acknowledgments of instruments in writing heretofore taken by notaries public. [Additional to section twenty-nine hundred and forty-two (2942) of the code.]

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

SECTION 1. **Acknowledgments heretofore taken legalized.** That the acknowledgments of all deeds, mortgages, or other instruments in writing heretofore taken or certified, and which instruments have been recorded in the recorder's office of any county of this state, including acknowledgments of instruments made by any private or other corporation, or to which such corporation was a party, or under which such corporation was a beneficiary, and which have been acknowledged before or certified by any notary public who was at the time of such acknowledgment or certifying a stockholder or officer in such corporation, be and the same are hereby declared to be legal and valid official acts of such notaries public, and to entitle such instruments to be recorded, anything in the laws of the state of Iowa in regard to acknowledgments to the contrary notwithstanding.

SEC. 2. **Acknowledgments without seal legalized.** All deeds, mortgages, or other instruments in writing, for the conveyance of lands which have heretofore been made and executed, and the officer taking the acknowledgment has not affixed his seal to the acknowledgment, such acknowledgment shall, nevertheless, be good and valid in law and equity, anything in any law heretofore passed to the contrary notwithstanding.

SEC. 3. **Pending litigation.** This act shall not affect the rights of parties in any action or suit now pending in any court of this state.

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 Register & Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved March 21, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

CHAPTER 147.

BUSHEL WEIGHTS.

H. F. 868.

AN ACT to repeal the law as it appears in section three thousand and sixteen (3016) of the supplement to the code relating to bushel by weight, and to enact a substitute therefor.

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

SECTION 1. **Repealed.** That section three thousand and sixteen (3016) of the supplement to the code be and the same is hereby repealed, and the following enacted as a substitute therefor:

SEC. 2. **Bushel by weight.** A bushel of the respective articles hereafter mentioned, will mean the amount of weight in this section specified:

Apples.....forty eight pounds;  
Alfalfa seed.....sixty pounds;  
Barley.....forty eight pounds;  
Beans.....sixty pounds;  
Beets.....fifty six pounds;

Blackberries.....	thirty pounds;
Blue grass seed .....	fourteen pounds;
Bran .....	twenty pounds;
Broom corn seed.....	fifty pounds;
Buckwheat .....	fifty two pounds;
Canary seed.....	fifty pounds;
Carrots.....	fifty pounds;
Castor beans.....	forty six pounds;
Charcoal.....	twenty pounds;
Cherries.....	forty pounds;
Clover seed.....	sixty pounds;
Coke .....	thirty eight pounds;
Corn in the cob.....	seventy pounds;
Corn in the ear unhusked.....	seventy five pounds;
Corn meal.....	fifty pounds;
Cucumbers.....	forty eight pounds;
Currants.....	forty pounds;
Dried apples.....	twenty four pounds;
Dried peaches.....	thirty three pounds;
Flax seed.....	fifty six pounds;
Gooseberries .....	forty pounds;
Grapes .....	forty pounds;
Green beans unshelled .....	fifty six pounds;
Green peas unshelled.....	fifty pounds;
Hemp seed .....	forty four pounds;
Hickory nuts.....	fifty pounds;
Hungarian grass.....	fifty pounds;
Kaffir corn.....	fifty six pounds;
Lime.....	eighty pounds;
Millet seed .....	fifty pounds;
Oats.....	thirty two pounds;
Onions .....	fifty seven pounds;
Onion top sets.....	thirty pounds;
Onion bottom sets.....	thirty two pounds;
Orchard grass.....	fourteen pounds;
Osage orange seed.....	thirty two pounds;
Parsnips.....	forty two pounds;
Peaches.....	forty eight pounds;
Peanuts.....	twenty pounds;
Peas.....	sixty pounds;
Pop corn in the ear.....	seventy pounds;
Pop corn shelled.....	fifty six pounds;
Potatoes.....	sixty pounds;
Quinces .....	forty eight pounds;
Radish seed.....	fifty pounds;
Rape.....	fifty pounds;
Raspberries.....	thirty two pounds;
Red top.....	fourteen [pounds];
Rutabagas .....	fifty pounds;
Rye.....	fifty six pounds;
Salt.....	eighty pounds;
Sand .....	one hundred and thirty pounds;
Shelled corn.....	fifty six pounds;
Sorghum saccharatum seed.....	fifty pounds;
Spelt .....	thirty five pounds;
Stone coal.....	eighty pounds;
Strawberries.....	thirty two pounds;

Sweet corn.....	fifty pounds;
Sweet potatoes.....	forty six pounds;
Timothy seed.....	forty five pounds;
Tomatoes.....	fifty pounds;
Turnips.....	fifty five pounds;
Walnuts.....	fifty pounds;
Wheat.....	sixty pounds;
Hen eggs.....	one and one half pounds per dozen;

Approved April 10, A. D. 1906.

## CHAPTER 148.

### ASSIGNMENT OF WAGES.

H. F. 178.

AN ACT to amend section three thousand and forty-seven (3047) of the code relating to the assignment of wages.

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

**SECTION 1. How evidenced and signed—priority.** That section three thousand and forty-seven (3047) of the code be amended by adding thereto the following:

“But no sale or assignment, by the head of a family, of wages, whether the same be exempt from execution or not, shall be of any validity whatever unless the same be evidenced by a written instrument and if married unless the husband and wife, sign and acknowledge the same joint instrument before an officer authorized to take acknowledgments; and assignments of wages shall have priority and precedence in the order in which notice in writing of such assignments shall be given to the employer, and not otherwise.”

Approved April 5, A. D. 1906.

## CHAPTER 149.

### NEGOTIABLE INSTRUMENTS.

H. F. 117.

AN ACT to amend the law as it appears in section thirty hundred and sixty-a-one hundred and thirty-two (3060-a-132) of the supplement to the code, relating to negotiable instruments.

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

**SECTION 1. Acceptance of bills of exchange.** That the law as it appears in section thirty hundred and sixty-a-one hundred and thirty-two (3060-a-132) of the supplement to the code be and the same is hereby amended by striking out the word “drawer” in the third line of said section and inserting in lieu thereof, the word “drawee”.

Approved February 14, A. D. 1906.



## CHAPTER 150.

## LOST, STOLEN OR DESTROYED NOTE, BOND, BILL OF EXCHANGE, DRAFT, CERTIFICATE OF DEPOSIT OR OTHER EVIDENCE OF INDEBTEDNESS.

S. F. 224.

AN ACT in relation to a lost, stolen or destroyed note, bond, bill of exchange, draft, certificate of deposit or other evidence of indebtedness and prescribing how action may be brought thereon. [Additional to chapter three (3) of title fifteen (XV) of the code and to the law as it appears in chapter three-A (3-A) of title fifteen (XV) of the supplement to the code, relating to notes and bills.]

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

**SECTION 1. Indemnifying bond to protect payer.** That whenever a note, bond, bill of exchange, certificate of deposit, check or other evidence of indebtedness shall have been lost, stolen or destroyed, and the owner thereof desires payment to be made by the person, firm or corporation issuing the same, he shall execute and deliver if demanded to such person, firm or corporation, a good and sufficient bond agreeing to indemnify and save harmless the payer thereof.

**SEC. 2. Indemnifying bond to protect defendants.** When an action is brought on a lost note, bond, bill of exchange, draft, certificate of deposit, or other evidence of indebtedness, upon demand of any defendant therein, a good and sufficient bond shall be given to indemnify and save harmless the defendants in said cause.

Approved April 10, A. D. 1906,

## CHAPTER 151.

## ACTIONS AGAINST ESTATES OF DECEDENTS.

H. F. 12.

AN ACT relating to the time of bringing actions against estates of decedents and additions to section thirty-four hundred and forty-seven (3447) of the code.

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

**SECTION 1. Time of bringing action.** That in all cases where by the death of the party to be charged, the bringing of an action against his estate shall have been delayed beyond the period provided for by statute the time within which action may be brought against his estate, is hereby extended for six months from the date of the death of said decedent.

Approved March 10, A. D. 1906.

## CHAPTER 152.

## LIMITATIONS FOR THE COMMENCEMENT OF ACTIONS.

H. F. 23.

AN ACT providing limitations for the commencement of actions, relative to real property, additional to chapter two (2) title eighteen (XVIII) of the code.

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

**SECTION 1. Recovery of interest in real estate when spouse failed to join in conveyance.** In all cases where the holder of the legal title to real estate situated within this state, prior to the first day of January, 1835, conveyed said real estate or any interest therein by deed, mortgage, or other conveyance, and the spouse failed to join therein, such spouse or the heirs at law, devisees, grantees, or assigns of such spouse shall be barred from recovery unless suit is brought therefor within one year after the taking effect of this act. But in case the right to such distributive share has not accrued by the death of the spouse, making such conveyance, then the one

not joining is hereby authorized to file in the recorder's office of the county where the land is situated, a notice with affidavit, setting forth affiant's claim together with the facts upon which such claim rests, and the residence of such claimant; and if such notice is not filed within two years from the taking effect of this act, such claim shall be forever barred. Any action contemplated in this section may include lands situated in different counties, by giving notice thereof as provided by section thirty five hundred and forty-four (3544) of the code.

SEC. 2. **Foreclosure of certain mortgages.** No action shall be maintained to foreclose any real estate mortgage which was executed prior to January 1, 1885, unless the same is brought within one year after the taking effect of this act: provided, that this section shall not apply, in case the record of such mortgage or any extension thereof, shall show that such debt is not yet more than ten years past due, which fact may be shown, within one year from the taking effect of this act, by the holder of the debt, noting on the margin of the record of such mortgage in the recorder's office, any extension of the debt secured, such notation to be witnessed by the recorder and entered upon the index of mortgages, in the name of the mortgagor and mortgagee.

Approved March 23, A. D. 1906.

## CHAPTER 153.

### PLACE OF BRINGING ACTIONS.

H. F. 801.

AN ACT to amend section three thousand four hundred and ninety-four (3494) as the same appears in the supplement to the code, relating to the place of bringing actions.

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

SECTION 1. **Actions on other bonds.** That the law as it appears in section three thousand four hundred and ninety four (3494) of the supplement to the code, be amended by adding the following thereto:

"5th. And actions on all other bonds provided for or authorized by law may be brought in the county in which such bond was filed and approved."

Approved March 30, A. D. 1906.

## CHAPTER 154.

### PUBLICATION OF ORIGINAL NOTICES IN COMMENCEMENT OF ACTIONS AGAINST UNKNOWN DEFENDANTS.

S. F. 71.

AN ACT to amend section three thousand five hundred forty (3540) of the code, in relation to the publication of original notices in commencement of actions against unknown defendants, and length of publication.

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

SECTION. 1. **Publication of notice.** Section three thousand five hundred forty (3540) of the code is hereby amended by striking out the words "without more" in the second line 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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, February 28, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 155.

## RELATING TO TRIAL AND JUDGMENT.

S. F. 23.

AN ACT to amend section thirty-six hundred and fifty-two (3652) of the code, relating to trial and judgment.

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

**SECTION 1. Evidence taken in shorthand.** That section thirty-six hundred and fifty-two (3652) of the code be, and the same is hereby amended by adding thereto the following:

“But this section shall be so construed as to include the evidence taken in shorthand, when the reporter’s notes of such evidence have been certified to by the judge and reporter within the time herein provided.”

**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 Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved February 14, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, February 14, 1906 and the Register and Leader February 16, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 156.

## PRIORITY OF CLAIMS IN THE DISTRIBUTION OF PROPERTY IN THE HANDS OF RECEIVERS.

H. F. 114.

AN ACT to amend chapter twelve (12) title eighteen (18) of the code, and to determine the priority of certain claims in the distribution of property in the hands of receivers.

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

**SECTION 1. Claims entitled to priority.** When the property of any person, partnership, company or corporation has been placed in the hands of a receiver for distribution, after the payment of all costs the following claims shall be entitled to priority of payment in the order named:

First. Taxes or other debts entitled to preference under the laws of the United States.

Second. Debts due or taxes assessed and levied for the benefit of the state, county or other municipal corporation in this state.

Third. Debts owing to employes for labor performed as defined by section four thousand and nineteen (4019) of the code.

Approved March 30, A. D. 1906.

## CHAPTER 157.

## NOTICE TO DEFENDANT IN SALES UNDER EXECUTION.

S. F. 154.

AN ACT to amend section four thousand twenty-five (4025) of the code in relation to notice to defendant in sales under execution.

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

**SECTION 1. Notice—how served.** Section four thousand twenty-five (4025) of the code is hereby amended by inserting between the word “sale” and the semi-colon in the fifth (5) line of said section the following, “which notice shall be served in the manner provided by section three thousand five hundred eighteen (3518) of the code”.

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

Moinen Daily Capital, newspapers published at Des Moines, Iowa.  
Approved March 15, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 17, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 158.

#### NOTICE OF APPEAL.

H. F. 806.

AN ACT to amend section four thousand one hundred and fourteen (4114) of the code relating to notice of appeal.

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

SECTION 1. Notice of appeal. That section four thousand one hundred and fourteen (4114) of the code be amended by adding thereto the following:

"When such service cannot be made the trial court or judge on application shall direct what notice shall be sufficient."

Approved April 10, A. D. 1906.

### CHAPTER 159.

PROVIDING FOR THE RECORDING OF UNITED STATES AND STATE PATENTS, AND CERTIFIED COPIES THEREOF, AND MAKING SUCH REPORTS AND CERTIFIED COPIES THEREOF COMPETENT EVIDENCE.

H. F. 88.

AN ACT to repeal section forty-six hundred and thirty-three (4633) of the code and to enact a substitute therefor, providing for recording in the county recorders' offices, United States and state patents, and certified copies of such patents, and making such reports and certified copies thereof competent evidence.

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

SECTION 1. Recording of United States and state patents. That section forty-six hundred and thirty-three (4633) of the code be repealed and the following enacted in lieu thereof:

"United States and state patents for land in the state, and duly certified copies thereof from the general land office of the United States, or the state land office, that have been or may be recorded in the recorder's office of the county in which the land is situated shall be matters of record, and such record, and copies thereof, certified to by the recorder, may be received and read in evidence in all courts, with like effect as the record of other instruments, and other certified copies of original papers recorded in his office; and such patents and certified copies may be recorded without an acknowledgment."

Approved February 6, A. D. 1906.

### CHAPTER 160.

#### HUNTING ON ENCLOSED LANDS.

H. F. 188.

AN ACT to amend section forty-eight hundred and twenty-one (4821) of the code, relating to hunting on enclosed land.

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

SECTION 1. Islands in navigable streams. That section forty-eight hundred and twenty-one (4821) of the code be and the same is hereby

amended by adding at the end of said section the following:

"All islands in navigable streams bordering on the state shall be deemed enclosed lands without fences where the owners or lessees thereof post in plain view notices warning others not to trespass thereon." □

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

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital February 28, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 161.

### MALICIOUS INJURY TO BUILDINGS AND FIXTURES.

H. F. 826.

AN ACT to amend section number forty-eight hundred and twenty-two (4822) of the code, relating to malicious injury to buildings and fixtures.

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

SECTION 1. **Penalty.** That section number forty-eight hundred and twenty-two (4822) of the code be and the same is hereby amended by inserting in the fourth line of said section after the word "he", the following: "shall be imprisoned in the penitentiary not more than five (5) years or".

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 13, 1906 and the Register and Leader, April 18, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 162.

### INJURY OR DESTRUCTION OF SIDEWALKS.

H. F. 66.

AN ACT providing punishment for the injury or destruction of sidewalks. (Additional to chapter four (4) of title twenty-four (24) of the code.)

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

SECTION 1. **Injury or destruction of sidewalks—penalty.** Any person guilty of wilfully and unlawfully injuring or destroying any sidewalk made of wood, brick, stone, cement, or any other material, shall be fined not more than one hundred (100) dollars or be imprisoned in the county jail not exceeding thirty days.

Approved February 22, A. D. 1906.

## CHAPTER 163.

## LARCENY.

S. F. 274.

AN ACT to amend chapter five (5) of title twenty-four (XXIV) of the code, relating to larceny.

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

SECTION 1. **Larceny by executor, administrator or guardian.** If any executor, administrator or guardian, embezzles or fraudulently converts to his own use any money or property collected or received by him or coming into his possession or under his control by virtue of his said office he is guilty of larceny and the statute of limitations shall not begin to run as to such offense until the settlement of the estate or the attainment of majority by the ward, as the case may be.

Approved April 10, A. D. 1906.

## CHAPTER 164.

## INCEST.

S. F. 15.

AN ACT to amend section four thousand nine hundred and thirty-six (4936) of the code, relating to incest.

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

SECTION 1. **Incest—penalty.** That section four thousand nine hundred and thirty-six (4936) of the code be, and the same is hereby amended, by striking out the word "ten" in the eleventh line and inserting in lieu thereof the words "twenty-five".

Approved February 14, A. D. 1906.

## CHAPTER 165.

## SOLICITING ANOTHER TO HAVE CARNAL KNOWLEDGE WITH ANY FEMALE.

H. F. 103.

AN ACT punishing any person who shall ask, request, or solicit another to have carnal knowledge with any female, for a consideration or otherwise. [Additional to chapter nine (9) of title twenty-four (XXIV) of the code, relating to offenses against chastity, morality and decency.]

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

SECTION 1. **Penalty.** That any person who shall ask, request, or solicit another to have carnal knowledge with any female for a consideration or otherwise, shall be punished by imprisonment in the penitentiary not exceeding five years, or imprisonment in the county jail not exceeding one year, or by a fine not exceeding one thousand dollars, or both such fine and jail imprisonment.

Approved April 5, A. D. 1906.

## CHAPTER 166.

## PURE FOOD.

S. P. 8.

**AN ACT** to prevent the adulteration, misbranding and imitation of foods, to change the name of the office of "state dairy commissioner" to that of "state food and dairy commissioner", and to define his duties; and repealing sections four thousand nine hundred eighty-two (4982), four thousand nine hundred and eighty-four (4984), four thousand nine hundred and eighty-seven (4987), four thousand nine hundred and ninety-three (4993), four thousand nine hundred and ninety-four (4994), four thousand nine hundred and ninety-five (4995), four thousand nine hundred and ninety-six (4996), four thousand nine hundred and ninety-seven (4997), four thousand nine hundred and ninety-eight (4998) of the code, and sections four thousand nine hundred and eighty-four "a" (4984-a) and four thousand nine hundred and eighty-four "b" (4984-b), as they appear in the supplement to the code; and amending section four thousand nine hundred and eighty-six (4986) of the code, and making an appropriation for the purpose of carrying out the provisions of this act.

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

**SECTION 1. State food and dairy commissioner.** The state dairy commissioner shall, by this act, become the state food and dairy commissioner, and shall, on and after taking effect of this act, have all the powers, compensations and allowances, and shall be charged with all the duties now imposed by law upon the state dairy commissioner.

**SEC. 2. Duties—seal—assistants—compensation and expenses.** In addition to his powers and duties as provided in section 1 hereof, the commissioner shall be charged with the duty of carrying into effect the provisions of this act and shall have an official seal. He may, with the approval of the executive council, appoint such assistants as he may deem necessary, who may exercise the powers now provided by law in the case of milk inspectors, together with those conferred by this act. They shall be paid not to exceed five dollars a day when on duty, besides their actual and necessary traveling expenses when traveling under orders. Their accounts shall be itemized and sworn to, and, when approved by the commissioner and the executive council, shall be paid by warrant of the auditor upon the treasurer out of the sum hereinafter appropriated for carrying out the provisions of this act. The commissioner shall receive five hundred dollars annually in addition to the salary now received by the state dairy commissioner.

**SEC. 3. Chemist.** The commissioner shall, with the approval of the executive council, appoint a chemist, who shall be the official chemist under this act, who shall devote his whole time to the duties of such office. He shall receive a salary of two thousand dollars per year, to be paid in the same manner as the salaries of other state officers. He shall make all the examinations necessary in enforcing the provisions of this act, and shall be furnished necessary laboratory, apparatus, supplies and chemicals, to be paid for in the same manner as the accounts of assistants.

**SEC. 4. Rules and regulations.** The commissioner shall, with the approval of the executive council, make all necessary rules and regulations for carrying out the provisions of this act, under which the commissioner shall procure from time to time or whenever he has occasion to believe any of its provisions are being violated, or cause to be procured, for examination chemically, microscopically or otherwise, samples of food shipped into this state or offered for sale in this state. The chemist making the examination shall certify the results of his work to the commissioner.

**SEC. 5. County attorney—duties.** If it shall appear from any such examination that any of the provisions of this act have been violated, the commissioner shall at once certify the facts to the proper county attorney, with a copy of the results of the analysis, duly authenticated by the analyst under oath. It shall be the duty of every county attorney to whom the

commissioner or his assistants shall report any violation of this act, to cause proceedings to be commenced and prosecuted without delay for the fines and penalties in such case provided. An attorney may be appointed by the governor when he deems advisable to prosecute such cases, but in no case except where the county attorney has first refused to act.

**SEC. 6. Manufacture and sale of adulterated foods prohibited.** No person, firm or corporation, by himself, officer, servant or agent, or as the officer, servant or agent of any other person, firm or corporation, shall manufacture or introduce into the state, or solicit or take orders for delivery, or sell, exchange, deliver or have in his possession with the intent to sell, exchange or expose or offer for sale or exchange, any article of food which is adulterated or misbranded, within the meaning of this act. Provided, that none of the penalties set forth in this act shall be imposed upon any common carrier for introducing into the state, or having in its possession, any adulterated or misbranded articles of food, where the same were received by said carrier for transportation in the ordinary course of its business and without actual knowledge of the adulteration or misbranding thereof. Provided, that any manufacturer, wholesaler or jobber may keep goods specifically set apart in his stock for sale in other states, which might otherwise be in violation of the provisions of this act.

**SEC. 7. Terms defined.** The word "commissioner", whenever used in this act, shall be taken to mean the state food and dairy commissioner herein provided for. The word "food", as herein used, shall include all articles used for food, drink, confectionery or condiment, by man or domestic animals, whether simple, mixed or compound. The term "misbranded" as herein used, shall apply to all articles of food, or articles which enter into the composition of food, the package or label of which shall bear any statement regarding the ingredients or substances contained in such article, which statement shall be false or misleading in any particular, and to any food or product which is falsely branded as to the state or country in which it is manufactured or produced, or shall bear any false statement regarding the net weight or quantity contained in the package.

**SEC. 8. Adulteration defined.** For the purpose of this act, an article of food shall be deemed to be adulterated:

First. If any substance or substances has or have been mixed and packed with it so as to reduce or lower or injuriously affect its quality, strength or purity.

Second. If any substance or substances has or have been substituted wholly or in part for the article.

Third. If any valuable constituent of the article has been wholly or in part abstracted.

Fourth. If it be an imitation of, or offered for sale, under the specific name of another article.

Fifth. If it be mixed, colored, powdered or stained, in a manner whereby damage or inferiority is concealed.

Sixth. If it contains any added poisonous ingredient, or any ingredient which may render such article injurious to health, or if it contains saccharine or formaldehyde.

Seventh. If it be labeled or branded so as to deceive, or mislead the purchaser, or purport to be a foreign product when not so.

Eighth. If it consist of the whole or any part of a diseased, filthy, decomposed or putrid animal or vegetable substance, or any portion of an animal unfit for food, whether manufactured or not, or if it is the product of a diseased animal, or one that has died otherwise than by slaughter; provided, that an article of food which does not contain any added poisonous or deleterious ingredient shall not be deemed to be adulterated in the following cases:



1. In the case of mixtures or compounds which may be now or from time to time hereafter known as articles of food under their own distinctive names and not included in definition fourth of this section; provided, that candies and chocolates shall be deemed to be adulterated if they contain terra alba, barytes, talc, chrome yellow, or other mineral substances, or poisonous colors or flavors, or other ingredients deleterious or detrimental to health; provided, that in case of baking powders, each can or package shall be plainly labeled so as to show the name of each and every ingredient contained therein.

2. In the case of articles labeled, branded, or tagged, so as to plainly indicate that they are mixtures, compounds, combinations, imitations, or blends, provided that the same shall be labeled, branded or tagged, so as to show the exact character and constituents thereof; and provided further, that nothing in this act shall be construed as requiring or compelling proprietors or manufacturers of proprietary foods which contain no unwholesome ingredient to disclose their trade formulas, except in so far as the revisions of this act may require to secure freedom from adulteration or imitation.

SEC. 9. **Labels.** Labels required by this act shall be distinctly printed in the English language in legible type no smaller than brevier heavy gothic caps, and shall be placed upon the outside of each package and contain the name and address of the manufacturer, packer or dealer, and the words, "This (followed by the name of the article of food) is composed of the following ingredients and none other," and immediately after said words shall be printed upon said label, in the style and manner herein specified, the true and correct name of each and all of the ingredients contained in or constituting a component part of such mixture, compound, combination, imitation or blend, and if artificially colored or preserved, the name of each and every such added substance shall be plainly stated on the label. There shall be such a contrast between the color of the label and the color of the ink used in printing the label as heretofore provided, that the label shall be easily and plainly legible.

SEC. 10. **Samples.** Any person who manufactures or exposes for sale, or delivers to a purchaser any article of food, shall furnish, within business hours, and upon payment or tender of the selling price, a sample of such food to any person duly authorized by the commissioner to receive the same, and who shall apply to such vender, or person delivering to a purchaser, such article of food for such sample for such use in sufficient quantity for the analysis of any such article or articles in his possession. In the presence of such person and an agent of the commissioner, if so desired by either party, said sample shall be divided into three parts, and each part shall be sealed with the seal of the commissioner. One part shall be left with the dealer, one delivered to the commissioner, and one deposited with the county attorney for the county in which the sample is taken. The having in possession by any person who manufactures or exposes for sale, any adulterated or misbranded food, within the meaning of this act, shall be prima facie evidence of having in possession with intent to sell in violation of its provisions.

SEC. 11. **Penalty.** Any person, firm, corporation, or agent thereof, who refuses to comply, on demand, with any of the requirements of this act, or who shall violate any of its provisions, or who shall obstruct or hinder the commissioner, or any of his assistants, in the discharge of any duty imposed by this act, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding one hundred dollars.

SEC. 12. **Bulletins.** The commissioner shall, from time to time, with the approval of the executive council, issue a printed bulletin, showing the results of inspections, analyses, and prosecutions undertaken under this act,

together with such general information as may be deemed suitable. Such bulletins shall be printed in such numbers as may be directed by the executive council, and shall be issued to the newspapers of the state and to all interested persons.

**SEC. 13. Appropriation.** For the purpose of enabling the commissioner to enforce the provisions of this act, for the compensation and expenses of assistants and experts, for necessary traveling and miscellaneous expenses, and for all other expenses herein provided, the sum of ten thousand dollars (\$10,000) annually, or so much thereof as may be necessary, is hereby appropriated from the treasury not otherwise appropriated.

**SEC. 14. What exempt.** All goods purchased or received by either wholesale or retail dealers of this state prior to July first, nineteen hundred and six (1906), shall be exempt from the provisions of this act to July first, nineteen hundred and seven (1907).

**SEC. 15. Notice—how served on defendant corporation.** Upon the prosecution of a corporation for violations of the provisions of this act, or of section four thousand nine hundred and eighty-nine (4989) of the code, and information filed before a justice of the peace having jurisdiction, the said justice of the peace shall forthwith issue notice to the corporation which shall substantially notify the defendant of the charges contained in the information and that it must forthwith appear and answer the same, which notice may be served by any peace officer in any county of the state on any officer or agent of the defendant corporation by reading the same to him and leaving with him a copy thereof; said notice shall be returned to the justice of the peace without delay with proper return of its service, and from and after two days from the time of making such service the defendant corporation shall be considered to be in court, and all further proceedings shall be the same as against an individual defendant.

**SEC. 16. Amendatory.** Section four thousand nine hundred and eighty-six (4986) of the code is hereby amended by striking out in the second line thereof the words and characters "food, drink or", and in the third line thereof the words and characters "food, drink or", and by striking out all after the word "same" in the fourteenth line of said section, and by changing the semicolon after the word "same" to a period.

**SEC. 17. Repealed.** Sections four thousand nine hundred and eighty-two (4982), four thousand nine hundred and eighty-four (4984), four thousand nine hundred and eighty-seven (4987), four thousand nine hundred and ninety-three (4993), four thousand nine hundred and ninety-four (4994), four thousand nine hundred and ninety-five (4995), four thousand nine hundred and ninety-six (4996), four thousand nine hundred and ninety-seven (4997) and four thousand nine hundred and ninety-eight (4998) of the code, and sections four thousand nine hundred and eighty-four "a" (4984-a), and four thousand nine hundred and eighty-four "b" (4984-b), as they appear in the supplement to the code, are hereby repealed.

Approved February 26, A. D. 1906.

## CHAPTER 167.

### SALE OR PURCHASE OF ADULTERATED MILK OR CREAM.

S. F. 166.

AN ACT to amend sections forty-nine hundred and eighty-nine (4989) and forty nine hundred and ninety (4990) of the code, relating to the sale of adulterated milk and cream.

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

**SECTION 1. Impure milk or cream converted into human food.** Section forty-nine hundred and eighty-nine (4989) of the code is amended by inserting after the word "parturition", in the eighth line thereof, the

following: "or if any person shall purchase, to be converted into any product of human food, any unclean, impure, unhealthful, adulterated or unwholesome milk or cream, or shall manufacture any such milk or cream into any product of human food".

**SEC. 2. Adulteration of cream.** Section forty-nine hundred and ninety (4990) of the code is amended by inserting after the word "to" at the end of the second line thereof, the words "cream or".

Approved March 15, A. D. 1906.

## CHAPTER 168.

### PASTEURIZATION OF SKIMMED MILK.

S. F. 284.

**AN ACT** to require operators of creameries to pasteurize skimmed milk before delivering the same to any person and providing a penalty for violation thereof. [Additional to chapter ten (10) of title twenty-four (XXIV) of the code, relating to offenses against the public health.]

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

**SECTION 1. Skimmed milk to be pasteurized.** That every owner, manager or operator of a creamery shall before delivering to any person any skimmed milk cause the same to be pasteurized at a temperature of at least one hundred and eighty-five (185) degrees Fahrenheit.

**SEC. 2. Penalty.** Who ever violates the provisions of this act shall, upon conviction, be liable to a fine of not less than twenty-five dollars nor more than one hundred dollars.

Approved April 5, A. D. 1906.

## CHAPTER 169.

### UNFAIR COMMERCIAL DISCRIMINATION IN PETROLEUM PRODUCTS.

H. F. 268.

**AN ACT** to prohibit unfair commercial discrimination between different sections, communities or localities, or unfair competition, and providing penalties therefor. [Additional to chapter eleven (11) of title twenty-four (XXIV) of the code, relating to offenses against public policy.]

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

**SECTION 1. Unfair discrimination—what constitutes.** Any person, firm, company, association or corporation, foreign or domestic, doing business in the state of Iowa, and engaged in the production, manufacture or distribution of petroleum or any of its products, that shall intentionally for the purpose of destroying the business of a competitor in any locality, and creating a monopoly discriminate between different sections, communities or cities of this state, by selling such commodity at a lower rate in one section, community or city than is charged for such commodity by said party in another section, community or city, after making due allowance, for the difference if any, in the grade or quality and in the actual cost of transportation from the point of production, if a raw product, or from the point of manufacture, if a manufactured product, shall be deemed guilty of unfair discrimination, which is hereby prohibited and declared to be unlawful.

**SEC. 2. Penalty.** Any person, firm, company, association or corporation violating any of the provisions of the preceding section, and any officer, agent or receiver of any firm, company, association or corporation, or any member of the same, or any individual, found guilty of a violation thereof, shall be fined not less than five hundred dollars (\$500) nor more than five thousand dollars (\$5,000), or be imprisoned in the county jail not to exceed one year, or suffer both penalties.

**SEC. 3. Contracts or agreements.** All contracts or agreements made in violation of any of the provisions of the two preceding sections shall be void.

**SEC. 4. Enforcement.** It shall be the duty of the county attorneys, in their counties, and the attorney-general, to enforce the provisions of the preceding sections of this act by appropriate actions in courts of competent jurisdiction.

**SEC. 5. Complaint—to whom made.** If complaint shall be made to the secretary of state that any corporation authorized to do business in this state is guilty of unfair discrimination, within the terms of this act, it shall be the duty of the secretary of state to refer the matter to the attorney-general who may, if the facts justify it in his judgment, institute proceedings in the courts against such corporation.

**SEC. 6. Revocation of permit.** If any corporation, foreign or domestic, authorized to do business in this state, is found guilty of unfair discrimination, within the terms of this act, it shall be the duty of the secretary of state to immediately revoke the permit of such corporation to do business in this state.

**SEC. 7. Corporation to be enjoined—when.** If after revocation of its permit such corporation, or any other corporation not having a permit and found guilty of having violated any of the provisions of this act, shall continue or attempt to do business in this state, it shall be the duty of the attorney-general, by a proper suit in the name of the state of Iowa, to enjoin such corporation from transacting all business of every kind and character in said state of Iowa.

**SEC. 8. Cumulative remedies.** Nothing in this act shall be construed as repealing any other act, or part of act, but the remedies herein provided shall be cumulative to all other remedies provided by law.

**SEC. 9. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, May 4, 1906 and the Register and Leader, May 5, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 170.

### INSPECTION OF REGISTERED CATTLE BROUGHT INTO THE STATE FOR BREEDING OR DAIRY PURPOSES.

H. F. 412.

AN ACT to protect the public health and the health of domestic animals by providing for the inspection of registered cattle brought into the state for breeding or dairy purposes. [Additional to chapter eleven (11) of title twenty-four (XXIV) of the code, relating to offenses against public policy.]

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

**SECTION 1. Certificate of inspection.** That the importation of registered cattle or cattle eligible to registry for breeding and dairy purposes into this state is hereby prohibited, except when such cattle are accompanied with a certificate from an inspector whose competency and reliability are certified to by the authority charged with the control of domestic animals in the state from whence the cattle came, certifying that said cattle have been examined and subjected to the tuberculine test within sixty days next preceding the date of such importation, and are free from disease.

**SEC. 2. Detention and inspection—quarantine.** In lieu of an inspection certificate as required in the preceding section, cattle may be detained at suitable stock yards or other inclosure within this state nearest to the state line, on the railroad or highway over which they were shipped, driven or hauled, and there examined at the expense of the owner, or may be shipped or driven to their destination under quarantine, there to remain in quarantine until properly examined at the expense of the owner, and released by the state veterinary surgeon. Such expense shall be a lien upon the cattle.

**SEC. 3. Penalty.** Any person, firm, company, corporation or agent thereof, violating any of the provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined for each offense not more than one hundred dollars, or be imprisoned in the county jail not more than thirty days, or both fine[d] and imprisoned, at the discretion of the court. Such person, firm, company, corporation or agent shall be liable for the full amount of damages that may result from the violation of this act. Action may be brought in any county in which said cattle are sold, offered for sale or delivered to a purchaser, or in which they may be detained in transit.

**SEC. 4. Enforcement.** It shall be the duty of the state veterinary surgeon to enforce the provisions of this act.

**SEC. 5. In effect.** This act, being deemed of immediate importance, shall be in effect after its publication in the Register and Leader, and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.  
Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 14, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 171.

### MANIPULATION OF BABCOCK TEST FOR DETERMINING QUALITY OF MILK OR CREAM.

S. F. 168.

AN ACT prohibiting manipulation of the Babcock test or any other contrivance used for determining the quality of milk or cream and providing punishment therefor. [Additional to chapter thirteen (13) of title twenty-four (XXIV) relating to cheating by false pretenses, gross frauds and conspiracy.]

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

**SECTION 1. Misreading or manipulation of milk or cream tests.** It shall be unlawful for the owner, manager, agent or employe of a cheese factory, creamery or condensed milk factory to falsely manipulate or under-read or over-read the Babcock test or any other contrivance used for determining the quality of milk or cream, or to make any false determination of the said Babcock test or otherwise.

**SEC. 2. Penalty.** Whosoever shall violate any of the provisions of this act shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than one hundred dollars.

Approved March 16, A. D. 1906

## CHAPTER 172.

## COMPENSATION OF CHAPLAINS OF THE PENITENTIARIES.

S. F. 85.

AN ACT to amend section five thousand seven hundred and sixteen (5716), of the code and to provide for the compensation of the chaplains of the penitentiaries.

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

**SECTION 1. Compensation increased.** That section five thousand seven hundred and sixteen (5716), of the code be, and the same is hereby amended by striking from the fifth line of the same, after the word "chaplain" the word "seventy" and inserting in lieu thereof the words "one hundred".

Approved April 5, A. D. 1806.

## PART II.

# APPROPRIATION ACTS.

### CHAPTER 173.

#### GENERAL LEVY FOR STATE PURPOSES.

H. F. 488.

AN ACT to provide for the general levy for state purposes for the year nineteen hundred and six (1906).

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

**SECTION 1. State levy.** That the executive council shall in the year nineteen hundred and six (1906) 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 two million dollars (\$2,000,000).

**SEC. 2. Council to certify rate.** The executive council shall certify the rate necessary to the auditor of each county.

**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 Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital April 14, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 174.

#### MILEAGE AND EXPENSES OF VISITATION COMMITTEES.

H. F. 178.

AN ACT making an appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-first General Assembly to visit the several state institutions.

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

**SECTION 1. Appropriation—amounts.** There is hereby appropriated, out of any funds in the state treasury not otherwise appropriated, the sum of eleven hundred and seven and 83-100 (\$1,107.83) dollars, to defray the mileage and expenses of the members of the various committees sent by the Thirty-first General Assembly, under concurrent resolution, to visit the various state institutions. The said sum to be paid to the various persons, and in the amounts as follows, to wit:

F. M. Hopkins .....	\$15.60
J. H. Jamison .....	15.60
L. W. Lewis .....	4.32
J. L. Bleakly .....	4.32
S. H. Harper .....	6.50
F. M. Molsberry .....	4.50
M. F. Stookey .....	15.85
J. L. Warren .....	14.35
J. T. Brooks .....	10.13
Shirley Gilliland .....	16.60
J. L. Wilson .....	19.10
J. E. Bruce .....	19.10
Henry Young .....	18.80
E. K. Winne .....	18.80
D. A. Lyons .....	16.50
E. L. Hogue .....	16.50
G. W. Dunham .....	15.20
W. C. Stuckslager .....	15.20
D. W. Turner .....	21.25
Thomas Lambert .....	21.25
E. C. Spaulding .....	1.80
W. C. Hayward .....	1.80
Charles Eckles .....	14.30
A. C. Wilson .....	14.30
James Elerick .....	7.40
John Hughes, Jr. ....	3.60
C. G. Saunders .....	17.50
L. L. Taylor .....	17.50
F. I. Maytag .....	15.00
J. A. Smith .....	15.00
Warren Garst .....	18.50
R. C. Stirton .....	18.50
George Kinne .....	3.50
B. W. Newberry .....	2.10
F. M. Epperson .....	15.60
R. J. Bixby .....	15.60
W. M. McCreary .....	15.60
E. W. Weeks .....	4.32
G. W. Hanna .....	4.32
E. J. Sankey .....	4.32
R. H. Gregory .....	5.25
J. F. Morris .....	3.00
Geo. McCulloch .....	15.20
R. W. Hollebeak .....	15.45
C. A. Kennedy .....	13.30
D. C. Mott .....	15.90
C. A. Meredith .....	16.50
W. A. Davie .....	16.00
R. M. Wright .....	19.10
A. Jacobson .....	18.85
Thos. Geneva .....	14.60
Joseph Mattes .....	18.80
O. K. Maben .....	18.80



C. P. Wyland .....	\$18.80
J. C. Flenniken.....	16.50
J. H. Lowrey.....	16.50
C. C. Colclo.....	16.50
P. H. Powers.....	15.20
L. J. Leech.....	15.20
H. B. Kling.....	15.20
B. F. Robinson.....	21.25
J. S. Stanbery.....	21.25
John Lister.....	20.90
Mahlon Head.....	1.80
J. D. Shaffer.....	1.80
A. E. McDole.....	1.80
M. A. Dashiell.....	14.30
J. R. Doran.....	14.30
J. H. Darrah.....	14.30
E. J. C. Bealer.....	7.40
Edward Boland.....	7.40
Philip Heles.....	7.40
G. P. Christianson.....	18.25
Wm. Welden.....	17.50
A. F. Frudden.....	17.50
Wm. W. McElrath.....	15.00
A. H. Stoltenberg.....	15.00
M. Hakes.....	15.00
F. F. Jones.....	18.50
Thos. H. Hume.....	18.50
F. M. Laird.....	18.50
John McAllister.....	2.10
Chas. A. Wise.....	2.10
Henry Ritter.....	2.10

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 Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved March 10, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 175

### MILEAGE AND EXPENSES OF TWO JOINT COMMITTEES APPOINTED UNDER SENATE JOINT RESOLUTIONS NUMBERS SIX AND SEVEN OF THE THIRTIETH GENERAL ASSEMBLY.

S. F. 104.

AN ACT making an appropriation to defray the mileage and expenses of the members of the two joint committees appointed by the Thirtieth General Assembly under joint resolutions, originating in the senate, numbered six and seven.

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

SECTION 1. Appropriation—how paid. There is hereby appropriated, out of any funds in the state treasury, not otherwise appropriated, the sum of two thousand five hundred ninety-two and eleven one-hundredths (\$2592.11) dollars, to defray the mileage and expenses of the members of

the two committees appointed by the Thirtieth General Assembly under joint resolutions Nos. 6 and 7, originating in the senate, the said sums to be paid to the various persons and in the amounts as follows:

W. P. Whipple, mileage .....	\$255.95
W. P. Whipple, committee expense .....	128.33
Daniel Turner .....	222.90
Thomas Lambert .....	340.50
R. M. Wright .....	225.16
R. C. Langan .....	356.90
L. D. Teter .....	69.07
N. E. Kendall .....	12.70
F. F. Jones .....	337.75
C. G. Saunders .....	342.85
M. L. Temple .....	300.00

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

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, February 28, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 176.

### ADDITIONAL EMPLOYES OF THIRTIETH AND THIRTY-FIRST GENERAL ASSEMBLIES.

S. F. 102.

AN ACT making an appropriation to cover deficiency on account of additional employes of the Thirtieth General Assembly, and to pay the additional employes of the Thirty-first General Assembly.

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

SECTION 1. **Appropriation to cover deficiency.** There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of two hundred seventy and 01-100 (\$270.01) dollars, to cover deficiency on account of additional employes of Thirtieth General Assembly.

SEC. 2. **Appropriation to pay additional employes—how drawn.** There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary; to pay additional employes of the Thirty-first General Assembly; and the state auditor is hereby authorized to draw warrants against the same in favor of the persons and in the amounts certified to by the president of the senate and the speaker of the house, and the state treasurer is authorized to pay such warrants.

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 Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved February 17, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital February 19, 1906 and the Register and Leader February 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 177.

## STATE AND JUDICIAL OFFICERS; STATE AND OTHER EXPENSES.

S. P. 858.

AN ACT to make appropriations for the payment of state and judicial officers, state and other expenses.

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

**SECTION 1. Appropriation—how drawn.** 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 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 for by law.

**SEC. 2. Appropriation—money not expended.** There is further appropriated from the state treasury for a term of one year ending June 30, 1907, the following sums, or so much thereof as shall be necessary, to-wit: Provided that on the first day of July 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—other expenses.**

1. *Auditor of State.* For the office of auditor of state, for the period ending June 30th, 1907, as per joint resolution No. 5, the sum of fourteen thousand two hundred twenty dollars (\$14,220.00).

2. *Attorney-general* For the office of attorney general, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of three thousand nine hundred dollars (\$3,900.00).

3. *State mine inspector.* For the office of state mine inspector, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of nine hundred dollars (\$900.00).

4. *Railroad commission.* For the railroad commission for clerical help, for the period ending June 30 1907, as per joint resolution No. 5, the sum of two thousand seven hundred dollars (\$2,700.00); for traveling and all other expenses one thousand three hundred dollars (\$1,300 00)

5. *Historical department.* For the historical department, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of five thousand three hundred sixty dollars (\$5,360.00).

6. *Geological survey.* For the geological survey, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of one thousand dollars (\$1,000.00).

7. *Clerk of supreme court.* For the office of clerk of the supreme court, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of two thousand eight hundred twenty dollars (\$2,820.00).

8. *Supreme court.* For the incidental expenses of the chief justice of the supreme court, for the period ending June 30, 1907, the sum of two thousand dollars (\$2,000.00); also for bailiff, messenger, and stenographic service, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of six thousand one hundred eighty dollars (\$6,180.00).

9. *State food and dairy commissioner.* For expenses of the state food and dairy commissioner, assistant commissioner, and deputy, and for food and milk inspection, for the period ending June 30, 1907, the sum of five thousand four hundred dollars (\$5,400 00); for clerical assistance, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of nine hundred dollars (\$900.00).

10. *Treasurer of state.* For the office of treasurer of state, for the period ending June 30, 1907, as per joint resolution No. 5, for salaries and incidental expenses, the sum of five thousand seven hundred eighty dollars (\$5,780.00).

11. *Superintendent of public instruction.* For the office of superintendent of public instruction, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of two thousand two hundred twenty dollars (\$2,220.00).

12. *State librarian.* For the office of state librarian, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of three thousand three hundred twenty dollars (\$3,320.00).

13. *Supreme court reporter.* For the office of supreme court reporter, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of seven hundred twenty dollars (\$720.00).

14. *Secretary of state.* For the office of secretary of state, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of ten thousand seven hundred dollars (\$10,700.00).

15. *Governor.* For the office of governor, for the period ending June 30, 1907; for a contingent and expense fund, the sum of one thousand nine hundred sixty-eight dollars (\$1,968.00); for the expenses of employing additional council when necessary, under the provisions of sections sixty-three (63) and sixty-four (64) of the code, the sum of one thousand dollars (\$1,000.00); for investigation of applications for pardon and parole and for return of paroled prisoners, the sum of seven hundred forty-five dollars (\$745.00); for house rent for the governor, the sum of six hundred dollars (\$600.00); for employes in the office of the governor, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of six thousand six hundred dollars (\$6,600.00).

16. *Employes under custodian.* For employes under the custodian, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of twenty-six thousand four hundred dollars (\$26,400.00).

17. *Providential contingencies.* For providential contingencies the sum of twenty-five thousand dollars, to be expended in accordance with the provisions of section one hundred seventy (170) of the code, the 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 next report.

18. *Executive council—furniture, stores, supplies.* There is hereby appropriated the sum of fifty-two thousand seven hundred fifty dollars (\$52,750.00), to be expended under the direction of the executive council, under the provisions of section one hundred sixty-five (165) of the code, for furniture, stores and supplies, and the further sum of eleven thousand dollars (\$11,000.00), or so much thereof as shall be necessary, for the purchase of fuel.

19. *Executive council—water, lights, etc.* There is hereby appropriated the sum of eleven thousand dollars (\$11,000.00), four thousand of which shall be available at once to be expended under the direction of the executive council, under the provisions of section one hundred sixty-four (164) of the code.

20. *Postmaster.* There is hereby appropriated for the payment of postmaster, for the capitol, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of one thousand dollars (\$1,000.00).

21. *Mail carrier.* There is hereby appropriated for the payment of the mail carrier for the capitol, who shall act as janitor for the office of secretary of the executive council and the supply department, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of one thousand dollars (\$1,000.00).

22. *Secretary of executive council.* For the office of secretary of executive council, for the period ending June 30, 1907, as per joint resolution No. 5, the sum of five thousand four hundred dollars (\$5,400.00).

23. *Freight, express and drayage.* There is hereby appropriated for the purpose of paying express, freight, and drayage, for the period ending June 30, 1907, the sum of seven thousand five hundred dollars (\$7,500.00), two thousand five hundred dollars (\$2,500.00) of which shall be available at once.

24. *Members of executive council for extra services.* To the members of the executive council for extra services, for the period ending June 30, 1907, the sum of eight hundred dollars (\$800.00) each, and warrants shall be issued monthly therefor at the end of each month.

25. *Library commission.* For the library commission for salaries and expenses for the period ending June 30, 1907, as per joint resolution No. 5, the sum of one thousand eight hundred twenty dollars (\$1,820.00).

26. *Advertising laws.* 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 dollars (\$1,000.00).

SEC. 4. *Painting and decorating rooms.* There is hereby appropriated the sum of five thousand dollars (\$5,000.00), or so much thereof as shall be necessary, for painting and decorating the offices now occupied by the attorney general, clerk of supreme court, railroad commissioners, and department of agriculture, which shall be expended under the direction of the executive council.

SEC. 5. *Vouchers.* 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. 6. *Interest due permanent school fund.* For the purpose of paying the interest of the indebtedness of the state to the permanent school fund, the sum of six hundred fifty-six dollars and twenty-five cents (\$656.25), which is to be in full of such interest on such indebtedness, and the auditor of state shall draw warrants for the above appropriations as said interest shall become due.

SEC. 7. *Lieutenant governor.* To John Herriott, lieutenant governor, as president of the senate the sum of one thousand one hundred dollars (\$1,100.00).

SEC. 8. *Speaker of the house.* To G. W. Clarke, as speaker of the house of representatives, the sum of five hundred fifty dollars (\$550.00), which shall be in addition to his salary as member of the house.

SEC. 9. *Chaplains.* For chaplains of the senate and of the house of the Thirty-first General Assembly the sum of six hundred ninety-five dollars (\$695.00), or so much thereof 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 the speaker of the house.

SEC. 10. *Publication of pardon applications.* For the payment of the claims due sundry parties for the publication of notices of application for pardon under the provision of section five thousand six hundred twenty-six (5626), of the code, the sum of two hundred sixteen dollars and ninety-five cents (\$216.95), to be paid on a statement approved by the governor.

SEC. 11. *Wardens' support fund.* For the support fund of the wardens of the penitentiaries at Anamosa and Fort Madison, the sum of five hundred dollars (\$500.00) each, payable quarterly, during the period ending July 1, 1907.

SEC. 12. **Wardens' house fund.** For the wardens' house fund at the penitentiaries at Fort Madison and Anamosa one hundred twenty-five dollars (\$125.00) each for the period ending July 1, 1907.

SEC. 13. **House and senate employes.** To the employes of the house and senate for services required after adjournment two hundred and four dollars (\$204.00), or so much thereof as may be necessary.

SEC. 14. **Telephones.** To the Mutual Telephone company for telephones in the house and senate cloak rooms for the Thirty-first General Assembly, the sum of sixty dollars (\$60.00).

SEC. 15. **Secretary of state—extra clerk hire.** To the secretary of state for extra clerk hire during the Thirty-first General Assembly the sum of six hundred dollars (\$600.00); for compiling vital statistics, registrar's fees, the sum of five hundred dollars (\$500.00), which sum shall be available at once.

SEC. 16. **Farmer's institutes.** To the following counties to pay for farmer's institutes, held in those counties, the institute funds being charged off before vouchers were filed in the office of the auditor of state, sums are appropriated as follows:

To Humboldt county for the year ending June 30, 1904,	\$75.00
To Palo Alto county for the year ending June 30, 1903,	47.00
To Van Buren county for the year ending June 30, 1905,	56.67

SEC. 17. **Warden Jones—expenses.** To N. N. Jones, warden of state penitentiary at Fort Madison, fifteen dollars (\$15.00), for railroad transportation and expenses in appearing before claims committee.

SEC. 18. **Funeral expenses.** For expense incurred by the state in connection with the funeral of Honorable David B. Henderson, the sum of two hundred ten dollars and sixty-nine cents (\$210.69), to be disbursed as follows:

To George J. Feige, manager Hylø Male Quartette .....	\$20.00
To Byrne Brothers, for carriages .....	32.00
To C E. Wales Company, for hotel expenses .....	16.65
To Alfred G. Lozier, for six dozen cut flowers .....	12.00
To W. A. Harkett, for floral design .....	130.00

SEC. 19. **Repairs on typewriters.** To B. F. Swanson Company for repairs on typewriters for Thirty-first General Assembly seven dollars (\$7.00).

SEC. 20. **Shoe laces.** To Langan Brothers, for two gross shoe laces for bill and journal files, the sum of one dollar and twenty cents (\$1.20).

SEC. 21. **Badges.** To Drysdale & Hall for badges for the house and senate of the Thirty-first General Assembly, the sum of forty dollars and fifty cents (\$40.50).

SEC. 22. **Rent of storage rooms.** For the rent of storage rooms for the adjutant general for the period ending July 1, 1907, the sum of one thousand dollars (\$1,000.00).

SEC. 23. **Engrossing memorial resolutions.** To Lydia E. Krueger for engrossing memorial resolutions for the Thirty-first General Assembly, the sum of fifty dollars (\$50.00), or so much thereof as may be necessary.

SEC. 24. **Executive council—necessary expenses.** To the executive council, to meet necessary expenses for which no appropriation is made, the sum of one thousand five hundred dollars (\$1,500.00), to be disbursed on claims approved by the executive council, and the auditor of state shall draw warrants therefor.

SEC. 25. **Indexing journals.** To the secretary of state for indexing journals for the house and senate of the Thirty-first General Assembly, in addition to the amount provided by law, the sum of two hundred dollars (\$200.00).

**SEC. 26. Expenses of superintendent of weights.** For expense of state superintendent of weights and measures for attending national convention of state sealers, of weights and measures, the sum of one hundred dollars (\$100.00).

**SEC. 27. Custodian—removal of snow.** For the custodian, the sum of five hundred dollars (\$500.00) to pay for shoveling snow, and work of a similar character, warrants for same to be drawn upon certificate of the custodian.

**SEC. 28. Deficit—state board of medical examiners.** To the state board of medical examiners the sum of five hundred fifty-seven dollars and twenty-five cents (\$557.25), to cover a deficit on per diem as allowed by section twenty-five hundred eighty-three (2583) of the supplement to the code, and by the executive council.

**SEC. 29. Code and session law indexes.** To Willams & Patterson, for 151 complete sets of annotations to the laws of Iowa for the Thirty-first General Assembly, the sum of one hundred fifty-one dollars (\$151.00).

**SEC. 30. Deficit—state board of health.** To the state board of health to cover an expense deficit, the sum of one hundred forty-six dollars and thirty-two cents (\$146.32).

**SEC. 31. Desks and table.** To S. Davidson & Brothers for two desks and one table for the house of representatives, the sum of two hundred dollars (\$200.00).

**SEC. 32. Additional janitor service.** To J. B. Copper, for additional janitor services in the historical department during the Thirty-first General Assembly, the sum of one hundred thirty-four dollars (\$134.00).

**SEC. 33. Code and session law indexes.** To the secretary of state for the purchase of 151 complete sets of the annotations to the laws of Iowa for the use of the Thirty-second General Assembly, the sum of one hundred fifty-one dollars (\$151.00).

**SEC. 34. Attorney general—witness fees.** To the attorney general, the sum of three hundred dollars and eighty cents (\$300.80), to be disbursed as follows:

Balance of witness fees incurred by state in case of State of Iowa vs. McFarland.....	\$229.25
Witness fees in case of State vs. Lafayette Young.....	66.30
Witness fees and other costs in case of State vs. James Colligan.....	5.25

**SEC. 35. Attorney fees.** To Remley & Remley for trying cases of Bone, ex rel. State of Iowa vs. Hunter, Warden, and Jorday vs. Hunter, Warden, the sum of eighty dollars (\$80.00).

**SEC. 36. Court costs.** To James H. McKenney as clerk of United States supreme court in cases of State vs. Adams Express company and State vs. American Express company, the sum of fifteen dollars and seventy cents (\$15.70).

**SEC. 37. Printing abstract.** To Anamosa Eureka for printing abstract in case State vs. Bone, the sum of ten dollars and eighty cents (\$10.80).

**SEC. 38. Survey.** To E. W. Burgitt for survey, plat and report of West Twin Lake, Hancock county, Iowa, in case of State vs. Ole Thompson, the sum of thirty-five dollars (\$35.00).

**SEC. 39. Copy of deposition.** To Blaise & Blaise for copy of deposition of G. L. Dobson in case of State vs. Lafayette Young, the sum of two dollars and fifty cents (\$2.50).

**SEC. 40. Rent of typewriter.** To the Remington Typewriter company for the rent of typewriter for the senate for the Thirty-first General Assembly the sum of one dollar (\$1.00).

SEC. 41. **Laboratory for state food and dairy commissioner.** To the state food and dairy commissioner for the equipment of a laboratory for use in the enforcement of the pure food law, the sum of three thousand five hundred dollars (\$3,500.00), or so much thereof as may be necessary, the same to be expended under the directions of the executive council.

SEC. 42. **Portrait.** To Freeman Thorpe of Galveston, Texas, for balance of purchase price on portrait of Frederick Douglas for the historical, memorial and art building, the sum of one hundred thirty-five dollars (\$135.00).

SEC. 43. **File boxes, gavels, etc.** To Baker-Trisler company for six dozen file boxes, two walnut gavels, one national postal scale, and for framing portrait of Frederick Douglas, the sum of forty-two dollars and forty-five cents (\$42.45).

SEC. 44. **Assistant curator.** For the services of an assistant curator for the historical department for editorial services, the sum of two hundred fifty dollars (\$250.00), to be drawn by authority of the board of trustees.

SEC. 45. **Purchase of real estate.** For the purchase of real estate facing the capitol building, \$3500.00; same to be expended under direction of the executive council.

SEC. 46. **Semi-centennial anniversary.** There is hereby appropriated out of any money in the treasury not otherwise appropriated the sum of seven hundred fifty dollars, to be expended under the direction of the board of curators of the state historical society, for the purpose of defraying the proper and legitimate expenses of holding at Iowa City, 1907, a semi-centennial anniversary celebration of the adoption of the constitution of Iowa, and publishing the proceedings thereof: provided that said board of curators are to serve without compensation and this appropriation not to be available before January 1st, 1907.

SEC. 47. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 7, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 178.

### FISH AND GAME COMMISSION.

H. F. 167.

AN ACT relating to fish and game, and 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, for the state of Iowa, the sum appearing hereinafter, or so much thereof as may be necessary to be expended for the purpose expressed, viz:—

First. For the protection of fish and game and payment of deputy warden and salary of assistant, the sum of thirty-five hundred dollars (\$3,500).

Second. For gathering fish at Sabula for distribution, and repairs on state fish car Hawkeye, the sum of fifteen hundred dollars (\$1,500.)

Making a total appropriation of five thousand dollars, (\$5000.)



**SEC. 2. Unexpended balances.** Any unexpended balance of money hereby appropriated and not required for the purpose mentioned, shall be returned to the state treasury.

Approved April 10, A. D. 1906.

### CHAPTER 179.

**STATE HOSPITALS, PENITENTIARIES, INDUSTRIAL SCHOOLS, INSTITUTION FOR FEEBLE-MINDED, SCHOOL FOR THE DEAF, COLLEGE FOR THE BLIND, SOLDIERS' HOME AND SOLDIERS' ORPHANS' HOME.**

H. F. 406.

**AN ACT** making appropriations for the construction, repair, improvement and contingent funds for the state hospitals, penitentiaries, industrial schools, institution for the feeble minded, college for the blind, school for the deaf, Iowa soldiers' home, and Iowa soldiers' orphans' home.

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

**SECTION 1. Appropriation.** That there is hereby appropriated out of any money in the state treasury, not otherwise appropriated, the amount of four hundred forty-six thousand six hundred and seventy-six and 46-100 dollars (\$446,676.46) for the construction, improvement, repair, and contingent funds for the state hospitals, penitentiaries, industrial schools, institution for feeble minded children, college for the blind, school for the deaf, Iowa soldiers' home, and Iowa soldiers' orphans' home in sums as hereinafter specified.

**SEC. 2. How drawn and expended.** All money appropriated by this act shall be drawn from the state treasury and expended in the manner provided by chapter eleven-B (11-B) of title XIII of the supplement to the code. Any balance remaining of any appropriation after the object for which it was made has been accomplished may be expended in the discretion of the board of control of state institutions for any purpose connected with the institution for which the appropriation was made, except appropriations for land, which shall not be used for any other purpose, and the board of control shall report within five days after the convening of the next general assembly the amount transferred from each fund as provided in this section and the amount of unexpended balances in the state treasury December 31, 1906.

**SEC. 3. Soldiers' Home.** Of the appropriations made by this act, the Iowa soldiers' home at Marshalltown shall receive sums as follows:

For addition to women's dormitory and furnishing and equipping same .....	\$15,000.00
For a bake oven and setting .....	1,300.00
For a new mangle.....	1,800 00
For three steam boilers and connections .....	6,000.00
For addition to boiler house.....	2,500.00
For new addition to hospital, fireproof, including plumbing, lighting and heating.....	30,000.00
For cement floors, furniture, and contingent repair fund .....	4,000.00
For addition to women's hall and equipping and furnishing the same, the sum of \$3,500.00 which was appropriated by section 3 of chapter 180, of the acts of the Twenty-ninth General Assembly for an elevator for the main building, connections, equipment and changes, is hereby re-appropriated.....	3,500.00

**SEC. 4. Soldiers' Orphans' Home.** Of the appropriations made by this act, the Iowa soldiers' orphans' home at Davenport shall receive sums as follows:

For finishing cottage for girls.....	\$ 1,200.00
For painting.....	1,000.00

For portico roof repairs .....	\$ 1,000.00
For flooring and ceiling engine room .....	300.00
For new porches .....	700.00
For rear porch cement floors .....	500.00
For permanent walks .....	200.00
For fences .....	200.00
For a hog house .....	1,200.00
For storm entrances to dining room .....	300.00
For changing old kitchen .....	300.00
For books and periodicals .....	250.00
For a new engine and generator .....	3,000.00
For a contingent and repair fund .....	2,500.00

**SEC. 5. College for the Blind.** Of the appropriations made by this act, the College for the blind at Vinton shall receive sums as follows:

For new boilers, stack, and for enlarging and changing boiler house .....	\$12,000.00
For a new coal house .....	2,500.00
For a contingent and repair fund .....	1,000.00

**SEC. 6. School for the Deaf.** Of the appropriations made by this act, the school for the deaf at Council Bluffs shall receive sums as follows:

For a new boiler house, laundry building and machine shop, connections and equipment, a new engine and generator, and for moving machinery from old power plant and re-installing same .....	\$50,000.00
For cement walks and grading grounds .....	500.00
For tools and machinery for industrial shop .....	200.00
For library periodicals and binding .....	200.00
For a piggery .....	1,200.00
For a contingent and repair fund .....	1,500.00
For wrecking old building and moving temporary school building .....	2,500.00

**SEC. 7. Institution for Feeble Minded Children.** Of the appropriations made by this act, the institution for feeble minded Children at Glenwood receive sums as follows:

For a custodial building for boys .....	\$ 50,000.00
For beds and bedding .....	1,750.00
For improvement of water supply, including reservoirs, pumps and connections .....	25,000.00
For new engine, the sum of \$1,500.00 appropriated by section 7 of chapter 180 of the acts of the Twenty-ninth General Assembly is hereby reappropriated and in addition the further sum of \$500.00 .....	2,000.00
For a contingent and repair fund .....	5,000.00
For pipe covering .....	3,500.00
For new kitchen floor in main building .....	2,000.00

**SEC. 8. Industrial School for Boys.** Of the appropriations made by this act, the Industrial school for boys at Eldora shall receive sums as follows:

For a blacksmith and machine shop and equipment .....	\$ 10,000.00
For drain tile .....	1,000.00
For agricultural implements .....	500.00
For cows and horses .....	1,000.00
For furniture and furnishings .....	500.00
For band and orchestra instruments .....	150.00
For lectures, entertainments, rewards of merit, and for transportation of indigent boys .....	150.00

For fencing .....	\$ 800.00
For a contingent and repair fund .....	2,500.00

**SEC. 9. Industrial School for Girls.** Of the appropriations made by this act, the industrial school for girls at Mitchellville shall receive sums as follows:

For enlarging power plant .....	\$ 7,000.00
For new boilers .....	3,200.00
For library and periodicals .....	250.00
For a chaplain's fund .....	150.00
For a hose house .....	600.00
For permanent sidewalks .....	500.00
For stand pipes, connections, hose-reels, and hose .....	600.00
For horses and cows .....	800.00
For a contingent and repair fund .....	1,500.00

**SEC. 10. Mt. Pleasant state hospital.** Of the appropriations made by this act, the Mt. Pleasant state hospital shall receive sums as follows:

For new floors .....	\$ 1,750.00
For beds and bedding .....	3,000.00
For carpets and rugs .....	3,000.00
For books and periodicals .....	250.00
For horses and farm implements .....	2,000.00
For repairs to coal house and addition to same .....	3,000.00
For lavatories, closets, dining room sinks, and connections .....	2,000.00
For drain tile .....	1,000.00
For fences .....	500.00
For improving grounds .....	600.00
For painting .....	1,000.00
For kitchen equipment .....	600.00
For cows .....	1,500.00
For laundry machinery .....	1,000.00
For operating room .....	1,000.00
For moving and enlarging horse barns .....	3,500.00
For a contingent and repair fund .....	6,000.00
For the purchase of land the sum of \$3,326.46, which was appropriated by section eighteen (18) of chapter eighty (80) of the acts of the Thirtieth General Assembly for the transfer of inebriate patients is hereby reappropriated .....	3,326.46

**SEC. 11. Independence state hospital.** Of the appropriations made by this act, the Independence State Hospital shall receive sums as follows:

For painting .....	\$ 1,000.00
For flooring .....	2,000.00
For rebuilding north wing of green house .....	1,000.00
For new roof for coal house the sum of \$1,200.00 appropriated by section 11 of chapter 180 of the acts of the Twenty-ninth General Assembly for another section for mangle is hereby reappropriated .....	1,200.00
For new boilers, settings and connections .....	12,000.00
For wood-working machinery .....	1,000.00
For a cow barn .....	4,000.00
For a contingent and repair fund .....	5,000.00

**SEC. 12. Clarinda state hospital.** Of the appropriations made by this act, the Clarinda state hospital shall receive sums as follows:

For four new 250-H. P. boilers, settings and connections.....	\$15,000.00
For painting.....	2,000.00
For plumbing, fixtures and connections.....	2,000.00
For a contingent and repair fund.....	5,000.00

**SEC. 13. Cherokee state hospital.** Of the appropriations made by this act, the Cherokee state hospital shall receive sums as follows:

For painting.....	\$ 1,000.00
For grading and improvement of grounds.....	300.00
For cement walks.....	250.00
For fencing.....	500.00
For poultry house and inclosure.....	1,000.00
For a wagon house.....	400.00
For books and periodicals.....	300.00
For pictures and picture moulding.....	300.00
For additional equipment for industrial building.....	300.00
For live stock.....	1,500.00
For a hay shed and sheep shed.....	1,200.00
For a horse barn.....	1,500.00
For a contingent and repair fund.....	5,000.00

**SEC. 14. Hospital for Inebriates.** Of the appropriations made by this act, the State hospital for inebriates at Knoxville shall receive sums as follows:

For sewage disposal plant.....	\$ 4,000.00
For a water supply and equipment.....	6,000.00
For fire protection.....	1,000.00
For a granary, cow barn and hog house.....	4,000.00
For walks and improvement of grounds.....	500.00
For a telephone system.....	350.00
For fencing.....	500.00
For tile drainage.....	600.00
For seating chapel.....	500.00
For additional equipment.....	4,600.00
For a shop building and machinery.....	5,000.00
For a contingent and repair fund.....	2,500.00
For engine, generator, and connections.....	2,500.00

**SEC. 15. Ft. Madison penitentiary.** Of the appropriations made by this act, the state penitentiary at Ft. Madison shall receive sums as follows:

For commencing new cell-house.....	\$10,000.00
For transportation of discharged convicts.....	1,000.00
For purchase of land.....	6,000.00
For a contingent and repair fund.....	3,500.00

**SEC. 16. Anamosa penitentiary.** Of the appropriations made by this act, the state penitentiary at Anamosa shall receive sums as follows:

For completing cell floors and for steam connections and furnishing cells.....	\$ 6,000.00
For a new electric light plant.....	6,500.00
For a tubular boiler and connections.....	1,000.00
For a new power house.....	1,000.00
For a boiler room, coal house, blacksmith shop, and foundry.....	2,000.00
For lime and cement.....	1,000.00
For transportation of discharged convicts.....	750.00
For salaries of foremen.....	4,800.00
For a contingent and repair fund.....	2,500.00

SEC. 17. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital April 13, 1906, and the Register and Leader, April 17, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 180.

### INDUSTRIAL SCHOOL FOR BOYS.

S. F. 52.

AN ACT making appropriations for the benefit of the industrial school for boys at Eldora.

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

SECTION 1. Amount appropriated—purposes. That there is hereby appropriated out of any funds not otherwise appropriated for the benefit of the industrial school for boys at Eldora the amount of five thousand five hundred dollars for the purposes and in sums as follows:

For the completion and equipment of the storehouse and cold storage building and the payment of liabilities incurred on account thereof.....\$2,500.00.

For the general support fund..... 3,000.00.

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 Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved February 17, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital February 19, 1906 and the Register and Leader, February 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 181.

### STATE AGENTS FOR THE INDUSTRIAL SCHOOL AND SOLDIERS' ORPHANS' HOME.

S. F. 181.

AN ACT for the appointment of state agents for the industrial school and the soldiers' orphans' home, defining their duties and making an appropriation for their salaries and expenses and to repeal chapter 157 of the acts of the Thirtieth General Assembly and other acts in conflict with this act.

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

SECTION 1. State agents—appointment—salary—office—supplies. That the board of control of state institutions is authorized to appoint not more than two persons to act as state agents for the soldiers' orphans' home, and for the industrial school. The salaries of such agents shall be fixed by said board and they may hold their positions during its pleasure. The board shall procure and furnish the agents with office room and such furniture, books, blanks and supplies as may be necessary for the proper discharge of their duties in the same manner as supplies are now furnished other officers of the board. Provided that the board may furnish such office room and supplies to said agents at one or more of the institutions for which

they are to act, and may require the institutions to furnish the agents with room, board and facilities for transacting business when stopping therein without charge.

SEC. 2. **Duties.** The duties of the agents shall be as prescribed by law and by the board of control. In addition to other duties they shall be required to find suitable homes, positions and employment when desirable for inmates of said institutions who are to be or have been released, to inspect the homes of such persons, to exercise supervision over such persons, examine into their conduct and environment, and when the conduct of any such persons who have not been finally discharged has been bad or in violation or [of] any of the conditions of their release to return them or cause them to be returned to the institutions from which they were released, or in such cases or when the environment or associations are bad to require them to obtain other homes or places of employment. The state agent shall keep records of their acts and report to the board of control when required the work they do, and results accomplished, the treatment received and the failure or progress made by the persons under supervision and other information required by the board.

SEC. 3. **Appropriation.** There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of five thousand dollars (\$5,000.00) for the payment of salaries and expenses of the state agents and other expenses incurred under the provisions of this act, such salaries and expenses to be paid in the manner provided by section twenty-seven hundred twenty-seven-a of the supplement to the code. Provided that the board of control may cause to be advanced from the funds hereby appropriated to each agent from time to time sums to be used in defraying the official expenses of such agent, but the aggregate amount of the money so advanced and not expended at any time shall not exceed the sum of two hundred fifty dollars, and the agent shall give security to be approved by the board for the proper use of and accounting each month for all money so advanced.

SEC. 4. **Repealed.** Chapter 157 of the acts of the Thirtieth General Assembly and all other acts and parts of acts in conflict with this act are hereby repealed.

Approved April 5, A. D. 1906.

## CHAPTER 182.

IOWA STATE COLLEGE OF AGRICULTURE AND MECHANIC ARTS, STATE UNIVERSITY AND STATE NORMAL SCHOOL.

H. F. 400.

AN ACT making appropriations for the Iowa state college of agriculture and mechanic arts, the state university and the state normal school.

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

SECTION 1. **Agricultural College.** There is hereby appropriated out of any money in the state treasury, not otherwise appropriated, to the Iowa state college of agriculture and mechanic arts, the sum of thirty-five thousand nine hundred dollars (\$35,900) annually hereafter for the following purposes:

For general support.....	\$ 25,000.00
For support of engineering department station.....	3,500.00
For purchase of books and periodicals .....	2,400.00
For good roads experimentation .....	5,000.00

There is further appropriated to the Iowa state college of agriculture and mechanic arts, out of any money in the state treasury, not otherwise appropriated, the sum of twenty-six thousand six hundred dollars (\$26,600) for the following purposes:

For equipment of college departments.....	\$ 5,000.00
For buildings and equipment of dairy farm and poultry plant .....	10,000.00
For purchase of additional land.....	11,000.00
For cataloger for five years, per year.....	600.00

The sums as mentioned in this section shall be paid upon the order of the board of trustees of the said agricultural college, to be paid quarterly, but not more than one-half thereof shall be paid before July 1st, 1906.

**SEC. 2. State University.** There is hereby appropriated to the state university out of any money in the state treasury, not otherwise appropriated, the sum of twenty thousand dollars (\$20,000) annually hereafter for the following purposes:

For increase of support fund.....	\$ 20,000.00
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There is further appropriated to the state university out of any money in the state treasury, not otherwise appropriated, the sum of one hundred nine thousand dollars (\$109,000) for the following purposes:

For purchase of additional land.....	\$ 24,000.00
For additional wing for university hospital.....	20,000.00
For engineering shops, hydraulic power house, power connections with dam, and equipment.....	30,000.00
For equipment of natural science building.....	16,000.00
For general equipment and supplies.....	8,000.00
For paving and sidewalks.....	2,500.00
For support of libraries.....	5,000.00
For a new boiler .....	3,500.00

The sums as mentioned in this section shall be paid upon the order of the board of regents of the said university, to be paid quarterly, but not more than one-half thereof shall be paid before July 1st, 1906.

**SEC. 3. State Normal School.** There is hereby appropriated to the state normal school out of any money in the state treasury not otherwise appropriated, the sum of six thousand dollars (\$6,000) annually hereafter for the following purposes:

For payment of teachers.....	\$ 5,000.00
For summer term.....	1,000.00

There is further appropriated to the state normal school out of any money in the state treasury, not otherwise appropriated, the sum of six thousand dollars (\$6,000) for the following purposes:

For librarian and two assistants.....	\$ 2,000.00
For library .....	2,500.00
For paving, permanent walks, and improvements of grounds .....	1,500.00

The sums as mentioned in this section shall be paid upon the order of the board of trustees of the said normal school, to be paid quarterly, but not more than one-half thereof shall be paid before July 1st, 1906.

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 11, 1906, and the Register and Leader, April 13, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 183.

## SPECIAL TAX FOR BUILDING PURPOSES FOR STATE UNIVERSITY.

H. F. 307.

AN ACT providing for a levy of a special tax of one-fifth (1-5) of a mill on the dollar upon the assessed valuation of the taxable property of the state for the erection, repair and improvement of buildings for the state university of Iowa.

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

SECTION 1. **Special tax—how levied and drawn.** For the purpose of providing for the erection, repair and improvement of such necessary buildings as shall be determined upon by the board of regents of the state university of Iowa, there shall be levied annually for five years a special tax of one-fifth (1-5) of a mill on the dollar upon the assessed valuation of the taxable property of the state, and the proceeds thereof shall be carried into the treasury to the credit of said state university. Said levy shall be first made for state purposes in the year nineteen hundred and seven (1907), and the same levy shall be made annually for four successive years thereafter. The money realized from such levy for said university shall be held by the treasurer of the state for the purposes hereinbefore provided and drawn upon the requisition of the board of regents. The funds to be realized from the tax levies herein provided for shall not be anticipated by issuing warrants or other obligations of the state.

SEC. 2. **How expended.** No part of the same shall be expended without first submitting to the general assembly, for its approval, estimates of cost, plans and specifications as provided by section twenty-seven hundred and twenty-seven-a 56 (2727-a 56) of the supplement to the code, provided that for any deviation from the plans and specifications, or any emergency building, which deviation from the plans or building shall not cost more than twenty-five thousand dollars (\$25,000), arising between the sessions of the general assembly involving increased cost of any building authorized as hereinbefore provided, the board in charge shall first secure the approval thereof by a majority vote of the executive council. Such sums shall be drawn from the state treasury as provided in sections one hundred and nine (109) and one hundred and ten (110) of the code. Nothing herein contained shall be held to exclude the said university from employing an architect other than the state architect.

Approved April 10, A. D. 1906.

## CHAPTER 184.

## SPECIAL TAX FOR BUILDING PURPOSES FOR THE STATE COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

H. F. 108.

AN ACT to provide for the erection, repair and equipment of buildings for the Iowa state college of agriculture and mechanic arts.

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

SECTION 1. **Special tax—how levied and drawn.** For the purpose of providing for the erection, repair and improvement, and equipment of such necessary buildings as shall be determined upon by the board of trustees of the Iowa state college of agriculture and mechanic arts, there shall be levied annually for five years, a special tax of one-fifth (1-5) mill on the dollar upon the assessed valuation of the taxable property of the state, and the proceeds thereof shall be carried into the treasury to the credit of the said college. Said levy shall be first made with the levy made for such purpose in the year nineteen hundred and seven (1907), and the same levy



shall be made annually for four successive years thereafter. The money realized from such levy for said college shall be held by the treasurer of the state for the purpose hereinbefore provided and drawn upon the requisition of the board of trustees of said college.

SEC. 2. **How expended.** The funds to be realized from the tax levies herein provided for, shall not be anticipated by issuing and discounting warrants or other obligations of the state, and no part of the same shall be expended without first submitting to the general assembly for its approval, estimates of cost, plans and specifications as provided by section twenty-seven hundred and twenty-seven-a 56, (2727-a 56) of the supplement to the code, provided that for any deviation from the plans and specifications, or any emergency building, which deviation from the plans or buildings shall not cost more than twenty-five thousand dollars, (\$25,000) arising between the sessions of the general assembly involving increased cost of any building authorized as hereinbefore provided, the board in charge shall first secure the approval thereof by a majority vote of the executive council. Such sums shall be drawn from the state treasury as provided in sections one hundred and nine (109) and one hundred and ten (110) of the code.

SEC. 3. **Hall of agriculture.** This act hereby authorizes the erection of a building to be known as the hall of agriculture at the Iowa college of agriculture and mechanic arts, at a cost, including heating, lighting and plumbing of not to exceed two hundred and fifty thousand dollars (\$250,000), provided, that the plans, specifications and estimate of cost of the same be first submitted to and approved by a majority of the executive council. Nothing herein contained shall be held to exclude the said college from employing an architect other than the state architect.

Approved April 10, A. D. 1906.

## CHAPTER 185.

### AGRICULTURAL EXTENSION AND EXPERIMENTAL WORK BY THE AGRICULTURAL COLLEGE.

H. F. 184.

AN ACT to provide for agricultural extension and experiment work by the Iowa state college of agriculture and mechanic arts, and making an appropriation for the same.

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

SECTION 1. **Agricultural extension work.** That the Iowa state college of agriculture and mechanic arts is hereby authorized to undertake and maintain a system of agricultural extension work. Under this system the said college shall be authorized to conduct experiments in the various portions of the state, and in giving instruction wherever, in the judgment of the college authorities, it shall be advisable, in reference to the various lines of agricultural work maintained upon the college grounds at Ames, Iowa. The college authorities are authorized to give instruction in corn and stock judging at agricultural fairs, institutes and clubs, and to aid in conducting short courses of instruction at suitable places throughout the state; to give lectures and demonstrations on the growing of crops and fruits, on stock raising, dairying, land drainage and kindred subjects including domestic science. This work shall be so planned as, in the judgment of the college authorities, is best calculated to carry to the communities remote from the college the benefits of the skilled instruction given by the teachers of said school and the results reached in the work of the experiment station.

SEC. 2. **Experimental work.** Especially shall this work include an analysis of soils and experiments in reference to the growing of crops upon the same, investigations relating to the improvement of corn, small grains and forage plants; the maintenance of the fertility of the soil; the breeding,

feeding and management of live stock; investigations relating to animal diseases; the origination, introduction and management of fruits; the production and marketing of dairy and other farm products.

**SEC. 3. Appropriation.** For the purpose of carrying out the provisions of this act there is hereby appropriated out of any funds in the state treasury, not otherwise appropriated, the sum of fifteen thousand (15,000) dollars. Said appropriation to be available on and after the first day of July nineteen hundred and six; provided, that the funds appropriated by this act shall be expended according to plans agreed upon by the president, the dean of agriculture and the board of trustees of the Iowa state college of agriculture and mechanic arts.

Approved April 10, A. D. 1906.

## CHAPTER 186.

### SPECIAL TAX FOR BUILDING PURPOSES FOR THE STATE NORMAL SCHOOL.

R. F. 176.

AN ACT to provide for the erection, repair, improvement and equipment of buildings for the state normal school.

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

**SECTION 1. Special tax—how levied and drawn.** For the purpose of providing for the erection, repair, improvement and equipment of such necessary buildings as shall be determined upon by the board of trustees of the state normal school for the completion of said institution, there shall be levied annually for five years a special tax of one-tenth of a mill on the dollar upon the assessed valuation of the taxable property of the state and the proceeds thereof shall be carried into the treasury to the credit of said state normal school. Said levy shall be first made with the levy made for state purposes in the year nineteen hundred and seven (1907) and the same levy shall be made annually for the four successive years thereafter. The money realized from such levy for said state normal school shall be held by the treasurer of the state for the purpose hereinbefore provided and drawn upon requisition of the board of trustees of said state normal school.

**SEC. 2. How expended.** The funds to be realized from the tax levies herein provided for shall not be anticipated by issuing and discounting warrants or other obligations of the state, and no part of the same shall be expended without first submitting to the general assembly for its approval, estimates of cost, plans and specifications as provided by section twenty-seven hundred and twenty-seven a 56 (2727-a 56) of the supplement to the code, provided that for any deviation from the plans and specifications, or any emergency building, which deviation from the plans or building shall not cost more than twenty-five thousand dollars (\$25,000), arising between the sessions of the general assembly involving increased cost of any building authorized as hereinbefore provided, the board in charge shall first secure the approval thereof by a majority vote of the executive council. Such sums shall be drawn from the state treasury as provided in sections one hundred and nine (109) and one hundred and ten (110) of the code. Nothing herein contained shall be held to exclude the said state normal school from employing an architect other than the state architect.

Approved April 10, A. D. 1906.

## CHAPTER 187.

## COMPLETION OF HISTORICAL, MEMORIAL AND ART BUILDING.

S. F. 161.

AN ACT providing for the inside finishing and completion of the historical, memorial and art building. Also for the purchase of steel book stacks, and making an appropriation therefor.

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

**SECTION 1. Appropriation.** The executive council is hereby authorized, empowered and directed to proceed with the inside finishing and completion of the historical, memorial and art building, including heating, ventilating, plumbing, cement walks and granite curbing. Also electric fixtures and steel book stacks in accordance with the provisions of this act. For these purposes there is hereby appropriated the sum of fifty thousand dollars (\$50,000) to be paid out of any money in the state treasury not otherwise appropriated.

**SEC. 2. Contracts let by executive council.** The executive council shall proceed to let the necessary contracts to the lowest responsible bidder, (reserving the right to accept or reject any or all bids), who shall execute such bonds as the executive council may deem necessary for the faithful performance of said work. All payment shall be 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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906 and the Register and Leader, April 18, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 188.

## LEGISLATIVE INSURANCE COMMISSION.

S. F. 12.

AN ACT to create a legislative commission to examine the subject of all insurance and the practice of the insurance companies doing business in this state and make recommendations concerning the insurance laws and provide a uniform policy for life and fire insurance and report their findings and recommendations to the next general assembly, and for other purposes.

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

**SECTION 1. Commission created.** There is hereby created a legislative insurance commission, consisting of five members of the general assembly, two of whom shall be members of the senate, and three of whom shall be members of the house of representatives.

**SEC. 2. Appointment.** The members of the senate above mentioned shall be appointed by the lieutenant governor, and the members of the house of representatives shall be appointed by the speaker thereof.

**SEC. 3. Clerical and legal assistance—necessary expenses.** Said commission shall have the authority to employ such clerical and legal assistance as may be required to properly perform the duties hereby imposed upon said commission, which together with the necessary expenses incurred therein, by said commission, shall be paid out of the treasury upon the approval of the executive council, upon filing with the auditor of state a detailed and itemized statement duly verified of same.

**SEC. 4. Quorum—chairman.** Said commission or a majority thereof, in case of absence of any member, shall constitute a quorum, who shall as soon as practicable, after the adjournment of the present general assembly, meet in the capitol building and organize by the election of one of its members as chairman, who shall preside at all meetings of said commission, if present, and in his absence the chairman shall be elected from those present. Said commission shall meet from time to time, as determined by said body, or on the call of the chairman.

**SEC. 5. Powers.** Said commission shall have the power, to thoroughly investigate the system, practice, character, and policies of all insurance companies, and all insurance written by the insurance companies doing business in this state: to examine, all the methods employed by them in transacting their business, their relation to other corporations, the salaries paid to their officers and employes, their securities and investment, the relation of the officers and members of said companies to said investments, their relation to or with other corporations transacting business with said insurance companies, the amount of taxes paid by them, their liability to their policy holders, the cost of insurance, the expenses of said companies, the relation of said insurance companies to subsidiary corporations; to examine into all expenditures of said companies and the said commission is hereby authorized and empowered to require and enforce the attendance of witnesses, and the production of books and papers, and any member of the commission is hereby authorized to administer oaths, and said commission, shall have access, at all times, to the office of the auditor of state, and the said auditor shall render to the commission such aid and assistance as is within his power to give.

**SEC. 6. Report.** Said commission shall on or before December 1, 1906, file with the auditor of the state, its report which shall be printed by him for distribution to the members of the next general assembly which report shall contain a detailed statement of all expenses incurred and the results of its investigation together with such recommendations and conclusions as will improve and perfect the insurance laws of the state and define the rights of the companies and the equities of the policy holders, together with any other recommendations which said commission, after investigation, may deem advisable.

**SEC. 7. Recommendations.** Said commission shall make such recommendations in reference to perfecting the insurance laws of the state as the investigation herein provided for and the judgment of the commission shall approve, and said report shall contain all recommendations on said subject and shall also contain such recommendations as said committee may approve, concerning a uniform policy or policies of insurance, and the form of such policy or policies recommended.

**SEC. 8. Compensation of members—traveling and personal expenses.** The members of said commission shall receive as compensation for said service ten dollars per day each together with their traveling and personal expenses while actually engaged in said work, to be paid from the treasury upon the order of the executive council.

**SEC. 9. Appropriation.** The amount of money authorized by this act for the purpose herein provided for shall not exceed ten thousand dollars, which sum is hereby appropriated out of any money in the state treasury not otherwise appropriated.

**SEC. 10. Cost of publishing report—how paid.** The printing and binding of said report and all expense connected therewith shall be at the cost of the state as provided by law.

**SEC. 11.** In effect. This act, being deemed of immediate importance, shall be in full force and effect upon the publication in the Register and Leader, and the Des Moines Daily Capital, newspapers of Des Moines, Iowa. Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 10, 1906, and the Des Moines Daily Capital, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 189.

**THE BENEDICT HOME AT DES MOINES, THE FLORENCE CRITTENDEN HOME, THE BOYS' AND GIRLS' HOME, AND THE HOUSE OF THE GOOD SHEPHERD AT SIOUX CITY, AND THE DUBUQUE RESCUE HOME AND THE HOUSE OF THE GOOD SHEPHERD AT DUBUQUE.**

S. F. 842.

AN ACT making appropriations for the benefit of the Benedict home at Des Moines, the Florence Crittenden home, the boys' and girls' home, and the house of the Good Shepherd at Sioux City and the Dubuque rescue home, and the house of the Good Shepherd at Dubuque, and providing for the method of disbursement and against future appropriations of this kind.

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

**SECTION 1. Appropriation.** There is hereby appropriated, out of any money in the state treasury not otherwise appropriated, for the benefit of the Benedict home at Des Moines, the Florence Crittenden home, the boys' and girls' home, and the house of the Good Shepherd at Sioux City, and the Dubuque rescue home and the house of the Good Shepherd at Dubuque the sum of twelve thousand nine hundred and fifty dollars (\$12,950.00), to be paid in sums as hereinafter specified, and to be expended under the direction of the executive council.

**SEC. 2. Benedict home.** Of the appropriations made by this act, the Benedict home at Des Moines shall receive the sum of four thousand seven hundred dollars (\$4,700.00), which shall be available as follows:

For the period ending July 1, 1907 the sum of.....	\$2,000.00
For the period ending July 1, 1908 the sum of.....	1,400.00
For the period ending July 1, 1909 the sum of.....	800.00
For the period ending July 1, 1910 the sum of.....	500.00

**SEC. 3. Other institutions.** Of the appropriations made by this act, the Florence Crittenden home, the boys' and girls' home, and the house of the Good Shepherd at Sioux City, and the Dubuque rescue home, and the house of the Good Shepherd at Dubuque shall each receive the sum of one thousand six hundred and fifty dollars (\$1,650.00), which shall be available to each as follows:

For the period ending July 1, 1907 the sum of.....	\$ 700.00
For the period ending July 1, 1908 the sum of.....	500.00
For the period ending July 1, 1909 the sum of.....	300.00
For the period ending July 1, 1910 the sum of.....	150.00

**SEC. 4. No further appropriations.** No further appropriations shall hereafter be made to any institution not wholly under the control of the state.

Approved April 10, A. D. 1906.

## CHAPTER 190.

## DEDICATION OF BATTLEFIELD AND PRISON MONUMENTS.

S. F. 268.

AN ACT appropriating money to pay the expenses of the members of the Iowa Shiloh battlefield monument commission, the Iowa Vicksburg park monument commission, the Iowa Lookout Mountain and Missionary Ridge monument commission, the Iowa Andersonville prison monument commission, speakers and musicians, upon a joint visit to the several fields upon which monuments have been erected under their supervision, for the purpose of dedicating the same.

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

**SECTION 1. Appropriation—purposes.** There is hereby appropriated the sum of seven thousand five hundred (7500) dollars, or so much thereof as may be necessary, out of any money in the state treasury not otherwise appropriated, to pay the expenses of the members of the Iowa Shiloh battlefield monument commission, the Iowa Vicksburg park monument commission, the Iowa Lookout Mountain and Missionary Ridge monument commission, and the Iowa Andersonville prison monument commission, such speakers as may be invited, and musicians, upon a joint visit to the several battlefields and prison grounds upon which the said commissions have, under the authority of the state of Iowa, erected monuments to the memory of Iowa soldiers of the war of the rebellion, for the purpose of dedicating the same.

**SEC. 2. Vouchers—itemized account.** The sum so appropriated, or any part thereof, may be drawn upon the voucher or vouchers of the executive council, and shall be expended under its direction. Within thirty (30) days after the expenditures are so made, an itemized account thereof shall be made up by the executive council, and filed with the state auditor.

**SEC. 3. Unexpended appropriations.** All unexpended appropriations for the construction of the monuments under the supervision of the said several commissions, and all sums in said appropriations which have been set apart by law for the payment of expenses of dedication, shall be returned to the general funds of the state, it being the intent that the sum hereby appropriated shall cover all the expenses of said dedications, except the expense of the governor and his staff, which shall be paid out of the appropriations for the governor's office.

Approved April 5, A. D. 1906.

## CHAPTER 191.

## PURCHASE OF RAILROAD COMMISSIONERS' OFFICIAL MAPS.

H. F. 98.

AN ACT making appropriation for the purchase of twenty-five thousand (25000) railroad commissioners' official maps to be distributed by the members of the general assembly and railroad commissioners.

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

**SECTION 1. Number ordered—distribution.** The railroad commissioners are hereby instructed to procure twenty-five thousand (25000) copies of the railroad commissioners' official maps of Iowa, twenty-four thousand (24000) of said maps to be printed on heavy paper, mounted and with tape sides, and one thousand (1000) of said maps to be folded and inclosed in suitable envelopes; five (5) copies in envelopes and thirty (30) mounted maps to be delivered to each member of the general assembly for distribution, and the remainder to be distributed under the direction of the railroad commissioners, and said board of railroad commissioners is hereby directed to provide each public school room in the state with a copy of the mounted map.

**SEC. 2. Appropriation.** There is hereby appropriated, out of moneys not otherwise appropriated, the sum of four thousand two hundred dollars (\$4,200) or so much thereof as shall be necessary for the purpose herein stated.

**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 Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, February 28, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 192.

### REPAYMENT OF FUNDS ADVANCED TO COMPLETE THE TABULATION OF THE STATE CENSUS OF 1905.

S. F. 108.

AN ACT making an appropriation of the sum of four thousand nine hundred seventy-eight dollars and twenty-seven cents (\$4,978.27) to Albert B. Cummins, W. B. Martin, B. F. Carroll, and G. S. Gilbertson to reimburse them for funds advanced for the purpose of completing the tabulation of the state census of 1905.

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

**SECTION 1. Appropriation.** That there is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of four thousand nine hundred seventy-eight dollars and twenty-seven cents (\$4,978.27), to reimburse Albert B. Cummins, W. B. Martin, B. F. Carroll and G. S. Gilbertson for funds advanced for the purpose of paying for completing the tabulation of the Iowa state census for the year 1905.

**SEC. 2. How paid.** The auditor of state is hereby authorized and directed to issue his warrant upon the state treasurer for said sum upon the presentation of pay roll vouchers audited by the executive council of 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 Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved February 27, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, February 28, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 193.

### STATUE OF SAMUEL J. KIRKWOOD IN THE NATIONAL STATUARY HALL.

S. F. 11.

AN ACT providing for placing a statue in bronze of Samuel J. Kirkwood, ex-governor of Iowa, in the national statuary hall in the capitol building at Washington, D. C., and appropriating money to pay therefor.

WHEREAS, Under the provisions of section eighteen hundred and fourteen (1814), revised statutes of the United States, the state of Iowa is authorized to provide and furnish statues in marble or bronze "of two deceased persons who have been citizens thereof and illustrious for their historic renown or for distinguished civic or military services", and

WHEREAS, The war governor of Iowa, Samuel J. Kirkwood, now deceased, is worthy of being selected as one of the citizens of Iowa whose statue shall be placed in the said national statuary hall, and

WHEREAS, Vinnie Ream Hoxie generously offers to model in clay and furnish to the state of Iowa a model of a statue of the said ex-Governor Samuel J. Kirkwood free of charge and without expense to the state, provided the state will pay the cost and expense of casting such statue in bronze and placing the same in the national statuary hall in the capitol building at Washington, D. C.; therefore,

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

SECTION 1. **Executive council to procure statue and have it placed.** The executive council is hereby authorized to enter into a contract with Vinnie Ream Hoxie to provide and furnish a clay model of a statue of ex-Governor Samuel J. Kirkwood, of such size as the executive council may determine, the work of the said Vinnie Ream Hoxie to be without expense to the state, and upon the completion of such statue to the satisfaction of the executive council the said executive council is hereby authorized to have the said statue cast in bronze and to place the same in national statuary hall in the capitol building at Washington, D. C., in accordance with the provisions of said section eighteen hundred and fourteen (1814) of the revised statutes of the United States.

SEC. 2. **Appropriation—purpose—how drawn.** There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of five thousand dollars (\$5,000) or so much thereof as may be necessary to pay for casting such statue in bronze and placing the same in the national statuary hall in the capitol building at Washington, D. C., and the auditor of state is hereby authorized to draw warrants therefor upon the order of 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 Daily Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 9, 1906, and the Register and Leader, April 10, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 194.

EXPENSES OF RECEPTION TENDERED EX-GOVERNOR WILLIAM LARRABEE.

S. F. 90.

AN ACT making an appropriation to defray the expenses of the reception tendered Ex-Governor William Larrabee by the Thirty-first General Assembly.

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

SECTION 1. **Appropriation—how drawn.** There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of eighty-five dollars and thirty cents (\$85.30), or so much thereof as may be necessary to pay the expenses incurred on account of the reception tendered Ex-Governor William Larrabee by the Thirty-first General Assembly. Warrant shall be drawn upon the treasurer for the sum herein appropriated in favor of the adjutant general, upon filing the 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 Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

Approved February 14, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 16, 1906, and the Des Moines Daily Capital, February 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 195.

#### EXPENSES OF THE RECEPTION TENDERED THE GOVERNOR BY THE THIRTY-FIRST GENERAL ASSEMBLY.

H. F. 98.

AN ACT making an appropriation to defray the expenses of the reception tendered the governor by the Thirty-first General Assembly.

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

**SECTION 1.** Appropriation—how drawn. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of one hundred thirty-six dollars (\$136.00), or so much thereof as may be necessary to pay the expenses incurred on account of the reception tendered the governor by the Thirty-first General Assembly. Warrant shall be drawn upon the treasurer for the sum herein appropriated in favor of the adjutant general, upon filing the 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 Register & Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved February 14, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 16, 1906, and the Des Moines Daily Capital, February 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 196.

#### EXPENSES OF WHITMER—YOUDE ELECTION CONTEST.

H. F. 344.

AN ACT to reimburse Charles Youde and G. R. Whitmer for expenses incurred in the election contest from the 80th representative district of Iowa.

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

**SECTION 1.** Appropriation. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of four hundred and ninety-five dollars (\$495.00) as payment in full of all expenses incurred by Charles Youde and G. R. Whitmer in the election contest from the 80th representative district of Iowa.

**SEC. 2.** To whom paid. That the sum of money hereby appropriated shall be paid to the said Charles Youde and G. R. Whitmer in the following named sums:

To Charles Youde the sum of three hundred and seventy dollars (\$370.00);  
To G. R. Whitmer the sum of one hundred and twenty-five dollars (\$125.00).

**SEC. 3. How drawn.** The auditor of state of the state of Iowa is hereby authorized to draw his warrant upon the state treasury in favor of Charles Youde for the sum of three hundred and seventy dollars (\$370.00), and to G. R. Whitner for the sum of one hundred and twenty-five dollars (\$125.00).

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 16, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 197.

TO PAY M. H. BYERS, EX-ADJUTANT-GENERAL, FOR CERTAIN SERVICES.

S. F. 129.

AN ACT appropriating the sum of two thousand five hundred dollars (\$2,500) to pay M. H. Byers for his services in prosecuting and collecting the claim of the state of Iowa against the United States government for money expended by the state in aiding the government to equip and place in the field its soldiers for the Spanish war.

WHEREAS, The Twenty-seventh General Assembly of Iowa appropriated and placed at the disposal of the governor of the state, five hundred thousand dollars (\$500,000) to aid the national government in equipping and putting the soldiers of the United States in the field in the war between Spain and the United States; and,

WHEREAS, The governor of Iowa expended during the years 1898 and 1899 one hundred and forty-seven thousand six hundred and forty-four dollars and six cents (\$147,644.06) of such fund for the purposes for which it was appropriated; and,

WHEREAS, At the close of said war General M. H. Byers, adjutant general of the state of Iowa, at the request of Hon. L. M. Shaw, governor of the state, prepared and presented a claim of the state of Iowa against the United States for the money expended in aid of the national government in equipping soldiers for the Spanish war; and,

WHEREAS, It was necessary for the said M. H. Byers to make several trips to Washington in the prosecution and collection of said claim from the national government, and for the purpose of meeting a special committee of congress appointed to pass upon and audit the claims of the various states against the national government incurred in the equipment of soldiers for the Spanish war; and,

WHEREAS, The said Byers did make such several trips to Washington, and did take charge of and prosecute the claim of the state of Iowa against the national government, and did collect from the government and pay over to the state of Iowa the sum of one hundred and twenty-six thousand three hundred and fifty dollars and forty-six cents (\$126,350.46), and did afterwards procure a bill to be introduced in congress, which was passed without amendment, appropriating from the national treasury the sum of twenty thousand five hundred and forty-five dollars and seventy cents (\$20,545.70) for the reimbursement of the state of Iowa for moneys expended in aid of the government in equipping and placing soldiers in the field for the Spanish war; which said sums of money, thus paid by the national government for the purpose of reimbursing the state of Iowa for the money expended by it as aforesaid, together with the further sum of seven hundred and forty-seven dollars and ninety cents (\$747.90), to which the national government was entitled to credit because of property recovered and taken from Camp

McKinley by the state of Iowa, equal the entire claim of the state of Iowa against the United States for money expended in aiding the national government in equipping and placing its soldiers in the field for the Spanish war; and,

WHEREAS, The payment and collection of the claim of the state against the national government in the manner aforesaid was due almost wholly to the energy, perseverance and ability of the said M. H. Byers in presenting such claim and obtaining its payment from the national government; and,

WHEREAS, He has not received any remuneration for his services to the state in preparing, presenting and collecting said claim.

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

**SECTION 1. Amount appropriated—how paid.** That there is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of two thousand and five hundred dollars (\$2,500) to pay the said M. H. Byers for his services in presenting, prosecuting and collecting the claim of the state of Iowa against the United States government for money expended by the state in aid of the government in equipping and placing its soldiers in the field for the Spanish war; the sum hereby appropriated to be paid to the said M. H. Byers upon warrant to be drawn in his favor by the auditor of state upon the state treasury upon the passage of this act.

**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 Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Capital April 9, 1906, and the Register and Leader, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 198.

### TO REIMBURSE FRANK BRISTOW.

H. F. 288.

AN ACT to reimburse Frank Bristow for injuries sustained while in the employ of the state.

WHEREAS, Frank Bristow, while in the employ of the state as extra fireman and while in the performance of the duties of such employment and through no fault of his own, sustained an injury to his right hand of a serious and permanent character, whereby he was incapacitated from work for a long time entailing a large expense and a crippled hand. Therefore,

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

**SECTION 1. Appropriation.** That there is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of two hundred (200) dollars to reimburse said Frank Bristow for loss of time and expense due to said accident, same to be accepted as payment in full.

Approved April 10, A. D. 1906.

## CHAPTER 199.

TO PAY HENRY EYLER FOR CERTAIN RENT MONEY ADVANCED BY HIM.

S. F. 206.

AN ACT to appropriate the sum of seventy-five dollars (\$75) to pay Henry Eyler for money advanced by him to the state of Iowa as rent for certain lake beds situated in Wright county, Iowa.

WHEREAS, One Henry Eyler leased from the state of Iowa for the year nineteen hundred and one (1901) certain lake beds situated in Wright county, Iowa, for the sum of seventy-five dollars (\$75.00); and,

WHEREAS, The state of Iowa executed to said Henry Eyler a lease for said lake beds acknowledging the receipt of said seventy-five dollars (\$75.00) and providing that the state would repay that portion of the rent so paid by him for any period beyond which he was able to hold and enjoy possession of said premises; and,

WHEREAS, The said Henry Eyler was unable at any time to take or hold possession of said premises or any part thereof; and,

WHEREAS, No part of said seventy-five dollars (\$75.00) has ever been repaid to the said Henry Eyler.

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

SECTION 1. Appropriation. That there is hereby appropriated out of the state treasury not otherwise appropriated for the purpose of paying the said Henry Eyler in full and complete satisfaction for any claim he may have against the state of Iowa by reason of said lease or his failure to take and hold possession of said premises, the sum of seventy-five dollars (\$75.00) and the auditor of state is hereby directed to issue a warrant for the said sum in favor of the said Henry Eyler.

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 Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Capital, April 13, 1906, and the Register and Leader, April 16, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 200.

TO INDEMNIFY L. H. FENTON.

S. F. 208.

AN ACT to indemnify L. H. Fenton for personal injury sustained by him while employed at the state hospital for the insane, at Mt. Pleasant, Iowa.

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

SECTION 1. Appropriation. That there is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of three hundred (\$300) dollars, for the payment in full for damages sustained by L. H. Fenton in consequence of personal injury received while in the employ of the state, at the state hospital for the insane, at Mount Pleasant, Iowa.

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

the Register and Leader and the Des Moines Daily Capital, two newspapers published in the city of Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 6, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 201.

TO PAY E. S. FRANK FOR CERTAIN RENT MONEY ADVANCED BY HIM.

S. F. 277.

AN ACT to appropriate the sum of one hundred dollars (\$100.00) to pay E. S. Frank for money advanced by him to the state of Iowa as rent for certain lake beds situated in Wright and Hancock counties, Iowa.

WHEREAS, One E. S. Frank leased from the state of Iowa for the year nineteen hundred and one (1901) certain lake beds situated in Wright and Hancock counties, Iowa, for the sum of one hundred dollars (\$100.00); and,

WHEREAS, The state of Iowa executed to said E. S. Frank leases for said lake beds acknowledging the receipt of said one hundred dollars (\$100.00) and providing that the state would repay that portion of the rent so paid by him for any period beyond which he was able to hold and enjoy possession of said premises; and,

WHEREAS, The said E. S. Frank was unable at any time to take or hold possession of said premises or any part thereof; and,

WHEREAS, No part of said one hundred dollars (\$100.00) has ever been repaid to the said E. S. Frank,

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

SECTION 1. Appropriation. That there is hereby appropriated out of the state treasury not otherwise appropriated for the purpose of paying the said E. S. Frank in full and complete satisfaction for any claim he may have against the state of Iowa by reason of said leases or his failure to take and hold possession of said premises the sum of one hundred dollars (\$100.00) and the auditor of state is hereby directed to issue a warrant for the said sum in favor of the said E. S. Frank.

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 Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Capital, April 14, 1906, and the Register and Leader, April 18, 1906.

W. B. MARTIN,  
*Secretary of State.*

### CHAPTER 202.

FOR RELIEF OF GEORGE F. HUNT.

H. F. 241.

AN ACT to appropriate the sum of four hundred forty-one dollars and seventy cents (\$441.70) for the relief of George F. Hunt, late ordnance sergeant in the adjutant general's department of the state of Iowa on account of balance of salary due under joint resolution number nine, acts of the Twenty-Sixth General Assembly, and directing the manner of the payment of such appropriation.

WHEREAS, One George F. Hunt was appointed ordnance sergeant, adjutant general's department of the state of Iowa on or about the fifth day of

May, 1893, and served continuously in said capacity until the thirty-first day of October, 1900; and,

WHEREAS, The Twenty-sixth General Assembly of the state of Iowa, by joint resolution number nine, among other employes of the state at the seat of government, under the heading of "Adjutant General's Office," provided for one ordnance sergeant and janitor at a compensation of seven hundred and twenty dollars (\$720.00) per annum; and,

WHEREAS, Said act took effect and was in force on and after July 1st, 1897, and until said George F. Hunt was honorably discharged from the service of the state on October 31, 1900; and,

WHEREAS, Said George F. Hunt did act as ordnance sergeant and janitor continuously from the adoption of said joint resolution number nine, until October 31st, 1900; and,

WHEREAS, The compensation provided for by said joint resolution number nine from the first day of July, 1897, to October 31, 1900, both dates inclusive, at the rate of seven hundred and twenty dollars (\$720.00) per annum amounted to the sum of twenty-four hundred dollars (\$2400), while said George F. Hunt only received the sum of nineteen hundred fifty-eight dollars and thirty cents (\$1958.30) as salary for the said period from July 1st, 1897, to October 31st, 1900, both dates inclusive, leaving the amount of four hundred forty-one dollars and seventy cents (\$441.70) due said George F. Hunt under the provisions of said joint resolution number nine.

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

SECTION 1. **Appropriation**—how drawn. That there is hereby appropriated for the purpose of paying the said George F. Hunt in full and complete satisfaction for any claim he may have or had against the state of Iowa by reason of any salary due him as ordnance sergeant and janitor, adjutant general's department, the sum of four hundred forty-one dollars and seventy cents (\$441.70). That the auditor of state, is hereby directed to issue a warrant for the said sum, in favor of the said George F. Hunt, taking his receipt therefor, and the state treasurer of Iowa is directed to pay the same upon presentation to his office.

Approved April 10, A. D. 1906.

## CHAPTER 203.

TO INDEMNIFY LENA NESS, GUARDIAN OF ANDREW T. NESS.

S. F. 169.

AN ACT appropriating the sum of one thousand dollars (\$1000.00) to be paid to Lena Ness, guardian of Andrew T. Ness for the use and benefit of Andrew T. Ness in settlement of all claims against the state of Iowa by reason of the injury to Andrew T. Ness and damages resulting therefrom in the loss of a leg and for the pain and suffering resulting from said injury, said injury occurring while the said Andrew T. Ness was detained in the state hospital for the insane at Independence, Iowa.

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

SECTION 1. **Appropriation.** There is hereby appropriated out of the money in the state treasury not otherwise appropriated the sum of one thousand dollars (\$1000.00) as payment in full for all claims against the state of Iowa arising from the injury received by Andrew T. Ness in the loss of his leg while assisting at and engaged in work while detained at the state hospital for the insane at Independence, Iowa.

SEC. 2. **To whom paid.** The sum of money hereby appropriated shall be paid to Lena Ness, the duly appointed and qualified guardian of the said Andrew T. Ness of Somers, Calhoun county, Iowa.

**SEC. 3. How drawn—receipt.** The auditor of the state of Iowa is hereby authorized to draw his warrant upon the said treasury in favor of Lena Ness, guardian of Andrew T. Ness, in the sum of one thousand dollars (\$1000.00) when the said Lena Ness, guardian of Andrew T. Ness, shall file with the auditor of state a receipt duly authorized by court acknowledging full payment of all claims for damages against the state sustained by the said Andrew T. Ness, while engaged in unloading heavy machinery under the direction of the employes of the state at the state hospital for the insane at Independence, Iowa, while the said Andrew T. Ness was there detained.

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, April 9, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 204.

TO INDEMNIFY MRS. JOHN STEIN, WIFE OF JOHN STEIN.

S. F. 111.

AN ACT appropriating the sum of (\$750) seven hundred and fifty dollars to be paid to Mrs. John Stein, in settlement of all claims against the state of Iowa by reason of the death of John Stein who was killed by a falling scaffold at the Fort Madison penitentiary while working under the orders of the superintendent of construction.

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

**SECTION 1. Appropriation.** There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of (\$750) seven hundred fifty dollars as payment in full of all claims against the state of Iowa, arising from the death of John Stein, who was killed on the 4th day of August, 1906, by a falling scaffold at the Fort Madison penitentiary, and while working under the instructions and orders of the Supt. of construction.

**SEC. 2. To whom paid.** The sum of money hereby appropriated shall be paid to Mrs. John Stein.

**SEC. 3. How drawn—receipt.** The auditor of the state of Iowa is hereby authorized to draw his warrant upon the state treasury in favor of Mrs. John Stein [for] the sum of (\$750) seven hundred fifty dollars. The said Mrs. John Stein shall file with the auditor of the state a receipt acknowledging for payment of all claims for damages against the state sustained by her, by reason of the death of John Stein.

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Capital, April 9, 1906, and the Register and Leader, April 11, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 205.

## TO INDEMNIFY H. W. TAPLEY AND PHILIP MORGAN.

H. F. 146.

AN ACT appropriating the sum of eight hundred sixty-two and thirty-eight one-hundredth dollars (\$862.38) to be paid to H. W. Tapley and Philip Morgan in settlement of all claims against the state of Iowa by reason of the loss of valuable coins abstracted from the historical building by an employe of the state:

WHEREAS, On or about the thirty-first day of July, 1901, there was loaned to the state library and historical department a large collection of valuable and rare coins by H. W. Tapley and also a collection by Philip Morgan, and,

WHEREAS, While such collection was in the possession and custody of the state a large portion thereof was stolen by a employe of the state now, therefore,

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

SECTION 1. Appropriation. That there is hereby appropriated out of the money in the state treasury not otherwise appropriated the sum of eight hundred sixty-two and thirty-eight one hundredth dollars (\$862.38) as payment in full for all claims against the state of Iowa arising out of said loss of said coins.

SEC. 2. To whom paid. That the sum of money hereby appropriated shall be paid to the following named persons in the following sums:

To H. W. Tapley eight hundred fifty-two dollars (\$852); to Philip Morgan ten and thirty-eight one-hundredth dollars (\$10.38).

Sec. 3. How drawn—receipts. The auditor of state of the state of Iowa, is hereby authorized to draw his warrant upon the state treasury in favor of H. W. Tapley for eight hundred fifty-two dollars (\$852), and in favor of Philip Morgan for the sum of ten and thirty-eight one-hundredth dollars (\$10.38), when the said H. W. Tapley and Philip Morgan shall each file with the auditor of state a receipt acknowledging full payment of all claims against the state growing out of the loss of said coins.

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

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 6, 1906, and the Register and Leader, April 7, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 206.

## REPAIR OF, AND INSCRIPTIONS ON, SOLDIERS' ORPHANS' MONUMENT AT CEDAR FALLS.

H. F. 97.

AN ACT appropriating fifty dollars (\$50.00) for the purpose of repairing the soldiers' orphans' monument at Cedar Falls, and inscribing the names of deceased soldiers' orphans thereon.

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

SECTION 1. Amount appropriated—purposes. There is hereby appropriated out of any money in the state treasury not otherwise appropriated the sum of fifty dollars (\$50.00) to repair the soldiers' orphans' monument erected by the state and located in the public cemetery at Cedar Falls, and



inscribing thereon the names of such soldiers' orphans as were buried in said cemetery.

SEC. 2. **How drawn.** That the commander of James Brownell Post Number 222 G. A. R. is hereby authorized to contract for the execution of this work, and on his certificate of proper completion of same, when filed with the auditor of state a warrant on the state treasury for fifty dollars (\$50.00) shall be drawn in payment of same.

Approved March 10, A. D. 1906.

## CHAPTER 207.

### ERECTION OF MONUMENT OVER THE GRAVE OF TIMOTHY BROWN.

S. F. 167.

AN ACT making appropriation for the erection of a monument in the Elm Grove cemetery, Washington, Iowa, over the grave of Timothy Brown, a soldier of the Revolutionary War.

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

SECTION 1. **Appropriation.** There is hereby appropriated out of any funds not otherwise appropriated the sum of five hundred dollars (\$500) or so much thereof as may be required for the purpose of erecting in Elm Grove cemetery at Washington, Iowa, over the grave of Timothy Brown, a soldier of the Revolutionary war, a suitable and durable monument, in memory of his public services and his devotion to duty and country.

SEC. 2. **Purchase and erection of monument.** The Revolutionary Memorial Association, a body corporate of Washington, Iowa, is hereby authorized to purchase said monument and have same erected over the grave of said soldier. The monument shall be of suitable and durable material, and shall bear a brief statement of the life, public services, death, and burial of the said Timothy Brown, together with the statement that the monument is erected by the state of Iowa.

SEC. 3. **Conditions—auditor to draw warrant.** The material, style and cost of the monument shall be determined by said Revolutionary Memorial Association, except that the entire cost when completed shall not exceed the amount of this appropriation, and that no part of the appropriation shall be used for the purchase of ground, or superintendence of construction. The auditor of state shall issue a warrant on the state treasury, payable to said Revolutionary Memorial Association for such sum as shall be required to pay for the monument and the erection thereof provided for in this act, when the officers of said Revolutionary Memorial Association shall file in said auditor's office, a statement over their official signatures and sworn to by them, showing that said monument has been purchased and erected in accordance with the provisions of this act and a detailed statement of its cost.

Approved March 16, A. D. 1906.

## CHAPTER 208.

## ERECTION OF MONUMENT OVER THE GRAVE OF JOHN MORGAN.

S. F. 190.

AN ACT making an appropriation for the erection of a monument at the Aspen Grove cemetery, Burlington, Iowa, to perpetuate the memory of John Morgan and providing the method of such erection.

WHEREAS, The remains of John Morgan, a soldier of the Revolutionary war is interred in Aspen Grove cemetery, Burlington, Iowa, without being marked in any way and unless the place of burial of this soldier is marked in some permanent way, all trace of it will be lost.

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

**SECTION 1. Appropriation.** There is hereby appropriated out of any fund not otherwise appropriated, the sum of five hundred dollars (\$500.00) or so much thereof as may be required for the purpose of erecting in Aspen Grove cemetery, Burlington, Iowa, at the grave of John Morgan, a suitable and durable monument in commemoration of the public services and devotion to duty and country of this patriot and soldier.

**SEC. 2. Purchase and erection of monument.** S. L. Daniels, commander of Mathias Post No. 5, Grand Army of the Republic, Mrs. Cate Gilbert Wells, Regent Stars and Stripes Chapter, Daughters of American Revolution, and Judge Jno. C. Powers, member of the trustees of the Aspen Grove cemetery, all of Burlington, Iowa, are hereby named as commissioners and are hereby authorized to purchase said monument and cause it to be erected at the grave of said soldier in Aspen Grove cemetery, Burlington, Iowa. The material to be used and the manner of construction shall be such as to render the monument durable and permanent, and it shall bear a brief and concise statement so far as known of the life, public service, death and burial of said Jno. Morgan, and a statement that the monument is erected by the state of Iowa, under the direction of the Mathias Post, Grand Army of the Republic, "the Daughters of the American Revolution", and Judge Jno. C. Powers of Burlington, Iowa.

**SEC. 3. Conditions—auditor to issue warrant.** The material, style and cost of said monument shall be determined by said commissioners, but the entire cost of said work when completed, shall not exceed the amount of this appropriation, provided no part of this appropriation shall be used for superintendence of such work or any other expense, other than the purchase and erection of such monument. The auditor of state shall issue a warrant on the state treasury, payable to said commissioners for such sum as shall be required to pay for the monument and the erection thereof, provided for in this act, when said commissioners shall file in said auditor's office a detailed itemized statement over their signature, showing that said monument has been purchased and erected in accordance with the provisions of the act.

Approved March 10, A. D. 1906.

## CHAPTER 209.

## ERECTION OF MONUMENT OVER THE GRAVE OF GEORGE PERKINS.

S. F. 193.

AN ACT making appropriation for the erection of a monument in Sheron cemetery, Lee county, Iowa, over the grave of George Perkins, a soldier of the revolutionary war.

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

**SECTION 1. Appropriation.** There is hereby appropriated out of any funds not otherwise appropriated the sum of five hundred dollars (\$500.00) or

so much thereof as may be required for the purpose of erecting in Sheron cemetery in Lee county, Iowa, over the grave of George Perkins, a soldier of the Revolutionary war, a suitable and durable monument, in memory of his public services and his devotion to duty and country.

**SEC. 2. Purchase and erection of monument.** The Torrence G. A. R. Post No. 2, an organization of Keokuk, Lee county, Iowa, is hereby authorized to purchase said monument and have same erected over the grave of said soldier. The monument shall be of suitable and durable material, and shall bear a brief statement of the life, public services, death and burial of the said George Perkins, together with statement that the monument is erected by the state of Iowa.

**SEC. 3. Conditions—auditor to issue warrant.** The material, style and cost of the monument shall be determined by said Torrence G. A. R. Post No. 2, except that the entire cost when completed shall not exceed the amount of this appropriation, and that no part of the appropriation shall be used for the purchase of ground, or superintendence of construction. The auditor of state shall issue a warrant on the state treasury payable to said Torrence G. A. R. Post No. 2, for such sum as will be required to pay for the monument and the erection thereof provided for in this act, when the officers of said Torrence G. A. R. Post No. 2, shall file in said auditor's office, a statement over their official signatures and sworn to by them, showing that said monument has been purchased and erected in accordance with the provisions of this act and a detailed statement of its cost.

Approved March 30, A. D. 1906.

# PART III.

## SPECIAL ACTS.

### CHAPTER 210.

#### SENATORIAL DISTRICTS.

A. F. 254.

AN ACT fixing the number of senators in the general assembly, apportioning them among the several counties according to the number of inhabitants in each, and dividing the state into senatorial districts.

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

**SECTION 1. Apportionment.** That the number of senators in the general assembly is hereby fixed at fifty, and they are hereby apportioned among the several counties according to the number of inhabitants in each, and under said apportionment the state is hereby divided into fifty senatorial districts, each district to have one senator, as follows:

1. **First District.** Lee county shall constitute the first district.
2. **Second District.** Jefferson county and Van Buren county shall constitute the second district.
3. **Third District.** Appanoose county and Davis county shall constitute the third district.
4. **Fourth District.** Lucas county and Wayne county shall constitute the fourth district.
5. **Fifth District.** Decatur county, Ringgold county, and Union county shall constitute the fifth district.
6. **Sixth District.** Adams county and Taylor county shall constitute the sixth district.
7. **Seventh District.** Fremont county and Page county shall constitute the seventh district.
8. **Eighth District.** Mills county and Montgomery county shall constitute the eighth district.
9. **Ninth District.** Des Moines county shall constitute the ninth district.
10. **Tenth District.** Henry county and Washington county shall constitute the tenth district.
11. **Eleventh District.** Clark county and Warren county shall constitute the eleventh district.
12. **Twelfth District.** Keokuk county and Poweshiek county shall constitute the twelfth district.
13. **Thirteenth District.** Wapello county shall constitute the thirteenth district.
14. **Fourteenth District.** Mahaska county shall constitute the fourteenth district.
15. **Fifteenth District.** Marion county and Monroe county shall constitute the fifteenth district.
16. **Sixteenth District.** Adair county and Madison county shall constitute the sixteenth district.

17. **Seventeenth District.** Audubon county, Dallas county, and Guthrie county shall constitute the seventeenth district.

18. **Eighteenth District.** Cass county and Shelby county shall constitute the eighteenth district.

19. **Nineteenth District.** Pottawattamie county shall constitute the nineteenth district.

20. **Twentieth District.** Louisa county and Muscatine county shall constitute the twentieth district.

21. **Twenty-first District.** Scott county shall constitute the twenty-first district.

22. **Twenty-second District.** Clinton county shall constitute the twenty-second district.

23. **Twenty-third District.** Jackson county shall constitute the twenty-third district.

24. **Twenty-fourth District.** Cedar county and Jones county shall constitute the twenty-fourth district.

25. **Twenty-fifth District.** Iowa county and Johnson county shall constitute the twenty-fifth district.

26. **Twenty-sixth District.** Linn county shall constitute the twenty-sixth district.

27. **Twenty-seventh District.** Calhoun county and Webster county shall constitute the twenty-seventh district.

28. **Twenty-eighth District.** Marshall county shall constitute the twenty-eighth district.

29. **Twenty-ninth District.** Jasper county shall constitute the twenty-ninth district.

30. **Thirtieth District.** Polk county shall constitute the thirtieth district.

31. **Thirty-first District.** Boone county and Story county shall constitute the thirty-first district.

32. **Thirty-second District.** Woodbury county shall constitute the thirty-second district.

33. **Thirty-third District.** Buchanan county and Delaware county shall constitute the thirty-third district.

34. **Thirty-fourth District.** Crawford county, Harrison county, and Monona county shall constitute the thirty-fourth district.

35. **Thirty-fifth District.** Dubuque county shall constitute the thirty-fifth district.

36. **Thirty-sixth District.** Clayton county shall constitute the thirty-sixth district.

37. **Thirty-seventh District.** Hamilton county, Hardin county, and Wright county shall constitute the thirty-seventh district.

38. **Thirty-eighth District.** Black Hawk county and Grundy county shall constitute the thirty-eighth district.

39. **Thirty-ninth District.** Bremer county and Butler county shall constitute the thirty-ninth district.

40. **Fortieth District.** Allamakee county and Fayette county shall constitute the fortieth district.

41. **Forty-first District.** Mitchell county, Winnebago county, and Worth county shall constitute the forty-first district.

42. **Forty-second District.** Howard county and Winneshiek county shall constitute the forty-second district.

43. **Forty-third District.** Cerro Gordo county, Franklin county, and Hancock county shall constitute the forty-third district.

44. **Forty-fourth District.** Chickasaw county and Floyd county shall constitute the forty-fourth district.

45. **Forty-fifth District.** Benton county and Tama county shall constitute the forty-fifth district.

46. **Forty-sixth District.** Cherokee county, Ida county, and Plymouth county shall constitute the forty-sixth district.

47. **Forty-seventh District.** Clay county, Dickinson county, Emmet county, Kossuth county, and Palo Alto county shall constitute the forty-seventh district.

48. **Forty-eighth District.** Carroll county, Greene county, and Sac county shall constitute the forty-eighth district.

49. **Forty-ninth District.** Lyon county, O'Brien county, Osceola county, and Sioux county shall constitute the forty-ninth district.

50. **Fiftieth District.** Buena Vista county, Humboldt county, and Pocatontas county shall constitute the fiftieth district.

Approved April 10, A. D. 1906.

## CHAPTER 211.

### REPRESENTATIVE DISTRICTS.

H. F. 357.

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 the representation of the several counties in the House of Representatives of the General Assembly of this state is apportioned as follows:

**SEC. 2. First District.** Lee county shall be the first district and entitled to two representatives, (39,006).

**SEC. 3. Second District.** Van Buren county shall be the second district and entitled to one representative, (16,565).

**SEC. 4. Third District.** Davis county shall be the third district and entitled to one representative, (14,266).

**SEC. 5. Fourth District.** Appanoose county shall be the fourth district and entitled to one representative, (27,193).

**SEC. 6. Fifth District.** Wayne county shall be the fifth district and entitled to one representative, (16,905).

**SEC. 7. Sixth District.** Decatur county shall be the sixth district and entitled to one representative, (17,044).

**SEC. 8. Seventh District.** Ringgold county shall be the seventh district and entitled to one representative, (13,955).

**SEC. 9. Eighth District.** Taylor county shall be the eighth district and entitled to one representative, (17,021).

**SEC. 10. Ninth District.** Page county shall be the ninth district and entitled to one representative, (23,606).

**SEC. 11. Tenth District.** Fremont county shall be the tenth district and entitled to one representative, (16,274).

**SEC. 12. Eleventh District.** Mills county shall be the eleventh district and entitled to one representative, (15,150).

**SEC. 13. Twelfth District.** Montgomery county shall be the twelfth district and entitled to one representative, (17,021).

**SEC. 14. Thirteenth District.** Adams county shall be the thirteenth district and entitled to one representative, (12,262).

**SEC. 15. Fourteenth District.** Union county shall be the fourteenth district and entitled to one representative, (18,666).

**SEC. 16. Fifteenth District.** Clarke county shall be the fifteenth district and entitled to one representative, (11,639).

**SEC. 17. Sixteenth District.** Lucas county shall be the sixteenth district and entitled to one representative, (15,599).

SEC. 18. **Seventeenth District.** Monroe county shall be the seventeenth district and entitled to one representative, (24,376).

SEC. 19. **Eighteenth District.** Wapello county shall be the eighteenth district and entitled to one representative, (36,524).

SEC. 20. **Nineteenth District.** Jefferson county shall be the nineteenth district and entitled to one representative, (16,493).

SEC. 21. **Twentieth District.** Henry county shall be the twentieth district and entitled to one representative, (17,722).

SEC. 22. **Twenty-first District.** Des Moines county shall be the twenty first district and entitled to two representatives, (37,472).

SEC. 23. **Twenty-second District.** Louisa county shall be the twenty-second district and entitled to one representative, (12,893).

SEC. 24. **Twenty-third District.** Washington county shall be the twenty-third district and entitled to one representative, (20,116).

SEC. 25. **Twenty-fourth District.** Keokuk county shall be the twenty-fourth-district and entitled to one representative, (22,667).

SEC. 26. **Twenty-fifth District.** Mahaska county shall be the twenty-fifth district and entitled to one representative, (31,430).

SEC. 27. **Twenty-sixth District.** Marion county shall be the twenty-sixth district and entitled to one representative, (24,107).

SEC. 28. **Twenty-seventh District.** Warren county shall be the twenty-seventh district and entitled to one representative, (19,575).

SEC. 29. **Twenty-eighth District.** Madison county shall be the twenty-eighth district and entitled to one representative, (16,707).

SEC. 30. **Twenty-ninth District.** Adair county shall be the twenty-ninth district and entitled to one representative, (15,110).

SEC. 31. **Thirtieth District.** Cass county shall be the thirtieth district and entitled to one representative, (20,222).

SEC. 32. **Thirty-first District.** Pottawattamie county shall be the thirty-first district and entitled to two representatives, (51,867).

SEC. 33. **Thirty-second District.** Harrison county shall be the thirty-second district and entitled to one representative, (23,762).

SEC. 34. **Thirty-third District.** Shelby county shall be the thirty-third district and entitled to one representative, (17,097).

SEC. 35. **Thirty-fourth District.** Audubon county shall be the thirty-fourth district and entitled to one representative, (12,937).

SEC. 36. **Thirty-fifth District.** Guthrie county shall be the thirty-fifth district and entitled to one representative, (18,013).

SEC. 37. **Thirty-sixth District.** Dallas county shall be the thirty-sixth district and entitled to one representative (23,035).

SEC. 38. **Thirty-seventh District.** Polk county shall be the thirty-seventh district and entitled to two representatives, (98,950).

SEC. 39. **Thirty-eighth District.** Jasper county shall be the thirty-eighth district and entitled to one representative, (27,156).

SEC. 40. **Thirty-ninth District.** Poweshiek county shall be the thirty-ninth district and entitled to one representative, (19,445).

SEC. 41. **Fortieth District.** Iowa county shall be the fortieth district and entitled to one representative, (18,977).

SEC. 42. **Forty-first District.** Johnson county shall be the forty first district and entitled to one representative, (24,833).

SEC. 43. **Forty second District.** Muscatine county shall be the forty-second district and entitled to one representative (23,171).

SEC. 44. **Forty-third District.** Scott county shall be the forty-third district and entitled to two representatives, (55,910).

SEC. 45. **Forty-fourth District.** Cedar county shall be the forty-fourth district and entitled to one representative, (18,368).

SEC. 46. **Forty-fifth District.** Clinton county shall be the forty-fifth district and entitled to two representatives, (42,793).

SEC. 47. **Forty-sixth District.** Jackson county shall be the forty-sixth district and entitled to one representative, (22,210).

SEC. 48. **Forty-seventh District.** Jones county shall be the forty-seventh district and entitled to one representative, (20,427).

SEC. 49. **Forty-eighth District.** Linn county shall be the forty-eighth district and entitled to two representatives, (57,362).

SEC. 50. **Forty-ninth District.** Benton county shall be the forty-ninth district and entitled to one representative, (24,117).

SEC. 51. **Fiftieth District.** Tama county shall be the fiftieth district and entitled to one representative, (23,291).

SEC. 52. **Fifty-first District.** Marshall county shall be the fifty-first district and entitled to one representative (28 495).

SEC. 53. **Fifty-second District.** Story county shall be the fifty-second district and entitled to one representative, (23,660).

SEC. 54. **Fifty-third District.** Boone county shall be the fifty-third district and entitled to one representative, (27,604).

SEC. 55. **Fifty-fourth District.** Greene county shall be the fifty-fourth district and entitled to one representative, (16,089).

SEC. 56. **Fifty-fifth District.** Carroll county shall be the fifty-fifth district and entitled to one representative, (20 512).

SEC. 57. **Fifty-sixth District.** Crawford county shall be the fifty-sixth district and entitled to one representative, (21,000).

SEC. 58. **Fifty-seventh District.** Monona county shall be the fifty-seventh district and entitled to one representative, (16,857).

SEC. 59. **Fifty-eighth District.** Woodbury county shall be in the fifty-eighth district and entitled to two representatives, (60,859).

SEC. 60. **Fifty-ninth District.** Ida county shall be the fifty-ninth district and entitled to one representative, (11 646).

SEC. 61. **Sixtieth District.** Sac county shall be the sixtieth district and entitled to one representative, (17,065).

SEC. 62. **Sixty-first District.** Calhoun county shall be the sixty-first district and entitled to one representative, (17,308).

SEC. 63. **Sixty-second District.** Webster county shall be the sixty-second district and entitled to one representative, (33,425).

SEC. 64. **Sixty-third District.** Hamilton county shall be the sixty-third district and entitled to one representative, (19,381.)

SEC. 65. **Sixty-fourth District.** Hardin county shall be the sixty-fourth district and entitled to one representative, (21,856.)

SEC. 66. **Sixty-fifth District.** Grundy county shall be the sixty-fifth district and entitled to one representative, (18,607.)

SEC. 67. **Sixty-sixth District.** Black Hawk county shall be the sixty-sixth district and entitled to one representative, (36,617.)

SEC. 68. **Sixty-seventh District.** Buchanan county shall be the sixty-seventh district and entitled to one representative, (19,134).

SEC. 69. **Sixty-eighth District.** Delaware county shall be the sixty-eighth district and entitled to one representative, (18,761).

SEC. 70. **Sixty-ninth District.** Dubuque county shall be the sixty-ninth district and entitled to two representatives, (61,471).

SEC. 71. **Seventieth District.** Clayton county shall be the seventieth district and entitled to one representative, (26,734).

SEC. 72. **Seventy-first District.** Fayette county shall be the seventy-first district and entitled to one representative, (28,552).

SEC. 73. **Seventy-second District.** Bremer county shall be the seventy-second district and entitled to one representative, (15,973).



SEC. 74. **Seventy-third District.** Butler county shall be the seventy-third district and entitled to one representative, (17,636).

SEC. 75. **Seventy-fourth District.** Franklin county shall be the seventy-fourth district and entitled to one representative, (14,595).

SEC. 76. **Seventy-fifth District.** Wright [county] shall be the seventy-fifth district and entitled to one representative, (17,629).

SEC. 77. **Seventy-sixth District.** Humboldt county shall be the seventy-sixth district and entitled to one representative, (12,122).

SEC. 78. **Seventy-seventh District.** Pocahontas county shall be the seventy-seventh district and entitled to one representative, (14,679).

SEC. 79. **Seventy-eighth District.** Buena Vista county shall be the seventy-eighth district and entitled to one representative, (15,907).

SEC. 80. **Seventy-ninth District.** Cherokee county shall be the seventy-ninth district and entitled to one representative, (15,962).

SEC. 81. **Eightieth District.** Plymouth county shall be the eightieth district and entitled to one representative, (22,818).

SEC. 82. **Eighty-first District.** Sioux county shall be the eighty-first district and entitled to one representative, (24,021).

SEC. 83. **Eighty-second District.** O'Brien county shall be the eighty-second district and entitled to one representative, (16,710).

SEC. 84. **Eighty-third District.** Clay county shall be the eighty-third district and entitled one representative, (12,711).

SEC. 85. **Eighty-fourth District.** Palo Alto county shall be the eighty-fourth district and entitled to one representative, (14,132).

SEC. 86. **Eighty-fifth District.** Kossuth county shall be the eighty-fifth district and entitled to one representative, (21,963).

SEC. 87. **Eighty-sixth District.** Hancock county shall be the eighty-sixth district and entitled to one representative, (12,987).

SEC. 88. **Eighty-seventh District.** Cerro Gordo county shall be the eighty-seventh district and entitled to one representative (21,534).

SEC. 89. **Eighty-eighth District.** Floyd county shall be the eighty-eighth district and entitled to one representative, (16,779).

SEC. 90. **Eighty-ninth District.** Chickasaw county shall be the eighty-ninth district and entitled to one representative, (15,928).

SEC. 91. **Ninetieth District.** Allamakee county shall be the ninetieth district and entitled to one representative, (18,222).

SEC. 92. **Ninety-first District.** Winneshiek county shall be the ninety-first district and entitled to one representative, (23,107).

SEC. 93. **Ninety-second District.** Howard county shall be the ninety-second district and entitled to one representative, (13,523).

SEC. 94. **Ninety-third District.** Mitchell county shall be the ninety-third district and entitled to one representative, (14,183).

SEC. 95. **Ninety-fourth District.** Worth county shall be the ninety-fourth district and entitled to one representative, (10,637).

SEC. 96. **Ninety-fifth District.** Winnebago county shall be the ninety-fifth district and entitled to one representative, (12,043).

SEC. 97. **Ninety-sixth District.** Emmet county shall be the ninety-sixth district and entitled to one representative, (10,105).

SEC. 98. **Ninety-seventh District.** Dickinson county shall be the ninety-seventh district and entitled to one representative, (8,130).

SEC. 99. **Ninety-eighth District.** Osceola county shall be the ninety-eighth district and entitled to one representative, (8,827).

SEC. 100. **Ninety-ninth District.** Lyon county shall be the ninety-ninth district and entitled to one representative, (13,494).

Approved April 10, A. D. 1906.

## CHAPTER 212.

SALE OF ABANDONED RIVER CHANNELS, SAND BARS OR ISLANDS.  
BOUNDARY COMMISSION.

H. F. 177.

AN ACT to repeal chapter one hundred and eighty-five (185) of the acts of the Thirtieth General Assembly and enact a substitute therefor, relating to the survey, appraisement and sale of abandoned river channels of the Mississippi and Missouri rivers and all navigable streams within the state, and all lands within such abandoned river channels, and all islands or bars situated in such navigable waters and authorizing the appointment of a commission to ascertain and establish the boundary lines between the state of Iowa and adjoining states.

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

**Repealed.** That chapter one hundred and eighty-five (185) of the acts of the Thirtieth General Assembly be and the same is hereby repealed and the following enacted in lieu thereof:

**SECTION 1. Sale authorized.** That all land between high water mark and the center of the former channel of any navigable stream, where such channel has been abandoned, so that it is no longer capable of use, and is not likely again to be used, for the purposes of navigation, and all land within such abandoned river channels, and all bars or islands in the channels of navigable streams not heretofore surveyed or platted by the United States or the state of Iowa, and all within the jurisdiction of the state of Iowa shall be sold and disposed of in the manner hereinafter provided.

**SEC. 2. Written applications—by whom made.** It shall be the duty of the county auditor to file written application with the secretary of state, asking that certain land located within the county be surveyed, appraised and sold, whenever he is satisfied that such land is of the character contemplated by section one (1) of this act. If the county auditor fails or neglects to make such application, then any person desiring to purchase such land may file a written application with the secretary of state, asking that the said land be surveyed, appraised and sold. The said application whether made by the county auditor or by a person desiring to purchase the land, shall contain an accurate description thereof, stating whether the land is abandoned river channel, or land within such abandoned river channel, or an island or a sand bar in a navigable stream, and giving the number of the township and range in which it is located, and the section numbers if possible, and also the estimated acreage

**SEC. 3. Survey.** Upon receiving such application, it shall be the duty of the secretary of state to order a complete survey of such land to be made by the county surveyor of the county wherein the land is situated, and in case of the refusal or inability of such county surveyor to make such survey then the secretary of state shall appoint some other competent surveyor to make such survey. When such survey is made a full report thereof, with field notes, shall be filed with the clerk of the state land office, which report and field notes shall constitute the official survey of such land.

**SEC. 4. Appraisement.** Upon the filing of such report, with the accompanying field notes, the secretary of state shall thereupon appoint a commission of three disinterested freeholders of the county wherein the land is situated, to view the land and make appraisement of the value thereof, which appraisement shall be returned and filed with the clerk of the state land office in the office of the secretary of state. The secretary of state, if he deems it necessary, may either go in person or send the clerk of the state land office into the county to make proper selection of the said commissioners, and the necessary expenses of such trip shall be paid in the manner hereinafter provided.

**SEC. 5. Fees.** The surveyor making such survey shall be entitled to receive the sum of five dollars per day for his services as such surveyor and such additional amount as may be agreed upon and necessary for the services of chainmen and other attendants and other necessary expenses, the commissioners, for their services in making such appraisement shall each be entitled to receive five dollars per day, for the actual time employed.

**SEC. 6. Sale—how effected—rights of bona fide occupants.** Such lands shall be sold in the following manner: Any person who has in fact lived upon any such land and occupied the same, as a home, continuously for a period of three or more years immediately prior to the time of the appraisement thereof, and such occupancy has been in good faith for the purpose of procuring title thereto whenever by law such title could be vested in him by purchase from the proper authority, or any person who has acquired possession of such land by inheritance, or by purchase made in good faith from a former occupant, or occupants, whose occupancy dates back over a period of three years prior to the date of appraisement of the land, shall have first right to purchase such land at the appraised value; provided such bona fide occupant shall file his application for the purchase thereof at the appraised value with the secretary of state within sixty (60) days after the day the appraisement is made, and shall accompany such application with affidavits showing proof of such bona fide occupancy. If no application has been filed by such bona fide occupant within the sixty (60) day period above provided, then the secretary of state shall advertise the sale of such land once each week for four consecutive weeks in two newspapers of general circulation published in the county wherein the land is situated, and proof of publication shall be filed with the secretary of state. The sale shall be made upon written bids addressed to the secretary of state and the advertisements shall fix the time when such bids will be received and opened. All bids shall be opened by the secretary of state or by the clerk of the state land office at the time fixed, and the land thereupon may be sold to the highest bidder and at not less than the appraised value.

**SEC. 7. Lease authorized—lands re-advertised—sale.** If no application is filed for the purchase of the land within the sixty (60) day period by a bona fide occupant, and if no bids are received for the purchase thereof, on or before the date of the sale as advertised, then the secretary of state is authorized, to lease the land for a period of from one to five years, upon as favorable terms as he can obtain. At the expiration of such lease he shall re-advertise the land for sale in the manner provided in section six (6) hereof. If no bids for the purchase of the land are received on the date of the second advertised sale, then the secretary of state shall submit the matter to the executive council, and they may either order the land re-appraised in the manner provided in section four (4) hereof, and then advertised and sold in the manner provided in section six (6) hereof, or if they deem it advisable, they may authorize the secretary of state to sell the land for less than the appraised value. In such event the secretary of state shall re-advertise the land for sale in the manner provided in section six (6) hereof, and such advertisement shall also state that the land will be sold to the highest bidder without restrictions as to the appraised value.

**SEC. 8. Deed or patent.** When, upon full compliance with the conditions of this act, any person shall become entitled to a deed or patent for any land, a deed or patent shall thereupon be executed and delivered to such person by the governor, on behalf of the state, duly attested with the seal of the state attached thereto, which deed shall, in addition to the usual formalities, also recite the name of the party making application to have the land surveyed, appraised and sold, the date and the amount of the appraisement, the name of the party making final payment and entitled to a deed therefor, whether as bona fide occupant or as highest bidder, and also that such deed

is given for the purpose of conveying such title and interest in the land as the state may at the time own and possess, and has the right to convey. A record of such conveyance shall be made and kept by the clerk of the state land office of the secretary of state.

**SEC. 9. Previous survey.** Whenever any such land shall be found to have been previously surveyed under and by virtue of any order of a court of record, and the record of such survey has been duly made and preserved, then and in that event, in the discretion of the secretary of state, a duly certified transcript of such record, together with the field notes accompanying the same, if obtainable, may be filed with the clerk of the state land office in the office of secretary of state, and when so filed shall obviate the necessity for any further survey of such land except when such survey becomes necessary for the purpose of execution of conveyance thereof, and the record of such transcript, when filed, shall constitute the official survey of such land.

**SEC. 10. Boundary commission.** If in any proceeding contemplated by the provisions of this act, it shall become necessary to determine the boundary line between the state of Iowa and either of the states adjoining, the matter shall then be at once referred to the executive council, who shall thereupon proceed to confer with the proper authority of such adjoining state, and if the co-operation of the proper authority of such adjoining state, shall be obtained, then the executive council shall appoint a commission of three disinterested, competent persons, who shall, in conjunction with the parties acting for such adjoining state, have authority to ascertain and locate the true boundary line between the state of Iowa and such adjoining state, so far as the particular land under consideration at the time, is concerned. The report of the commissioners with a statement of their findings shall be submitted to the executive council, who shall file the same with the clerk of the state land office in the office of the secretary of state. The line so ascertained and located shall constitute the true and permanent boundary line between the state of Iowa and such other state to the extent such line shall be so ascertainable and located.

**SEC. 11. Commission—how constituted—compensation.** The members of the commission shall be selected with reference to their fitness for the duties required and at least one of them shall be a competent surveyor and civil engineer. They shall receive for their services such amount as the executive council may deem reasonable, to be certified by the executive council to the auditor of state, who shall draw his warrant for the amount, and the same shall be paid out of the general fund.

**SEC. 12. Purchase money refunded—when.** If the grantee of the state, or his successors, administrators, or assigns, shall be deprived of the land conveyed by the state under this act by the final decree of a court of record for the reason that the conveyance by the state passed no title whatever to the land therein described, because title thereto had previously for any reason been vested in others, then the money so paid the state for the said land, shall be refunded by the state to the person or persons entitled thereto, provided the said grantee, or his successors, administrators or assigns, shall file a certified copy of the transcript of the said final decree with the executive council within one year from the date of the issuance of such decree, and shall also file satisfactory proof with the executive council that the action over the title to the land was commenced within ten (10) years from the date of the issuance of patent or deed by the state. The amount of money to be refunded under the provisions of this section shall be certified by the executive council to the auditor of state, who shall draw his warrant therefor, and the same shall be paid out of the general fund.

**SEC. 13. Sales and leases for cash.** All sales and leases of land under the provisions of this act shall be for cash. All money received for such

sales and leases, shall be paid into the state treasury by the secretary of state.

**SEC. 14. Expenses of survey, appraisement and advertising—how paid.** The expenses of the survey and the appraisement, the expenses of the secretary of state or the clerk of the state land office in making the trip into the county to select the commissioners to appraise the land, the expenses of advertising and re-advertising the sale of the land, and the expenses of re-appraising whenever such re-appraisement is deemed necessary, shall be certified by the secretary of state to the auditor of state, who shall draw his warrant for the amount, and the same shall be paid out of the general fund.

**SEC. 15. Lands in possession of person or corporation for ten or more years—how sold.** Provided, however, if any lands in the present or in any former channel of any navigable river, or island therein, or any lands formed by accretion or avulsion in consequence of the changes of the channel of any such river, have been for ten years or more in the possession of any person, company or corporation, or of his or its grantors or predecessors in interest under a bona fide claim of ownership, and the person, company or corporation so in possession, or his or its grantors or predecessors in interest, have paid state or county taxes upon said lands for a period of five years, and have in good faith and under bona fide claim of title, made valuable improvements thereon, and also in any other case where, in the judgment of the executive council, the person in possession of any land subject to the provisions of this act, has, in equity and good conscience, a substantial interest therein, then the said lands shall be sold to the person, company or corporation so in possession thereof as hereinafter provided.

**SEC. 16. Notice—action to determine title and value—patent.** When any person, company or corporation so in possession of any such lands shall give to the secretary of state written notice of his or its claim, or whenever the executive council shall deem it advisable, it shall be the duty of the attorney general to bring an action in equity, in the district court of the county in which said lands are situated, against the party in possession thereof to determine the title of the state to such lands, and the value thereof, exclusive of improvements made thereon by the occupant or by his or its grantors or predecessors in interest. If the person, company or corporation in possession of such land shall, after the court has determined the value thereof as herein provided, tender to the secretary of state the amount adjudged to be the value of said lands, exclusive of improvements made thereon by the occupant or by his or its grantors or predecessors in interest, a deed or patent of such land shall be executed by the governor, attested by the secretary of state, and delivered to the person, company or corporation making such tender, as provided by law. If the person, company or corporation so in possession shall fail to pay to the state the amount so adjudged within six months after the final determination of the action so brought by the state, then said lands shall be subject to the other provisions of this act.

**SEC. 17. Applications under former law—deposit money refunded.** All applications for the purchase of any such lands, filed under the provisions of chapter one hundred and eighty-five (185) of the acts of the Thirtieth General Assembly, shall, if the applicants so desire, stand as applications under this act, and such land shall, unless the same fall within the provisions of sections fifteen (15) and sixteen (16) hereof, be appraised and sold as herein provided. If the land described in any application is covered by the provisions of sections fifteen (15) and sixteen (16) of this act, and notice thereof is given to the secretary of state as provided in section sixteen (16) hereof, no deed or patent of such land, or any part thereof, shall be executed or issued until the title thereto shall have been established by the court as herein provided. If the party making such application, or his assignee, does not desire

to prosecute his application, or if he does not purchase the land under this act, then all of the money deposited by him with the secretary of state under the provisions of chapter one hundred and eighty-five (185) of the acts of the Thirtieth General Assembly, shall be repaid to said applicant by the secretary of state; and if any part of the money so deposited has been expended by the secretary of state, then the amount so expended shall be certified by the secretary of state to the auditor of state, who shall draw his warrant upon the general fund in favor of the person entitled thereto.

SEC. 18. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 7, 1906, and the Des Moines Daily Capital, April 9, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 213.

### AGRICULTURAL EXPERIMENT STATION.

H. F. 421.

AN ACT to grant legislative assent to the more complete endowment and maintenance of the agricultural experiment station of the Iowa state college of agriculture and the mechanic arts.

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

SECTION 1. **Legislative assent to congressional grant.** That legislative assent be and is hereby given to the purpose of the grant authorized by the congressional act, approved March 16, 1906, and that in accordance with requirements thereof the state agrees to devote the moneys thus received to the more complete endowment and maintenance of the agricultural experiment station of the Iowa state college of agriculture and the mechanic arts as provided in said act of congress.

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 11, 1906, and the Register and Leader, April 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 214.

### COLLECTION AND DISPOSAL OF SEWAGE AND CONSTRUCTION OF SEWERS OVER THE GROUNDS OF THE AGRICULTURAL COLLEGE.

H. F. 199.

AN ACT authorizing the governing board of the Iowa state college of agriculture and mechanic arts to contract with the city of Ames concerning the collection and disposal of sewage and the construction of sewers across the college grounds.

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

SECTION 1. **Collection and disposal of sewage.** That the governing board of the Iowa state college of agriculture & mechanic arts is hereby empowered to enter into such contracts with the city of Ames concerning

the collection and disposal of sewage as may be deemed by said board to be essential to the maintenance of good sanitary conditions at and in the vicinity of said college. Any contract contemplating the disposal at the college sewage disposal plant the sewage from other than college premises shall impose upon said city the cost of making necessary additions to said plant and a reasonably proportionate share of the cost of its maintenance and operation.

**SEC. 2. Construction of sewers over college grounds.** The said governing board may authorize the city of Ames to construct sewers across the college grounds upon such terms and conditions as it may deem advisable, but such construction and maintenance shall be made without expense to the state and under the supervision and control of the said governing board and the engineering department of said college.

**SEC. 3. Abandonment and removal of sewage disposal plant.** This act, and any contract made under the same, shall not be held to require the state of Iowa to maintain any sewage disposal plant that now exists or that may hereafter be established upon its grounds at Ames, Iowa. The governing board of said college shall have the power to abandon and remove any sewage disposal plant upon such grounds whenever it shall deem it advisable so to do.

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

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 14, 1906, and the Register and Leader, April 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 215.

### RIGHT OF WAY OVER STATE GROUNDS.

H. F. 297.

AN ACT authorizing the executive council of the state of Iowa to grant a right of way for an interurban or other railway over and across the lands and campus of the Iowa state college of agriculture and mechanic arts in Story county in the state of Iowa, and to fix terms and conditions therefor.

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

**SECTION 1. Authority to grant—conditions.** That the executive council of the state of Iowa be and the same is hereby authorized to grant a right of way over and across the lands and campus of the Iowa state college of agriculture and mechanic arts in Story county, state of Iowa, for an interurban or other railway to be operated by electricity or other motive power, except steam, on or through said lands, upon such terms and conditions as may be imposed by said executive council. And the said executive council shall have the power to determine the width and fix the location of such right of way upon which the tracks, switches and turnouts of such railway shall be constructed; to fix the price and receive the pay for such right of way, and cover the same into the state treasury. One of the considerations and conditions under which such right of way shall be granted is that any railway desiring to operate its electric cars upon and along the tracks of the company constructing a line of railway upon the right of way so granted, shall have the privilege to do so upon such terms and conditions as may be fixed by the state railway commission of Iowa.

**SEC. 2. Side track and stations.** No contract for right of way shall be made under this act unless the same shall provide for the construction and maintenance, without expense to the state of Iowa, of a side track extending to the main heating plant of the said college as the same is now or may hereafter be located; and the said railway shall also be required to erect and maintain a station or stations suitable in character, size and design at such place or places on the college grounds as the executive council may designate. The poles upon the right of way shall be of steel or iron of ornamented design and painted.

**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 "Register & Leader" and the "Des Moines Daily Capital", newspapers published at the city of Des Moines, Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 28th 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 216.

### RELINQUISHMENT OF BIG OR SPRING LAKE TO THE CITY OF COUNCIL BLUFFS.

S. F. 133.

AN ACT to grant and relinquish to the city of Council Bluffs, Iowa, the title of the state of Iowa in and to Big or Spring Lake located in Pottawattamie county, Iowa.

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

**SECTION 1. Granted and relinquished.** That there shall be and is hereby granted, relinquished and conveyed to the city of Council Bluffs, Iowa, in trust for park purposes, all the title had or claimed by the state of Iowa in and to the meandered lake and lake bed situated in sections eleven (11), thirteen (13), fifteen (15), twenty-two (22) and twenty-three (23), in township seventy-five (75) north of range forty-four (44), west of the fifth (5th) principal meridian, Pottawattamie county, Iowa, being the lake known as "Big" or "Spring Lake", meandered on the original government survey of said sections and being the lake granted to the city of Council Bluffs by an act of congress passed June 9th, 1880.

Approved March 16, A. D. 1906.

## CHAPTER 217.

### RELINQUISHMENT OF CARR LAKE TO CITY OF COUNCIL BLUFFS.

S. F. 161.

AN ACT to grant and relinquish to the city of Council Bluffs, Iowa, the title of the state of Iowa, in or to the meandered lake known as "Carr" lake.

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

**SECTION 1. Granted and relinquished.** That there shall be and is hereby granted and relinquished unto the city of Council Bluffs, Iowa, all the title and interest of the state of Iowa which said state has or claims in or to the meandered lake in sections 29 and 32, township 74, range 48, Pottawattamie county, Iowa, known as "Carr" lake, as the same was meandered at the time of the original government survey of said section, the same being the lake granted and conveyed to the city of Council Bluffs, Iowa, by an act of congress approved February 9th, 1891.

Approved March 16, A. D. 1906.



## CHAPTER 218.

## CONVEYANCE OF ROADWAY TO JONES COUNTY.

H. F. 886.

AN ACT to authorize the executive council to convey to Jones county, Iowa, a roadway through the east half of the southwest quarter of section thirty-three (33), township eighty-five (85), north, of range four (4), west of the 5th principal meridian.

WHEREAS, A public highway was located about the year 1858 through the east half of the south-west quarter of section thirty-three (33), township eighty-five (85), north of range four (4), west of the 5th P. M., said tract being known as the "State Quarry" near Anamosa, Jones county, Iowa, and,

WHEREAS, Said roadway has been travelled through said premises ever since the same was located but because of the conditions of the records it is uncertain where the exact location of said road is, and,

WHEREAS, The state of Iowa has conveyed to the Chicago, Anamosa & Northern railway company the right of way through said premises and receiving therefor two hundred and fifty dollars (\$250.00), and,

WHEREAS, Said right of way as conveyed crosses and interferes with said highway and prevents a proper use of the same and it is necessary to build a bridge and make other improvements on said highway, therefore,

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

SECTION 1. **Conveyance authorized.** That the executive council is hereby authorized and empowered to convey to Jones county for use as a highway only, a strip of land sixty six (66) feet wide lying adjacent to and immediately north of the right of way of the Chicago, Anamosa & Northern railway company through said east half of the south-west quarter of section thirty-three (33), township eighty-five (85), north of range four (4), west of the 5th P. M. running from the east line of said east-half of the south-west quarter of section thirty-three (33), in township eighty-five (85), north of range four (4), west of the 5th P. M., to the east bank of the Buffalo Creek running through the last named tract of land.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall be in force and effect from and after its publication in the Anamosa Journal, a newspaper published in Anamosa, Jones county, Iowa, and in the Register and Leader, a newspaper published in Des Moines, Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 11, 1906, and the Anamosa Journal April 12, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 219.

## ISSUANCE OF CONVEYANCES FOR CERTAIN LAND IN PLYMOUTH COUNTY, IOWA.

H. F. 87.

AN ACT authorizing and empowering the governor, or his successors in office, to execute, acknowledge and deliver instruments of conveyance to the present owners, or their grantees, of the northeast quarter of section seventeen (17), township ninety-two (92) north, range forty-five (45) west of the 5th principal meridian, Plymouth county, Iowa, for the purpose of correcting the titles thereto.

WHEREAS, By act of congress, approved May 15th, 1856, the northeast quarter of section seventeen (17), township, ninety-two (92), range forty-five (45), Plymouth county, Iowa, was granted to the state of Iowa, in trust, and to aid in the construction of a railroad from Dubuque, Iowa, to a point on the Missouri river, at or near Sioux City, Iowa; and,

WHEREAS, By act of the general assembly of Iowa, approved July 14th, 1856, the trust conferred by said act of congress was accepted by the state of Iowa; and,

WHEREAS, The state of Iowa, in accordance with the terms of said trust, and the various acts of the general assembly passed and adopted relating thereto, on July 5th, 1871, by patent, conveyed said land to the Iowa Falls & Sioux City railroad company, which patent is recorded in Book B, at page 368 of land deed records of Plymouth county, Iowa; and,

WHEREAS, Said railroad company subsequently conveyed said land to Charles E. Vail, who thereafter conveyed the same to John I. Blair, and the said John I. Blair conveyed the same to the Sioux City and Iowa Falls town lot and land company, which last named company, on June 18th, 1873, conveyed said land to the state of Iowa, by deed, which deed is recorded in Book C, at page 338 of land deed records of said Plymouth county, Iowa; and,

WHEREAS, The state of Iowa, subsequent to the conveyance of said land to the Iowa Falls & Sioux City railroad company, and prior to the re conveyance thereof to it by the Sioux City and Iowa Falls town lot and land company, as aforesaid, by patent, conveyed the said land to John H. Betsworth, which patent is dated August 12th, 1871, and recorded in Book B at page 366 of land deed records of said Plymouth county; and,

WHEREAS, Said land is now owned by divers persons, who claim the defect aforesaid is a cloud on their titles; and,

WHEREAS, The state of Iowa received full consideration for the conveyance of said land to John H. Betsworth above named, and has and makes no claim of any interest in or to said lands; therefore,

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

SECTION 1. **Conveyances authorized.** That the governor, or his successors in office, be and are hereby authorized and empowered to execute, acknowledge and deliver to the present owners of the land aforesaid, or to their grantees, good and sufficient instruments of conveyance, relinquishing any and all apparent claim, right, title or interest of the said state of Iowa in or to the real estate property aforesaid.

SEC. 2. **Fees.** That the persons to whom such instruments may be given shall pay the expenses of the execution thereof, which shall not exceed the sum of \$1.50, for each instrument and the acknowledgment thereof.

Approved February 14, A. D. 1906.

## CHAPTER 220.

### CANCELLATION OF CERTAIN PATENT, AND ISSUANCE OF A NEW PATENT COVERING CERTAIN LAND IN MAHASKA COUNTY, IOWA.

R. F. 213.

AN ACT to authorize the revocation and cancellation of a patent issued for the west half of the northwest quarter of section one (1) township seventy-four (74) north, of range seventeen (17) west of the fifth principal meridian, Mahaska county, Iowa, and to authorize the issuance of patent covering the north half of the northwest quarter of section eleven (11) township seventy-four (74) north of range seventeen (17) west of the fifth principal meridian, Mahaska county, Iowa.

WHEREAS, The United States of America, by act of congress, approved August 8, 1846, entitled "An act granting certain lands to the territory of Iowa to aid in the improvement and navigation of the Des Moines river in said territory," has granted to the state of Iowa one equal moiety in alternate sections of the public lands remaining unsold and not otherwise disposed of, encumbered or appropriated, in a strip five miles in width on each side of said river; and,

WHEREAS, The north half of the northwest quarter and the southwest quarter of the northwest quarter of section eleven (11), township seventy-four (74), north of range seventeen (17), west of the fifth principal meridian, Mahaska county, Iowa, were included in said grant; and,

WHEREAS, Martin Baine, of the state of Iowa, did on the 16th day of March, 1850, purchase from the board of public works at Ottumwa, Iowa, the southwest quarter of the the northwest quarter of section eleven (11), township seventy-four (74), north of range seventeen (17) west, and did make payments in full to the state for said land; and,

WHEREAS, The governor of the state of Iowa in pursuance of the act aforesaid and the acts of the general assembly of Iowa, did issue a patent numbered 1570, conveying the land described in the preceeding clause to the said Martin Baine under date of January 1, 1851; and,

WHEREAS, It now appears the Governor of the state of Iowa did issue a patent numbered 2817, under date of February 16, 1853, to one Jesse Williams, conveying the west half of the northwest quarter of section eleven (11), township seventy-four (74), north of range seventeen (17) west of the fifth principal meridian, the said Jesse Williams having bought from the board of public works at Ottumwa, Iowa, on the 16th day of March, 1852, eighty acres of land and having paid in full therefor; and,

WHEREAS, It appears that the said patent numbered 2817, issued to Jessie Williams, contained an erroneous description in that it covered land which had already been conveyed to Martin Baine in patent numbered 1570, under date of January 1 1851; and,

WHEREAS, It appears that the said Martin Baine immediately took possession of said land conveyed to him in patent No. 1570, and that the said Martin Baine and his grantees have been in continuous, open, notorious and adverse possession of the said land, the southwest quarter of the northwest quarter of section eleven (11), township seventy-four (74), north of range seventeen (17) west, during all the time since January 1, 1851; and,

WHEREAS, It appears that the said Jesse Williams never took possession of said southwest quarter of the northwest quarter of section eleven (11), township seventy-four (74), north of range seventeen (17) west, and never attempted to take possession of the said land and never made any claim thereto; and,

WHEREAS, It appears that the patent numbered 2817, issued to Jesse Williams, was not intended to cover the southwest quarter of the northwest quarter of said section, township and range, but was intended to cover the north half of the northwest quarter of the said section, township, and range; therefore,

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

**SECTION 1. Cancellation of patent—conveyance of title.** That the patent numbered 2817, issued to Jessie Williams under date of February 16, 1853, and conveying the west half of the north west quarter of section eleven (11), township seventy-four (74), north of range seventeen (17), west of the fifth principal meridian, Mahaska county, Iowa, is hereby revoked and cancelled, and that title to the north half of the north west quarter of section eleven (11), township (74), north of range seventeen (17), west of the fifth principal meridian, Mahaska county, Iowa, does hereby pass from the state of Iowa to F. J. Page, successor in interest to, and the present holder of legal title to said land through mean conveyances from, the said Jesse Williams

**SEC. 2. Writ of cancellation—patent.** That the governor of the state of Iowa and the secretary of state are hereby authorized and directed to execute a writ of revocation and cancellation of the said patent numbered 2817, issued to the said Jesse Williams, and are also authorized and directed to

issue to the said F. J. Page a patent for the north half of the northwest quarter of section eleven (11), township seventy-four (74), north of range seventeen (17), west of the fifth principal meridian, Mahaska county, Iowa, and to deliver the same to the said F. J. Page, to be recorded in said county of Mahaska. Provided that nothing herein shall 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 Register and Leader, a newspaper published in Des Moines, Iowa, and in the Oskaloosa Times, a newspaper published in Oskaloosa, Iowa, without expense to the state.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 2, 1906, and the Oskaloosa Times, April 7, 1906.

W. B. MARTIN.  
*Secretary of State.*

## CHAPTER 221.

### RELIEF OF GRANTEES OF S. DUNHAM.

S. F. 22.

AN ACT empowering the governor and secretary of state to execute quit-claim deeds conveying to the grantees of S. Dunham all of the right, title and interest of the state of Iowa in the southwest quarter, the west half of southeast quarter, the south half of the north west quarter and the northwest quarter of the northwest quarter of section twenty-eight (28), and the east half and the northwest quarter of section twenty-nine (29), all in township seventy-three (73) north, range one (1) west of the 5th P. M.

WHEREAS, By an act of congress, approved September 28, 1850, entitled "An act to enable the states of Arkansas and other states to reclaim the swamp lands within their limits," it was provided that all the swamp and overflowed lands unfit for cultivation within the state of Iowa remaining unsold at the passage of said act, shall be granted to the said state, and,

WHEREAS, By an act of the general assembly of the state of Iowa, approved February 2, 1853, entitled "An act to dispose of the swamp and overflowed lands of the state," the said swamp lands were granted to the respective counties in which the same were situated, and,

WHEREAS, Under the provisions of the act of congress aforesaid, there was selected as swamp lands, among other lands, the southwest quarter, the west half of the southeast quarter, the south half of the northwest quarter and the northwest quarter of the northwest quarter of section twenty-eight (28), the east half and the northwest quarter of section twenty-nine (29), all in township seventy-three (73) north, range one (1) west of the 5th P. M., in Louisa county, Iowa, and the same was by said Louisa county, Iowa, sold and conveyed to John R. Sisson on the first day of September, 1857, and he made payment in part therefor by executing mortgages to Louisa county, Iowa, for a portion of the purchase price, and,

WHEREAS, The certain mortgages given by John R. Sisson to Louisa county, Iowa, for the benefit of the swamp land fund were foreclosed in the district court of Louisa county, Iowa, and said lands sold at sheriff's sale to satisfy the judgement in foreclosure June 29, 1865, and the sheriff's deed under the aforesaid sale was, through an error, made to the state of Iowa instead of Louisa county, and,

WHEREAS, The said county of Louisa has since the execution of the aforesaid sheriff's deed, sold and conveyed said land to Sylvanus Dunham, and the said Sylvanus Dunham has conveyed all of his title in and to said tracts of land, and the northwest quarter of the northwest quarter and the east half of the northwest quarter of section twenty-nine (29), is now owned

by S. Vene Dunham, and all of the remainder of the above described lands are now owned by Mattie Dunham, both of Louisa county, Iowa, and,

WHEREAS, It appears that the above named parties are the owners of the aforesaid land and have been in possession under claim of ownership thereof since 1874, and that by reason of the mistake in the aforesaid sheriff's deed, the title to said land appears to be in the state of Iowa, and the present owners have no title thereto, therefore,

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

SECTION 1. **Quit claim deeds.** That the governor and the secretary of state be and are hereby authorized, empowered and directed to execute quit-claim deeds to Mattie Dunham and S. Vene Dunham, conveying all right, title, claim and interest of the state of Iowa in and to the aforesaid lands as follows: To S. Vene Dunham the northwest quarter of the northwest quarter and the east half of the northwest quarter of section twenty-nine (29), and to Mattie Dunham the southwest quarter of the northwest quarter and the east half of section twenty-nine (29), the southwest quarter and the west half of the southeast quarter, the south half of the northwest quarter and the northwest quarter of the northwest quarter of section twenty-eight (28); all of said land being in township seventy-three (73) north, range one (1) west of the 5th P. M., in Louisa county, Iowa.

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 Register and Leader, a newspaper published in Des Moines, Iowa, and the Columbus Gazette, a newspaper printed and published at Columbus Junction, Iowa; all without expense to the state.

Approved February 14, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 16, 1906, and the Columbus Gazette, February 22, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 222.

### RELIEF OF GRANTEES OF JOHN S. BUSSEY.

A. D. 1852.

AN ACT for the relief of the grantees of John S. Bussey, and for the purpose of having a patent issued in the name of Samuel Kingery, for a certain tract of land.

WHEREAS, On the third day of November, A. D. 1852, John S. Bussey purchased from the state of Iowa, the south one-half of the northwest quarter of section five (5) in township seventy-seven (77), north of range twenty (20), west of the fifth P. M., Iowa, as shown by duplicate certificate of original entry, number 3176, on file in the office of the secretary of state of Iowa; and,

WHEREAS, The said John S. Bussey afterwards paid in full the purchase price of said land to the state of Iowa, through its proper officers; and,

WHEREAS, The said John S. Bussey became entitled to receive a patent from the state of Iowa, for said tract of land, but through mistake or error, the same was never issued by the state of Iowa; and,

WHEREAS, The said John S. Bussey, has conveyed all his title to said tract of land, and that his said title has passed through numerous intervening grantors until the southeast quarter of the northwest quarter of said section five (5), township seventy-seven (77), range twenty (20) west of the fifth P. M., Iowa, has become vested in Samuel Kingery, who is now the owner of said real estate; and,

WHEREAS, The title to said land is still in the state of Iowa; therefore,

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

**SECTION 1. Conveyance of title.** That the title to the southeast quarter of the northwest quarter of section five (5), in township seventy-seven (77), north of range twenty (20) west of the fifth P. M., Iowa, in Marion county, Iowa, does hereby pass from the state of Iowa to said Samuel Kingery, and that the same shall vest in him pursuant to said purchase.

**SEC. 2. Patent.** That the governor of the state, and the secretary of state, are hereby authorized and directed to issue to said Samuel Kingery a patent for the tract described in section 1, of this act, in the usual form, and deliver it to the said Samuel Kingery, to be recorded in the proper county.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall be in force from and after its publication in the Register and Leader, a newspaper published in Des Moines, Iowa, and the Knoxville Journal, a newspaper published at Knoxville, Iowa, such publication to be without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Knoxville Journal, April 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

## PART IV.

### LEGALIZING ACTS.

#### CHAPTER 223.

OFFICIAL ACTS OF CERTAIN PERSONS ACTING AS NOTARIES PUBLIC.

H. F. 485.

AN ACT to legalize the official acts of certain persons acting as notaries public.

WHEREAS, Certain notaries public, holding their office during the term ending July 4, 1903, who continued to act as such notaries public after July 4, 1903, before qualifying as such, but have since qualified as provided by law; therefore,

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

SECTION 1. **Official acts legalized.** That all of the official acts of all notaries public holding their office during the term ending July 4, 1903, who continued to act as such notaries public after July 4, 1903, before qualifying as such, but have since qualified as provided by law, be and the same are hereby legalized and made valid to the same extent as though they had become duly qualified to act as notaries public immediately upon the expiration of the term ending July 4, 1903. Provided, however, that nothing in this act shall affect any pending litigation.

Approved April 10, A. D. 1906.

#### CHAPTER 224.

ACTS AND RESOLUTIONS OF BOARD OF SUPERVISORS OF CALHOUN COUNTY.

S. F. 281.

AN ACT to legalize the acts and resolutions passed by the board of supervisors of Calhoun county Iowa, allowing certain persons appointed to collect delinquent personal tax, a commission in addition to the five per cent provided by statute.

WHEREAS, The board of supervisors of Calhoun county, Iowa, have passed resolutions and entered into written contracts, allowing persons duly appointed to collect delinquent personal tax in said county, a commission in excess to the five per cent provided by statute; and,

WHEREAS, It was deemed necessary, just, and advisable to allow such additional compensation to said collectors in order to secure the best results for the county; and,

WHEREAS, Doubts have arisen as to the authority or power of said board of supervisors to make such contracts, and, in order to avoid any litigation that might hereafter arise therefrom, therefore,

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

SECTION 1. **Acts and resolutions legalized.** That where the board of supervisors of Calhoun county Iowa, have passed resolutions or contracted in writing, prior to January first, 1906, to allow persons duly appointed to

collect delinquent personal tax in said county, a commission in addition to the five per cent provided by statute, that said acts, resolutions or contracts, are hereby legalized and validated, and shall have the same force and effect as if fully and in every respect authorized by law.

Approved March 30, A. D. 1906.

## CHAPTER 225.

### SALE OF SCHOOL LAND BY BOARD OF SUPERVISORS OF DES MOINES COUNTY.

S. P. 82.

**ANACT** to legalize the action of the board of supervisors of Des Moines county, Iowa, relating to the sale of school lands in section sixteen (16) township seventy-one (71) north of range one (1) west of the fifth P. M. and to authorize the governor to issue a patent therefor to the heirs of John Olson.

**WHEREAS**, On the 15th day of November, 1892, the board of supervisors of Des Moines county, Iowa, sold to one John Olson all the unsold portions of section (16), township seventy-one (71), north of range one (1), west of the fifth P. M., being all of said section except lots one (1) to fourteen (14), inclusive, according to a survey made for the school fund commissioners, on file in the auditor's office of said county, containing two hundred and thirty-six (236) acres more or less; and,

**WHEREAS**, The said board received payment for said land from said John Olson and executed to him a quit-claim deed therefor; and,

**WHEREAS**, The said sale was made without the appraisement provided for by law but was made in good faith by the said board and with the belief on their part that the said land in its then condition would not bring enough to pay for the expense of survey, appraisement, advertisement and sale, it being then swampy and overflowed land and apparently of little, if any, value; and,

**WHEREAS**, The said John Olson thereupon took possession of said property and he and his heirs have ever since held and possessed the same, cultivating it, improving it and paying taxes thereon; and,

**WHEREAS**, The said John Olson has since the making of the said quit-claim-deed departed this life, leaving surviving him as his sole heirs his son Charles G. Olson, his daughter Mrs. Mary Leicht and his son Frank Olson; and,

**WHEREAS**, Doubts have arisen as to the action of the board being entirely legal in view of the provisions for appraisement and sale; now, therefore,

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

**SECTION 1. Action of supervisors legalized.** That the action of the board of supervisors of Des Moines county, Iowa, in selling and conveying to the said John Olson all of section sixteen (16), township seventy-one (71), north of range one (1), west of the fifth P. M., except lots one (1) to fourteen (14), inclusive, as per plat on file in the auditor's office of said county, be and the same is hereby legalized and declared to be legal, valid and binding and to have vested in the said John Olson a good, valid and fee simple title to the said real estate, to the same extent as though the law as to the sale of school lands had been in all respects by the said board of supervisors fully and strictly complied with.

**Sec. 2. Patent.** That the governor of the state of Iowa be and he is hereby authorized, empowered and directed to execute to the heirs of John Olson a patent conveying to them all of section sixteen (16), township seventy one (71), north of range one (1), west of the fifth P. M., except lots one (1) to fourteen (14), inclusive, as per plat on file in the auditor's office of Des Moines county.



**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 Register and Leader and in the Saturday Evening Post, newspapers published at Des Moines, Iowa, and Burlington, Iowa, said publications to be without expense to the state.

Approved February 14, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 16, 1906, and the Saturday Evening Post, February 17, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 226.

### ACTION OF BOARD OF SUPERVISORS AND OTHER OFFICERS OF JASPER COUNTY.

S. F. 190.

**AN ACT** to legalize the action of the board of supervisors and other officers of Jasper county, Iowa, as far as they relate to the establishment of a certain public highway in Kellogg township, Jasper county, Iowa.

**WHEREAS,** The board of supervisors of Jasper county, Iowa, on or about the twenty-sixth day of June, 1905, were petitioned by A. E. Starrett, N. I. Young, Thomas D. Baldwin, Philip Kling, et al, to appoint a commissioner to locate a public road or highway in Kellogg township, Jasper county, Iowa, commencing at the southeast corner of the southwest quarter of section number twenty-three in township number eighty, north, range number eighteen west of the fifth principal meridian in Jasper county, Iowa, thence to run due west along section line and to terminate at the southwest corner of section twenty-one, township eighty, north, range eighteen west of the fifth principal meridian, in said county; and,

**WHEREAS,** Personal notice of said proceedings was had upon all interested parties; and,

**WHEREAS,** The owners of certain of the lands abutting upon said highway were not included in the published notice of said proceedings; and,

**WHEREAS,** On the fifth day of January, A. D. 1906, the said board of supervisors at a regular meeting thereof, made and entered an order of record establishing said highway in accordance with request of said petitioners; and,

**WHEREAS,** Doubts have arisen as to the regularity of the acts of said board of supervisors and other officers in establishing said highway; therefore,

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

**SECTION 1. Action in establishing and locating highway legalized.** The establishing and locating on the fifth day of January, 1906, by the board of supervisors of Jasper county, Iowa, of a public highway commencing at the southeast corner of the southwest quarter of section number twenty-three, in township number eighty, north, range number eighteen, west of the fifth principal meridian, and thence running due west along the section line and terminating at the southwest corner of section twenty-one, township eighty, north, range eighteen, west of the fifth principal meridian in Jasper county, Iowa, and all proceedings and orders made in reference to the same, are hereby legalized and declared valid and binding in all respects as if the law had been strictly and literally complied with, and the names of all interested parties had been included in the published notice which was published in reference to the location of the said public highway. Nothing in this act shall 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 Des Moines

Daily Capital, a newspaper published at Des Moines, Iowa, and in the Newton Journal, a newspaper published at Newton, Iowa, without expense to the state.

Approved March 16, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, March 17, 1906, and the Newton Journal March 21, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 227.

### APPOINTMENT OF TRUSTEES FOR CEDAR TOWNSHIP, LINN COUNTY.

H. F. 268.

AN ACT to legalize the appointment of trustees for Cedar township, Linn county, Iowa, by the auditor of said county for the year 1906.

WHEREAS, Cedar township was separated from Rapids township in June, 1905, and includes all of said Rapids township, outside the corporate limits of the city of Cedar Rapids; and,

WHEREAS, No election was held in 1905, and Cedar township had no officers to transact its business, the auditor of Linn Co., appointed three trustees for said township; therefore,

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

SECTION 1. **Appointment legalized.** That the action of the auditor of Linn county in appointing trustees for said Cedar township, is hereby legalized.

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 Register and Leader, and the Cedar Rapids Republican, newspapers published at Des Moines, Iowa, and Cedar Rapids, Iowa, respectively, without expense to the state of Iowa.

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, March 26, 1906, and the Cedar Rapids Republican, March 27, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 228.

### SUBMISSION OF QUESTION TO THE ELECTORS OF THE CITY OF ALBIA.

H. F. 498.

AN ACT to legalize the submission to the electors of the city of Albia of the question of establishing a free public library in said city.

WHEREAS, There was submitted to the electors of the city of Albia, and adopted, at the regular municipal election in the year 1905, the question of establishing a free public library in said city; and,

WHEREAS, Doubts have arisen as to whether said election was a general election, and as to the regularity of said submission at said time; now, therefore,

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

SECTION 1. **Submission of question legalized.** That the submission to the electors of the city of Albia, at the regular municipal election in 1905, of the question of establishing a free public library in said city is hereby

declared to be legal and valid to the same extent, and to have the same force and effect as if such submission was had at a general election.

SEC. 2. In effect. This act, being deemed of immediate importance, shall take effect from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, April 14, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 229.

### SPECIAL ELECTION HELD IN THE TOWN OF ARMSTRONG.

H. F. 263.

AN ACT to legalize the special election held in Armstrong, Monday, May 18, A. D. 1903, granting a franchise to the Armstrong Light & Heating company, and all the ordinances, resolutions and acts of said council with reference thereto recited in this act

WHEREAS, At a meeting of the town council of Armstrong, Iowa, held on April 6th, 1903, a resolution was passed without a dissenting vote that providing a company is formed to put in a gas plant a special election would be called to vote a five year franchise therefor, and at the end of five years the town purchase the said plant:

WHEREAS, At a meeting of said council held April 20th, 1903, a resolution was passed without a dissenting vote calling a special election to be held May 18th, 1903, for the purpose of submitting to the people of the said town the question of granting a franchise for five years to the Armstrong Light & Heating Company;

WHEREAS, Said special election was proclaimed by the mayor, Charles Ogilvie, and a notice to that effect published in the Armstrong Journal, a weekly newspaper published in Armstrong, Iowa;

WHEREAS, The judges appointed for said election were councilmen J. L. Guest, C. E. Bravender and H. Rasmussen;

WHEREAS, Pursuant to said notice a special election was held on May 18th, 1903, on the proposition of granting a five year franchise to the Armstrong Light & Heating company and the result of said election was forty-three votes in favor of granting the said franchise and nine votes against granting it, and same was declared duly carried;

WHEREAS, At a meeting of said council held May 18th, 1903, after a canvass of the votes cast at said election, an ordinance was passed without a dissenting vote, said ordinance being No. 54, granting permission to the Armstrong Light & Heating company to erect and operate a lighting and heating plant in said town for a period of five years;

WHEREAS, At said meeting of said council so held May 18th, 1903, a resolution was passed without a dissenting vote giving the Armstrong Light & Heating company the right to erect buildings for said gas plant on property belonging to the said town and occupying the same for five years;

WHEREAS, At said meeting of said town council so held May 18th, 1903, a resolution was passed without a dissenting vote agreeing to pay the Armstrong Light & Heating Company for twenty-one street lamps for the full term of five years, and agreed to pay therefor the sum of two and fifty one-hundredths (\$2.50) per month for each light, and for three lights in the town hall to be paid for according to meter measure;

WHEREAS, At a meeting of the said town council held September 7th, 1903, a resolution was passed instructing the mayor and clerk of said town, to enter into a contract with the Armstrong Light & Heating company whereby the said Light & Heating company furnish sufficient light for the engine house belonging to said town and the town hall, and in exchange or payment for said town to furnish the said Light & Heating company sufficient steam for heating the gas plant building;

WHEREAS, John L. Guest was a member of the said town council during all of the proceedings above recited, and voted on all of the resolutions, motions and ordinances above mentioned, and acted as one of the judges of said special election to grant a franchise to the Armstrong Light & Heating company;

WHEREAS, The same John L. Guest was also a member of the Armstrong Light & Heating company referred to above, and granted a franchise, and for that reason doubts have arisen as to the legality of said special election, and the different resolutions, motions and ordinances, and acts of the said town council above referred to; therefore,

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

SECTION 1. Special election, resolutions, acts and ordinances legalized—pending litigation. That the special election held in the town of Armstrong, Iowa, May 18th, 1903, wherein a vote was taken upon the granting of said franchise be and the same is hereby legalized and declared legal, valid and binding, and all the resolutions, motions, ordinances and acts of the said town council mentioned and referred to in this act are hereby legalized and declared legal, valid and binding, provided nothing in this act shall in any manner affect pending litigation.

SEC. 2. In effect. This act, being of immediate importance, shall be in full force and effect from and after its publication in the Des Moines Daily Capital and Register & Leader, papers published in Des Moines, Iowa, without expense to the state.

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital and the Register and Leader, March 26, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 230.

### SPECIAL ELECTION HELD IN THE CITY OF CLINTON.

R. F. S.

AN ACT legalizing the special election of the city of Clinton, Iowa, held March 28th, 1901, whereby certain rights were granted to the Clinton Gas Light & Coke company.

WHEREAS, That the notice of a special election held in the city of Clinton, Iowa, March 28th, 1901, whereby certain rights were granted to the Clinton Gas Light & Coke company, which said notice was published in the Clinton Daily Herald and the Clinton Daily Advertiser, newspapers regularly published in the said city of Clinton at the time of such publication and election together with a copy of the official ballot to be voted upon; and,

WHEREAS, Said ballot having been printed without all of the words of the caption as contemplated by statute in such case made and provided, and the ballot so printed not being spaced in accordance with the term[s] and provisions of the statute provided for in such cases, and the ballots not having been printed upon yellow paper as required by law; and,

WHEREAS, At said election said proposition as proposed was voted for by a majority of all persons voting, for and against the same; and,

WHEREAS, It was declared by the council of said city of Clinton upon a canvass of the votes cast upon said proposition that the same had been carried and adopted at said election; and,

WHEREAS, Doubts have arisen respecting the legality and regularity of the notice of said election and respecting the legality and regularity of the form and kind of ballot so used at said election and respecting the regularity and legality of all subsequent proceedings of said council relative to said matter; therefore,

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

**SECTION 1. Proceedings of council and election legalized—pending litigation.** That the proceedings of the council of the city of Clinton, concerning and providing for the submission of said proposition, the notice of the submission thereof, the publication of said notice, the form and kind of ballot so used at said election and the said proposition and all proceedings of the city council of Clinton had with reference to said matter are hereby legalized and validated as fully and completely as though the law had been technically and fully complied with in every respect; providing, however, that nothing herein shall be construed to or in any way affect pending litigation.

**SEC. 2. In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Clinton Daily Herald, and Register & Leader, newspapers published in Clinton, Iowa, and Des Moines, Iowa, without expense to the state.

Approved February 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Clinton Daily Herald, February 7, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 231.

### SUBMISSION OF CERTAIN QUESTION TO THE ELECTORS OF THE CITY OF CRESTON.

A. P. 280

AN ACT to legalize the submission to the voters of the city of Creston, Iowa, of the question whether an ordinance entitled "an ordinance authorizing the Des Moines, Winterset & Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the city of Creston, Iowa, and defining the powers and duties of said company" should be approved and adopted and legalize the acts of the city council in submitting to the voters of said city at a city election held on the twenty-sixth (26) day of March, nineteen hundred and six (1906), the question of granting a franchise to said company.

WHEREAS, On or about the 16th day of February, A. D. 1906, there was referred by the city council of the city of Creston, Iowa, for submission to a vote of the people an ordinance entitled "An ordinance authorizing the Des Moines, Winterset & Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the city of Creston, Iowa, and defining the powers and duties of said company"; and,

WHEREAS, Said ordinance provided, among other things, that it should only become effective upon its approval by a majority of the voters of said city voting thereon, voting upon the same at a general election, or at one specially called for that purpose; and,

WHEREAS, Under a proclamation of the mayor of said city of Creston, Iowa, made on the 26th day of February, A. D. 1906, notice was given that there would be submitted to the voters at the regular municipal election in

the said city of Creston on the 26th day of March, A. D. 1906, the question whether the said ordinance should be approved and adopted; and,

WHEREAS, The said question was so submitted at the said election held in Creston on March the 26th, A. D. 1906, and a majority of the electors voting thereon voted in the affirmative and in favor of the adoption and the approval of the said ordinance; and,

WHEREAS, Doubt has arisen as to the legality of a question concerning a franchise submitted at a regular municipal election;

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

**SECTION 1. Proceedings and ordinance legalized.** That the proceedings and ordinance of the city council of Creston, Iowa, submitting at the city election in said city on March twenty-sixth (26) nineteen hundred and six (1906), the question as to whether a franchise should be granted to the Winterset & Creston electric railway company, to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the city of Creston, Iowa, and defining the powers and duties of said company, and all acts of said city council in connection with the calling of and holding said election and passing said ordinance ratifying and adopting the result of said election are hereby legalized and declared to be in full force and effect.

**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 Register and Leader, a newspaper published in Des Moines, Iowa, and the Creston Advertiser-Gazette, a newspaper published in Creston, Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Creston Advertiser-Gazette, April 16, 1906, and the Register and Leader, April 20, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 232.

### THE TOWN OF DOW CITY.

R. F. 72.

AN ACT to legalize the incorporation of the town of Dow City, Crawford county, Iowa; the election of its officers, the acts done and ordinances and resolutions passed by the council of said town, and to define the limits thereof.

WHEREAS, A petition was presented to the circuit court of Iowa in and for Crawford county, in the year 1878, asking the appointment of commissioners to call an election of the proper electors of the town of Dow City, Iowa, then known as Dowville, to vote upon the incorporation of said town under the name of "Dow City";

WHEREAS, The said court finding the petition sufficient, appointed commissioners to call an election and give notice as provided by law; and,

WHEREAS, such petition is lost and no certified copy thereof can be found, and no proper record of the subsequent orders of the court, if any, or of the report of said commissioners was made, and the entire files in the case are lost; and,

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Dow City, Crawford county, Iowa; the election of its officers; the ordinances and resolutions passed by the council of said town; the tax levies, general and special; the fines and convictions under and by virtue of the ordinances thereof, or its board of health regulations; and further as to whether certain lands, platted and dedicated to the public for streets and

alleys by the legal owners thereof, and for lot and block purposes, the same being contiguous and adjacent to the original town of Dowville, now Dow City, or a part thereof, is entirely within the limits of the incorporation of the town of Dow City as originally petitioned; and,

WHEREAS, The functions of an incorporated town have been exercised by the town of Dow City and the inhabitants thereof for the past twenty-seven years over the territory covered by the town of Dowville and additions thereto as platted; and,

WHEREAS, The legality of certain ordinances and resolutions of the council of said town have been doubted by reason, further, of the fact that the same were not signed by the mayor, or the yeas and nays not recorded, or a proper and requisite majority of the council is not shown by the record to have voted for the same, or the same was not published or duly and legally recorded in the ordinance book of the said town, and signed by the mayor thereof. Now, therefore,

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

**SECTION 1. Incorporation, election, acts and ordinances legalized—pending litigation.** That the incorporation of the town of Dow City, Crawford county, Iowa, the definition of the limits of such incorporated town, so as to include within the limits thereof, all of the original town of Dowville and all the additions thereto, dedicated and platted as shown by the recorded plats of such additions, as and for a part of the said Dowville or Dow City, as well as such territory as is shown by the order or court record thereof appointing commissioners to call an election for the purpose of voting for or against the incorporation of said town, the election of its officers, and all the official acts done, and the ordinances, resolutions and tax levies, general and special, passed by the council of said town, not in contravention with the laws of the state of Iowa, and all fines and penalties and tax levies imposed, taxes collected and tax sales made, under and by virtue of such ordinances, resolutions, or tax levies, be and the same are hereby legalized, and are hereby declared to be valid and binding the same as though the law in all respects had been fully complied with, in the incorporation of said town, the passage of its ordinances and resolutions and in the making of its tax levies and in and for all the official acts done, but nothing in this act shall in any manner 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 Dow City "Enterprise," a newspaper published in the town of Dow City, Iowa, and in the Register and Leader, a newspaper published in the city of Des Moines, Iowa. Both publications to be without expense to the state.

Approved February 13, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 16, 1906, and the Dow City Enterprise, February 23, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 233.

## THE TOWN OF ELKHART.

H. F. 28.

AN ACT to legalize the incorporation of the town of Elkhart, Polk county, Iowa, the election of its officers, the passage and record of its ordinances and resolutions, and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Elkhart, Polk county, Iowa, the election of its officers, the passage of its ordinances and resolutions, therefore,

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

SECTION 1. Incorporation, election, acts and ordinances legalized—pending litigation. That the incorporation of the town of Elkhart, Polk county, Iowa, the election of its officers, the passage of its resolutions and ordinances, and all the official acts done by said town council not in contravention with the laws of this state, are hereby legalized and the same are 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 official acts done by said town council. But nothing in this act shall 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 Elkhart Free Press and the Register and Leader, newspapers published at Elkhart, and Des Moines, Iowa, without expense to the state of Iowa.

Approved February 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 7, 1906, and the Elkhart Free Press, February 15, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 234.

## THE TOWN OF HARVEY.

S. F. 24.

AN ACT to legalize the incorporation of the town of Harvey, Marion county, Iowa, the publication of notices thereof and ordinances passed.

WHEREAS, Doubts have arisen in reference to the legality of the incorporation of the town of Harvey, in Marion county, Iowa, for the following reasons:

1st. There was an error in describing the location of said town in that the wrong range was inserted in the notice.

2nd. There was an error in the passing of the ordinances in that the same were not read on three successive meetings as provided by law.

3rd. There was an error in the failure of the council to properly publish said ordinances as provided by law. Now, therefore,

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

SECTION 1. Incorporation, ordinances and publication of notices legalized. That all the acts and proceedings of the town council of the incorporated town of Harvey, Marion county, Iowa, in connection with the incorporation of said town, the publication of the notice required by law of such incorporation, the reading of all the ordinances and the publication of said ordinances, and all other acts pertaining thereto are hereby legalized



and given as full force and effect in law as if the said acts or omissions were in strict conformity thereto and the said incorporation is hereby approved and legalized.

SEC. 2. In effect. This act, being deemed of immediate importance, shall be in full force as soon as the same is published in the Register and Leader, a Des Moines newspaper published in Des Moines, Iowa, and the Harvey News, a newspaper published at Harvey, Iowa, as provided by law, without expense to the state.

Approved January 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader January 31, 1906, and the Harvey News, February 15, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 235.

### THE TOWN OF IDA GROVE.

S. F. 184.

AN ACT to legalize the acts of the town council of the town of Ida Grove, Iowa, relating to the erection of a public building and fire station in the incorporated town of Ida Grove, Iowa, and the subsequent acts of the officers of said town in relation thereto.

WHEREAS: Doubts have arisen regarding the legality of the proceedings of the town council of the incorporated town of Ida Grove, Iowa, regarding the notice of receiving bids, the letting of the contract, the election and the notice thereof, and the three mill levy for the purpose of erecting a city hall and fire station.

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

SECTION 1. Acts, election, ordinances and resolutions legalized. That the acts of the town council of the incorporated town of Ida Grove, Iowa, and the election held by said town on the 7th day of August, 1905, and all acts and things done in connection therewith, and all the official acts of the officers of said town, and all motions, ordinances and resolutions passed by the council of said town, not in contravention with the laws of the state of Iowa, with relation to the erection of a city hall and fire station within said town, the letting of a contract for the erection of the same, and submitting of the proposition to the vote of the people; the levy of a three mill tax for the purpose of providing funds for the payment of the same are hereby legalized and declared to be valid and binding, the same as though the law in all respects had been complied with.

SEC. 2. Pending litigation. Nothing in this act shall in any 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 Ida County Pioneer, a newspaper published at Ida Grove, Iowa, and the Register and Leader, a newspaper published at Des Moines, Iowa, without expense to the state.

Approved March 10, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, March 13, 1906, and the Ida County Pioneer, March 15, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 236.

## THE TOWN OF IONIA.

H. F. 194.

AN ACT to legalize the incorporation of the town of Ionia, Chickasaw county, Iowa, the election of its officers, the passage of its ordinances and resolutions, and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Ionia, Chickasaw county, Iowa, the election of its officers, the passage of its ordinances and resolutions, the signing of the same by the mayor and the record thereof; therefore,

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

SECTION 1. Incorporation, election and ordinances legalized—pending litigation. That the incorporation of the town of Ionia, Chickasaw county, Iowa, the election of its officers, the passage of its resolutions and ordinances, the signing of the same by the mayor or the lack thereof, and all the official acts done by said town council not in contravention with the laws of the state, are hereby legalized and the same are 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 official acts done by said council, the proper signing and record thereof, or the lack of same. But nothing in this act shall in any manner 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 Ionia Index, a newspaper published at Ionia, Iowa, and the Register and Leader, a newspaper published at Des Moines, Iowa, without expense to the state of Iowa.

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader February 28, 1906, and the Ionia Index, March 1, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 237.

## THE CITY OF IOWA FALLS.

H. F. 407.

AN ACT to legalize the elections of the mayors, members of the city council and other city officials of the city of Iowa Falls, Hardin county, Iowa, and all the acts thereof during the ten (10) years last past.

WHEREAS, Doubts have arisen as to the legality of the nomination and election of mayors, members of the city council and all other city officials of the city of Iowa Falls, Hardin county, Iowa, during the past ten (10) years, including the present mayor, members of the city council and all other city officials of Iowa Falls, Hardin county, Iowa, because of omissions and irregularities in the nomination and election of said above named officials; and,

WHEREAS, Doubts have arisen as to the legality of the acts and ordinances passed by said council and other official acts done by the city officials during the past ten (10) years, because said acts performed and ordinances passed have been so done irregularly and unlawfully; therefore,

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

SECTION 1. Nominations and elections legalized. That the nomination and election of all the mayors, members of the city council and all other

city officials of the city of Iowa Falls, Hardin county, Iowa, during the last ten (10) years, including the present mayor, members of the city council and all other city officials of said city, be and the same are hereby legalized and declared to be legal, valid and binding to the same extent and with the same force and effect as though the laws had in all respects been fully and strictly complied with in all matters pertaining to the nomination and election of the mayors, members of the city council and city officials.

SEC. 2. **Acts and ordinances legalized.** That all the acts and ordinances of the city of Iowa Falls, Hardin county, Iowa, and all official acts done under and by virtue of such ordinances by the officers of said city of Iowa Falls, Hardin county, Iowa, not in contravention with the laws of the state of Iowa, and all the official acts of the city council of said city, be and the same are hereby legalized, validated and declared to be legal, valid and binding to the same extent and with the same force and effect as though said ordinances and all official acts done and all things done in reference thereto, were and had been in all respects in strict conformity with all the rules, regulations and laws in regard to said matters and that the said acts and ordinances had been regularly and legally and properly passed and adopted and recorded and properly authenticated.

SEC. 3. **Pending litigation.** Nothing herein contained shall affect pending litigation.

SEC. 4. **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 Register and Leader, and the Hardin County Citizen and the Iowa Falls Sentinel, newspapers published at Des Moines and Iowa Falls, Iowa, without expense to the state of Iowa.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Hardin County Citizen, April 20, 1906, and the Des Moines Register and Leader and the Iowa Falls Sentinel, April 24, 1906.

W. B. MARTIN,  
*Secretary of State*

## CHAPTER 238.

### THE TOWN OF JAMAICA.

H. F. 246.

AN ACT to legalize the incorporation of the town of Jamaica, Guthrie county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Jamaica, Guthrie county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, the signing of the same by the mayor, the recording and publication thereof; therefore,

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

SECTION 1. **Incorporation, election, resolutions and ordinances legalized—pending litigation.** That the incorporation of the town of Jamaica, Guthrie county, Iowa, the election of its officers, the passage and adoption of its resolutions and ordinances, the publication and recording thereof and the signing of the same by the mayor, or the lack thereof and all the official acts done or undertaken by said town council, not in contravention with the laws of the state of Iowa, be, and they are hereby validated, legalized, established and the same are declared to be valid and binding, with the same force and effect as though

the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers, recording and adoption of its ordinances and resolutions and the publication thereof, including all official acts undertaken or done by said council, the proper signing of said ordinances and resolutions, or the failure to so sign the same, but nothing in this act shall in any manner 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 Jamaica Journal, a newspaper published at Jamaica, Guthrie county, Iowa, and the Register and Leader, a newspaper published in Des Moines, Iowa, without expense to the state of Iowa.

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, March 26, 1906, and the Jamaica Journal, March 30, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 239.

### THE TOWN OF LIDDERDALE.

H. F. ST.

AN ACT to legalize the incorporation of the town of Lidderdale, Carroll county, Iowa, the election of its officers; the passage of its ordinances and resolutions, and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Lidderdale, Carroll county, Iowa, the election of its officers, the passage of its ordinances and resolutions, the signing of the same by the mayor, and the record thereof; therefore,

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

SECTION 1. *Incorporation, election, ordinances and acts legalized—pending litigation.* That the incorporation, election, ordinances and resolutions, the signing of the same by the mayor or the lack thereof, and all the official acts done by said town council not in contravention with the laws of the state, are hereby legalized, and the same are 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 official acts done by said council, the proper signing and record thereof, or lack of the same. But nothing in this act shall in any manner 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 Carroll Times and the Register and Leader, newspapers published at Carroll, Iowa, and Des Moines, Iowa, without expense to the state of Iowa.

Approved February 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 7, 1906, and the Carroll Times, February 15, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 240.

## SUBMISSION OF QUESTION TO THE ELECTORS OF THE TOWN OF MACKSBURG.

H. F. 424.

**AN ACT** to legalize the submission to the voters of the town of Macksburg, Iowa, of the question whether an ordinance entitled "An ordinance authorizing the Des Moines, Winterset and Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways in, across, over and along the streets of the town of Macksburg, Iowa, and defining the powers and duties of said company" should be approved and adopted.

**WHEREAS**, On or about the 16th day of February, A. D. 1906, there was referred by the town council of the town of Macksburg, Iowa, for submission to a vote of the people an ordinance entitled "An ordinance authorizing the Des Moines, Winterset & Creston electric railway company to construct, maintain and operate, by electric or other power than steam, street and interurban railways, in, across, over and along the streets of the town of Macksburg, Iowa, and defining the powers and duties of said company"; and,

**WHEREAS**, Said ordinance provided, among other things, that it should only become effective upon its approval by a majority of the voters of the said town voting thereon, voting upon the same at a general election, or at one specially called for that purpose; and,

**WHEREAS**, Under a proclamation of the mayor of said town of Macksburg, Iowa, made on the 22nd day of February, A. D. 1906, notice was given that there would be submitted to the voters at the regular municipal election in the said town of Macksburg on the 26th day of March, A. D. 1906, the question whether the said ordinance should be approved and adopted; and,

**WHEREAS**, The said question was so submitted at the said election held in Macksburg on March the 26th, A. D. 1906, and a majority of the electors voting thereon voted in the affirmative and in favor of the adoption and the approval of said ordinance; and,

**WHEREAS**, Doubt has arisen as to the legality of a question concerning a franchise submitted at a regular municipal election;

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

**SECTION 1. Ordinance and proceedings legalized.** That the said ordinance and the proceedings for the submission of the same to a vote of the electors in the said town of Macksburg, Iowa, and the action of the town council thereunder, and concerning said ordinance be, and the same are hereby in all respects legalized, ratified and confirmed.

**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 Register and Leader, a newspaper published in Des Moines, Iowa, and the Winterset Reporter, a newspaper published in Winterset, Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 16, 1906, and the Winterset Reporter, April 19, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 241.

## THE TOWN OF MANSON.

H. F. 416

AN ACT to legalize the acts done and the ordinances and resolutions passed by the town council of Manson, Calhoun county, Iowa.

WHEREAS, Doubts have arisen as to the legality of ordinances and resolutions passed by the town council of Manson; therefore,

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

SECTION 1. **Acts, ordinances and resolutions legalized.** That the official acts done, and the ordinances and resolutions passed by the town council of Manson, Calhoun county, Iowa, 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 by the said council of said town.

SEC. 2. **Pending litigation.** Nothing in this act shall in any manner affect any 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 Register and Leader and the Des Moines Daily Capital or other newspapers published in Des Moines Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, May 8, 1906, and in the Register and Leader, May 9, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 242.

## SUBMISSION OF QUESTION TO ELECTORS OF THE CITY OF MARSHALLTOWN.

H. F. 420.

AN ACT to legalize the submission to the electors of Marshalltown of the question of granting a franchise to Petersen Heat, Light & Water company for the construction and operation of a heating plant in said city.

WHEREAS, There was submitted to the electors of the city of Marshalltown, and adopted, at the regular municipal election in the year 1905, and the question of granting a franchise to the Petersen Heat, Light & Water company for the construction and operation of a heating plant in said city; and,

WHEREAS, Doubts have arisen as to whether said election was a general election, and as to the regularity of said submission at said time; now, therefore,

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

SECTION 1. **Submission of question legalized.** That the submission to the electors of the city of Marshalltown at the regular municipal election in 1905, of the question of granting a franchise to the Petersen Heat, Light & Water company for the construction and operating of a heating plant in said city, is hereby declared to be legal and valid to the same extent, and to have the same force and effect, as if such submission was had at a general election.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Register & Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa, without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 11, 1906, and the Register and Leader, April 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 243.

### THE TOWN OF MESERVEY.

S. P. 155.

AN ACT to legalize the incorporation of the town of Meservey, Cerro Gordo 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 Meservey, Cerro Gordo county, Iowa, the election of its officers, and the ordinances and resolutions passed by the town council of said town; therefore,

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

SECTION 1. Incorporation, election, acts and ordinances legalized—pending litigation. That the incorporation of the town of Meservey, Cerro Gordo county, Iowa, the election of its officers and all official acts done, and the ordinances and resolutions passed by the town council of said town, not in conflict with the laws of Iowa, are hereby legalized and the same are hereby declared to be valid and binding the same as though the law had been in all respects strictly complied with in the incorporation of said town, the election of its officers and official acts done, and the passage of its ordinances and resolutions. 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 and Leader, a newspaper published at Des Moines, Iowa, and in the Meservey Messenger, a newspaper published at Meservey, Iowa, without expense to the state.

Approved February 26, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Register and Leader, February 28, 1906, and the Meservey Messenger, March 1, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 244.

### SPECIAL ELECTION HELD IN THE CITY OF OSKALOOSA.

H. F. 418.

AN ACT legalizing a special election held at Oskaloosa, Mahaska county, Iowa, on the 16th day of August, 1905, for the purpose of voting a tax of five per centum on the assessed valuation of the property of said city in aid of the Oskaloosa and Buxton electric railway company, and legalizing the recording of the certificate issued by the city clerk of said city, in the office of the recorder of deeds of said county, and legalizing the levy by the board of supervisors of said county, of the tax thereby voted, and legalizing the acts of the county auditor in placing said tax upon the tax lists, and in certifying the order for the same and said tax lists to the county treasurer of said county, and legalizing the tax lists so transmitted to said treasurer.

WHEREAS, There was on the 16th day of August, 1905, a special election held in the city of Oskaloosa, Mahaska county, Iowa, at which there was submitted to the voters of said city the following proposition:

"Shall a tax of five per centum of the assessed value of the property of Oskaloosa, Iowa, be levied in favor of the Oskaloosa and Buxton electric railway company?";

"The line of said railway to commence at Oskaloosa, Iowa, and shall extend via the incorporated town of Beacon, Iowa, to a point near the village of Buxton, in section four, township seventy-three, north range 17 west, in Monroe county, Iowa,

"Said road shall be of standard gauge, four feet, eight and one-half inches wide, and shall be operated by electricity or other practical power.

"That one-half of the said tax shall be collected the first year after levying thereof, and one-half the following year. One-half the said tax shall be payable to the company when its line shall have been completed and in operation to the incorporated town of Beacon, and the remaining one-half shall be payable to said company when the said road is fully completed and in operation to the point near the village of Buxton. That the said road shall be fully completed to the incorporated town of Beacon, on or before the first day of December, 1906, and to the village of Buxton, as above located, on or before the first day of December, 1907"; and,

WHEREAS, Said railway should have the right to issue bonds not exceeding \$18,500 per mile for each mile of the road; and,

WHEREAS, Stock was to be issued to the taxpayers for the said taxes voted; and,

WHEREAS, At the said special election August 16th, 1905, said proposition was voted for by a majority of all persons voting for or against the same; and,

WHEREAS, The city council of Oskaloosa, Iowa, declared, as provided by law, that said proposition was adopted by said election; and,

WHEREAS, The city clerk of Oskaloosa in accordance with the law, certified to the fact that the said tax carried, as provided by law, and a copy of notice; and,

WHEREAS, Said county auditor failed to record said certificate in the office of the recorder of deeds of Mahaska county, Iowa, of the voting of said tax as filed with him by the city clerk of said city; and,

WHEREAS, Said county auditor on the 31st day of March, 1906, filed with the county recorder and has recorded in the records of said county the said certificate of the said city clerk; and,

WHEREAS, The board of supervisors of Mahaska county, Iowa, made the levy of said tax; and,

WHEREAS, The auditor of said county has placed the said tax upon the tax books of Mahaska county, Iowa, and transmitted the same to the county treasurer; and,

WHEREAS, Doubts have arisen respecting the legality of the filing and recording of said certificate as of the above date; and,

WHEREAS, The question has arisen as to the legality of the acts of the board of supervisors in levying said tax; and,

WHEREAS, The question having arisen as to the legality of the acts of the county auditor in placing the said tax on the said tax books and transmitting the same to the county treasurer; and,

WHEREAS, The question having arisen as to the right of the county treasurer to collect said tax on the said tax books; therefore,

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

**SECTION 1. Special election legalized.** That the special election held on the 16th day of August, 1905, at Oskaloosa, Mahaska county, Iowa, for the purpose of voting a tax of five per centum on the assessed valuation of the property of said city, in aid to the Oskaloosa and Buxton electric railway company, and the recording of the certificate issued by the city clerk of the said city in the office of the recorder of deeds of said county, March 31, 1906, and the levy by the board of supervisors of said county of the tax voted, and



the acts of the county auditor in placing said tax upon the tax lists and in certifying the same to the county treasurer of said county and the tax lists so transmitted to the said county treasurer, be and the same are hereby legalized and made valid and binding and effectual to the same extent and effect in all respects as to the said proceedings as if the same had fully conformed to the law when the same were had and taken, and the said tax on said book is declared valid and binding on all persons.

**SEC. 2. Pending litigation.** But nothing in this act shall in any manner affect any pending litigation.

**SEC. 3. In effect.** This act, being deemed of immediate importance, will be in full force and effect on and after its publication in the "Des Moines Capital" and the "Oskaloosa Herald," papers published in Des Moines, Iowa, and Oskaloosa, Iowa. Said publication to be without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Oskaloosa Herald, April 19 1906. and the Des Moines Capital, April 24, 1906,

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 245.

### THE TOWN OF OSTERDOCK.

S. F. 288.

AN ACT to legalize the incorporation of the town of Osterdock in Clayton county, Iowa and to legalize the election of its officers and all acts done and ordinances passed by the council of said town.

WHEREAS, On the 23rd day of November, 1903, an election was held by the qualified electors residing in the following described territory, for the purpose of voting on the proposition of incorporating said territory under the provisions of the law, to be known as the incorporated town of Osterdock, situated in Clayton county, Iowa, and which territory is described as follows:

The south one-half of the south-east one-fourth, section thirty-five (35), township ninety-two (92), range three (3), west of the fifth principal meridian, and the north one-half of the north-east one-fourth, and the north-east one-fourth of the north-west one-fourth, and the west one-fourth of the north one-fourth of the south-east one-fourth of the north-east one-fourth, and the north three-eighths of the south-east one-fourth of the north-west one-fourth, and the north three-eighths of the south-west one-fourth of the north-east one-fourth, section two (2), township ninety-one (91), range three (3), west of the fifth principal meridian; and,

WHEREAS, A mistake in the description of said territory was made in the petition and plat filed in the district court of said county and in the notice and call of said election and in the records of said incorporation in that a portion of said territory was described as the south one-half of the south-east one-fourth, section thirty five (35), township ninety-two (92), range two (2), when said tract should have been described as the south one-half of the south-east one-fourth, section thirty-five (35), township ninety-two (92), range three (3); and,

WHEREAS, Said error has been but recently discovered; and,

WHEREAS, Doubts have arisen as to the legality of the incorporation of the

town of Osterdock, the election of its officers and the ordinances passed by the council of said town on account of said error; therefore,

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

**SECTION 1. Incorporation, election, acts and ordinances legalized—pending litigation.** That the incorporation of the town of Osterdock is hereby made to conform to the territory intended to be embraced in said town, viz: The south one half of the southeast one-fourth, section thirty-five (35), township ninety two (92), range three (3), west of the fifth principal meridian, and the north one-half of the northeast one-fourth, and the northeast one-fourth of the northwest one-fourth, and the west one-fourth of the north one-fourth of the southeast one-fourth of the northeast one-fourth, and the north three-eighths of the southeast one-fourth of the north west one-fourth, and the north three-eighths of the southwest one-fourth of the northeast one-fourth, section two (2), township ninety one (91), range three (3), west of fifth principal meridian, and that the election of its officers and all the official acts done and ordinances passed by its council are hereby legalized and the same are hereby declared valid and binding the same for all intents and purposes as though the error in the description of said territory had not been made. Providing, however, that nothing in this act 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 passage and publication in the Register and Leader, a newspaper published in Des Moines, Iowa, and the Argus, a newspaper published in Elkader, Clayton county, Iowa without expense to the state.

Approved March 30, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader April 2, 1906 and in the Argus, April 4, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 246

### THE TOWN OF PORTSMOUTH.

H. F. 876.

AN ACT to legalize the incorporation of the town of Portsmouth, Shelby county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Portsmouth, Shelby county, Iowa, and the acts of its officers thereunder, the election of its officers, the passage and adoption of its ordinances and resolutions, the signing of the same by the proper officers, the recording and publication thereof; therefore,

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

**SECTION 1. Incorporation, election, resolutions and ordinances legalized—pending litigation.** That the incorporation of the town of Portsmouth, Shelby county, Iowa, the election of its officers, the passage and adoption of its resolutions and ordinances, the signing of the same by the proper officers or the lack thereof, and all the official acts done or undertaken by said council be, and they are hereby validated, legalized, established and the same are declared to be valid and binding, with the same force and effect as though the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers, recording of its ordinances and resolutions and the publication thereof, including all

official acts undertaken or done by said council, the proper signing of said ordinances and resolutions, or the failure to so sign the same, but nothing in this act shall in any manner 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 Shelby County Gazette and the Des Moines Register and Leader, newspapers published in Portsmouth, Iowa, and Des Moines, Iowa, without expense to the state of Iowa.

Approved April 5, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 7, 1906, and the Shelby County Gazette, April 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 247.

### THE TOWN OF SCHLESWIG.

H. F. 876.

AN ACT to legalize the incorporation of the town of Schleswig, Crawford county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.

WHEREAS, Doubts exist as to the legality of the incorporation of the town of Schleswig, Crawford county, Iowa, the election of its officers, official acts done and the ordinances and resolutions passed by the town council of said town; therefore,

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

SECTION 1. *Incorporation, election, acts, ordinances and resolutions legalized—pending litigation.* That the incorporation of the town of Schleswig, Crawford county, Iowa, the election of its officers and all acts done, and the ordinances and resolutions passed by the town council of said town not in contravention of 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 been in all respects strictly complied with in the incorporation of said town, the election of its officers and all official acts done, and the passage of its ordinances and resolutions 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 and Leader, a newspaper published at Des Moines, Iowa, and the Schleswig Leader, a newspaper published at Schleswig, Iowa, without expense to the state.

Approved April 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, April 11, 1906 and the Schleswig Leader, April 13, 1906.

W. B. MARTIN,  
*Secretary of State*

## CHAPTER 248.

### SUBMISSION OF QUESTION TO THE ELECTORS OF WEBSTER CITY.

H. F. 456.

AN ACT to legalize the submission to the electors of Webster City of the question of granting a franchise for a gas plant.

WHEREAS, There was submitted to the [electors of Webster City, and adopted, at the regular municipal election in 1906, the question of granting,

to C. H. Brown and E. L. Wortham, a franchise to construct and operate a gas plant in said city; and,

WHEREAS, Doubts have arisen as to whether said election was a general election, and as to the regularity of said submission at said time; now, therefore,

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

SECTION 1. **Submission of question legalized.** That the submission to the electors of the city of Webster City at the regular municipal election in 1906, of the question of granting, to C. H. Brown and E. L. Wortham, a franchise to construct and operate a gas plant in said city, is hereby declared to [be] legal and valid to the same extent, and to have the same force and effect, as if such submission was had at a general election.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa; publication to be without expense to the state.

Approved April 9, A. D. 1906.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, April 11, 1906 and the Register and Leader April 13, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 249.

### THE CITY OF WINTERSSET.

S. F. 301.

AN ACT to legalize the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Winterset, Iowa, and to legalize all the acts and elections of the incorporated city of Winterset, in the county of Madison, state of Iowa, and to legalize all the official acts of the city officials of Winterset, Iowa, acting as such officials.

WHEREAS, Doubts have arisen as to the legality of all the ordinances, acts, proceedings, resolutions, and amendments to the ordinances passed by the city council of Winterset, Iowa, and the acts and elections of the incorporated city of Winterset, in Madison county, Iowa, and doubts have also arisen in reference to the legality of all the acts and elections of the incorporated city of Winterset itself, and doubts have arisen in reference to the legality of all the acts of the city officials of the city of Winterset acting as such officials, for the following reasons, to wit:

1st. There was an error when the city council of Winterset, Iowa, failed to divide the said incorporated city of Winterset, Iowa, into three or more wards, as provided by law in section six hundred and forty-one (641) of the code.

2nd. There has been an error in all the acts and elections of said incorporated city and in the ordinances, acts, proceedings, resolutions and amendments to the said ordinances passed by the city council of said incorporated city of Winterset, Iowa, for the reason that said city was not divided into at least three wards.

3rd. There has been an error in all the acts and elections of said incorporated city of Winterset, Iowa, and in all the ordinances, acts, proceedings, resolutions, and amendments to the ordinances passed by the city council of said city of Winterset, and in all the official acts of the city officials of the said city acting as such officials, because of the defect in the organization

and division of said city, into an insufficient number of wards from the passage of the law up to the present time. Now, therefore,

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

**SECTION 1. Elections, acts, ordinances, etc. legalized.** That all the acts and elections of the incorporated city of Winterset, Madison county, Iowa, all the ordinances, acts, proceedings, resolutions and amendments to the ordinances as passed by the city council of the said incorporated city of Winterset, Iowa, and all the official acts of the city officials of the said city acting as such officials, are hereby legalized and given as full force and effect in law as if the said acts, elections, proceedings, ordinances, resolutions, and amendments to the ordinances were in strict conformity with law, and as fully as though the said city of Winterset, Iowa, had been divided into a sufficient number of wards as required by the law, as appears in section six hundred and forty-one (641) of the code, and all of the same are hereby approved and legalized.

**SEC. 2. In effect.** This act, being of immediate importance, shall be in full force and effect as soon as the same is published in the Register & Leader, a newspaper published in Des Moines, Iowa, and the Winterset News, a newspaper published at Winterset, Iowa, as provided by law, without expense to the state.

Approved February 27, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 28 1906, and the Winterset News, March 2, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 250.

### THE TOWN OF WOODBINE.

H. F. 518.

AN ACT to legalize the incorporation of the town of Woodbine, Harrison county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Woodbine, Harrison county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, the signing of the same by the mayor, the recording and publication thereof; therefore,

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

**SECTION 1. Incorporation, election, resolutions and ordinances legalized—pending litigation.** That the incorporation of the town of Woodbine, Harrison county, Iowa, the election of its officers, the passage and adoption of its resolutions and the revised ordinances of 1904, the signing of the same by the mayor or the lack thereof, and all the official acts done or undertaken by said council not in contravention with the laws of the state of Iowa, be, and they are hereby validated, legalized, established and the same are declared to be valid and binding, with the same force and effect as though the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers, recording of its ordinances and resolutions and the publication thereof, including all official acts undertaken or done by said council, the proper signing of said ordinances and resolutions, or the failure to so sign the same, but nothing in this act shall in any manner 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

## LAWS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

Woodbine Twiner and the Des Moines Register and Leader, newspapers published in Woodbine, Iowa, and Des Moines, Iowa, without expense to the state of Iowa.

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, March 26, 1906, and the Woodbine Twiner, March 30, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 251.

## THE TOWN OF YALE.

H. F. 822.

AN ACT to legalize the incorporation of the town of Yale, Guthrie county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the council of said town.

WHEREAS, Doubts have arisen as to the legality of the incorporation of the town of Yale, Guthrie county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, the signing of the same by the mayor, the recording and publication thereof; therefore,

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

SECTION 1. **Incorporation, election, resolutions and ordinances legalized—pending litigation.** That the incorporation of the town of Yale, Guthrie county, Iowa, the election of its officers, the passage and adoption of its resolutions and ordinances, the publication and recording thereof and the signing of the same by the mayor or the lack thereof and all the official acts done or undertaken by said town council, not in contravention with the laws of the state of Iowa, be, and they are hereby validated, legalized, established and the same are declared to be [valid] and binding, with the same force and effect as though the law had in all respects been strictly complied with in the incorporation of said town, the election of its officers, recording of its ordinances and resolutions and the publication thereof, including all official acts undertaken or done by said council, the proper signing of said ordinances and resolutions, or the failure to so sign the same, but nothing in this act shall in any manner 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 Yale Tribune, a newspaper published at Yale, Guthrie county, Iowa, and the Register and Leader, a newspaper published in Des Moines, Iowa, without expense to the state of Iowa.

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, March 26, 1906, and the Yale Tribune, March 29, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 252.

## INDEPENDENT SCHOOL DISTRICT OF WEST DES MOINES.

S. F. 23.

AN ACT to legalize the action of the Independent school district of west Des Moines, Polk county, Iowa, in voting bonds at an election held on the thirteenth day of March, 1905, and legalizing the bonds issued by said school district under said election.

WHEREAS, At the annual meeting of the electors of the independent school district of West Des Moines, held on the 13th day of March, 1905, a proposition

was submitted to and voted upon by the electors of said school district to issue school house bonds of said school district to the amount of \$25,000.00, for the purpose of purchasing a site and the erection of a school building; and,

WHEREAS, The notice of said election, including the proposition above, was published in the Iowa Staats Anzeiger, a German paper of the city of Des Moines, which said paper is published in the German language, and said notice was only once published in the Register and Leader, said publication in the Iowa Staats Anzeiger being for the length of time and the number of issues required by law; and,

WHEREAS, At said election there were 1515 votes cast in favor of said proposition, and 736 cast against said proposition; and,

WHEREAS, At the regular meeting of the board of directors, held on the 20th day of March, 1905, said vote was duly canvassed by the board of directors of said independent school district, and the proposition so voted upon declared to have been carried; and,

WHEREAS, At a meeting of the board of directors of said independent school district, held on the 3rd day of April, 1905, a resolution of said board was duly adopted by said board of directors, based upon the authority of said election, authorizing the issue of said bonds to the amount of \$25,000.00, to be issued July 1st, 1905; and,

WHEREAS, Said bonds were thereafter issued in accordance with said resolution, and the same registered in the office of the county auditor as required by law, and said bonds were by the treasurer of said school district contracted to be sold at not less than par; and,

WHEREAS, Doubts have arisen as to the legality of said election and of the issue of said bonds thereunder; now, therefore,

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

**SECTION 1. Election, bonds and acts legalized—pending litigation.** That the election and vote for the issue of bonds to the amount of \$25,000.00 had and held by the independent school district of West Des Moines, Polk county, Iowa, on the 13th day of March, 1905, for the purpose of purchasing a site and the erection of a school building, and the act of the board of directors and officers of said school district in issuing said bonds, be, and the same are hereby legalized and made valid, and the bonds so issued by said school district under and by virtue of the authority aforesaid, be, and the same are hereby legalized and declared to be a valid indebtedness against said school district. Provided, nothing in this act shall 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 Des Moines Daily Capital and the Register and Leader, newspapers published in Des Moines, Polk county, Iowa, which publication shall be without expense to the state.

Approved January 28, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, January 31, 1906.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 253.

## INDEPENDENT SCHOOL DISTRICT OF LYONS CITY.

S. F. 48.

AN ACT to legalize the acts of the board of directors and electors, and authorize the issuing of forty thousand dollars (\$40,000.00) in school building bonds in the independent school district of Lyons City, Clinton county, Iowa and to validate said bonds.

WHEREAS, At the annual meeting of the electors of the independent school district of Lyons City, Clinton county, Iowa, held on the 13th day of March, A. D. 1905, a proposition was submitted to and voted upon by the electors of said school district to issue school house bonds of said school district to the amount of forty thousand dollars (\$40,000.00) for the purpose of building a new school house; and,

WHEREAS, At said election there were 317 votes cast in favor of said proposition and 175 votes cast against said proposition; and,

WHEREAS, Doubts have arisen as to authority granted by the electors of the independent school district of Lyons City, Clinton county, Iowa, authorizing the directors of said school district to issue bonds for the sum of forty thousand dollars (\$40,000.00) for the purpose of erecting a school building in said district, the giving of notice of election and the authority conferred upon said board; therefore,

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

**SECTION 1. Acts of school board and election legalized—pending litigation.** That the notice of election held in March, 1905, authorizing the issue of forty thousand dollars (\$40,000.00) bonds, be and the same is hereby legalized; that the action of the electors of said independent school district of Lyons City, Clinton county, Iowa, authorizing the board of directors of said independent district to issue bonds in the sum of forty thousand dollars (\$40,000.00) for the purpose of erecting a school building and procuring a site therefor, be and the same is hereby legalized; that the election, the ballots used, the notices given, and all acts of the board of directors of said district and of the qualified electors thereof, are hereby legalized, and said board of directors are authorized to issue bonds in pursuance of said election and authorization in amount not to exceed forty thousand dollars (\$40,000.00). But nothing in this act shall in any manner 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 Des Moines Daily Capital, and the Register & Leader, newspapers published in Des Moines, Polk county, Iowa, which publication shall be without expense to the state.

Approved March 23, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Daily Capital, March 26, 1906.

W. B. MARTIN,  
*Secretary of State.*



## CHAPTER 254.

## INDEPENDENT SCHOOL DISTRICT OF WHITING.

H. F. 89.

AN ACT to legalize the organization of the independent school district of Whiting, Monona county, Iowa, and the acts of its board of directors.

WHEREAS, Certain territory in the townships of Ashton, West Fork, Lake and Lincoln, Monona county, Iowa, was, about the year 1883, organized into an independent school district to be known as the independent school district of Whiting, composed of sections one, two, three and four, and the north half and the southwest quarter of section six, and the north half and the southeast quarter of section five, all in township eighty-four, range forty-five; and sections thirty-three, thirty-four, thirty-five and thirty-six, and the south half and the south half of the northwest quarter and the south half of the northeast quarter of section thirty-one, and the south half, and the south half of the northwest quarter, and the northeast quarter of section thirty-two, all in township eighty-five, range forty-five; and section one, and the east half and the east half of the north-west quarter and the east half of the southwest quarter of section two, and the east half of the northeast quarter and the east half of the southeast quarter of section eleven, and the north half of the northwest quarter and the north half of the northeast quarter of section twelve, all in township eighty-four, range forty-six; and section thirty-five and the south half, and the northwest quarter, and the south half of the northeast quarter of section thirty-six, all in township eighty-five, range forty-six, all in Monona county, Iowa, and including therein the territory embraced within the corporate limits of the incorporated town of Whiting; and,

WHEREAS, School houses have been erected and schools maintained, bonds issued and indebtedness incurred, taxes levied and assessed by and for the said independent district; and,

WHEREAS, The organization and formation of the said independent district has been acquiesced in, and said district has enjoyed and exercised all the privileges and authority of a regularly and legally organized independent school district for a period of more than twenty years; and,

WHEREAS, The records and evidences of the manner in which said independent district was formed have been lost or destroyed; and,

WHEREAS, Doubts have arisen as to the legality and regularity of the formation and organization of the said district, and as to the acts of its officers and board of directors; therefore,

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

**SECTION 1. Organization legalized.** That the organization of the independent school district of Whiting, Monona county, Iowa, the official acts of its board of directors, be and the same are hereby legalized and made valid, the same as though said organization had been in strict conformity to law.

**SEC. 2. Pending litigation.** Provided, that nothing in this act contained shall be construed to affect any pending litigation.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall be in force and effect after its publication in the "Register and Leader", a newspaper published at Des Moines, Iowa, and the "Whiting Herald", a newspaper published at Whiting, Iowa, said publication to be without expense to the state.

Approved February 6, A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader, February 7, 1906, and the Whiting Herald, February 8, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 255.

## PEOPLES BANK OF WEST LIBERTY.

S. F. 26.

AN ACT to legalize the acts of the "Peoples Bank" and the acts of the same corporation under the name of the "Peoples State Bank" located at West Liberty, Iowa, and to provide for filing its renewal certificate with the secretary of state.

WHEREAS, The "Peoples Bank", a corporation doing a general banking business at West Liberty, Muscatine county, Iowa, was organized under the general corporation laws of the state of Iowa on the 30th day of October, 1871, and by its charter authorized to conduct a general banking business at the town of West Liberty, Iowa, for a term of twenty years from the 20th day of April, 1868; and,

WHEREAS, At the regular annual meeting of the stockholders of said bank on the 26th day of December, 1887, due notice having been previously given to each stockholder that a proposition to renew the term of duration of said corporation would be presented at said meeting, it was, by a unanimous vote of said stockholders' meeting, resolved that said corporation be extended for twenty years from April 10, 1888, and in pursuance of said resolution there was duly executed in proper form by the officers of said corporation a renewal certificate which was duly recorded in the recorder's office in Muscatine county on April 2, 1888, and the same was sent to the auditor of state by mistake, instead of the secretary of state, where it was filed April 4, 1888, and the said auditor of state duly issued to said "Peoples Bank" a certificate authorizing it to transact business as a state bank; and,

WHEREAS, On the 11th day of April, 1888, the auditor of state issued said certificate, and from said date said bank continued to transact the business of a state bank under the name of the "Peoples Bank" up to and including the 1st day of January, 1889, when by amendment of its articles of incorporation, duly and legally voted upon, adopted and recorded with the county recorder and the secretary of state to comply with chapter 72, section 1, acts of the 21st General Assembly, the name of said bank was changed to the "Peoples State Bank"; and,

WHEREAS, Some doubts have arisen as to the validity of the acts of the "Peoples Bank" and of the acts of the same corporation known and designated after the 1st day of January, 1889, as the "Peoples State Bank" and as to the right of the "Peoples State Bank" to now file with the secretary of state said renewal certificate, and the right of the secretary of state to file the same upon receipt of fees as provided by section 5007, McClain's annotated code of Iowa, edition of 1888; now, therefore,

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

**SECTION 1. Acts of Peoples Bank legalized.** That the acts of the "Peoples Bank", from and including the 10th day of April, 1888, to and including the 1st day of January, 1889, be and the same are hereby legalized and declared legal, valid and binding to the same extent as though its certificate of renewal had been filed with and in the office of the secretary of state.

**SEC. 2. Acts of Peoples State Bank legalized.** That the acts of the "Peoples State Bank", from and including the 1st day of January, 1889, be and the same are hereby legalized and declared legal, valid and binding to the same extent as though the certificate of renewal of the "Peoples Bank" had been filed with and in the office of the secretary of state.

**SEC. 3. Filing of renewal certificate.** That the secretary of state be and he is hereby directed to file the renewal certificate of the "Peoples Bank" upon the receipt of fees as provided by section 5007, McClain's annotated code of Iowa, edition of 1888, and issue to said bank his certificate

of incorporation covering a period of twenty years, said certificate to be dated, and term to commence on, the 10th day of April, 1888.

SEC 4. In effect. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa. Said publication to be without expense to the state.

Approved January 26 A. D. 1906.

I hereby certify that the foregoing act was published in the Register and Leader and the Des Moines Capital, January 27, 1906.

W. B. MARTIN,  
Secretary of State.

## CHAPTER 256.

### INCORPORATION OF POSTVILLE CEMETERY ASSOCIATION.

Æ. F. 102.

AN ACT legalizing the incorporation of the Postville cemetery association and the acts and proceedings thereof, particularly with reference to the title to real estate acquired by the said cemetery association in the transaction of its business.

WHEREAS, On the 24th day of March, 1860, one T. Stiles, and certain other persons, did organize and incorporate themselves into "A corporation other than for pecuniary profit," under the name and style of the "Postville Cemetery Association", for the purpose of establishing a cemetery for the use of the community in and contiguous to the town of Postville, in Allamakee county; and,

WHEREAS, The articles of incorporation of said Postville cemetery association recites that such corporation was formed "For the purchase of two acres of land in the county of Clayton, and preparing, fencing and disposing of same for cemetery purposes only"; and,

WHEREAS, The said Postville cemetery association upon its organization acquired the two acres of land contemplated by the organizers thereof at the time of the adoption of its articles of incorporation, and has continued as a cemetery association in the ownership, control and management of a cemetery in Clayton county near Postville, Iowa, from the time of its organization to the present time; and,

WHEREAS, For the purpose of keeping, maintaining and enlarging such cemetery, the said association has from time to time acquired other tracts of land in addition to the two acres of land originally procured by it, and contemplated in its articles of incorporation; all of which said land has been used by said association for the improvement, addition to, and enlargement of its cemetery, and has been acquired by the said association in good faith, and with the belief that it was authorized to acquire, own and hold said real estate under and by virtue of its articles of incorporation; and,

WHEREAS, Doubts have arisen as to the validity of the articles of incorporation of the said Postville cemetery association, and the validity and legality of its title to the real estate acquired by it subsequent and in addition to the two acres of land first procured and owned by said association; therefore,

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

SECTION 1. Incorporation and acts legalized—pending litigation. That the articles of incorporation of the Postville cemetery association are hereby declared to be valid, legal and sufficient to constitute said Postville cemetery association a corporation other than for pecuniary profit under the laws of the State of Iowa; that the title to all lands

purchased or otherwise acquired by the Postville cemetery association since it was organized, or that it may hereafter acquire under its present name and style, is and shall be a valid, legal title in the said Postville cemetery association; and that the said Postville cemetery association takes the title to said land the same as though its articles of incorporation had complied with the law in all respects, and there had been no limitation therein as to the amount of land which said association might acquire and own for cemetery purposes; and that said association has the right to transfer the title to such land to any successor thereto, or to any corporation that may be brought into existence by the re-organization or re-incorporation of the said association. Provided, that nothing herein contained shall in any way affect pending litigation.

Approved February 14, A. D. 1906.

## CHAPTER 257.

### ADMINISTRATOR'S DEED TO CERTAIN REAL ESTATE IN ALLAMAKEE COUNTY.

H. F. 432.

AN ACT to legalize an administrator's deed to certain real estate situated in Allamakee county, Iowa.

WHEREAS, On or about the 3d day of January, A. D. 1853, the United States, by patent, did grant and convey unto one Frost Gerry the following described real estate situated in Allamakee county, to-wit:

East half ( $\frac{1}{2}$ ) of southwest quarter ( $\frac{1}{4}$ ), and west half ( $\frac{1}{2}$ ) of southeast quarter ( $\frac{1}{4}$ ), of section 17, town. 98, north of range 5, west of 5th principal meridian, a certified copy of which said patent now appears of record in the recorder's office of Allamakee county, Iowa; and,

WHEREAS, Subsequent to obtaining title to the said real estate, the said Frost Gerry then and at the time obtaining said title, and at all other times prior thereto, was a resident of the state of Maine, departed this life, and one Henry K. Dexter was appointed administrator of his estate by the proper probate authority of the state of Maine; and,

WHEREAS, Pursuant to his appointment and qualification as such administrator, and for the purpose of settling the estate of the said Frost Gerry and make distribution thereof, the said Henry K. Dexter as such administrator did convey said premises in the year 1853 to one Aseph H. Hersey, which deed of conveyance recites that said Henry K. Dexter was the lawful administrator of said Frost Gerry, and was duly authorized to sell said real estate; and,

WHEREAS, There never was any administration upon the estate of said Frost Gerry in the state of Iowa, and the said Henry K. Dexter never qualified as such administrator within the state of Iowa, and the said deed hereinbefore referred to was not submitted to any court within the state of Iowa, and did not receive the approval or sanction of any court within the state of Iowa; and,

WHEREAS, The said Aseph H. Hersey pursuant and by virtue of said administrator's deed entered into the possession of said premises and he and his heirs and grantees, have for a period of more than fifty years been in the open, notorious, undisputed and adverse possession of said premises under a chain of title based upon the said administrator's deed; and,

WHEREAS, The said premises are now the property of John G. Ratcliffe, B. F. Ratcliffe, M. J. Barthell, Mrs. Martha M. Barthell, and the surviving widow, legatees and heirs at law of one Thomas Maroney, deceased; and,

WHEREAS, Doubts have arisen as to the validity of the title of said premises held and claimed by the present owners thereof by reason of the facts herein set out and before recited. Wherefore,

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

**SECTION 1. Administrator's deed legalized—pending litigation.** That the administrator's deed of the premises described in the preamble hereto, from Henry K. Dexter to Aseph H. Hersey, is hereby legalized and declared to be a valid, legal and binding conveyance of said premises and the title to said premises held by the present owners thereof is a valid, legal title to said premises in so far as the same is effected and founded upon the said administrator's deed. Provided, that nothing herein contained shall affect pending litigation.

Approved April 10, A. D. 1906.

# PART V.

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## JOINT RESOLUTIONS.

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### JOINT RESOLUTION NO. 1.

#### DRAINAGE.

[Originated in the House.]

HOUSE JOINT RESOLUTION No. 1, proposing an amendment to the constitution of the state of Iowa, additional to section eighteen (18) of article one (1) of said constitution.

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

That there be added to section eighteen (18) of article one (1) of the constitution of the state of Iowa, the following:

"The general assembly, however, may pass laws permitting the owners of lands to construct drains, ditches, and levees for agricultural, sanitary or mining purposes across the lands of others, and provide for the organization of drainage districts, vest the proper authorities with power to construct and maintain levees, drains and ditches and to keep in repair all drains, ditches and levees heretofore constructed under the laws of the state, by special assessments upon the property benefited thereby. The general assembly may provide by law for the condemnation of such real estate as shall be necessary for the construction and maintenance of such drains, ditches and levees, and prescribe the method of making such condemnation."

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 (3) months previous to the day of such election as provided by law.

Approved April 10, A. D., 1906.

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### JOINT RESOLUTION NO. 1.

#### ADDITIONAL EMPLOYES OF GENERAL ASSEMBLY.

[Originated in the Senate.]

JOINT RESOLUTION relating to the selection of additional employes of the Thirty-first General Assembly, fixing their compensation and defining their duties.

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

SECTION 1. That E. J. Culver of Clarion, James Smith of Oelwein, W. J. Hamilton of Osceola, A. J. Scott of Rockwell City, and H. T. Barber of

## JOINT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

Macedonia, are hereby appointed policemen at a salary of \$70.00 per month, each.

SEC. 2. That L. B. Raymond, Jr., of Hampton and J. R. Brink of Creston, are hereby appointed clerks in the document room, at a salary of \$60.00 per month, each.

SEC. 3. That W. R. Oaks of Sabula is hereby appointed a clerk in the supply department at a salary of \$60.00 per month.

SEC. 4. That Capt. M. T. Russell of Des Moines is hereby appointed assistant bill clerk in the Senate, at a salary of \$60.00 per month.

SEC. 5. That Wm. Robinson of Curlew is hereby appointed assistant file clerk in the Senate, at a salary of \$60.00 per month.

SEC. 6. That Carl Peters of Reasnor, Samuel Diller of Des Moines, and C. H. Turbett of Des Moines, are hereby appointed elevator tenders, at a salary of \$60.00 per month, each.

SEC. 7. That Samuel Salts of Bernhart, J. E. Winder of Bedford, J. C. Smith of Garden Grove, C. B. Kennedy of Cedar Rapids, John Wildman of Marshalltown, Theodore Bell of Sioux City, F. C. Fritz of Stuart, R. L. Adams of Chariton, E. T. Harris of Buxton, Dudley Spaulding of Shenandoah, S. W. Kyle of Marshalltown and Henry Johnson of Estherville, are hereby appointed janitors at a salary of \$60.00 per month, each.

SEC. 8. That W. W. Hyzer of Guthrie Center is hereby appointed mail carrier, and H. H. Baldwin of Ft. Dodge is hereby appointed assistant mail carrier.

SEC. 9. That the policemen, elevator tenders, and janitors shall be assigned to their respective duties by the custodian; the clerks in the document room by the secretary of state; the clerk in the supply department by the secretary of the executive council; the assistant bill and file clerks by the secretary of the senate; and the mail carriers by the president of the senate and speaker of the house.

SEC. 10. That the custodian is hereby authorized and directed to detail not more than two of the janitors for work in the rooms of the hall of history, as may be required by the curator during the session of the general assembly.

SEC. 11. That the secretary of the senate and the chief clerk of the house are hereby directed to prepare a pay roll of said employes, the same to be countersigned by the president of the senate and speaker of the house, and presented to the auditor of state.

SEC. 12. That the custodian is hereby authorized to employ such additional help as may be necessary to remove snow from the approaches, porticoes and walks about the capitol.

SEC. 13. That the secretary of state is hereby authorized to retain as many clerks, hereby appointed, to serve in the document room as he may deem necessary, for a period of time not exceeding two weeks after the adjournment of the Thirty-first General Assembly.

Approved January 23, A. D. 1906.

## JOINT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

## JOINT RESOLUTION NO. 3.

## THE CALLING OF AN INTERSTATE CONVENTION.

[Originated in the Senate]

DIRECTING The governor of the state of Iowa to invite the governors of the several states to name representatives to an interstate convention, to be held at Des Moines, Iowa, or elsewhere, for the purpose of securing such action on the part of the several states as will result in a constitutional convention for the proposal of an amendment to the constitution providing for the election of united states senators by a direct vote.

WHEREAS, The legislatures of many states have at various times adopted memorials and resolutions in favor of the election of United States senators by popular vote; and,

WHEREAS, The national house of representatives has, in recent years, repeatedly adopted resolutions in favor of the proposed change in the method of electing United States senators, all of which, however, have failed in the senate; and,

WHEREAS, Article V of the constitution of the United States provides that congress, on the application of the legislatures of two-thirds of the several states, shall call a convention for proposing amendments; and,

WHEREAS, It is believed that there is a general desire on the part of the voters of the state of Iowa that United States senators should be elected by a direct vote; therefore,

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

SECTION 1. That the governor of the state of Iowa is hereby authorized and directed to invite the governors of the various states to appoint and commission five delegates from each of their respective states to constitute an interstate convention, to be held in the city of Des Moines, Iowa, or elsewhere, to be convened in the year 1906, for the purpose of securing such action on the part of the several states as will result in the calling of a constitutional convention for the proposal of an amendment to the constitution of the United States providing for the election of United States senators by a direct vote.

Approved March 16, A. D. 1906.

## JOINT RESOLUTION NO. 4.

## ASSIGNMENT OF ROOM FOR USE OF NEWSPAPER REPRESENTATIVES.

[Originated in the Senate.]

JOINT RESOLUTION setting aside room No. twenty-seven (27) in the state capitol building for the use of newspaper publishers, reporters and correspondent..

WHEREAS, The house by resolution has assigned for the remainder of the session of the Thirty-first General Assembly of the state of Iowa committee room number twenty-seven (27) for the use of the newspaper publishers, reporters and correspondents; and,

WHEREAS, The assignment of a room permanently for the use of such newspaper publishers, reporters and correspondents, during all the regular sessions of the general assembly as well as during the interims between sessions will facilitate the work of such newspaper publishers, reporters and correspondents in furnishing to the public accurate information and reports of the transactions of the general assembly and state offices; therefore,

*Be it resolved by the Senate, the House concurring:*

That committee room number twenty-seven (27) be and the same is hereby set aside for the use and convenience of said newspaper publishers, reporters



JOINT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

and correspondents and is designated as the press gallery of the General Assembly of Iowa; that the custodian of the capitol is hereby directed to supply said room with a sufficient number of desks and chairs for the use of said newspaper publishers, reporters and correspondents.

Approved April 5, A. D. 1906.

JOINT RESOLUTION NO. 5.

NUMBER AND COMPENSATION OF EMPLOYES OF STATE DEPARTMENT.

[Originated in the Senate.]

JOINT RESOLUTION 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 July 1, 1907, the number of employes for the various offices at the seat of government, unless otherwise provided by law, shall at no time exceed the number named herein, and their compensation shall be amounts herein fixed:

FOR THE OFFICE OF THE ATTORNEY GENERAL.

	Per Annum.
One assistant to the attorney general.....	\$ 1,800.00
One stenographer at a salary of.....	900.00
Additional assistance and contingent fund.....	1,200.00

FOR THE OFFICE OF AUDITOR OF STATE.

One chief clerk of the insurance department at a salary of.....	1,800.00
One security clerk in insurance department, who shall give bond, at a salary of .....	1,500.00
One fee clerk who shall give bond at a salary of .....	1,400.00
Extra clerical assistance in insurance department.....	1,000.00
One chief in revenue department at a salary of .....	1,500.00
One chief clerk in banking department at a salary of.....	1,500.00
One assistant clerk in banking department at a salary of.....	1,000.00
Extra clerical assistance in banking and revenue departments, expense in adjusting accounts between the state and counties, expense in attending meetings of the insurance commissioners and such other expenses as shall be approved by the executive council, not to exceed.....	1,500.00
Two stenographers at salaries, each, of .....	900.00
Allowance for the assistant insurance examiner not to exceed five hundred dollars (\$500.00), said assistant examiner to receive altogether with salary not to exceed eighteen hundred dollars (\$1,800.00) per annum.	
One janitor at a salary of.....	720.00

FOR THE OFFICE OF THE CLERK OF THE SUPREME COURT.

One clerk at a salary of.....	1,200.00
Additional clerical assistance not to exceed.....	900.00
One messenger who shall perform such duties about his office for the supreme court room proper as the clerk may order at a salary of.....	720.00

## JOINT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

## FOR THE OFFICE OF GOVERNOR.

One pardon secretary at a salary of....	\$ 1,500.06
One pardon clerk at a salary of.....	1,200.00
One requisition clerk at a salary of.....	1,200.00
One general clerk at a salary of.....	900.00
One general clerk and stenographer at a salary of.....	900.00
One messenger and usher, who shall act as janitor, at a salary of	900.00

## FOR THE STATE LIBRARIAN'S OFFICE.

One cataloger at a salary of.....	1,000.00
One stenographer and bookkeeper at a salary of.....	900.00
One janitor at a salary of.....	720.00
Assistant help in janitor service.....	400.00
For additional compensation for assistant librarian in charge of law library and documents.....	300.00

## FOR THE OFFICE OF THE RAILROAD COMMISSIONERS.

One clerk at a salary of.....	1,200.00
One stenographer at a salary of.....	900.00
For extra clerical assistance not to exceed.....	600.00

## FOR THE OFFICE OF THE SECRETARY OF STATE.

One chief clerk (who shall give bond) at a salary of.....	1,500.00
One corporation clerk at a salary of.....	1,200.00
One assistant corporation clerk at a salary of.....	1,200.00
One stenographer at a salary of.....	900.00
One librarian of document department at a salary of.....	1,200.00
One document clerk and accountant for storage building not to exceed .....	1,200.00
Shipping help and cataloging in storage building and for additional clerical assistance not to exceed.....	2,000.00
Indexing vaults, if supplied with steel cases as contemplated, not to exceed.....	600.00
One janitor and messenger at a salary of.....	900.00

## FOR THE OFFICE OF THE SUPERINTENDENT OF PUBLIC INSTRUCTION.

One stenographer at a salary of.....	900.00
One janitor at a salary of.....	720.00
For extra clerical assistance, not to exceed.....	600.00

## FOR THE SUPREME COURT ROOMS.

One bailiff who shall also act as messenger and perform such other duties as the supreme court may order at a salary of....	780.00
For stenographic and messenger service, not to exceed.....	5,400.00

## FOR THE OFFICE OF TREASURER OF STATE.

One cashier (who shall give bond) at a salary of.....	1,500.00
One revenue clerk at a salary of.....	1,200.00
One general clerk at a salary of.....	900.00
One stenographer at a salary of.....	900.00
One watchman who shall be janitor at a salary of.....	780.00
For additional clerical assistance.....	500.00

## FOR THE HISTORICAL DEPARTMENT.

Assistant curator at a salary of.....	1,200.00
Second assistant curator, clerk and stenographer at a salary of...	1,000.00
One museum curator, at a salary of.....	1,000.00

## JOINT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

Two janitors for the historical building, at salaries, each, of.....	\$ 720.00
One night watchman at a salary of.....	720.00
FOR THE EXECUTIVE COUNCIL.	
One secretary at a salary of.....	1,800.00
One clerk at a salary of.....	1,400.00
One clerk at a salary of.....	1,000.00
One postmaster at a salary of.....	1,000.00
One mail carrier with team and wagon who shall also act as janitor for the secretary of the executive council and supply room, at a salary of.....	1,000.00
For additional clerical assistance not to exceed.....	1,200.00
FOR THE BOARD OF CONTROL.	
One chief accountant at a salary of not to exceed.....	1,800.00
One storekeeper and clerk at a salary of not to exceed.....	840.00
One estimate clerk at a salary of not to exceed.....	900.00
Four stenographers and clerks at salaries, each, of not to exceed..	900.00
One clerk and janitor at a salary of not to exceed.....	780.00
For extra clerical assistance, not to exceed.....	2,000.00
FOR THE DEPARTMENT OF GEOLOGICAL SURVEY.	
One secretary and clerk at a salary of.....	1,000.00
FOR THE OFFICE OF STATE MINE INSPECTOR.	
One clerk at a salary of.....	900.00
FOR WEATHER AND CROP SERVICE.	
Director's salary.....	1,600.00
Clerical assistance not to exceed.....	720.00
FOR THE OFFICE OF THE STATE BOARD OF HEALTH.	
One clerk and stenographer at a salary of.....	900.00
FOR THE OFFICE OF SUPREME COURT REPORTER.	
One clerk at a salary of not to exceed.....	720.00
FOR THE OFFICE OF THE LIBRARY COMMISSION.	
One secretary at a salary of.....	1,600.00
One librarian (traveling library) at a salary of.....	900.00
One library organizer at a salary of.....	720.00
One clerk and general assistant, not to exceed.....	600.00
For extra help as needed, including service of shipping clerk, not to exceed.....	720.00
FOR THE OFFICE OF THE STATE PHARMACY COMMISSION.	
One secretary at a salary of.....	1,500.00
For extra clerical assistance not to exceed.....	200.00
FOR THE OFFICE OF THE FOOD AND DAIRY COMMISSIONER.	
For clerical assistance not to exceed.....	900.00
For the offices of the department of agriculture (agricultural society) and state board of health there shall be one janitor to be selected by them at a salary of.....	720.00
For the offices of the pharmacy department, dairy department, mining inspector and labor bureau, there shall be one janitor to be selected by the custodian at a salary of.....	720.00

## JOINT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

For the offices of the adjutant general, G. A. R. department and geological survey, there shall be one janitor selected by them at a salary of.....	\$	720.00
For the offices of the railroad commissioners, horticultural department and attorney general, there shall be one janitor selected by them at a salary of.....		720.00
The last four janitors shall be upon the custodian's pay roll.		

To be employed by the custodian of public buildings and property :

One chief engineer at a salary of not to exceed.....	1,500.00
One first assistant engineer at a salary not to exceed.....	1,200.00
One second assistant engineer at a salary of not to exceed.....	1,000.00
One electrician and machinist at a salary of not to exceed. ....	1,200.00
One carpenter at a salary of not to exceed.....	1,000.00
One chief of police at a salary of.....	900.00
Two night watchmen at salaries each of.....	900.00
Necessary firemen (estimated at an average of seven) at salaries, each, of.....	780.00
Eight floor janitors at salaries, each, of.....	720.00
One storage building janitor at a salary of.....	720.00
One janitress at a salary of.....	720.00
One elevator tender at a salary of.....	780.00
Allowance for washing towels, not to exceed.....	170.00
One florist for six months at a salary of not to exceed \$70 per month or total of.....	420.00
Two yard men for six months at salaries each of \$60, or total of	720.00
Extra help as may be needed, not to exceed.....	670.00

The janitors employed in the capitol under the provisions of this resolution, shall at all times be subject to the orders of the custodian to perform any additional service, by way of rendering assistance to the state house engineers, carpenter, supply department, historical department, or any other labor that may be necessary about the capitol or upon the capitol grounds, at such hours as they are not necessarily employed in their regular janitor work, and it shall be the duty of the custodian to assign such janitors to any such extra service, and he may discharge any janitor for incompetency, neglect of duty or insubordination.

All clerks, janitors and other employes in the departments named in this resolution shall be under the control of the head of the department and may by him be transferred to such work as he shall direct in assisting other clerks or elsewhere in the different branches of the service of the department.

Any head of a department may at any time discharge any clerk or other employe in such department for negligence of duty, insubordination or incapacity.

Approved April 10, A. D. 1906.

## PART VI.

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### CONCURRENT RESOLUTIONS.

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#### NUMBER 1.

CONCURRENT RESOLUTION relative to furnishing members of the Thirty-first General Assembly with one copy each of the code, the supplement to the code and the session laws of the Twenty-ninth and Thirtieth General Assemblies.

*Resolved by the House, the Senate concurring:*

That the secretary of state be requested to furnish each member of the Thirty-first General Assembly with the code and supplement to the code, and the session laws of the Twenty-ninth and Thirtieth and annotations of the Twenty-seventh, Twenty-eight and Twenty-ninth and Thirtieth, General Assemblies.

Adopted January 9, A. D. 1906.

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#### NUMBER 2.

CONCURRENT RESOLUTION relative to the publication of the report of the committee on state educational institutions.

*Resolved by the Senate, the House concurring:*

That the report of the committee on state educational institutions be omitted from the Journals, and that in lieu of such publication 4,000 copies of same be printed in pamphlet form.

Adopted January 10, A. D. 1906.

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#### NUMBER 3.

CONCURRENT RESOLUTION, relative to printing and binding of additional copies of the Official Register for the year 1906.

*Resolved by the House, the Senate concurring:*

That the secretary of state be authorized to publish fifteen thousand copies of the Iowa Official Register of 1906 in addition to the number authorized in section seventy of the code. That one thousand copies of the Iowa Official Register of 1906 be bound in cloth with gilt letters, and that the state binder be paid fifteen cents per volume, in full, for folding, sewing and binding said one thousand copies in cloth.

Adopted January 11, A. D. 1906.

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#### NUMBER 4.

CONCURRENT RESOLUTION relative to publishing fifteen thousand copies of the last annual report of the Iowa state highway commission.

WHEREAS, The law creating the state highway commission makes no provision for the printing of its annual reports made to the governor; and,

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 CONCURRENT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.
 

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WHEREAS, The report for the year ending July 1st, 1905, contains a large amount of information of special interest and value to the farmers and road builders of Iowa; therefore, be it

*Resolved by the House, the Senate concurring:*

That fifteen thousand copies of said report be printed in pamphlet form for distribution by said highway commission.

Adopted February 1, A. D. 1906.

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 NUMBER 5.

CONCURRENT RESOLUTION relating to publishing five thousand copies of the report of the board of control on the extent of tuberculosis in Iowa and the best means of prevention and treatment thereof.

*Resolved by the House, the Senate concurring:*

That 5,000 copies of the report of the board of control of state institutions on the extent of tuberculosis in Iowa and the best means of prevention and treatment of the disease be published in pamphlet form for distribution.

Adopted February 5, A. D. 1906.

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 NUMBER 6.

CONCURRENT RESOLUTION memorializing the Iowa members of congress to favor the enactment of a national pure food law.

WHEREAS, We deem the enactment of a pure food law by congress to be of great importance and of vital interest to the people of Iowa and to the interest of the honest wholesalers and retailers of this state; therefore, be it

*Resolved by the Senate, the House concurring:*

SECTION 1. That our senators and representatives in congress be requested to take early, earnest and persistent action and to use their efforts to further the enactment of such a law.

SEC. 2. That copies of this resolution properly authenticated be sent by the secretary of state to each of our senators and representatives now in congress, and to the senators and representatives from the states of Missouri, Minnesota and Nebraska and to the secretary of agriculture at Washington, D. C.

Adopted February 24, A. D. 1906.

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 NUMBER 7.

CONCURRENT RESOLUTION relative to the publication of the new pure food law.

*Be it resolved by the Senate, the House concurring:*

That the secretary of state is hereby authorized to have five thousand (5,000) copies of the new pure food law forthwith published in pamphlet form for general distribution.

Adopted March 6, A. D. 1906.

## NUMBER 8.

CONCURRENT RESOLUTION relative to furnishing certain officers of the house and senate with one copy each of the code, the supplement to the code, and the session laws of the Thirtieth and Thirty-first General Assemblies.

*Resolved by the Senate, the House of Representatives concurring:*

That the secretary of state, be and is hereby directed, to furnish the assistant secretaries of the senate, and the assistant clerks of the house and the journal clerks of both houses, each with a copy of the code and supplement to the code, and the session laws of the Thirtieth and Thirty-first General Assemblies.

Adopted February 24, A. D. 1906.

## NUMBER 9.

CONCURRENT RESOLUTION relative to publishing the rules of the Thirty-first General Assembly.

*Resolved by the Senate, the House concurring:*

That the state printer be directed to print for the use of the house and senate, the officers thereof, and other purposes, two thousand five hundred copies of the rules of the Thirty-first General Assembly, and that the state binder be directed to bind one thousand copies thereof in paper covers and to use the remaining fifteen hundred copies thereof in the bound volumes of the 1906 Iowa documents.

Adopted March 9, A. D. 1906.

## NUMBER 10.

CONCURRENT RESOLUTION recalling the biennial report of the state board of health from the state printer.

WHEREAS, The biennial report of the state board of health for the period ending June 30, 1905, has not yet been printed; and,

WHEREAS, It can not be printed before the adjournment of the 31st General Assembly; and,

WHEREAS, The fiscal period will close on June 30, 1906, when another report should be published; therefore,

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

That copy for the biennial report of the state board of health be recalled from the state printer and returned to the secretary of the said board of health and said report be not printed.

Adopted March 23, A. D. 1906.

## NUMBER 11.

CONCURRENT RESOLUTION inviting President Roosevelt to visit Iowa at the time of the reunion of the army of the Philippines.

WHEREAS, The national society of the army of the Philippines will hold their seventh annual reunion in the state of Iowa at the city of Des Moines, August 13, 14 and 15, 1906; and,

CONCURRENT RESOLUTIONS OF THE THIRTY-FIRST GENERAL ASSEMBLY.

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WHEREAS, The state of Iowa furnished a regiment of infantry and many members of other organizations who actively and with great credit to the state participated in the Spanish-American war and the Philippine insurrection and are members of the above mentioned organization; and,

WHEREAS, An invitation will be extended by the national society of the Army of the Philippines to their comrade, the president of the United States, to attend and participate in the reunion of the veterans of said organization; therefore be it

*Resolved, by the Senate, the House concurring:*

That the Thirty-first General Assembly unite with the officers and members of the Army of the Philippines in extending an invitation urging President Roosevelt to visit the state of Iowa on the occasion of said reunion; and be it further

*Resolved,* That the secretary of state be requested to forward a copy of these resolutions to President Roosevelt.

Adopted April 2, A. D. 1906.



## CERTIFICATE.

STATE OF IOWA, }  
OFFICE OF SECRETARY OF STATE. }

I, W. B. Martin, 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 Thirty-first General Assembly, except that the words enclosed in brackets [thus] have been inserted where it is evident that an omission has occurred.

In testimony whereof, I have hereunto subscribed my name and caused to be affixed the official seal of my office at Des Moines, this twenty-fifth day of June, A. D. 1906.

*W. B. Martin*

(SEAL)

*Secretary of State.*

## CONDITION OF THE TREASURY.

DEPARTMENT OF AUDITOR OF STATE,  
DES MOINES, IOWA, MAY 15, 1906.

HON. W. B. MARTIN, *Secretary of State.*

DEAR SIR:—In pursuance of section 18 of the constitution of Iowa, I have the honor to submit for publication with the laws of the Thirty-first General Assembly, the following statement of the receipts and expenditures of public moneys for the biennial fiscal period commencing July 1, 1903 and ending June 30, 1905.

Respectfully,



*Auditor of State.*

## CONDITION OF THE TREASURY.

The amount of funds in the Treasury at the close of the last fiscal period, June 30, 1903, including agricultural college mortgage bonds, was \$2,288,220.12, belonging to the several funds as follows:

General revenue.....	\$ 1,570,472.88
Agricultural college endowment fund .....	699,456.89
Special Iowa state college fund.....	80,701.04
Special university fund .....	8,988.53
Special normal school fund.....	15,648.78
Total.....	\$ 2,288,220.12

The amount received from all sources during the fiscal period ending June 30, 1905, was \$7,449,516.63, which was distributed in the several funds as follows:

General revenue.....	\$ 6,680,847.71
Special university tax .....	247,888.87
Special agricultural college tax .....	247,688.16
Special state normal school tax .....	128,374.08
Agricultural college endowment fund.....	171,480.00
Agricultural college additional endowment fund.....	50,000.00
Swamp land indemnity fund.....	4,920.07
Permanent school fund .....	2,626.08
Temporary school fund .....	1,848.78
Total .....	\$ 7,449,516.63

The receipts being added to the balances on hand June 30, 1903, as shown above, makes \$9,635,463.88 as the amount to be accounted for. The disbursements during the fiscal period ending June 30, 1905, were as follows:

General revenue.....	\$ 6,795,794.22
Special university tax .....	207,580.00
Special agricultural college tax .....	244,487.21
Special state normal school tax .....	128,150.00
Agricultural college endowment fund.....	184,800.00
Swamp land indemnity fund .....	4,980.07
Permanent school fund.....	2,626.08
Temporary school fund.....	1,841.78
Agricultural college additional endowment fund.....	50,000.00
Total.....	\$ 7,611,089.34

Leaving a balance in the treasury June 30, 1905, of \$2,126,647.41, belonging to the several funds as follows:

General revenue.....	\$ 1,875,082.87
Agricultural college endowment fund.....	672,645.89
Special state university fund.....	44,205.40
Special agricultural college fund .....	83,681.99
Special state normal school fund.....	767.88
Temporary school fund.....	4.00
Total.....	\$ 2,126,647.41

## CONDITION OF THE TREASURY.

## STATEMENT NO. 1.

Showing receipts and disbursements during the fiscal period ending June 30, 1905.

## RECEIPTS.

General state revenue tax	\$8,819,629.87
Interest on delinquent taxes	28,708.17
Sale of laws by county auditors	4,351.89
Insane from counties	981,880.41
Blind from counties	1,548.00
Deaf from counties	8,018.74
Feeble-minded	86,680.88
Orphans' home	84,880.60
Fees from auditor of state, insurance	101,397.61
Fees from auditor of state, building and loan	770.00
Fees from auditor of state, bank examiner	18,670.00
Fees to cover expense of building and loan examinations	498.04
Fees to cover expenses of insurance examinations	2,984.83
Fees from dairy commissioners	2,889.00
Fees from clerk of supreme court	6,748.50
Fees from oil inspectors	17,982.01
Fees from secretary of state	188,917.64
Fees from superintendent of public instruction	3,470.50
Fees from state entomologist	1,638.50
Fees from pharmacy commissioner	55,203.56
Fees from board of medical examiners	5,308.84
Fees from board of health	870.08
Fees from board of dental examiners	2,445.83
Fees from veterinary medical examiners	1,084.00
Equipment Car. Co., tax	5,041.05
Itinerant physicians' licenses	4,500.00
Refund Spanish war claims	20,548.70
United States aid to soldiers' home	144,425.10
Interest on state school bonds	1,841.73
Sale of state square to East Des Moines school board	8,500.00
Interest on average daily deposit in banks	26,460.23
Insurance taxes	555,172.83
Collateral inheritance tax	268,448.05
Mine inspectors' board of examiners	770.00
Refund and sales by adjutant-general	20,432.80
Sales and refunds by T. E. McCurdy, custodian	4,250.00
A. H. Davison, refund on mileage	830.24
Alice B. Tyler, refund on traveling expense, library commission	454.90
Refund by state printer for paper not used for state	434.88
Sale of laws by secretary of state	1,161.90
Sale of geological reports and specimens	192.39
A. B. Cummins, refund governor contingent fund	887.88
Refund part of per capita insane patients	1.38
E. C. Barrett, refund traveling expense	16.38
G. E. Benedict, refund employe Thirtieth General Assembly	4.00
Refund, miscellaneous, Code 165, by Chas. Aldrich	4.50
Sale of right of way through state grounds	250.00
Costs, State vs. Haines	18.50
J. C. Crockett, costs, State vs. Russell	47.08
Refund, miscellaneous, Code 164	28.72
Refund, capital commission	21.08
G. W. Mullan, for support of J. Thornton, state insane patient	2,447.89
J. C. Crockett, costs in state cases	68.00
Refunds by attorney-general	83.82
Sales of property at St. Louis exposition	726.51
Refunds by auditor of state	538.54
Refund by dairy commissioner	100.00
Rent of lake beds	5.00
Penitentiary at Anamosa, support	5,297.98
Penitentiary at Anamosa, books and periodicals	1,769.85
Penitentiary at Anamosa, lectures and entertainments	650.40
Penitentiary at Fort Madison, support	2,804.21
Penitentiary at Fort Madison, new walls	49.00
Penitentiary at Fort Madison, books and periodicals	1,606.79
Penitentiary at Fort Madison, lectures and entertainments	889.71
Penitentiary at Fort Madison, contingent and repairs, refund	10.00
Penitentiary at Fort Madison, new hospital, refund	533.90
Penitentiary at Fort Madison, new power house	80.00
Soldiers' Orphans' Home, Davenport, support	2,312.77
Soldiers' Orphans' Home, Davenport, refund, enlargement of tunnels	120.20
Hospital Insane, Independence, support	8,154.81
Hospital Insane, Independence, refund, contingent and repairs	14.00
College for Blind, Vinton, support	4,904.50
Feeble-minded Institution, Glenwood, support	2,638.50
Industrial School for Boys, Eldora, support	6,878.00
Industrial School for Girls, Mitchellville, support	1,275.50
Hospital for Insane, Mount Pleasant, support	15,901.69
Hospital for Insane, Clarinda, support	5,583.98
Hospital for Insane, Cherokee, support	8,198.08
School for Deaf, Council Bluffs, support	4,515.18
Soldiers' Home, Marshalltown, support	9,471.08
Hospital for Inebriates, Knoxville, closing home	50.00
Hospital for Inebriates, Knoxville, establishing hospital	79.00
Support of state patients at hospital, Independence	834.80
Support of state patients at hospital, Clarinda	540.00

## CONDITION OF THE TREASURY.

Contract labor at penitentiary, Fort Madison.....	\$ 98,101.83
Contract labor at penitentiary, Anamosa.....	5,642.52
Board of United States prisoners at Anamosa.....	864.07
<b>Total receipts — General Revenue.....</b>	<b>\$ 6,000,847.71</b>
Balance on hand July 1, 1908.....	1,570,478.86
<b>Total to be accounted for.....</b>	<b>\$ 8,170,826.59</b>

## DISBURSEMENTS.

Redemption of auditors' warrants.....	\$ 3,795,794.83
Balance cash in treasury June 30, 1905.....	1,375,082.87
<b>Total.....</b>	<b>\$ 8,170,826.59</b>

## SPECIAL UNIVERSITY TAX.

Balance on hand June 30, 1903.....	\$ 8,968.53
Received from state tax, 2-10 mill levy.....	247,828.87
<b>Total.....</b>	<b>\$ 251,796.40</b>

## DISBURSEMENTS.

Redemption auditor's warrants.....	\$ 207,500.00
Balance in treasury June 30, 1905.....	44,296.40
<b>Total.....</b>	<b>\$ 251,796.40</b>

## AGRICULTURAL COLLEGE ENDOWMENT FUND.

Amount mortgage bonds in treasury June 30, 1903.....	\$ 666,450.00
Amount cash in treasury June 30, 1903.....	8.59
Amount received from sale of lands, etc., to date.....	171,499.00
<b>Total.....</b>	<b>\$ 837,948.99</b>

## DISBURSEMENTS.

Amount disbursed to Herman Knapp, treasurer.....	\$ 165,900.00
Cash in treasury June 30, 1905.....	8,248.99
Mortgage bonds in treasury June 30, 1905.....	660,400.00
<b>Total.....</b>	<b>\$ 837,948.99</b>

## AGRICULTURAL COLLEGE ADDITIONAL ENDOWMENT FUND.

Amount received by state treasurer from United States government.....	\$ 50,000.00
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## DISBURSEMENTS.

Amount disbursed to Herman Knapp, treasurer.....	\$ 50,000.00
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## SPECIAL IOWA STATE COLLEGE TAX.

Balance on hand June 30, 1903.....	\$ 80,701.04
Amount received from state tax, 2-10 mill levy.....	247,683.16
<b>Total.....</b>	<b>\$ 278,389.20</b>

## DISBURSEMENTS.

Redemption of auditor's warrants.....	\$ 244,457.21
Balance in treasury June 30, 1905.....	33,931.99
<b>Total.....</b>	<b>\$ 278,389.20</b>

## SPECIAL STATE NORMAL SCHOOL TAX.

Balance on hand June 30, 1903.....	\$ 16,645.78
Received from state tax, 1-10 mill levy.....	123,272.03
<b>Total.....</b>	<b>\$ 139,917.86</b>

## CONDITION OF THE TREASURY.

## DISBURSEMENTS.

Redemption of auditor's warrants.....	\$ 139,150.00
Balance in treasury June 30, 1905.....	797.88
<b>Total.....</b>	<b>\$ 139,947.88</b>

## PERMANENT SCHOOL FUND.

Balance in treasury June 30, 1903.....	\$ 2,626.02
Received by treasurer of state.....	
<b>Total.....</b>	<b>\$ 2,626.02</b>
Disbursements by treasurer of state.....	2,626.02
Balance in treasury June 30, 1905.....	
<b>Total.....</b>	<b>\$ 2,626.02</b>

## TEMPORARY SCHOOL FUND.

Received from rent on school land.....	\$ 4.00
Received from interest on state bonds.....	1,841.73
<b>Total.....</b>	<b>\$ 1,845.73</b>
Amount apportioned to counties.....	1,841.73
Balance in treasury June 30, 1905.....	4.00
<b>Total.....</b>	<b>\$ 1,845.73</b>

## SWAMPLAND INDEMNITY FUND.

Balance in treasury, June 30, 1903.....	\$ 4,990.07
Amount received from United States government.....	
<b>Total.....</b>	<b>\$ 4,990.07</b>
Disbursed to counties by treasurer of state.....	4,990.07
Balance in treasury, June 30, 1905.....	
<b>Total.....</b>	<b>\$ 4,990.07</b>

## RECAPITULATION OF BALANCES IN TREASURY, JUNE 30, 1905.

Temporary school fund.....	\$ 4.00
General revenue.....	1,375,063.27
Agricultural College Endowment fund.....	872,845.89
Special Iowa State College fund.....	83,981.99
Special University fund.....	44,258.40
Special State Normal School fund.....	797.88
<b>Total.....</b>	<b>\$ 2,123,947.41</b>

## CONDITION OF THE TREASURY.

## STATEMENT No. 2.

Showing the amount of warrants issued and to what charged, during the fiscal period, ending June 30, 1905.

Adjutant-General, salary	8,999.94
Adjutant-General, assistant's salary	1,812.50
Adjutant-General, record clerk, salary	2,400.00
Attorney-General, salary	7,999.97
Attorney-General, legal assistant's salary	5,100.00
Attorney-General, clerks' fund	1,710.00
Attorney-General, extra clerks and contingent fund	1,090.25
Attorney-General, traveling expense	225.63
Attorney-General, United States reports, Rose's notes	403.40
Auditor of state, salary	4,999.97
Auditor of state, executive council	1,874.88
Auditor of state, deputy, salary	5,000.00
Auditor of state, bank examiners' salary and expense	12,074.34
Auditor of state, insurance examiners' salary	2,106.58
Auditor of state, clerks' fund	18,144.44
Auditor of state, insurance examiners' expense and assistant's per diem and expense	5,550.85
Auditor of state, building and loan examiners	653.84
Auditor of state, extra clerks' fund	981.34
Board of control and secretary's salary	21,999.94
Board of control, architect's salary	6,000.00
Board of control, architect's traveling expenses and draftsman	1,259.38
Board of control, miscellaneous expense	6,230.21
Board of control, investigation of tuberculosis	241.70
Board of control, quarterly conference	108.68
Board of control, clerks' fund	13,741.38
Board of control, extra clerks' fund	1,184.98
Board of control, disposition of St. Louis property	4,980.13
Board of control, state agent	1,452.66
Board of control, inspection of private and county insane institutions	2,492.53
Board of control, inspection of home for friendless children	417.37
Clerk of supreme court, salary	4,339.97
Clerk of supreme court, deputy's salary	3,000.00
Clerk of supreme court, clerk's fund	3,645.01
Clerk of supreme court, extra clerk's fund	1,845.00
Commissioner of labor, salary	3,000.00
Commissioner of labor, factory inspector's salary	1,300.00
Commissioner of labor, deputy's salary	2,250.02
Commissioner of labor, clerk's fund	910.00
Commissioner of labor, expense	2,905.41
Curator's salary	5,199.97
Custodian of public property, salary	3,000.00
Custodian of public property, expenses	45,567.29
Dairy commissioner, salary	5,000.00
Dairy commissioner, deputy and two assistants, salary	5,304.02
Dairy commissioner, expense	9,903.59
District Judge Henry Banks, Jr., salary	6,999.94
District Judge M. A. Roberts, salary	6,999.94
District Judge C. W. Vermilian, salary	6,999.94
District Judge F. W. Eichelberger, salary	6,999.94
District Judge Robert Sloan, salary	6,999.94
District Judge H. M. Towner, salary	6,999.94
District Judge R. L. Parrish, salary	1,749.96
District Judge W. E. Miller, salary	3,274.29
District Judge H. K. Evans, salary	1,975.75
District Judge F. R. Gaynor, salary	6,999.94
District Judge G. W. Wakefield, salary	5,930.52
District Judge Jas. L. Kennedy, salary	991.64
District Judge Wm. Hutchinson, salary	6,999.94
District Judge J. F. Oliver, salary	6,999.94
District Judge J. H. Gamble, salary	6,999.94
District Judge J. H. Aplegate, salary	6,999.94
District Judge Edward Nichols, salary	6,999.94
District Judge John T. Scott, salary	6,999.94
District Judge W. G. Clements, salary	6,999.94
District Judge D. W. Preston, salary	6,999.94
District Judge P. B. Wolfe, salary	4,083.31
District Judge A. P. Barker, salary	2,916.60
District Judge J. W. Bollinger, salary	6,999.94
District Judge D. V. Jackson, salary	6,999.94
District Judge Allen J. House, salary	6,999.94
District Judge O. A. Eynecton, salary	6,999.94
District Judge James A. Howe, salary	6,999.94
District Judge A. H. McVey, salary	6,999.94
District Judge Josiah Given, salary	1,453.30
District Judge Hugh Brennan, salary	5,541.64
District Judge W. H. McHenry, salary	6,999.94
District Judge A. S. Blair, salary	6,999.94
District Judge F. C. Platt, salary	6,999.94
District Judge J. R. Whitaker, salary	6,999.94
District Judge W. D. Evans, salary	6,999.94
District Judge J. H. Richards, salary	6,999.94



## CONDITION OF THE TREASURY.

District Judge O. P. Smith, salary	\$ 6,999.94
District Judge J. F. Clyde, salary	5,499.95
District Judge O. H. Kelley, salary	6,999.94
District Judge L. E. Fellows, salary	6,999.94
District Judge A. N. Hobson, salary	6,999.94
District Judge W. H. Quarton, salary	6,999.94
District Judge A. D. Bailey, salary	6,999.95
District Judge A. V. Thornell, salary	6,999.94
District Judge A. D. Wheeler, salary	6,999.94
District Judge W. R. Green, salary	6,999.94
District Judge N. W. Mayo, salary	5,499.95
District Judge F. W. Powers, salary	6,999.94
District Judge Z. A. Church, salary	6,999.94
District Judge Geo. W. Burnham, salary	6,999.94
District Judge Obed Caswell, salary	6,999.94
District Judge Benjamin H. Miller, salary	6,999.94
District Judge W. G. Thompson, salary	6,999.94
District Judge J. H. Preston, salary	6,999.94
District Judge Fred O'Donnell, salary	6,999.94
District Judge M. C. Matthews, salary	6,999.94
District Judge W. S. Withrow, salary	5,499.95
District Judge James D. Smythe, salary	6,999.94
Fish and game warden, salary	2,430.00
Fish and game warden, assistant's salary	380.00
Fish and game warden, protection of fish	5,664.88
Fish and game warden, gathering fish at Sabula	1,584.02
Fish and game warden, building dam at Milford	904.67
Fish and game warden, protection of game	1,881.95
Fish and game warden, construction of dam at Wall Lake	1,887.62
Governor, salary and rent	10,129.99
Governor, executive's salary	1,874.88
Governor, private secretary's salary	3,000.00
Governor, contingent fund	16,210.24
Governor, contingent fund, return of paroled prisoners	510.58
Governor, contingent fund, to pay council	884.78
Librarian and assistant's salaries	11,299.82
Librarian, cataloging, etc.	4,483.05
Librarian, extra janitor's fund	494.80
Mine inspectors' salary	8,937.50
Mine inspectors' expense, district No. 1	1,817.95
Mine inspectors' expense, district No. 2	1,083.88
Mine inspectors' expense, district No. 3	1,804.90
Mine inspectors' board of examiners	868.67
Mine inspectors' clerks' fund	1,550.00
Mine foreman, board of examiners	4,878.86
Pharmacy commission and secretary, per diem and expense	5,777.75
Railroad commissioners' and secretary's salaries	16,199.91
Railroad commissioners' clerks' fund	2,475.00
Railroad commissioners' general expense	3,817.43
Railroad commissioners' extra clerk fund	884.50
Railroad commissioners' traveling expense	576.40
Railroad commissioners' maps	3,584.78
Secretary of state, salary	4,399.97
Secretary of state, executive council	1,874.88
Secretary of state, deputy's salary	3,000.00
Secretary of state, clerks' fund	16,960.02
Secretary of state, shipping clerks' fund	888.79
Secretary of state, extra clerk	1,670.53
Secretary of state, index clerk	100.00
Secretary of state, indexing house and senate journals	288.00
Secretary of state, land office clerks' salary	2,400.00
Superintendent of public instruction, salary	4,399.97
Superintendent of public instruction, deputy's salary	3,000.00
Superintendent of public instruction, clerks' fund	3,108.00
Superintendent of public instruction, extra clerks' fund	1,179.81
Superintendent of public instruction, school journals	259.85
Superintendent of public instruction, traveling expense	584.27
Superintendent of weights and measures	100.00
Superintendent of weights and measures, expense	75.00
Supreme Judge, salary, S. M. Weaver	7,999.97
Supreme Judge, salary, Jno. O. Sherwin	7,999.97
Supreme Judge, salary, Emily Meigs	7,999.97
Supreme Judge, salary, Scott M. Ladd	13,000.00
Supreme Judge, salary, H. E. Deemer	8,999.99
Supreme Judge, salary, Chas. A. Bishop	13,000.00
Supreme court, bailiff and messenger, salary	1,999.50
Supreme court, contingent fund	4,128.18
Supreme court reporters' salary	4,800.00
Supreme court reporters' clerk's salary	1,500.00
Treasurer of state, salary	4,899.97
Treasurer of state, executive council	1,874.88
Treasurer of state, deputy's salary	3,000.00
Treasurer of state, clerk's fund	9,888.08
Veterinary surgeon, per diem and expense	18,748.61
Agricultural College, trustee	7,812.15
Agricultural College, additional support	60,416.98
Agricultural College, central building, heating plant	76.48
Agricultural College, dairy building	44,791.14
Agricultural College, dairy equipment	4,945.88
Agricultural College, financial agent	2,400.00
Agricultural College, financial agent's assistant's expenses	647.37
Agricultural College, additional support, experiment station	18,138.00
Agricultural College, central building, rotary oven	19.70
Agricultural College, good roads experiments/ovens	8,800.00
Agricultural College, central building, heat, light and plumbing	3,046.18

## CONDITION OF THE TREASURY.

Agricultural College, engineering department.....	3,000.00
Agricultural College, additional support to repair fund.....	5,437.50
Agricultural College, purchase of live stock.....	1,581.70
Agricultural College, current expense.....	87,000.00
Agricultural College, additional support.....	70,000.00
Agricultural College, support, experiment station.....	2,000.00
Agricultural College, general improvement.....	50,000.00
Agricultural College, commencement of central building.....	85,000.00
Agricultural societies.....	27,911.47
Arrest of fugitives.....	9,711.28
Benedict Home.....	7,283.75
State binder.....	40,851.89
Board of educational examiners.....	2,602.04
Board of health.....	10,628.80
Capitol commission, repairing capitol.....	257,273.89
Capitol commission, repairing fire loss.....	60,684.95
Collateral inheritance tax, enforcement fund.....	14,752.00
Collateral inheritance tax, refund.....	12,339.34
Code supplement committee, expense.....	2,292.80
Collateral inheritance tax, court cost.....	55.55
Code editing, annotating and publishing extra edition.....	4,242.70
Department of agriculture, finance committee.....	216.92
Department of agriculture, secretary and assistant, salary.....	4,800.00
Department of agriculture, insurance.....	2,000.00
Department of agriculture, new dairy building.....	47,400.00
Dubuque Rescue Home.....	1,900.15
Executive council, survey of lake beds.....	5,644.05
Executive council, annual settlement expert accountant.....	8,855.60
Executive council, coating-ent fund.....	3,417.94
Executive council, clerks' fund.....	7,929.99
Executive council, extra clerks' fund.....	966.65
Engraving plates and cuts.....	1,858.86
Farmers' institutes.....	10,087.94
G. A. B. department.....	957.44
Geological survey.....	9,999.80
Geological expense.....	3,698.15
Geological clerks' fund.....	1,755.00
Grey uniforms, Second and Third Iowa Infantry.....	28.50
Historical building fund.....	84,472.89
Historical department, extra assistant curator.....	100.00
Historical department and library consolidated.....	18,700.94
State Historical Society.....	17,991.66
Historical department, clerks' fund.....	6,943.00
Historical department, publishing document material.....	4,750.00
Inaugural ceremonies.....	621.28
Insane commission of inquiry.....	127.51
Iowa State University, repair and contingent.....	12,187.40
Iowa State University, library.....	10,000.00
Iowa State University, regents.....	4,243.92
Iowa State University, purchase of land.....	89,500.00
Iowa State University, equipment and supplies.....	10,000.00
Iowa State University, support.....	329,135.00
Iowa State University, equipment medical building.....	35,000.00
Iowa State University, paving sidewalks.....	4,000.00
Iowa State University, tunnels and extensions.....	5,000.00
Iowa State University, engineering building.....	12,500.00
Iowa State Library, law department.....	4,486.67
Iowa Library Commission, secretary's salary.....	2,500.00
Iowa Library Commission, general expense.....	5,591.85
Interest on school fund loans.....	1,841.72
Iowa weather service.....	5,897.18
Iowa Library Commission, clerks' fund.....	1,440.00
Iowa Library Commission, extra clerks' fund.....	1,700.49
Iowa Library Commission, traveling expense.....	622.24
Lookout Mountain and Missionary Ridge monument.....	14,994.47
Louisiana purchase exposition.....	100,000.00
Freight, cartage and express.....	8,875.08
Mail carrier fund.....	2,825.00
Militia.....	150,782.66
Militia storage, rent for temporary arsenal.....	1,358.95
Publishing laws, code 35.....	938.91
Cost of militia to quell riots.....	1,992.10
Miscellaneous expense, code 165.....	82,406.51
Fuel, code 165.....	9,044.58
Miscellaneous expense, code 164.....	14,183.36
Monument for battlefield of Shiloh.....	43,887.61
Normal school, teachers.....	15,000.00
Normal school, grading, paving, etc.....	2,250.00
Normal school, secretary.....	207.80
Normal school, library.....	4,000.00
Normal school, librarian and assistants.....	4,500.00
Normal school, summer school.....	14,000.00
Normal school, fuel.....	3,780.00
Normal school, janitors, firemen and night watchmen.....	1,250.00
Normal school, repairs.....	750.00
Normal school, teachers' salaries.....	87,000.00
Normal school, teachers' salaries.....	20,000.00
Normal school, teachers' salaries.....	83,000.00
Normal school, teachers' salaries.....	15,000.00
Normal school, contingent.....	18,000.00
Normal school, contingent and repair.....	10,000.00
Normal school, contingent and repair.....	10,000.00
Normal school, contingent and repair.....	10,000.00
Normal school, trustees.....	2,568.80
Normal school, military instruction.....	800.00
Permanent camp ground Iowa National Guard.....	20,036.00



## CONDITION OF THE TREASURY.

Vault crowns in office of auditor of state	548.00
Judgments against treasurer of state	9,775.44
Presidential electors	860.99
Providential contingent fund	3,983.53
Printer, state	77,082.95
Prosecution of escaping convicts	18.85
Capitol Commission, temporary fire loss	6,965.25
Publishing constitutional amendments	2,294.20
Reward for arrest of murderers	1,000.00
Relief of Hulk	490.00
Relief of Metz	490.00
State entomologist	1,688.53
Transportation of insane out of state	129.72
Monument to Revolutionary soldier	500.00
Teachers' Institutes	10,990.00
Transportation of insane from counties to state hospital	125.64
Monument at Vicksburg National Park	62,524.28
Women's and Babies' Home	1,000.00
Twenty-ninth General Assembly special appropriation	218.45
Thirtieth General Assembly, chaplains	665.00
Thirtieth General Assembly, officers' and employees' salaries	43,871.50
Thirtieth General Assembly, mileage	2,025.15
Thirtieth General Assembly, extra employees	4,465.01
Thirtieth General Assembly, mem'ers' salaries	81,500.00
Insurance examiners' expense	119.24
Paving governor's square	2,678.26
Metal shelving storage house	6,008.00
Thirtieth General Assembly, special appropriation	7,597.70
Bronze memorial tablets	79.50
Traveling expense of committees of the Thirtieth General Assembly	1,845.65
Accident state house elevator	7,500.00
Walker street sewer	225.08
School for the Deaf, refund fire loss	1,789.12
Monument at Andersonville prison	1,192.70
Florence Crittendon Home	1,000.00
Education of W. Redden	1,000.00
Board of health, bacteriological laboratory	2,084.02
Board of health, bacteriological apparatus	498.28
Treasurer of state and deputy, bond	2,000.00
Census of 1905	2,971.98
Oil inspector's salary and expense	25,570.10
Capture of insane patients	424.18
Return of escaped inebriates	65.68
Board of dental examiners	1,292.87
Board of medical examiners	5,418.61
Board of health	204.23
Board of veterinary medical examiners	232.95
Investigating non-resident insane	22.70
Fishway through Bonaparte dam	81.50
Refund to counties, amounts overpaid on accounts	149.21
Lots adjoining capitol grounds	2,250.00
Transportation of soldiers' orphans to orphans' home	50.18

## TO INSTITUTIONS UNDER BOARD OF CONTROL.

<b>Anamosa Penitentiary:</b>	
Support and support of warden	90,829.08
Officers and guards	97,838.24
Lumber, fuel, powder and fuse	2,078.57
Lime, cement and freight on stone	2,890.45
Rotary oven, cell house walls, roofs and north cell house	5,652.16
Cold storage, warden's house and shop building	5,028.53
Transportation of discharged convicts	1,228.05
Derrick supplies, tools and purchase of land	5,709.89
Books and periodicals and lectures and entertainments	8,638.77
Laundry equipment and water system	3,928.48
Contingent and repair	6,298.27
Completion of female department and cell house	855.95
Hog house, bars, nails and spikes	350.04
<b>Cherokee Hospital for Insane:</b>	
Support	224,881.79
Additional land, smoke stack and fences	11,709.45
Cottage for patients	49,310.77
Contingent and repairs	6,710.96
Books and periodicals	277.87
Fire house, improvement of grounds and water supply	7,829.27
Equipment for industrial building, paving courts and cement walks and telephone system	2,170.81
Pathological laboratory, stereopticon and sterilizer	1,089.17
<b>Clarinda Hospital for Insane:</b>	
Support	279,590.10
Converting well to distern, cold storage and ice manufacturing plant	537.63
Engine for dynamo	878.89
Repair and contingent	6,957.25
Coal house ash elevator and cottage for patients	47,773.59
Enlarging shop building, engine and new floors	12,708.60
<b>Council Bluffs School for the Deaf:</b>	
Support	109,929.79
Type and tools, new range	504.25
Contingent and repair	2,500.47
Rebuilding plant destroyed by fire	115,690.41
Coal house, fences, laundry, machinery and resetting boilers	2,189.10
Library books, magazines and papers	782.85
Water supply and repairs to building	1,295.50

## CONDITION OF THE TREASURY.

<b>Davenport Soldiers' Orphans' Home:</b>	
Support.....	\$ 195,812.81
Sewage disposal plant and filling Duck Creek.....	8,512.87
Store room, boiler and engine, and coal house.....	18,572.25
Purchase of land.....	4,849.00
Contingent and repair.....	6,528.53
Laundry equipment, power house, etc.....	11,419.95
Books, magazines and papers.....	235.80
Tunnels, heating, etc.....	9,153.35
<b>Eldora Industrial School for Boys:</b>	
Support.....	129,051.23
Repairs and contingent.....	5,104.71
Repairs and painting.....	13,879.49
Bake oven.....	24,522.25
Fire equipment, water system, etc.....	7,026.45
Machinery, tools, printing outfit and storehouse.....	4,754.84
<b>Fort Madison Penitentiary:</b>	
Support.....	119,701.23
Officers and guards.....	92,877.13
Books and periodicals and lectures and concerts.....	2,450.25
Power house and shops and new hospital building.....	29,247.74
Support of warden.....	500.00
Transportation of discharged convicts.....	2,222.25
Contingent and repair.....	6,989.18
Warden's home fund.....	251.04
Improving buildings and prison wall.....	4,946.53
<b>Glenwood Institution for Feeble Minded:</b>	
Support.....	206,230.49
Five buildings, two double cottages, boiler, electrical equipment and repairs.....	61,012.81
Barn, pump, pipe and motor, fences, implements and laundry machinery.....	6,231.16
Contingent and repair.....	10,025.44
Beds, bedding, furniture and kitchen equipment.....	1,774.20
New engine, boiler and coal house.....	564.80
Purchase of land.....	6,618.10
Repairs of custodial building, coal sheds and painting.....	7,727.50
Plumbing.....	1,252.56
<b>Independence Hospital for Insane:</b>	
Support.....	227,029.20
Bath tubs and wainscoting, new water closets, fixtures, painting and decorating.....	5,617.24
Stairs and equipment.....	10,416.25
Purchase of land.....	5,000.00
Cement walks and tile floors.....	1,220.25
Contingent and repair.....	12,142.72
Beds, bedding and furniture.....	4,122.25
Drainage, fencing and water system.....	14,224.31
Fire escapes, tempering coils, flooring and dry room.....	12,422.20
<b>Knoxville Hospital for Inebriates:</b>	
Closing the home.....	2,220.25
Establishing hospital for inebriates.....	23,190.29
<b>Marshalltown soldiers' home:</b>	
Support.....	270,526.59
Purchase of land.....	7,000.00
Assembly hall and enlarging boiler house.....	5,222.27
Additional room, kitchen, etc.....	21,000.00
Improvement of grounds and water supply.....	10,727.02
Operating rooms and equipment.....	222.20
<b>Mitchellville Industrial School for Girls:</b>	
Support.....	64,216.96
Family building and furnishings.....	11,000.00
Library books, magazines and papers and chaplains.....	729.42
Engine, electric generator, etc.....	552.23
Contingent and repairs.....	2,210.21
Water, storage, fire pump and hose, pump house, etc.....	9,006.00
New cottage.....	2,222.05
Draining and grading.....	422.12
<b>Mt. Pleasant Hospital for Insane:</b>	
Support.....	221,022.02
Telephone, ventilation, new boilers and water plant and brick smoke stack.....	12,222.27
Piggery, purchase of cows, horses and wagons.....	5,222.25
New wall and pump, food, elevators, etc.....	12,001.55
Painting and purchase of land.....	5,222.22
Library, books, magazines and papers.....	564.96
Farmer's cottage and barn.....	6,120.15
Contingent and repair.....	8,422.04
Sewage disposal, etc.....	2,022.11
Kitchen, new closets, repairing, floors and furniture, roof for kitchen, cistern, repairs, removing and reerecting greenhouse.....	2,122.72
Laundry building, etc.....	14,222.45
Tunnel repairing, piping and draining land.....	2,222.55
Walks and improvements of grounds.....	222.55
Bake oven, new cistern, repairs to power house, etc.....	2,222.14
Repairs in basement, tempering coils.....	1,222.09
<b>College for Blind at Vinton:</b>	
Support.....	72,424.20
New sewers and repairs to buildings.....	2,122.29
Expert oculist.....	200.00
Contingent and repair.....	2,142.52
Fire escapes.....	211.02
Hospital building and equipment.....	7,244.75
Total warrants issued from July 1, 1903 to June 30, 1905.....	\$ 4,572,020.94
Warrants outstanding June 30, 1905.....	25,222.42
Total.....	\$ 4,597,243.37
Warrants redeemed from July 1, 1903 to June 30, 1905.....	6,725,724.22
Warrants outstanding June 30, 1905.....	72,420.25
Total.....	\$ 6,800,364.27

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