

“Fifteenth: the fifteenth (15th) district shall consist of the counties of Pottawattamie, Cass, Shelby, Audubon, Montgomery, Mills, Page, Fremont and Harrison and shall have five judges.”

SEC. 2. **Vacancy—appointment.** The vacancy in the said office of district judge in the fifteenth (15th) judicial district created by this act shall be filled by appointment by the governor; and the person so appointed shall hold his office until the general election in the year nineteen hundred fourteen (1914) or until his successor is elected and qualified.

The term of the additional judge elected at the general election in the year 1914, shall commence on the first Monday in January, 1915.

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

Approved April 19 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader April 23, 1913 and in the Des Moines Capital April 28, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 29.

TRANSFER OF JUDGES.

S. F. 558.

AN ACT to provide for the transfer of judges from one judicial district to another in certain cases. [Additional to chapter five (5) of title two (II) of the code relating to district court.]

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

SECTION 1. **Judges—how transferred.** When, from any cause, the business of the district court of any judicial district of this state can not be disposed of within a reasonable time by the judges elected within and for such district, then upon the filing of a petition signed by five or more resident attorneys of such district with the clerk of the supreme court, addressed to the chief justice thereof, setting forth the facts, the chief justice, being satisfied that the business of such judicial district demands an additional judge for a temporary period of time to dispose of such business or assist in the disposal of such business, shall name and transfer a judge from some other judicial district where the business of such district will warrant, to the place in the judicial district for which such petition is filed, who shall hold a term of court for such length of time as the chief justice of the supreme court may determine. The judge so transferred, shall be allowed and paid all reasonable and actual expenses while in the performance of his duties in said temporary character, in addition to his salary.

SEC. 2. **Duties.** Upon the order being made for the transfer of such judge as contemplated by this act, such order shall be filed in the office of the clerk of the district court of the county where such judge shall hold a term or part thereof; thereupon the proper officers, as by statute provided, shall pro-

ceed and are hereby empowered as by statute provided to draw a grand jury and trial jury, if necessary, which shall have the same force and effect as if drawn for a regular term and upon the order of a judge elected for such district in the usual and ordinary transaction of business of such district.

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 in Des Moines, Iowa.

Approved April 25 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader May 1, 1913, and in the Des Moines Capital April 30, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 30.

APPOINTMENT OF TRUSTEES BY DISTRICT COURT.

H. F. 115.

AN ACT creating cities, including cities under commission form of government, incorporated towns, and civil townships wholly outside of any city or incorporated town, trustees for funds bequeathed or donated for the permanent maintenance of property within cemeteries; and to amend the law as it appears in section two hundred fifty-four-a-twelve (254-a-12) of the supplement to the code, 1907, relating to the appointment of trustees by the district court to manage, control, and invest cemetery funds; and to amend the law as it appears in section seven hundred forty (740) of the supplement to the code, 1907, and as amended by chapter forty-seven (47) of the acts of the thirty-third general assembly, relating to the maintenance of certain institutions of benevolence, including hospitals.

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

SECTION 1. **County auditor to act as trustee—when.** That the law as it appears in section 254-a-12 of the supplement to the code, 1907, be and the same is hereby amended by inserting, after the comma following the word "cemeteries" in the fourth line of said section, the following words "unless otherwise provided by law,".

SEC. 2. **Civil townships.** That the law as it appears in section 740 of the supplement to the code, 1907, be and the same is hereby amended by inserting, after the word "towns" in the first line of the said section a comma (,), and after the comma so inserted the words "civil townships wholly outside of any city or incorporated town,".

SEC. 3. **Taking property by gift or bequest—repeal.** That the law as it appears in section 740 of the supplement to the code, 1907, as amended by chapter 47 of the acts of the thirty-third general assembly, be and the same is hereby amended by adding thereto the following: "That cities, including cities under commission form of government and cities under special charter, incorporated towns and civil townships wholly outside of any city or incorporated town shall for the purposes of this act be and they are hereby created trustees in perpetuity, and are authorized and required to accept, receive and expend all moneys and property donated or left to it by bequest, to be used in caring for the property of the donor in any cemetery, or in accordance with