

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

the terms of such donation or bequest, and the money or property thus received shall be used for no other purpose whatever. That the mayor and council of such cities and towns, and the township trustees of civil townships wholly outside of any city or incorporated town shall have authority to receive and invest all moneys and property, so donated or bequeathed, in bonds of the United States, or municipal bonds, or certificates, or other evidence of indebtedness issued by authority of and in accordance with the laws of this or any other state, when same are at or above par, and shall use the income from such investment in caring for the property of the donor in any cemetery, or as shall be provided in the terms of such gift or donation. Provided, however, that before any part of the principal may be so invested or used, the said city, incorporated town or civil township shall, by resolution, in accordance with the law as now provided, accept said donation or bequest, and shall, by said resolution, duly provide for the payment of interest thereon at the rate of not less than two per centum per annum, payable annually, to the cemetery fund or to the cemetery association, or to the person having in charge of said cemetery, to be used in caring for or maintaining the individual property of the donor in said cemetery, all to be in accordance with the terms of the donation or bequest.

All acts or parts of acts in conflict herewith are hereby repealed."

Approved April 14 A. D. 1913.

#### CHAPTER 31.

#### MAINTENANCE OF DEPENDENT CHILDREN WHOSE MOTHERS ARE WIDOWS.

H. F. 11.

AN ACT to amend section two hundred fifty-four a 20 (254-a20) of the supplement to the code, 1907, providing for the maintenance of dependent children whose mothers are widows.

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

**SECTION 1. Dependent children—mother—widow—proper guardian.** That section two hundred fifty-four-a-20 (254-a20) of the supplement to the code, 1907, be and it is hereby amended by inserting in said section, after the word "provided" and before the word "the" in the ninth line of said section, the following:

"If the court finds that the mother of such dependent or neglected child is a widow, and if the court further finds that such mother is poor and unable to properly care for said child, but is otherwise a proper guardian, and that it is for the welfare of such child to remain at home, the court may enter an order finding such fact and fixing an amount of money necessary to enable such mother to properly care for such child, and thereupon it shall be the duty of the county board of supervisors, through its overseer of the poor or otherwise, to pay to such mother, at such times as said order may designate, the amount so specified for the care of such dependent or neglected child until further order of the court; providing, however, that the amount to be paid for the care of any such child shall not exceed the sum of two dollars per week; and provided further that such payment shall cease upon any such child attaining the age of fourteen years.