

CHAPTER 140.

COUNTY CORPORATIONS FOR IMPROVEMENT OF AGRICULTURE, ANIMAL HUSBANDRY AND HORTICULTURE.

H. F. 47.

AN ACT to authorize the incorporation in each county of the state of an association for the advancement and improvement of agriculture, animal husbandry and horticulture, to define the powers and rights of such association and its members, to provide for the submission to the voters of the question of levying a tax in aid of the objects of such association and to provide for the termination of said tax.

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

SECTION 1. Purpose. For the purpose of improving and advancing the science and art of agriculture, animal husbandry and horticulture, a body corporate is hereby authorized in each county in the state.

SEC. 2. Corporation—how formed. Such body corporate may be formed by the acknowledging and filing for record with the county recorder of such county, of articles of incorporation by at least ten farmers, land owners, or other business men of each of the majority of the several townships of the county.

SEC. 3. Articles—form. The articles of incorporation shall be as follows: "We, the undersigned farmers, land owners and business residents of..... county, Iowa, do hereby adopt the following articles of incorporation:

Article 1. The objects of this incorporation shall be to advance and improve, incounty, Iowa, the science and art of agriculture, horticulture and animal husbandry.

Article 2. The name of this incorporation shall be The Farm Improvement Association ofcounty, Iowa. (Inserting the name of the county of which the incorporators are residents.)

Article 3. The affairs of this incorporation shall be conducted by a president, a vice president, a secretary and a treasurer, who shall perform the duties usually pertaining to such positions, and by a board of directors of nine members all of which officers and directors shall be elected by the members of said incorporation at an annual meeting on the first Monday of January of each year. Not more than two directors shall be residents of the same township, when elected. All officers and directors shall hold their positions for one year and until their successors are elected. We, the said incorporators, have elected the following provisional officers to hold their respective positions until their successors are elected at the annual meeting in the year.....:

President

Vice president

Secretary

Treasurer

Board of Directors:

- 1
- 2
- 3
- 4
- 5
- 6
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- 9

Article 4. The yearly dues of the members of this incorporation shall be one dollar, payable at the time of applying for membership and on the first Monday in January of each year thereafter. No member having once paid dues, shall forfeit his membership until his or her subsequent dues are six months in arrears.

Article 5. Any citizen of the county and any non-resident owning land in the county shall have the right to become a member of the incorporation by paying one year's dues and thereafter complying with the articles of incorporation and by-laws.

Article 6. This incorporation shall endure until terminated by operation of law.

SEC. 4. **Private property exempt—seal.** Such body corporate may sue and be sued, but the private property of the members shall be exempt from corporate debts. It may have a seal which it may alter at pleasure.

SEC. 5. **By-laws—powers—employ experts—dues—how expended.** Such body corporate may, in such manner as it may see fit, adopt by-laws; shall have power to take by gift, purchase, devise or bequest real and personal property for purposes appropriate to its creation; may employ one or more experts or advisors to advance and improve agriculture, horticulture and animal husbandry in said county, provided that the president of the Iowa state college of agriculture and mechanic arts certifies to the qualification and fitness of such person to give expert instructions or advice in said sciences. Such body corporate shall have and exercise all powers necessary, appropriate and convenient for the successful carrying out of the objects of said incorporation. The said association shall have authority to use part or all of the sum annually received as dues from its members in the payment of prizes offered in any department of its work, including agriculture fairs, short courses or farmer's institutes.

SEC. 6. **Articles recorded.** The articles of incorporation shall be recorded by the recorder of deeds without fee of any kind.

SEC. 7. **Without compensation.** No salary or compensation of any kind shall be paid to the president, vice president, treasurer or to any director.

SEC. 8. **No dividends.** No dividend shall ever be declared by this incorporation. Any diversion of the funds or property of such incorporation to any purpose except the purposes of incorporation shall constitute larceny and be punished accordingly.

SEC. 9. **Treasurer—bond—amount.** The treasurer shall give bond, the amount to be fixed by the board of directors in double the amount of money

likely to come into his hands, with sureties. Said bond shall be filed with and approved by the county auditor and recorded without fee. In no case shall the bond of the treasurer be less than five thousand dollars.

SEC. 10. **Annual report.** The outgoing president and treasurer shall, on the first Monday of January of each year, file with the county auditor full and detailed reports under oath of all receipts and expenditures of said incorporation, showing from who received and to whom paid and for what purpose. A duplicate of said report shall also be laid before the members at the annual meeting. The books, papers and records of said incorporation shall at all times be open to the inspection of the board of supervisors and to any one appointed by them to make examination.

SEC. 11. **Tax levy—submitted to voters—separate ballot—form.** Whenever the articles of incorporation are filed as herein provided and the president and secretary certifies to the board of supervisors that the incorporation of said association has been effected, the said board shall at the next regular election in said county submit to the voters of said county the question whether a yearly tax of not to exceed five thousand dollars shall be thereafter levied for the purpose of improving and advancing the science and art of agriculture, animal husbandry and horticulture. Said question shall be submitted on a separate ballot and substantially in the following form:

“Shall a yearly tax of not to exceed five thousand
dollars be hereafter levied for the purpose of
improving and advancing the science and art of
agriculture, animal husbandry and horticulture.”

Yes
No

The voter shall signify his vote on said proposition by placing a cross in the square opposite the word “yes” or “no”.

SEC. 12. **Vote—how canvassed—levy—amount.** The vote on said proposition shall be canvassed and returns made thereof as in other cases and if a majority of the votes are in favor of said proposition the board of supervisors shall, prior to the first day of January following said election, set aside, out of the general county fund, the sum of five thousand dollars, less any sum advanced to said association by the government of the United States in aid of its objects. Said sum so set aside shall be paid to the treasurer of said association, who shall be liable on his bond for the proper distribution thereof. If a majority of the votes be in favor of said proposition, the board of supervisors shall annually thereafter, and at the time of levying taxes generally, levy on all the property of the county a tax of five thousand dollars, less any amount advanced to said association, by the government of the United States in aid of its objects and at the first general levy of taxes following the advance of funds herein provided, levy an additional tax sufficient to reimburse said county for the funds so advanced.

SEC. 13. **Funds—how expended.** The treasurer of said incorporation shall receive all funds belonging to said incorporation and all taxes collected as herein provided and shall pay out the same only on bills allowed by the board of directors, such allowance to be certified to by the president or secretary.

SEC. 14. **False certificate—penalty.** Any office making a certificate as provided herein, knowing the same to be false or incorrect in any particular shall be guilty of a misdemeanor and punished accordingly.

SEC. 15. **Mis-use of funds—penalty.** Any treasurer of such association who in any manner converts the funds or property of such association to his own use or pays out or disposes of the same in any manner different than as directed herein, shall be considered guilty of larceny and punished accordingly.

SEC. 16. **Amount advanced by government.** The president and secretary of said association shall, prior to the time of making any levy or advancing any funds, as herein provided, certify to the board of supervisors the amount if any, advanced to said association by the government of the United States for the ensuing year in aid of its objects.

SEC. 17. **After five years levy may be discontinued—how.** After five successive levies have been made hereunder, any one hundred resident land owners of the county may petition the board of supervisors to submit to the voters of the county the question of discontinuing the levy herein provided for and upon said petition being found sufficient, the said board shall, at the next general election submit, on separate ballot, to the voters, the question whether said levy shall be discontinued. If a majority of the votes be in favor of discontinuing said levy, then no farther levies shall be made."

Approved April 17 A. D. 1913.

CHAPTER 141.

DEPARTMENT OF AGRICULTURE.

H. F. 223.

AN ACT to amend section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, relative to the compensation of the secretary of the department of agriculture.

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

SECTION 1. **Secretary—salary.** That section sixteen hundred fifty-seven-n (1657-n), supplement to the code, 1907, be and the same is hereby amended by striking out all of that part of said section following the period after the word "supplied" in the fifth (5) line and substituting in lieu thereof the following: The secretary shall receive as salary such compensation as may be fixed and allowed by the state board of agriculture from the funds derived from the state fair, but said salary shall not be increased more than four hundred (\$400.00) dollars in any one year, and, in no event, to be more than thirty-five hundred (\$3500.00) dollars.

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 the city of Des Moines, Iowa.

Approved April 18 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader April 21, 1913 and in the Des Moines Capital April 22, 1913.

W. S. ALLEN,
Secretary of State.