

If the intestate leaves no issue, the whole of the estate to the amount of seven thousand five hundred dollars (\$7,500.00), after the payment of the debts and expenses of administration, and one-half ($\frac{1}{2}$) of all of the estate in excess of said seven thousand five hundred dollars (\$7,500.00) shall go to the surviving spouse and the other one-half ($\frac{1}{2}$) of said excess shall go to the parents. If no spouse, the whole shall go to the parents.

Approved April 9 A. D. 1913.

CHAPTER 281.

LIMITATION OF ACTIONS.

H. F. 440.

AN ACT to amend the law as it appears in section three thousand four hundred and forty-seven (3447) of the code, and to fix the time within which certain actions for the recovery of real estate may be brought.

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

SECTION 1. Recovery of real estate—time. That the law as it appears in section three thousand four hundred forty-seven (3447) of the code, as now amended be, and the same is hereby amended by adding thereto as an additional sub-division thereof, the following:

(d) That in all cases where any deed of trust or declaration of trust has been executed and the real estate affected thereby has been conveyed by the trustee or the surviving spouse or heirs of said trustee and such conveyance was duly recorded in the proper county prior to January 1st, 1890, and the interest of the cestui que trust thereunder has not been by such cestui que trust conveyed, or established by proper proceedings in court, no action, suit or proceeding shall be commenced or maintained to foreclose the same, or to establish or recover the interest of the cestui que trust therein, or of the surviving spouse or heirs of the cestui que trust, unless such action, suit or proceeding be commenced by filing petition and service of notice not later than the first day of March, A. D. 1914.

Approved April 9 A. D. 1913.