

31 3. A teacher who has completed a normal course in a normal
 32 training high school and who has had less than one year of successful
 33 teaching experience shall receive a minimum wage of sixty-five
 34 (\$65.00) per month. A teacher who has completed a normal course
 35 in a normal training high school and who shall have had one year of
 36 successful teaching experience, and a teacher holding a first grade
 37 uniform county certificate, shall receive a minimum wage of seventy-
 38 five (\$75.00) per month until a successful experience of two years in
 39 the public schools shall have been established; thereafter, the mini-
 40 mum wage shall be eighty dollars (\$80.00) per month.

41 4. A teacher who is the holder of a second grade uniform county
 42 certificate shall receive a minimum wage of sixty dollars (\$60.00)
 43 per month until a successful experience of one year's duration in the
 44 public schools shall have been established. Thereafter, the minimum
 45 wage shall be sixty-five dollars (\$65.00) per month.

46 5. A teacher holding a third grade uniform county certificate shall
 47 receive a minimum wage of fifty dollars (\$50.00) per month.

1 SEC. 2. Certificate holder — salary increase. The holder of any
 2 certificate in order to become entitled to the increase in salary pro-
 3 vided by this act because of successful teaching experience must file
 4 with the county superintendent his certificate, also proofs of one or
 5 two years of teaching experience as the law requires. If in the opin-
 6 ion of the county superintendent the proofs are satisfactory he shall
 7 endorse such findings on the back of said certificate and return the
 8 same to the holder thereof, and any certificate properly endorsed by
 9 the county superintendent shall be evidence of qualification for the
 10 increase of salary provided by this act for such teaching experience.

Approved April 25, A. D. 1919.

CHAPTER 352.

FILING OF MORTGAGES, ETC.

S. F. 162.

AN ACT to amend the law as it appears in chapter 154 of the acts of the 37th general assembly of Iowa, and to repeal section twenty-nine hundred six (2906), of the code, enacting a substitute therefor, relative to the filing of chattel mortgages, bills of sale or other instruments affecting the title to or incumbrance of personal property and providing fees to be paid therefor, and repealing all laws or parts of laws in conflict herewith.

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

1 SECTION 1. Repeal and substitute. That the law as it appears
 2 in section 2906 of the code is hereby repealed, and the following
 3 enacted in lieu thereof.

1 SEC. 2. Mortgages. No sale or mortgage of personal property,
 2 where the vendor or mortgagor retains actual possession thereof, is
 3 valid against existing creditors or subsequent purchasers, without
 4 notice, unless a written instrument conveying the same is executed,

5 acknowledged like conveyances of real estate, and such instrument,
6 or a true copy thereof, is duly recorded or filed and deposited with
7 the recorder of the county where the property shall then be situated,
8 or if the mortgagor be a resident of this state, then of the county
9 where the holder of the property resides. No incumbrance of personal
10 property which may be held exempt from execution by the head
11 of a family, if a resident of this state, under the provisions of law,
12 shall be of any validity as to such exempt property only, unless the
13 same be by written instrument, and unless the husband and wife, if
14 both be living, concur in and sign the same joint instrument. But
15 incumbrances on the property sold, given to secure the purchase price,
16 need only be signed and acknowledged by the purchaser.

1 **SEC. 3. Filing of instrument — receipt.** Upon receipt of any
2 such instrument, the recorder shall indorse thereon the time of receiving
3 it, and shall file the same in his office for the inspection of all persons,
4 and such filing shall have the same force and effect as if recorded
5 at length; upon request of person presenting instrument for filing, the
6 county recorder shall issue a receipt therefor, and such receipt shall
7 describe instrument as to grantor, grantee, date, consideration and
8 date filed.

1 **SEC. 4. Extension agreement.** Every mortgage so filed shall be
2 void as against the creditors of the person making the same, or as
3 against subsequent purchasers or mortgagees in good faith, after the
4 expiration of five years after the maturity of the debt thereby secured,
5 unless an extension agreement, duly executed by the mortgagor shall
6 be filed with the instrument to which it relates, and such extension
7 agreement shall operate to continue the lien in the same manner as
8 the original instrument.

1 **SEC. 5. Duplicate — certification.** A duplicate or copy of such
2 mortgage, bill of sale, or other instrument filed under the provision
3 of this act, shall be supplied by the county recorder upon request of
4 any party in interest, and the payment of fees therefor, as hereinafter
5 stipulated. Such duplicate or copy shall be duly certified by the county
6 recorder and may be filed in other counties of the state in the same
7 manner as herein provided.

1 **SEC. 6. Copy in evidence.** A copy of such original instrument,
2 duly certified by the county recorder in whose office the same shall
3 have been filed, shall be received in evidence in all suits or actions to
4 which it may be applicable; and if in any suit or action, the due execution
5 of such instrument or its genuineness be questioned in such manner
6 as to render the production of the original instrument desirable
7 or necessary, then the same may be produced by the recorder of the
8 county in obedience to a proper judicial process or court order.

1 **SEC. 7. Index book.** The county recorder shall keep an index
2 book in which shall be entered a list of mortgages of personal property,
3 or extensions thereof, bills of sale, and other instruments affecting
4 title to or incumbrance of personal property, which may be filed
5 under this act. Such book shall be ruled into separate columns with
6 appropriate heads, and shall set out, the time of reception, the name
7 of mortgagor, the name of mortgagee, the date of instrument, the
8 amount secured, when due, the nature of the property mortgaged,

9 where located, extension, when released, and remarks, and the proper
10 entry shall be made under each such heads. Under the head of
11 "Property mortgaged", it will be sufficient to enter a general descrip-
12 tion of the kind or nature of the property.

1 **SEC. 8. Release of mortgage.** Any mortgage or pledge of per-
2 sonal property may be released of record, by filing with the original
3 instrument, a duly executed satisfaction piece or release of mortgage;
4 or by the mortgagee or his authorized agent indorsing a satisfaction
5 of said mortgage on the index book under the head of "Remarks" in
6 the same manner as mortgages are now released by marginal satis-
7 fication, and when so released on index book, the recorder shall enter
8 a memoranda thereof on the original instrument.

1 **SEC. 9. Satisfaction of mortgage — duty of recorder.** When any
2 chattel mortgage or other instrument of writing or indebtedness
3 which may have been filed as herein provided shall have been satis-
4 fied, it shall be the duty of the recorder, after making a proper entry
5 of such satisfaction in the index book or record where the original
6 instrument is recorded, to return the original instrument, with any
7 extension, or release, thereto attached, to the mortgagor or person
8 executing the same, upon request therefor.

1 **SEC. 10. Destruction of mortgage — date of, recorded.** In case
2 such instrument, with the extension or release thereof, if any, be not
3 returned as hereinbefore provided within five years from the maturity
4 thereof, or the maturity of any extension thereof, the recorder shall
5 destroy such chattel mortgages with the extension or releases thereto
6 attached, or other instruments or writing relating thereto, by burning
7 the same in the presence of the board of county supervisors, or a com-
8 mittee appointed by the board of supervisors from their own number,
9 to superintend the same, and when so destroyed the date shall be
10 entered on the index record under "Remarks".

1 **SEC. 11. Fees for filing, etc.** The fees to be collected by the
2 county recorder under this act shall be as follows: For filing any
3 mortgage, bill of sale, extension agreement, release of mortgage or
4 other instrument affecting the title to or incumbrance of personal
5 property twenty-five cents each. For certified copies of such instru-
6 ments, fifty cents for the first four hundred words and ten cents for
7 each one hundred additional words or fraction thereof.

1 **SEC. 12. Amendment.** That chapter 154 of the acts of the 37th
2 general assembly be amended by inserting in the tenth line thereof
3 after the word "recorded" the words "or filed and deposited."

1 **SEC. 13. Inconsistent acts repealed.** All acts and parts of acts
2 inconsistent herewith are hereby repealed.

Approved April 25, A. D. 1919.