

thereon until the question has been submitted to the people at a regular or special election, and approved by majority of the votes cast at such election voting on said question.

Sec. 50. Tax levy authorized. For the purpose of paying for the construction of such building, and the purchase price of such grounds, such city shall have the power to levy upon all the property within the corporate limits of such cities, subject to taxation, in addition to all other taxes provided by law, a special tax not exceeding in any one (1) year one (1) mill on the dollar for a period of years not exceeding fifty (50).

Approved April 14, 1924.

## CHAPTER 145

### SUPERIOR COURTS

#### H. F. 221

AN ACT to amend, revise, and codify sections six thousand nine hundred eight (6908), six thousand nine hundred eleven (6911) and six thousand nine hundred thirty-four (6934) of the compiled code of Iowa, relating to superior courts.

Be It Enacted by the General Assembly of the State of Iowa:

That section six thousand nine hundred eight (6908) of the compiled Code of Iowa is amended, revised, and codified to read as follows:

Section 1. Submission to voters. Upon petition of one hundred (100) citizens of any such city, the mayor, by and with the consent of the council, may, at least ten (10) days before any general or city election, issue a proclamation submitting to the qualified voters of any city the question of establishing said court. Should a majority of all the votes cast upon such proposition be in favor of said court, the same shall be deemed established.

Sec. 2. Governor to appoint judge. Whenever such court has been established, the governor shall appoint a judge, who shall hold office until the day following the first Monday in May succeeding the next regular city election and until his successor is elected and qualified.

Sec. 3. Judges - terms of office - commission. Each judge hereafter elected shall hold office for four years from the first Monday in May next succeeding his election and shall be elected at the regular municipal election next preceding the expiration of the term of the incumbent as herein extended. The term of each present incumbent is extended until the first Monday in May next succeeding the city election first following the expiration of the term for which he was elected. The mayor shall transmit his certificate of election of such judge to the governor who shall thereupon issue to him the commission empowering him to act as judge.

That section six thousand nine hundred eleven (6911) of the compiled Code of Iowa is amended, revised, and codified to read as follows:

Sec. 4. Vacancy. In case of vacancy in said office the governor shall appoint a judge who shall hold office until the next city election, and in case of inability of any judge to act through sickness or any other cause, a judge shall be appointed by the governor to hold office during such inability.

Sec. 5. In case of vacancy in said office for sixty days or more, a district judge of the county may, on application of any party to any proceeding pending in the superior court enter an order directed to the clerk of that court or his deputy or the acting clerk, directing such clerk to forthwith transmit to said district court the files and exhibits in said cause, together with a certified copy of the record in said cause, and thereupon said cause shall be disposed of in the district court as though originally brought therein.

That section six thousand nine hundred thirty-four (6934) of the compiled Code of Iowa is amended, revised, and codified to read as follows:

Sec. 6. Question of abolishing court to be submitted. Upon the filing with the city clerk of the petition of two hundred of the qualified electors of any city in which a superior court is now or hereafter established, the mayor shall at least ten days before any general election or election for city officers, issue a proclamation submitting to the qualified voters of said city the proposition to abolish the superior court. The ballots shall be printed in the following form: "Shall the proposition to abolish the superior court of ..... be adopted?", and the election shall be conducted in all respects in accordance with the provisions of the election law.

Approved February 8, 1924.

#### CHAPTER 146

#### CIVIL ACTIONS

#### S. F. 287

AN ACT to amend, revise, and codify section seven thousand one hundred forty-eight (7148) of the compiled code of Iowa, relating to the place of bringing actions.

Be It Enacted by the General Assembly of the State of Iowa:

That section seven thousand one hundred forty-eight (7148) of the compiled Code of Iowa is amended, revised, and codified to read as follows:

Section 1. Against construction companies. An action may be brought against any corporation, company, or person engaged in the construction of a railway, canal, telegraph or telephone line, highway or public drainage improvement, on any contract relating thereto, or to any part thereof, or for damages in any manner growing out of the contract or work thereunder, in any county where such contract was made, or performed in whole or in part, or where the work was done out of which the damage claimed arose.

Approved January 4, 1924.

#### CHAPTER 147

#### COMMENCING ACTIONS

#### H. F. 228

AN ACT to amend, revise, and codify sections seven thousand one hundred sixty-three (7163), seven thousand one hundred seventy-one (7171) to seven thousand one hundred seventy-three (7173), inclusive, seven thousand one hundred