

2. That the indictment contains matter which, if true, would constitute a legal defense or bar to the prosecution.

Sec. 7. Failure to demur - waiver. All objections to the indictment relating to matters of substance and form which might be raised by demurrer shall be deemed waived if not so raised by the defendant before the jury is sworn on the trial of the case.

That section ninety-two hundred eighty-seven (9287) of the compiled Code of Iowa is amended, revised, and codified to read as follows:

Sec. 8. Amendments. An information may be amended in the same manner and to the same extent that an indictment may be amended.

Approved January 23, 1924.

CHAPTER 178

BONDS

S. F. 275

AN ACT TO amend, revise, and codify chapter twenty-five-A (25-A) of title four (4) of the supplement to the compiled code of Iowa, relating to the sale of public bonds.

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

That chapter twenty-five-A (25-A) of title four (4) of the supplement to the compiled Code of Iowa is amended, revised, and codified to read as follows:

Section 1. Notice of sale. When public bonds are offered for sale, the official or officials in charge of such bond issue shall, by advertisement published for two (2) or more successive weeks in at least one (1) official newspaper of the county, give notice of the time and place of sale of said bonds, the amount to be offered for sale, and any further information which may be deemed pertinent.

Sec. 2. Sealed and open bids. Sealed bids may be received at any time prior to the calling for open bids. After the sealed bids are all filed, the official or officials shall call for open bids. After all of the open bids have been received the substance of the best open bid shall be noted in the minutes. The official or officials shall then open any sealed bids that may have been filed and they shall note in the minutes the substance of the best sealed bids.

Sec. 3. Rejection of bids. Any or all bids may be rejected, and the sale may be advertised anew, in the same manner, or the bonds or any portion thereof may thereafter be sold at private sale to any one or more of such bidders, or other persons, by popular subscription or otherwise. In case of private sales, the said bonds shall be sold upon terms not less favorable to the public than the most favorable bid made by a bona fide and responsible bidder at the last advertised sale.

Sec. 4. Selling price. No public bond shall be sold for less than par plus accrued interest.

Sec. 5. Commission and expense. No commission shall be paid, directly

or indirectly, in connection with the sale of a public bond. No expense shall be contracted or paid in connection with such sale other than the expenses incurred in advertising such bonds for sale.

Sec. 6. Penalty. Any public officer who fails to perform any duty required by this chapter or who does any act prohibited by this chapter, shall be guilty of a misdemeanor.

Sec. 7. Sale of state bonds. All contracts for the sale of bonds issued by the state of Iowa shall be subject to the approval of the executive council.

Sec. 8. Nothing in this act shall be deemed to prevent the exchange of bonds for legal indebtedness evidenced by bonds, warrants or judgments as otherwise provided by law.

Approved March 17, 1924.

CHAPTER 179

TOWNSHIP LICENSES

H. F. 276

AN ACT to amend, revise, and codify chapter twenty-four-A (24-A) of title twelve (12) of the supplement to the compiled code of Iowa, relating to theaters, moving picture shows, pool and billiard rooms or tables, dance halls, skating rinks, club houses, road houses, amusement parks or bowling alleys.

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

That chapter twenty-four-A (24-A) of title twelve (12) of the supplement to the compiled Code of Iowa, is amended, revised, and codified to read as follows:

Section 1. Operation outside cities and towns. No person shall, for himself or for any other person, firm or corporation, keep or operate for hire or for profit any theater, moving picture show, pool or billiard room or table, dance hall, skating rink, club house, road house, amusement park or bowling alley, outside the limits of cities and towns without first procuring a license therefor from the township trustees. This section shall not apply to baseball games or county fairs.

Sec. 2. License. The granting of a license shall be discretionary with the trustees; provided, however, that a license to operate a theater or moving picture show shall not be denied in any unincorporated village having a population of one thousand or more except for good cause. Licenses shall not be granted for a less period than six (6) months nor for a longer period than one (1) year, shall specify the place where the business may be carried on, the date of expiration of the license, and be signed by the chairman of the board and its clerk.

Sec. 3. Terms and conditions. When a license is granted, the terms and conditions on which the place shall be operated shall be entered of record in the minutes of the board and the licensee shall stand charged with notice thereof and shall, on demand, be furnished with a copy of such terms and conditions on payment of the sum of fifty cents (50c). Said terms and conditions shall be reasonably uniform for different licensees under like circumstances and conditions.