

1 SEC. 7. **Finding or summary seizure.** Possession of such machine
2 gun by finding or by summary seizure shall not be deemed an offense
3 provided the finder or person seizing immediately delivers the same
4 to some peace officer of the county in which the gun is found.

1 SEC. 8. **Duty of peace officers—order.** A peace officer to whom
2 such gun is delivered shall forthwith redeliver it to the sheriff. The
3 sheriff shall forthwith report such possession to the district court
4 or to a judge thereof who, in vacation or term time, may enter a
5 summary order for the destruction of such gun or such order as
6 may be necessary in order to preserve it as evidence.

1 SEC. 9. **Indictment.** When the state relies on prior judgments of
2 convictions of the accused in aggravation of the punishment, such
3 judgments shall be referred to in the indictment or information by
4 stating the court, date, and place of rendition.

1 SEC. 10. **Evidence.** A duly authenticated copy of a judgment of
2 prior conviction of felony shall be prima facie evidence of such
3 conviction and of the finality and conclusiveness thereof.

1 SEC. 11. However, this law shall not apply to any person or per-
2 sons, firm, or corporation engaged or interested in the improvement,
3 the invention, or manufacture of fire arms.

1 SEC. 12. **Publication clause.** This act is deemed of immediate
2 importance and shall take effect from and after its publication in
3 two (2) newspapers of this state as provided by law.

Approved April 19, A. D. 1927.

I hereby certify that the foregoing act was published in the Grinnell Herald April
22, 1927, and the Belmond Herald Press April 27, 1927.

W. C. RAMSAY, *Secretary of State.*

CHAPTER 235

ARSON

S. F. 74

AN ACT to repeal sections twelve thousand nine hundred eighty-four (12984) to twelve
thousand nine hundred ninety-one (12991), inclusive, and to enact substitutes there-
for; also to repeal section thirteen thousand eighty-four (13084) of the code, all
relating to arson.

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

1 SECTION 1. Sections twelve thousand nine hundred eighty-four
2 (12984) to twelve thousand nine hundred ninety-one (12991), in-
3 clusive, of the code, are repealed and the following is enacted in lieu
4 thereof.

1 SEC. 2. Any person who wilfully and maliciously sets fire to or
2 burns or causes to be burned or who aids, counsels or procures the

3 burning of any dwelling house, kitchen, shop, barn, stable or other
4 outhouse that is parcel thereof, or belonging to or adjoining thereto,
5 the property of himself or of another, shall be guilty of arson, and
6 upon conviction thereof, be sentenced to the penitentiary for not
7 more than twenty (20) years.

1 SEC. 3. Any person who wilfully and maliciously sets fire or burns
2 or causes to be burned or who aids, counsels or procures the burn-
3 ing of any barn, stable or other building, the property of himself or
4 of another, not a parcel of a dwelling house; or any shop, store-
5 house, warehouse, factory, mill or other building, the property of
6 himself or of another; or any church, meeting house, courthouse,
7 workhouse, school, jail or other public building or any public bridge;
8 shall, upon conviction thereof, be sentenced to the penitentiary for
9 not more than ten (10) years.

1 SEC. 4. Any person who wilfully and maliciously sets fire to or
2 burns or causes to be burned, or who aids, counsels or procures the
3 burning of any barrack, cock, crib, rick or stack of hay, corn, wheat,
4 oats, barley or other grain or vegetable product of any kind; or any
5 field of standing hay or grain of any kind; or any pile of coal, wood
6 or other fuel; or any street car, railway car, boat, automobile or
7 other motor vehicle; or any other personal property not herein
8 specifically named, such property being the property of another per-
9 son; shall, upon conviction thereof, be sentenced to the penitentiary
10 for not more than three (3) years, or be fined not to exceed one
11 thousand (\$1000.00) dollars.

1 SEC. 5. Any person who wilfully and maliciously and with intent
2 to injure or defraud the insurer, sets fire to or burns or causes to
3 be burned, or who aids, counsels or procures the burning of any
4 goods, wares, merchandise or other chattels or personal property of
5 any kind, the property of himself or of another, which shall at the
6 time be insured by any person or corporation against loss or damage
7 by fire, shall, upon conviction thereof, be sentenced to the penitentiary
8 for not more than five (5) years.

1 SEC. 6. Any person who wilfully and maliciously attempts to set
2 fire to, or attempts to burn or to aid, counsel or procure the burning
3 of any of the buildings or property mentioned in the foregoing sec-
4 tions, shall, upon conviction thereof, be sentenced to the penitentiary
5 for not more than two (2) years or fined not to exceed one thousand
6 dollars (\$1,000.00).

1 SEC. 7. The preceding sections of this chapter extend to a mar-
2 ried woman who commits either of the offenses therein described,
3 though the property burnt or set fire to may belong partly or wholly
4 to her husband.

1 SEC. 8. Section thirteen thousand eighty-four (13084) of the code
2 is hereby repealed.

Approved April 18, A. D. 1927.