

- 3 Journal, a newspaper published at Armstrong, Iowa, and in the Spirit  
4 Lake Beacon, a newspaper published at Spirit Lake, Iowa.

House File No. 268. Approved April 25, 1931.

I hereby certify that the foregoing act was published in the Armstrong Journal April 30, 1931, and the Spirit Lake Beacon April 30, 1931.

G. C. GREENWALT, *Secretary of State.*

## CHAPTER 185

### INHERITANCE TAX

AN ACT to repeal the law as it appears in sections seventy-three hundred fourteen (7314), seventy-three hundred sixteen (7316), and seventy-three hundred forty (7340) of the code of Iowa 1927, and to amend the law as it appears in sections seventy-three hundred seven (7307), seventy-three hundred eight (7308), seventy-three hundred thirteen (7313), seventy-three hundred thirty-one (7331), and seventy-three hundred sixty-one (7361) of the code of Iowa 1927, relating to the rates, imposition, levy and collection of an inheritance tax, and to provide exemptions in connection therewith.

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

1 SECTION 1. That section seventy-three hundred seven (7307), of  
2 the code of Iowa 1927, be and the same is hereby amended by striking  
3 all of paragraph two (2) and substituting in lieu thereof the follow-  
4 ing:

5 "By deed, grant, sale, gift or transfer made in contemplation of  
6 the death of the grantor or donor, and any such transfer of property  
7 made by any person within two years prior to the death of the grantor  
8 or donor shall, unless shown to the contrary, be deemed to have been  
9 made in contemplation of death.

10 "By deed, grant, sale, gift or transfer made or intended to take  
11 effect in possession or enjoyment after the death of the grantor or  
12 donor. A transfer of property in respect of which the transferor  
13 reserves to himself a life income or interest shall be deemed to have  
14 been intended to take effect in possession or enjoyment at death,  
15 provided, that if the transferor reserves to himself less than the  
16 entire income or interest, the transfer shall be deemed taxable there-  
17 under only to the extent of a like proportion of the value of the prop-  
18 erty transferred".

1 SEC. 2. That section seventy-three hundred eight (7308) of the  
2 code of Iowa 1927, be and the same is hereby amended by striking all  
3 of paragraph one (1) of said section and substituting in lieu thereof  
4 the following:

5 "When the entire estate of the decedent does not exceed the sum  
6 of one thousand dollars after deducting the debts, as defined in this  
7 act", and by striking all of paragraphs two (2) and three (3) thereof  
8 and substituting in lieu thereof the following:

9 "When the property passes in any manner to societies, institutions  
10 or associations incorporated or organized under the laws of this state  
11 for charitable, educational, or religious purposes, and which are not  
12 operated for pecuniary profit, or to cemetery associations, including  
13 humane societies or to resident trustees for such uses within this  
14 state".

1 SEC. 3. That in computing the tax on the net estate passing to  
2 the surviving spouse, heirs or beneficiaries of the deceased the fol-  
3 lowing credits or exemptions shall be allowed:

- 4 1—Wife, forty thousand dollars.  
5 2—Husband, forty thousand dollars.  
6 3—Each son and/or daughter including legally adopted sons and/or  
7 daughters, or illegitimate sons and/or daughters entitled to inherit  
8 under the law of this state fifteen thousand dollars (\$15,000.00).  
9 4—Father or mother, ten thousand dollars.  
10 5—Any other lineal descendant of the deceased, five thousand dol-  
11 lars.

1 SEC. 4. That section seventy-three hundred thirteen (7313) of the  
2 code of Iowa 1927, be and the same is hereby amended to read as follows:

3 "The property or any interest therein or income therefrom, subject  
4 to the provisions of chapter three hundred fifty-one (351) of the code  
5 of Iowa 1927, shall be taxed as herein provided:

6 "1—When such property, interest, or income passes to the wife or  
7 the husband of the deceased, grantor, donor, or vendor, or to the  
8 father or mother, or to any child or lineal descendant of such decedent,  
9 grantor, donor or vendor, including a legally adopted child or illegiti-  
10 mate child entitled to inherit under the laws of this state, the tax  
11 imposed shall be on the individual share so passing in excess of the  
12 exemptions herein allowed and shall be as follows:

13 "One per cent on the first ten thousand dollars.

14 "Two per cent on any amount in excess of ten thousand dollars and  
15 up to twenty-five thousand dollars.

16 "Three per cent on any amount in excess of twenty-five thousand  
17 dollars and up to fifty thousand dollars.

18 "Four per cent on any amount in excess of fifty thousand dollars  
19 and up to one hundred thousand dollars.

20 "Five per cent on any amount in excess of one hundred thousand  
21 dollars and up to one hundred fifty thousand dollars.

22 "Six per cent on any amount in excess of one hundred fifty thou-  
23 sand dollars and up to two hundred thousand dollars.

24 "Seven per cent on any amount in excess of two hundred thousand  
25 dollars and up to three hundred thousand dollars.

26 "Eight per cent on all sums in excess of three hundred thousand  
27 dollars.

28 "2—When the property or any interest therein or income there-  
29 from taxable under the provisions of chapter three hundred fifty-one  
30 (351), of the code of Iowa 1927, passes to the brother or sister, son-  
31 in-law, or daughter-in-law, or step-children, the rate of tax imposed  
32 on the individual share so passing shall be as follows:

33 "Five per cent on any amount up to twenty-five thousand dollars.

34 "Six per cent on any amount in excess of twenty-five thousand dol-  
35 lars and up to fifty thousand dollars.

36 "Seven per cent on any amount in excess of fifty thousand dollars  
37 and up to one hundred thousand dollars.

38 "Eight per cent on any amount in excess of one hundred thousand  
39 dollars and up to two hundred thousand dollars.

40 "Nine per cent on any amount in excess of two hundred thousand  
41 dollars and up to three hundred thousand dollars.

42 "Ten per cent on all sums in excess of three hundred thousand  
43 dollars.

44 "3—When the property of [or] any interest therein or income  
45 therefrom, taxable under the provisions of chapter three hundred  
46 fifty-one (351), of the code of Iowa 1927, passes to any person not  
47 included in paragraphs one and two hereof, the rate of tax imposed  
48 on the individual share so passing shall be as follows:

49 "Ten per cent on any amount up to one hundred thousand dollars.

50 "Twelve per cent on any amount in excess of one hundred thousand  
51 dollars and up to two hundred thousand dollars.

52 "Fifteen per cent on all sums in excess of two hundred thousand  
53 dollars.

54 "4—When the property or any interest therein or income there-  
55 from, taxable under the provisions of chapter three hundred fifty-one  
56 (351), of the code of Iowa 1927, passes in any manner to societies,  
57 institutions or associations incorporated or organized under the laws  
58 of any other state, territory, province or country than this state, for  
59 charitable, educational or religious purposes, or to cemetery asso-  
60 ciations, including humane societies not organized under the laws of  
61 this state, or to resident trustees for uses without this state, the rate  
62 of tax imposed shall be as follows:

63 "Ten per cent on the entire amount so passing".

64 "5—When the property or any interest therein or income there-  
65 from, taxable under the provisions of chapter three hundred fifty-one  
66 (351), of the code of Iowa 1927, passes to any firm, corporation, or  
67 society organized for profit either under the laws of this state or of  
68 any other state, territory, province or country, the rate of tax im-  
69 posed shall be as follows:

70 "Fifteen per cent on the entire amount so passing".

1 SEC. 5. That section seventy-three hundred fourteen (7314), of  
2 the code of Iowa 1927, be and the same is hereby repealed.

1 SEC. 6. That section seventy-three hundred sixteen (7316), of  
2 the code of Iowa, 1927, be and the same is hereby repealed.

1 SEC. 7. That section seventy-three hundred thirty-one (7331), of  
2 the code of Iowa 1927, be and the same is hereby amended by placing  
3 a comma (,) after the word "therein" in line three (3) thereof, and  
4 by adding after said comma (,), the following:

5 "Including any property or interest therein which has been trans-  
6 ferred either in contemplation of death, or to take effect in possession  
7 or enjoyment at or after death".

1 SEC. 8. That section seventy-three hundred forty (7340), of the  
2 code of Iowa 1927, be and the same is hereby repealed.

1 SEC. 9. That section seventy-three hundred sixty-one (7361) of  
2 the code of Iowa 1927, be and the same is hereby amended by striking  
3 the period (.) at the end of said section and adding thereto the fol-  
4 lowing:

5 "And the application for such extension is made before the tax is  
6 delinquent".

1 SEC. 10. This act being deemed of immediate importance shall be

- 2 in force from and after its publication in the Kossuth County Advance,  
 3 a newspaper published in Algona, Iowa, and in the Spencer News  
 4 Herald, a newspaper published in Spencer, Iowa.

Senate File No. 65. Approved April 30, 1931.

I hereby certify that the foregoing act was published in the Kossuth County Advance  
 May 7, 1931, and the Spencer News-Herald May 7, 1931.

G. C. GREENWALT, *Secretary of State.*

## CHAPTER 186

### CLASSIFICATION IN DRAINAGE DISTRICTS

AN ACT to repeal sections seventy-four hundred sixty-six (7466), and seventy-four  
 hundred seventy-six (7476), code, 1927, and to enact a substitute therefor, relating  
 to the classification of land within drainage districts.

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

1 SECTION 1. Sections seventy-four hundred sixty-six (7466), and  
 2 seventy-four hundred seventy-six (7476), code, 1927, are hereby re-  
 3 pealed and the following is enacted in lieu thereof:  
 4 "7476. Classification as a basis for future assessments. A classi-  
 5 fication of land for drainage purposes, when finally adopted, shall re-  
 6 main the basis of all future assessments for the purpose of said dist-  
 7 rict unless revised by the board in the manner provided for reclassifi-  
 8 cation, except that where land included in said classification has been  
 9 destroyed, in whole or in part, by the erosion of a river, or where addi-  
 10 tional right of way has been subsequently taken for drainage pur-  
 11 poses, said land which has been so eroded and carried away by the  
 12 action of a river or which has been taken for additional right of way,  
 13 may be removed by said board from said district as classified, without  
 14 any reclassification, and no assessment shall thereafter be made on  
 15 the land so removed. Any deficiency in assessment existing as the  
 16 result of said action of the board shall be spread by it over the balance  
 17 of lands remaining in said district in the same ratio as was fixed in  
 18 the classification of the lands, payable at the next taxpaying period."

1 SEC. 2. The foregoing substitute shall be inserted in the code by the  
 2 code editor immediately following section seventy-four hundred sev-  
 3 enty-five, code, 1927.

House File No. 427. Approved April 3, 1931.

## CHAPTER 187

### PUBLICATION OF NOTICES

AN ACT to amend section seventy-five hundred thirty-two (7532), code, 1927, relating  
 to publication of notice of hearing of completion of public drainage improvements.

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

1 SECTION 1. Section seventy-five hundred thirty-two (7532), code,  
 2 1927, is amended by striking from line eight (8) the following words,  
 3 to wit: "in the county seat".

House File No. 22. Approved March 13, 1931.