

4 1. By adding the following to paragraph four (4):
 5 "But shall not include personal expenses or personal purchases of
 6 employees for their individual use."

7 That section ten thousand three hundred twelve (10312) code, 1927,
 8 be amended by adding at the end thereof the following:

9 "No part of the unpaid fund due the contractor shall be retained
 10 as provided in this chapter on claims for material furnished, other
 11 than materials ordered by the general contractor or his authorized
 12 agent, unless such claims are supported by a certified statement that
 13 the general contractor had been notified within thirty days after the
 14 materials are furnished or by itemized invoices rendered to contractor
 15 during the progress of the work, of the amount, kind and value of the
 16 material furnished for use upon the said public improvement."

1 SEC. 2. Section ten thousand three hundred six (10306), code,
 2 1927, is amended by adding the following thereto:

3 "But no claims filed for credit extended for the personal expenses
 4 or personal purchases of employees for their individual use shall cause
 5 any part of the unpaid funds of the contractor to be withheld."

1 SEC. 3. Section ten thousand three hundred thirteen (10313) code,
 2 1927, is amended as follows:

3 1. By striking the words "six months" appearing in line six (6),
 4 and inserting in lieu thereof the words "sixty days".

5 2. By adding the following at the end of the paragraph:

6 "Provided, however, that upon written demand of the contractor
 7 served on the person or persons filing said claims requiring him to
 8 commence action in court to enforce his claim in the manner as pre-
 9 scribed for original notices, such action shall be commenced within
 10 **thirty** days thereafter, otherwise such retained and unpaid funds due
 11 the contractor shall be released; and it is further provided that, after
 12 such action is commenced, upon the general contractor filing with the
 13 public corporation or person withholding such funds, a surety bond in
 14 double the amount of the claim in controversy, conditioned to pay
 15 any final judgment rendered for such claims so filed, said public cor-
 16 poration or person shall pay to the contractor the amount of such
 17 funds so withheld."

House File No. 307. Approved April 3, 1931.

CHAPTER 209

FILING OF CLAIMS

AN ACT to amend section ten thousand three hundred five (10305), code, 1927, relating to the filing of claims growing out of and relating to public improvements.

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

1 SECTION 1. Section ten thousand three hundred five (10305), code,
 2 1927, is amended by striking from lines seven (7) and eight (8) the
 3 words, "authorized by law to issue warrants in payment of such im-
 4 provement," and by inserting in lieu of said stricken words the
 5 following, to wit:

6 “, board or commission authorized by law to let contracts for such
7 improvement.”.

House File No. 211. Approved March 26, 1931.

CHAPTER 210

HOTEL KEEPER'S LIEN

AN ACT to amend section ten thousand three hundred forty-eight (10348), code, 1927, pertaining to the hotel keeper's lien.

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

1 SECTION 1. That section ten thousand three hundred forty-eight
2 (10348) code of 1927 be amended as follows:

3 1. By inserting after the word “house” in line four (4) thereof,
4 the following: “, or any structure where rooms or board are furnished,
5 whether to permanent or transient occupants”.

6 2. By inserting after the word “patron” in line seven (7) thereof,
7 the following: “, or any legal occupant of any hotel as herein de-
8 fined”.

House File No. 248. Approved April 2, 1931.

CHAPTER 211

LEGALIZING MERGERS OF BRIDGE CORPORATIONS

AN ACT to legalize and validate mergers and/or consolidations in all cases wherein a corporation organized or purporting to have been organized under the laws of this state for the purpose of constructing and operating a bridge has merged and/or consolidated (or attempted to merge and/or consolidate) with a corporation organized or purporting to have been organized for a similar purpose under the laws of an adjacent state.

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

1 SECTION 1. In all cases wherein any corporation organized, or pur-
2 porting to have been organized, under the laws of this state, for the
3 purpose of constructing and/or operating a bridge, one extremity of
4 which shall rest in an adjacent state, has attempted to merge or con-
5 solidate its stock, property, franchises, assets and liabilities with
6 the stock, property, franchises, assets and liabilities of a corporation
7 organized, or purporting to have been organized, for a similar pur-
8 pose under the laws of such adjacent state, and such corporations
9 have in fact united and combined their stock, property, franchises,
10 assets and liabilities, such merger and/or consolidation, together with
11 the action taken in effecting such merger or consolidation, is hereby
12 legalized and validated, and such corporations so merging and/or
13 consolidating shall be deemed to have become one merged and/or con-
14 solidated corporation under such name as shall have been agreed upon,
15 and such merged and/or consolidated corporation shall be deemed on
16 the date of such merger and/or consolidation to have succeeded to
17 all the property, rights, privileges, assets and franchises and to have