

## CHAPTER 227

## SWEARING OF JURORS IN CIVIL CASES

AN ACT to provide for the swearing or affirmation of jurors in civil cases.

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

1 SECTION 1. There is hereby inserted immediately following section  
2 eleven thousand four hundred seventy-one (11471), code, 1927, the  
3 following:

4 "11471-d1. **Oath of jurors.** The jury shall be sworn in substan-  
5 tially the following form:

6 You and each of you do solemnly swear (or affirm) that you will  
7 well and truly try the issues wherein ..... is  
8 plaintiff and.....is defendant, and a true verdict  
9 render, and that you will do so solely on the evidence introduced and  
10 in accordance with the instructions of the court, so help you God."

Senate File No. 140. Approved April 27, 1931.

## CHAPTER 228

## EXEMPTIONS

AN ACT to amend section eleven thousand seven hundred sixty (11760) of the code, 1927, relating to exemptions.

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

1 SECTION 1. That section eleven thousand seven hundred sixty  
2 (11760) of the code, 1927, be amended as follows:

3 "By inserting in line two (2) of paragraph seventeen (17) after  
4 the word 'surveyor', the words 'professional engineer, architect,'

5 Also further amend by inserting in line three (3) of paragraph  
6 seventeen (17), after the word 'physician', the word 'dentist,'"

House File No. 155. Approved April 30, 1931.

## CHAPTER 229

## ACCOUNTING OF EXECUTORS AND ADMINISTRATORS

AN ACT to amend chapter five hundred nine (509) of the code of 1927 relating to the accounting of executors and administrators and to the compensation and expenses allowed executors, administrators, guardians, trustees, receivers and their attorneys.

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

1 SECTION 1. **Compensation of guardians, trustees, receivers and**  
2 **their attorneys.** The court shall allow and fix from time to time the  
3 compensation of guardians, trustees and receivers and their attorneys  
4 for such services as they shall render as shown by an itemized claim  
5 or report made and filed setting forth what such services consist of  
6 from time to time during the period of time they continue to act in  
7 such capacities.

1     **SEC. 2. Affidavit relative to compensation.** In no case shall the  
 2 compensation of executors, administrators, guardians, trustees, re-  
 3 ceivers and their attorneys be allowed or paid until there shall have  
 4 been filed with the clerk of the district court in which administration  
 5 of the estate is pending an affidavit of the executor, administrator,  
 6 guardian, trustee, receiver or attorney as the case may be stating  
 7 that there is no contract, agreement, or arrangement, either oral or  
 8 written, express or implied, contemplating any division of compensa-  
 9 tion for such services, or participation therein, directly or indirectly,  
 10 by any other person, firm or corporation with such executor, adminis-  
 11 trator, guardian, trustee, receiver or attorney unless it be with one  
 12 jointly serving with them in the same capacity in relation to the  
 13 estate in which such compensation is allowed, in which event the  
 14 affidavit shall show such fact.

1     **SEC. 3. Affidavit for corporation fiduciary.** In any case where a  
 2 corporation is acting as a fiduciary under and by virtue of the provi-  
 3 sions of chapter four hundred sixteen (416) of the code, 1927, the  
 4 affidavit required by the last preceding section shall be executed and  
 5 made by the president or some executive officer of such corporation.

House File No. 337. Approved April 16, 1931.

## CHAPTER 230

### BONDS IN ATTACHMENT PROCEEDINGS

AN ACT to amend section twelve thousand eighty-eight (12088) of the code, 1927, relating to bonds in attachment proceedings.

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

1     **SECTION 1.** That section twelve thousand eighty-eight (12088) of  
 2 the code, 1927, be amended by adding thereto the following:  
 3     "Provided, however, in any case where only real property is sought  
 4 to be attached, the plaintiff shall file such bond in a penalty to be  
 5 fixed by the court or the clerk, and in such cases, the clerk shall issue  
 6 a writ thereunder and shall direct therein that real property only  
 7 shall be attached."

Senate File No. 330. Approved April 25, 1931.

## CHAPTER 231

### PARTITION PROCEDURE

AN ACT to amend chapter five hundred twenty-two (522) of the code, 1927, relating to partition procedure.

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

1     **SECTION 1.** That chapter five hundred twenty-two (522) of the  
 2 code, 1927, be amended by adding thereto the following:  
 3     "12351-d. When it appears in the petition for partition that a person  
 4 not in being has an interest, vested or contingent, as a co-tenant of