

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