

## CHAPTER 78

## CONSERVATION

## S. F. 452

AN ACT to amend sections seven (7), eight (8), eleven (11), seventeen (17), thirty (30), thirty-two (32), thirty-eight (38), thirty-nine (39), forty-six (46), forty-seven (47), fifty-three (53), fifty-six (56), sixty-two (62), sixty-five (65), sixty-nine (69), seventy-three (73), seventy-seven (77), seventy-nine (79), eighty-one (81), ninety-six (96), ninety-seven (97), ninety-eight (98), one hundred two (102), and one hundred fifteen (115), of chapter ninety-nine (99), acts of the Forty-seventh General Assembly, relating to the powers, duties and jurisdiction of the State Conservation Commission with respect to the conservation, protection and preservation of the wildlife and parks, grounds and waters of the state.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section seven (7), Chapter ninety-nine (99), Acts of  
2 the Forty-seventh General Assembly is amended:

3 (1) By striking from line twelve (12) the word and figure "five  
4 (5)" and inserting in lieu thereof the words and figures "three and  
5 one-half (3½)";

6 (2) By striking lines twenty-nine (29) and thirty (30) and insert-  
7 ing in lieu thereof the following: "(d) All boats in class VII shall have  
8 a white light on deck forward of the mast. Such light shall be so con-  
9 structed as to be visible from any direction."

1 SEC. 2. Section eight (8), Chapter ninety-nine (99), Acts of the  
2 Forty-seventh General Assembly is amended by adding thereto the  
3 following:

4 "(d) It shall be unlawful for Class I, II, III, and IV boats to operate  
5 on West Okoboji lake within the following named zones, which zones  
6 shall be marked by the conservation commission with buoys not more  
7 than six hundred (600) feet apart to separate from the main portion  
8 of West Okoboji lake such zones, to wit:

9 "1. That portion of West Okoboji known as Browns Bay and lying  
10 south of a direct line connecting the Lime Kiln Point and Pocahontas  
11 Point.

12 "2. That portion of West Okoboji known as Emersons Bay, and the  
13 area adjacent thereto and lying west of a line drawn from a point three  
14 hundred (300) feet east of Gull Point, due south and intersecting the  
15 north boundary of zone one.

16 "3. That portion of West Okoboji lying to the westward of a line  
17 drawn from a point three hundred (300) feet east of Gull Point north-  
18 west to the southwest corner of Babcock's property on the north shore  
19 of Millers Bay.

20 "4. That portion of West Okoboji lying eastward of a line drawn  
21 due south from Manhattan Point and intersecting the northeast bound-  
22 ary of zone three.

23 "5. That portion of West Okoboji lying to the eastward of a line  
24 drawn from Colcords Point southward to a point three hundred (300)  
25 feet due southwest of Dixons Point.

26 "Except that all boats in said classes may operate in such zones at a  
27 maximum speed of ten (10) miles per hour for the purpose of going to  
28 or from landings."

1 SEC. 3 Section eleven (11), Chapter ninety-nine (99), Acts of the  
2 Forty-seventh General Assembly is amended by adding thereto the fol-  
3 lowing:

4 "(c) All privately owned row-boats used on or kept at the artificial  
5 lakes under the jurisdiction of the commission shall be seaworthy for  
6 the waters where they are kept or used. They shall not be loaded to  
7 the extent that more than one-third of the height of the freeboard  
8 is submerged. All such boats shall be removed from state property  
9 whenever ordered by the commission, and, in any event, shall be re-  
10 moved from such property not later than December first (1st) of  
11 each year."

1 SEC. 4. Section seventeen (17), Chapter ninety-nine (99), Acts of  
2 the Forty-seventh General Assembly is amended by inserting in line  
3 three (3), after the word "therefor", the following: ", provided that  
4 such craft comply with the provisions of this chapter relating to lights  
5 and operation".

1 SEC. 5. Section thirty (30), Chapter ninety-nine (99), Acts of the  
2 Forty-seventh General Assembly is amended by striking all of line nine  
3 (9) after "main", and all of lines ten (10), and eleven (11), and the  
4 first word "area" of line twelve (12) and inserting in lieu thereof the  
5 following: "such as to assure the maintenance of an adequate supply  
6 of such species. The commission is hereby designated the sole agency  
7 to determine the facts as to whether such biological balance does or  
8 does not exist."

1 SEC. 6. Section thirty-two (32), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended by striking the  
3 word "Hungarian" from lines ten (10) and eleven (11).

1 SEC. 7. Section thirty-eight (38), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended by adding thereto  
3 the following paragraph:

4 "Nothing in the above shall prohibit licensed game breeders from  
5 securing native or exotic birds or animals from outside the state and  
6 bringing them into the state and they shall not be required to have a  
7 permit as provided above when such birds or animals are not released  
8 to the wild but are held on the game breeder's premises as breeding  
9 stock."

1 SEC. 8. Section thirty-nine (39), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended:

3 (1) By inserting in line twenty (20) after the word "Muscatine"  
4 the following: ", Wayne, Decatur, Clarke";

5 (2) By striking from line fifteen (15) the figure "1" and inserting  
6 in lieu thereof the figure "15";

7 (3) By striking from line sixteen (16) the figure "1" and inserting  
8 in lieu thereof the figure "15";

9 (4) By striking from line seventeen (17) the words "except Lee  
10 county";

11 (5) By striking from lines eighteen (18) and nineteen (19) the  
12 words and figures "November 15—December 15"; and

13 (6) By adding as line sixty-two (62):

14 "European starlings                      Continuous                      None                      None".

1 SEC. 9. Section forty-seven (47), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended by striking there-  
3 from lines three (3) and four (4) and inserting in lieu thereof the  
4 following:

5 "A pistol or revolver shooting blank cartridges may be used while  
6 training bird dogs during closed season. It shall be unlawful to train  
7 any foxhound, raccoon hound or trailing dog on any fur-bearing ani-  
8 mal between sunset and sunrise for thirty (30) days just prior to the  
9 open season on raccoon."

1 SEC. 10. Section fifty-three (53), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended by adding thereto  
3 subdivisions as follows:

4 "Bait Dealers

5 "(a) Any person may be authorized to sell minnows, frogs, and  
6 clams for fish bait upon the payment of a license fee of five dollars  
7 (\$5.00) to the commission. Minnow and bait boxes and tanks shall be  
8 open to inspection by the director and conservation officers at all times.  
9 They shall have tanks and bait boxes of sufficient size, with proper  
10 aeration to keep the bait alive and prevent heavy loss.

11 "Such license shall authorize the licensee to take from the lakes and  
12 streams in the state that are not closed to the taking of minnows, frogs  
13 and clams, sufficient minnows, frogs and clams to carry on and supply  
14 his customers with bait for hook and line fishing.

15 "Such licensees shall comply with all state laws pertaining to posses-  
16 sion, taking, selling of bait handled by them and any licensee upon con-  
17 viction for violating any state conservation laws, shall forfeit his  
18 license if demanded by the director.

19 "Holders of a bait dealer's license, when obtaining bait from lakes  
20 and streams, shall take only such sized bait as can be used and shall  
21 return all small minnows and frogs to the water immediately with as  
22 little loss as possible."

23 "Private Fish Hatchery

24 "(b) It shall be unlawful for any person to operate a private fish  
25 hatchery or engage in the business of propagating fish native to the  
26 state of Iowa in private waters until such person has applied for and  
27 has been issued a private fish hatchery license as provided by state  
28 law. Such license shall be renewed each year.

29 "The term 'private fish hatchery' covering private fish hatcheries  
30 shall include all private ponds, with or without buildings, used for the  
31 purpose of propagating or holding fish for commercial purposes.

32 "No license shall be issued to operate private fish hatcheries on pri-  
33 vately owned or nonmeandered lakes and streams or ponds that may  
34 become stocked with fish from public waters by overflow or natural  
35 migration.

36 "Holders of private fish hatchery licenses may, in said hatchery,  
37 possess, propagate, buy, sell, deal in and transport the fish produced  
38 from breeding stock lawfully acquired, but all fish sold for food pur-  
39 poses must comply with the state law regarding size limits.

40 "They may sell fish for stocking purposes within or without the  
41 state, but no fish shall be sold for stocking purposes within the state  
42 that are not native to the state and to the waters where stocked.

43 "Each operator of a private fish hatchery shall make an annual  
44 report of the number, kinds and sizes of the fish propagated and to

45 whom sold during the license year on forms supplied by the commis-  
46 sion. Failure to make such report shall be grounds for refusal to renew  
47 the license under which the hatchery operates.

48 "Operators of private fish hatcheries shall secure their breeding  
49 stock from licensed private fish hatcheries in the state or from lawful  
50 sources outside the state and it shall be unlawful for such hatcheries to  
51 secure stock in any other way.

52 "Private fish hatchery operators who hold and feed carp, buffalo and  
53 other fish lawfully taken by commercial fishermen, may hold, feed and  
54 sell such fish under private fish hatchery licenses."

1 SEC. 11. Section fifty-six (56), Chapter ninety-nine (99), Acts of  
2 the Forty-seventh General Assembly is amended:

3 (1) By striking from line eighteen (18) the word "April" and in-  
4 serting in lieu thereof the word "May";

5 (2) By striking from line twenty (20) the figure "1" and inserting  
6 in lieu thereof the figure "30";

7 (3) By striking from lines thirty-eight (38) and thirty-nine (39)  
8 the words and figures "May 15 to November 30", and insert the word  
9 "continuous";

10 (4) By striking all of lines forty (40) to forty-eight (48), inclusive,  
11 and inserting in lieu thereof the following: "no catch or possession  
12 limits";

13 (5) By inserting in line sixty (60) after the word "crappies":  
14 ", calico bass";

15 (6) By striking from line seventy-eight (78) the figure "15" and  
16 inserting in lieu thereof the figure "12";

17 (7) By adding to Table A the following:

18 "Frogs May 12-	Four (4) dozen	Eight (8) dozen	(Applies to
19 November 30	(Bait dealers	(Bait dealers	bait dealers
20	excepted)	excepted)	only)";

21 (8) By striking from lines ninety-nine (99) and one hundred (100)  
22 the words and figures "June 15 to November 30" and inserting in lieu  
23 thereof the words and figures "June 1 to March 1 next";

24 (9) By striking from lines one hundred two (102) and one hundred  
25 three (103) the words and figures "May 15 to November 30" and in-  
26 serting in lieu thereof the word "continuous";

27 (10) By striking from lines one hundred five (105) and one hun-  
28 dred six (106) the words and figures "May 15 to November 30" and  
29 inserting in lieu thereof the word "continuous";

30 (11) By striking from lines one hundred nine (109) and one hun-  
31 dred ten (110) the words and figures "May 15 to November 30" and  
32 inserting in lieu thereof the words and figures "May 1 to March 1  
33 next";

34 (12) By striking from lines one hundred eleven (111) and one  
35 hundred twelve (112) the words and figures "May 15 to November 30"  
36 and inserting in lieu thereof the word "continuous"; and

37 (13) By adding to said section a paragraph as follows:

38 "It shall be unlawful for any person at any time to have in possession  
39 more than thirty (30) fish of all kinds in the aggregate, except that this  
40 aggregate possession limit shall not apply to the fish named in this  
41 section on which there is no daily catch limit, or to the director and his  
42 duly authorized representatives when carrying out duties imposed by

43 state law, or commercial fishermen, or wholesale fish markets, when  
44 operating under proper license and dealing in commercial fish."

1 SEC. 12. Section sixty-two (62), Chapter ninety-nine (99), Acts of  
2 the Forty-seventh General Assembly is amended by striking all of line  
3 three (3) and inserting in lieu thereof the following: "five (5) throw  
4 lines or trot lines and such lines shall not have in the aggregate more  
5 than".

1 SEC. 13. Section sixty-five (65), Chapter ninety-nine (99), Acts of  
2 the Forty-seventh General Assembly is amended by striking all of line  
3 ten (10) and inserting in lieu thereof: "and in Cedar and Iowa rivers,  
4 in Muscatine and Louisa counties."

1 SEC. 14. Section sixty-nine (69), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended:

3 (1) By striking from line six (6) the words "boat liveries" and in-  
4 serting in lieu thereof the words "licensed bait dealers"; and

5 (2) By adding to said section the following:

6 "Minnows

7 "'Minnows' shall be defined as chubs, shiners, suckers, dace, stone-  
8 rollers, mud-minnows, redhorse, blunt-nose, fat-head, or other small  
9 fish commonly used for fish bait that have only one dorsal fin.

10 "'Commercial purposes' shall be construed to mean selling, giving,  
11 or furnishing to others.

12 "It shall be unlawful for any person:

13 "1. To take or attempt to take minnows for commercial purposes  
14 from any of the waters of the state, or transport the same without first  
15 procuring a bait dealer's license therefor as provided by state law;  
16 provided, however, that no license other than a license to fish in the  
17 waters of this state shall be required of persons taking minnows for  
18 their individual use for bait.

19 "2. To seine, take, attempt to take, transport or carry away any  
20 minnows from the waters of any stream inhabited or stocked with  
21 trout, except that chubs, suckers and redhorse may be taken from  
22 trout streams with pole and line during open trout season, and chubs  
23 may be taken with pole and line only, at any time, from streams not  
24 stocked with trout.

25 "3. To transport in any manner or for any purpose outside this  
26 state any minnows, dead or alive, taken in the state except that the  
27 director may transport for the purposes set out by state law.

28 "4. To use minnows except for bait in hook and line fishing.

29 "The commission shall have the power to designate the lakes and  
30 streams and parts of same from which minnows shall not be taken  
31 when investigation shows that the minnow population should be pro-  
32 tected for the best management of the lake or stream and if such  
33 investigation shows that lakes or streams or any portion of them  
34 should be closed to taking minnows for such length of time as deemed  
35 advisable by the commission. Then in that case the director is hereby  
36 authorized to post such lakes and streams or portions of them with  
37 notices or signs which clearly state that the lake or stream or portion  
38 so posted is closed to the taking of minnows and it shall be unlawful  
39 for any person to take in any manner, minnows from such posted  
40 streams.

41 "Minnow traps not exceeding twenty-four (24) inches in length  
42 may be used wherever the taking of minnows is allowed."

1 SEC. 15. Section seventy-three (73), Chapter ninety-nine (99),  
2 Acts of the Forty-seventh General Assembly is amended by striking all  
3 after the word "unlawful" in line one (1) and inserting in lieu thereof  
4 the following: "to take, attempt to take, or kill in any manner whatso-  
5 ever, or to sell, or have in possession, or to transport in any manner,  
6 any species of frogs in the state except as follows:

7 "Frogs may be taken from May 12th to the following November 30th.

8 "Frogs may be taken by holders of a fishing license only and they  
9 may be used for bait or food purposes, but no person shall take more  
10 than four dozen frogs in any one day or have in possession at any one  
11 time more than eight dozen frogs. Licensed bait dealers authorized by  
12 law to sell bait may have in their possession to supply the bait needs of  
13 their customers, not more than twenty (20) dozen frogs.

14 "No person shall use any device, net, barrier or fence of any kind  
15 which prevents frogs from having free access to and egress from the  
16 water.

17 "Transportation out of the state in any manner or for any purposes,  
18 of frogs taken in Iowa, is prohibited.

19 "Nothing in this act shall be construed to prevent the purchase, sale  
20 or possession of frogs or any portion of the carcasses of frogs that have  
21 been legally taken and shipped in from without the state.

22 "Nothing herein shall prevent any person from catching frogs on his  
23 own premises for his private use."

1 SEC. 16. Section seventy-seven (77), Chapter ninety-nine (99),  
2 Acts of the Forty-seventh General Assembly is amended by inserting  
3 in line two (2), after the word "ship"; " , transport,".

1 SEC. 17. Section seventy-nine (79), chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended by inserting in line  
3 two (2) after the word "skunk": " , mink,".

1 SEC. 18. Section eighty-one (81), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended:

3 (1) By inserting in line four (4) after the word "animal" the words  
4 "or fur-bearing animals";

5 (2) By adding thereto the following:

6 "It shall be unlawful for any person, except as otherwise provided,  
7 to use any chemicals, explosives, smoking devices, mechanical ferrets,  
8 wire, tool, instrument, or water to remove fur-bearing animals from  
9 their dens.

10 "A license tag for each trap for which a license fee has been paid,  
11 stamped with the year of issuance, shall be furnished by the commis-  
12 sion without additional charge. All licensed traps, when in use, shall  
13 have said tag attached to trap or chain and conservation officers  
14 shall have authority to confiscate any trap when found in use without  
15 such tag attached. Tags shall be renewed annually."

1 SEC. 19. Section ninety-six (96), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended:

3 (1) By inserting in line two (2), after the first word "nets" the  
4 words: "gill nets";

5 (2) By inserting in line seventeen (17), after the period (.) the  
6 following: "Tags must at all times be attached to fishing tackle while in  
7 use and conservation officers shall have authority to confiscate any net  
8 or seine when found in use without such tag attached.";

9 (3) By adding after subsection "(b)" the following subsections:

10 "(c) It shall be unlawful for any person to fish with or use any  
11 wooden fish basket or trap of any kind in the boundary or inland waters  
12 of the state.

13 "(d) It shall be unlawful for fish peddlers, wholesale fish markets,  
14 jobbing houses or other places for the wholesale or retail marketing  
15 of fish to have in possession catfish under the legal thirteen (13) inch  
16 commercial size limit provided in Iowa laws.";

17 (4) By relettering subsection "(c)": "(e)"; and

18 (5) By inserting in line thirty-four (34), after the word "begin-  
19 ning" the following:

20 "; that part of the Mississippi River in Dubuque county, Iowa,  
21 known as 'Zollicoffers Lake' in Sections ten (10), eleven (11), four-  
22 teen (14), fifteen (15) and twenty-three (23), Township ninety (90)  
23 North, Range two (2) West; that part of the Mississippi River in  
24 Allamakee county, Iowa, known as 'Big Lake' in Sections four (4),  
25 five (5), eight (8), nine (9), sixteen (16) and seventeen (17), Town-  
26 ship ninety-nine (99) North, Range three (3) West; that part of Cass-  
27 ville Slough, also known as "Twelve Mile Slough", below government  
28 lock and dam No. 10 in Clayton county, Iowa; that part of the Missis-  
29 sippi River in Allamakee county known as 'Mud Hen Lake' located  
30 in Sections one (1) and two (2), Township ninety-six (96) North,  
31 Range three (3) West; that part of the Mississippi River known as the  
32 'Breaks and Coolegar Shute', located in Section twenty (20), twenty-  
33 nine (29), and thirty-two (32), Township seventy-four (74) North,  
34 Range two (2), West of the fifth (5th) P. M., Louisa county, Iowa;  
35 that part of the Mississippi River known as 'Gun Lake' located in  
36 Sections thirty-four (34) and thirty-five (35), Township ninety-seven  
37 (97) North, Range three (3) West of the fifth (5th) P. M., Allamakee  
38 county, Iowa."

1 SEC. 20. Section ninety-seven (97), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended by inserting in line  
3 five (5) after the word "measure" the following: ", or to fish with  
4 or use a gill net having a mesh of less than three and three-quarters  
5 ( $3\frac{3}{4}$ ) inches square or bar measure".

1 SEC. 21. Section ninety-eight (98), Chapter ninety-nine (99), Acts  
2 of the Forty-seventh General Assembly is amended:

3 (1) By inserting in line two (2), after the first word "nets": "gill  
4 nets,";

5 (2) By adding after the period (.) in line three (3) the following:  
6 "Provided a trot line license is procured for the sum of one dollar  
7 (\$1.00); the holder of said license may use a trot line, with no more  
8 than one hundred (100) hooks, in the waters of the Mississippi and  
9 Missouri rivers. A tag as provided in section ninety-six (96), sub-  
10 section 'b', shall be attached thereto."

1 SEC. 22. Section one hundred two (102), Chapter ninety-nine (99),  
2 Acts of the Forty-seventh General Assembly is amended by striking

3 from line five (5) the words and figures "eight and one-half (8½)"  
4 and inserting in lieu thereof the word and figure "nine (9)".

1 SEC. 23. Section one hundred fifteen (115), Chapter ninety-nine  
2 (99), Acts of the Forty-seventh General Assembly is amended by in-  
3 serting in line three (3) after the word "excessive" the following:  
4 "will be made by the state conservation director or his representative  
5 and".

1 SEC. 24. Chapter ninety-nine (99), Acts of the Forty-seventh Gen-  
2 eral Assembly is amended by inserting immediately after section one  
3 hundred thirty-five-a (135-a) a new section as follows:

4 "Words and phrases as used in Chapters eighty-five (85), eighty-  
5 five-D one (85-D1), eighty-five-G one (85-G1), eighty-six (86), eighty-  
6 six-E one (86-E1), eighty-seven (87), and eighty-seven-E one (87-E1),  
7 Code, 1935, and Chapter ninety-nine (99), Acts of the Forty-seventh  
8 General Assembly, and such other chapters as relate to the subject  
9 matter of these chapters shall be construed as follows:

10 "'Closed season': That period of time during which hunting, fish-  
11 ing, trapping or taking is prohibited.

12 "'Open season': That period of time during which hunting, fishing,  
13 trapping or taking is permitted.

14 "'Measurement of fish': Length from end of nose to longest tip  
15 of tail.

16 "'Person': Person shall mean any person, firm, partnership or  
17 corporation.

18 "'Sell or sale': Selling, bartering, exchanging, offering or expos-  
19 ing for sale.

20 "'Possession': Both active and constructive possession and any  
21 control of things referred to.

22 "'Transport and transportation': All carrying or moving or caus-  
23 ing to be carried or moved.

24 "'Take or taking or attempting to take or hunt': Any pursuing, or  
25 any hunting, fishing, killing, trapping, snaring, netting, searching for  
26 or shooting at, stalking or lying in wait for any game, animal, bird  
27 or fish protected by the state laws or regulations adopted by the com-  
28 mission whether or not such game be then subsequently captured,  
29 killed or injured.

30 "'Bag limit or possession limit': The number of any kind of game,  
31 fish, bird or animal or other wildlife form permitted to be taken or  
32 held in a specified time.

33 "'Contraband': The term 'contraband' as used in the laws pertain-  
34 ing to the work of the commission shall mean anything, the possession  
35 of which was illegally procured, or the possession of which is unlawful.

36 "'Alien': Alien shall not be construed to mean any person who has  
37 applied for naturalization papers.

38 "'Director': The term 'director' shall mean the regularly ap-  
39 pointed director of the state conservation commission and wherever  
40 such director is authorized or required to do an act, unless otherwise  
41 provided, it shall be construed as authorizing performance by a regu-  
42 lar assistant or duly authorized agent of such director."

1 SEC. 25. Section seventy-six (76), Chapter ninety-nine (99), Acts  
2 of the 47th General Assembly is hereby amended by striking from



3 lines fourteen (14), fifteen (15) and sixteen (16) the following: "(in  
4 all counties except Lucas, Wayne, Guthrie)".

1 SEC. 26. This act being deemed of immediate importance shall be  
2 in full force and effect from and after its publication in the Denison  
3 Review, a newspaper published at Denison, Iowa, and in the Davis  
4 County Republican, a newspaper published at Bloomfield, Iowa.

Approved May 3, 1939.

I hereby certify that the foregoing act was published in The Denison Review, May 11,  
1939, and the Davis County Republican, Bloomfield, Iowa, May 16, 1939.  
EARL G. MILLER, *Secretary of State.*

## CHAPTER 79

### IOWA LIQUOR CONTROL ACT

S. F. 472

AN ACT to amend section one thousand nine hundred twenty-one-f ninety-four (1921-f94), code, 1935, relating to enforcement of the Iowa liquor control act.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section one thousand nine hundred twenty-one-f ninety-  
2 four (1921-f94), Code, 1935, is amended by striking the word "as" at  
3 the end of the third line thereof, by changing to a capital "S" the small  
4 "s" in the word "supplementary" in the fourth line thereof, and by  
5 inserting after the word "attorney" in the fourth line thereof, the  
6 words "shall be".

Approved April 24, 1939.

## CHAPTER 80

### BEER AND MALT LIQUORS

H. F. 503

AN ACT to amend sections nineteen hundred twenty-one-f ninety-seven (1921-f97), nineteen hundred twenty-one-f ninety-eight (1921-f98), nineteen hundred twenty-one-f ninety-nine (1921-f99), nineteen hundred twenty-one-f one hundred-two (1921-f102), nineteen hundred twenty-one-f one hundred three (1921-f103), nineteen hundred twenty-one-f one hundred four (1921-f104), nineteen hundred twenty-one-f one hundred five (1921-f105), nineteen hundred twenty-one-f one hundred eight (1921-f108), nineteen hundred twenty-one-f one hundred seventeen (1921-f117), nineteen hundred twenty-one-f one hundred nineteen (1921-f119), nineteen hundred twenty-one-f one hundred twenty (1921-f120), nineteen hundred twenty-one-f one hundred twenty-five (1921-f125), chapter ninety-three-f two (93-F2), code, 1935, relating to beer and malt liquors.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section nineteen hundred twenty-one-f ninety-seven  
2 (1921-f97), Code, 1935, is hereby amended by changing the words  
3 "treasurer of state" to "state tax commission" in line two (2) of  
4 subsection f; and by changing the words "treasurer of state" to