

A BILL

FOR AN ACT, ENTITLED "AN ACT IN RELATION TO PARTITION FENCES OF OSAGE ORANGE, BUCKTHORN, OR OTHER LIVE MATERIAL."

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

SECTION 1. That joint owners or lessees of partition fences of osage orange or other live material, in whole or in part of such material, shall keep the same trimmed to an uniform height, not greater than applies to lawful fences of other material; and when due notice shall have been given to any joint owner or lessee of such partition fence, in manner hereinafter provided, and any joint owner or lessee shall neglect to comply with the terms of notice, the aggrieved joint owner or lessee may enter upon the premises of offending party and remove, burn or otherwise dispose of any excess of osage orange or other live material composing such partition fence; and this shall be done in a workmanlike manner; and care must be had that no harm may come to the premises or crops of such owner or lessee.

SEC. 2. *Provided*, that trees planted in line of any hedge row, or parts of the hedge standing at a distance apart in such row not less than four rods severally, and intended for shade or ornamental purposes, may be left standing at the option of the owner thereof.

SEC. 3. Notice to owner or lessee of any partition fence of osage orange or other live material, deemed negligent of keeping his part of such partition fence properly trimmed, shall run only during the months of March, April, May, and until the tenth day of June of each year; and ten days' notice in writing shall be given to such negligent party.

SEC. 4. Upon the refusal of any joint owner or lessee of partition fence of live material, notice having been given as provided in this act, may enter upon the land or enclosure of such joint owner or lessee and properly trim and remove all excess of any live fence, and dispose of the same; and such reasonable service shall be a valid claim at law, or as the fence viewers may determine in case of partition fences of other material.

This is deemed of immediate importance, and shall be in force after publication in the Des Moines Leader and Iowa State Register, newspapers published at Des Moines, Iowa.