

CHAPTER 44.

WAREHOUSE RECEIPTS.

AN ACT authorizing corporations and persons engaged in the slaughtering and packing business to issue certificates and warehouse receipts on their own products, while in their custody and control.

S. F. 332.

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

SECTION 1. Any corporation or person engaged in the business of slaughtering cattle, sheep or hogs and who own or control the building or buildings wherein such business is conducted and the manufactured products therein stored, may execute and issue certificates, or warehouse receipts, for any such manufactured product that may actually be in said building or buildings, or for any part or quantity thereof, and may thereby sell, convey, assign, transfer, pledge or encumber said product, or any part or quantity thereof. But such certificate, or warehouse receipt, shall contain the name and address of the party issuing it, and to whom issued, the location and description of the premises, warehouse, or building, or other place where the product is stored, the date of issuance, and the quantity of product and its kind, and the brands or distinguishing marks upon such property, and shall be signed by the person issuing it and if issued by a corporation, by its secretary and manager; and certificates and receipts issued in the manner and form aforesaid, shall operate and have the effect to transfer the title to the product described in them, and vest the same in the holder thereof, in accordance with the terms therein expressed, and the holders thereof may sell, assign, transfer, or otherwise dispose of the same in like manner, without the purchaser, pledgee, assignee or holder being required to have the same recorded, or give notice to protect himself against existing or subsequent encumbrancers or purchasers, as required in other cases where property is left in the possession of the vendor or pledgeor.

Corporations owning property where products are stored may issue warehouse certificates.

Contents of certificate, and signature.

A corporation may sign by its officers.

Need not be recorded.

SEC. 2. Every corporation or person making and issuing certificates or receipts for meat products as herein contemplated, shall keep a regular, well bound book, wherein shall be kept and entered, at the date of the issuance thereof, a full account of each and every certificate or receipt, with the date of issuance, number, name of person to whom issued, the quantity and kind of meat product and the brands or distinguishing marks denoting such property covered by such certificates or receipt; and, when such product shall have been delivered under the certificate or receipt, or the said paper is otherwise cancelled or becomes void, the date of such cessation of liability shall be entered in connection therewith; and

Book must be kept of all certificates issued

Date must be kept when liability ceases.

Books subject to inspection.

Penalty for destroying books or records.

Certificates issued when meat is not in stock.

Second certificate issued.

Penalty.

Certificates presumptive evidence of title.

Meat must not be removed without consent of certificate holder.

Penalty for violation of law.

Recourse of person aggrieved.

Damages.

Publication clause.

such books and the building where such product is stored shall be subject to the inspection and examination of each and every person holding any such certificate or receipt, his agent or attorney. Any person wrongfully altering, changing, or willfully destroying any such book, shall, upon conviction, be fined not exceeding ten thousand dollars, or imprisonment in the county jail not exceeding one year, and any person issuing any receipt or certificate, without entering and preserving in such book the required memorandum, shall be fined, upon conviction, not to exceed one thousand dollars for each certificate or receipt so issued, and be liable for all damages sustained in consequence of such omission.

SEC. 3. Any person who shall knowingly issue any such certificate or receipt for meat product, when the product described therein is not actually in the building or buildings or other place mentioned therein, or shall knowingly, with intent to defraud, issue a second certificate for meat product, for which, or any part of which, any former certificate or certificates, receipt or receipts are outstanding, uncanceled, valid and subsisting, shall, besides being liable for all damages caused by such second issue, be guilty of felony, and for each offense be fined not to exceed ten thousand dollars, and imprisonment in the penitentiary not exceeding five years.

SEC. 4. All certificates and receipts, issued under the provisions of this act, shall be, in the hands of the holder thereof, presumptive evidence of title to said property both in law and equity.

SEC. 5. No corporation or person issuing such certificates or receipts, shall sell or encumber, ship, transfer, or in any manner remove beyond its or his immediate control in the building where stored, any of such meat product for which such certificate or receipt has been given as aforesaid, without the written consent of the person holding the same, while such certificate or receipt remains in force, and any corporation or person violating any provision of this section shall be guilty of a felony, and for each offense be fined not to exceed ten thousand dollars, and imprisoned in the penitentiary not exceeding five years.

SEC. 6. Every person aggrieved by the violation of the provisions of this act, may have and maintain an action at law against the person violating the same before any court of competent jurisdiction, and shall not only recover actual damages, but exemplary damages, whether such person shall have been convicted under a criminal charge for the same act or not.

SEC. 7. This act being deemed of immediate importance shall take effect and be in force from and after its publication

in the Iowa State Register and the Des Moines Leader, newspapers published at Des Moines, Iowa.

Approved April 8, 1892.

I hereby certify that the foregoing act was published in the *Iowa State Register*, April 16, and the *Des Moines Leader*, April 13, 1892.

W. M. MCFARLAND, *Secretary of State*.

CHAPTER 45.

EXTERMINATION OF THISTLES.

AN ACT to amend sections 995 and 4062 of the Code of 1873 relative to the extermination of thistles. S. F. 139.

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

SECTION 1. That section 995 of the Code of 1873, be and the same is hereby amended by inserting after the word "thistles" and before the word "are" in the second line thereof, the words or (*Cnicus Lanceolatus*).

Section 995,
code, amended
"cnicus lanceolatus"
added.

SEC. 2. That section 4062 of the Code of 1873 be and the same is hereby amended by inserting after the word "thistles" and before the word "on" in the second line thereof the words or "*Cnicus Lanceolatus*" and by striking out the word "Canada" in the fourth line and insert the words "any such" in lieu thereof.

Section 4062,
code, amended
as above,
"Canada",
struck out.

Approved April 7, 1892.

CHAPTER 46.

MAINTENANCE OF FISH DAMS.

AN ACT to amend Section one (1) of Chapter sixty-three (63) of the Acts of the Twenty-first General Assembly, as amended by Chapter one hundred and eight (108), of the Acts of the Twenty-second General Assembly, relative to the maintainance [mainten-ance] of fish dams across the outlets of meandered lakes. S. F. 200.

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

SECTION 1. That section one of chapter 63 of the acts of the Twenty-first General Assembly as amended by chapter one hundred and eight of the Twenty-second General Assembly be amended by inserting after the word "state" in the second

Chapter 21,
twenty-first
general assembly
amended.