

abused the trust imposed in such society or person, or that the welfare of its wards demands that they be taken from the control of such society or person. It shall be the duty of the state board of control to institute such proceedings whenever, in its judgment, they are advisable.

**SEC. 12. Associations of other states.** No association which is incorporated under the laws of any other state than the state of Iowa shall place any children in any family home within the boundaries of the state of Iowa, either with or without indentures, or for adoption, unless the said association shall have furnished the state board of control with such guarantee as it may require, including an indemnity bond in favor of the state of Iowa in the penal sum of one thousand (1,000) dollars, that no child shall be brought into the state of Iowa by such society or its agents, having any contagious or incurable disease, or having any deformity, or being of feeble mind, or of vicious character, and that said association will promptly receive and remove from the state any child brought into the state of Iowa by its agents, which shall become a public charge within the period of five (5) years after being brought into this state. Provided, that this act shall not be construed as prohibiting any person residing in Iowa from receiving and adopting into his family any child or children from another state.

**SEC. 13. Appropriation.** To provide for the expenses of the inspection herein required, there is hereby appropriated the sum of one thousand dollars (\$1,000.00) or so much thereof as may be necessary, from any funds of the state treasury not otherwise appropriated.

Approved April 10, 1902.

## CHAPTER 134.

### RELATING TO THE RECORDING OF WILLS.

S. F. 95.

**AN ACT** to amend section thirty-two hundred and eighty-seven (3287) of the code, relating to the recording of wills.

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

**SECTION 1. Transcript filed and recorded—where—costs.** That section thirty-two hundred and eighty-seven (3287) of the code be and the same is hereby amended by adding thereto the following:

"And whenever it shall appear that the testator died seized of real estate located in a county of this state other than that in which probate is granted, a complete transcript, properly authenticated, and of the record entry of the order of court admitting the will to probate and if a copy of such will is not contained therein a certified copy of such will shall be attached thereto and the same shall be filed by the clerk in the office of the clerk of the district court in such other county, who shall cause the same to be entered in the probate docket, and said transcript shall be recorded in full in the book kept for the recording of wills in such county and when so recorded such record may be read in evidence in all courts without further proof. The cost of such transcript and of the recording thereof shall be taxed against the estate of the decedent unless administration thereof be closed, in which event it shall be paid by the owner of the real estate involved."

Approved April 8, 1902.

## CHAPTER 135.

### PROPERTY RIGHTS OF PERSONS WHO FELONEOUSLY TAKE THE LIFE OF ANOTHER.

S. F. 178.

**AN ACT** to amend section three thousand three hundred and eighty-six (3386) of the code, relating to the property rights of persons who feloniously take the life of another.

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

**SECTION 1. Heir causing death.** That section three thousand three hundred and eighty-six (3386) of the code be amended by inserting after the word "person" in the third line of said section the following words: "Or receive any interest in the estate of the decedent as surviving spouse".

Approved March 19, 1902.

## CHAPTER 136.

### DESCENT OF ESTATES OF CHILDREN BY ADOPTION.

S. F. 155.

AN ACT relating to the rules of descent of estates of children by adoption. [Additional to chapter four (4) of title seventeen (XVII) of the code, relating to the descent and distribution of the intestate's property.]

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

**SECTION 1. Parents by adoption and wife.** One-half of the estate of any adopted child who shall die intestate and leaving no issue, shall descend to the parents by adoption of such child, and the other half to his or her surviving spouse. If one of the parents by adoption be dead, in case there was more than one such parent, the portion which would have gone to such parent shall go to the surviving parent by adoption. If such child leave no surviving spouse, his entire estate shall go to his parents by adoption; or if he leave but one such parent then to such parent.

**SEC. 2. Heirs of parents by adoption.** If the adopted parent or parents, if more than one, be dead, the portion which would have gone to such parent or parents had they or either of them survived the intestate, shall be disposed of in the same manner as if such parent or parents had outlived the intestate and died in possession of such share, and so on through their ascending ancestors.

**SEC. 3. Natural parents.** If heirs are not thus found, the portion thus uninherited shall go to the natural parents of the intestate, and in case of their death then to their heirs under the ordinary rules of descent.

Approved April 9, 1902.

## CHAPTER 137.

### LIMITATION OF ACTIONS ON JUDGMENTS.

H. F. 47.

AN ACT to amend section three thousand four hundred and thirty-nine (3439) of the code, relating to the limitation of actions on judgments.

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

**SECTION 1. Time of bringing action extended.** That section three thousand four hundred and thirty-nine (3439) of the code be and the same is hereby amended by adding thereto the following:

"The provisions of this section shall apply to all judgments rendered after the taking effect of the code of 1873, and prior to the taking effect of the code of 1897, but the time within which an action may be brought on any judgment rendered during said period, which would otherwise be barred by this amendment, is hereby extended one year after the taking effect hereof."

**SEC. 2. Acts in conflict.** All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 27, 1902.