

in the state treasury not otherwise appropriated, the sum of seven thousand five hundred dollars (\$7,500), annually hereafter as permanent support: For the continued publication of The Iowa Journal of History and Politics; for the continuation of the compilation and publication of the messages and proclamations of the governors of Iowa; for the collection, compilation and publication of documentary materials relating to the history of Iowa, including such of the archives of the state and territory of Iowa as are of historical importance; for the publication of historical monographs, biographies, essays, lectures, bibliographs and indexes; for the proper maintenance of the library of the society, the collection and purchase of publications bearing upon Iowa and American history, and the proper classifying, cataloguing and indexing of such material; for the carrying out of a systematic and scientific anthropological survey of the state; for conducting public lectures of an historical character; and for meeting the incidental and other necessary expenses incurred in connection with the prosecution of the work of the said state historical society of Iowa, as indicated in this act and title XIII, chapter 18, section 2882 of the code.

**SEC. 2. How paid.** That the permanent annual appropriation herein provided for shall take the place and be in lieu of all other permanent annual appropriations heretofore made to the state historical society of Iowa, and the same shall be paid in quarterly installments on the order of the board of curators of the said state historical society of Iowa, the first installments to be paid July 1st, 1904.

**SEC. 3. In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Daily Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Approved April 9, A. D. 1904.

I hereby certify that the foregoing act was published in the Daily Register and Leader, April 12, 1904, and in the Des Moines Daily Capital, April 13, 1904.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 118.

### CONVEYANCES OF REAL ESTATE.

H. F. 18.

AN ACT to amend the law which appears as section twenty-nine hundred and forty-two-f (2942-f) of the supplement to the code, relating to certain conveyances of real estate.

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

**SECTION 1. Conveyances under power of attorney.** That the law which appears as section twenty-nine hundred and forty-two-f (2942-f) of the supplement to the code be and the same is hereby amended by striking out of the fourth line the word "each" and inserting in lieu thereof the word "such".

Approved March 17, A. D. 1904.

## CHAPTER 119.

### CONVEYANCE OF REAL PROPERTY BY ONE SPOUSE WHEN THE OTHER IS INSANE.

H. F. 172.

AN ACT to repeal section three thousand one hundred sixty-seven (3167) and three thousand one hundred sixty-nine (3169) of the code and to enact substitutes therefor.

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

**SECTION 1. Repealed—insanity of either spouse—conveyance of property.** That section three thousand one hundred sixty-seven (3167) of

the code be and the same is hereby repealed and there is hereby enacted in lieu thereof the following:

“Where either the husband or wife is insane and incapable of executing a deed or mortgage relinquishing, conveying or incumbering his or her right to the real property of the other the other may petition the district court of the county of his or her residence or the county where the real estate to be conveyed or incumbered is situated, setting forth the facts and praying for an order authorizing the applicant or some other person to execute a deed or mortgage and relinquish or incumber the interest of the insane person in said real estate.”

SEC. 2. **Repealed—decree.** That section three thousand one hundred sixty-nine (3169) of the code be and the same is hereby repealed and there is hereby enacted in lieu thereof the following:

“Upon the hearing of the petition the court if satisfied that it is made in good faith by the petitioner and he is a proper person to exercise the power and make the conveyance or mortgage and it is necessary and proper shall enter a decree authorizing the execution of the conveyance or mortgage for and in the name of such husband or wife by such person as the court may appoint.”

SEC. 3. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published at Des Moines, Iowa.

Approved February 27, A. D. 1904.

I hereby certify that the foregoing act was published in the Des Moines Daily Capital, February 27, 1904, and the Register and Leader February 29, 1904.

W. B. MARTIN,  
*Secretary of State.*

## CHAPTER 120.

### INHERITANCE OF CHILD BORN AFTER THE MAKING OF A WILL.

S. F. 7.

AN ACT governing the right of inheritance of a child born after the making of a will, providing manner of payment of claims and amounts necessary to be paid in disregard of, or opposition to the terms of a will, repealing section thirty-two hundred and seventy-nine (3279) of the code, and amending section thirty two hundred and seventy-six (3276) of the code.

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

SECTION 1. **Posthumous children.** Whenever a testator shall have a legitimate child born after the making of a last will, either in the lifetime or after the death of such testator, and shall die leaving such child so after born, unprovided for by any settlement, and neither provided for nor mentioned in such will, every such child shall succeed to, and inherit the same interest in such parent's real and personal estate as though no will had been made, and the said interest shall be taken ratably from the interests of heirs, devisees, and legatees.

SEC. 2. **Claims.** All claims which it becomes necessary to satisfy, and all amounts necessary to be paid from the estate of a testator in disregard of or in opposition to the provisions of a will, shall be taken ratably from the interests of heirs, devisees, and legatees.

SEC. 3. **Repealed.** Section thirty-two hundred and seventy-nine (3279) of the code is hereby repealed, and all that part of section thirty-two hundred and seventy-six (3276) of the code, from and including the semi-