

CHAPTER 128.

PLACE OF BRINGING ACTIONS AND TAXATION OF COSTS THEREIN.

H. F. 210.

AN ACT to amend section four thousand four hundred and eighty-one (4481) of the code in relation to place of bringing actions, and a taxation of costs therein.

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

SECTION 1. Actions on written contracts—costs. That section four thousand four hundred and eighty-one (4481) of the code be and the same is hereby amended by adding thereto the following:

“Provided, that should action be brought under the provisions of this section in any county other than that of the residence of the defendant and the plaintiff shall fail to appear at the time fixed for the trial in the original notice, the justice of the peace before whom said action is brought, shall, upon presentation of the copy of the original notice served upon the defendant, docket said cause and enter judgment therein against the plaintiff in favor of the defendant for all costs in the action, which costs shall include all reasonable expenses of the defendant in attending the place of trial and an attorney’s fee not to exceed fifteen dollars for defendant’s attorney; and should any action brought under the provisions of this section for any cause, except upon trial upon the merits, be dismissed the defendant shall recover like costs and expenses and attorney fees.”

Approved April 9, A. D. 1904.

CHAPTER 129.

ASSAULT WITH INTENT TO COMMIT MURDER.

S. F. 81.

AN ACT to amend section forty-seven hundred and sixty-eight (4768) of the code, relating to punishment for the crime of assault with intent to commit murder.

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

SECTION 1. Penalty. That section forty-seven hundred and sixty-eight (4768) of the code be and the same is hereby amended by striking out the word “ten” in the third line, and inserting in lieu thereof the word “thirty”.

Approved February 10, A. D. 1904.

CHAPTER 130.

MALICIOUS MISCHIEF AND TRESPASS.

H. F. 881.

AN ACT to repeal section four thousand eight hundred and seven (4807) of the code and of the supplement to the code, and to enact a substitute therefor, relating to malicious mischief and trespass.

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

SECTION 1. Repealed—malicious injury to highways, bridges, railways, telegraph lines, etc. That section four thousand eight hundred and seven (4807) of the code, as the same appears in the code and the supplement to the code, be, and the same is, hereby repealed and re-enacted; and when re-enacted, the same shall read as follows:

“If any person maliciously injure, remove or destroy any electric railway or apparatus thereto belonging, or any bridge, rail or plank road; or place,