

sembly now in force or hereafter enacted affecting railways, railway companies, railway corporations, railroads, railroad companies or railroad corporations, are hereby declared to affect and apply in full force and effect to all automobile railways and to all automobile railway companies owning or operating such automobile railways.

SEC. 2. **In effect.** This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and in the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Approved April 4, A. D. 1907.

I hereby certify that the foregoing act was published in the Des Moines Capital, April 5, 1907, and the Register and Leader, April 6, 1907.

W. C. HAYWARD,
Secretary of State.

CHAPTER 99.

CONDITIONAL SALE OR LEASE OF POWER HOUSE AND ELECTRICAL EQUIPMENT.

S. F. 340.

AN ACT amending section two thousand and fifty-one (2051) of the code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies.

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

SECTION 1. **Power house and electrical equipment.** That section two thousand and fifty-one (2051) of the code be and the same is hereby amended by inserting after the word "stock" in the second line thereof the following words, "or power house, electric or other equipment of street or interurban railways or of electric light and power companies or of steam heating companies, such equipment including engines, boilers, generators, switch boards, transformers, motors and other machinery and appliances;" and by inserting after the word "engine" in the first line of the third sub-division of said section a comma and following said comma the words "stationary engine, boiler, switch board, transformer, motor, other piece of machinery or appliance".

Approved April 4, A. D. 1907.

CHAPTER 100.

FENCES CONSTRUCTED BY RAILROAD COMPANIES.

H. F. 63.

AN ACT to repeal section two thousand and fifty-seven (2057) of the code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor.

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

SECTION 1. **Repealed—fences required.** That section two thousand and fifty-seven (2057) of the code be and the same is hereby repealed, and the following enacted in lieu thereof:

"All railway corporations owning or operating a line of railway within the state shall construct, maintain, and keep in repair a suitable fence of posts and barb wire, or woven wire, or both combined, or posts and boards, or any other fence which the fence viewers shall determine to be equivalent thereto, on each side of the track thereof, so connected with cattle guards at all public road crossings as to prevent cattle, horses, sheep, swine, and other live stock from getting on the railroad tracks. Such tracks shall be fenced within six months after the completion of the same or any part thereof. Such fence, when of barb wire, shall be of five wires; when of barb wire and woven wire, it shall consist of three barb wires above and woven wire not less than twenty-four inches wide at the bottom, or it may consist entirely of woven wire, in which event the woven wire shall be not less than fifty inches wide; all of the above to be securely fastened to posts not more than twenty feet apart, the top of such fences to be not less than fifty-four inches high; or such fences may consist of five boards, securely nailed to posts set not more than eight feet apart, and to be not less than fifty-four inches high, provided, however, that, where such fences are constructed entirely of barb wire, in addition to the above, on the written request of any person owning land abutting such right of way, who has constructed, and is maintaining around his said land, or any part thereof, a hog tight fence on all sides thereof except along such right of way, such railroad corporations shall reinforce such right of way fence with such additional barb or woven wire as is necessary to make it hog tight. Fences repaired or rebuilt shall conform to the foregoing provisions. Nothing in this or the following sections shall be construed to compel a railway company operating a third class line to fence its roads through the land of any farmer or other person who by written agreement with such company waives the fencing thereof."

Approved April 1, A. D. 1907.

CHAPTER 101.

ACTIONS AGAINST JOINT CARRIERS.

S. F. 241.

AN ACT to amend section one (1) of chapter eighty-nine (89) of the laws of the Thirty-first General Assembly, relating to actions against joint carriers.

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

SECTION 1. Place of bringing action. That section one (1) of chapter eighty-nine (89) of the laws of the Thirty-first General Assembly, be, and the same is hereby amended by striking out the words, "provided that the owner of the property shall reside in such county" in the eleventh and twelfth lines of said section.

Approved April 13, A. D. 1907.