

1 **SEC. 2. Bond for costs—when required.** If a defendant, at any
 2 time before answering shall make and file an affidavit stating that he
 3 has a good defense in whole or in part, the plaintiff, or party bringing
 4 the action or proceeding, if he is a nonresident of this state, or a
 5 private or foreign corporation, before any other proceedings in the
 6 action, must file in the clerk's office a bond with sureties to be approved
 7 by the clerk, in an amount to be fixed by the court, for the payment of
 8 all costs which may accrue in the action in the court in which it is
 9 brought, or in any other to which it may be carried, either to the de-
 10 fendant or to the officers of the court. The application for such secur-
 11 ity shall be by motion, filed with the case, and the facts supporting it
 12 must be shown by affidavits annexed thereto, which may be responded
 13 to by counter affidavits on or before the hearing of the motion, and
 14 each party shall file all his affidavits at once, and none thereafter.
 15 And a nonresident intervenor or party bringing an action in probate
 16 shall be required in like manner to give bond on motion of any party
 17 required to answer or defend.

Approved March 17, A. D. 1917.

CHAPTER 48.

CONSTRUCTION AND MAINTENANCE OF HOSPITALS.

S. F. 148.

AN ACT to amend section seven hundred forty-one-Q (741-Q), seven hundred forty-one-R (741-R), seven hundred forty-one-U (741-U) and seven hundred forty-one-V (741-V) supplement to the code, 1913, relative to city hospitals, the building and maintaining thereof, tax levies and bond issues therefor, and limitation of indebtedness in connection therewith.

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

1 **SECTION 1. Tax levy increased.** That section seven hundred
 2 forty-one-q (741-q) supplement to the code, 1913, be and the same is
 3 hereby amended by striking from the fifth line thereof the word
 4 "two", and inserting in the place thereof the word "five".

1 **SEC. 2. Bonds.** That section seven hundred forty-one-r (741-r)
 2 supplement to the code, 1913, be and the same is hereby amended by
 3 striking from the second line thereof the words "twelve thousand
 4 five hundred", and inserting in the place thereof the words "five
 5 thousand".

1 **SEC. 3. Special tax authorized.** That section seven hundred
 2 forty-one-u (741-u) supplement to the code, 1913, be and the same is
 3 hereby amended by adding thereto the following: "And in addition to
 4 such appropriation, may annually levy a special tax of not to exceed
 5 five mills on the dollar of the taxable value of property within the
 6 city, as an additional fund for the improvement, support, operation
 7 and maintenance of such hospital."

1 **SEC. 4. Limitation on indebtedness.** That section seven hundred
 2 forty-one-v (741-v) supplement to the code, 1913, be and the same is

3 hereby amended by striking from the fourth line thereof the words
4 "two and one half" and inserting in the place thereof the word "five".

Approved March 17, A. D. 1917.

CHAPTER 49.

OF THE SHERIFF.

S. F. 179.

AN ACT to repeal the law as it appears in section five hundred and eleven, of the supplement to the code, 1913, and to enact a substitute therefor relating to the fees to be collected and charged by the sheriffs.

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

- 1 SECTION 1. Fees to be collected. That the law as it appears in
2 section five hundred and eleven, supplement to the code, 1913, be and
3 the same is hereby repealed and the following enacted in lieu thereof.
4 "Each sheriff is entitled to charge and receive the following fees:
5 1. For serving a notice and making return thereof, for the first
6 person served, fifty cents, and each additional person, twenty-five
7 cents;
8 2. For each warrant served, two dollars, and the repayment of
9 necessary expenses incurred, in executing such warrant, as sworn to
10 by the sheriff, if service of the warrant cannot be made, the repay-
11 ment of all necessary expenses actually incurred by the sheriff, while
12 attempting in good faith to serve such warrant;
13 3. For serving and returning a subpoena, for each person served,
14 twenty cents; and the necessary expenses incurred while serving sub-
15 poenas in criminal cases or insane process;
16 4. For summoning a grand or trial jury, for each person served,
17 sixty cents, and the repayment of expenses actually incurred by him;
18 5. For summoning a jury to assess the damages to the owners of
19 lands taken for public improvements, and attending them, five dollars
20 per day, and necessary expenses incurred. This paragraph shall not be
21 so construed as to allow a sheriff to make separate charges for differ-
22 ent assessments, which can be made by the same jury and completed in
23 one day of ten hours;
24 6. For serving an execution, attachment, or order for the delivery
25 of personal property, injunction, or any order of court, and making
26 return thereof, two dollars;
27 7. For collecting and paying over money, on the first five hundred
28 dollars or fraction thereof, two per cent; on all in excess of five hun-
29 dred dollars and under five thousand dollars, one per cent; on all over
30 five thousand dollars, one-half per cent;
31 8. For making and executing a certificate or deed for lands sold
32 on execution, or a bill of sale for personal property sold, one dollar;
33 9. For the time necessarily employed in making an inventory of
34 personal property attached or levied upon, fifty cents per hour;
35 10. For a copy of any paper required by law, made by him, for
36 each one hundred words or fraction thereof, ten cents;