

4 course, one hundred dollars, (\$100.00), provided the districts, contain  
 5 an area of eight or more government sections of land, and provided  
 6 the school enumeration therein is below one hundred (100).

Approved April 3, 1941.

CHAPTER 168  
 CUSTODY OF ARCHIVES

S. F. 164

AN ACT to repeal section forty-five hundred forty-one and nine hundredths (4541.09), Code, 1939, and to enact a substitute therefor, and to amend sections forty-five hundred forty-one and ten hundredths (4541.10), forty-five hundred forty-one and eleven hundredths (4541.11), and forty-five hundred forty-one and twelve hundredths (4541.12), Code, 1939, all relating to archives.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section forty-five hundred forty-one and nine hun-  
 2 dredths (4541.09), code, 1939, is hereby repealed and the following  
 3 enacted in lieu thereof:

4 1. Definition. The term "archives" shall mean those manuscripts,  
 5 documents, records, and materials originating under or passing through  
 6 the hands of public officers in the regular course and performance of  
 7 their legal duties which the chief executive of the office that has  
 8 present custody of said manuscripts, documents, records, and materials  
 9 shall deem not to be necessary for use in the conduct of the regular  
 10 current business of his office, or which he shall consider to be in such  
 11 physical condition that they cannot be used without risk of damage to  
 12 them, or for which, in his opinion, he is unable to provide adequate or  
 13 safe storage.

14 2. Custody of archives. The curator shall be the trustee and custo-  
 15 dian of the archives of Iowa, except that such custody shall not be  
 16 construed to include county, or municipal archives unless they are  
 17 voluntarily deposited with the curator and with his written consent.  
 18 The curator shall prescribe such rules and regulations as are necessary  
 19 to see that such archives are systematically arranged in suitable con-  
 20 tainers properly labeled to show their contents and order of filing, be-  
 21 fore they may be transferred to his custody.

1 SEC. 2. Section forty-five hundred forty-one and ten hundredths  
 2 (4541.10), code, 1939, is hereby amended by striking out all of said  
 3 section after the comma (,) in line eight (8), and by substituting  
 4 therefor the following:

5 "and take the curator's receipt therefor. Before transferring such  
 6 archives, the office of present custody shall file with the curator a  
 7 classified list of the same made in such detail as the curator shall  
 8 prescribe. If the curator, on receipt of such a list, and after consulta-  
 9 tion with the chief executive of the office filing the same or with a  
 10 representative designated by such executive, shall find that certain  
 11 classifications of the archives listed are not of sufficient historical,  
 12 legal, or administrative value to justify permanent preservation, he

13 shall file a list thereof with the board of trustees with such recom-  
14 mendations for their disposal as he shall see fit to make."

1 SEC. 3. Section forty-five hundred forty-one and eleven hundredths  
2 (4541.11), code, 1939, is hereby amended by striking out all of the first  
3 paragraph after the word "the" in line six (6), and by inserting in  
4 lieu thereof the words: "state executive council".

1 SEC. 4. Section forty-five hundred forty-one and twelve hundredths  
2 (4541.12), code, 1939, is hereby amended as follows:  
3 1. By inserting immediately after the word "document" in line three  
4 (3), the words: ", manuscript, or record".  
5 2. By inserting immediately after the period (.) in line eight (8),  
6 the following sentence: "Such copy may be made in writing, or by  
7 suitable photographic process."

Approved April 16, 1941.

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## CHAPTER 169

### FARM-TO-MARKET ROAD SYSTEM

#### S. F. 396

AN ACT to amend section forty-six hundred eighty-six and thirty-one hundredths (4686.31), Code, 1939, relating to funds available for the Farm-to-Market road system.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section forty-six hundred eighty-six and thirty-one  
2 hundredths (4686.31), Code, 1939, is hereby amended by striking the  
3 word "sixteen" from line five (5) and inserting in lieu thereof the  
4 word "seventeen".

Approved April 15, 1941.

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## CHAPTER 170

### UNEXPENDED BALANCE FROM PRIMARY ROAD BONDS

#### H. F. 57

AN ACT to authorize counties to expend any balance remaining from primary road bond issues authorized or sold for road purposes.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Any county which, subsequent to December 1, 1930,  
2 by an election authorized the issuance of primary road bonds for the  
3 purpose of improving the primary roads of said county and has an  
4 unissued portion of such bonds, is hereby authorized to issue such  
5 portion of such bonds, with the consent of the highway commission,  
6 for the purpose of improving any road in such county designated as  
7 a primary road at the time of such issuance.