

11 to the first publication of such notice. All decrees so obtained, as afore-
 12 said, are hereby legalized and held to have the same force and effect
 13 as though the affidavit of nonresidence had been filed, as by law re-
 14 quired.

1 SEC. 9. (10382) In all cases where decrees of court have been ob-
 2 tained prior to January 1, 1939, in which the proof of publication of
 3 the original notice has been made by the affidavit of the editor of the
 4 newspaper or the publisher, manager, cashier or foreman thereof in
 5 which such original notice was published, the same are hereby legalized
 6 and such decrees shall have the same force and effect as though the
 7 affidavit of the publisher or foreman of the newspaper in which
 8 original notice was published had been filed as provided by section
 9 three thousand five hundred thirty-six (3536), code of 1897, or sec-
 10 tion eleven thousand eighty-five (11085), codes of 1924, 1927, 1931
 11 and 1935, that all decrees obtained as aforesaid are hereby legalized
 12 and held to have the same force and effect as though the proof of the
 13 publication on the original notice had been made by the affidavit of
 14 the publisher or foreman of the newspaper in which such original
 15 notice was published.

1 SEC. 10. (10383) All decrees of the courts of this state made and
 2 entered of record in actions brought to annul a marriage in which the
 3 service of the original notice was made by publication in the manner
 4 provided by law for actions for divorce are hereby legalized and
 5 validated as fully and to the same extent as if the statute at the time
 6 such suit was instituted had provided for service of the original notice
 7 by publication in the time and manner aforesaid.

Approved April 23, 1941.

CHAPTER 290

NOTICE OF APPOINTMENT OF EXECUTORS

S. F. 107

AN ACT to amend, revise and codify section ten thousand four hundred seven (10407), Code, 1939, relating to the legalization of the notice of appointment of executors and administrators.

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

1 SECTION 1. Section ten thousand four hundred seven (10407),
 2 Code, 1939, is hereby amended, revised and codified to read as follows:
 3 "In all instances prior to January 1, 1935, where executors or admin-
 4 istrators have failed to publish notice of their appointment as required
 5 by section three thousand three hundred four (3304), code of 1897,
 6 and section eleven thousand eight hundred ninety (11890), codes of
 7 1924, 1927 and 1931, but have published a notice of appointment, such
 8 notice of appointment is hereby legalized and shall have the same force
 9 and effect as though the same had been published as directed by the
 10 court or clerk."

Approved March 10, 1941.