

## CHAPTER 201

## WILLS—LEGALIZING ACTS

H. F. 237

An ACT to amend chapter five hundred ninety (590), Code 1950, relating to wills—legalizing acts.

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

1 SECTION 1. Chapter five hundred ninety (590), Code 1950, is here-  
2 by amended as follows:

3 1. Strike from section five hundred ninety point one (590.1), line  
4 one (1) the figures "1935" and insert in lieu thereof the figures  
5 "1945"; strike from line five (5) the word "and" after the figures  
6 "1927" and insert in lieu thereof a comma ","; add to line five (5)  
7 after the figures "1931" the following "and 1939".

8 2. Strike from section five hundred ninety point two (590.2) line  
9 two (2) the figures "1939" and insert in lieu thereof the figures "1949";  
10 strike from line seven (7) the figures "1935" and insert in lieu thereof  
11 the following "1939 and section six hundred thirty-three point twenty  
12 (633.20), Code 1946".

1 SEC. 2. This Act shall not affect pending litigation nor shall it  
2 operate to revive rights or claims previously barred nor permit an  
3 action to be brought or maintained upon any claim or cause of action  
4 which is barred by any statute which is in force prior to July 4, 1951,  
5 nor shall it affect any action which may be brought on or before  
6 January 1, 1952.

Approved March 16, 1951.

## CHAPTER 202

## CORPORATION LEGALIZING ACT

H. F. 355

AN ACT to amend, revise and codify chapter five hundred ninety-one (591), Code 1950, relating to the legalization of acts concerning corporations.

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

1 Chapter five hundred ninety-one (591), Code 1950, is hereby  
2 amended, revised and codified to read as follows:

1 SECTION 1. Section five hundred ninety-one point one (591.1).  
2 Corporations heretofore incorporated under the laws of the state  
3 which have caused notice of their incorporation to be published once  
4 each week for four consecutive weeks in some daily, semiweekly or  
5 triweekly newspaper, instead of causing the same to be published in  
6 each issue of such newspaper for four consecutive weeks, are hereby  
7 legalized and are declared legal incorporations, the same as though the  
8 law had been complied with in all respects in regard to the publication  
9 of notice.

1 SEC. 2. Section five hundred ninety-one point two (591.2). In all  
2 instances where the incorporators of corporations organized in this

3 state for pecuniary profit have omitted to publish notice of such in-  
4 corporation within three months after the date of the certificates of  
5 incorporation issued by the secretary of state, but did publish such  
6 notices thereafter in the manner and form as required by law, such  
7 notices of incorporation are hereby legalized and shall have the same  
8 force and effect as though published within said period of three  
9 months.

1 SEC. 3. Section five hundred ninety-one point three (591.3). In all  
2 instances where proper action has been taken prior to July 1, 1950, by  
3 the stockholders for renewal of any corporation for pecuniary profit  
4 and the certificates showing such proceedings, together with the  
5 articles of incorporation, have been filed and recorded in the office of  
6 the county recorder and later in the office of the secretary of state, or  
7 have been filed and recorded in the office of the secretary of state and  
8 later in the office of the county recorder, although there has been failure  
9 to file such certificates and articles of incorporation in either or both of  
10 the said offices within the time specified therefor by law, such renewals  
11 are hereby legalized and shall be held to have the same force and effect  
12 as though the filings of the said documents in the said offices had been  
13 made within the periods prescribed by statute.

1 SEC. 4. Section five hundred ninety-one point four (591.4). In all  
2 instances where the incorporators of corporations organized in the  
3 state prior to January 1, 1950, have failed to publish notices of such  
4 incorporation within three months from and after the date of the  
5 certificates of incorporation issued by the secretary of state, but did  
6 publish such notices within three months after the date required by  
7 law in such cases in manner and form as required by law, and in all  
8 instances where the number of incorporators or the signatures or  
9 acknowledgments thereof were less than the number required by law,  
10 or the articles of incorporation were otherwise defective, but where  
11 the corporation or association has thereafter been conducted with the  
12 requisite number of stockholders or members, such notices of incor-  
13 poration and the incorporation of corporations or associations so de-  
14 fectively incorporated are in each and every case hereby legalized and  
15 all the corporate acts of all such corporations and associations are  
16 hereby legalized in all respects.

1 SEC. 5. Section five hundred ninety-one point five (591.5). In all  
2 instances where the incorporators of corporations for pecuniary profit  
3 have omitted to publish notice of incorporation within three months  
4 from the date of the certificate of incorporation issued by the secretary  
5 of state, but have published notice thereafter in manner and form as  
6 by law required, such notices are hereby legalized and shall have the  
7 same force and effect as though published within said period of three  
8 months, as to all acts of said corporation from the date of said com-  
9 pleted publication.

1 SEC. 6. Section five hundred ninety-one point six (591.6). Any  
2 corporation, organized under chapter two (2) of title Nine (IX), Code  
3 of 1897, or chapter three hundred ninety-four (394), Codes of 1924,  
4 1927, 1931, 1935 and 1939, or chapter five hundred four (504), Codes  
5 of 1946 and 1950, which shall have heretofore adopted articles of in-

6 corporation or changed its name or amended its articles, and some  
7 question has arisen as to whether such articles, change in name or  
8 amendment was adopted by a majority of the members of such corpo-  
9 ration as required by section one thousand six hundred fifty-one  
10 (1651), Code of 1897, and section eight thousand five hundred ninety-  
11 three (8593), Codes of 1924, 1927, 1931, 1935 and 1939 and section five  
12 hundred four point nineteen (504.19), Codes of 1946 and 1950, and  
13 such corporation shall have been engaged in the exercise of its cor-  
14 porate functions for the period of at least three years, such articles,  
15 change in name or amendment shall be held and considered to have  
16 been duly adopted by a majority of all the members of such corporation  
17 and are hereby legalized and made valid.

1 SEC. 7. Section five hundred ninety-one point seven (591.7). In all  
2 instances where cooperative associations or corporations have been  
3 organized under the law as it appears in chapter three hundred eighty-  
4 nine (389), Code of 1927, where such associations or corporations have  
5 filed the original articles rather than a verified copy with the county  
6 recorder, or where the secretary of state failed to certify the filing  
7 and acceptance of such articles, or where the certificate of the secretary  
8 of state contained a facsimile signature rather than the true signature  
9 of the secretary of state, or where there is any defect in the articles,  
10 notice, procedure or otherwise, the incorporation of such corporation  
11 or association and all of the corporate acts thereof are hereby legalized  
12 in all respects.

1 SEC. 8. Section five hundred ninety-one point eight (591.8). In all  
2 cases wherein a corporation organized or purporting to have been  
3 organized under the laws of this state has adopted articles of incorpo-  
4 ration or other instrument of similar import and has functioned as a  
5 corporation in carrying out the objects and purposes set forth therein  
6 and in the transaction of its business, but has failed to file its articles  
7 of incorporation or such other instrument with the secretary of state,  
8 or otherwise to comply with the laws of this state relating to the  
9 organization of corporations, or to take appropriate action for the  
10 renewal of its existence within the period limited by law, and has,  
11 subsequent thereto, filed in the office of the secretary of state its re-  
12 newal articles of incorporation and a certificate of the adoption thereof,  
13 paid all fees in connection therewith and has heretofore received a  
14 certificate from the secretary of state renewing and extending its  
15 corporate existence, the acts, franchises, rights, privileges and cor-  
16 porate existence of any such corporation are hereby legalized and  
17 validated and shall have the same force and effect as if all the laws of  
18 this state relating to the organization of corporations and the renewal  
19 of their corporate existence had been strictly complied with.

1 SEC. 9. Section five hundred ninety-one point nine (591.9). In all  
2 cases wherein any corporation organized or purporting to have been  
3 organized under the laws of this state for the purpose of constructing  
4 and/or operating a bridge, one extremity of which shall rest in an  
5 adjacent state, has attempted to merge or consolidate its stock, prop-  
6 erty, franchises, assets and liabilities with the stock, property, fran-  
7 chises, assets and liabilities of a corporation organized or purporting to  
8 have been organized for a similar purpose under the laws of such

9 adjacent state, and such corporations have in fact united and combined  
 10 their stock, property, franchises, assets and liabilities, such merger or  
 11 consolidation, together with the action taken in effecting such merger  
 12 or consolidation, is hereby legalized and validated, and such corpora-  
 13 tions so merging or consolidating shall be deemed to have become one  
 14 corporation under such name as shall have been agreed upon, and such  
 15 corporation shall be deemed on the date of such merger or consolidation  
 16 to have succeeded to all the property, rights, privileges, assets and  
 17 franchises and to have assumed all of the liabilities of such merging or  
 18 consolidating corporations.

1 SEC. 10. Section five hundred ninety-one point ten (591.10). In  
 2 all instances where there has been an omission to publish notice of  
 3 renewal within three (3) months after the filing of the certificate and  
 4 articles of incorporation with the secretary of state as provided in  
 5 section four hundred ninety-one point thirty-two (491.32) of the Code,  
 6 1950, but such notice was published thereafter in the manner and  
 7 form as required by law and proof of publication filed in the office of  
 8 the secretary of state, such notices are hereby legalized and shall have  
 9 the same force and effect as though published within said period of  
 10 three months and proper proof of publication thereof was filed.

1 SEC. 11. Section five hundred ninety-one point eleven (591.11). In  
 2 all instances where notices of amendments to articles of incorporation  
 3 have not been published within three (3) months after the filing with  
 4 and approval by the secretary of state of such amendments, as provided  
 5 in section four hundred ninety-one point twenty (491.20) of the Code,  
 6 1950, but such notices have been thereafter published in the form and  
 7 manner as required by law and proof of publication filed with the  
 8 secretary of state, such notices are hereby legalized and shall have the  
 9 same force and effect as though published within said period of three  
 10 months and proper proof of publication filed with the secretary of  
 11 state.

1 SEC. 12. Section five hundred ninety-one point twelve (591.12).  
 2 Sections one (1) to eleven (11) hereof, both inclusive, shall not affect  
 3 pending litigation and shall not operate to revive rights or claims pre-  
 4 viously barred and shall not permit an action to be brought or main-  
 5 tained upon any claim or cause of action which was barred by any  
 6 statute which was in force prior to July 4, 1951.

Approved April 5, 1951.

## CHAPTER 203

### MARRIAGE LICENSE REQUIREMENTS

H. F. 155

AN ACT to amend section five hundred ninety-five point seventeen (595.17), Code 1950, relating to the requiring of blood test by persons exempted from the licensing provisions on religious grounds.

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

1 SECTION 1. Section five hundred ninety-five point seventeen (595.17),  
 2 Code 1950, is hereby amended by striking from line six (6) after the