

CHAPTER 26.

APPEARANCE DOCKET.

AN ACT to require Clerks of the District Court to keep an Appearance Docket.

Clerk keep an appearance docket.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That the Clerks of the District Courts in this State are required to keep in addition to the books specified in section three hundred and forty-six, chapter twenty-three, page 58 of the Revision of 1860, a book to be known as an Appearance Docket.

Entry in appearance docket.

SEC. 2. The Clerk shall enter in said Appearance Docket each suit that shall be brought in the Court, numbering them consecutively in the order in which they shall have been commenced, which number shall not be changed during the farther progress of the suit. In entering the suits the Clerk shall set out the full name of all the parties, plaintiffs and defendants, as the same shall be contained in the petition of the plaintiff or plaintiffs, or as the same shall subsequently be made parties by any cross bill, or other proceeding or order, and shall give the date of the filing of the petition.

Clerk's entry upon return of original notice.

SEC. 3. When the original notice shall be returned to the office of the Clerk, he shall enter in said docket so much of the return thereon as to show who of the parties have been served therewith and the manner and time of service.

Date of filing.

SEC. 4. The Clerk shall immediately upon the filing thereof make a memorandum of the date of the filing of all pleas, demurrers, answers, motions, or paper of any other description in the cause and no pleading of any description shall be considered as filed in the cause, or be allowed to be taken from the Clerk's office, until the said memorandum is made.

Clerk shall enter the ruling of the Court.

SEC. 5. Immediately upon the sustaining or overruling of any demurrer or motion; the striking out or amendment of any pleading; trial of the cause; rendition of the verdict; entry of judgment; issuing of execution or any other act or thing done in the progress of the cause, the like memorandum thereof shall be made in said docket, giving the date thereof and the number of the book and page of the record where the entry thereof shall have been made, it being intended that the Appearance Docket shall be an index from the commencement to the end of a suit.

SEC. 6. The Clerk shall provide an index for the Appearance Docket in which, as actions shall be entered in the same, they shall be indexed *directly* in the name of each plaintiff, and *reversely* in the name of each defendant in the action.

SEC. 7. This Act being deemed of immediate importance shall be in force from and after its publication in the Daily State Register, and Iowa Homestead and Northwestern Farmer, and Des Moines Daily Times, newspapers published in the City of Des Moines, or any two of them.

Take effect.

Approved March 10th, 1862.

I hereby certify that the foregoing was published in the Daily State Register and Des Moines Daily Times, March 15th, 1862.

ELIJAH SELLS, Secretary of State.

CHAPTER 27.

GUARDIAN OF MINOR CHILDREN.

AN ACT to amend Chapter 105, of the Revision of 1860, concerning guardians of the property of minors.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That when a guardian for the property of any minor child or children has been or shall hereafter be appointed by the County Court in any county of this State, the said County Court shall have the same power and authority over any lands and tenements of such minor child or children, situate in any other county in the State, that said County Court may by law exercise over the lands and tenements of such minor or minors, in the county where such guardian has been or shall be appointed.

Jurisdiction of Co. Court over lands & tenements in other counties.

SEC. 2. That where a guardian for the property of any minor child or children has heretofore been appointed by the county court in any county of this State, and such guardian has heretofore made application to said county court for and obtained an order of sale of any lands, tenements or hereditaments of such minor or minors, situate in any other county in this State, and a sale and conveyance of such lands, tenements or hereditaments has been made by said guardian in pursuance of such order, and approved by said County Judge, that

Sales in other counties by guardians under order of Courts legalized.