

**INDEX**  
TO THE  
**CODE OF IOWA**  
**1962**

---

**CHARLES W. BARLOW**  
CODE EDITOR

**WAYNE A. FAUPEL**  
DEPUTY CODE EDITOR

**JOHN J. YEAGER**  
INDEXER

---

PUBLISHED BY THE STATE OF IOWA UNDER AUTHORITY OF CHAPTER 14 OF THE CODE

---

1962

Copyright, 1962  
BY  
STATE OF IOWA

### **INDEXER'S PREFATORY NOTE**

This index is, for the most part, the index of 1958 with additions and deletions as required to include the Acts of the 58th and 59th General Assemblies.

In general, references are made to section numbers. Where the reference is to chapter or page, such is indicated. Rules of Civil Procedure are referred to by rule number only. These rules, which are printed in Volume II of the Code, after the chapters on criminal procedure, are followed by notes indicating related sections of the Code. The rules are also printed in the Code itself, together with the related Code sections. However, no reference to this second printing is made in the index, as it is felt that double references would be confusing, rather than helpful.

Subject to the limitations imposed by available time and resources, every effort has been made to prevent errors from appearing in this index. Unfortunately, errors do occur, and it is essential that such errors be brought to the attention of the Code Editor, in order that the usefulness of this index be preserved. A thorough examination and verification of every item appearing in the previous edition of this index is not possible. For this reason, it is certain that any error, once it appears in this index, will be perpetuated in subsequent editions unless such error is brought to the attention of the Code Editor. Any person discovering an error in this index is urged to notify the Code Editor of such.

**JOHN J. YEAGER**  
*Indexer*

# CODE OF IOWA

1962

## DETAILED INDEX

Arabic numbers refer to Code sections. Numbers in parentheses are subsection numbers. The letters R.C.P. followed by Arabic numbers are references to the Rules of Civil Procedure. References to the United States or Iowa Constitutions are to articles and sections.

### ABANDONED REFRIGERATORS

Locks or doors removed, 732.20-732.23

### ABANDONMENT

Bigamy, defense, 703.2

Cemetery, abandoned lot law, 566.20-566.27

Cemetery lots, presumption, 566.21

Child, criminal penalty, 731.7

Child custody, 597.15

Divorce, ground, 598.8(2), 598.9

Domestic animals, lien for care, 188.49

Highways

Generally, 306.4-306.11, 306.20

Husband and wife, criminal penalty, 731.1-731.7

Levy of execution, effect, 626.94

Motor vehicles, disposal, 321.85-321.91

Park, reverts to donor, 111.14

Pleadings, by submission of agreed case, 678.7

Property exempt to wife and children, 627.4

Railroad right of way

Condemnation, 471.16, 471.17

Nonuse for five years, 471.16

Nonuse for eight years, reversion, 473.2

Parties entitled to damages, 471.18

Reversion to former owners, 473.1

River channels, 568.1-568.5

School sites, reversion for nonuser, 297.15-297.21

Seduction and marriage, after, 700.3

Special charter, by city, 420.289-420.296

Streets and alleys, 389.1

Support of deserted spouse, children, 252.10-252.12, 597.10-597.13

### ABATEMENT OF ACTIONS

Absent spouse, return or release, 597.12

Costs, when charged to plaintiff, 625.11

Defense after general appearance, R.C.P. 103

Judgment to distinguish whether in abatement, in bar, or on merits, R.C.P. 220

Not caused by

Death of garnishee, 642.4

Death of party, 611.20, 611.22, 686.17; R.C.P. 15

Disability of mother, paternity case, 675.21

Disability of party, R.C.P. 17, 18

Error in proceedings adopted, 611.7

Guardian or wards death or disability, R.C.P. 18

Incapacity pending action, R.C.P. 17

Minor attaining majority, R.C.P. 19

Official representatives successor substituted, notice, R.C.P. 20, 21

Spouse confined, return or release, 597.12

Transfer of interest, R.C.P. 16

### ABATEMENT OF ACTIONS—Continued

Representative capacity ceases, substitution of party, R.C.P. 20

Trial of abatement defense precludes pleading in bar, R.C.P. 103

### ABATEMENT OF NUISANCES

General provisions, 657.3-657.7

### ABBREVIATIONS

Table, used in the Code, page xv, Vol. I

### ABORTION

Abortifacients, regulation, 205.1-205.3

Attempt to procure, 701.1

Cattle, contagious abortion, 163.11

Drugs or instruments, regulation, 701.1

Obscene literature regarding, 725.5, 725.6

Professional license, revocation grounds, 147.56(6)

### ABSCONDING DEBTORS

Attachment, property subject to, 639.3(6)

Hotel, from, fraud presumed, penalty, 713.7, 713.8

Principal, surety may require creditor to sue, 540.1-540.4

Process, service on Sunday, 626.6, 639.5, 643.3, 667.3; R.C.P. 57

Property exempt to wife and children, 627.4

### ABSENTEES

Estates of absentees, 634.1-634.12

Guardians for, 671.1-671.13

### ABSENT VOTING, ARMED FORCES

Affidavit constitutes registration, 53.38

Appropriation, 53.50

"Armed forces" defined, 53.37

County auditor's duties, records, 53.40-53.42

Envelopes identified, 53.43

Law applicable to armed forces only, 53.49

Oath administered, 53.44

Postage, 53.48

Printing board, materials furnished, 53.47

Registration, 53.38

Request for ballot, time, information required, 53.39, 53.40

Request forwarded to county auditor, 53.40

Servicemen's ballot commission, 53.45, 53.46

Voting in person prior to election day, 53.42

### ABSENT VOTERS

Ballots for absent voters, 53.1-53.6

### ABSTRACTS OF RECORD

Filed in trial court, R.C.P. 340(a)



**ABSTRACTS OF TITLE**

Bank loans, costs paid by borrower, 526.30  
 Court records involving title to realty, 624.21  
 Drainage records no part of title, 465.28  
 Partition actions, R.C.P. 272  
 Plats, city subdivisions, abstracts attached, 409.9  
 Recovery of real property, pleading, 646.7-646.9  
 School fund loans, state, 262.14

**ACADEMIC DEGREES**

Power to confer, 504.12  
 State university, conferred by, 263.2  
 Use by professional persons, 147.72, 147.74  
 Violations punished, 504.13

**ACADEMY OF SCIENCE, STATE**

President a member of geological board, 305.1  
 Publication of proceedings annually, 17.20

**ACCEPTANCE**

Bills of exchange, law applicable, 541.133-541.143  
 Bills of lading, assent to terms, 487.10  
 Goods, sales law provisions, 554.43-554.61  
 Offer to confess judgment, effect, 677.8  
 Service of original notice, R.C.P. 56(a)

**ACCESS**

Right of municipality, 403.11, 409.20, 409.24  
 Right of private owner to condemn, 471.4(4)  
 Right of way to mineral lands, 471.4(5)

**ACCESSORIES**

Criminal law, 688.1, 688.2  
 Sale on parking lot, 390.4

**ACCIDENTS**

Bill of lading, 487.38, 487.52  
 Industrial, record, report, 88.11, 88.12  
 Jitneys and motorbuses, liability bond, 388.6  
 Labor commissioner, report to governor, 91.4(4)  
 Lost property, finder not responsible, 644.16  
 Mine reports, 82.14, 82.116  
 Motor vehicles, 321.261-321.279  
 Railroads, investigation, report, 474.46  
 Workmen's compensation, 85.1-85.69

**ACCORD AND SATISFACTION**

Claims of state compromised, 19.9  
 Judgments against county officers, 332.12-332.14  
 Pleading as specific defense, R.C.P. 101  
 Taxes, compromise, effect, 445.16-445.19  
 Tender regarded as, 538.4-538.8

**ACCOUNTANCY BOARD**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Oaths, power to administer, 78.2(2), 116.2  
 Powers and duties, 116.1-116.19  
 Report, annual, requirements, 17.1, 17.2, 17.4

**ACCOUNTANTS**

*General provisions, examination, certification, and practice, 116.1-116.19*

**Certified public accountants**

Employment by county, unreported fees, 343.5  
 Master's hearings, evidence received, R.C.P. 212  
 Commission to examine state accounts, 67.1-67.4  
 State and local governments, 11.1-11.30  
 Unemployment compensation commission, 96.11  
 Waterworks board, audit in certain cities, 399.19

**ACCOUNTS AND ACCOUNTING****Action on account**

Amounts not denied admitted, R.C.P. 99  
 Assignment, without prejudice, R.C.P. 7  
 Bill of particulars, R.C.P. 99  
 Evidence, admissibility, 622.28-622.30; R.C.P. 198  
 Limitation of actions, 614.1, 614.5  
 Pleadings, R.C.P. 99  
 Referee appointed, R.C.P. 207

Assignment, defenses and counterclaims not affected, 539.3; R.C.P. 7

Assignment of accounts receivable, 539.7-539.15

Audits of public accounts, 11.1-11.23

Bank trustees, reorganization duties, 528.119

Board of control agents, expenses, 218.37

Board of control business managers, 218.7

Cemetery trustees, 566.11

Cities and towns, general provisions, 368A.5-368A.16

Clerk of municipal court, 602.32

Clerk of the district court, 606.16

Clerk of superior court, 603.25, 603.37

Common trust funds, 533A.2

**County accounts**

Accounting before bond approved, 63.13

Bond fund, separate account, 346.12

Examination of, 11.6-11.21, 343.5, 452.11

Failure to account, effect, Const., Iowa, III, 23; 66.26(9)

Kept separate by treasurer, 334.8

Uniform system installed, 11.22

County recorder, fish and game license fees, 110.8

County school superintendent, textbooks, 301.21

County treasurer to supervisors, 452.7

Court officers, 11.6-11.21, 332.3(5), 342.1-342.3, 343.5

Credit union's records preserved, destroyed, 533.24-533.27

Executors and administrators, 638.1-638.41

Gifts to minors, uniform act provisions, 565A.8

Grand jury, special charge by court, 770.16

Guardians, 632.1(2), 638.33, 668.24, 668.25, 672.11

Highway engineers, 313.13

Inheritance tax provisions, 450.39

Insurance commissioner, 507.9

Interest rates fixed, 535.2

Joint accounts, 450.3(5), 528.64; R.C.P. 207

Judgment by default, hearing, R.C.P. 232(b)

Larceny of books of account, 709.1

Liquor control board, 123.57, 123.58

Master's hearings, form and procedure prescribed, R.C.P. 212

**Open accounts**

Admissibility in evidence, 622.28-622.30; R.C.P. 198

Assignment permitted, 539.3

Assignments, defenses, 539.3; R.C.P. 7

Defined, 614.5

Interest, six months from last item, 535.2(6)

Photographic copies in evidence, 622.30

Pleadings, R.C.P. 67, 99

Pleadings, presumption of validity, R.C.P. 99

Printing board, 15.38(4)

Printing by state departments and agencies, 15.39

Printing contractor, 15.10(6)

Public money, published in session laws, Const., Iowa, III, 18

**ACCOUNTS AND ACCOUNTING—Continued**

Public officers, before approval of bond, 63.13  
 Referee appointed in actions, R.C.P. 207, 232  
 School lunch program, 283A.5  
 School officers, 11.6–11.21, 279.30–279.33  
 State accounts, *see subhead State Officers below*  
 Stated accounts, interest rate, 535.2

**State officers**

Accounting to comptroller, 8.7–8.12, 8.35, 8.40  
 Audit by state auditor, 11.1–11.4  
 Examining commission, 67.1–67.5, 67.8  
 False entries, 740.9  
 Funds remitted to treasurer, 8.32, 12.4, 12.10–12.15  
 Interim committee's power, 2.43  
 Methods prescribed, 8.6(4), 11.5  
 Open to inspection, 79.8

State officer's accounts examined, 67.1–67.4  
 State officer's accounts, inspection, 79.8  
 State property accounting, required by comptroller, 8.7  
 State treasurer with comptroller, 12.6  
 Taxation of, 420.207, 427.1(10), 427.13(5), 428.3, 429.2, 430.1(2)  
 Trustees of bank assets on reorganization, 528.119

**ACCOUNTS RECEIVABLE**

Assignment, 539.7–539.15

**ACCRETION**

Land formed by conservation, 108.9  
 Land formed by river, 568.18–568.20

**ACCUSED PERSONS**

Arguments for accused limited, 780.6  
 Constitutional rights, Const., Iowa, I, 9–13, 17, 19, 21, 23  
 Counsel, right to obtain  
 Arraignment, court may appoint, 775.4, 775.5  
 Impeachment, 68.8

**ACKNOWLEDGMENTS**

Articles of incorporation and amendments, 491.5, 491.20, 491.21, 497.2, 498.4, 504.1, 526.3, 527.3  
 Assignments for benefit of creditors, 681.3  
 Certificate, facts stated, rebuttable, 622.40  
 Certificate requirements, 558.30  
 Certified copies as evidence, 622.37–622.40  
 Corporate stockholders, legalized, 589.5  
 Corporation employees and officers, 77.9, 77.10  
 Corporation officers, legalized, 589.1  
 Evidence, private writings admissible, 622.26  
 Foreign, when accepted, 558.39  
 Form of authentication, 558.25, 558.26  
 Forms of acknowledgment, 558.37, 558.39  
 Instruments affecting personalty, 556.3, 556.4  
 Instruments affecting real estate  
 Absence of seal, presumption, 622.38  
 Attorney in fact, form, 558.36, 558.37, 558.39(2)  
 Certificates of authenticity, 558.22, 558.25, 558.29  
 Death of grantor before, 558.31(1)  
 Definition, 558.1  
 Evidence, admissibility, 622.36–622.40  
 Foreign, 558.39  
 Forms of acknowledgment, 558.39  
 Lack of acknowledgment, validity, 558.31–558.33  
 Married woman allowed to make, 558.35  
 Necessary for lawful recording, 558.42  
 Nonattendance before, proof, 558.31(2)

**ACKNOWLEDGMENTS—Continued**

Instruments affecting real estate—Continued  
 Nonresident notary seal, presumption, 558.15  
 Officers of corporation, form, 558.38–558.39(3)  
 Penalty for violations, 558.40  
 Power of attorney, release by donee, 559.1  
 Power of attorney, revocation filed, 558.1  
 Proof in lieu of acknowledgments, 558.31  
 Refusal to acknowledge, proof, 558.31(3)  
 Seal, use in usual mode, 558.34  
 Within state, who may take, 558.20  
 Within U. S., who may take, 558.21–558.23  
 Without the U. S., who may take, 558.27–558.29  
 Jurat by deputy officer, 78.3  
 Legalizing acts, 558.26, 586.1, 589.1–589.6, 589.24, 591.4  
 Military or naval officers, 558.26  
 Notary public, 77.9, 77.10  
 Original notice, service, R.C.P. 56(a)  
 Patents, recording, 622.41  
 Plats of city or town, 409.8, 409.18  
 Prerequisite for recording  
 Personal property instruments, 556.3, 556.4  
 Real property instruments, 558.42  
 Real estate instruments legalized, 586.1, 589.1, 589.24  
 Recorded instruments without seal, 622.28  
 Tax deed, form, 448.2  
 Tax matters, treasurer's office, by whom given, 421.21  
 Treasurer, county, tax matters, 421.21  
 Vacation of city or town plat, 409.18

**ACQUIESCENCE**

Adverse possession, 564.1  
 Boundaries and disputed corner actions  
 Established by acquiescence, 650.14  
 Finding of condition, 650.10  
 Issue raised in pleadings, 650.6  
 Easements, evidence essential, 564.1  
 Forcible entry actions, defense, 648.18

**ACRE**

Definition, 210.3

**ACTIONS**

Abatement and revival  
 Absent spouse, return or release, 597.12  
 Costs, when charged to plaintiff, 625.11  
 Defense after general appearance, R.C.P. 103  
 Judgment to distinguish whether in abatement, in bar, or on merits, R.C.P. 220  
 Not caused by  
 Death of garnishee, 642.4  
 Death of party, 611.20, 611.22, 686.17; R.C.P. 15  
 Disability of mother, paternity case, 675.21  
 Disability of party, R.C.P. 17, 18  
 Error in proceedings adopted, 611.7  
 Guardian or wards death or disability, R.C.P. 18  
 Incapacity pending action, R.C.P. 17  
 Minor attaining majority, R.C.P. 19  
 Official representatives successor substituted, notice, R.C.P. 20, 21  
 Spouse confined, return or release, 597.12  
 Transfer of interest, R.C.P. 16  
 Representative capacity ceases, substitution of party, R.C.P. 20

**ACTIONS—Continued**

## Abatement and revival—Continued

## Revival

Admission or new promise in writing, 614.11  
 Death of parties, executions after, 626.103-626.107

Garnishee, after death, 642.4

Trial of abatement defense precludes pleading in bar, R.C.P. 103

## Accrual of action

*Generally, see LIMITATION OF ACTIONS*

Demand, when required, 538.1

Fraud, mistake, trespass, 614.4

Open account, 614.5

## Agents of parties

Attorney as agent, authority, 610.16

Joinder with principal, R.C.P. 24(a)

Jurisdiction in county of agency, 616.13, 616.14

Justice court, appearance by agent, 601.25

Motion for continuance, R.C.P. 183

Pleading verification, affidavit, R.C.P. 80(b)

Realty, service on nonresident agents, 646.5

Service of notice on, R.C.P. 56, *see ORIGINAL NOTICE*

## Agreed statement of facts, 678.1-678.9

## Appeals

Boards and officials, appeals from rulings, *see DISTRICT COURT*

District court, appeals from, *see SUPREME COURT*

Findings of fact challenged without objections below, R.C.P. 179

Justice court, 601.79, 601.103, 603.10, *see JUSTICE OF THE PEACE*

Mayor's court, same as justice court, 367.8

Municipal court, same as district court, 602.44

Superior court, same as district court, 603.48

Appearance of defendants, R.C.P. 53, 65, 66, *also see PLEADINGS*

Boat owners, *see BOATS AND VESSELS, subhead Actions Against Owners*

## Bringing to trial

Assignment for trial, R.C.P. 181.2

Certificate of readiness for trial, R.C.P. 181

Continuance, not to affect place on calendar, R.C.P. 182(b)

Ready calendar list, R.C.P. 181.1, 181.2

Trial at first term, 624.6

Cities and towns may sue and be sued, 368.2

Civil actions defined, 611.2, 611.3

Civil remedy, criminal action no bar, 611.21, 611.22

Class actions, R.C.P. 42-47

Classification in municipal court, 602.25

## Commencement of civil actions

Begun by serving original notice, R.C.P. 48

Delivery for service commences, R.C.P. 49

Docketing on failure to file petition, R.C.P. 55

Joint common carriers, 613.5

Last known officers served, 617.6

Limitation time, how computed, R.C.P. 49

Optional procedure, unserved defendants, 617.9

Place, chs 616, 623; R.C.P. 167-175

Service as commencement, R.C.P. 48

Time, statute of limitations, R.C.P. 49

Unknown defendants, 617.7; R.C.P. 61

Unserved defendants, optional procedure, 617.9

**ACTIONS—Continued**

## Commencement of criminal actions

Arrest, 755.1-758.9

Complaint, 754.1-754.3, 760.1

Consolidation of actions, R.C.P. 185

Correction, kind of proceeding, 611.7-611.12, 626.44

Costs, when no provision made, R.C.P. 227.1

County bonds and coupons, defense, 346.21

Credit unions, limitation, 533.27

Cumulative remedies, employment security cases, 96.14(3)

Dams, recovery of fees and penalty, 469.14

Debt or damage, distinction immaterial, 624.18

Declaratory judgment, 455.81

Definition of action, 611.1, 611.2

## Dismissal of actions

*See also subhead Abatement and Revival above General provisions, R.C.P. 215, 216*

Adjudication on merits, R.C.P. 215-217

Appeals to supreme court, R.C.P. 342(c), 348

Attachment, duty of clerk, 639.64, 639.69

Change of venue, nonpayment of costs, R.C.P. 175(b)

Class actions, R.C.P. 45

Consent of court, R.C.P. 215

Cost bond, failure to furnish, 621.4, 621.6

Costs taxed to dismissor, 625.11, 625.13; R.C.P. 215, 218

Counterclaim, R.C.P. 215

Defendant nonresident of county, 616.20; R.C.P. 175

Discovery and inspection orders disobeyed, R.C.P. 133(c), 134

Error in proceedings does not dismiss, 611.7

Failure of proof, motion, R.C.P. 216

First dismissal to be without prejudice, R.C.P. 215

For want of prosecution, R.C.P. 215.1

Involuntary dismissal, R.C.P. 216

Jurisdiction, lack of, costs, 625.13

## Justice court

Default at contract place, 601.9, 601.10

Excessive judgment, 601.56

Judgment entered on dismissal, 601.9, 601.54; R.C.P. 360

Lack of prosecution on appeal or writ of error, R.C.P. 359, 360

Nonappearance of plaintiff, 601.42

Petition not filed upon transfer, R.C.P. 356

Plaintiff not appearing, 601.40

Misjoinder of parties, R.C.P. 27

Motion for dismissal, R.C.P. 215-217

Navigation cases, nonresident defendant, 106A.13

Nonresident defendant, 106A.13, 616.17-616.20

Petition, failure to file, R.C.P. 55

Prejudice, R.C.P. 215-218

Removal to proper county, R.C.P. 175(b)

Second dismissal, R.C.P. 215

Security for costs not given, 621.4, 621.6

Setting aside dismissal, 601.45; R.C.P. 236

Suit on previously dismissed action, stayed until costs are paid, R.C.P. 218

Time limit on pending actions, R.C.P. 215.1

Vacation, dismissal during, R.C.P. 215-218

Voluntary dismissal, R.C.P. 215

**ACTIONS—Continued**

## Equitable actions

Abstract of evidence, when required, 624.5  
 Amendment to change remedy, R.C.P. 107  
 Annulment or modification of judgment, 611.15  
 Appeals triable de novo, Const., Iowa, V, 4; 624.4; R.C.P. 334

Bill of exceptions, when necessary, R.C.P. 241

Cases tried in equity, 611.3–611.5

Cold storage locker lien, 578.2

Creditor's bill, 630.16–630.19

Default, proving case, R.C.P. 232(b)

Depositions, continuance to take, 624.3

Depositions, use in evidence, R.C.P. 144

## Issues transferred

Cases docketed separately for improper joinder, R.C.P. 27(b)

Correction in kind of action, 611.7–611.11, 626.44

Court may direct change, 611.11

Error in kind of action, waiver, 611.12

Ordinary proceedings, equitable issues, 611.10

Issues tried in law action, 611.10

## Jurisdiction

District court, Const., Iowa, V, 6; 604.1

Equity jurisdiction in general, 611.4

Justice court prohibited, Const., Iowa, XI, 1

Municipal court, 602.14–602.16

Superior court, 603.8, 603.9

Supreme court, Const., Iowa, V, 6; R.C.P. 331, 332

Mandamus, 661.3

Motion to dismiss, R.C.P. 111

Municipal court, classification, 602.25

Note and mortgage, action on, 611.5, 654.4

Pleadings, *see PLEADINGS*

Procedure, 611.13

Remedy, specific asked, other relief awarded, R.C.P. 107

Special actions, proper remedy awarded, R.C.P. 107

Subject property to judgment, 630.16–630.19

Title put in issue, 648.15

Trial term, 624.6

Error in proceedings taken, 611.7–611.12

## Errors

Immaterial errors disregarded, 619.16, 624.15

Settlements of estates, correction, 638.9

Fines, recovery by action, 420.38

Forms of actions, 611.1–611.18; R.C.P. 67

Heirs, substitution, time limit, R.C.P. 15

Interpleader, R.C.P. 35–41

Interrogatories filed for discovery, R.C.P. 121–128

Intervention, petition authorized, R.C.P. 75

## Issues in actions

Amendment of pleadings, R.C.P. 249

Argument to jury, order, R.C.P. 195

Change of venue, R.C.P. 168

Equitable, trial in ordinary actions, 611.10, R.C.P. 105, 176

General issues abolished, R.C.P. 67

## Issues transferred

Correction of kind of proceeding, 611.7–611.11, 626.44

Error as to kind of proceeding, waiver, 611.12

Issue tried in law action, 611.10

Kinds of issues, R.C.P. 176

**ACTIONS—Continued**

## Issues in actions—Continued

Master to try equitable issues, R.C.P. 207–214

Order tried, R.C.P. 105, 276

Ordinary proceedings with equitable issues, 611.10

Separate trials when joined, R.C.P. 186

Trials and issues, R.C.P. 176

Itinerant merchants, suits, 81.4–81.9

## Joinder of actions

*General provisions*, R.C.P. 22–28

Barred in certain cases

Divorce, 598.2

Forcible entry and detainer, 648.19

Mandamus, 661.12

Mechanic's lien foreclosure, 572.26

Partition action, R.C.P. 275

Quo warranto, R.C.P. 301

Real property recovery, 646.1, 648.19

Replevin, 643.2

Class actions, exempt from, R.C.P. 25

Dependent remedies joined, R.C.P. 28

Drainage and levee district appeal, 455.101

Execution creditor with officer, R.C.P. 41

Improper, motion, R.C.P. 27(b)

Indemnitor with indemnified, R.C.P. 28

Interpleader, R.C.P. 35–41

Joinder of parties, *see subhead Parties to Actions below, thereunder see Joinder of Parties*

Misjoinder, remedy, R.C.P. 27(b)

Multiple plaintiffs in same action, R.C.P. 23

New parties brought in, R.C.P. 34

Plaintiff's joinders permitted, R.C.P. 22, 23

Relief granted according to substantive rights, R.C.P. 28

Single defendant, causes joined against, R.C.P. 22

Joint property attached, 639.38

Judgment, failure to satisfy, action for penalty, 624.37

Jurisdiction, *see JURISDICTION*

Jurors as adverse parties in civil action, ground for challenge, 779.5(6); R.C.P. 187(f)

Justice court, procedure, 601.17

Kind, correction, 611.7–611.12, 626.44

Limitation on new action, 614.10

Limitations generally, 614.1–614.23, 615.1–615.4

Limitation, substitution of heir, R.C.P. 15

Litigation pending, deposit with clerk, 682.29, 682.30

Mental examination of party, R.C.P. 132–134

Minor's death, action by parent, R.C.P. 8

Misjoinder of parties, remedy, R.C.P. 27(a)

Misjoinder, remedy, R.C.P. 27(b)

Mortgage and note, separate actions, 611.5

Mortgaged personalty, contest, 626.43–626.47

Mortgages on real estate, foreclosure, 654.1, 654.11

## Motor vehicles

Nonresident accident cases, 321.498–321.511

Overload damage, 321.475

Municipal corporations, *see CITIES AND TOWNS, subhead Actions Brought and Defended*

Municipal court, classification, 602.25

Necessary parties, nonjoinder, R.C.P. 25

Negotiable instruments involved, *see NEGOTIABLE INSTRUMENTS*

**ACTIONS—Continued**

New, on failure of old, limitations, 614.10  
 Next friend  
   Guardian ad litem, R.C.P. 14  
   Minor, action brought for, R.C.P. 12  
 Nonjoinder, necessary parties, R.C.P. 25  
 Nonparty, liability for costs on assignment, 625.15  
 Nonresident motor vehicle accident case, 321.498–321.511  
 Nonresidents, service of notice on process agent  
   Boat owners and operators, 106A.1–106A.8  
   Brokers real estate license actions, 117.23  
   Employment security, 96.14(6)  
   Motor vehicle cases, 321.498–321.512  
 Not barred by criminal action, 611.21, 611.22  
 Note and mortgage, separate actions, 611.5  
 Notice before suit  
   Cities and towns damage cases, 614.1(1)  
   Telegraph and telephone damage cases, 488.9  
 Nuisances, ordinary proceedings, 657.1  
 Obstruction of highways, injunction, 319.9  
 Oil and gas well leases, released, 84.7  
 Old-age assistance actions, 249.20, 249.25–249.27  
 Order of issues, R.C.P. 105, 176  
 Ordinary actions  
   Appeal, legal errors only tried, Const., Iowa, V, 4; 624.2; R.C.P. 334  
   Appeals from decisions of boards and officials, *see DISTRICT COURT*  
   Bond or note, 611.5  
   Certiorari trials, R.C.P. 315–317  
   Correction in kind of action, 611.7–611.12  
   Dams and spillways, damages, appeal, 112.8  
   Definition of ordinary actions, 611.3, 611.6  
   Drainage and levee districts may maintain, 455.162  
   Evidence, oral or by deposition, 624.1, 624.2  
   Forms abolished, 613.3; R.C.P. 67  
   Housing law, penalty, 413.108–413.110  
   Nuisances, 657.1  
   Occupying claimants, 560.3  
   Paternity proceedings, 675.10, 675.15  
   Procedure, 611.13  
   Recovery of real property, 646.1  
   Replevin, 643.2  
   Required, when, 611.6  
   Tax collection by treasurer, 445.3  
 Original notice, *see ORIGINAL NOTICE*  
 Parties to actions  
   Additional brought in, R.C.P. 34  
   Adjudication, jointly bound parties, 613.2  
   Administrators, in own name, R.C.P. 2  
   Agent and principal, joinder, R.C.P. 24(a)  
   Agreement for change of venue, R.C.P. 167(d)  
   Amendments to correct pleadings, R.C.P. 88  
   Appeals to supreme court, R.C.P. 331, 332  
   Assignments, 539.1–539.6; R.C.P. 7  
   Bond to public, R.C.P. 3  
   Bringing in new parties, R.C.P. 34  
   Change of venue, R.C.P. 167  
   Cities and towns, 368.2  
   Class actions, R.C.P. 42–47  
   Common interest, one suing for all, R.C.P. 42  
   Complete relief, R.C.P. 25  
   Contract for another's benefit, R.C.P. 2  
   Coparties, cross-petition against, R.C.P. 33(a)

**ACTIONS—Continued**

Parties to actions—Continued  
 Costs apportioned among parties, 625.3, 625.4  
 Counterclaims, R.C.P. 29–32  
 County, disputed boundaries, 650.2  
 Cross-petitions, R.C.P. 33, 34  
 Death  
   Actions survive, substitution, 611.20, 611.22; R.C.P. 15, 20, 21  
   Joint action, survivors represent, 613.1  
   Judgment, death before rendition, R.C.P. 252  
   Representative capacity, substitution, R.C.P. 20, 21  
   Substitution for administrator, R.C.P. 20  
   Substitution of parties, time limit, 611.20, 611.22; R.C.P. 15  
 Default, R.C.P. 230–235, *also see JUDGMENTS AND DECREES*  
 Defendants  
   Assignments, prejudice, R.C.P. 7  
   Claimant brought in, R.C.P. 36  
   Class actions, R.C.P. 42–44, 47  
   Corporations, foreign, R.C.P. 5  
   Definition of defendant, 611.2; R.C.P. 25  
   Deserted wife may defend, R.C.P. 11  
   Discovery, action to obtain, 611.16  
   Husband and wife, R.C.P. 10, 11  
   Incompetents, defense for, R.C.P. 13, 14  
   Insane person, R.C.P. 13, 14  
   Interpleader, R.C.P. 36  
   Itinerant merchant and surety, 81.4  
   Joinder of defendants, R.C.P. 22–28, 41  
   Joint common carriers, 613.3–613.6; R.C.P. 24(b)  
   Jurisdiction by representation, R.C.P. 42–47  
   Motion to correct proceedings, 611.9  
   Necessary party, brought in, R.C.P. 25  
   Neglected and dependent children, 232.10  
   Nonresident criminal, in state, 617.1  
   Numerous defendants, 617.9  
   Old-age assistance claims, relatives, 249.27  
   Partition actions, R.C.P. 273  
   Partnerships, R.C.P. 4  
   Plaintiff refusing to join, R.C.P. 25(a)  
   Prisoner in penitentiary, R.C.P. 13  
   Public improvement contract action, 573.17  
   Reciprocal or interinsurance exchanges, 520.5  
   Security for costs, demand, 621.1–621.3  
   Sheriff, joinder of creditor, R.C.P. 41  
   State sued, 613.8–613.10; R.C.P. 9  
   Unknown, 617.7; R.C.P. 61, 62, *see Unknown Defendants below, under this subhead*  
   Unservd parties, procedure, 617.9  
   Woman, married, R.C.P. 10  
 Definition of parties to actions, 611.2  
 Desertion by husband, R.C.P. 11  
 Drainage and levee districts, 455.98, 455.99  
 Drainage bonds, refinancing, 464.4, 464.11  
 Drainage rights, individual, appeal, 465.12  
 Estates, special proceedings, 638.21, 638.30  
 Examination, mental or physical, court order, R.C.P. 132–134  
 Execution, contents required, 626.12  
 Executors, in own name, R.C.P. 2  
 Guardian ad litem, defense by, R.C.P. 12–14  
 Guardians, in own name, R.C.P. 2  
 Heirs, substitution, time limit, R.C.P. 15  
 Holder in due course, R.C.P. 7

**ACTIONS—Continued**

## Parties to actions—Continued

Husband and wife, R.C.P. 10, 11  
 Incompetents, R.C.P. 12-14  
 Indispensable parties, R.C.P. 25(b, c)  
 Insane persons, R.C.P. 12-14, 17  
 Interpleader, R.C.P. 35-41

## Intervenors

Aeronautics commission, 328.12(5)  
 Attachment proceedings, 639.60-639.62  
 Constitutional amendment, test case, 6.11  
 Copy of petition to adverse attorney, R.C.P.  
 76

Costs paid by intervenor, R.C.P. 77  
 Delay of action not permitted, R.C.P. 77  
 Dismissal without prejudice, R.C.P. 215  
 Garnishment, appeal, 642.20  
 Nonresident, bond for costs, 621.2, 621.5  
 Persons permitted to intervene, R.C.P. 75  
 Petition filed against each adverse party,  
 R.C.P. 76

Replevin action, 643.4  
 Right to intervene, pleading, R.C.P. 75-77

Intoxication, suit for injuries, 129.1-129.4

Joinder of actions, *see subhead above*

## Joinder of parties

*General provisions*, R.C.P. 22-28  
 Appeal, who may, R.C.P. 331, 332  
 Class actions exempt from, R.C.P. 25  
 Common carriers, joint, 613.3-613.6; R.C.P.  
 24(b)

Complete relief, R.C.P. 25  
 Defendants, R.C.P. 24  
 Guardian and insane, R.C.P. 17  
 Husband and wife, 597.12; R.C.P. 10  
 Improper, severed, R.C.P. 27(a)  
 Indispensable parties, R.C.P. 25(b, c)  
 Itinerant merchant and surety, 81.4  
 Joint interests, R.C.P. 25(a)  
 Misjoinder, remedy, R.C.P. 27(a)  
 Multiple plaintiffs, R.C.P. 23  
 Necessary parties, R.C.P. 25  
 Old-age assistance claims, 249.27  
 Partly interested parties, R.C.P. 26  
 Partners, 545.52; R.C.P. 4  
 Plaintiffs joined, R.C.P. 22, 23  
 Principal and agent, R.C.P. 24(a)  
 Relief according to rights, R.C.P. 26, 28  
 Sheriff and creditor, R.C.P. 41

Joint and several obligations, suing one, 613.1,  
 613.2; R.C.P. 25

Joint common carriers, 613.3

Judgment as to some parties only, R.C.P. 221

Judgments on motion, R.C.P. 239

Jurors, as adverse parties, 779.5(6); R.C.P.  
 187(f)

Justice court cases, 601.17

Legal representatives, 611.22; R.C.P. 2

Legal representative's successor, R.C.P. 20

Levee and drainage districts, 455.98, 455.99

Limited partner, when a necessary party, 545.52

Liquor, injury actions, 129.1-129.4

Liquor nuisances, injunction, 128.1, 128.35

Married women, R.C.P. 10

Married women, injury or death, 613.11

Mental examination, R.C.P. 132-134

Minor, injury or death, R.C.P. 8

Minors, 129.2, 129.4; R.C.P. 8, 12, 13

**ACTIONS—Continued**

## Parties to actions—Continued

Motor vehicle damage action, 321.493  
 Necessary parties, R.C.P. 25  
 New counterclaim or cross-petition, R.C.P. 33,  
 34

New parties, 643.4; R.C.P. 33, 34, 61

Newspapers selected for notice, 618.6

Next friend, for minor, R.C.P. 12

Notice, service by party, R.C.P. 52

One person for several, R.C.P. 42

Partition proceedings, R.C.P. 273

Partner, limited, when a necessary party, 545.52

Partnerships, 545.52; R.C.P. 4

Physical examination, R.C.P. 132-134

## Plaintiff

Agent, action in own name, R.C.P. 2

Bonds, public, bringing suit, R.C.P. 3

Class suits, R.C.P. 42-47

Corporations, foreign, R.C.P. 5

Definition of plaintiff, 611.2

Deserted wife may sue, R.C.P. 11

Guardians as plaintiffs, R.C.P. 12, 17

Husband and wife, R.C.P. 10, 11

Incompetents, suit for, R.C.P. 12

Insane persons, R.C.P. 12, 17

Intoxication suit for injury, 129.2

Joinder of plaintiffs, R.C.P. 22-28

Judgment when no answer, R.C.P. 87, 235

Legal representative, own name, R.C.P. 2

Minors, 129.2, 129.4; R.C.P. 8, 12

Multiple plaintiffs, R.C.P. 23

Newspaper notice, 618.6; R.C.P. 62

Options, several defendants, 613.1; R.C.P. 2

Partition actions, R.C.P. 273

Partnerships, R.C.P. 4

Paternity proceedings, 675.4, 675.8, 675.11

Plant disease eradication cases, 267.21

Publication, newspaper selected, 618.6

Public improvement contract, 573.16, 573.17

Real actions, strength of title, 646.3

Refusal to join, made defendants, R.C.P. 25(a)

Security for costs, 621.1-621.9

Seduction, unmarried female, R.C.P. 6

State may sue, R.C.P. 9

State, waste, public lands, 658.8

Stockholder, indemnity or contribution, 491.62

Summary proceedings, motion, R.C.P. 239

Trade-mark and label damage suit, 548.9

Waste, 658.5-658.9

Woman, married, may sue, R.C.P. 10

Women, injury or death action, 613.11

Prisoner in penitentiary, R.C.P. 13

Private drainage, damage action, 465.12

Public bond breach, injured person, R.C.P. 3

Public official, successor substituted, R.C.P. 20

Real party in interest, exceptions, R.C.P. 2

Recovery of real property, 646.2, 646.3

Restoration of lost records, 647.1-647.5

Sheriff and execution creditor joined, inter-  
 pleader, R.C.P. 41

## State

Actions between departments prohibited,  
 679.19

Public bond, injured person sues, R.C.P. 3

Rights and liabilities, 613.10; R.C.P. 9

Security not required of state, R.C.P. 9

Suit by or against, 613.8, 613.10; R.C.P. 9

**ACTIONS—Continued**

## Parties to actions—Continued

## Substitution of parties

- Claimant, by interpleader, R.C.P. 38
- Death, actions survive, 611.20, 611.22
- Death, time limit, 611.20, 611.22; R.C.P. 15
- Depositions used, R.C.P. 146
- Guardians for incompetents, R.C.P. 17
- Guardianship, successor, R.C.P. 18
- Incapacity pending action, guardian, R.C.P. 17
- Minor attains majority, R.C.P. 19
- Nonabatement, guardianship, R.C.P. 17, 18
- Notice to substituted party, R.C.P. 21
- Official representatives, notice, R.C.P. 20, 21
- Representative, successor, notice, R.C.P. 20, 21

Transfer of interest, new parties, R.C.P. 16

Suit in own name for another, R.C.P. 2

## Third parties

- Additional necessary parties, R.C.P. 16, 25
- Claimants interpleading, R.C.P. 34-41
- Counterclaim, R.C.P. 29, 30
- Cross-petition by defendant, R.C.P. 33
- Intervening parties, *see Intervenors, this subhead*
- Joinder of parties, *see Joinder of Parties above, under this subhead*

Trustees may sue in own name, R.C.P. 2

Unborn parties in partition actions, R.C.P. 298

## Unknown defendants

- Injunction against houses of ill fame, 99.4
- Lost record restoration action, 647.1, 647.2
- Names unknown, 617.7; R.C.P. 61
- Original notice, R.C.P. 50, 61
- Petition requirements, 617.7

Venue, change by agreement, R.C.P. 167(d)

Woman married, R.C.P. 10

Women, injury or death, what allowed, 613.11

Partition proceedings, R.C.P. 270

## Pending actions

- Agreed statement of facts, 678.1-678.9
- Arbitration, court order submission, 679.4
- Assignee, liability for costs, 625.15
- Consolidation on motion, R.C.P. 185
- Death of party, 611.20, 611.22, 635.63, 642.4, 686.17
- Executor or administrator substituted for deceased party, 633.31, 635.63, 642.4, 686.17
- Insanity of party, guardian joined, R.C.P. 17
- Interpleader, effect upon, R.C.P. 35, 36
- Lis pendens, 252.11, 617.10-617.15, 675.16
- Probate claims at time of death, 635.68
- Receivers in, appointment, 680.1-680.11
- Transfer of interest, 625.15; R.C.P. 16

Personal injuries, *see NEGLIGENCE*

Pipelines, compelling performance, 490.29

Place of bringing actions, 616.1-616.21; R.C.P. 175

Plant disease act enforcement, plaintiffs, 267.21

Plats, recovery of interest in, limitation, 592.3

Pleadings, *see PLEADINGS*

Pledge foreclosure, 653.8

Pretrial procedure, R.C.P. 135-139

Probate claims filed late, 635.68

Probate claims, hearing, 635.80

**ACTIONS—Continued**

Probate corrections after final report, 638.9

Procedure, uniform for all actions, 611.13

## Proceedings in rem

- Cigarettes, forfeiture, procedure, 98.32, 98.33
- Lost records, restoration, 647.1-647.5

Production of books and papers, R.C.P. 129, 130

Public improvements, 573.16-573.18

Quieting title action, 649.1, 649.6

Quo warranto action, ch 660

Real estate brokers, limitations, 117.30

Real property, recovery, 646.1-646.25; R.C.P. 255

Recovery of penalty, industrial commissioner, employer's refusal, books or reports, 86.10, 86.12

Redemption, contest determined, 628.21

Referees as masters in equity cases, R.C.P. 207-214

Reference of actions, proceedings, R.C.P. 207-214

Removal of officer, equitable action, 66.18

## Rem, proceedings in

- Cigarettes, forfeiture, 98.32, 98.33
- Lost records, restoration, 647.1-647.5

Restraint on proceedings, injunction, R.C.P. 329

Sales act, enforcement of rights, 554.73

Sales law, buyer's remedy, 554.69

Sales tax added, recoverable debt, 422.48

School district, legality of organization challenged, 274.5

School fund, auditor's neglect, 302.44

Security for costs, bond, 621.1-621.9

Security for costs, procedure, 621.1-621.9

Seduction, action by unmarried female, R.C.P. 6

Sending claims out of state to defeat exemption by action, penalty, 627.17

Separate trials, R.C.P. 186

Service of notice commences, R.C.P. 49

Sheriff sued, interpleader, R.C.P. 41

## Special actions

*Generally*, 611.1, 611.2

Definition, 611.2

Disputed corners and boundaries, 650.4

Procedure, 611.13

Proper remedy awarded, R.C.P. 107

Specific performance, *see SPECIFIC PERFORMANCE*

## State

Actions between departments prohibited, 679.19

Actions by or against, 613.8-613.10; R.C.P. 9

Attachment by state, 641.1-641.5

Counsel appointed for state, 7.3, 13.7

Rights and liabilities, 613.10

Security not required from state, R.C.P. 9

Service of original notice on state, 613.9

Statute of frauds as bar, 554.4, 622.32-622.35

## Stay of proceedings

Additional judgment, R.C.P. 253(e)

Certiorari writ, bond, requirements, R.C.P. 310

Cross-petition filed, when granted, R.C.P. 74

Damages allowable, R.C.P. 253(e)

Discovery order disobeyed, R.C.P. 133(c), 134

Execution, *see EXECUTIONS*

Injunction or statutory prohibition, limitation extended, 614.13

Injunction when seeking vacation of judgment, 683.3

**ACTIONS—Continued**

## Stay of proceedings—Continued

Interpleader, ground for stay, R.C.P. 35  
 Judgment notwithstanding verdict, R.C.P. 243-246

New trial, R.C.P. 244, 246

Suit on dismissed action, R.C.P. 218

Supreme court, *see SUPREME COURT*

Vacation or modification of judgment, 683.3

Stirring up actions, penalty, 723.3, 740.6

Street improvement, contractor's bond, 391.33

Subpoena, failure of party to obey, 622.79

Substantial rights, errors not to affect, 619.16

Successive actions on same transaction, 611.19

Summary judgments, R.C.P. 237-240

Summary proceedings, 147.65, 602.28, 696.8

Sureties in actions, *see SURETIES AND SURETY COMPANIES, subhead Actions*

Survival, 611.20, 611.22, 613.1, 675.21; R.C.P. 18

Tax collection by treasurer authorized, 445.3

Technical forms abolished, 611.3; R.C.P. 67

Tenants recovery of attached property, 570.7

Time limit dismissal for want of prosecution, R.C.P. 215.1

Time of bringing, *see LIMITATION OF ACTIONS*

Title not to be changed, 611.14

Transfer, 611.7-611.12, 626.44; R.C.P. 16

Transfer of interest, R.C.P. 16

Treasurer to collect taxes, authorized, 445.3

Trial, *see TRIAL*

Trustees, action in own name, R.C.P. 2

Trust fund deposit, recovery, 682.41-682.44

Uniformity of procedure required, 611.13

United interest, persons joined, R.C.P. 25

Unknown defendants, *see subhead Parties to Actions above*

Unliquidated claims against city, notice, 420.44-420.46

Venue, 616.1-616.21; R.C.P. 167-175, *see VENUE*

Warehouseman's bond, breach, 543.14

Warehouse receipts, *see ch 542*

Wrong action, how corrected, 611.7-611.12, 626.44

**ACTORS**

Obscene show, penalty, 725.3

**ACTS OF GENERAL ASSEMBLY**

*See GENERAL ASSEMBLY*

**A. D.**

Statutory construction, 4.1 (11)

**ADDICTS, DRUG**

Civil service disqualification, 365.17(4)

Commitment by county commissioners, 224.1-224.5

Custodial homes not to admit, 135C.4

Motor vehicle license denied, 321.177(4)

Nursing homes not to admit, 135C.3

Practitioner's license, revoked, 147.55(4)

Premises resorted to, nuisance, 204.13, 368.7(9), 657.2(6)

Soldiers home, not received, 219.13

Veterinarian's license revoked, 169.36(4)

**ADJOINING OWNERS**

## Boundaries

Actions to establish, 650.1-650.17

**ADJOINING OWNERS—Continued**

## Boundaries—Continued

Coal mines, protected, 82.124-82.126

State and private property, 111.19, 111.24

Drainage, chs 455-469

Easements, 564.1-564.8

Eminent domain right, 471.4(4, 5)

Fences, 113.1-113.25

Party walls, 563.1-563.12

Riparian owners, 372.6

Sidewalks to school outside city, costs assessed, 320.1-320.3

State parks, 111.19, 111.24

Walls in common, 563.1-563.12

Weed law, assessments against, 317.18-317.21

**ADJUDICATION**

*See also JUDGMENTS AND DECREES*

Claims in class actions, R.C.P. 42

Dismissal, when on merits, R.C.P. 215-217

Judgment against one, no bar, 613.2

Judgment as a final adjudication, R.C.P. 219

**ADJUTANT GENERAL**

*See ch 29*

**AD LITEM GUARDIAN**

*See R.C.P. 12-14, also GUARDIAN AD LITEM*

**ADMINISTRATION OF OATHS**

General provisions, 78.1-78.3, *see OATHS. For authority of any special officer, board or commission, see that particular main topic and see thereunder Oaths*

**ADMINISTRATIVE RULES AND REGULATIONS**

Copies distributed, 17A.5

Copy to Code editor, 17A.4

Defined, 17A.1

Enrolled by secretary of state, 17A.3

Existing rules filed, 17A.7

Filed with secretary of state, 17A.3

General assembly to approve, 17A.2

Indexed by secretary of state, 17A.3

Petition for reconsideration, notice, hearing, 17A.6

Procedure to make, 17A.2

Publication and distribution

Examining and licensing rules, 17A.8

Rules of general application, 14.3(7)

Rules of limited application, 17A.8

Rules not filed void, 17A.7

**ADMINISTRATOR DE SON TORT**

Liability, 638.19

**ADMINISTRATORS**

*See ESTATES OF DECEDENTS*

**ADMISSIONS**

*See EVIDENCE; PLEADINGS; LIMITATION OF ACTIONS*

**ADMISSION TO BAR**

Admission to practice, 610.1-610.12

Rules for admission, *see rules printed on page 2722 et seq. of the Code with separate index therewith*

**ADOPTION**

Adult may be adopted, 600.1



**ADOPTION—Continued**

Annie Wittenmyer home, 244.9  
 Birth certificates, procedure, 144.44, 144.45  
 Children, 600.1–600.9, *see MINORS*  
 Illegitimates, support duty discharged, 675.5  
 Inheritance, 600.6, 636.32, 636.42, 636.43  
 Record of adoption, procedure, 144.44, 144.45  
 Workmen's compensation, dependents, 85.42

**ADULTERATION**

Agricultural lime, penalty, 201.6  
 Antifreeze, 208A.2, 208A.4  
 Drugs, 189.15, 189.16, 203.1–203A.19  
 Feed for animals, 198.1–198.14  
 Foods, 189.15, 189.16, 190.1–190.9

**ADULTERY**

Divorce, ground for, 598.8(1), 598.9  
 Limitation of criminal action, 752.2(3)  
 Prosecuting witness, spouse only, 702.1  
 Punishment, 702.1

**ADVANCEMENTS**

Heir of intestate, part of his share, 636.44  
 Lienholder protected, affidavit filed, 629.1–629.3  
 Sheriff's sale, added to amount to redeem, 629.2  
 Warehouse receipts, lien stated, 542.2, 542.27

**ADVERSE POSSESSION**

Affidavit to establish title, 558.8, 614.17  
 Color of title, 560.2  
 Conveyance of interest not barred by, 557.5  
 Disputed monuments, 650.6, 650.10, 650.14  
 Easement by adverse possession, proof, 564.1  
 Easement, light and air, not acquired by, 564.2  
 Element in legalizing certain deeds, 589.24  
 Evidence, boundaries, 650.6, 650.10, 650.14  
 Evidence necessary to establish, 564.1  
 Footway, right not acquired by adverse use, 564.3  
 Legalizing defective conveyance, aided by, 589.24  
 Notice to prevent acquiring easement, 564.4–564.8  
 Occupying claimants, rights, 560.1–560.7  
 Tax deed, affidavit to quiet title, 448.15–448.17  
 Use of easement, not admitted in evidence, 564.1

**ADVERTISING**

Advantages of city, 364.2  
 Agricultural seeds, term defined, 199.1(10)  
 Alteration of registered forms, 548.4  
 Banking terms, use restricted, penalty, 524.24, 524.25, 532.13  
 Banks, false installment loan, statements, 529.12  
 Banks, fraudulent representations, 526.44  
 Billboards, *see SIGNS AND SIGNBOARDS*  
 Chattel loans, false representations, 536.12  
 Cigarettes, near schools, prohibited, 98.40, 98.41  
 Dentists, limitations, 153.25  
 Drugs for venereal diseases, penalty, 725.7  
 Estrays, 188.27–188.34  
 False advertisement, chattel loans, 536.12  
 False statements by practitioner, 147.55(7)  
 Flag or insignia, misuse of, penalty, 32.1–32.6  
 Fraudulent advertising, penalty, 713.24  
 Fraudulent representation by banks, 526.44  
 Gift enterprises, penalty, 553.17  
 Insurance agents, 511.4, 515.122–515.126, 515.146  
 Insurance companies, 506.2, 507B.4, 507B.9, 511.4, 511.22, 515.91–515.93, 515.122–515.126, 515.145, 515.146  
 Intoxicating liquors, restrictions, 123.47

**ADVERTISING—Continued**

Loan companies, false statements, 536.12  
 Lost property, finder's rights, 644.8–644.10  
 Lotteries, penalty, 726.8  
 Military material, false, penalty, 30.1–30.3  
 Motor vehicles, sale abandoned or stolen, 321.88  
 Obscene and indecent, penalty, 725.3, 725.5–725.7  
 Oleomargarine, 191.5  
 Partition sales by referee, R.C.P. 289(b)  
 Political, exceptions, 738.6, 738.22, 738.23  
 Professional practice limitations, 147.55(7), 147.56(5), 153.25  
 Property found adrift, 644.3–644.5  
 Public contracts, domestic preference, 73.1–73.5  
 Public printing, specifications, 15.11, 15.12  
 Publishers, good faith, nonfraud, 713.25  
 Railroads, true advertising required, 477.42, 477.44  
 Registration of forms of advertising, 548.1–548.11  
 Registration of forms or trade-mark, 548.1, 548.11  
 Sales tax absorbed by retailer, penalty, 422.49  
 Signs, *see SIGNS AND SIGNBOARDS*  
 Stallions and jacks, defects stated, 162.10, 162.12  
 Tobacco near school, penalty, 98.40, 98.41  
 Venereal disease remedy, penalty, 725.7

**ADVISORY COMMITTEE, FLAMMABLE LIQUIDS, LIQUEFIED PETROLEUM GAS**

Appointment, duties, 101.3

**ADVISORY INVESTMENT BOARD, PUBLIC EMPLOYEES RETIREMENT SYSTEM**

Appointment, duties, 97B.8

**AERONAUTICS**

Aeronautics commission  
*General provisions, see STATE OFFICERS AND DEPARTMENTS*  
 Appointment, powers, duties, 328.1–328.53  
 Seaplane flight instruction, 106.30  
 Zoning powers in municipalities, 329.6  
 Aeronautics defined, 328.1(1)  
 Aeronautics instructor defined, 328.1(2)  
 Aircraft  
 Conveyance defined in liquor law, 127.1  
 Definition, 328.1(3, 16)  
 Destruction by fire or accident, 328.24  
 Fees for registration, 328.21  
 Hunting from, 109.120  
 Junked aircraft, refund of fees, 328.24  
 Lakes, use restricted, 106.30  
 Offenses on, jurisdiction, 753.6  
 Operation while intoxicated, 328.41  
 Registration, 328.20, 328.42–328.52  
 Used aircraft, registration fees, 328.22  
 Aircraft defined, 328.1(3)  
 Aircraft insurance, *see subhead Insurance below*  
 Air instruction defined, 328.1(4)  
 Airman defined, 328.1(5)  
 Air navigation defined, 328.1(6)  
 Airplanes, *see subhead Aircraft above*  
 Airport commission, municipal, 330.17–330.24  
 Airport hazard area defined, 329.1(3)  
 Airport hazard defined in zoning act, 329.1(2)  
 Airports  
 Authority to establish and operate, 330.1–330.15, 404.10(8)  
 Definitions of airport, 328.1(8), 329.1(1)

**AERONAUTICS—Continued****Airports—Continued**

Exclusive grants for use prohibited, 328.12(11)  
Zoning, 329.1–329.15

Air school, 328.1, 328.19

Balloons, dirigibles insured, 515.48(1, 5, 9)

Civil aircraft defined, 328.1(10)

Commission defined, 328.1(11), 329.1(9)

Companies, railroad may own stock in, 476.27

Control tower operator as airman, 328.1(5)

Crop pest act applies, 267.1–267.22

Definition of words and phrases, 328.1, 329.1

Destruction of aircraft by fire or accident, 328.24

Dirigibles, insurance authorized, 515.48(1, 5, 9)

Facilities, exclusive grants prohibited, 328.12(11)

Fee for registration, 328.21–328.24

Flight strips, 315.1–315.5

Fraudulent use of certificate, revoked, 328.34(4)

Insects and plant diseases, 267.1–267.22

**Insurance**

Assessment insurance authorized, 518.1(1)

Nonlife companies, authority, 515.48(1, 5, 9),  
515.49

Notice of loss, five-day limit, 518.20

Standard fire policy not applicable, 515.138

Interstate airline operation, fees, 328.21(4)

Intoxication, penalty, 328.41

Junked aircraft, refund of fees, 328.24

Jurisdiction of offenses on aircraft, 753.6

**Landing areas**

Definition, 328.1(12)

Exclusive grants for use prohibited, 328.12(11)

Obstructing, nuisances, 657.2(5), 657.3

Registration required, 328.19

Licenses, government, 328.34(5, 6)

Liquor conveyed illegally, 127.1–127.22

Manufacturer's employees not airmen, 328.1(5)

Municipality defined, 328.1(13), 329.1(4)

**Narcotic drugs**

Obtained on lawful order, 204.5(2b, 5)

Unlawful use in aircraft, nuisance, 204.13

**Navigation facilities**

Co-operation with federal government, 328.13

Defined, 328.1(7)

Exclusive use grants prohibited, 328.12(11)

Obstruction defined in zoning act, 329.1(8)

Offenses on aircraft, jurisdiction, 753.6

Officers to enforce law, 328.12

Operation for hire, 328.1(17)

Operation of aircraft defined, 328.1(14)

Parachutes, airman in charge of, 328.1(5)

Parachutes included in "aeronautics", 328.1(1)

Passenger defined, 328.1

Person defined, 328.1(15), 329.1(5)

Plant quarantine, seizure, 267.11–267.13

Public aircraft defined, 328.1(16)

Railroads may engage in air transportation, 476.27

Revoking or refusing certificates, grounds, 328.34

Seaplane, insurance authorized, 515.48(1, 5, 9)

Stolen aircraft, certificate revoked, 328.34(2)

Structure defined in zoning act, 329.1(6)

Tree defined in zoning act, 329.1(7)

United States aircraft, 328.1

Used aircraft, registration fee, 328.22

**Violations**

Enforcement of law by officers, 328.12

**AERONAUTICS—Continued****Violations—Continued**

Fraudulent use of certificates, 328.34(4)

General penalty statute, 328.40

Jurisdiction of offenses, 753.6

Liquor conveyed illegally, 127.1–127.22

Revocation of certificate, grounds, 328.34

Zoning regulations, penalty, 329.14

Zoning airports, 329.1–329.15

**AFFIDAVITS**

Absent voter's ballot, 53.11–53.16

Acknowledgment, what necessary to record, 558.42

Administrators in estates, as to fees, 638.27, 638.28

Advancements by lienholder, 629.1

Adverse possession, 558.8, 614.17

Affecting realty, recorder's index, 558.50, 558.51

Affidavit of nonresident for notice by publication,  
R.C.P. 60

Agreed statement of facts, submission, 678.2

Ancient deeds, possession established, 614.23

Appeal to county superintendent, 290.1

Armed forces, agent's or attorney's affidavit of  
nonrevocation, 29.93

Attachment, 639.34, 639.48, 639.67, 640.1

Attorney fees, 625.22–625.25, 638.27

Bill of exceptions as to truth, R.C.P. 241

Bond for costs, filed with motion, 621.1, 621.3

Change of venue, R.C.P. 167

Chattel mortgage foreclosure, 652.9

Claims to real estate shown by, 614.17–614.19

Commercial feed dealers, registration, 198.7

Compelling person to make, 622.87–622.89

Compensation affidavits, fiduciaries, 638.27, 638.28

Contempt proceedings, 665.6; R.C.P. 330

Continuance, motion for, R.C.P. 182, 183

Contract, real estate, forfeiture, 656.5

Controversies on stated case, 678.2

Corporate fiduciary compensation, 638.28

Cost bond affidavits, 621.1, 621.3

Counter-affidavits on motion for cost bond, 621.3

Cross-examination of affiant, 622.90; R.C.P. 116

Default set aside, R.C.P. 236

Definition of affidavit, 622.85

Denial of signature, R.C.P. 100

Domestic animal claims verified, 352.2

Estrays taken up, affidavit, 188.28–188.33

Evidence for future use, 622.85–622.96

Execution issued on Sunday, 626.6

Execution sale redemption, lienholder, 628.18

Executions, by survivors, 626.105

Execution writ lost, 626.4, 626.5

Executors in estates, as to fees, 638.27, 638.28

Explanatory of title, recording, 558.1, 558.8

False affidavit of marine loss, penalty, 713.15

Fee affidavits, fiduciaries, 638.27, 638.28

Fee for certifying, 79.3(1)

Fish and game licenses lost or destroyed, 110.7

Foreign affidavits, credibility, 622.86

Forfeiture of real estate contracts, 656.5

Game shipments, 109.24

Good defense, cost bond, 621.1–621.3

Guardians in estates, respecting fees, 638.27, 638.28

Homestead tax credit, false affidavit, 425.14

Homestead tax exemption application, 425.2

Incompetency, surviving spouse, 636.25, 636.29

Index to be kept by recorder, 558.50, 558.51

Injunctions, petition, R.C.P. 321

**AFFIDAVITS—Continued**

Injunctions, use in, R.C.P. 328, 330  
 Interpleader by defendant, R.C.P. 35, 41  
 Interrogatories, R.C.P. 124, 125, 134  
 Judgments, summary, R.C.P. 238  
 Legalizing acts, 587.8, 587.9, 614.17, 614.22, 614.23  
 Lienholder, sheriff's certificate of sale, 628.22, 654.8  
 Liens on real estate protected by, 629.1  
 Liquor contempt trial on affidavits, 128.14  
 Liquor permit, 123.27  
 Lost property, 644.1, 644.7, 644.12  
**Motions**  
 Continuance, R.C.P. 182, 183  
 Cost bonds, 621.1–621.3  
 Dismiss, R.C.P. 111, 116, 348  
 More specific statement, R.C.P. 112  
 Proof by affidavit, R.C.P. 116  
 Strike, R.C.P. 113, 116  
 Summary judgment, R.C.P. 238  
 Motor vehicles, statement of fee allowance, 321.107  
 Newspaper publication proof, 587.2–587.11  
 Newspaper publications, 622.92; R.C.P. 63  
 New trial, application for, R.C.P. 245, 247  
**Notice, proof of**  
 Motor vehicle department notices, 321.16  
 Publication proof, 587.3–587.11  
 Road change notice, by auditor, 306.24  
**Oaths, authority to administer**  
*For authority of any special officer, board or commission, see that particular main topic and see thereunder Oaths*  
 General authority of officials, 78.1–78.3  
 Legislator's authority, Const., Iowa, III, 32; 2.7  
 Notaries public, 77.9, 78.1(5)  
 Oil and gas wells, affidavits filed, 84.5, 84.6  
**Original notice**  
 Motor vehicles, proof of service in suit, 321.505  
 Personal service return, R.C.P. 59(a)  
 Publication service, R.C.P. 60, 63  
 Perpetuating testimony, 622.96  
 Petition to compel person to make affidavit, 622.87  
**Pleadings verified**  
 Interlocutory relief, R.C.P. 80(b)  
 Verification abolished, R.C.P. 80  
 Possession action, ancient deeds, 614.22, 614.23  
 Posting notice, affidavit, 622.94  
 Power of attorney, armed forces, affidavit of non-revocation, 29.93  
 Probate transfer to another county, 631.11  
 Publication of notices, 622.92; R.C.P. 60, 63  
 Receiver application, affidavits as evidence, 680.2  
 Receiver in estates, as to fees, 638.27, 638.28  
 Recording, acknowledgment required, 558.42  
 Redemption from execution, lienholder, 628.18  
 School nomination, affidavit attached, 277.4  
 Security for costs, R.C.P. 354  
 Service by publication, to, 622.92; R.C.P. 60, 63  
 Service or posting legal notices, proof, 622.94  
 Signature, denial in pleadings, R.C.P. 100  
 Spouse incompetent to elect, 636.25, 636.29  
 Stated case, controversies submitted, 678.2  
 Statutory attorney fees, 625.22–625.25, 638.23, 638.24  
 Stay bond, affidavit of sureties, 626.59  
 Stock injured on railway, 478.7  
 Summary judgments, R.C.P. 238

**AFFIDAVITS—Continued**

Sureties on bonds, qualification, 682.8, 682.9  
 Surety bonds, defects may be rectified, 682.3  
 Tax deed, title quieted, 448.15–448.17  
 Testimony to sustain or resist motion, R.C.P. 116  
 Title, explanatory of, presumption, 558.1, 558.8  
 Trustees, as to fees, 638.27, 638.28  
 Vacation or modification of judgment, 683.3  
 Verification of pleadings, R.C.P. 80

**AFFINITY AND CONSANGUINITY**

Child care, relatives permitted to assume, 238.25  
 Degrees computed by civil law, 4.1(24)  
 Disqualification of judge or justice, 605.17  
 Grand juror challenged, ground, 770.3  
 Incest, determining degrees, 704.1  
 Judges, when disqualified to act, 605.17, 630.19, 631.5; R.C.P. 367  
 Jurors, cause for challenge, 779.5(4); R.C.P. 187(f)  
**Marriage**  
 Annulment, cause for, 598.19  
 Annulment, legitimacy of children, 598.22  
 License refused, degree of relationship, 595.3  
 Prohibited degrees for marriage, 595.19  
 Nepotism, employment within third degree, 71.1  
 Probate judge disqualified, procedure, 631.5  
 Venue, change, grounds, 601.34, 762.14; R.C.P. 167

**AFFIRMATION**

Substitution for oath permitted, 4.1(12)

**AFFRAY**

Definition and penalty, 727.1

**AFTER-ACQUIRED PROPERTY**

Grantee takes grantor's, 557.4  
 Judgment lien on, 624.23  
 May be devised by will, 633.1  
 Railroad mortgage covering, effect, 476.14

**AFTER-BORN CHILDREN**

Class actions, representation, R.C.P. 43  
 Inheritance, born after will drawn, 633.13

**AGE**

Annulment of marriage, 598.19, 598.22  
 Child labor provisions, penalties, 92.1–92.15  
 Insurance, fraternal, no age limitation, 512.9  
 Jury duty, over 65 exempt, 607.2(5)  
 Majority, party in action in own right, R.C.P. 19  
 Majority, when attained, 599.1  
 Marriage, requirements, 595.2–595.4  
 Minority, contract liability, 599.2–599.4  
 Misrepresenting to insurer, 511.32  
 Old-age assistance requirement, 249.6(2)  
 Paternity case judgment, support of child, 675.25  
 Pensions, firemen and police retirement, 411.6(1)  
 Rape, age of consent, 698.1  
 School attendance, when required, 299.1

**AGENTS**

Accessory to crime, 688.1, 688.2

**Actions**

Attorney as agent, authority, 610.16  
 Joinder with principal, R.C.P. 24(a)  
 Jurisdiction in county of agency, 616.13, 616.14  
 Justice court, appearance by agent, 601.25  
 Motion for continuance, R.C.P. 183  
 Pleading verification, affidavit, R.C.P. 80(b)  
 Realty, service on nonresident agents, 646.5

**AGENTS—Continued****Actions—Continued**

Service of notice on, R.C.P. 56, *see ORIGINAL NOTICE*

**Armed forces**

Affidavit of nonrevocation, 29.93  
 "Missing" report, effect, 29.92  
 Revocation by death, 29.92

Attorney as agent, authority, 610.16

Attorney in fact, *see ATTORNEY IN FACT*

Bank deposits payable, 526.37

Bills of lading, common law applies, 487.52

Defined as retailer, use tax act, 423.1(5)

Definition in securities act, 502.3(8)

Executions against principal and sureties, 626.64

Fee for obtaining employment limited, 94.6

Housing law, act for owner, 413.92–413.96

Housing law, name and address filed, 413.118

Income tax return made, 422.14

Insurance agents, 522.1–522.5

Iowa securities act, "agent" defined, 502.3(8)

Liquor violation, prosecuted as principal, 125.4

Negotiable instruments, notice of dishonor given by agent, 541.92–541.95

Negotiable instruments, signing, 541.19–541.44

Negotiating unindorsed instrument, 541.69

Plant disease control, liability of agent, 267.20

Power of attorney, *see ATTORNEY IN FACT*

**Principal and agent**

Bills of lading, common law applies, 487.52

Sales of goods, law applies, 554.74

Warehouse receipts, law applicable to, 542.56

Process agent for service of notice, *see ORIGINAL NOTICE*

Property listed for taxation, liability, 428.3

**Railroad station agents**

Baggage agents, free passes, 479.94

Bulletin of trains, 477.10, 477.11

Claims filed, 479.116

Duty to arrest swindlers, 713.31

False charges concerning honesty, 736.3

Free passes permitted, 479.94–479.96

Notice as to sanitation, 477.39

Oath of shippers of fish and game, 109.25

Original notices served, 613.5, 617.3, 617.4; R.C.P. 56(f, g)

Passenger ticket redemption, 479.99

Rate schedules, posting of notice, 479.53

Station regulations, violations, 477.42–477.44

Toilets unsanitary, notice, received, 477.39

Real estate recovery action, service on agent, 646.5

Sales law, delivery of goods by agent, 554.26

Sales tax, agents of retailer, 422.42(5)

Special, public safety department, 80.7, 80.23

State, appointment, duties, 218.34–218.38

State (public safety), 80.7, 80.15, 80.16, 80.23, 658.4

Stock salesmen, securities, 502.1–502.31

Taxation, listing property, 423.9, 428.1, 428.3, 429.10

Use tax, agents of retailers, 423.1(5)

**Violations**

Accepting tips and gratuities, 741.1

Bucket shop operations, 552.1–552.11

Claim sent out of state to defeat exemption, 627.17

**AGENTS—Continued****Violations—Continued**

Embezzlement, 710.5–710.8

Intoxicating liquor violation, aiding, 125.4

Warehouse receipts, common law applies, 542.56

Wartime provisions as to certain persons, 29.92–29.94

**AGISTOR'S LIEN**

General provisions, 579.1–579.3

**AGREED STATEMENT OF FACTS**

Affidavit that the controversy is real, 678.2

Controversies submitted without action, 678.1

Costs to follow case if not otherwise agreed, 678.9

Judgment agreed upon, R.C.P. 226

Judgment enforced same as in an action, 678.5

Judgment rendered by court thereon, 678.3

Law questions submitted, 678.8

Lien attachment or custody, 678.7

Liens and property disposal adjudicated, 678.8

Money due ascertained, judgment rendered, 678.8

Pending cases submitted in same manner, 678.6

Pleadings abandoned by, 678.7

Record made, extent, 678.1

Review same as in an action, 678.5

Submission to court, 678.1–678.9

**AGREEMENTS**

*See also CONTRACTS*

Appeal abstract correct, R.C.P. 340(h)

Appeal record corrected, R.C.P. 341(a)

Boundaries and corners established by, 650.17

Change of venue, R.C.P. 167(d)

Construction when understood differently, 622.22

Continuance, R.C.P. 183

Depositions, R.C.P. 140

Judgment, except divorce, R.C.P. 226

Reciprocal parole agreements, 247.10

Submission of facts to court, 678.1–678.9

Trial assignment, R.C.P. 181

Waiver, unemployment compensation, void, 96.15

**AGRICULTURAL SOCIETIES**

County and district fairs, 174.1–174.23

Granges, 176.1–176.14

Incorporation, 504.1, 504.2, 504.8

Land condemned, 471.4(2)

Railroad rates and service complaints, 474.34, 479.72

Tax exemptions, 422.34, 427.1

**AGRICULTURE**

*See also AGRICULTURE DEPARTMENT*

Advancement by farm aid association, 176.1–176.6

Agricultural college, state, 266.1–266.28

Agricultural limestone carriers, 327.23

Agricultural marketing division, 159.20–159.27

Boilers, exempt from boiler inspection law, 89.3

Book of agriculture published, 17.20(1)

Brucellosis control, swine, 163A.1–163A.11

Chain store tax, exemption, 424.3(2)

Collective marketing, 500.1–500.3

Convention, agricultural, 173.2–173.8, 173.21(2)

Co-operative associations, 497.1–499.60

Corn borer eradication, federal refund, 267.17

Courses taught at agricultural college, 266.2

Crop pests, Iowa crop pest act, 267.1–267.22

Department of agriculture, 159.1–159.19

Exhibits in schools, 279.36

**AGRICULTURE—Continued**

- Experiment station, agricultural
  - Corn borer eradication, federal refund, 267.17
  - Crop pest law, violations, penalty, 267.16
  - Entomologist, state, 267.1-267.22
  - Federal aid accepted, 266.1, 266.6
  - Inspection certificate violation, penalty, 267.18
  - Quarantine, powers, 267.11-267.13
  - Report to state board of education, 262.25
- Fairs, 174.1-174.23
- Health facilities for factories, not applicable, 88.6
- Hog-cholera control, 163.30
- Implement of husbandry defined, 321.1(16)
- Implements, motor vehicle law, 321.383
- Incorporation, 504.1-504.31
- Instruction
  - Schools, Const., Iowa, IX, 2nd, 3; 258.10
  - Training schools, boys and girls, 242.4
- Iowa book of agriculture published, 17.20(1)
- Labor, agricultural, excluded from unemployment compensation, 96.19(7, g, 4)
- Labor, excluded, workmen's compensation, 85.1(3)
- Land credit fund, 426.1-426.10
- Lands, agricultural
  - Definition, state tax credit, 426.2
  - Drainage law liberally construed, 455.182
  - Lease of, limited to 20 years, Const., Iowa, I, 24
  - School tax credit, 426.1-426.10
- Leases limited to 20 years, Const., Iowa, I, 24
- Lime, 201.1-201.13
- Limestone quarries, county, 202.1, 202.11
- Marketing, 159.20-159.27
- Motor implement temporarily operated, driver exempt from license, 321.176
- Overflow land, drainage law construed, 455.182
- Pests on crops, Iowa crop pest act, 267.1-267.22
- Products, agricultural
  - See also CROPS; GRAIN AND GRANARIES*
  - Arson, setting fire or burning, 707.3, 707.5
  - Bonded warehouses, 543.1-543.38
  - Canned products, storage, 543.1
  - Definition, 543.1(4)
  - Duties of commerce commission, 543.2
  - Grain, feed, chain store exemption, 424.3(3)
  - Inspection, grading, license, 543.30-543.32
  - License to classify, grade, weigh, 543.31
  - Lien, harvester's, 571.1-571.5
  - Price, contracts, fixing, 550.1, 550.5
  - Seeds, *see SEEDS*
  - Seeds, chain store tax exemption, 424.3
  - Standards fixed, 543.18
  - Taxation, exemption, 427.1(13)
  - Truckers, overloads, when permitted, 321.466
  - Twine, chain store tax exemption, 424.3(3)
  - Unbonded warehouses, 544.1-544.46
  - Warehouse receipts, 543.17-543.22
- Promotion by agriculture department, 159.2(1)
- Railroad land, spur to buildings, 481.1, 481.8
- Safety appliance law, not applicable, 88.6
- School tax, agricultural land credit, 426.1-426.10
- Secretary of agriculture, *see AGRICULTURE DEPARTMENT*
- Short courses in, state aid, 175.6-175.8
- Soils, geological survey investigation, 305.3, 305.4
- State university of, 266.1-266.28
- Tax, agricultural land school credit, 426.1-426.10

**AGRICULTURE—Continued**

- Taxation
    - City taxes, 404.15
    - Farm utensils exempt, 427.1(17)
    - Products of agriculture, exempt, 427.1(13)
    - Statistics collected by assessor, 159.11, 159.12
  - Teaching agriculture at university, 266.2
  - Vocational training, federal aid, 258.1-258.13
  - Warehouses, chs 542-544
  - Workmen's compensation, employer's election, 85.1(3)
  - Workmen's compensation not applicable, 85.1
- AGRICULTURE COLLEGE (AMES)**  
*See ch 266, also UNIVERSITY OF SCIENCE AND TECHNOLOGY*
- AGRICULTURE DEPARTMENT**  
*General provisions, see STATE OFFICERS AND DEPARTMENTS*
- Accounting to treasury for fees, 12.10, 189.29
  - Agricultural lime, duties, 201.1-201.13
  - Agricultural marketing division, 159.20-159.27
  - Agriculture statistics
    - Assessors to collect, date, 159.11, 159.12
    - Director appointed by secretary, 159.5(7)
    - Division maintained, 159.5(7)
  - Appropriations
    - Animal disease eradication, 163.15, 163.16, 163.22, 165.30, 165.31
    - Dead animals, disposal, inspection cost, 167.20
    - Motor vehicle fuel law administration, 323.14
  - Associations certified for state aid
    - Beef cattle producers association, 159.6(11), 173.3, 181.1-181.5
    - Crop improvement association, 159.6(11), 173.3, 177.1-177.5
    - Dairy calf club exposition, 159.6(11), 173.3, 180.1-180.5
    - Enforcement, 159.6(11)
    - Farm aid associations, 159.6(11), 173.3
    - Farmers' institutes, 159.6(11), 173.3, 175.1-175.8
    - Horse and mule breeders association, 159.6(11), 173.3, 182.1-182.4
    - Names of qualified associations certified to fair board, 173.3
    - Poultry association, 159.6(11), 173.3, 184.1-184.14
    - State dairy association, 159.6(11), 173.3, 178.1-178.5
    - State horticultural society, 159.6(11), 173.3, 186.1-186.5
    - State sheep association, 159.6(11), 173.3, 185.1-185.5
    - Swine producers association, 159.6(11), 173.3, 183.1-183.5
  - Baby chick law enforcement, 168.1-168.8
  - Bacteriological laboratory certifies laboratories inspecting milk and dairy products, 192.40
  - Bacteriologist, dairy, employed, 192.12
  - Bang's disease control, 164.1-164.27
  - Bonds
    - Deputy secretary not bonded, 159.14
    - Officers of department, required, 159.14
  - Bovine tuberculosis law, enforcement, 159.6(4)
  - Brucellosis control, swine, 163A.1-163A.11
  - Bulletins on regulation and inspection, 189.2(4)

**AGRICULTURE DEPARTMENT—Continued**

Chemical analysis made, 205.12, 323.1-323.14  
 Cold storage law, enforcement, 159.6(9)  
 Containers for dairy products registered, 192.35, 192.38  
 Co-operation with university, 159.3  
 Co-operation with U. S. department, 159.3  
 Crop bulletins published, 159.5(6)  
 Crop pest regulations reviewed, 267.15, 267.17  
 Dairy and food division chief, member dairy industry commission, 179.2  
 Dairy supplies, standards, 192.16, 192.18  
 Dead animal disposal, 159.6(6), 167.1-167.21  
 Definitions, 159.1  
 Deputy secretary, 27.1, 27.2, 64.15, 159.14  
 Divisions of department authorized, 159.5(2)  
 Drug regulation law enforcement, 159.6(10)  
 Duties and powers, 159.5, 159.6  
 Duty to regulate and inspect articles, 189.2  
 Educational campaign on regulation, 189.2(3)  
 Egg candling and grading law, 196.1-196.20  
 Enforcement of laws enumerated, 159.6  
 Entomologist's duties, 267.1-267.22  
 Fair board convention, farmers institute, 159.18  
 Farmers institute, state, purpose, 159.18  
 Fees of witnesses, enforcement, 189.8  
 Fertilizers, 200.1-200.21  
 Flavoring extracts, standards fixed, 190.1(7-30)  
 Food establishments law enforcement, 159.6(8)  
 Food regulation law enforcement, 159.6(10)  
 Food standard fixed, 190.2, *see also FOODS*  
 Fund, contingent, witness fees paid from, 189.8  
 Fur-bearing animals, domesticated, 159.2  
 Hog-cholera serum enforcement, 159.6(5)  
 Hotels, enforcement of food law, 159.6(8)  
 Hybrid seed corn regulations enforced, 199.5  
 Inspection and regulation  
   Animal diseases, 159.6, 163.6-163.8  
   Animals, import and sale, 163.1-163.22, 211.1, 211.2  
   Antifreeze, 208A.1-208A.12  
   "Articles" defined, 189.1(1)  
   Articles inspected, samples, 189.3-189.8  
   Authority of assistant or agent, 189.1(2)  
   Bakeries, 170.1(6), 170.46, 170.47  
   Bond required from inspectors, 159.14  
   Bottling works, 170.2, 170.46, 170.47  
   Bovine tuberculosis eradication, 165.1-165.36  
   Bread, 189.3-189.8, 210.19-210.25  
   Butter, 189.3-189.8, 189.15, 195.25  
   Candy factories, 170.2, 170.46, 170.47  
   Canneries, 170.1(6), 170.46, 170.47  
   Cheese factories, 170.1(6), 170.46, 170.47  
   Cold storage and locker plants, 171.1-172.10  
   Commercial feed, 189.1-189.8, 198.7-198.14  
   Confectioneries, 170.1(6), 170.46, 170.47  
   Cream, 189.3-189.8, 195.24, 195.25  
   Creameries, 170.1(6), 170.46, 170.47, 193.1-193.6, 195.24, 195.25  
 Dairy products  
   Containers registered, 192.35, 192.38  
   Factories, 170.1(6), 170.46, 170.47  
   Laboratories, 192.12, 192.13  
   Sanitary control corporation, 192.13  
 Dead animal disposal, 167.5, 167.8, 167.14  
 Definitions of terms, 189.1  
 Drugs, 189.1-189.29

**AGRICULTURE DEPARTMENT—Continued**

Inspection and regulation—Continued  
 Duplication of inspection, avoided, 159.5(3)  
 Eggs, 196.2  
 Feeds, 189.3-189.7, 198.7, 198.8, 198.14  
 Fertilizers, 200.1-200.21  
 Food establishments, 170.1-170.51  
 Food law requirements, 189.1-197.6  
 Food production and distribution, 159.5(8)  
 Grocery stores, 170.1(6), 170.46, 170.47  
 Hog-cholera virus and serum, 166.1-166.39  
 Hotels, 170.1, 170.46, 170.47  
 Hybrid seed corn law enforced, 199.5  
 Ice cream factories, 170.2, 170.46, 170.47  
 Illuminating oil, 189.1(1), 208.1-208.8  
 Insecticides and fungicides, 189.1(1), 189.3-189.8, 206.1-206.5  
 Laboratory control of dairy products, 192.12, 192.13  
 Lime, 189.3-189.8  
 Linseed oil and paint, 189.1(1), 189.3-189.8, 207.1-207.4  
 Livestock dealers, veterinary inspection fee, 211.3  
 Locker frozen food plants, 172.1-172.10  
 Lunch counters, or lunch wagons, 170.1(4), 170.6, 170.46, 170.47  
 Mattress factories, 189.19, 209.1-209.8  
 Meat markets, 170.1(6), 170.46, 170.47  
 Milk, 189.3, 189.8, 195.24, 195.25  
 Milk-borne disease, laboratories, 192.12, 192.13  
 Packing houses, 170.1(6), 170.46, 170.47  
 Paint and linseed oil, 189.1(1), 189.3-189.8, 207.1-207.4  
 Peace officers, inspection duty, 159.16  
 Petroleum products, 189.3-189.8, 208.3-208.5  
 Poultry dealer's records, 197.3-197.6  
 Railroad depot toilets, sanitation, 477.37-477.41  
 Reports from feed manufacturers, 198.8  
 Restaurants, 170.1, 170.6, 170.46, 170.47  
 Samples taken for analysis, costs, 189.6, 189.8  
 Sanitary control of dairy production, 192.13  
 Seeds, agricultural, 199.1-199.14, *see SEEDS*  
 Slaughterhouses, 170.1(7), 170.46, 170.47  
 Stallions and jacks, 162.13  
 Stock feed and tonics, 189.3-189.8, 198.7-198.14  
 Turpentine, 189.1(1), 189.3-189.8, 207.1-207.4  
 Warehouses, unbonded, 544.1-544.46  
 Weight and measure sealers, 213.1-213.7  
 Weight and measure standards, 210.1-210.25  
 Weights and measures inspected, 215.1-215.18  
 Weight tickets and commodity weights, 212.2-212.6  
 Interference with duties, penalty, 159.17  
 Iowa book of agriculture  
   Associations providing data, 159.10  
   Contents, 159.10, 159.18  
   Dairy industry report printed, 179.10  
   Farmers institute and discussions, 159.18  
   Pamphlet distribution authorized, 159.10  
   Publication, 17.20(1), 159.10, 159.18  
 Laboratories testing milk and dairy products certified, 192.40  
 Licenses issued and revoked  
   Cold storage plants, 171.2-171.8, 172.2-172.7  
   Commercial feed dealers' certificates, fees, 198.8

**AGRICULTURE DEPARTMENT—Continued**

Licenses issued and revoked—Continued  
 Creameries, stations, and vehicles, 189.17, 189.18, 195.15–195.19  
 Cream graders, 189.17, 189.18, 195.7–195.14  
 Dead animal disposal business, 167.1–167.20  
 Egg dealers, 189.17, 189.18  
 Factories processing food, 170.2–170.8  
 Fertilizer dealers, 189.17, 189.18  
 Food establishments, 170.1(6), 170.2–170.8  
 Hog-cholera serum  
 Manufacturers and dealers, 163.3–163.14  
 Permits to administer, 166.17–166.33  
 Locker plants, 171.2–171.8, 172.2–172.7  
 Mattress factories, 189.17, 189.18, 209.1–209.8  
 Milk testers, 189.17, 189.18, 192.14–192.22  
 Petroleum products, permits to import, 323.12  
 Poultry dealers, 189.17, 189.18, 197.1–197.6  
 Scales and pumps, 189.17, 189.18, 214.2–214.5  
 Stallions and jacks registered, 162.1–162.25  
 Veterinarians, 169.1, 169.3–169.47  
 Warehouses unbonded, 544.1, 544.7, 544.8  
 Livestock buyer's reports, forms, 211.1  
 Livestock dealers veterinary inspection fee, 211.3  
 Location at seat of government, 159.4  
 Marketing division, 159.20–159.27  
 Marketing news service division, 159.5(8)  
 Mattress manufacturers, registration, 209.5  
 Milk-borne disease, laboratories, 192.12, 192.13  
 Motor vehicle fuel, duties, 323.1–323.14  
 Object of department, 159.2  
 Peace officers, inspection duties, 159.16  
 Penalty for interfering with department, 159.17  
 Petroleum products, record of inspection, 208.4  
 Powers and duties, 159.5, 159.6  
 Registration of animals, 162.1–162.25  
 Report, biennial, contents, 17.1–17.3, 159.15  
 Reports received  
 Livestock sales, 211.1, 211.2  
 Milk and cream records, 193.3–193.5  
 State, county, and district fair, 173.20  
 State fair board, annual, 173.20  
 Restaurant fund, fees kept as, 170.7  
 Restaurants, enforcement of food law, 159.6(8)  
 Rules adopted  
 Agricultural seeds, public hearing, 199.11(2)  
 Authority to enforce rules, 159.5(9)  
 Certified copy to each county auditor, 159.7  
 Cream grading, 195.2  
 Effective date, 159.8  
 Establishment and enforcement, 159.5(10), 159.16, 189.2(2)  
 Notice of adoption to county auditors, 159.7  
 Publication and distribution, 159.9  
 Time rules take effect, 159.8  
 Sealer of weights and measures, 213.1–213.4  
 Seal of department, use, 159.13  
 Secretary of agriculture  
 Agricultural lime, duties, 201.1–201.13  
 Agricultural seed law enforcement  
 Analysis, testing, authorized, 199.11(1, 5)  
 Powers granted, 199.11–199.14  
 Stop order, court appeal, 199.11(4)  
 Unlawful seed, seizure, destruction, 199.12  
 Agricultural seeds, tables prepared, 199.1(6)

**AGRICULTURE DEPARTMENT—Continued**

Secretary of agriculture—Continued  
 Apiarist, state, appointment, authority over, 160.1  
 Appointments by secretary  
 Bonds for inspectors and employees, 159.14  
 Botanist, state, 317.2  
 Chemists for motor fuel tests, 323.13  
 Dairy industry commission members, 179.2  
 Deputy secretary of agriculture, 27.1, 27.2, 64.15, 159.14  
 Entomologist, state, 267.3  
 Inspectors, tuberculosis tests, 165.14–165.17  
 Noxious weed investigating committee, 199.11  
 Sealer of weights and measures, 213.1–213.4  
 Veterinary assistants in each county, 163.3–163.8  
 Veterinary examining board, 169.15–169.22  
 Volunteer weather station observers, 159.5(5)  
 Warehouses, unbonded, supervision, 544.5  
 Weather bureau director, 159.5(4)  
 Baby chick law, administration, 168.7  
 Bond required, amount, 64.6(6)  
 Bovine tuberculosis, report of auditor, 165.20  
 Commercial feed fund, excess transfer, approval, 198.9  
 Dead animal disposal plant inspection, 167.5, 167.8, 167.14  
 Deputy, 27.1, 27.2  
 Egg candling and grading law duties, 196.2  
 Election, when held, 39.1, 39.9  
 Entomologist, state  
 Authority of agriculture secretary, 267.3  
 Employees, approval by secretary, 267.4  
 Party plaintiff for enforcement, 267.21  
 Fertilizers, 200.1–200.21  
 Head of department of agriculture, 159.5  
 Horticultural society, duties, 186.1, 186.5  
 Lime, agricultural, duties, 201.1–201.13  
 Marketing board membership, 159.25  
 Marketing news service, 159.5(8)  
 Membership on boards  
 Beef cattle producers association, 181.3  
 Butter control board, 192.24  
 Corn and grain growers association, 177.3  
 Dairy association, 178.3  
 Executive council, 19.1  
 Horse and mule breeders association, 182.3  
 Horticultural society, 186.1, 186.5  
 Sheep association, state, 185.3  
 Soil conservation committee, state, 467A.4  
 State fair board, 173.1  
 Swine producers association, 183.3  
 Milk grading law duties, 194.2  
 Oaths, power to administer, 78.2(1)  
 Oleomargarine law, supervision, 191.7  
 Pasteurization method approved, 192.7  
 Peace officers to aid upon request, 159.16  
 Penal institution visits, 246.46  
 Plant disease eradication, costs certified and assessed, 267.17  
 Plant inspection fees paid state, 267.9  
 Postage and supplies furnished, 19.4, 19.19, 19.25  
 Powers and duties, 159.5, 159.6  
 Quarantine, plant diseases, regulations, 267.3

**AGRICULTURE DEPARTMENT—Continued****Secretary of agriculture—Continued**

- Reports  
 Bang's disease fund by auditor, 164.23  
 Biennial to governor, 17.1-17.3, 159.15  
 Restaurant fund, approval, 170.7  
 Salary fixed, 159.19  
 "Secretary" defined, 159.1(1)  
 Seed law enforcement, 199.11-199.14  
 Soil amendments, 200.1-200.21  
 Soil conservation co-operation, 467A.4  
 Standards, milk, 192.10  
 State fair board, state aid associations eligible, certified, 173.3  
 Supplies furnished by executive council, 19.25  
 Term of office, two years, 39.8, 39.9  
 Veterinary revocation proceedings, 169.37-169.42  
 Warehouses, unbonded, duties, 544.1-544.46  
 Weather reports, 159.5(4-7)  
 Weed commissioner, state, 317.8, 317.17  
 Weed eradication, county reports, 317.7  
 Seeds, certified, 199.7  
 Seeds, information furnished, 199.10  
 Seeds, permit to sell, number affixed, 199.15  
 Soil amendments, 200.1-200.21  
 State aid associations certified, 173.3  
 State sealer appointed, duties, 213.1  
 Supplies furnished by executive council, 19.25  
 Swine brucellosis control, 163A.1-163A.11  
 Taxes, school credit, 426.1-426.10  
 Veterinary accredited schools, 169.24, 169.25  
 Veterinary inspection fee collected from stock dealers, 211.3  
 Veterinary practice  
 Act enforced, 159.6(7), 169.46  
 Appointment of examining board, 169.15  
 Supervision and enforcement, 169.1-169.47  
 Weather reports, 159.5  
 Weights and measures, 213.1-213.3  
 Yearbook of agriculture, *see Iowa book of agriculture, this heading*

**AIDING AND ABETTING**

Liability, 688.1, 688.2, 716.7

**AID TO DEPENDENT CHILDREN**

General provisions, 239.1-239.18

**AIR**

Aeronautics, 328.1-330.24  
 Easement in light and air barred, 564.2

**AIR CONDITIONING**

City and town authority to regulate and inspect, 368.9

**AIRPORTS**

Aeronautics commission, 328.1-328.53  
 Authority to establish, acquire, construct, regulate, 330.1-330.24, 404.10(8)  
 Obstructions, 657.2(9), 657.3, 657.7  
 Zoning, 329.1-329.15

**ALCOHOL**

Beer and malt liquor law, 124.1-124.38  
 Beverages, percent allowed, 124.31  
 Drugs, alcoholic content on label, 203.3  
 General prohibitions against, 125.1-125.32

**ALCOHOL—Continued**

Intoxicating liquor, alcohol construed, 125.2  
 Intoxicating liquors, 123.1-134.10  
 Labels required to show content, 124.38, 203.3  
 Malt beverages, four percent, 125.2  
 Methyl (wood), labeling as poison, required, 205.7  
 Methyl (wood), restrictions on sale, 205.4  
 Possession of, when illegal, 125.3  
 Prohibitions against, 125.1-125.32  
 Schools, instruction in ill effects, 242.4, 280.10  
 Wholesale druggists, permits to sell, 131.1-132.5  
 Wood or denatured, label as poison required, 205.7  
 Wood or denatured, restrictions on sale, 205.4

**ALCOHOLICS**

Defined, 123A.1  
 Guardians, 670.2, 670.4  
 Not admitted to nursing or custodial homes, 135C.3, 135C.4  
 Rehabilitated, 226.35-226.39

**ALCOHOLISM STUDY COMMISSION**

General provisions, 123A.1-123A.8

**ALDERMEN**

General provisions, 363A.2

**ALIAS**

Criminal cases, 769.12, 773.17, 775.8-775.10  
 Effect on civil case, amendment, R.C.P. 88  
 Negotiable instruments, 541.18

**ALIBI**

Defense of, notice requirements, 777.18

**ALIENATION OF AFFECTIONS**

Actions, spouse as witness, 622.7(3)

**ALIENS**

Consuls  
 Acknowledgments authorized, 558.27-558.29  
 Notice, beneficiary of estate, 632.15  
 Notice, workmen's compensation, 85.51-85.53  
 Fish and game law provisions, 109.1(11), 110.1  
 Inheritances, 567.8  
 Insurer, deposit, insolvency, 515.70-515.72  
 Land owned, limit 320 acres, 567.1  
 Naturalization, federal provisions, page xxvii et seq., Vol. I  
 Naturalized aliens, civil rights, Const., Iowa, I, 22  
 Nonresident  
 Ancillary administration, 633.49-633.56  
 Contracts to sell by corporations, 567.4  
 Corporations, realty acquisition limited, 491.67, 567.1-567.4  
 Dower denied as against purchaser from, 636.8  
 Escheat to state, 567.1-567.8  
 Inheritance, reciprocity provision, 567.8  
 Inheritances taxed, 450.2, 450.3, 450.11, 450.93, 451.2  
 Judgment enforcement permitted, 567.2  
 Lienholders, right to enforce, 567.2  
 Limitation, recovery of escheat, 567.7  
 Limit on amount of property held, 567.1  
 Personal property rights preserved, 567.1  
 Real estate ownership restricted, 567.1, 567.4  
 Registration in time of war, 38.1



**ALIENS—Continued**

## Residents

Naturalization, fees, 606.15(23, 24)

Property rights, Const., Iowa, I, 22

Rights protected, Const., Iowa, I, 22

## Taxation, nonresident's property

Income tax (corporate), 422.32–422.41

Income tax (individual), 422.16–422.21

Inheritances taxed, 450.2, 450.3, 450.11, 450.87–450.93

Insurance companies, 432.1–432.4

Lien, 445.43–445.45

Personal property taxed, 445.42–445.46

Use tax, 423.4–423.10

Treaty, effect, workmen's compensation, 85.31(6)

Workmen's compensation, 85.31(6), 85.51–85.53

**ALIMONY**

Actions for, joined with divorce, 598.2

Contempt for failure to pay, 598.15

Illegal marriage annulled, compensation, 598.24

Permanent, jurisdiction retained, 598.14

Personal earnings not exempt, 627.11

Temporary maintenance, 598.11

Wages not exempt, 627.11, 627.12

**ALLEGATIONS**See *PLEADINGS***ALLEYS AND STREETS**See *CITIES AND TOWNS*, subhead *Streets and Alleys***ALMS**Beggars, see *BEGGARS*

Fraudulent soliciting, penalty, 746.1(5)

**ALPHAPRODINE HYDROCHLORIDE**

Narcotic drug act, 204.1(15, 24)

**ALTERATION OF INSTRUMENTS**

Bills of lading, renders void, 487.16

Insurance against loss, 515.48(2)

Negotiable instruments, 541.125, 541.126, 718.8

Warehouse receipts, 542.13

**ALTERATIONS**Criminal provisions, see *CRIMES*

Dwellings, 413.46–413.59, 413.92–413.107

**ALTERNATIVE**

Allegations of defenses, R.C.P. 72, 103

Attachment grounds not to be stated, 639.4

Judgments, R.C.P. 227, 235, 250

**AMBULANCE CHASING**

Promotion of actions, 723.3

Revocation of attorney's license, 610.24(5)

**AMBULANCES**

Chauffeurs, drivers considered as, 321.1(43)

Defined as authorized emergency vehicle, 321.1(26)

Privately owned, emergency vehicles, 321.1(26)

Purchase by state car dispatcher, 20.3(4)

Right of way yielded, 321.324

Sirens, bells, whistles used, 321.433

Speed limits, when not applicable, 321.296

Traffic laws, special privileges, 321.231, 321.232

University hospital ambulance service, 255.13

**AMENDMENTS**

Articles of incorporation, 491.20, 491.21

Charter of special charter city, 420.286–420.288

## Constitution

State, see *CONSTITUTION, IOWA*United States, see *CONSTITUTION, U. S.*

Deposition, formal matters, R.C.P. 158

Indictments, 773.42–773.46

Justice's return on appeal, 601.87, 601.88

Notices, return of service, 617.2

Pleadings, see *PLEADINGS*

Statutes, formal requisites, 3.1

Verdicts, motions to conform, R.C.P. 249

**AMERICAN LEGION**

Adjutant, member of bonus board, 35.1

Commission for memorials, 37.9–37.16

Insignia, penalty for unlawful use, 713.28

Memorial funds, unexpended, use, 37.22, 37.23

Petition for erection of memorial, 37.2(1)

**AMOUNT IN CONTROVERSY**

Appeal from justice court, jurisdiction, 601.80

Attachment, minimum required, 601.107, 639.6

Conciliation court, 605.21

Courts, maximum jurisdiction, 601.2, 602.14, 605.21

Supreme court, to give jurisdiction, R.C.P. 333

**AMPHITHEATERS**

Fire escapes, 103.1, 103.3

**AMUSEMENT PLACES**

Child labor laws, 92.1–92.16

Community centers, 374.1–374.5

Illegal sales tax admission, penalty, 422.58

License to operate outside city or town, 332.23–332.30

Playgrounds, 377.1–377.5

Racial discrimination, penalty, 735.1, 735.2

River-front commission, power to regulate, 372.15

Sales tax applies, 422.42(5)

Theaters, see *THEATERS*

Violations, 332.30, 735.2, 744.3

**ANALYSIS**

Agriculture department duties, 189.2–189.6

Antifreeze, 208A.5

Child placing, statistical analysis, 238.24

Code, titles, chapters, 14.12(6, a)

Commercial feeds, 198.2, 198.14

County attorney furnished copy, 189.22

Drugs and cosmetics by state chemist, 203A.18

Drugs and poisons, by pharmacy examiners, 205.12

Liquor sold in state stores, 123.16(10)

Milk, cream and butter, 195.25

Motor vehicle fuel, 323.7–323.9

Paints, label requirements, 207.2

Water analysis by state laboratory, 263.7

**ANARCHY**

Penalty for inciting, 689.5–689.7

**ANATOMY**

Basic science examination, 146.16

**ANCIENT DEEDS**

Legalized, 589.14, 589.24

Limitation on actions, 614.22, 614.23

**ANCIENT DOCUMENTS**

Curative statutes, 614.1–614.22

Limitation of action on, 614.21

**ANCILLARY ADMINISTRATION**

General provisions, 633.33–633.38, 633.50–633.56

**ANIMALS**

See also *FISH AND GAME*

- Abortion disease, importation prohibited, 163.11
- Animal husbandry, farm aid associations, 176.1, 176.3
- Anthrax, 163.2
- Apiarist, state, 160.1–160.15
- Asses, exempt or taxable, 427.1(13), 427.13(2)
- Assessment abstract to tax commission, 442.14(4)
- Assessment roll listing, 441.18
- Associations, see *subheads Livestock Associations, Co-operative, and Livestock Associations, State*
- Bang's disease eradication, 164.1–164.27
- Bees
  - Disease control, 160.1–160.15
  - Exemptions applicable, 427.1(13), 627.6(8)
- Birds, see *subhead Poultry below; also see FISH AND GAME*
- Bounties on wild animals, 350.1–350.7
- Bovine tuberculosis eradication
  - Appropriation estimate by department, 163.22
  - Definition, tuberculosis as contagious, 163.2
  - Examination of herds, 163.1(3), 165.10
  - General provisions, 165.1–165.36
  - Inspectors and assistants, 165.14–165.17
  - Milk or cream selling, requirements, 192.10
  - Quarantine established, 163.1(2), 165.4, 165.28
  - Rules and regulations for prevention, 163.1(1)
- Brands of animals recorded, ch 187
- Breeders associations, 178.1–185.5
- Bullfights, violations, 726.7
- Cattle
  - Beef cattle producers association, 181.1–181.5
  - Cattleways on highways, 320.4–320.8
  - City power to restrain, 368.7(5)
  - Contagious diseases, see *subhead Infectious and Contagious Diseases below*
  - Dairies, 192.1–192.11
  - Dairy association, state, 178.1–178.5
  - Dairy calf club exposition, 180.1–180.5
  - Dehorning, 169.2(2)
  - Dwellings, keeping in prohibited, 413.73
  - Inspection by dairy associations, 178.2(1)
  - Milk, adulterated, 190.4(2)
  - Milk and cream, 192.1–195.27, see *FOODS*
  - Sale, Bang's disease test report required, 164.11
  - Shipment, regulation, 479.75–479.78
  - Tax exemption, under one year old, 427.1(13)
- Cattle guards for railroads, 478.1–478.12
- Cholera, see *subheads Hog-cholera Serum; Hogs below*
- Circuses regulated by cities, 368.8(3)
- Circuses regulated by county, 444.18, 444.19
- Coal mines
  - Abandoned, cover or fill, 82.18
  - Entry, size and regulations, 82.48
  - Stables, construction and use, 82.91
- Cockfights prohibited, 726.7
- Crossings
  - Highways, cattleways constructed, 320.4–320.8
  - Railway, construction, 478.13
- Cruelty to animals
  - Confinement time while shipping, 479.85–479.88

**ANIMALS—Continued****Cruelty to animals—Continued**

- Disturbing stock with guns or dogs, 717.6
  - Docking tails, 717.4, 717.5
  - Domestic animal fund, use, 352.6
  - Driving away without consent, 717.7
  - Impounding without food or water, 717.2
  - Killing, maiming, poisoning, 717.1
  - Societies for prevention, 188.50, 352.6, 368.8(4)
- Damages, procedure on distraint, 188.6–188.24
- Dead animals
- Dealers
  - Disinfecting of equipment required, 167.17
  - License required, fee, 167.2–167.10, 167.21
  - Disposal, generally, 167.1–167.21
  - Dogs, disposal, cost, 368.8(4)
  - Feed from diseased animal, 190.3(6–8)
  - Law enforced by agriculture department, 159.6
  - Packing houses, 170.1–170.26, 170.46–170.51
  - Pollution of streams, 732.3
  - Rendering plants, city regulation, 368.5(1)
  - Slaughterhouses, feeding restrictions, 170.20(7)
  - Disabled animals killed by officers, 188.50
- Disease, see *subheads Infectious and Contagious Diseases; Nontransmissible Diseases below*
- Distraint, 188.1–188.50
- Dogs
  - Assessors to list dogs, fees, 351.15, 351.16
  - Biting an animal or person, right to kill, 351.27
  - Cruelty prevention society, contract, 368.8(4)
  - Disturbing stock, penalty, 717.6
  - Dog fights, penalty, 726.7
  - Domestic animal fund, 351.15, 351.16, 352.1–352.6
  - Duplicate tag issued, 351.14
  - Field retriever meets, game, restrictions, 109.22
  - Fund of county for damages caused, 352.1–352.6
  - Harboring, city license, 368.8(4)
  - Hunting with, on enclosed land, penalty, 714.25
  - Hydrophobia, liability of owner, 351.28
  - Kennel dogs, no license required, 368.8(4)
  - Killing licensed dog, unauthorized, 351.27
  - Killing unlicensed dog, duty, 351.26
  - Liability for damages caused by, 351.28
  - Licensing by cities and towns, 351.24, 368.8(4)
  - Licensing by counties, 351.1–351.29
  - Listed by assessor, fees, 351.15, 351.16
  - Owner defined, 351.2
  - Poisoning, penalty, 717.1
  - Property, considered as, when licensed, 351.25
  - Rabies, 351.28
  - Running at large, disposal, 368.7(5), 368.8(4)
  - Running at large in parks forbidden, 111.45
  - Tag, imprints on, use, 351.7, 351.8
  - Taxation, cities and towns, 351.24, 368.8(4)
  - Taxation, county, 351.15–351.23
  - Training for hunting
    - Closed season, restrictions, 109.56
    - Field retriever meets, provisions, 109.22
    - Training on wild game, penalty, 109.56
- Domestic animal fund
  - Assessor's fee listing dogs, 351.15, 351.16
  - Claims, 352.1–352.6
- Estray animals
  - City regulations, 368.7(5), 368.8(4)
  - Distraint and sale, 188.1–188.50
  - Proceeds of sale, how used, 302.3
  - Railroad right of way law not applicable, 478.8

**ANIMALS—Continued**

- Exemption from execution, 627.6(6-10, 18)  
 Feed for animals  
   Agricultural seeds, 199.1, 199.14  
   Bailed hay or straw, weight tags, 212.5  
   Bailing or combining lien, 571.1-571.5  
 Commercial feed  
   Affidavit with dealer's samples, 198.7  
   Agriculture department duties, 189.2  
   Analysis, 198.14  
   "Articles", subject to regulation, 189.1(1)  
   Bonded warehouse law applicable, 543.1(4)  
   Commercial feed fund, purpose, 198.9  
   Container defined, 189.1(4)  
   Contents specified on labels, 198.2  
   Definitions, 198.1(1)  
   Drug law not applicable, 203.8  
   False labeling, 190.9  
   Feed not subject to inspection fees, 198.11  
   Fee for inspection, who pays, 198.8  
   Fee for registration of dealers, 198.7  
   Fees paid to state treasurer, 189.29, 198.9  
   Garbage, 163.26-163.29  
   Inspection, 189.3-189.7, 198.7, 198.8, 198.14  
   Labeling, 189.9-189.14, 198.2-198.6  
   Licenses, 163.28, 189.17  
   Mislabelled articles, 189.14, 189.16, 189.21  
   Package defined, 189.1(4)  
   Penalties, 189.19-189.25  
   Poisonous substances not allowed, 198.13  
   Poisons, labeling exceptions, 205.8  
   Poultry shells as commercial feed, 198.3  
   Purchaser, samples for analysis, 198.14  
   Reports from manufacturers, 189.27, 198.8  
   Reports required from dealers, 189.27, 198.7  
   Retailers, exempt from inspection fees, 198.12  
   Samples to be furnished by dealers, 198.7  
   Shells, poultry, as commercial feed, 198.3  
   Stock tonic, *see subhead Stock Tonics below*  
   Trade formulas need not be on labels, 189.12  
   Trade-marks, chs 548-550  
   Weeds prohibited or eliminated, 198.4  
   Written labels permitted, 198.6  
 Cornshelling or husking lien, 571.1-571.5  
 Exemption from execution, 627.6(10)  
 Factories and buildings inspected, 189.4  
 Garbage  
   Processing required, 163.26-163.29  
   Raw, precludes payment of indemnity, 163.15  
 Public contracts, materials, 573.1(4)  
 Stock tonics, *see subhead below*  
 Thresherman's lien, 571.1-571.5  
 Vehicles carrying, state inspection, 212.6  
 Waste to increase price, penalty, 734.1, 734.2  
 Weights and measures, 210.10, 212.5-215.9  
 Feed stable's lien, 579.1-579.3  
 Fish, 109.63-110.1, *see FISH AND GAME*  
 Forest and fruit-tree reservations, animals excluded, 161.10  
 Fowls, *see subhead Poultry below*  
 Fur-bearing animals, 109.87-109.98  
 Game animals and birds, 109.38-109.62  
 Glanders  
   Affected animals not permitted in public, 163.20  
   Infectious and contagious, 163.2  
   Stallion or jack with, not to be registered, 162.8

**ANIMALS—Continued**

- Health certificate, 163.12-163.25  
 Hides, 109.94-109.98, 167.3, 368.5(1)  
 Highways, use  
   Animal-drawn vehicles, 321.234  
   Horseback riders, keep to right, 321.298  
   Lamps, animal-drawn vehicles, required, 321.398  
   Law of road applies, 321.1  
   Riders of animals, 321.234  
   Vehicles, meeting, keep to right, 321.298  
 Hog-cholera serum  
   Agriculture department, duties, 159.6(5)  
   Biological product, defined, 166.1  
   Cholera, infectious or contagious, 163.2  
   Compensation for administering, 166.38  
   Dealers, 166.1-166.16  
   Definitions, 166.1  
   Inspection of premises, 166.11  
   Labels, defacing or changing, forbidden, 166.36  
   Laboratory at Ames authorized, 266.24  
 Manufacture  
   Ames university, manufacture, sale, 266.24-266.26  
   License from U. S. required, 166.5, 166.15  
   List of manufacturers distributed, 166.32  
   Regulation, license, 166.1-166.14  
   Sales, limitation, 166.15, 166.16  
   Permits to administer, 166.16-166.40  
   Prices, rebates prohibited, 166.37  
   Rules as to manufacture and sale, 166.2  
   Sale at cost, 266.24, 266.25  
   Samples seized for testing, 166.34  
   Schools of instruction, 166.18-166.21, 166.26-166.28  
   Seizure and destruction of samples, 166.34, 166.35  
   Unsafe virus destroyed, 166.35  
   Veterinarians, secret charges, forfeit license, 166.38  
   Violations, penalty, 166.39  
 Hogs  
   Brands and marks recorded, ch 187  
   City power to restrain, 368.7(5)  
   Dead animals fed to, when, 167.18  
   Dwellings, keeping in prohibited, 413.73  
   Exemption from taxation, 427.1(13)  
   Feed, commercial, regulated, 198.1-198.14  
   Fence, hog-tight along railroads, 478.5-478.7  
   Shipment, regulation, 479.75-479.88  
   Slaughterhouses, restrictions, 170.20(6)  
   Swine producers association, 183.1-183.5  
   Tax exemption, under nine months, 427.1(13)  
   Trespassing, 188.1-188.50  
 Horses  
   City power to restrain, 368.7(5)  
   Coal mine regulations, 82.18, 82.48, 82.91  
   Docking tails prohibited, 717.4, 717.5  
   Dwellings, not permitted in, 413.19, 413.73  
   Estrays, 188.1-188.50  
   Exemption from taxation, 427.1(13)  
   Glanders, restrictions, 162.8, 163.2, 163.20  
   Harness exempt from execution, 627.6(18)  
   Harness, injuries to, 714.11  
   Horse and mule breeders association, 182.1-182.4  
   Horseback riders, roads, keep to right, 321.298  
   Horse racing  
   Changed name, entry under forbidden, 174.22

**ANIMALS—Continued****Horses—Continued****Horse racing—Continued**

Class determined, 174.23

Frauds, penalty, 174.20-174.23

Pool selling, abatement, 99.1

Registering or taking bets, 726.6

Horsetraders as vagrants, 746.1(7)

Injuries to, *see subhead Cruelty to Animals above*

Law of the road, 321.1, 321.234, 321.298

Marks and brands recorded, ch 187

Riding and driving in cities regulated, 389.40

Shipment, regulations, 479.75-479.88

Shows, docking tails prohibited, 717.4

Stables, child labor restricted in, 92.1

Stables, keeping horse with glanders, penalty, 163.20, 163.21

Stallions, lien for service, 580.1-580.9

Stallions, registration and service, 162.1-162.25

Teamsters, exempt from execution, 627.6(18)

Teamsters, tax exemption, 427.1(17)

Trespassing animals, 188.1-188.50

Housing law, no animals, 413.19, 413.73

**Humane societies**

Authority to kill disabled animals, 188.50

Inheritance or gifts not taxed, 450.4(2)

Husbandry promoted, 159.2

**Impounding animals**

Animals without food or water, 717.2

Confinement while shipping, 479.85-479.88

Distrain of trespassing animals, 188.11

Dogs, duty to kill if unlicensed, 351.26

Increase, lien for service fees, 580.1-580.9

Indemnity, destroyed animal, 163.15, 163.16

Industry promoted by state, 159.2(1)

**Infectious and contagious diseases**

Agriculture department, enforcement, 159.6, 163.6-163.8

Baby chicks, sanitary measures, 168.5

Breeding animals imported, tested, 163.11

Certificate attached to bill of lading, 163.13

Certificate of freedom from disease, 163.12

Dead animal removal, disinfection, 167.17

Definition of, 163.2

Destruction of animals authorized, 163.1(5)

Disinfection of yards and buildings, 163.1(5)

Enforcement, 159.6, 163.6-163.8

Entry on premises authorized, 163.1(6)

Enumerated, 163.2

Eradication, estimate of expense, 163.22

Examination of stallion or jack, 162.8-162.18

Facilities of state used, 163.9

False representation, shipment, 163.18, 163.21

Feeding animals imported, regulated, 163.11

Freedom from, shown by certificate, 163.12

Glanders, 162.8, 163.2, 163.20

Hog-cholera serum, 166.1-166.40

Imported animals, regulation, 163.11

Indemnity, destroyed animal, 163.15, 163.16

Interstate shipments, regulated, 163.7

Intrastate shipments, requirements, 163.14

Limitation on destruction, compensation, 163.16

Local boards of health, 163.17

Oaths, assistant veterinarians, power to administer, 163.5

**ANIMALS—Continued****Infectious and contagious diseases—Continued**

Owner indemnified for destroyed animal, 163.15, 163.16

Peace officers to enforce law, 163.8

Powers of agriculture department, 159.6, 163.1, 165.1-165.31

Quarantining or killing animals, 163.10, 163.15

Rules, adopted by department, 163.6

Rules and regulations, enforcement, 163.6-163.8

Sale or exposure of infected animals, 163.19

Shipments, requirements, 163.6-163.14

Stallion registration, preventing, 162.8

Stallions, not disqualifying, 162.9, 162.10

State and federal rules, 163.7

Transportation, regulated, 163.1(7, 8)

Veterinary assistants, powers, 163.3, 163.4

Violations, penalty, 163.18-163.21

Injuries by railroad, liability, 478.6-478.11

Injuries to, 717.1-717.7

Insecticides, defined, 206.1(1)

Insurance, 515.48(4), 515.69, 518.1(1g), 518.20

**Jacks**

Lien for services, 580.1-580.9

Registration, soundness, 162.1-162.25

Killed by wolves or dogs, payment, 352.1-352.6

Larceny of animals, 709.8

Liens for service, 580.1-580.9

**Liens on animals**

Agistor's lien, 579.1-579.3

Bond by owner to release lien, 584.1-584.4

**Carrier's lien**

Care for unloaded animals, 479.87

General provisions, 575.1-575.16

Commission merchant's lien, 576.1, 576.2

Feeder's and herder's lien, 579.1-579.3

Forwarding merchant's lien, 576.1, 576.2

Landlord's lien, 570.1-570.8

Livery stable keepers, 579.1-579.3

Neglected animals, care furnished, 188.49

Services of stallions and jacks, 580.1-580.9

Veterinarian's lien, 581.1-581.4

Livery stables, lien for care of stock, 579.1-579.3

**Livestock**

Agriculture department duties, 189.2

Definition under carrier's lien law, 575.1

Driving and riding in cities regulated, 389.40

Lien for care of stock, 579.1-579.3

Lien for services of animals, 580.1-580.9

Running at large, city to prohibit, 368.7(5)

Sale violations, penalty, 211.2

Shipment, 479.75-479.88

Stock buyers, records kept, 211.1, 211.2

Stock buyers to report purchases, 211.1

Truckers, overloads permitted, 321.466

Veterinarian's lien, 581.1-581.4

Veterinary inspection fee, dealers, 211.3

**Livestock association, co-operative**

Collective marketing authorized, 500.1-500.3

Existing associations, 497.1, 497.10

Newly organized associations, 499.2

Nonprofit-sharing associations, 498.2

**Livestock associations, state**

Beef cattle producers association, 181.1-181.5

Book of agriculture, data published, 159.10

Dairy calf club exposition, 180.1-180.5

Dairy cattle association, 178.1-178.5

**ANIMALS—Continued**

Livestock associations, state—Continued  
 Horse and mule breeders association, 182.1–182.4  
 Swine producers association, 183.1–183.5  
 Marking or branding of animals  
 Altered marks or brands on estrays, 188.28(4)  
 Recording of marks, procedure, ch 187  
 Menageries, city regulation, 368.8(3)  
 Mules  
 Jacks, liens for services, 580.1–580.9  
 Mule breeders association, 182.1–182.4  
 Shipment, regulations, 479.75–479.88  
 Tax exemption, under one year old, 427.1(13)  
 Narcotics prescription to designate species, 204.6  
 Neglected animals, care furnished, lien, 188.49  
 Nontransmissible diseases  
 Blindness, certificate of soundness issued, 162.18  
 Dead animal removal, disinfection, 167.17  
 Defects enumerated, stallions and jacks, 162.9  
 Overloads permitted by truckers, 321.466  
 Owner of destroyed animal indemnified, 163.15, 163.16  
 Parks  
 Hitching animals to trees, penalty, 111.39  
 Running at large, prohibited, 111.45  
 Pedigrees  
 Fraudulent representation, 162.23, 162.24  
 Indemnity, slaughtered cattle, 165.6, 165.7  
 Lien for services lost when false, 580.1  
 Poisoning, penalty, 717.1  
 Poison, label requirements, 205.8(4)  
 Poultry  
 Associations  
 Book of agriculture, reports and data, 159.10  
 Carrier's lien, 583.5(2)  
 County shows, 184.1–184.4  
 District show, 184.11–184.14  
 State show, 184.5–184.10  
 Baby chicks, 168.1–168.8  
 Birds used or kept for targets, 109.21  
 City power to restrain, 368.7(5)  
 Cockfights prohibited, 726.7  
 County associations, 184.1, 184.13  
 Damages by dogs, liability, 351.28  
 Dealer's license, 197.1–197.6  
 Fee for dealer's license, 197.2  
 Industry promoted by state, 159.2(1)  
 Injuries by dogs, right to kill, 351.27  
 Itinerant merchants, truckers exempt, 81.1(2a)  
 Larceny of fowls, 709.8  
 License for dealers, 197.1–197.6  
 Licensing, agriculture department duties, 189.2  
 Municipal regulations, 368.7(5)  
 Preference at time of shipping, 479.9  
 Producer defined, 197.1  
 Promotion of poultry raising, 159.2(1)  
 Railroad preference prohibited, 479.9  
 Record by licensee, inspection, 197.3, 197.4  
 Record of poultry kept by licensee, 197.3  
 Shells as commercial feed, 198.3  
 Shipping time on railroad, preference, 479.9  
 Slaughterhouse, definition, 170.1(7)  
 Statistics and information, 159.5(7)  
 Tax exempt, 427.1(13)  
 Truckers, overloads permitted, 321.466  
 Violations by licensee, enforcement, 197.5, 197.6

**ANIMALS—Continued**

Powers of agriculture department, 159.5, 159.6, 163.1  
 Produce, collective bargaining, 500.1–500.3  
 Promotion of livestock industry, 159.2  
 Quarantine, agriculture department, 163.1(2), 163.10  
 Railroad crossings, requirements, 478.1–478.13  
 Railroad, fencing against animals, 478.1–478.13  
 Railroad, liability, killing or injuring, 478.7, 478.10, 478.11  
 Railroad shipments  
 Bill of lading, health certified, 163.11–163.13  
 Caboose, toilet required in, 479.78, 479.79  
 Care of unloaded animals, 479.87  
 Confinement time estimated, 479.86  
 Dead animals transported, 167.15  
 False statements to avoid inspection, 163.18  
 Free pass for shipper, 479.75–479.77, 479.94(7)  
 Inspection of intrastate shipments, 163.14  
 Lien, 479.87, 575.1–575.16  
 Movement, burden of proof, 479.80  
 Preference in shipping time permitted, 479.9  
 Speed prescribed, enforcement, 479.80–479.84  
 Stockyards required, 477.35, 477.36  
 Time limit on confinement, 479.85, 479.86, 479.88  
 Union depot, liability for damage, 482.4  
 Unloading stock, requirements, 479.85, 479.88  
 Violations, 479.76, 479.79, 479.84, 479.88  
 Records, animals for slaughter, 211.1, 211.2  
 Reports by department of agriculture, 159.5(7)  
 Reports by state institutions, 218.48  
 Restraint not applicable on railway right of way, 478.8  
 Restraint, owner responsible, 188.2  
 Rodent poisons, labeling, 205.8(4)  
 Rodeos, regulated by counties, 444.18, 444.19  
 Rules, regarding publication, 163.6  
 Running at large  
 City power to prohibit, impound, 368.7(5)  
 When prohibited, 111.45, 368.7(5), 368.8(4)  
 Serums, hog-cholera, 166.1–166.40  
 Service of animals, registration, 162.1–162.25  
 Sheep  
 City power to restrain, 368.7(5)  
 Estrays, 188.1–188.50  
 Shipment, regulations, 479.75–479.88  
 State sheep association, 185.1–185.5  
 Shipment of animals, 479.75–479.88  
 Slaughterhouses, 170.1–170.26, 170.46, 170.51  
 Slaughter, record of purchases for, 211.1, 211.2  
 Society for prevention of cruelty to animals  
 Disabled animals, authority to kill, 188.50  
 Dogs, city contract for care or disposal, 368.8(4)  
 Domestic animal fund used, 352.6  
 Income tax exemption, 422.34(2)  
 Inheritance tax exemption, 450.4(2)  
 Sodomy, penalty, 705.1, 705.2  
 Stallions and jacks for public service  
 Liens for services, 580.1–580.9  
 Registration, soundness, 162.1–162.25  
 Stock tonics  
 Definition, 198.1(2)  
 Drug law applicable, 203.1  
 Hog-cholera virus and serum, 166.1–166.40  
 Insecticides defined, 206.1(1)

**ANIMALS—Continued**

- Stock tonics—Continued
  - Inspection by state, fee, 198.10–198.12
  - Intoxicating liquor, use, 131.1
  - Labeling requirements, 198.5, 198.6
  - Laboratory, state college, 266.24–266.26
  - Narcotic drug act, 204.1–204.25
  - Poisons, labeling exceptions, 205.8
  - Prescription by veterinarians, 169.1(3), 205.3
  - Tuberculin controlled by state, 165.13, 165.16
- Stockyards, required of railroads, 477.35, 477.36
- Stud fees, 580.1–580.9
- Stud horses, registration, 162.1–162.25
- Swine, *see subhead Hogs above*
- Taxation
  - Dogs, 351.1–351.29, 368.8(4)
  - Exemptions, 427.1(13, 17)
  - Humane societies, tax exemptions, 450.4(2)
  - Kinds taxable, 427.13(2, 3)
- Theft of animals, penalty, 709.8
- Township board of health, 165.35
- Transportation of animals, *see subhead Railroad Shipments above*
- Trespassing animals
  - General provisions*, 188.1–188.50
  - City regulation, 368.7(5), 368.8(4)
  - Damages and cost assessed, 359.46(2), 359.47(4)
  - Restraint from fruit-tree reservations, 161.10
  - Township trustees duties, fees, 359.46(2), 359.47(4)
- Truckers exempt, itinerant merchants act, 81.1(2a)
- Tuberculous cattle, 165.1–165.33
- Turkeys, *see subhead Poultry above*
- Unfit animals killed by officers, 188.50
- Vaccination, 164.1
- Vaccination certificate, altering, 163.25
- Vehicles drawn by animals
  - Lamps, required when on highways, 321.398
  - Law of the road applies, 321.1, 321.234, 321.298
- Veterinarians, 169.1–169.47
- Veterinary insurance, 515.48(4)
- Violations
  - Bovine tuberculosis test, preventing, 165.27
  - Cattle brought in without tuberculin test, 165.33
  - Cockfights, 726.7
  - Cruelty to animals, 717.1–717.7
  - Dead animal disposal, 167.19
  - Diseases of animals, penalty, 163.21
  - Disturbing with firearms or dogs, 717.6
  - Docking tails of horses, 717.4, 717.5
  - Driving off stock, 717.7
  - Estrays, officer fails to enforce, 188.46
  - Estrays, unlawful use or sale, 188.38, 188.40
  - Fights prohibited, 726.7
  - Food and drug violations, 189.19–189.21
  - Food, waste to increase price, 734.1, 734.2
  - Fraudulent pedigree, 162.23, 162.24
  - Gambling on contests prohibited, 726.6
  - Gates or fences, leaving open, 714.4
  - Glanders, animal not allowed in public, 163.20
  - Harness, malicious injuries, 714.11
  - Health law, 163.21
  - Hog-cholera serum law, 166.39
  - Hogs, disturbing, 717.6
  - Impounding without food or water, 717.12
  - Larceny of fowls and animals, 709.8

**ANIMALS—Continued**

- Violations—Continued
  - Live birds as targets, 109.21
  - Livestock shipment, 479.76, 479.79, 479.84–479.88
  - Maiming, 717.11
  - Maliciously injuring, 717.11
  - Poisoning, 717.11
  - Pollution of streams with dead animals, 732.2
  - Poultry dealer's license violations, 197.6
  - Railroad fences not maintained, 478.7–478.10
  - Registration of stallions and jacks, 162.24
  - Sale of food by false name, 190.9
  - Sodomy, 705.1, 705.2
  - State park provisions, 111.39, 111.45
  - Stock purchase records, 211.1, 211.2
  - Theft of animals or poultry, 709.8
- Wild animals and birds
  - Bearbaiting, penalty, 726.7
  - Bounties, 350.1–350.7
  - General provisions, 109.1–110.25
  - Title and ownership in state, 109.2, 109.3
  - Wolves, compensation for damages, 352.1
- Wool, definition, bonded warehouse law, 543.1(4)

**ANNEXATION**

- Accretion and avulsion, 568.18–568.20
- City or town, 362.19–362.31
- Drainage district enlarged, 455.129
- School districts, 274.13–274.15
- State boundaries, enlargement, Const., Iowa, XI, 4

**ANNIE WITTENMYER HOME (DAVENPORT)**

- Administration by control board, 218.1
- Admissions, 244.3, 244.4
- Business manager, 218.6–218.8
- Case histories of inmates, 232.34
- Census of soldiers' orphans, 244.8
- Destitute children, 244.3
- Discharge, 232.30–232.33, 244.7

**Inmates**

- Adoption, 244.9, 600.1–600.8
- County commitment costs, 444.12
- Discharged inmates, 218.36, 244.1
- Earnings, 244.6
- Education, 244.1
- Medical care, 255.28
- Placing out
  - Breach of contract, 244.11
  - Contract approved, 244.10
  - Earnings, 232.3, 244.6, 244.10
  - Interference by parent, 244.13
  - Recovery of child, 244.11, 244.12
  - Terms of contract, 244.10
- Rules and regulations, 244.7
- Support, county liable, 244.14
- Transfer, 232.29, 244.5
- Wards of the state, 244.7

**Object, 244.1**

- State agents, 218.34–218.38
- Superintendent, 218.9, 244.2–244.12

**ANNOTATIONS TO CODE**

- Copyrighting required, 14.8
- Cost of printing, how paid, 14.22, 17.21
- Distribution, 16.2(7), 16.25
- Editor's duty to publish, 14.3
- New editions, when printed, 17.25
- Number printed determined by board, 17.26

**ANNOTATIONS TO CODE**—Continued  
 Permanent volume, when printed, 14.3(3)  
 Price fixed by printing board, 17.22  
 Printing superintendent's duties, 16.2(7)  
 Style of volume, 17.24  
 Time of publication, 14.3(3)

**ANNUITIES**

Children, fraternal benefit insurance, 512.56–512.61  
 City utility plant employees, 412.1–412.5  
 Defined for taxing purposes, 429.1  
 Gift to municipality, conditions, 565.12  
 Inheritance tax  
   Deferred estates, 450.51, 450.52  
   Mortality tables, used to compute value, 450.51,  
     512.43, see tables on page 2727  
   Relief from appraisement, 450.39–450.43  
 Insurance companies to sell, 508.31  
 Retirement systems, public employees, 97.50–  
   97B.67  
 Taxation, 427.13, 429.2  
 Teachers retirement system, 294.8–294.10

**ANNULMENT OF ADOPTION**

Court annulment upon hearing, 600.7

**ANNULMENT OF MARRIAGE**

General provisions, 598.19–598.24

**ANSWER**

See *R.C.P.* 71, 72, also *PLEADINGS*

**ANTICIPATORY WARRANTS**

County limestone quarries, 202.6, 202.7  
 Sinking fund, 454.19–454.34  
 State warrants, sale, 19.8  
 Warrants unpaid for lack of funds, 74.1–74.7

**ANTIFREEZE**

Adulterated antifreeze  
   Altered formula, 208A.4  
   Definition, 208A.1, 208A.2  
 Advertising, 208A.8  
 Analysis, 208A.5  
 Approved brands listed, 208A.7  
 Definitions, 208A.1  
 Fee for inspection, 208A.4, 208A.10  
 Inspection required, 208A.4  
 Misbranded antifreeze  
   Defined, 208A.3  
   Form of label required, 208A.3, 208A.8  
 Permit to sell, 208A.4  
 Revocation of permit, 208A.4  
 Rules and regulations, 208A.6  
 Sample procurement, 208A.5  
 Title of act, 208A.12  
 Violations  
   Penalty, 208A.11  
   Prosecution, 208A.9

**ANTITHEFT LAW**

Motor vehicles, 321.72–321.96

**ANTITIPPING LAW**

General provisions, 741.1–741.7

**ANTITOXINS**

Department of health, duties, 136.3(2d)  
 Distribution at cost, stations, 135.11(11)

**APARTMENTS**

See also *HOUSING LAW*

Boilers, exempt from boiler inspection law, 89.3  
 Co-operatives, 499A.1–499A.20  
 Fire escape, requirements, 103.7  
 Housing law applicable, 413.3  
 Jails, separate apartment for women, 356.4  
 Original notice, service at, *R.C.P.* 56(a)

**APIARIST, STATE**

Appointment, duties, 160.1–160.15

**APOTHECARIES**

Jury service, exemption, 672.2(2)  
 License to practice, 147.2–147.11  
 Liquor permits, 130.1–130.58  
 Narcotic drugs, provisions, 204.1–204.25  
 Poisons, enumerated, 205.5  
 Prescriptions  
   Drugs, poison or narcotic, filled by, 205.3  
   Narcotic drug, label required, 204.10(2)  
 Preservation and inspection of requests, 130.26  
 Record of narcotic drugs kept, 204.9  
 Special permit, liquor control act, 123.27

**APPEAL BOARD, CLAIMS BY OR AGAINST STATE**

Claims against municipal subdivisions, 25.6  
 Claims against the state, 25.1–25.8  
 Oaths, power to administer, 78.2(2)

**APPEAL BOARD, LOCAL BUDGET LAW**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting methods, best to be used, 24.23  
 Amendments, municipal estimates, 24.3–24.9  
 Appeal from budget decisions  
   Decision on appeal, certified to county, 24.32  
   Hearings, procedure, 24.28, 24.29  
   Procedure on appeal, informal, rules, 24.31  
   Protest to be filed with county auditor, 24.27  
   Review by state board, power to change, 24.30  
 Appropriation for expense, 24.33  
 Assistants employed, 24.26  
 Budget certified to board, 24.17  
 Budget law, local, in general, ch 8  
 Burden of proof on objectors, 24.28  
 Definitions of words and phrases, 24.2  
 Deputies appointed, traveling expense, 24.26  
 Emergency fund levies approved, 24.6  
 Estimates by municipalities, duty, 24.3–24.9  
 Expenditures approved, 24.30  
 Meetings of board, 24.26  
 Membership, ex officio, 24.26  
 Oaths, power to administer, 78.2(2)  
 Organization and meetings, 24.26  
 Quorum, two members constitute, 24.26  
 Rules for local boards, 24.17, 24.23, 24.30, 24.31  
 Supervision over local boards, 24.23  
 Tax rates certified to board, 24.19  
 Time allowed for appeals, 24.32  
 Transfer of funds, approval, 24.22  
 Violations, penalties, 24.24

**APPEAL BOARD, PUBLIC CONTRACTS AND BONDS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appeal by municipalities or objectors, 23.1, 23.4

**APPEAL BOARD—Continued**

Bonds and taxes violating statutes, void, 23.16  
 Contracts for \$5,000 or over, law applies, 23.2  
 Decision of board final, 23.15  
 Definitions, 23.1  
 Enforcement of performance, 23.8  
 Hearing and decision, 23.7  
 Issuance of bonds, 23.12–23.14  
 Jurisdiction of board, 22.3  
 Membership of board, 23.1  
 Nonapproved contract void, 23.9  
 Notice of hearing, 23.2  
 Notice of hearing on appeal, 23.6  
 Oaths, power to administer, 78.2(2)  
 Objections, hearing, decision, 23.3  
 Powers and duties, 23.1–23.16  
 Report on completion, 23.11  
 Vacancies and removals, 22.2  
 Witness fees, costs, 23.10

**APPEAL BOARD, STATE INSTITUTION CONSTRUCTION CONTRACTS**

Bond required of each member, amount, 64.6(26)  
 Compensation and expense of members, 22.4  
 Comptroller a member of board, 22.1  
 Contract for \$25,000 or over, law applies, 22.3  
 Control, board of, appeal from contracts let, 22.3  
 Decision final, recorded by comptroller, 22.3  
 Education, board of, state contract appeals, 22.3  
 Fair board, state, contract appeal, 22.3  
 Jurisdiction, limitations, hearings de novo, 22.3  
 Membership of board, appointment, ex officio, 22.1  
 Oaths, power to administer, 78.2  
 Powers and duties of board, 22.1–22.4  
 State boards to which law applies, 22.3  
 Terms of office, 22.1  
 Vacancies and removal of members, 22.2

**APPEALS**

*See topic on the subject matter from which the appeal is taken. Examples: JUSTICE OF THE PEACE, subhead Appeals from Justice Court; SUPREME COURT, subhead Appellate Jurisdiction*

**APPEARANCE BOND**

Adjournment of court, effect, 604.31, 604.32  
 Attachment bond constitutes appearance, 639.43  
 Boats or rafts, possession bond as appearance, 667.15  
 Criminal cases, chs 763–767  
 Forfeited recognizances, auditor's report, 333.13  
 Forfeited recognizances, clerk's report, 666.6  
 Sureties not released, 65.10

**APPEARANCES**

Civil, R.C.P. 65, 66, *see PLEADINGS*  
 Criminal, 777.19, *see CRIMINAL PROCEDURE*

**APPRAISAL**

Animals killed for disease, 163.5, 163.15, 165.3, 165.10  
 Appraisers  
   Bribes, penalty, 739.7  
   Compensation and mileage, 79.2  
   Fees  
   Drainage and levee district, 455.167  
   Inheritance tax appraisers, 450.25  
   Interstate bridges, 391.14  
   Islands and abandoned river channels, 568.9

**APPRAISAL—Continued****Appraisers—Continued****Fees—Continued**

Levee and drainage districts, 455.167  
 Partition actions, R.C.P. 295  
 Property appraisal, 79.2  
 Islands and abandoned river channels, 568.7  
 Oaths, power to administer, 78.2(5)  
 Partition actions, R.C.P. 279, 291, 295  
 Road matter, 306.22, 306.25  
 Schoolhouse site reversion sale, 297.16–297.20  
 Assignments for benefit of creditors, 681.7  
 Attachment proceedings, 639.37, 639.46–639.51  
 Bank loans, cost paid by borrowers, 526.30  
 Boats and rafts, 644.2  
 Cigarettes, seized, 98.31(2)  
 Condemnation proceedings, 337.11(5), 472.4–472.7, 472.14–472.17  
 Confiscated cigarettes and vehicles, 98.31(2)  
 Co-operative associations, preferred stock, 499.25  
 Corporation franchise, execution, 491.63  
 Corporation stock for taxation, 431.3  
 Damages  
   Change of street grade, 389.23–389.30  
   Dam construction, 112.5, 469.21  
   Drainage and levee districts, 455.28–455.32, 455.47, 455.123, 455.167  
   Insurance losses, 518.26  
   Interstate bridges, 383.20  
   Roads, 306.22–306.25  
   Union depot construction, 482.3  
   Viaduct construction, 387.3  
 Estates  
   Absence of issue and intestacy, 636.32–636.37  
   Appointment of appraisers, 450.24, 450.30, 635.5, 635.6, 636.33  
   Appraisers, duties, 635.5, 635.6, 635.26  
   Costs deducted from inheritance tax, 450.12  
   Inheritance tax  
   Commission issued, 450.27, 450.46  
   Contingent estates, 450.96  
   Deferred estate, 450.46  
   Fees deducted from tax, 450.12  
   Life and term estate, 450.45  
   Market value, 450.37, 450.38  
   Notice given of appraisal, 450.28  
   Objections to appraisal, trial, 450.31–450.35  
   Relief from tax, 450.39–450.43  
   Remainders, 450.44  
   Oath of inheritance tax appraisers, 450.24  
   Personal property, 635.5–635.7  
   Presumptive evidence on accounting, 638.7  
   Property in another county, 635.6  
   Qualification of appraisers, 635.6  
   Real estate sales, 635.5, 635.6, 635.26  
   Reports of appraisers, 636.33, 636.35  
   Sale of real estate, 635.26, 635.28  
   Spouse's exempt property, 635.7  
   Waiver of valuation by order, 635.5  
   Execution, property, 491.63, 626.32, 626.93  
   Exempt property of debtor leaving state, 627.15  
   Guardianship proceedings, 668.8  
   Homestead of decedent, intestate, no issue, 636.33  
   Inheritance tax, 450.12, 450.24–450.46, 450.51, 450.72, 450.75, 450.83, 450.96  
   Insurance losses, 515.103, 518.25  
   Interstate bridges, 382.4, 383.20, 383.25



**APPRAISAL—Continued**

Islands and channels, 568.2, 568.7, 568.22–568.24  
 Joint property, after levy, 626.32, 639.37  
 Lost property, 644.2–644.4  
 Minor's property, 668.8  
 Occupying claimants of real property, 560.3  
 Partition proceedings, R.C.P. 279, 291, 295  
 Partnership property, after levy, 626.32, 639.37  
 Personal property of decedent, 635.5  
 Personal property under execution, 626.93  
 Replevin proceedings, 643.14  
 Savings bank loans, cost paid by borrowers, 526.30  
 School lands, 297.28, 297.29, 302.4, 302.36  
 Tax on corporation stock, for, 431.3  
 Waterworks construction or purchase, 398.7

**APPRENTICES**

Barbering provisions, 158.2(2), 158.4  
 Cosmetology provisions, 147.80(13), 157.11, 157.13  
 Definition, workmen's compensation, 85.61(2)  
 Embalmers and funeral directors, 156.4(4), 156.5  
 (4), 156.8  
 Labor commissioner, statistics compiled, 91.4(4)

**APPROACHES**

Viaducts, length restricted, 387.2

**APPROPRIATIONS**

Acts of legislature, effective date, 3.12  
 Agricultural land school tax, 426.1, 426.9  
 Allotment, requisition to governor, 8.31  
 Animal disease, 163.4, 163.10, 163.22  
 Annual, for fiscal year, 3.12  
 Art galleries in cities and towns, 379.13, 379.14  
 Availability when allotted, 8.30  
 Bang's disease eradication, 164.20  
 Barber inspectors and assistants, expenses, 158.9  
 Bee disease eradication, 160.15  
 Bills for, in governor's budget message, 8.22  
 Blind aid, 93.6, 241.20, 241.21  
 Board of control, provisions, 218.18, 218.57, 218.59  
 Board of education, 262.9(7), 262.23(1), 262.25(2),  
 262.26, 262.28  
 Bridge construction, county, 309.76–309.78  
 Car dispatcher, revolving fund, 21.6  
 Child welfare department, 235.2(4, 5)  
 City plan commission, from general fund, 373.14  
 Clerk of court, for reporting estates, 450.78  
 Code editor, expenses, 14.22  
 Comptroller, standing appropriations report, 8.6  
 (10)  
 Condemnation by governmental bodies, 472.31  
 Condemnation by state, 471.1  
 Congressional, Const., U. S. I, 9  
 Cosmetology fund, expenses, 157.8  
 County  
 Appropriations, generally, 344.2–344.10  
 Courthouse construction, 345.2  
 Dependent children aid, 239.11, 239.15  
 Fairs, county and district, 174.10  
 Homes, 253.5  
 Majority vote of supervisors required, 331.18  
 Crop pest eradication, 267.4  
 Dead animal disposal inspection, 167.20  
 Deaf children, education, 295.5  
 Deficit, obtaining increase, 8.39  
 Department of agriculture, animal diseases, 163.22  
 Dependent children aid, state, 239.12, 239.15  
 Disbursement of annual appropriations, 3.13

**APPROPRIATIONS—Continued**

Disbursement pro rata according to time, 3.13  
 Disposal plant inspection, 167.20  
 Drains and levees, federal appropriations, 455.162  
 Emergency relief board, 237.13(3)  
 Eminent domain proceedings, 111.7  
 Escaped prisoners, reward, 245.15, 246.35  
 Examining board, national membership, 147.28  
 Examining boards, 147.25, 147.27, 147.39, 147.68,  
 147.69  
 Execution sale, purchase by state, 569.4  
 Expending funds in excess of, penalty, 8.38  
 Expenditure in excess prohibited, 72.1, 343.10,  
 344.10  
 Experimental crops, county-owned farms, 332.3  
 Fairs, state aid, 174.10  
 Farm-to-market roads, 310.3–310.5  
 Fire marshal, 100.29, 100.34  
 Fiscal year  
 Annual appropriations for, 3.12  
 Effective date July first, 3.12  
 General assembly  
 Current expenses, 2.20  
 Expenses after adjournment, 2.20  
 Treasury money, authority for payment, Const.,  
 Iowa, III, 24  
 Governor and comptroller, power, 8.35  
 Highway commission, accountant to audit, 11.3  
 Highways, federal, 307.7, 310.3(1), 313.3  
 Highways, state, 311.13, 313.14  
 Historical department, 303.4, 304.4  
 Horticultural society, state, 186.5  
 Hospitals, municipal, 380.8  
 Inheritance tax cost, taxed to state, 450.85  
 Inheritance tax, to pay refund, 450.95  
 Institutions, monthly installments, 262.28  
 Institutions, nonstate, prohibited, 3.14  
 Institutions under control board  
 Comptroller authorized to combine, 218.57  
 Record of inmates required, 218.18  
 Limitation to biennium, 8.33  
 Liquor control act fund, 123.50  
 Liquor control commission, 123.51–123.52  
 Local budget law, expenses, 24.33  
 Marketing news service, 159.5(8)  
 Mental health research fund, 225.43  
 Military tax credit fund, 426A.2  
 Misuse of funds appropriated, penalty, 8.38  
 Mobile home inspections, 135D.20  
 Motor vehicle fuel, inspection and tests, 323.14  
 Motor vehicle registration plates, 321.163  
 National guard, 29.27, 29.29, 29.33  
 Obligations, list to comptroller, 8.33  
 Old-age assistance, 249.39  
 Parks, city, from general fund, 404.11(4, 5)  
 Parole board commitment expense, 247.23  
 Payable to institutions monthly, 262.28  
 Payment quarterly, defined, 3.12  
 Penalty for misuse, action by state, 8.38  
 Playgrounds and recreation centers, 300.7  
 Poor relief, county expense, 252.31  
 Private and local purposes, constitutional limita-  
 tions upon, Const., Iowa, III, 31; 3.14  
 Private institutions, 3.14  
 Psychopathic hospital expense, 225.28, 225.29  
 Psychopathic patient, death costs, 225.34  
 Publication of legislative acts, 3.16

**APPROPRIATIONS—Continued**

Public safety education, 80.19  
 Receipts, available above expenditures, 8.32  
 Removal of state officers, costs, 66.28  
 Requisition to governor for allotment, 8.31  
 Restricted to prevent deficit, 8.30  
 Reversion of unobligated balances, 8.33  
 Revolutionary war grave markers, 36.9  
 Rewards for escaped prisoners, 245.15, 246.35  
 School fund loss bonds, 302.12  
 Sectarian purposes, 348.3, 348.11  
 Social welfare department, 234.14  
 Soil conservation committee, 467A.4  
 Soldiers' graves, 36.9, 250.16, 250.17  
 Special state work, report, 19.11–19.14  
 Standing army, Const., Iowa, I, 14  
 State fair maintenance, 173.16  
 State libraries, 303.4  
 State treasury, withdrawals, appropriation necessary for, Const., Iowa, III, 24  
 Sterilization proceedings, 145.11, 145.19, 145.22  
 Suspension of state officers, costs, 67.3  
 Tax commission, 421.12, 450.70, 450.85, 450.95  
 Teachers' demonstrations and field work, 272.5  
 Teachers' institute and field work, 272.5  
 Transfer of unexpended balances, 8.34  
 Transfer to general fund, 19.11–19.14  
 Tubercular hospitals constructed by county, 254.3  
 Tuition for indigent children, 282.18, 282.23  
 Unemployment compensation provisions, 96.9  
 Unexpended balances  
   Notice to treasurer of transfer, 8.34  
   Transfer at end of biennium, 8.34  
   Transfer to general fund, 8.34, 19.11–19.14  
   Use, consent necessary, 8.39  
 Use confined to purpose of, exceptions, 8.39  
 Vocational education, 258.12, 259.2, 289.4  
 War surplus commodities board, 20.6  
 Witnesses, suspension of state officer, 67.3  
 Witness fees, removal from office, 66.28  
 Workmen's compensation for state employees, 85.58

**APPURTENANCES**

Included in real property, 4.1(24)

**AQUEDUCTS**

Cities and towns, 395.1, 420.59  
 County, 455.1

**ARABIC FIGURES**

English language, taken as part of, 4.1(22)

**ARBITRATION**

Acts of arbitrators validated, 679.18  
 Agreement by parties to arbitrate  
   Arbitrator accepting bribes, 725.12, 726.1  
   Arbitrators illegally appointed, effect, 679.18  
   Enforceable only by an action, 679.18  
   Impeachable only for fraud or mistake, 679.18  
   Valid as contract without court action, 679.18  
 Agreement in insurance policy, 518.26  
 Conciliation court, 605.19–605.23  
 Controversies between state agencies, compulsory arbitration, 679.19  
 Controversies, school district distribution, 274.20  
 Co-operative association contracts, 499.9  
 Court supervised arbitration  
   Appeal, record submitted, 679.14

**ARBITRATION—Continued****Court supervised arbitration—Continued****Arbitrators**

Appointment by agreement, 679.2  
 Appointment by court, 499.9  
 Bribery, penalty, 725.12, 726.1  
 Compensation, 679.17  
 Duties in making award, 679.10  
 Oaths administered, 679.5  
 Penalty for improperly influencing, 723.1  
 Power to proceed with a party absent, 679.7

**Award**

Force and effect of jury verdict, 679.13  
 Hearing in court on award, 679.11  
 Judgment and execution entered, 679.13  
 Notice of hearing may be given parties, 679.11  
 Rejection by court, rehearing, 679.12  
 Requirements, transmissal to court, 679.10  
 Resubmission when made too late, 679.8  
 Right of action on award preserved, 679.16  
 Scope designated in submission, 679.2  
 Time limit for award, 679.8, 679.9  
 Civil action, 679.1, 679.2  
 Controversies, what submitted, 679.1, 679.4  
 Costs apportioned when no agreement, 679.15  
 Court control not impaired, 679.16  
 Evidence, 679.5  
 Interference or intimidation, punishment, 723.1  
 Parties, failure to appear, 679.7  
 Pending actions may be submitted, 679.4  
 Procedure, referee rules apply, 679.5  
 Questions that may be submitted, 679.3  
 Revocation, consent necessary, 679.6  
 Statutes construed, power of court, 679.16  
 Submission by written agreement, 679.2  
 Fire department labor disputes, 90.15–90.27  
 Hospital insurance disputes, 514.13  
 Insurance, hospital or medical service, 514.13  
 Insurance, nonlife policy provisions, 515.103, 518.26  
 Insurance, right to rebuild, 515.104  
 Interference or intimidation, punishment, 723.1  
 Labor disputes  
   Arbitrators  
     Appointment, nominations, 90.2–90.4  
     Compensation and expenses, 90.7  
     Hearing, witnesses, evidence, 90.8–90.10  
     Investigation, visit to premises, 90.11  
     Oaths, power granted to administer, 90.9  
     Organization of board, 90.6  
     Petition for appointment, 90.1  
     Powers, 90.6, 90.8, 90.10, 91.5  
   Award  
     Agreement to be bound, 90.5  
     Decision of board, effect, 90.12, 90.13  
     Filed and published by commissioner, 90.14  
     Report to governor, 90.13  
     Retroactive effect, 90.12  
     Reverts to date of appointment, 90.12  
     Time for making and filing, 90.12, 90.13  
   City fire departments, 90.15–90.27  
   Record  
     Filed in governor's office, 90.14  
     Inspection only on governor's order, 90.14  
 Legalization of awards made out of court, 679.18  
 Medical insurance disputes, 514.13  
 School districts distribution controversies, 274.20  
 State agencies, disputes between, compulsory arbitration, 679.19  
 Workmen's compensation cases, 86.13–86.43

**ARBITRATION BOARD, LABOR DISPUTES**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

General provisions, 90.1-90.14  
Oaths, power to administer, 78.2(2)

**ARBOR DAY, ARBOR WEEK**

Established, 186A.1

**ARCHAEOLOGY**

Curator of state museums, duties, 303.6  
Investigation of specimens, 111.2  
Museum, state historical building, 303.6(4)  
State archaeologist, 305A.1-305A.3

**ARCHITECTS**

"Architect" title not to be used by others, 118.6  
Board of architectural examiners, 118.1-118.14  
Certificate of registration, issuance, 118.6-118.9  
Examination for certificate, scope, 118.8  
Exemption for books and instruments, 627.6(17)  
Fees for examination and certificate, 118.11  
Housing law, plans submitted, 413.92, 413.94  
Individuals in firms must be registered, 118.6  
Member review board, cities over 125,000, 441.31  
Nonresidents, certificate requirements, 118.8, 118.9  
Practice without certificate, 118.6, 118.7  
Qualifications for certificate, 118.8  
Renewal of certificate, fees, 118.10, 118.11  
Revocation of certificate, grounds, 118.13  
Roster of registered architects, 118.3  
State, appointment by control board, 218.58, 218.59  
Use of title when not registered, penalty, 118.14

**ARCHITECT, STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointed by control board, 218.58  
Capitol planning commission, 18A.5  
Compensation and expense allowed, 218.58  
Consulting architects permitted, 218.58  
Plans and specifications for improvements, 218.59

**ARCHITECTURAL EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

General provisions, 118.1-118.14  
Oath required, Const., Iowa, XI, 5; 63.10, 118.1  
Oaths, power to administer, 78.2(2), 118.13

**ARCHIVES AND HISTORY DEPARTMENT**

General provisions, 303.1-303.15

**AREA**

Standard of measurement, 210.3

**ARMED FORCES, MILITARY PROPERTY AND PERSONNEL**

Absentee voting, 53.37-53.48  
Accommodations in memorial halls, 37.18  
Acknowledgments by officers, 558.26  
Adjutant general, 29.12-29.17  
Advertising military goods, penalty, 30.1-30.3  
Agency, by power of attorney, 29.92-29.94  
Air force, absentee voting, 53.37-53.52  
Air National Guard, *see National Guard, this heading*

**American Legion**

Adjutant, member of bonus board, 35.1  
Commission for memorials, 37.9-37.16  
Insignia, penalty for unlawful use, 713.28  
Memorial funds, unexpended, use, 37.22, 37.23  
Petition for erection of memorial, 37.2(1)

**ARMED FORCES, ETC.—Continued**

American Veterans of World War II (Amvets)  
Commission for memorial, 37.10  
Contract to repay, 37.23  
Petition for memorials, 37.2  
Unexpended funds, 37.22

Appropriation for army limited, Const., Iowa, I, 14  
Armistice day as holiday, 541.85  
Armories, 29.57-29.60  
Arms, right of militia, Const., U. S., Amend. 2  
Army in peace time, Const., Iowa, I, 14  
Assessment roll reports, 441.10  
Assistant Adjutant General, 29.16  
Associations, property exempt, 427.1  
Associations, request to record veterans' papers, 335.7  
Back-pay applications, clerk's fee, 606.15(25)  
Badges  
Penalty for wearing illegally, 713.28

Bonus  
Board, 35.1-35.11, 35A.1-35A.16  
Bonds exempt from taxation, 427.1(21)  
Income tax exemption, 35A.11  
Tax exemption of bonus bonds, 427.1(21)  
World War II  
Bonus board, 35A.6  
Eligibility, 35A.4, 35A.5  
Tax exemption, 35A.11

Burial expenses, 250.13

Camp Dodge  
Improvements authorized, 29.13  
Leased, 29.14  
Water plant operated for use of United States, 29.12

Candy stand, 19.16, 332.5  
Captives, official record as evidence, 634.12  
Certified copies of record, without fee, 335.10

China relief expedition veterans  
Newsstand of veteran in capitol, 19.16  
Newsstands in county courthouses, 332.5  
Operations, 1937-1939, tax exemption, 427.3(4)  
Preference law, 70.1-70.8  
Tax exemptions, 427.3(2)-427.7

Citations and medals recorded free, 335.6  
Citizens employed by or accompanying armed forces, absentee voting, 53.37  
Civil power, dominant, Const., Iowa, I, 14

Civil War veterans benefits  
Colorado volunteers, 427.3(2)-427.7  
Exemption, special assessment, 391.47  
Grand Army of the Republic, *see subhead below*  
Mitchell's Cavalry, pension granted, 34.3  
Newsstand of veteran in capitol, 19.16  
Newsstands in county courthouses, 332.5  
Preference law, 70.1-70.8  
Relief commission membership, 250.3  
Tax exemptions, 427.3(1)-427.7

Coast Guard, absentee voting, 53.37  
Constitutional provisions, Const., Iowa, I, 15; II, 3, 4; VI, 1-3; VII, 4  
Constitutional subordination, Const., Iowa, I, 14  
Copies of records, certified without fee, 335.10  
Corporation, nonprofit, 504.1-504.31  
County support outside county home, 252.30

**ARMED FORCES, ETC.—Continued**

Curator of archives, memorials collected, 303.6(3)  
 Customs and usage of the service, 29.82  
 Daughters of the American Revolution  
 Banner, state, designed by society, 31.1  
 Memorial commission, appointed member, 36.2  
 Death  
 Actual notice required to revoke power of attorney, 29.92  
 Certificate, government, prima-facie, 634.12  
 Evidence, procedure, proof, 634.12  
 Missing, not notice of, 29.92  
 Presumption, missing in action, 634.12  
 Dependents, absentee voting, 53.37  
 Dependents of veterans, *see subhead Veterans*  
 Depositions, how taken, R.C.P. 153(d)  
 Desecration of the flag, penalty, 32.1–32.6  
 Died in service, papers recorded free, 335.5, 335.7  
 Disabled veterans of the world war, *see subheads World War; Veterans below*  
 Discharge, record by county recorder, 335.4–335.10  
 Discharges recorded free, 335.4–335.7  
 Domicile, garrison troops, Const., Iowa, II, 4  
 Driver's and chauffeur's license exemption, 321.176  
 Election of officers, Const., Iowa, VI, 3  
 Eligibility for militia service, Const., Iowa, VI, 1  
 Eligibility for soldiers home, 219.1–219.6  
 Engineering certificates renewed free, 114.18  
 Evidence, death or missing in action, 634.12  
 Executive duties of governor, Const., Iowa, IV, 8  
 Exemptions  
 Drivers and chauffeurs of army vehicles, 321.176  
 Firemen exempt from military duty, 102.1–102.4  
 Military duty, Const., Iowa, VI, 2; 102.1  
 Pensions, 429.1, 627.8, 627.9  
 Tax exemptions  
 Bonus bonds of soldiers, 35A.11, 427.1(21)  
 Dependency pay, no income tax, 422.8(2d)  
 Homestead  
 Credit, occupancy, 425.11  
 Credit, relative to file, 425.2  
 Occupying requirements, 425.11  
 Procedure, 391.47, 425.2, 425.11, 427.1–427.7  
 Special assessment, 391.47  
 Tax credit provisions, 425.11  
 Military companies of state, 427.1(2)  
 Minor child, when unclaimed by veteran, 427.4(3)  
 Moneys and credits, 429.1  
 Mother, widowed, 427.4  
 Relative in lieu of veteran, 427.4  
 Service men, relative may file, 425.2  
 Soldiers' homes, 427.1(12)  
 Unclaimed, relative substituted, 427.4  
 Veterans' property exemptions, 427.3  
 War veterans' property, 427.1(6)  
 Wife or widow, 427.4  
 Firemen, exempt from military duty, 102.1–102.4  
 Free copies of records on request, 355.10  
 Garrisoned troops, residence, Const., Iowa, II, 4  
 Germany, war with, *see subhead World War I Veterans and subhead World War II Veterans below*  
 G. I. goods, stores selling, restrictions, 30.1–30.3  
 Governor as commander in chief, Const., Iowa, IV, 8; 29.7, 29.8  
 Governor's staff, 29.17

**ARMED FORCES, ETC.—Continued**

Grand Army of the Republic  
 Commission for erection of memorials, 37.9–37.16  
 Distribution of annual reports, 33.1  
 Highway, 313.58  
 Insignia, penalty for unlawful use, 713.28  
 Memorial, petition for erection, 37.2(1)  
 Property exempt from taxation, 427.1(6)  
 Quarters, permanent room in capitol, 19.15  
 Graves of veterans, 29.12, 36.1–36.9, 250.14–250.18  
 Guardians of veterans, 672.1–672.21  
 Haiti, second insurrection, tax exemption, 427.3(4)  
 Headquarters in memorial hall, 37.18(2)  
 Historical department, war mementos, 303.6(3, 7)  
 Home at Marshalltown, 219.1, 219.22  
 Homestead, special assessment exemption, 391.47  
 Homestead tax credit, 425.11, 427.3  
 Inciting against government, 689.4–689.9  
 Incorporation, 504.1–504.31  
 Independence Sunday proclamation, 31.5  
 Index of county discharge record, 335.9  
 Indian wars, tax exemptions, 427.3(2)–427.7  
 Insane veterans, hospitalization, 229.20–229.22  
 Insignia, penalty for unlawful use, 713.28  
 Iowa soldiers home, 219.1–219.22  
 Iowa state guard, 29.83–29.91  
 Japan, war with, *see subhead World War II Veterans below*  
 Killed in action, papers recorded free, 335.5, 335.7  
 Leaves of absence for military duty, payment of salary, 29.28, 29.43  
 Loyal Legion of the U. S. insignia used, penalty, 713.28  
 Marine Corps League  
 Commission for memorial, 37.10  
 Contract to repay, 37.23  
 Petition for memorials, 37.2  
 Unexpended funds, 37.22  
 Marines absentee voting, 53.37–53.52  
 Marines, preference in employment, 70.1–70.8  
 Martial law, 29.45–29.52  
 Memorial halls and monuments  
 Authority of cities and counties to build, 37.1  
 Bonds to provide funds, 37.6  
 Cities and towns, tax levies, 37.7, 37.8  
 City plan commission, 373.10, 373.11  
 Commissioners  
 Appointment and qualifications, 37.9, 37.10  
 Contract to repay funds transferred, 37.23  
 Funds, disbursement, 37.16  
 Invested funds and accumulations, 37.24, 37.25  
 Mayor as ex officio member, 37.15  
 Nomination, 37.10–37.14  
 Power to convey or mortgage, 37.26  
 Qualification of members, 37.10  
 Successors, selection, 37.14  
 Term of office, 37.9  
 Vacancies, how filled, 37.9  
 County, tax levy authorized, 37.8  
 Disabled American veterans commission, 37.9–37.16  
 Donated building, maintenance tax levy, 37.8  
 Erection and equipment  
 Bonds to pay expenses, 37.6, 37.7  
 Election to decide on erection, 37.3  
 Notice of election published, 37.4

**ARMED FORCES, ETC.—Continued**

Memorial halls and monuments—Continued  
 Erection and equipment—Continued  
   Parks as site in city, 370.31, 372.17  
   Petition for erection, signers, 37.2, 37.3  
 Existing funds used, 37.20  
 Funds  
   Bonds to pay expenses, 37.6, 37.7  
   Existing funds used, 37.20  
   Gifts and bequests accepted, 37.17  
   Investment of unexpended funds, 37.24–37.26  
   Officer's report of disbursements, 37.16  
   Raised other than by bonds, 37.20  
   Unexpended, American Legion, 37.22, 37.23  
 Gifts and bequests, accepted, 37.17  
 Joint county and city memorials, 37.21  
 Levy to liquidate bonds, 37.7  
 Maintenance levy, 37.8  
 Name of building, 37.18  
 Notice of election published, 37.4  
 Nurses entitled to use, 37.18(1)  
 Parks as site in city, 370.31, 372.17  
 Petition for erection and equipment, 37.2  
 Record of war veterans inscribed, 37.19  
 Revolutionary war commission, 36.1–36.9  
 Site, method of acquisition, 37.5  
 Special charter cities, levy, 37.8  
 Tax levy for bonds, 37.7, 37.20  
 Tax levy, maintenance and operation, 37.8, 37.20  
 Tax provided funds, use, 37.20  
 Use of building, 37.18  
 Use of unexpended funds, 37.20–37.26  
 Veterans of foreign wars of the U. S., 37.9–37.16  
 Memorials at state capitol cared for, 303.6(7)  
 Memorials collected by archives curator, 303.6(7)  
 Merchant marine, absentee voting, 53.37  
 Merchant marine, recording act applies, 335.4  
 Mexican war veterans  
   Exemptions, special assessment, 391.47  
   Tax exemption, 427.3(1)–427.7  
 Military courts, 29.45–29.52, 29.69–29.81  
 Military districts, martial law, 29.45–29.52  
 Military duty, election day, Const., Iowa, II, 3  
 Military forces of state, composition, 29.6  
 Military forces used to enforce process, 742.1, 742.6, 742.7  
 Military instructions in schools  
   Colonel of cadets commissioned, 262.27  
   Iowa State University, 266.2  
 Military material stores, restrictions, 30.1–30.3  
 Military organization, name exploited, 29.40  
 Military organizations unlawful, 29.31  
 Military power, subordinate to civil, Const., Iowa, I, 14  
 Military property damaged, sold, disposed of, penalty, 29.36  
 Military reservations, adjutant general to control, 29.12, 29.13  
 Military reservations, trespass, 29.42  
 Military reservations, water supply, 397.36, 397.37  
 Military staff, governor's, 29.17  
 Military stores inventoried, 29.12  
 Military tactics, course taught at Ames, 266.2  
 Military uniforms, unlawful wearing, 29.40  
 Militia  
   Arms, right to bear, Const., U. S., Amend. 2  
   Congressional power, Const., U. S., I, 8

**ARMED FORCES, ETC.—Continued**

Militia—Continued  
 Defined, 29.1(1)  
 Exemption from duty, Const., Iowa, VI, 2  
 Members and training, Const., Iowa, VI, 1  
 Officers, elected, Const., Iowa, VI, 1  
 Missing in action, presumption, evidence, 634.12  
 Missing, not notice of death, 29.92  
 Mitchell's Cavalry, pension granted, 34.3  
 Monuments, *see subhead Memorial Halls and Monuments above*  
 Motor vehicle license exemption, 321.176(1)  
 Motor vehicle license extension, 321.198  
 Motor vehicles, storage, refund of registration fee, 321.126, 321.128  
 National guard, 29.1–29.82  
 Navy, congress to provide and maintain, Const., U. S., I, 8; Const., Iowa, IV, 7  
 Newsstands of disabled veterans, 19.16, 332.5  
 Newsstands of veterans at courthouses, 332.5  
 Nicaragua, tax exemption, 427.3(3)  
 Northern Border Brigade pensions, 34.1  
 Nurse parolee recommended for pardon, 248.4  
 Nurses  
   Newsstand of veteran in capitol, 19.16  
   Newsstands in county courthouses, 332.5  
   Preference in employment, 70.1–70.8  
   Relief commission membership, 250.3  
   Relief fund, eligible, 250.1  
 Officers  
   Aid or comfort to the enemy, disability, Const., U. S., Amend. 14, Sec. 3  
   Commissions recorded free, 335.6  
   Oaths administered, voting, 53.44  
 Organizations, military  
   Incorporation, 504.1–504.31  
   Property exempt from taxation, 427.1(2)  
   Recording veteran's papers, request, 335.1  
   Orphans educational aid fund, 35.7–35.11  
 Organized reserves, discrimination prohibited, 29.43  
 Orphans' home, 244.1–244.14  
 Orphans of soldiers, census by assessor, 244.8  
 Pardon recommended for honorably discharged parolee, 248.4  
 Parole of prisoners to U. S. military authority, 247.9  
 Pensions  
   Application, no fee to clerk, 606.15(25)  
   Claim, discharge record, 335.10  
   Deposit by soldiers' home inmates, 219.14–219.20  
 Exemptions  
   Homestead bought with pension money, 627.9  
   Proceeds exempt from execution, 627.8  
   Taxation as moneys and credits, 429.1  
 Firemen and policemen  
   Contribution payments suspended, 411.9  
   Fund created to carry payments, 411.10  
   Military service exemptions, 411.9  
   Service time computed, 410.7  
 Mitchell's Cavalry, 34.3  
 Northern Border Brigade, 34.1  
 Public records, free certification, 335.10  
 Soldiers home members, use, 219.14–219.20  
 Spirit Lake relief expedition, 34.2  
 Philippine insurrection veterans  
   Newsstand in capitol, 19.16

**ARMED FORCES, ETC.—Continued**

- Philippine insurrection veterans—Continued
  - Newsstands in county courthouses, 332.5
  - Preference law, 70.1–70.8
  - Tax exemptions, 427.3(2)–427.7
- Physicians, Iowa license, 148.2(5), 150.3(2), 151.2
- Poor relief outside county home, 252.30
- Power of attorney
  - Affidavit of nonrevocation, 29.93
  - Death, effect, 29.92, 29.93
  - Missing or missing in action, effect, 29.92
  - Revocation requirement, 29.92–29.94
- Preference, civil service, 365.10
- Preference law, 70.1–70.8
- Presumption of death, missing in action, 634.12
- Prisoners paroled to U. S. military, 247.9
- Private homes for soldiers, tax exempt, 427.1(12)
- Quartering soldiers, Const., Iowa, I, 15
- Railroad transportation, free or rates, 479.94(17)
- Recording of veterans' papers free, 335.4–335.7
- Records, certified without fee, 335.10
- Relief commission
  - General provisions, 250.1–250.19
  - Reports, 333.13, 333.14
- Residence, soldiers, Const., Iowa, II, 4
- Revolutionary war
  - Daughters of the American Revolution
    - Banner, state, designed by society, 31.1
    - Memorial commission, member of, 36.2
    - Graves of veterans marked, 36.1–36.9
  - Sons of the American Revolution, 36.2
- Sailor parolee recommended for pardon, 248.4
- Sailors absentee voting, 53.37–53.52
- Sailors preference in employment, 70.1–70.8
- School tuition to be free, 282.6
- Settlement, legal, status quo preserved, 252.16(7)
- Shanghai, operations in, tax exemption, 427.3(4)
- Siberia expedition, tax exemption, 427.3(4)
- Soldier parolee recommended for pardon, 248.4
- Soldiers absentee voting, 53.37–53.52
- Soldiers preference in employment, 70.1–70.8
- Soldiers quartered in homes, restricted, Const., U. S., Amend. 2; Const., Iowa, I, 15
- Soldiers relief commission, *see subhead Relief Commission above*
- Sons of American Revolution, memorials, 36.2
- Spanish American war veterans
  - Commission for memorials, 37.9–37.16
  - Firemen and police pensions, 410.7
  - Insignia, penalty for unlawful use, 713.28
  - Newsstand in capitol, 19.16
  - Newsstands in county courthouses, 332.5
  - Petition for erection of memorial, 37.2(1)
  - Preference law, 70.1–70.8
  - Quarters, headquarters room in capitol, 19.17
  - Relief commission membership, 250.3
  - Tax exemptions, 427.3(2)–427.7
- Spirit Lake relief expedition, pension, 34.2
- Standing army of state, Const., Iowa, I, 14
- State guard, Iowa, 29.83–29.91
- State institutions
  - Colonel of cadets commissioned, 262.27
  - Insane veterans hospitalized, 229.20–229.22
  - Military training, 266.2
  - Soldiers home at Marshalltown, 219.1–219.22
  - Soldier's orphans home, 244.1–244.14
  - Transfer to veterans hospital, 229.20, 229.21

**ARMED FORCES, ETC.—Continued**

- Stores selling military material, restrictions, 30.1–30.3
- Tax exemptions
  - Military tax credit fund, 426A.2
  - Pensions of veterans
    - Moneys and credits, 429.1
  - Property, 427.1
  - Veterans property, 427.3–427.7
- Transfer of insane to veterans hospital, 229.22
- Transportation, railroads, free or rates, 479.94(17)
- Tuition free in public schools, 282.6
- Tyler Rangers, tax exemption, 427.3(2)–427.7
- Uniforms
  - Retired officer may wear, 29.23
  - Unlawful wearing, 29.40
- United States soldiers domicile, Const., Iowa, II, 4
- Verbal wills permitted, 633.5, 633.6
- Veterans
  - Accommodations at memorial halls, 37.18
  - Allowance of tax exemption, 427.4–427.7
  - Assessor to list exempted persons, 427.6
  - Associations, property tax exemption, 427.1(6)
  - Associations, request for recording, 335.7
  - Children of veterans
    - Care in Annie Wittenmyer home, 244.3
    - Census of orphans taken biennially, 244.8
    - Relief obtained by county tax, 250.1
    - Tax exemption, 427.3(5)–427.7
  - China relief expedition, *see subhead above*
  - Civil war, *see subhead Civil War Veterans benefits above*
  - County record of discharge, 335.3–335.10
  - Death, papers recorded, 335.5–335.7
  - Disabled veterans
    - Homes for, property tax exemption, 427.1(12)
    - Newsstands, 19.16, 332.5
    - Soldiers home officers, veterans, 219.8
  - Discharges and citations recorded free, 335.4–335.7
  - Graves of veterans
    - Burial by relief commission, 250.13
    - Headstones, relief commission, 250.14
    - Maintenance by county, 250.17, 250.18
    - Malicious injury, penalty, 714.21–714.24
    - Markers placed on the grave, 250.16
    - Permanent registry kept, 29.12
    - Revolutionary war, graves marked, 36.1–36.9
  - Homestead tax deduction, 427.5
  - Insane veterans, hospitalization
    - State transfer to veterans hospital, 229.21
    - Transfer, effect on commitment, 229.22
    - U. S. veterans hospital, placing in, 229.20
  - Insignia, unlawful use, penalty, 713.28
  - Listing of property, 425.11, 427.6
  - Mental incompetents cared for, 229.20–229.22
  - Mexican war, *see subhead above*
  - Minority disability removed, 599.5
  - Missing in action, presumption of death, 634.12
  - Mothers' tax exemption, 427.3(4, 5)–427.7
  - Newsstands, courthouse or capitol, 19.16, 332.5
  - Officers' commissions recorded free, 335.4–335.7
  - Organizations, property exempt, 427.1
  - Papers recorded free, 335.4–335.7
  - Pardon recommended for parolees, 248.4

**ARMED FORCES, ETC.—Continued**

## Veterans—Continued

- Pensions, *see subhead Pensions above*
- Philippine insurrection, *see subhead above*
- Poor support outside county home, 252.30
- Preference law, *see subhead above*
- Recording of papers without charge, 335.4–335.7
- Record of service placed on memorials, 37.19
- Relief, 250.1–250.18, 252.30
- Revolutionary war, *see subhead above*
- Settlement, legal, status quo, 252.16(7)
- Spanish American war, *see subhead above*
- Veterans administration, guardianship, 672.1–672.21
- Widows of veterans
  - Admission to soldiers home, 219.5
  - Cared for in soldiers home, 219.1, 219.4
  - County support outside county home, 252.30
  - Pensions for certain widows, 34.1–34.3
  - Relief obtained by county tax, 250.1
  - Special assessments, exemption, 391.47
  - Tax exemption, 427.3(5)–427.7
- Wife of veteran
  - Cared for in soldiers home, 219.1, 219.4
  - Relief obtained by county tax, 250.1
  - Tax exemption, 427.3(4)–427.7
- World war, *see subhead World War I Veterans below and subhead World War II Veterans below*

## Veterans' Day, 31.7

## Veterans of foreign wars

- Commission for memorials, 37.9–37.16
- Contract to repay, 37.23
- Insignia, unlawful use, penalty, 713.28
- Petition for memorial erection, 37.2
- Unexpended funds, 37.22

## Violations

- Advertising military goods, penalty, 30.3
- Military material stores, penalty, 30.3
- Offenses against the government, 689.1–689.13

## War

- Congress to declare war, Const., U. S., I, 8
- Debts
  - Authority to incur, Const., Iowa, VII, 4
  - Credit not loaned, Const., Iowa, VII, 1
- Effort, engineering certificates, 114.18
- Election day, military duty, Const., Iowa, II, 1
- Federal missing persons act, presumption of death, 634.12
- Habeas corpus, Const., Iowa, I, 13
- Historical society, state, duties, 304.1
- Indictment waived, Const., Iowa, I, 11
- Levying war as treason, Const., Iowa, I, 16; 689.1
- Military code, 29.1–29.94
- Official evidence that person is missing in action, alive, dead, or captured, 634.12
- Pardon for paroled veterans, 248.4
- Quartering soldiers in houses, Const., Iowa, I, 15
- Registration of aliens in time of war, 38.1
- Relic display in window permitted, 695.25
- Relics, machine guns, 696.6
- United States official record, evidence, 634.12
- War orphans educational aid fund, 35.7–35.11
- Water for reservations, 397.36, 397.37
- Wills, no witnesses available, other proof, 633.22
- Wills, proof by deposition or handwriting, 633.22
- Wills, verbal, disposal of personalty, 633.6

**ARMED FORCES, ETC.—Continued**

## Women in service

- Newsstand in capitol building, 19.16
- Nurses, *see subhead Nurses above*
- Recording act applies, 335.4

## World War I veterans

- Firemen and police pensions, 410.7
- Newsstand in capitol, 19.16
- Newsstands in county courthouses, 332.5
- Orphans educational aid fund, 35.7–35.11
- Preference law, 70.1–70.8
- Relief commission membership, 250.3
- Tax exemption, 427.3(3)–427.7

## World War II veterans

- Bonus, 35A.1–35A.16
- Missing in action, presumption of death, 634.12
- Newsstand in capitol building, 19.16
- Newsstands in courthouses, 332.5
- Orphans' aid fund, 35.7–35.11
- Soldiers preference law, 70.1
- Tax exemption, 426A.1–426A.10, 427.3(4)

## Yangtze valley service, tax exemption, 427.3(4)

**ARMISTICE DAY**

Holiday, 541.85

**ARMORIES**

Armory board, state duties, 29.57–29.59

## Cities and towns

- Charges for use mandatory, 385.6
- Construction authorized, 385.1
- Hall, city or town, use permitted, 370.31
- Payment from earnings, 385.1–385.6
- River-front commission, build and equip, 372.8

Emergency relief fund used, 385.1–385.6

Indebtedness, state not liable, 29.57

Public utilities service free, 29.60

Taxation exemption, 29.57, 29.60

Title in name of state, 29.57

**ARMORY BOARD, STATE***General provisions, see STATE OFFICERS AND DEPARTMENTS*

Membership, powers and duties, 29.57–29.59

Oaths, power to administer, 78.2(2)

**ARMS**

Generally, 695.1–695.28

**ARMY***See ARMED FORCES, MILITARY PROPERTY AND PERSONNEL***ARRAIGNMENT**

Upon indictment, 775.1–775.11

Upon information

- District judge, vacation, 769.23–769.25
- Justice court, 762.9, 762.10
- Pleading to information, 762.11
- Preliminary examination, 761.1

**ARREST**

Communication by arrested person with family, etc., to be permitted, 755.17

Generally, 754.1–758.9

National guard members, immunity, 29.41

Shoplifting act provisions, 709.22

Support of dependent cases, 252A.11

**ARREST OF JUDGMENT**

Curative amendments, R.C.P. 249  
 Grounds for obtaining, R.C.P. 243

**Motions to obtain**

Civil cases, R.C.P. 243, 247, 248, 249  
 Criminal cases, 769.12, 788.1, 788.4, 789.7-789.9  
 Justice court, motion not allowed, 601.52  
 Supreme court, appeal time extended, R.C.P. 335

**ARSENALS**

Sites, state and federal jurisdiction, 1.4

**ARSON**

Agricultural products, 707.3  
 Allowing fire to escape, 707.8  
 Arrest by fire marshal, 100.9  
 Assault with intent to commit, 694.7  
 Attempts to set fire, penalty, 707.5  
 Automobile or other motor vehicle, 707.3  
 Boats, 707.3, 707.5  
 Buildings other than dwellings, 696.2  
 Cribs, grains, stacks, 696.3  
 Dwelling house and appurtenances, 696.1  
 Insured personal property, to defraud, 707.4  
 Married women, husband's property, 707.6  
 Murder while attempting or committing arson, 690.2  
 Personal property of others, 707.3  
 Prairie or timbered land, 707.7, 707.8  
 Road or fields, causing property damage, 707.7  
 Setting out fire, 707.7

**ART**

Funds for art, cities, 379.13-379.15  
 Institutes of art, city art galleries used, 379.10  
 Objects of art, gallery board purchases, 379.11(5)  
 School exhibitions, 279.36  
 Schools of art, use of city galleries, 379.10  
 Works of art, state department, 303.6(7)  
 Works, plan commission advice, 373.10, 373.11

**ART GALLERIES**

Cities and towns, 379.1-379.15  
 Historical department, state, 303.6(7)  
 Housing law, special provision, 413.20  
 Inheritance tax gifts exempt, 450.4(3)  
 Municipal, *see CITIES AND TOWNS*  
 Tax exemption, 427.1(8, 10)

**ARTICLES OF CONFEDERATION**

Printed on pages xxii-xxvi, Vol. I

**ARTICLES OF INCORPORATION**

*See CORPORATIONS, thereunder see Articles of Incorporation under subheads Profit Corporations, Nonprofit Corporations*

**ARTIFICIAL**

Flavoring, ice cream, 190.1(34)  
 Ice made by cities, 397.3  
 Lakes, 106.31  
 Sweetening, labeling requirements, 190.10

**ARTISANS LIEN**

*See LIENS*  
 Enforcement, 577.1, 577.2

**ARTIST**

Obscenity law not applicable, 725.10

**ASSAULTS**

Assault and battery, penalty, 694.1  
 Dangerous weapon used while masked, 690.7  
 Demanding entrance to house while masked, 694.4  
 Explosives, injury by, 697.2  
 Intent to  
   Commit felony, 694.4, 694.5  
   Commit rape, 698.4  
   Inflict bodily injury, 694.6  
   Maim, rob, steal, commit arson, burglary, 694.7  
   Murder, 690.6, 690.7  
 Intimidation while masked, 694.3  
 Legislator or legislative witness, on, 2.24(1, 5)  
 Masked entrance with intent to injure, 694.4  
 Person operating motor vehicle, 321.280  
 Pointing gun at another, 694.2

**ASSEMBLIES**

Assembly halls  
   City and town halls, use of, 370.31  
   Doors to open outward, 103.8  
   Exits not to be fastened, 103.8, 103.9  
   Fire escapes, requirements, 103.7  
   Hallways to fire exits, 103.6(3)  
   Located in parks in certain cities, 370.31  
   Memorial hall used, 37.18(2)  
   Number of exits determined, 103.9  
   Red lights to indicate exits, 103.6(6)  
   Use as community centers, certain cities, 370.31  
 Constitutional right to hold, Const., Iowa, I, 20  
 General assembly, 2.1-3.2  
 Peaceable, right protected, Const., U. S., Amend. 1  
 Right of assembly guaranteed, Const., Iowa, I, 20  
 Unlawful assembly, 743.1, 743.9

**ASSESSMENT AND REVIEW, STATE BOARD**

(Abolished, now State Tax Commission)  
*See ch 421, also TAX COMMISSION*

**ASSESSMENTS**

Drainage, *see DRAINAGE; DRAINAGE AND LEVEE DISTRICTS*  
 Life insurance associations, *see INSURANCE, subheads Associations, Assessment, Life*  
 Lost property, costs assessed, 644.14  
 Platted lots, 409.48  
 Special, *see TAXATION, subhead Assessments*  
 Taxation, *see ch 441; Taxation, subhead Assessments*  
 Tax sales, delinquency included, 391.50, 404.22  
 Tax statements, 445.23-445.25  
 Underground connections, cost of moving, 391.8  
 Water districts, *see PUBLIC UTILITIES*  
 Weeds, cost of destruction, 317.18, 317.21

**ASSESSORS**

Abstract of taxable property to tax commission, 441.45  
 Appointment, 441.6-441.8  
 Assessment  
   Duties, 441.18-441.30  
   Expense fund, 441.16  
 Auditor to act in vacancy, 441.8  
 Bonds, assessor and deputies, 441.15  
 Budget prepared by assessor for assessment expenses, 441.16



**ASSESSORS—Continued**

## Cities

- Over 125,000, office created, 441.1
- Under 125,000, optional appointment, 441.51

City clerk to act in vacancy, 441.8

Combined county office appointment, 441.56

## Conference board

- Appraisers employed, 441.50
- Budget and fiscal duties, 441.16
- Membership and organization, 441.2
- To appoint review board, 441.31

County office created, 441.1

Deputies examined, appointed, 441.10, 441.11

Deputy to act in vacancy, 441.8

Des Moines, office created, 441.1

Dog fee to assessment expense fund, 441.12

Duties, powers, 441.17

Employees hired and discharged, 441.13

Examination, 441.5, 441.7

Examination of deputies, 441.10

Examining board, 441.3–441.5

Failure to perform duty, penalty, 441.52

Office space provided, 441.14

Plat book furnished by auditor, 441.29

Political activity prohibited, 441.53

Powers and duties, 441.17–441.30

Proclaim for assessing property, 441.17–441.30

Removal from office for cause, hearing, 441.9

Salaries, assessors, deputies, employees, 441.16

Tax commission to prepare examination, 441.5, 441.10

Term of office, 441.8

Vacancy filled, 441.8

**ASSIGNATION HOUSES**

Criminal provisions, 99.1–99.31

**ASSIGNEE***General provisions*, 538.5, 539.1–539.6

Bank deposits payable, 526.37

Banks and trust companies, 532.1–532.11

Benefit of creditors, 681.1–681.31

Bill of lading, warranty implied, 482.3

Bond, reduced by deposit of property, 532.8

Chose in action, defenses, R.C.P. 7

Contract assigned, tender, how made, 538.3

Evidence, dead-man statute, 622.4–622.6

Foreign fiduciary ancillary acts, 633.53–633.56

Funds deposited in bank on court order, 532.2

Funds deposited in bank to reduce bond, 532.3

Land patented to person deceased, 636.55

Legalizing conveyances, 589.11, 589.24

Limitation, real estate actions, 614.15–614.20

Redemption, assignee has right, 628.25

Reports, assignee to prepare, 632.6

Taxation, property listed for, 428.9

Tender of performance, effect, 538.3, 538.5

Usurious contract, rights of assignee, 535.7

**ASSIGNMENT FOR BENEFIT OF CREDITORS**

## Assignee

- Accounting and delivery on removal, 681.28
- Additional security, when required, 681.30
- Appraisal filed, 681.7, 681.20
- Bills of exchange, presentment, 541.146
- Bond furnished, 681.7, 681.20, 681.29, 681.30
- Clerk not to assist in making report, 632.6
- Compensation allowed by court, 681.14
- Court's power to compel performance, 681.16

**ASSIGNMENT FOR CREDITORS—Continued**

## Assignee—Continued

- Creditor's list filed with clerk, 681.10
- Death or failure to act, 681.29
- Disposal of assets, limitation, 681.17, 681.23
- Dividends paid, order of court, 681.14
- Examination of debtor, order, 681.19
- Inventory filed with clerk, 681.7, 681.18, 681.20
- Misconduct of assignee, 681.30
- Notice of assignment to creditors, 681.8
- Real estate broker's license not necessary, 117.7
- Removal by court, 681.26, 681.27, 681.30
- Report, clerk not to assist, 632.6
- Report required, 681.10, 681.15, 681.16
- Time allowed for settling estate, 681.17
- Transfer of property to, 681.2, 681.5

Bank general assignments void, 528.42, 532.19

## Claims

- Absent creditor, distribution to others, 681.15
- Contested claims, procedure, 681.11
- Debts not due, rebate, 681.21
- Filed after three months, 681.22
- Labor claims preferred, 626.69–626.73, 681.13
- Payment by dividends, 681.14, 681.17, 681.22
- Procedure of assignor, 681.1–681.8
- Taxes preferred, filing not necessary, 681.11
- Time for filing, priority, 681.9, 681.22
- Unclaimed dividend, creditor unknown, 681.15

Creditor list attached, R.C.P. 322, 323

Discovery of assets, citation, 681.19

Execution of instrument, 681.3

Exempt property, title does not pass, 681.5

Failure to file inventory or list, 681.18

Filing of papers with clerk required, 681.6

Inventory annexed to assignment, 681.4

Method of making assignment, 681.2, 681.3

Negotiable instruments, notice of dishonor, 541.102

Notice to creditors, service, filing, 681.8, 681.10

Power of court, citations, 681.16, 681.19, 681.31

Preferences in claims prohibited, 681.1

Procedure by assignor, 681.2–681.6

Property in litigation held in trust, 682.29, 682.30

Recording and indexing required, 681.3

Sale of property, 681.23–681.25, 681.31

Sales valid when court approves, 681.25

Title vested in assignee by assignment, 681.5

Unemployment contributions, priority, 96.14(4)

Void when by insolvent banks, 528.42, 532.19

Written instrument, contents, 681.2

**ASSIGNMENT OF ERRORS**

General provisions, 619.5, 686.12, 793.15

**ASSIGNMENTS**

Accounts, defenses, 539.3; R.C.P. 7

Accounts receivable, 539.7–539.15

Action or defense without prejudice, R.C.P. 7

Actions, assignments of cases for trial, 181.2; R.C.P. 115

Actions, nonabatement, R.C.P. 16

## Assignees

- Ancient deeds, limitation of actions, 614.22
- Bank or trust company, compensation, 532.8

Assignor, nonnegotiable instruments, 539.6

Bill of exchange, funds, 541.128

Bill of lading claim, warranties implied, 491.42

Bond, rights of assignee, 539.1

**ASSIGNMENTS—Continued**

Causes of action, effect on cost, 625.15  
 Chattel mortgages, how made, 556.13  
 Check not an assignment of funds, 541.190  
 Choses in action, R.C.P. 7  
 Commissions, security for chattel loan, 536.17  
 Conditional sales contracts, 556.4, 556.13  
 Contracts, 538.2–539.6  
 Creditors, for benefit of, 681.1–681.31  
 District court cases, calendar, R.C.P. 117, 181.1, 181.2  
 Dower interest, 636.9  
 Due bills, rights of assignee, 539.1  
 Errors on appeal, R.C.P. 344  
 Exempt property, chattel loan law, 536.17  
 Foreign fiduciaries, certificate, 633.53–633.56  
 Forgery and fraud in, penalty, 713.6, 718.1  
 Judgment by foreign fiduciary, 633.53–633.56  
 Judgment, motion to cancel, R.C.P. 257  
 Judgment, unassigned, garnishable, 642.1  
 Labor claims preferred, 626.69–626.73  
 Legalizing act, mortgage assignments, 589.10  
 Life insurance policy, assessment company, 510.10  
 Limited partnership interest, 545.29, 545.35  
 Mechanics' lien, 572.29  
 Merchandise and fixtures, 555.1–555.5  
 Mortgages, legalizing act, 589.10  
 Mortgages or deeds of trust by foreign fiduciary, 633.53–633.56  
 Mortgages, real estate, 558.43–558.47, 589.10, 654.8  
 Mortgage unrecorded, report to county auditor, 558.44  
 Motor vehicle fuel licenses, prohibited, 324.4–324.36(7)  
 Motor vehicle fuel refund, not assignable, 324.17(10)  
 Negotiable instruments, 541.22, 541.38  
 Nonnegotiable instrument, 539.1–539.6  
 Nonparty after action begun, cost liability, 625.15  
 Old-age assistance not assignable, 249.34  
 Old-age medical assistance not assignable, 249A.9  
 Open account, right of assignee, 539.3  
 Partnerships, limited, 545.29–545.35  
 Patent, when construed as deed, 558.7  
 Prohibited by instrument, effect, 539.2  
 Real estate mortgages, report, 558.46, 558.47  
 Recording, marginal entry, 558.43–558.47  
 Redemption creditor, sheriff's certificate, 628.22  
 Salaries, validity, rights of assignee, 536.17  
 Sheriff, choses assigned after levy, 626.21  
 Sheriff's certificate of sale, 628.22, 654.8  
 Surety subrogated on payment of judgment, 626.19  
 Tax certificate, procedure, effect, 446.31  
 Trial of actions, cases assigned, R.C.P. 115, 181.2, 181.3  
 Usurious contracts, rights of assignee, 535.7  
 Wages, when valid, priority, 536.17, 539.4, 539.5  
 Warehouse certificates, duty of recorder, 544.38

**ASSOCIATIONS**

*See other index topics for particular Associations*  
 Bank deposits, to whom payable, 526.37  
 Banking superintendent, meetings, 524.16  
 Banking terms, limitation on use, 524.24–524.27, 526.44, 527.2, 528.81, 528.82, 532.13  
 Broker license, limitations, 117.1–117.7  
 Brokers real estate licenses, 117.1–117.44  
 Bulk sales law provisions apply, 555.2

**ASSOCIATIONS—Continued**

Business tax on corporations, exemptions, 422.34  
 Cemetery associations, 566.1–566A.11  
 Class actions by shareholders, R.C.P. 44  
 Combinations, pools, and trusts prohibited, 553.1–553.24, 622.5(2)  
 Conveyances legalized, 589.24  
 Co-operative associations, 497.1–499.60  
 Corporations, nonprofit, 504.1–504.31  
 Discrimination, unfair, penalty, 551.1–551.4  
 Incorporation, 504.1–504.31  
 Insurance associations, 510.1–514.15, 518.1–519.13  
 Labels, advertisements, registration, 548.1–548.11  
 Loans insured by Federal Housing Administration, authority to make, 682.42, 682.43  
 Old-age assistance, contributions, 249.25  
 Original notice, service, R.C.P. 56 (f, g)  
 Sales in bulk, requirements, 555.1, 555.5  
 Use of word "trust", when prohibited, 532.13  
 Violations  
   Bucket shop operations, 552.1–552.11  
   Restraint of trade, 553.1–553.3  
   Securities, sales regulated, 501.1–501.8  
   Trade-marks, advertisement, 548.1–548.11  
   Unfair discrimination, 551.4

**ASSUMED NAME**

Civil cases, amendment allowed, 617.7  
 Criminal law, 762.10, 769.12, 773.17, 775.8  
 Negotiable instruments, 548.1

**ASSUMPTION OF DEBTS**

Constitutional provisions, Const., Iowa, VII, 1; VIII, 3  
 Contracts for, effect of failure to deny, 622.34  
 Contracts for must be in writing, 622.23(2)  
 Corporate, state prohibited, Const., Iowa, VII, 1  
 Private, state prohibited, Const., Iowa, VII, 1  
 Statute of frauds, 622.32, 622.33

**ASSUMPTION OF RISK**

Defective machinery, not applicable, 88.14  
 Defense by employer, 85.7, 85.8, 85.14, 85.15  
 Incident to the employment, not included, 88.14  
 Machine unsafe, risk not assumed, 88.14  
 Nonassumption, machinery defective, 85.8, 88.14  
 Nonassumption, railway employees, 477.16, 479.125

**ASYLUMS**

Dead bodies, scientific use, 142.3–142.11  
 Feeble-minded, patients transferred, 222.48  
 Fire escapes, requirements, 103.1, 103.7  
 Fraternal beneficiary societies, 512.62–512.72  
 Housing law, defined as multiple dwellings, 413.3  
 Insane asylums  
   County and private hospitals, 227.1–227.15  
   State hospitals, 226.1–226.34

**ATHLETICS**

Bribery, 739.12  
 Clubs or societies, incorporation, 504.1–504.31  
 Performances  
   Boxing contests prohibited, penalty, 727.5  
   Decoration Day offenses, 730.1, 730.2  
   Prize fighting prohibited, penalty, 727.2–727.4  
   Sales tax admissions, illegal, penalty, 422.58  
   Sales tax on admissions, 422.42(5)  
 Sale of refreshments at contest, license, 170.2

**ATTACHMENTS**

Action against nonresident, venue, 616.4, 616.17  
 Action aided by, place of suit, 616.4-616.6  
 Action in wrong county, procedure, 616.5, 616.6;  
   R.C.P. 175  
 Action on contract, value of property, 639.6, 639.7  
 Additional security, when required, 639.13  
 Affidavits, 639.34, 639.48, 639.67  
 Alternative causes in petition, barred, 639.4  
 Amendments allowed, liberal construction, 639.67  
 Appeals, 639.65, 639.66; R.C.P. 331, 332  
 Appearance by filing discharge bond, 639.43  
 Appearance of defendant, debt not due, 639.10  
 Appearance of garnishee, R.C.P. 54(b)  
 Appraisal of property, procedure, 639.46  
 Attachment of person  
   Absent jurors, R.C.P. 187(a)  
   Assignee for benefit of creditors, 681.16  
   Certiorari, defective writ return, obedience  
     compelled, R.C.P. 314  
   Contempt, 761.14-761.25  
   Habeas corpus proceedings, 663.29, 663.30, 663.42  
   Judgment debtor, 630.11, 630.14  
   Judgment or order disobeyed, 626.1  
   Witnesses, R.C.P. 148, 209  
 Auxiliary to main action, separate petition, 639.2  
 Bailee's possession, goods in, 554.40  
 Bastardy proceedings, court to direct, 675.17  
 Bills of lading goods, 487.24, 487.25, 487.33  
 Bond of defendant  
   Action on delivery bond, defenses, 639.47  
   Appearance by filing bond, 639.43  
   Defense to action on delivery bond, 639.47  
   Delivery bond, 639.45, 639.47, 640.5, 641.4  
   Discharge by bond, 639.42, 640.5, 641.4  
   Divorce cases, discretionary, 598.12  
   Falsely suing out bond, damages, 639.14, 639.15  
   Judgment entered on bond, 639.44  
   Specific attachment, release, 640.5  
   State, attachment by, release, 641.4  
 Bond of plaintiff  
   Action or counterclaim on bond, 639.14, 639.15  
   Additional security, motion to require, 639.13  
   Amendment permitted, 639.67  
   Amount of bond, 639.11  
   Damages recovered in action on bond, 639.14  
   Indemnifying bond, execution law, 639.41  
   Judgment on bond, wrongful attachment, 639.14  
   Landlord's attachment, no bond needed, 570.5  
   Mortgaged personalty attached, 626.34, 639.40  
   Paternity cases, bond not required, 675.17  
   Real property only levied upon, 639.12  
   Required in all cases before issuance, 639.11  
   Return of writ and bonds by sheriff, 639.54  
   State may attach without bond, 641.3  
   Surety leaving state, additional bond, 639.13  
 Bonds subject to attachment, 639.22, 639.23  
 Cancellation on encumbrance book, 639.64, 639.70  
 Capital stock of corporation, 639.22  
 Certiorari, defective writ return, R.C.P. 314  
 Commencement of action by plaintiff, 639.1  
 Conciliation law not applicable, 605.22  
 Constable or court officer, powers, 639.68  
 Contract suit, amount due, 639.6  
 Corporate stock, how attached, 639.22  
 Corporation stock, right to vote, 491.55

**ATTACHMENTS—Continued**

Costs  
   *General provisions, see COSTS*  
   Attorney fees on wrongful attachment, 639.14  
   Certificate of release to another county, 639.69  
   Expenses of officer in keeping property, 639.58  
   Intervention, discretion of court, 639.62  
   Several or successive writs, 639.17  
   Surplus levy, plaintiff to pay such cost, 639.18  
 Court's control over property, 639.57  
 Court to fix value in noncontract cases, 639.8  
 Custody by officer completes attachment, 639.26  
 Damages for malicious attachment, 639.14  
 Debt due the state, 641.1-641.5  
 Debt not due, appearance after maturity, 639.10  
 Defects in proceedings, amendment, 639.67  
 Disabled persons aid exempt, 241A.7  
 Discharge and release  
   Appeal by plaintiff, 639.65, 639.66  
   Appearance by filing of bond, 639.43  
   Automatic discharge, causes, 639.64  
   Bond to release, 639.42, 639.45, 640.5, 641.4  
   Certificate of release, recording, 639.69, 639.70  
   Divorce action, 598.12  
   Motion to discharge attachment, 639.63  
   Specific attachment, 639.47  
   State attachment, 641.4  
 Divorce actions, 598.12, 598.13  
 Encumbrance book, realty attachments, 606.7(5)  
 Encumbrance book, release, 639.64, 639.69, 639.70  
 Equitable attachment, 630.16-630.18  
 Examination of defendant for assets, 639.14  
 Exemptions, 97B.39, 627.1-627.18  
 Expenses for keeping property, 639.58  
 Falsely suing out, remedy, counterclaim, 639.15  
 Fees to sheriff for service, 337.11  
 Garnishment, 642.1-642.20; R.C.P. 54(b)  
 Grounds  
   Debts due the state, 641.2  
   Debts not due, defendant's rights, 639.9  
   General grounds, 639.3  
   Petition to specify, 639.3, 639.6, 639.9, 639.30  
   Taxes, personal, by county treasurer, 445.4  
 Indemnifying bond for third party, 639.41, 641.3  
 Interpleader by sheriff, R.C.P. 41  
 Intervention by third person, 639.41, 639.60-639.62  
 Issuance and execution of writ  
   Commencement or during action, 639.1  
   Notice to defendant, 639.31-639.33  
   Property in different counties, 639.17  
   Return of property to defendant, 639.64  
   Return, requirements, 639.51-639.55  
   Several attachments, order of execution, 639.20  
   Several writs, same defendant, 639.17, 639.18  
   Specific attachment, terms fixed by court, 640.3  
   Sunday, issuance on, 639.5  
   Writ to sheriff, issued by clerk, 639.16  
 Joint or common ownership, lien acquired, 639.39  
 Judgment for plaintiff, proceeds applied, 639.56  
 Judgments and orders coerced by, 626.1  
 Jurors, absent, R.C.P. 187(a)  
 Justice court, motion to release exempt funds,  
   R.C.P. 362  
 Justice court proceedings, 601.6, 601.7, 601.16(10),  
   601.107-601.111, 639.68

**ATTACHMENTS—Continued**

Labor claims, priority, 626.69–626.73  
 Land in another county, release certified, 639.69  
 Landlord's attachment for rent, 570.5–570.8  
 Levy under attachment, R.C.P. 260  
 Liberal construction for plaintiff, 639.67  
 Lien, when acquired by attachment, 639.28, 639.38  
 Malicious attachment, damages, 639.14  
 Married women, enforcement against, R.C.P. 10  
 Method of attachment, 639.1  
 Noncontract cases, court to fix value, 639.8  
 Nonresident defendants  
   Justice court, jurisdiction, service, 601.6, 601.7, 601.17, 601.18  
   Justice court, posting notice, 601.110, 601.111  
   Notice by publication, R.C.P. 60–63  
   Venue of action, 601.7, 601.8, 616.4, 616.17  
   Wages exempt from legal process, 627.16  
 Notice of ownership, 639.41  
 Notice required when choses attached, 639.23  
 Notice to defendant, return, 639.31  
 Notice to party in possession, 639.32  
 Officer attaching, duties, 639.51, 639.55, 639.64, 639.68; R.C.P. 41  
 Oil and gas well lease release, action, 84.7  
 Paternity actions, 675.17  
 Perishable property, 639.10, 639.48–639.50  
 Person, *see subhead Attachment of Person above*  
 Petition, alternative causes barred, 639.4  
 Petition, contracts, 639.3–639.6, 639.9, 639.30  
 Pleadings, proceedings, liberally amended, 639.67  
 Proceedings auxiliary to main action, 639.2  
 Proceeds applied on plaintiff's judgment, 639.56  
 Property attached  
   Amount and kinds, plaintiff's direction, 639.19  
   Baggage of guest at hotel, 583.3  
   Bastardy cases, court to direct, 675.17  
   Bill of lading, negotiable, 487.24, 487.25  
   Bill of lading, nonnegotiable, 487.33  
   Bill of sale, negotiable, 554.40, 554.41  
   Bill of sale, nonnegotiable, 554.35  
   Bound when officer takes manual custody, 639.26  
   Corporate stock, how attached, 639.22  
   Corporate stock, right to vote, 491.55  
   Court's control over property, 639.36, 639.57  
   Custody of officer, duties, 639.26, 639.36  
   Debts due defendant, 642.1, 642.20; R.C.P. 54(b)  
   Discovery of attachable property, 639.34  
   Divorce cases, procedure, 598.12, 598.13  
   Equitable interest in realty, 639.27–639.30  
   Expense for keeping, 639.58  
   Fraudulently conveyed land, 639.30  
   Fraudulently purchased property, 640.2  
   Goods delivered to bailee, 554.40, 554.41  
   Goods in transit, negotiable bill of lading, when not attachable, 487.24, 487.25  
   Goods, nonnegotiable bill of lading, 487.33  
   Goods, nonnegotiable transfer, 554.35  
   Goods, warehouse receipt issued, 542.25, 542.26  
   Insurance proceeds, 511.37, 512.17, 635.8  
   Joint or common property, 639.37  
   Judgments, money, choses in action, 639.23  
   Judgments when property discharged, 639.64  
   Judgment, used to satisfy, 639.56  
   Lien on realty, encumbrance book entry, 639.28  
   Money attached paid clerk, 639.35  
   Mortgaged personalty, 626.34–626.49, 639.40

**ATTACHMENTS—Continued**

Property attached—Continued  
 Nonnegotiable bill of lading, 487.33  
 Partnership, common or joint, appraisal, 639.37  
 Perishable property, 639.10, 639.48, 639.50  
 Possession by officer binds property, 639.26  
 Property in possession of another, 639.24, 639.25, 642.1, 642.20; R.C.P. 54(b)  
 Property in several counties, 639.17  
 Property moved from county, procedure, 639.21  
 Real estate, creation of lien, 639.27–639.30  
 Release, automatic, condition, 639.64  
 Sales of goods, 554.35, 554.40, 554.41  
 Specific attachment of property, kinds, 640.1  
 Surplus levy returned at plaintiff's cost, 639.18  
 Time bound, from manual custody, 639.26  
 Title good over questionable title, 639.19  
 Used to satisfy judgment, 639.56  
 Warehouse receipts, negotiable, 542.25, 542.26  
 Quashing attachment, 639.67  
 Real estate, lien created, 639.28  
 Realty, clerk or court to fix bond, 639.12  
 Receiver appointed at court's discretion, 639.39  
 Record kept by clerk of court, 606.7(5)  
 Resident, action against, venue, 616.5  
 Return by officer, 639.51–639.55, 639.68  
 Sale of property, 639.23, 639.48, 639.50, 639.56, 639.57; R.C.P. 254(a)  
 Service by publication on nonresident, R.C.P. 60  
 Service when party absent, 639.13  
 Sheriff or attaching officer  
   Interpleader when sued on writ, R.C.P. 41  
   Property or proceeds returned on release, 639.64  
   Real estate attached to be described, 639.54  
   Return and inventory on writ, 639.52  
   Return of certain effects with writ, 639.54  
   Time of return, 639.55  
   Word "sheriff" applies to other officers, 639.68  
 Special execution to aid collection, 639.56  
 Specific attachment  
   Authorized in certain actions, 640.1  
   Bond to discharge, 640.5  
   Form of writ, 640.4  
   Fraudulently induced sales, 640.2  
   Granted by court upon conditions, 640.3  
 State attachments  
   Authorized in certain cases, 641.2  
   Bond not required of plaintiff, 641.3  
   Bond to discharge or release, 641.4  
   Indebtedness due state, 641.1  
   Sheriff indemnified by state, 641.5  
 Sunday, issuance on, 639.5  
 Superior court, realty, 603.12  
 Surplus returned to defendant, 639.59  
 Suspension  
   Bank examination authorized, 528.30  
   Bank liquidation, 528.32  
 Tax collection by county treasurer, 445.4  
 Tenant, action to recover land, 570.7, 570.8  
 Time in which to appeal, 639.65  
 Value of property attached, 639.7  
 Verification of petition in all cases, 639.3  
 Warehouse receipts, 542.25, 542.26, 542.42  
 Writ of attachment  
   Amendment permitted, 639.67  
   Appearance of garnishee, R.C.P. 54(b)  
   Clerk to issue to sheriff, 639.17

**ATTACHMENTS—Continued**

## Writ of attachment—Continued

- Costs taxed on executed writs only, 639.17
- County treasurer to collect taxes, 445.4
- Following property, 639.21
- Return by sheriff or officer, 639.51
- Several attachments, order as received, 639.20
- Several writs to different counties, 639.17
- Sheriff to levy, 639.16
- Time of return, 639.55
- Wrong county, procedure, 616.5, 616.6; R.C.P. 175

**ATTAINDER**

Bill of, Const., U. S., I, 9, 10; Const., Iowa, I, 21

**ATTEMPTS**

- Abortion, attempt to procure, 701.1
- Arson, attempt to commit, 696.5
- Break and enter, attempt to, 708.10
- Drain lake or body of water, 716.5
- Entry while masked, 694.4
- Escape from jail, 356.21
- Escapes, penalty same as completed act, 745.18
- Perjury, attempt to suborn, 721.3

**ATTESTATION**

- Forgery of attestations, 718.1(4)
- Obliteration with intent to defraud, penalty, 718.10
- Process of court attestation required, 606.6
- Wills, necessity for, 633.7
- Witness to will, 622.24, 633.9

**ATTICS**

Housing law provisions, 413.3(13), 413.23

**ATTORNEY GENERAL**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting to treasurer required, 13.2(8)

Action for misuse of appropriation, 8.38

## Actions defended

- Actions against state, realty, 613.8–613.10
- Actions of vital interest to state, 13.2(2)
- Criminal cases appealed, 793.1, 793.26
- Duty to represent state and officials, 13.2
- Highway condemnation appeals, 472.19
- Highway patent cases, 7.5, 307.5(6)
- Peace officer's retirement board, 97A.6(14)
- Records of actions kept in office, 13.2(9)
- Tax commission matters, 421.19
- Title actions against the state, 613.8–613.10
- Unemployment commission, 96.6(8), 96.17

## Actions prosecuted

- Actions of vital interest to state, 13.2(2)
- Agricultural seed law enforcement, 199.14
- Antifreeze act, 208A.9
- Attachment proceedings by state, 641.1–641.5
- Audit shows illegality, 11.16
- Audit shows irregularities, removal, 11.15–11.17
- Authority to maintain, R.C.P. 9
- Bank charters canceled, 524.14
- Bank dissolutions and receiverships, 524.14, 528.41, 528.53, 528.121, 532.19
- Basic science law violations, 146.22
- Billboards on roads, duty to enforce removal, 319.10–319.13
- Budget law violations, 8.38, 8.40
- Chain store tax, action to collect, 424.7
- Claims of state, authority to compromise, 19.9
- Combinations, pools and trusts, fees, 553.8, 553.9
- Condemnation proceedings, 472.2(1), 472.19

**ATTORNEY GENERAL—Continued**

## Actions prosecuted—Continued

- Co-operative associations, 499.4, 499.51
  - Corporate fees, collection, 496.6–496.19
  - Corporate income tax, 422.39, 422.40
  - Corporate stock, illegal, cancelled, 492.10
  - Corporations dissolved, *see subhead Dissolution and Receivership of Corporations below*
  - Custodian's prosecution for injury to state buildings, 18.2(5)
  - Dairy industry commission violations, 179.3(5), 179.11
  - Dams illegally constructed, abated as nuisance, 469.16
  - Debts due state, obtaining security, 641.1
  - Disbarment proceedings, 610.23–610.38
  - Disclosure of audit facts, removal, 11.17
  - Drug and cosmetic act, 203A.7
  - Duty to represent state and officials, 13.2
  - Employment security law violations, 96.17
  - Execution sale, bidding in for state, 569.2
  - Income tax matters, 422.17, 422.25, 422.26, 422.39, 422.40
  - Insane persons, legal settlement, 230.12
  - Insurance, assessment nonlife companies, quo warranto, 518.27, 518.34
  - Island or river channel, title action, 568.19
  - Licenses, health professions, revocation, 147.55–147.71
  - Membership sales companies, dissolved, 503.11
  - Mining operations enjoined, 87.15, 87.19
  - National guard officer's bond, 29.37
  - Obstruction of justice enjoined, 723.2
  - Old-age assistance recovery, 249.20
  - Pittsburgh plus, public protected, 553.24
  - Practice act violations, 147.92, 147.93
  - Quo warranto, co-operatives, 499.53
  - Quo warranto for ouster, 499.53
  - Quo warranto proceedings, R.C.P. 300
  - Railways, commerce commission orders, 477.50
  - Railway station name changed, 477.59
  - Receivership cases in general, *see subhead Dissolution and Receivership of Corporations below*
  - Records of actions kept in office, 13.2(9)
  - Removal of officers, 66.1–66.11, 66.23
  - Retail sales tax matters, 422.26, 422.56
  - Second injury compensation fund cases, 85.67, 85.68
  - Security, 641.3–641.5; R.C.P. 9
  - Solicitations of donations, 122.1–122.6
  - State officers represented, 13.2(3)
  - Supreme court cases, when state a party, 13.2(1)
  - Suspension of state officers, 67.1–67.13
  - Tax commission matters, 421.19, 422.25, 422.40, 422.54, 422.56, 424.7
  - Unemployment commission, 96.6(8), 96.17
  - Unfair trade discrimination, 551.6–551.10
  - Use tax law, 423.1–423.25
  - Veterinary license revocation, 169.37–169.42
  - Violations of health practice act, 147.92
  - Water pollution, 135.24(2)
- Administrative rules and regulations, hearings on objections, 17A.6
- Agents obtained from safety department, 80.22
- Annotations and tables to Code, 16.25(8)
- Appropriation, misuse, action by state, 8.38

**ATTORNEY GENERAL—Continued**

Assistant attorney general  
 Appointment by attorney general, 13.4  
 Claims, special assistant, 25.1–25.8  
 Commerce counsel not appointed, 13.7  
 Expenses on outside official duties, 13.8  
 Highway commission, special counsel, 307.9  
 Industrial commissioner, second injury, 85.67  
 Judge advocate during martial law, 29.51  
 Motor vehicle matters, additional counsel, 322.12  
 Powers and authority, 13.4  
 Salary, as fixed by law, 13.5  
 Skeleton digest, free copy to each, 16.27  
 Social welfare board, at board expense, 13.6  
 Special counsel appointed, 7.3–7.5, 13.7  
 Supreme court opinion digest received, 16.27  
 Tax commission, at commission expense, 13.5  
 Unemployment compensation counsel, 13.7, 96.17  
 Bond required, amount, 64.6(1)  
 Butter manufacturing reports accessible, 193.4  
 Cigarettes, enforcement of the law, 98.25(3)  
 Claim compromise, opinion, 19.9  
 Claims against state, procedure, 25.1–25.8  
 Claims for state, enforcement of, by action, 25.6  
 Code, session laws, copies, 16.24(11, 15)  
 Condemnation for state conducted, 472.2  
 Confiscated vehicles, 127.15–127.18  
 Convention expenses, 8.13(2)  
 Corporations  
 Articles, legality examined, 491.7–491.10  
 Cancellation of illegal stock, 492.10  
 Consolidation and reinsurance, 521.1–521.15  
 Delinquents canceled from lists, 496.9  
 Fees due state collector, 496.6–496.19  
 Insurance company articles approved, 508.2, 510.4, 512.28, 515.2, 519.3  
 Counsel, special, when employable, 13.7  
 County attorneys, supervision, 13.2(7)  
 County attorneys to report on request, 336.2(10)  
 Criminal cases appealed, 793.1–793.26  
 Custodian, prosecutions, consent required, 18.2(5)  
 Dead bodies, disposal, enforcement of law, 144.52  
 Debts due state, obtaining security, 641.1  
 Department of justice  
 Agents, obtained from safety department, 80.22  
 Agents, railway passes barred, 479.94(12)  
 Attorney general heads department, 13.1  
 Free passes on carriers barred, 479.94(12)  
 Liquor conveyances, use after seizure, 127.15–127.19  
 Location at seat of government, 13.1  
 Motor vehicle engine numbers tested, 321.94  
 Public safety department employees assigned, 80.22  
 Digest of court opinions received, 14.9, 16.27  
 Disqualification, action, in substitute, 13.3  
 Dissolution and receivership of corporations  
 Assessment life companies, 510.24–510.27  
 Banks and trust companies, 524.14, 528.41, 528.53, 528.85, 532.19  
 Building and loan associations, 413.36  
 Corporation installment plan stock, 501.4, 501.8  
 Corporation issuing stock illegally, 492.11  
 Corporations in general, 491.66  
 Foreign public utility corporations, 495.6

**ATTORNEY GENERAL—Continued**

Dissolution and receivership—Continued  
 Fraternal insurance, 512.37, 512.71, 512.72, 512.101–512.106  
 Insolvency as grounds, 507.10  
 Insurance companies, 507.10, 507.13–507.17  
 Life insurance, 507.12–507.15, 508.14–508.19  
 Membership sales companies, 503.11  
 Mutual assessment insurance, 518.27, 518.28, 518.34  
 Nonlife insurance, 507.11–507.15, 515.85–515.87  
 Dissolution of co-operative associations, 499.53  
 Donation soliciting, assist in enforcement, 122.5  
 Draft state papers, duty, 13.2(5)  
 Duties enumerated, 13.2  
 Elected for two years, Const., Iowa, V, 12  
 Election contest for office, 61.1–61.14  
 Election to office, Const., Iowa, V, 12  
 Employees not under personnel division, 8.5(6c)  
 Engineering examiners assisted, 114.7  
 Execution sales, bidding for state, 569.2  
 Expenses, duties away from office, 8.13, 13.8  
 Highway commission counsel, 307.5(6), 307.8, 307.9  
 Highway patent suit, 7.5  
 Inheritance tax claims compromised, 450.92  
 Instructions to voters, prepared, 49.68  
 Insurance appeals from commissioner, 506.8  
 Judge advocate as assistant, 29.51  
 Land titles, state, university, to approve patent, 10.13  
 Liquor vehicles seized, requisitioned, 127.15–127.17  
 Maternity hospitals, records accessible, 236.26  
 Member of boards  
 Commission on reinsurance plans, 521.5  
 Law examiners, chairman, 610.4  
 Pittsburgh plus protective committee, 553.24  
 Printing board, 15.1  
 Motor vehicle dealer law enforced, 322.12  
 National guard, defend suits against, 29.51  
 Nomination objections, hearing, 44.6  
 Oaths, power to administer, 78.2(1)  
 Opinions  
 Compromise of claims against state, 19.9  
 Corporation articles, approval, 491.7–491.9  
 Engineering examining board, 114.7  
 Fish and game matters, 109.35  
 Fraternal insurance company articles, 512.22  
 General assembly, on request, 13.2(4)  
 Highway commission matters, 307.8  
 Old-age assistance division matters, 249.20  
 Record kept, delivered to successor, 13.2(9)  
 Sinking fund, closed bank, 454.14  
 Soil conservation matters, 476A.4(2)–476A.6  
 State officers, on public matters, 13.2(4)  
 Pardons, reprieves, information to governor, 248.9  
 Patents for university lands, approval, 10.13, 10.14  
 Peace officers subject to call, 748.6  
 Pittsburgh plus, duty to protect public, 553.24  
 Postage and supplies, 19.4, 19.19, 19.25  
 Printing board, member ex officio, 15.1  
 Receivership proceedings, *see subhead Dissolution and Receivership of Corporations above*  
 Removal of officers, 66.1–66.11, 66.23  
 Removal of officers, proceedings  
 Governor may direct to investigate, 66.10  
 Parties capable of instituting, 66.3

**ATTORNEY GENERAL—Continued**

Removal of officers—Continued  
 Petition filed by attorney general, no bond, 66.4  
 Petition filed by individual, 66.3–66.5  
 Report shows grounds, copy filed with, 67.13  
 State checkers' report, duties, 11.16  
 Reports from county attorneys, 13.2(7), 336.2(10)  
 Reports made by attorney general  
     Biennial requirements, 17.1, 17.2, 17.6  
     Office report to governor, 13.2(6)  
 Requisition for seized liquor vehicle, 127.15–127.17  
 Requisition of state agents, 80.22  
 Salary fixed, 13.9  
 Securities law statements available, 502.31  
 Settlement of claim, power to complete, 19.9  
 Skeleton digest, free copies, 16.27  
 Soil conservation committee, state aid, 467A.4(2)  
 Soliciting donations, assist in enforcement, 122.5  
 Special counsel, when employable, 13.7  
 Substitute appointed by executive council, 13.3  
 Supplies furnished by executive council, 19.25  
 Supreme court nomination, 44.6, 46.15  
 Supreme court opinions digest received, 16.27  
 Supreme court reports, copies, 16.28(6)  
 Term of office, Const., Iowa, V, 14; 39.8, 39.9  
 Vital statistics, enforcement of law, 144.52  
 Water pollution, action prosecuted, 135.24(2)

**ATTORNEY IN FACT**

Acknowledgment of instrument, 558.36  
 Appointment, when must be in writing, 557.10  
 Armed forces personnel, 29.92–29.94  
 Bank deposits payable, 526.37  
 Broker, real estate, exemptions, 117.7  
 Deed, release of power by donee, 559.1  
 Execution when realty is affected, 557.10, 558.36  
 Forgery, 718.1(5), 718.2, 718.10  
 Husband or wife may appoint other, 597.5  
 Index book, 558.51, 558.52  
 Instruments executed, 558.19, 558.36–558.39  
 Insurance, commissioner as process agent, 512.22  
 Insurance, reciprocal exchange, 520.2–520.22  
 Legalizing act, conveyances by spouse, 589.17  
 Legalizing acts, 586.1, 589.17  
 Motor vehicles, 321.49  
 Real estate broker's license, exceptions, 117.7  
 Releases of power by donees legalized, 559.1  
 Revocation before recording, 558.1  
 Wartime provision as to certain persons, 29.92–29.94  
 Will, release of power by donee, 559.1

**ATTORNEYS AT LAW**

Accountancy law, exempt from, 116.19(3)  
 Accused, ordered to appear, notice, 610.27  
 Action on attachment bond, 639.14  
 Actions by clients, motion for summary judgment, R.C.P. 239  
 Administrative rules and regulations, copy furnished to secretary of bar association, 17A.5  
 Admission to practice  
     General provisions, 610.1–610.12  
     Rules for admission to the bar, *see rules printed on pages 2722 to 2726 of the Code with separate index therewith*  
 Affidavit for attorneys' fees, 625.24, 638.27  
 Affidavits to motions and pleadings, when required, R.C.P. 80  
 Agreement for fees in contract, 625.22–625.25

**ATTORNEYS AT LAW—Continued**

Ambulance chasing, 610.24, 723.3  
 Appearance, motor vehicle offense, 321.487  
 Appointment in certain cases  
     Accused person, right to attorney, 755.17, 775.4–775.6, 777.12  
     Alien property escheat cases, 567.6  
     Dairy industry commission, 179.3(3)  
     Drainage, 455.98, 455.162, 455.166, 455.169  
     Escheat cases, 567.6  
     Estates, 638.37–638.40  
     Estate tax appeal, fee, 451.9  
     Eugenics board cases, 145.17, 145.19  
     Execution sales, bidding for municipalities, 569.2  
     Extradition, 755.17  
     Felony, before plea or judgment, 777.12  
     Food and drugs act, by governor, 189.24  
     Guardian ad litem, 638.37–638.40; R.C.P. 14  
     Impeached persons, counsel for, 68.8  
     Insurance commissioner, by, 502.2  
     Nonresident, probate matters, 638.37  
     Patent cases, employment, 7.3–7.5  
     Prisoner in penitentiary, entitled to attorney, R.C.P. 13  
     Probate matters, 638.37–638.40  
     Special prosecutors, 341.7  
     State, to represent, 7.3, 189.24  
     Township trustees, employment by, 359.18  
     Trust beneficiary, fee, 532.15  
     Unrepresented persons in probate, 638.37  
 Arguments, restrictions, R.C.P. 195  
 Arraignment, when counsel may appear, 775.2  
 Assisting county attorney, when prohibited, 336.5  
 Associations, group insurance, 509.1(20)  
 Assuming to be attorney, 665.3(2)  
 Attachment bond proceedings, 639.14  
 Authority for appearance, proof, 610.17  
 Authority in general, 610.16  
 Authority, on behalf of client, 610.16  
 Bank organization commission legal, 528.74  
 Bank trust beneficiaries, appointment, 532.15  
 Board of parole, membership, 247.1  
 Bond sureties, not eligible as, 621.7, 682.5–682.7  
 Books exempt from execution, 627.6(17)  
 Brokers real estate licenses, exemption, 117.7  
 Canons of ethics, Ct. R. 119  
 Civil service cases, counsel allowed, 365.26  
 Claim for fees, excuse for nonpayment, 610.22  
 Clerk of court and deputies not to act, 606.13  
 Clients, judgment on motion, R.C.P. 239  
 Client's money, refusal to deliver, 610.21, 610.22  
 Collusion or deceit, penalty, civil liability, 610.15  
 Commerce commission, right to appear before, 474.6  
 Commerce counsel appointed, 475.1, 475.2  
 Confidential communications, 622.10  
 Conflicting engagement, trial postponed, R.C.P. 181.3  
 Constable not to act as attorney, 343.3  
 Contracts in writing, fee, clause, 625.22–625.25  
 Convicts, defense by attorney, R.C.P. 13  
 Copies of court papers filed, clerk's duties  
     Abstract on appeal, R.C.P. 340(a)  
     Bills of exception, R.C.P. 340(a)  
     Failure to deliver notice, R.C.P. 336  
     Motions and pleadings, R.C.P. 82

**ATTORNEYS AT LAW—Continued**

Copies of court papers filed—Continued  
 Notice of appeal, R.C.P. 336  
 Reporter's transcript, R.C.P. 340(a)  
 Coroner not to act as attorney, 343.3  
 Cost bonds, prohibited as sureties on, 621.7  
 County attorney, cannot act for another before supervisors, 343.2  
 County attorneys, and members of firm, prohibited from certain cases, 336.5  
 County officers cannot office with, 332.9  
 Court calendars of criminal cases, 624.8  
 Court reporter examiners, one member, 115.1  
 Damages, treble for deceit or collusion, 610.15  
 Depositions, notices or interrogatories served upon, R.C.P. 156

**Disbarment or removal proceedings**

Accusation by individual, 610.25  
 Acquittal judgment by court is final, 610.37  
 Appeal from conviction to supreme court, 610.37  
 Appearance of accused ordered, notice, 610.27  
 Arguments, criminal cases unrestricted, 780.8  
 Attorney fees not allowable, 610.26  
 Attorney general, duty to prosecute, 610.29  
 Canons of ethics adopted, Ct. R. 119  
 Clerk of court, duties, 610.28, 610.38  
 Commenced by direction of the court, 610.25  
 Copy of accusation certified by clerk, 610.28  
 Costs and expenses of action, 610.26, 610.35  
 Court of trial, supreme court to name, 610.30  
 Evidence to be written, preserved, 610.34  
 Failure of accused to plead, effect, 610.36  
 Grounds for, 610.15, 610.24  
 Guilty plea, entry of judgment, 610.36  
 Hearing, time and place, 610.31  
 Issues determined, 610.32, 610.34  
 Judges designated as trial court, 610.30  
 Judgment certified to supreme court, 610.38  
 Manner of commencing, 610.25  
 Pleadings, 610.34  
 Power of courts, 610.23  
 Record kept in district court, 610.33  
 Revocation of license by court, 610.23, 610.24  
 Supreme court clerk notified of conviction, 610.38

Suspension of license by court, 610.23, 610.24

**Disinterment proceedings, 141.24**

District court schedule, distribution, 604.20

Drainage districts, counsel, 455.98, 455.162, 455.166, 455.169

Duties, 610.14

Embezzlement defined, defenses, 710.5–710.8

**Estates**

Alien property escheat case, 567.6

Appointment as guardian ad litem, 638.37, 638.40;  
 R.C.P. 14

Appointment for trust beneficiaries, 532.15

Compensation or fees

Affidavit required, 638.27

Appointment for minors and incompetents,  
 638.39; R.C.P. 14

Court to determine fees, 638.23–638.25, 638.39

Division of fees on substitution, 638.40

Escheat cases, alien property, 567.6

Estate tax appeal fee allowed, 451.9

Extraordinary services or expense, 638.25

Guardian ad litem, acting as, 638.39; R.C.P. 14

**ATTORNEYS AT LAW—Continued****Estates—Continued****Compensation or fees—Continued**

Inheritance tax deduction, 450.12

Itemized claims, when required, 638.26

Schedule of maximum fees, 638.23, 638.24

Trust beneficiary, appointment, fee, 532.15

Executor's or administrator's attorney, 638.24–638.27

Guardian ad litem appointment, 638.37–638.40;  
 R.C.P. 14

Substitution of attorneys, fees divided, 638.40

Ethics, canons, Ct.R. 119

**Exemptions**

Books, tools and instruments exempt, 627.6(17)

Confidential communications, 622.10

Jury service, 672.2(2)

Property exempt from execution, 627.6(17)

Taxation exemptions, 427.1(15)

**Fees**

Accused person defended, 775.5, 775.6

Action to release estrays, 188.47

Administration of estates, 638.23–638.25

Affidavit as to compensation, 625.24, 638.27

Affidavit in probate matters required, 638.27

Affidavit, written contract, 625.24, 638.27

Alien escheat cases, 567.6

Amount, statutory attorneys' fees, 625.22

Appointment by the court, when, 775.5, 775.6

Bank organization, 528.74

Bank trust beneficiary, attorney for, 532.15

Carriers, action for treble damages, 479.17

Change of venue, 601.13, R.C.P. 167

Claims on public contracts, taxed, 573.21

Coal miners, failure to pay wages, 82.112

Collection, right to retain fee, 710.8

Combinations, unlawful, fees taxed, 553.20

Commerce counsel, commission cases, 474.30

Computation, written contract, 626.7, 626.8

Condemnation proceedings, 472.33, 472.34

Contracts, written, 625.22–625.25

Co-operatives, members liability, 499.9

Criminal statistics, fee paid for defense, 247.29

Depositions taxed upon failure to attend, R.C.P.  
 157(b)

Drainage district bondholders represented,  
 455.178

Drainage district counsel, 455.166, 455.169

Eminent domain appeals, 472.33, 472.34

Employment security cases, 96.15(2)

Escheat cases, alien property, 567.6

Estates, 638.23–638.27, 638.39, 638.40

Estates, extraordinary services, 638.25

Estates, taxed as costs, 638.22, 638.24

Estate tax appeal, 451.9

Estrays and trespassing animals, 188.47

Foreclosure, chattel mortgages, 652.7

Foreclosure, real estate mortgages, 625.22–625.25

Foreign insurer, 507A.5

Guardian ad litem, as, 638.37, 638.39, 638.40

Guardianships, 638.26, 638.27

Houses of ill fame, nuisance abatement, 99.30

Inheritance tax, fees deductible, 450.12

Injunction, nuisance, prostitution, 99.30

Insurance, illegal contracts, damages, 511.17

Itemized claims, when required, 638.26

Justice court cases, 601.9, 601.13



**ATTORNEYS AT LAW—Continued**

## Fees—Continued

Justice court, stipulated dismissal, 601.10  
 Label and trade-mark damage suits, 548.8  
 Lien for fees, 610.18–610.22, 710.8  
 Limitation on amount of fee, 622.70, 622.72  
 Liquor cases, enforcing lien, taxed, 126.18  
 Liquor cases, taxed as costs, 125.10, 125.14, 125.27  
 Liquor nuisance injunctions, 128.7–128.9  
 Liquor nuisance injunctions, citizen fails, costs, 128.37  
 Miners' wages not paid, attorney's fee, 82.112  
 Minors, guardian ad litem, 638.39, 638.40  
 Mortgage foreclosure, 625.22–625.25  
 Navigation cases against nonresident maliciously brought, recovered as costs, 106A.12  
 Negotiable instruments, 541.2(5)  
 Nonresident motor vehicle case taxed, 321.510  
 Nonresidents represented, estates, 638.39, 638.40  
 Nuisance cases, taxed as costs, 125.10  
 Oil and gas well lease, action for damages, 84.7  
 Partition proceedings, R.C.P. 294  
 Plaintiff defaulting in justice court, 601.9  
 Public improvement claims, taxed, 573.21  
 Quieting title action, when taxed, 649.5  
 Railroads, action for treble damages, 479.17  
 Railroads, judgment against, 474.30  
 Removal of public officer, dismissed, 66.4, 66.23  
 Restraint of trade cases, fees taxed, 553.20  
 Retention of money, excuse, 610.21, 610.22  
 School fund mortgage foreclosure, 302.33  
 Statutory attorneys' fees, amount, 625.22  
 Trade-mark and label damage suits, 548.8  
 Trade restraint cases, fees taxed, 553.20  
 Trials on information, intoxicating liquor, 126.6  
 Trusts, appointment by beneficiaries, 532.15  
 Trusts, unlawful, fees taxed, 553.20  
 Unemployment compensation appeals, 96.15(2)  
 Veterans, incompetent, guardians for, 672.13  
 Warehouse receipt lost cases, taxed, 542.14  
 Workmen's compensation cases, 86.39  
 Written contract, affidavit, 625.22–625.25  
 Impeached persons, right to counsel, 68.8  
 Incompetents, may appear for, R.C.P. 13  
 Insane persons, may appear for, R.C.P. 13  
 Insanity commission member, 228.2  
 Intoxicating liquors  
 Attorney selected to prosecute, 126.5, 126.6  
 Fees for attorney selected to prosecute, 126.6  
 Judge disqualified if litigant's attorney, 605.17  
 Judge must be attorney, 605.14  
 Judges not to practice law, 605.15  
 Judgments on motion by client, R.C.P. 239  
 Jurors, clientage as cause for challenge, R.C.P. 187(f)  
 Jury commission, excluded, 608.3  
 Jury service, exemption, 672.2(2)  
 Law examiners, 610.1–610.12  
 License to practice, admission to the bar, 610.1–610.12  
 Lien for fees, 610.18–610.22, 710.8  
 Limitation on fee agreement, 625.22–625.25  
 Liquor cases, counsel for parties allowed, 124.40  
 Minors, may appear for and defend, R.C.P. 13  
 Motor vehicle summons, appearance, 321.487  
 Negotiable instruments, attorney's fee, 541.2(5)  
 Newspapers selected for publication, R.C.P. 62

**ATTORNEYS AT LAW—Continued**

Nominations for the bench, 49.41  
 Nonresident, must appoint local attorney, 610.13  
 Notices served upon, R.C.P. 115, 141, 150(b), 156, 336, 353  
 Number allowed at trial, 780.6  
 Parole board, member, 247.1  
 Passes, railroad, to whom issued, 479.94, 479.96  
 Peace officer employment, liquor cases, 126.5, 126.6  
 Plats, cities, opinion attached, 409.9  
 Police judge may have civil practice, 605.15  
 Police judge need not be attorney, 605.14  
 Power and authority, 610.16  
 Preliminary examinations, counsel admitted, 761.1  
 Prisoners in penitentiary, may appear for and defend, R.C.P. 13  
 Privileged communications, 622.10  
 Professional communications in confidence, 622.10  
 Proof of authority may be required, 610.17  
 Railroads, free passes permitted for, 479.94, 479.96  
 Real estate broker's license not required, 117.7  
 Revocation of license, 610.23, 610.24  
 Schedule of statutory fees, 625.22, 638.23, 638.24  
 School board, employ counsel, 279.35  
 Secretary of bar association furnished copies of administrative rules and regulations, 17A.5  
 Security in court proceedings, 621.7, 682.5  
 Sheriff, not to act as, 343.3  
 Special prosecutor, 66.12, 341.7  
 Statutory attorney fees, 625.22–625.25, 638.23, 638.24  
 Stenographers or clerks, confidential communications, 622.10  
 Summary judgments against, R.C.P. 239  
 Superior court judge, qualifications, 603.5  
 Supreme court docket, distribution, R.C.P. 13  
 Suspension of license, 610.23, 610.24  
 Tax on library, partial exemption, 427.1(15)  
 Township trustees, employment, 359.19  
 Trust beneficiaries, appointment by, 532.15  
 Trust fund, forbidden as security, 621.7, 682.5  
 Undue influence of, change of venue, R.C.P. 167  
 Unlawful retention of money, 610.21, 610.22  
 Verification of pleadings by, R.C.P. 80  
 Veterans, incompetent, guardians for, 672.13  
 Violations  
 Deceit or collusion, 610.15  
 Embezzlement, 710.5–710.8  
 Inciting or stirring up actions, 740.6  
 Sending claims out of state, 627.17  
 Solicitations, 723.3  
 Unlawful retention of money, 610.21, 610.22, 742.4  
 Vital statistics furnished, divorce cases, 144.39  
 Witness fees, 622.70, 622.72  
 Zoning notices served upon, 414.16  
**ATTORNMENT**  
 Effect, by tenant to one not lessor, 562.3  
**AUCTIONS AND AUCTIONEERS**  
 General provisions, 546A.1–546A.9  
 Abandoned or stolen automobiles, 321.89  
 Broker's real estate license, exempt, 117.7(4)  
 City regulation, 368.6(5), 368.8(5)  
 Execution sales at public auction, 626.80  
 Goods sold in lots, 554.22(1)  
 Goods withdrawn from sale, allowed, 554.22(2)  
 Hotel or innkeeper's lien enforced, 583.4

**AUCTIONS AND AUCTIONEERS—Continued**

License, 546A.1-546A.9  
 License, exception, 546.1-546.3  
 License of auction sales by cities, 368.6(5)  
 Lien sales, 575.7, 576.2, 577.2, 579.2  
 Lost and unclaimed property sold, 644.4  
 Motor vehicles, stolen, auction sale, 321.89  
 Nonresident auctioneers, license, 546.1-546.3  
 Owner's right to reserve bid, 554.22(3, 4)  
 Partition sales, R.C.P. 289(b)  
 Real estate of decedent, 635.27  
 Real estate sales, when license not required, 117.7  
 Reservation of bid by seller, 554.22(4)  
 Retracting bid, when allowed, 554.22(2)  
 Sale of goods complete, when, 554.22(2)  
 Sales act applicable, 554.22  
 Sales, no implied warranty of title, 554.14(4)  
 Sale, soil conservation district's property, 467A.10

**AUDITOR, COUNTY**

See *COUNTY AUDITOR*

**AUDITORIUMS**

Authority to erect and maintain, 37.1, 385.1  
 City, management generally, 374A.1-374A.6  
 Memorial hall, use as auditorium, 37.18(3)  
 Parking reservation authorized, 321.360

**AUDITOR OF STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting, uniform system, 11.5, 11.22, 11.23  
 Annotations and tables to Code, copy, 16.25(7)

**Audits and examinations**

Accountants, cities and schools, notice, 11.18  
 Accounting system, 11.22, 11.23  
 Applicability to charter cities, 11.18  
 Bills, audit and payment, 11.19, 11.20  
 Business manager of institutions, 218.7, 218.8  
 Cities and towns, finances, 11.18-11.21  
 Cities' annual financial reports, 11.31  
 Cities examined, requirements, 11.18  
 Costs audited and paid, 11.19-11.21  
 Counties examined annually, 11.6  
 Counties, financial condition, yearly, 11.6  
 Dairy industry commission, 179.3(8)  
 "Department" defined, 11.1  
 Educational institutions, periodic, final, 11.2

**Examinations**

Made without notice, 11.11  
 Private accountants, 11.18, 11.19  
 Upon application, 11.18

**Examiners and assistants**

Access to records and cash, 11.10  
 Appointment of assistants, 11.8  
 Copies of report filed, requirements, 11.19  
 Disclosures prohibited, 11.17  
 Failure to file copies, penalty, 11.19  
 Powers and duties, 11.19  
 Qualifications and bond required, 11.7  
 Salary or per diem, 11.9, 11.19  
 Subpoena, right to call witnesses, 11.12  
 Uniform accounts, duty to install, 11.23  
 Witness, refusal to testify, action, 11.13, 11.14  
 Examiners appointed, bond, 11.7  
 Expense of examiners, 11.19, 11.21  
 Fair board account, report, 173.19  
 Fair board, state, periodic, final, 11.2  
 Funds, state, handling, 11.2

**AUDITOR OF STATE—Continued****Audits and examinations—Continued**

General penalty clause, 24.24  
 Highway commission, how audited, 11.3  
 Irregularities, report to county attorney, 11.15  
 Liquor control commission audit, 123.57, 123.58  
 Method of keeping department accounts, 11.5  
 Municipality league's reports, 363.43  
 Periodic audit required, 11.2  
 Political subdivisions examined, 11.6, 11.18  
 Removal grounds, report, 11.16  
 Repayment, objections and hearing, 11.21  
 School fund losses, 302.11, 302.12  
 Schools examined, requirements, 11.18  
 Schools, financial condition, 11.18-11.21  
 Scope and rights of access, 11.10, 11.11  
 Settlement annually required, 11.2  
 Title, "State Audit Act", 11.24  
 Townships examined, requirements, 11.18  
 Townships, financial condition, 11.18-11.21  
 Treasury department, daily audit, 11.2  
 Waterworks audit, report received, 399.19

Bond of accountancy board treasurer filed, 116.2  
 Bond of secretary of state filed, 64.23(2)  
 Bond required, amount, 64.6(1), 64.23(2), 452.15  
 Bonds issued for school fund losses, 302.12  
 Bonds of certified accountants filed, 116.11  
 Bonus, World War II, duties, 35A.7, 35A.8  
 Building and loan associations

**Corporation in loan business**

Certificate of nonusury, 429.13  
 Report of conditions received, 429.11  
 Requirements to obtain privilege, 429.11  
 Foreign company stockholders' names sent to county auditor, 431.17  
 Incorporation duties, 534.3(3)  
 Payment of loans, small amounts, report, 429.11  
 Report to governor biennially, 11.27  
 Supervisor appointed, 534.41  
 Unincorporated associations, 534.66

**Certificate of election, signing, 50.41**

City and town reports, 11.31, 368A.12  
 Claims against municipal subdivisions, 25.6  
 Code and annotations received, 16.24, 16.25  
 Comptroller vested with auditor's powers, 8.5(4)  
 Constitutional duty required, Const., Iowa, IV, 22  
 County treasurer, losses determined, 334.13-334.21  
 Delinquency in office, penalty, 452.15

**Deputy**

Appointment, 27.1, 27.2, 64.15, 584.1  
 Duties, performing those of principal, 27.2  
 Executive council, may not act on, 19.1

Elected, term, Const., Iowa, IV, 22; 39.8, 39.9  
 Election certificate for secretary of state, 50.41  
 Election contest over office, 57.1, 61.1-61.14  
 Election contests, clerk of contest court, 61.2  
 Examinations, 11.1-11.29

**Fees**

Corporations, stock on installment plan, 501.7  
 Loan corporation examination, 429.12

**Highway safety agencies, 80.19**

Indigents, medical costs certified, 255.26  
 Insurance company reports received, 432.5

**Liquor control commission**

Audit all financial records, 123.58  
 Examine accounts of stores and offices, 123.57

**AUDITOR OF STATE—Continued**

Membership on boards and councils  
 Beer permit board, state, 124.2–124.4  
 Bonus board, 35.1, 35A.6  
 Executive council, ex officio, 19.1  
 Geological board, 305.1  
 Health board, state, 136.1  
 Printing board, 15.1  
 State appeal board, budget law, 24.26  
 Nomination objections, hearing, 44.6  
 Oaths, power to administer, 78.2(1)  
 Old-age assistance tax duties, 249.36  
 Penalty for accepting bribes, 739.6, 739.7  
 Penitentiary and reformatory visits, 246.46  
 Printing board, member ex officio, 15.1  
 Process agent for service of notice, 534.54  
 Publication of city and town reports, 11.31  
 Reports made by auditor  
 Annual, on municipal finances, 17.1, 17.2, 17.7  
 Annual report, 11.25  
 Audit reports  
 Copies, distribution, 11.28  
 Requirements, individual, 11.25, 11.28  
 Summaries printed for distribution, 11.28  
 Biennial report, 11.25, 11.27  
 Building and loan association, 11.27  
 Fair board financial affairs, 173.19  
 Fees authorized, 11.29  
 General form, 17.1, 17.2  
 Witness examination, copy to parties, 11.14  
 Reports to auditor  
 Cities and towns, 11.31, 368A.12  
 County auditor's report, 333.14  
 County supervisors, 452.8  
 State institution business managers, 218.7, 218.8  
 Supervisors' report of treasurer's settlement, 452.8  
 Salary fixed, 11.30  
 School fund losses, 302.11, 302.12  
 Soldiers relief commission, forms, 250.8  
 Supplies furnished, 19.4, 19.18, 19.25  
 Supreme court nomination, 44.6, 46.15  
 Supreme court reports, free copies, 16.28(16)  
 Term, Const., Iowa, IV, 22; 39.8, 39.9  
 Uniform system of accounting, 11.5, 11.22, 11.23  
 Vacancy, custody of office during, 69.3  
 Vacancy in office, how filled, 525.2  
 World War II bonus, duties, 35A.7, 35A.8

**AUDITS AND AUDITORS**

Annual county audits required, 11.6  
 Audits by contract with C.P.A., 11.19  
 Books, records, and cash drawers, access, 11.10  
 Bribery of auditor, penalty, 739.6  
 City audits by state upon request, 11.18  
 Commission appointed by governor, 67.1–67.5  
 Comptroller's authority, 8.7–8.12, 8.35  
 County audits required annually, 11.6  
 Examination made without notice, scope, 11.11  
 Expense of state audits, 11.19, 11.21  
 General assembly's power, 79.8  
 Governor's powers, 67.1–67.5, 79.8  
 Highway commission, manner of making, 11.3  
 Interim committee, powers and duties, 2.43  
 Irregularities in audit reported, 11.15, 11.16  
 "Master" includes auditor, R.C.P. 207  
 Powers of auditors, 11.10–11.13, 11.19

**AUDITS AND AUDITORS—Continued**

Reports of state auditors, 11.4, 11.14, 11.19  
 Results of audit, confidential, 11.17  
 School audits by state upon request, 11.18  
 State auditor's duties, 11.2  
 State department, uniform system prescribed, 11.5  
 Time of making, 11.2  
 Township audits by state upon request, 11.18  
 Uniform accounting system prescribed, 11.22–11.30

**AUNT**

See also *CONSANGUINITY AND AFFINITY*  
 Incest, penalty, 704.1  
 Inheritance tax, 450.9  
 Marriage, when void, 595.19

**AUTHENTICATION OF RECORDS**

Executed in a foreign country, 558.27–558.29  
 Federal provisions, page liv, Vol. I  
 Federal statutes to be included in Code, 14.12(6c)  
 Judicial records, 622.52–622.55

**AUTHORS**

Advocating criminal syndicalism, 689.10, 689.11  
 Seditious and treasonable matter, 689.4, 689.8

**AUTOMATIC COUPLERS**

Railroad automatic couplers, 477.12, 477.15

**AUTOMOBILES**

Automobile railways, statutes applicable, 484.29  
 Conveyance for liquor, 127.1–127.22  
 Financial responsibility act, ch 321A  
 Hotelkeeper's liability, 105.7, 105.9  
 Motor vehicles, 321.1–321.411  
 Publicly owned, private use, 740.20, 740.22  
 Seizure and disposal, liquor law, 127.1–127.22  
 Use by public officers, expenses, 21.4, 79.9–79.13

**AUTOPSY**

Disinterment for autopsy, procedure, 141.22–141.25  
 Medical examiner to perform, 85A.19, 339.6, 339.7  
 Occupational diseases, 85A.19  
 Physician may perform, consent required, 141.35  
 Prohibited without permit, 141.26

**AUXILIARY PROCEEDINGS**

See *EXECUTION*

**AVENUES**

Established, 389.1

**AVIATION**

See *AERONAUTICS*

**AVOCA**

District court to be held, 604.12

**AVOIDANCE**

Pleading, R.C.P. 101, 103

**AVOIRDUPOIS WEIGHT**

Standards, 210.1–210.4

**AVULSION**

Rights of occupying claimants, 568.18–568.20

**AWARDS**

Arbitration, 679.8–679.13  
 Eminent domain, 472.17  
 Labor disputes, 90.5, 90.11–90.14  
 Workmen's compensation, 86.14–86.43

**BABY CHICKS**

General provisions, 168.1-168.8

**BACHELOR**

Apartments, housing law applicable, 413.3(3)  
Clothes and trunks exempt from execution, 627.14

**BACTERIOLOGICAL LABORATORY (IOWA CITY)**

Established, functions, 263.7, 263.8

**BACTERIOLOGY**

Basic science law, 146.2, 146.3

**BAD CHARACTER**

Evidence for testing credibility, 622.18  
Houses of ill fame, evidence, 99.14, 724.4

**BAD DEBTS**

Bank deduction before declaring dividend, 532.16  
Defined in banking law, 532.17

**BADGES**

Child labor, work permit badge, authorized, 92.13  
Unlawful wearing of military badges, 713.28

**BAGGAGE**

Bailee, extent of liability, 105.1-105.7  
Carriers liable for injury or detention, 479.127  
Claims for damage, settlement, penalty, 479.116  
Hotelkeeper's liability, 105.1-105.6  
Innkeeper's liability, left in conveyance, 105.8  
Lien upon, hotelkeeper's, 583.1-583.6  
Lodging obtained by false pretense, 713.8  
Rates for transportation, 479.92  
Removal secretly as evidence of fraud, 713.8

**BAG LIMITS**

Fish, 109.67  
Game, 109.48

**BAIL**

General provisions, 763.1-768.3  
Sexual psychopaths, 225A.3

**BAILIFFS**

District court, appointment, status, 337.7  
Municipal court, 602.6-602.12  
Original notice, return of service, judicial notice of signature, R.C.P. 59(a)  
Superior court, marshal to act, 603.23, 603.42

**BAILMENT**

Agricultural products warehouses, 543.1(4), 543.16, 543.17, 544.1-544.46

**Bailees**

Agistor's lien, 579.1, 579.2  
Artisan's lien, 577.2  
Attachment, 554.40  
Baggage, 105.1-105.8, 479.116, 479.127  
Boat and boat engine storage lien, 579.1-579.3  
Breeder's lien, 580.1-580.9  
Carrier's lien, 575.1-575.16  
Forwarding and commission merchant's lien, 576.1, 576.2  
Hotelkeeper's lien, 583.1-583.6  
Livery keeper's lien, 579.1-579.3  
Motor vehicle storage lien, 579.1-579.3  
Sales of goods, title documents, 554.31  
Steamboat owner's liability to guest, 105.1-105.7  
Stoppage in transitu, grounds, 554.58-554.60

**BAILMENT—Continued**

Bailor's remedy on disputed lien, 584.1-584.4  
Embezzlement deemed larceny, penalty, 710.4  
Release of lien by bond, 584.1-584.4  
Sales law provisions, 554.1-556.28  
Warehouse receipts law provisions, 542.1-542.58

**BAKERIES**

Application for license, 170.3, 170.4  
Bread requirements, 210.19-210.25  
Defined as food establishment, 170.1(6)  
Defined as producer, price fixing law, 550.5  
Food establishment law, 170.1-170.28, 170.46-170.51  
Inspection, 170.46, 170.47

**Licenses**

Application for license, food, 170.3, 170.4  
Fee for food license, 170.5(6)  
Required to conduct food business, 170.2  
Revocation of license, 170.8  
Sanitary construction required, 170.9-170.17  
Sanitation in conducting business, 170.18-170.28  
Supply store, food license required, 170.2-170.8  
Trade-marked articles, 550.1-550.5  
Use as dwelling prohibited, 170.25  
Walls and ceilings, material, painting, 170.13

**BALES AND BALERS**

Baler's lien, 571.1-571.5  
Fraudulent use, other's marked bales, 713.21  
Hay or straw, labeling for sale, 212.5

**BALL GAMES**

Decoration Day restriction, penalty, 730.1, 730.2

**BALLOTS**

Generally, 49.29-49.103  
Sample published, 43.29

**BANDS**

City and town authority, 375.1-375.6

**BANG'S DISEASE**

General provisions, 164.1-164.26

**BANKHEAD-JONES FARM TENANT ACT**

General provisions, 234.15-234.20

**BANKING BOARD**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Access to banking records, 525.8  
Advisory capacity of board, 525.8  
Appointed by governor, 525.2  
Approval of examiners, 524.6  
Banking laws, advisory administration, 525.8  
Chattel loan concerns investigated, 536.13  
Compensation and expenses, 525.4-525.6  
Creation of board, 525.1  
Meetings of board, 525.7  
Membership, number, 525.1, 525.2  
Oaths, power to administer, 78.2(2)  
Powers and duties, 525.8  
Record of expenses, audit, payment, 525.5, 525.6  
Regulation of department salaries, 524.6, 524.7  
Reserve balance requirements, 528.69  
Salaries of employees, 524.6, 524.7  
Tenure of office of members, 525.3  
Vacancies, how filled, 525.2

**BANKING DEPARTMENT**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

*General provisions, 528.1-528.128*

Acceptances regulated, 528.73

Advisory capacity of banking board, 525.8

Assistants, special

Appointment, term of office, 524.6

Bonds required, 524.9

Chattel loan law enforcement, 536.22

Salaries fixed, 524.7

Bank and trust company law, 528.1-528.128

Bank charters approved

Co-operative banks, 524.12, 524.13, 531.4, 531.5

Loan and trust companies, 528.52

Reorganization plans, 528.35, 528.114

Savings and state banks, 491.35, 524.11-524.13

Bank charters revoked, 524.14

Banking board, expenses, compensation, 525.5

Bank officers and directors, listing, 528.49, 532.19

Bank officers, compensation approved, 528.5

Capital stock deductions, 528.60, 532.19

Certificates or licenses issued and revoked

Bank and trust companies, fiduciary, 532.19

Chattel loan concerns, 536.4-536.9

Credit unions, 533.1(5), 533.6, 533.20(3)

Loan and trust companies, 528.52

Savings banks, 491.37, 526.6, 526.14, 526.39, 526.41

State banks, 491.37, 527.5

Chattel loan business regulated, 536.1-536.25

Clerks and stenographers

Appointment, number allowed, 524.6

Bonds required, 524.9

Chattel loan law enforcement help, 536.22

Salaries, how paid, 524.6

Co-operative banks, supervision, 531.1-531.26

Credit unions, supervision, 533.1-533.28

Depositories for public funds, 453.1-454.18

Depositors' agreements, 528.95-528.123

Deputy superintendent appointed, 524.6, 524.9

Employees

Not under division of personnel, 8.5(6c)

Number and salaries allowed, 524.6

Examinations, *see BANKS AND BANKING*

Expenses of department, how paid, 524.16, 524.17

Federal deposit insurance, 530.1-530.5

Fees

Accounting to treasurer, 12.10, 524.12, 524.23

Examination fees, 524.15, 524.23, 536.2, 536.8

Use, 524.6, 524.16, 524.17

Fiduciary capacity of banks, 532.1-532.21

Investments of banks regulated, 526.25

Loan and trust companies regulated, 528.52

Loans by banks regulated, 528.8-528.13

Management of banks by superintendent, 528.90-528.94

Office located at Des Moines, 524.1

Officers of banks, compensation, 528.5, 532.19

Officers of banks, lists filed, 528.49, 532.19

Penalty collected for omission of statement, 528.24

Postage furnished, 19.4, 19.19

Private banks regulated, 524.24-524.30

Public depositors, 453.1-453.6

Receivership, 524.30, 528.33-528.46, 532.19

Records relating to banking filed, 524.20

**BANKING DEPARTMENT—Continued**

Reorganization of banks, 528.35, 528.54, 528.114

Reports by department, annual, 17.8, 524.21

Reports of banks, 528.17-528.28, 532.19

Resolutions to change directors, 528.9, 527.9

Salaries allowed, 524.6, 524.7, 524.16, 524.17

Salaries of bank officers approved, 528.5

Savings banks, 526.1-526.44, 528.1-528.128

Sinking fund for public deposits, 454.1-454.34

State banks, 527.1, 527.10, 528.1-528.128

State-federal co-ordination, 530.1-530.5

Stockholders, list filed, 528.47-528.49

Superintendent of banking

*General provisions, powers, duties, 524.1-524.30*

Accounting for fees collected, 12.10, 524.22, 524.23

Banking board records kept, 525.6

Bond required, amount, 64.6(10)

Closed banks, duties, 454.7, 454.14-454.18

Co-operative banks, powers, 531.1-531.26

Credit unions, powers, 533.1-533.28

Deposits in closed banks, 454.7, 454.14-454.18

Member of banking board, 525.1

Renewal certificate issued, 491.37

Report, to governor, 17.1, 17.2, 17.8, 524.21

Sale of order instruments regulated, 533B.1-533B.5

Sinking fund, attorney general's opinion, 454.14

Small loan licensees listed, 536.24

Trust companies, 528.1-528.128

**BANKRUPTCY**

Bankrupt store sales, city regulation, 368.6(5)

Bills of exchange, presentment, 541.146(3)

Bills of exchange, protest before maturity, 541.159

Bills of lading cases, rules may apply, 487.52

Blind aid benefits, exempt, 241.10

Broker's real estate license, trustee exempt, 117.7

Bulk sales law, not applicable to trustee, 555.3

Certified copies, recording, 558.1, 558.42

Congressional regulation, Const., U. S., I, 8

Corporation filing fee exempt, 491.11, 494.5

Dependent child aid benefits, exempt, 239.13

Drainage pumping station, authority to take, 461.24

Employment security, priority, 96.14(4)

Insurance, compensation liability, 87.8

Motor vehicle accident liability, 321A.14(2)

Notice of dishonor, negotiable paper, 541.102

Old-age assistance exempt, 249.34

Public funds on deposit certified, 454.7

Sales contracts, rules to apply, 554.74

Securities, sale, exempt from securities law, 502.5

Warehouse receipt cases, rules to apply, 542.56

**BANKS AND BANKING**

Acceptances of drafts, limitations, 528.71-528.73

Acceptances, superintendent regulates, 528.73

Accepting deposit when insolvent, 528.81, 528.82

Advances of credit, limitations, 528.14

Advertising as savings bank, when prohibited, 526.44

Assets, pledging, limits, 528.12, 528.13, 528.66

Assignment for benefit of creditors, void, 528.42, 532.19

Associations

Advertising as savings bank, penalty, 526.44

Co-operative, 531.1-531.26

**BANKS AND BANKING—Continued**

- Associations—Continued
  - Creation, Const., Iowa, VIII, 5
  - Unallowable dividends, 528.58
- Attorneys, organization fees allowed, 528.74
- Bad debts defined, 532.17
- Bank board, state, 524.28–525.8
- Bankers' associations, department officials' attendance expenses, 524.16
- Bank examiners, appointment, 524.6–524.8
- Bank examiners, duties and powers, 528.30
- Banking business, unlawful, penalty, 528.50, 528.53
- Banking department, state, 524.1–524.27
- Banking institution defined, 530.1
- Bills
  - Constitutional provisions, Const., Iowa, VIII, 8
  - Counterfeiting, 718.4–718.8, 718.12, 718.14
  - Countersigned, Const., Iowa, VIII, 8
  - Preference, Const., Iowa, VIII, 10
  - Security deposit required, Const., Iowa, VIII, 8
  - Taxable property, 427.13(5)
- Bonds
  - Assets of bank, pledging authorized, 528.12
  - Authority to deal in bonds, 532.1(5)
  - Banking department employees bonded, 524.9
  - Co-operative banks, officer's bond, 531.23(2)
  - Creditors not affected by reorganization, 528.40
  - Examiners to be bonded, 524.8
  - Excessive or burdensome, reduction, 532.3
  - Exempt bonds, held, no stock exemption, 427.1
  - Fiduciaries, bonds reduced by deposits, 532.3
  - Investment in bonds of FDIC, 530.2
  - Liabilities of bank limited, 528.14
  - Statement regarding bonds of bank, 528.22(8)
  - Trust companies, issuance authorized, 532.14
- Bonds of officers and employees, 528.3
- Branch banking prohibited, exceptions, 528.51
- Branch offices, when authorized, 528.51, 528.53
- Broker, real estate, license exemption, 117.7
- Business, when prohibited, 528.50, 528.53, 534.18
- Capital stock
  - Amount fixed in articles, 526.3, 532.19
  - County cannot own bank stock, 346.20
  - Listing for taxation, 428.8, 428.12–428.14, 428.27
  - Loss of, remission of taxes, 445.62
  - Minimum capitalization requirements, 528.1
  - Place of assessing, 428.8
  - Sale for other than money, 492.6
- Savings banks
  - Advertisement, fraudulent, penalty, 526.44
  - Assessment limitations, 528.128
  - Decrease of capital stock, 528.127
  - Division into shares, 526.36
  - Increase, procedure, record, 526.38, 526.39
  - Investment, 526.25, 526.26
  - Lien on debtor's stock, 528.9
  - List of stock held, location, 528.47–528.49
  - Loan on own stock, limitations, 528.9
  - Minimum requirements, 528.1
  - Owning own stock, limitations, 528.9
  - Payment after issuance, 526.36
  - Preferred stock, 528.127
  - Reduction, procedure, 528.59, 528.60
  - Shares in general, *see Shares of Stock below*
  - Shares, value fixed in articles, 526.36
  - Stockholder's assessment liability, 528.128

**BANKS AND BANKING—Continued**

- Capital stock—Continued
  - Savings banks—Continued
    - Stockholders, list required, 528.47–528.49
    - Transfer, record, effect, 526.36
    - Voting of stock, 526.18
    - Withdrawal of capital stock, 528.56
  - Savings stock
    - Amending articles, 528.124–528.126
    - Nonassessability, 528.127
  - Shares of stock
    - Assessed to shareholders at bank site, 430.2
    - Disposal when acquired by bank, 528.9
    - Exempt from Iowa securities law, 502.4(6)
    - Lien on stock for debt to bank, 528.9
    - Loss of capital, tax remitted, 445.62
    - Nonassessability provision, 528.127, 528.128
    - Number fixed, 526.36, 527.7, 528.55, 532.19
    - Preferred stock, conditions, 528.127
    - Purchase by bank, limitation, 528.9
    - Security for loan from bank, 528.9
    - Tax, 420.207, 427.1(5), 429.2, 429.9, 430.2–430.9
    - Trust shares of own stock, how voted, 532.6
    - Value, total listed to owners by assessor, 430.4
    - Voting, 526.18, 532.6, 532.19
  - State banks
    - Advertisement, fraudulent, penalty, 526.44
    - Amendment of articles, 528.124–528.126
    - Assessment limitations, 528.128
    - Division into shares, 527.7
    - Investment, 526.25–526.28
    - Lien on debtor's stock, 528.9
    - Loan on own stock, limitations, 528.9
    - Minimum capitalization, 528.1
    - Owning own stock, limitations, 528.9
    - Reduction procedure, 528.59, 528.60
    - Shares in general, *see Shares of Stock above*
    - Shares, value fixed in articles, 527.7
    - Stockholder's assessment liability, 528.128
    - Stockholders, list required, 528.47–528.49
    - Withdrawal of capital stock, 528.56
  - Stockholders
    - Assessor to have list, 430.3
    - County not eligible, 346.20
    - Exemption from personal liability, 528.127
    - Liability, assessment limit, 528.127, 528.128
    - Lien of bank on shares for debt, 528.9
    - List of stockholders required, 528.47–528.49
    - Recording, Const., Iowa, VIII, 8
    - Reduction of stock, vote required, 528.59
    - Remission of tax, insolvent banks, 430.9
    - State not eligible, Const., Iowa, VIII, 4
    - Voting by stockholders, 526.18, 532.6, 532.19
  - Taxation, 429.2, 430.1–430.15
  - Trust companies
    - Amendment of articles, method, 528.124
    - Assessment limitations, 528.128
    - Division into shares, 526.36, 532.19
    - Increase of capital stock, 526.38, 526.39, 532.19
    - Lien on debtor's stock, 528.9
    - Loan on own stock, limitations, 528.9
    - Minimum requirements, 528.1
    - Owning own stock, limitations, 528.9
    - Paid-up capital, amount required, 528.52
    - Preferred stock, procedure, 528.125–528.127
    - Reduction, procedure, 528.59, 528.60

**BANKS AND BANKING—Continued**

## Capital stock—Continued

## Trust companies—Continued

- Shares in general, *see Shares of Stock above*
- Shares, value fixed, 526.36, 528.55, 532.19
- Stockholder's assessment liability, 528.128
- Stockholders, fix officers compensation, 528.5
- Stockholders, list required, 528.47–528.49
- Voting, stockholder disqualified, 526.18
- Withdrawal of capital stock, 528.56

- Cash reserves, amount regulated, 528.68, 528.69
- Certificates of deposit, investments by fiduciaries, 682.23(14)

## Checks

- Assignment of funds, not operate as, 541.190

## Certification

- Amounts to acceptance, 541.188
- Discharges drawer and indorsers, 541.189
- False certification, penalty, 528.87

- Clearance at par required, 528.63

## Definition, 541.186

- Forged or raised, bank liability, 528.61

- Liability to pay on acceptance, 541.190

- Lost or destroyed, bond, 541.199, 541.200

- Presentment time, 541.187

- Selling, business regulated, 533B.1–533B.5

- Stolen, indemnity bond, 541.199, 541.200

- Stop order, notice, limit, 528.62

- Clearings, drafts in payment, preference, 528.34

## Closed banks

- Drafts in clearings payment, preference, 528.34

- Legal processes suspended, 528.32

- Limitation on assigned judgments, 615.1

- Limitation statute tolled, 528.90

- Liquidation and receivership, *see Receivership under each kind of bank, see also subhead Reorganization of Banks and Trust Companies below*

- Public deposits, 454.7, 454.14–454.18

- Subrogation of public deposits, 454.17, 454.18

- Superintendent as receiver, 528.43, 532.19

- Trust fund deposit on liquidation, recovery, limitation, 682.41–682.44

- Commissions for organizing, 528.74, 528.75

- Common trust funds, 533A.1–533A.6

- Confidential matters, tax hearings, 421.17(7)

- Consolidation, generally, 528B.1–528B.12

- Consolidation, public deposits certified, 454.7

- Constitutional provisions, Const., Iowa, VIII, 5–11

- Conversion to or from national or state bank, general provisions, 528B.1–528B.12

- Co-operative associations, banking, 499.7

## Co-operative banks

- See also subhead State Banks below for additional provisions applicable under* 531.25

- Application for charter, contents, 531.1

## Articles of incorporation

- Approval by department, 524.11, 531.1, 531.4
- Contents, 531.2

- Business transacted, prerequisites, 531.8

## Bylaws

- Amendments, posting, filing, 531.5
- Banking department suggestions, 531.26
- Contents, 531.3
- Copy with charter application, 531.1
- Stockholder may amend, 531.20

- Capital stock subscriptions, 531.7, 531.8

**BANKS AND BANKING—Continued**

## Co-operative banks—Continued

- Certificate of incorporation, 531.4, 531.7

- Commencement of business, 531.8

## Directors

- Compensation must be authorized, 531.24
- Inspection of directors' list permitted, 528.48
- List of directors required, 528.47–528.49
- Management powers, 531.23
- Number, qualifications, tenure, 531.2(6)
- Oath taken, 531.21
- Powers in general, 531.23
- Stockholders may overrule board, 531.20
- Vacancies filled, 531.23

- Dividends, limitation, 531.12

- Examination by department, 531.15

- Exemption of private property, 531.11

- Fiscal year, extent, 531.18

- Income tax exemption, 422.34(1)

- Incorporation, certificate issued, 531.4, 531.7

- Insolvency, procedure, 531.17

- Investments, power to invest funds, 531.10

- Law of state banks applicable, 531.25

- Liquidation and distribution, 531.13

- Loan and investment powers, 531.10

- Meetings of stockholders, 531.19

- Name must contain "co-operative bank", 531.2

- Net earnings, distribution, surplus, 531.12

- Notice of stockholders' meeting, 531.19

- Officers, election, tenure, 531.22

- Powers of stockholders, 531.20

- Private property exempt, 531.11

- Prohibited use of "co-operative bank", 531.6

- Real estate broker's license not required, 117.7

- Real estate, power to own and sell, 531.19

- Reports of condition required, 531.14

- State bank statutes applicable, 531.24

- Stockholders entitled to one vote, 531.19

- Stockholders' meeting, powers, 531.20

- Stockholders' property exempt, 531.11

- Stock subscription requirements, 531.7

- Supervision and reports, 531.14

- Supervision by department, 531.13–531.16

- Surplus, requirements, 531.12

- Violations, procedure, 531.16

- Co-ordination, state and federal, 530.1–530.5

- Co-ordination with FDIC, 530.1–530.5

- Corporate reports and fees, when exempt, 496.19

- Corporation law applicable, 491.1–496.19

- County not to own stock, 346.20

- Creditor's preference, Const., Iowa, VIII, 10

- Currency taxable, 427.13(5)

- Custodian, rights and duties, 532.8

## Debts

- Issuance of certain bonds permitted, 532.14

- Limitations, 528.14, 532.14, 532.19

- Pledging assets, 528.12, 532.14

- Power to contract, purposes, 532.14

- Trust property held by bank exempt, 532.7

- Definitions of banks, public funds, 453.1

- Depositories of public funds, 452.10, 453.1–453.8

- Depositors' agreements, 528.95–528.110

- Depositors, FDIC subrogated to rights of, 530.3

- Depositors' supplemental agreements, 528.111–528.123

- Depository of public funds, banks, 452.10

- Depository, state sinking funds, 454.1–454.18

**BANKS AND BANKING—Continued**

- Deposits**  
 Acceptance if insolvent, penalty, 528.81, 528.82, 532.19  
 Bond of trustee lowered by deposits, 532.3  
 Borrowed money, when deposits become, 528.11  
 Branch banks, authority to accept, 528.51  
 Cash reserve, determined by deposits, 528.69  
 Certificate of deposit, 526.23, 526.24, 532.19  
 Certificates lost or stolen, 541.199, 541.200  
 Closed banks, certification of public deposits, procedure, 454.7, 454.14, 454.18  
 Closing accounts, 526.22, 526.24, 532.19  
 Court authority for fiduciaries, 532.2, 682.23(13)  
 Depositors' agreements, 528.95-528.123  
 Estate funds deposited to reduce bond, 532.3  
 Excessive interest, borrowed money, 528.11  
 False certification, penalty, 528.87  
 Federal deposit insurance, subrogation, 530.3  
 Fiduciaries authorized to make, 532.2, 682.23(13)  
 Inheritance tax appraisalment, 450.39-450.43  
 Inheritance tax, joint deposit, 450.3(5)  
 Inspection for inheritance tax, 450.86  
 Insurance in FDIC authorized, 530.1-530.5  
 Interest, limitations, 526.24, 528.11, 532.19  
 Interest on time deposits, limit, 528.11  
 Joint deposits, survivorship, 450.3(5), 528.64  
 Payable, 526.19, 526.37, 532.19  
 Payment to fiduciary, court order, 532.2  
 Payment upon death of trustee, 532.4  
 Payment when no express trust, 532.4  
 Personalty by fiduciary to lower bond, 532.3  
 Public funds by officials, 452.10, 453.1-453.8  
 Regulations, change, effect, 526.20  
 Regulations for payment, posted, 526.20, 532.19  
 Separation of funds, liability, 532.7  
 Survivorship on joint deposit, 528.64  
 Trust funds on court order, 532.2-532.4  
 Withdrawals, notice, 526.21, 532.19
- Dividends**  
 Bad debts deducted, 532.16, 532.17  
 Fiduciary banks, requirements, 532.16, 532.17  
 Limitations, 526.35, 528.57, 528.58, 532.16  
 Losses deducted, 532.16  
 Surplus before dividend declared, 528.57  
 Unlawful dividends paid, penalty, 528.85
- Drafts preferred in liquidation, 528.34**  
**Drive-up windows, 528.51**  
**Duration of corporation, 491.24**  
**Estate funds deposit, burdensome bond, 532.3**  
**Estate funds to reduce excessive bond, 532.3**
- Examinations**  
 Applicable law, trust company, 532.19  
 Banks failing to report, 528.20, 528.25  
 Bill for fees in triplicate, 524.23  
 Chattel loan concerns, 536.10  
 Compensation of committee, 528.21  
 Co-operative banks, 531.15  
 Cost bill for fees, 524.23  
 Credit unions, 533.6  
 Depositors' agreements, banks taking, 528.99  
 Directors' committee, duties, 528.17, 532.19  
 Evidence and records produced, 528.30, 532.19
- Examiners**  
 Appointment, qualifications, 524.6-524.8  
 Bonds, salaries, 524.7, 524.8  
 Books, production compelled, 528.30

**BANKS AND BANKING—Continued**

- Examinations—Continued**  
**Examiners—Continued**  
 Classification, 524.7  
 Disqualification of examiners, 524.18  
 Eligibility for examination, 116.9  
 Examining committee, 528.17-528.21  
 Expense allowed, how paid, 524.16, 524.17  
 Inspection of books and records, 528.30  
 Oaths, power to administer, 528.30  
 Qualifications required, 524.8  
 Salaries allowed, how paid, 524.7, 524.15-524.17  
 Witness subpoenaed, examiner's power, 528.30
- Expenses paid, 524.15, 528.20, 528.26, 528.31  
 Failure to report, 528.20, 528.25, 532.19  
 Federal deposit corporation, 530.4  
 Fees charged banks, 524.15, 524.16, 524.23  
 Information obtained confidential, 524.19  
 Loan and trust companies, 528.20, 528.52  
 Private banks, 524.29, 524.30  
 Receivership procedure, 528.45, 528.46, 532.19  
 Reorganization, banks proposing, 528.99  
 Reorganization requirements, 528.99  
 Reports required, 528.19, 528.25, 532.19  
 Savings or state banks, 528.20, 528.25, 528.30  
 State examiners, powers, 524.6-524.8, 528.30-528.32, 532.19  
 Superintendent's power to order, 528.20, 528.25, 528.30, 528.52, 528.99, 532.19  
 Time of examination, record, 528.19, 532.19  
 Trust companies, 528.20, 528.25, 528.30, 532.19
- Execution against, when right suspended, 528.32  
 Exempt from corporation fee or report, 496.19  
 False statements and rumors, penalty, 528.89  
 Federal banking co-ordination, 530.1-530.5  
 Federal deposit insurance corporation, 530.1-530.5  
 Federal reserve, reserve funds, 528.68, 528.69  
 Federal reserve system, membership, 528.67  
 Fiduciaries, compensation, 532.8
- Fiduciary capacity**  
 Administrator's power, 532.1, 532.8  
 Agency functions, 532.1(3)  
 Articles of incorporation to authorize, 532.1  
 Assignee's power, 532.1  
 Attorney appointed for beneficiary, fee, 532.15  
 Authority, additional to other powers, 532.1  
 Banking law applicable, 532.19  
 Beneficiaries, right to legal counsel, 532.15  
 Bond, burdensome, how avoided, 532.3  
 Bond reduced by deposit of funds, 532.3  
 Bond, same as for individuals, 532.8  
 Bonds, issuance requirements, 532.14  
 Common trust funds, 533A.1-533A.6  
 Compensation, claim and affidavit, 638.26-638.28  
 Compensation same as individuals, 532.8  
 Confidential matters, tax hearings, 421.17(7)  
 Court order for trust deposits, 532.2-532.4  
 Debts, what deemed bad, 532.17  
 Deductions in listing moneys and credits, 429.10  
 Deposits in trusts, payment, 532.2-532.4  
 Discharge or release, 532.10  
 Dissolution, 528.76, 528.77, 532.9-532.11, 532.19  
 Dividends declared, conditions, 532.16-532.18  
 Drafts issued upon depositories, 532.1(5)  
 Estate funds deposited to reduce bond, 532.3  
 Executor's power, 532.1, 532.8  
 Expenses of business allowed, 532.14



**BANKS AND BANKING—Continued**

- Fiduciary capacity—Continued
  - Fee for attorney of beneficiary, 532.15
  - Fees, 532.8, 638.26–638.28
  - Fiscal or transfer agents, 532.1(3)
  - Funds in trust kept separate, 532.7
  - Gifts to minors, uniform Act, 565A.1–565A.11
  - Guardian's power, 532.1
  - Indebtedness of bank restricted, 532.14
  - Investments, 526.25, 526.28, 532.18, 532.19
  - Law of banking applicable, 532.19
  - Names, use of word "trust", 532.12, 532.13
  - National banks, powers, 532.1, 532.5
  - Officers of court, deposits regulated, 532.2–532.4
  - Payment of deposited funds, 532.4
  - Powers and duties, 532.8
  - Property held separate, exemption, 532.7
  - Receiver's power, 532.1
  - Relationships that may be exercised, 532.1
  - Release from liability, 532.10
  - Safe-deposit business permitted, 532.1(6)
  - Securities bought and sold, 532.1(5)
  - Securities with superintendent, return, 532.11
  - Separation of trust funds by a bank, 532.7
  - Stock, voting of shares, 532.6
  - Successors, appointment, 532.9–532.11
  - Transfer or fiscal agents, 532.1(3)
  - Trustee, power as, 532.1, 532.8
  - Trust fund in court, deposited, 532.2–532.4
  - Trust property not liable for debts, 532.7
  - Trusts, power to accept and execute, 532.1(4)
  - Voting own stock, when authorized, 532.6
  - Words in name, mandatory use, 532.12
  - Words in name, prohibitions, 532.13
- Forfeiture of charter, grounds, 528.53, 528.85
- Funds
  - Assets pledged to secure, 528.13
  - Closed banks, public deposits, 454.7, 454.14–454.18
  - Common trust funds, 533A.1–533A.6
  - Diversion of funds, penalty, 528.84, 528.85
  - Estate funds deposited to reduce bond, 532.3
  - Federal housing loans, 526.26, 528.14
  - Investment
    - General provisions*, 526.25, 526.26
    - Farm loan bank stock, 528.70
    - Federal housing securities, 526.26
    - Federal reserve bank stock, 528.67, 528.70
    - Limitations, 526.25–526.28
    - Surplus fund, 526.32
  - Public fund depositories, 452.10, 453.1–453.8
  - Public funds, pledged to secure, 528.13
  - Public officers' deposits, 453.1–453.8
  - Reserve funds, 528.68, 528.69
  - Surplus required, 528.57
  - Transfer, surplus to undivided profits, 526.33
  - Trust funds
    - Deposit by court order, 532.2–532.4
    - Deposit by fiduciary, 532.2
    - Segregation, 532.7
  - Undivided profits fund set up, 526.32
- Gifts to minors, uniform Act, 565A.1–565A.11
- Illegal and unsafe practices, 528.29
- Indebtedness, limitations, 532.14
- Indebtedness, purposes for which authorized, 532.14
- Inheritance tax, bank deposits, 450.3(5)

**BANKS AND BANKING—Continued**

- Insolvency, billholders preferred over creditors, Const., Iowa, VIII, 10
- Insolvent banks, public deposits, 454.14–454.18
- Insolvent banks, public deposits certified, 454.7
- Insolvent banks, remission of stock tax, 430.9
- Institutions, defined for co-ordination, 530.1
- Interest rates specified, 535.2–535.6
- Investments
  - Savings banks
    - Farm loan bank stock, 528.70
    - Federal reserve bank stock, 528.67–528.70
    - Kinds of investment enumerated, 526.25
    - Real estate holdings, 526.34
    - Surplus invested same as capital, 526.32
  - State banks
    - Federal reserve, farm loan bank stock, 528.70
    - Same as savings banks, 526.28
  - Trust companies
    - Federal reserve, farm loan bank stock, 528.70
    - Same as savings banks, 526.28
- Legislation on banks, election approval, Const., Iowa, VIII, 5
- Liabilities, limitation of amount, 528.14
- Liability, purposes for which authorized, 532.14
- Limited partnerships, banking prohibited, 545.4
- Liquidation, superintendent's power, 528.32
- Loan and trust companies
  - See also subhead Savings Banks and subhead State Banks below, for provisions made applicable by 528.52*
  - Annual report and fee not required, 496.19
  - Capitalization requirements, 528.52
  - Capital stock, division into shares, 528.55
  - Confidential matters, tax hearings, 421.17(7)
  - Corporate reports and fees, when exempt, 496.19
  - Deposits, time, right to receive, 528.50
  - Dividends, when and by whom declared, 532.16
  - Law of banks applies, 528.52, 528.53
  - Name "state", when not required, 528.54
  - Real estate broker's license not required, 117.7
  - Receivership, priority statute, 680.8
  - Reorganization as state bank, 528.54
  - Shares of stock assessed, 430.2–430.8
  - Statutes applicable, same as banks, 528.52, 528.53
  - Stockholders list for taxation, 430.3–430.5, 430.8
  - Violations, penalties, 528.53
- Loans
  - Acceptances of sight drafts, 528.71–528.73
  - Approval, officer or employee loan, 528.6, 532.19
  - Chattel loan law not applicable, 536.20
  - Commercial paper, savings banks, 526.29
  - Excess time deposit interest, 528.11
  - Executive officer, authority, 528.10
  - FDIC, approval of loan to, 530.5
  - Financial statement, when required, 528.8
  - Government secured, limits, 528.15, 532.19
  - Gratuity to official, penalty, 528.10
  - Installment loans
    - Advertising, restrictions, 529.12
    - Applicable to banks only, 529.11
    - Bank installment loan law, 529.1–529.13
    - Charge, maximum, 529.6
    - Definition, 529.1
    - Delinquency of installment payment, 529.7
    - False advertising, penalty, 529.12

**BANKS AND BANKING—Continued**

## Loans—Continued

## Installment loans—Continued

- G. I. loans not prevented, 529.9
- Interest rate on real estate mortgages, 529.10
- Lending agency, 529.2
- Limitation of amount, 529.3
- Maturity, 529.4
- Maximum charge permitted, 529.6
- Misleading or false advertising, 529.12
- National banks, law available, 529.2
- Note of borrower, form, 529.5
- Options allowed, 529.6
- Percentage rate in advertising, 529.12
- Real estate mortgage rates, 529.10
- Repayment of loan before maturity, 529.8
- Servicemen's loans not prevented, 529.9
- Short title of law, 529.13
- Violations in advertising, penalty, 529.12
- Insurance by mortgagor, savings banks, 526.31
- Interest rates specified, 535.2–535.6
- Investment, 526.25, 528.67, 528.70, 532.18, 532.19
- Liability limit, 528.14, 532.19
- Lien on debtor's bank stock, 528.9
- Limitations, 528.71–528.73, 532.19
- Limitation, war purposes, 528.15, 532.19
- Limit, government secured, 528.15
- Limit of borrowing liability, 528.14, 532.19
- Officials, loan limits, penalty, 528.6, 528.7, 532.19
- Own stock as security, prohibited, 528.9
- Ratio to capital and surplus, 528.14, 532.19
- Real estate, borrower pays expense, 526.30
- Statutes inapplicable, savings banks, 526.26
- Unsecured loans, financial statement, 528.8
- Loss of capital stock, taxes remitted, 445.62
- Management by superintendent
  - Application of bank directors, 528.90
  - Assets, power to sell or pledge, 528.93
  - Creditor's remedies suspended, 528.90
  - Limited to two years, extension, 528.90
  - Liquidation and distribution, duty, 528.32
  - Method of management, powers, 528.90, 528.91
  - New deposits, segregation required, 528.91
  - Powers of superintendent, 524.10
  - Reorganization, powers, 528.92
  - Trust companies, law applicable, 532.19
  - Voluntary agreements permitted, 528.94
  - Winding up bank affairs, 528.91
- Merger, generally, 528B.1–528B.12
- Merger, public deposits certified, 454.7
- Minors, gifts to, uniform Act, 565A.1–565A.11
- Money orders, sale regulated, 533B.1–533B.5
- Municipal bonds, security on sale, 396.13, 396.14
- National banks
  - Assessed at site of bank, 430.2
  - Branch banks or offices, exception, 528.51, 528.53
  - Closed banks, public funds, claims, 454.14
  - Conversion to or from, 528B.1–528B.12
  - Depositors' agreements and supplemental agreements, 528.95–528.123
  - Deposits of public funds, 453.1–453.8
  - Estate funds to reduce bonds, 532.3
  - Fiduciary investment registered in name of a nominee, 532.21
  - Fiduciary powers authorized, 532.1–532.5
  - Fiduciary powers, trustee deposits, 532.1–532.5
  - Income tax exemption, 422.34(1)

**BANKS AND BANKING—Continued**

## National banks—Continued

- Installment loans, 529.1–529.13
- Liability for stockholder's tax, 430.12–430.15
- Notes, moneys, credits and accounts taxed, 429.2
- Real estate broker's license not required, 117.7
- Securities, Iowa securities law, 502.4(2)
- Stockholders, list for taxation, 430.3–430.5, 430.8
- Stock taxed, 420.207, 428.12, 429.2, 429.9, 430.2–430.15
- Tax assessments, 430.2–430.10
- Tax payment, bank notes, 445.33
- Trust powers authorized, 532.1–532.5
- Weapons, permits for employees, 695.1, 695.5
- Negotiable instruments
  - See subhead Checks above*
  - Acceptances of drafts regulated, 528.71–528.73
  - Authority to deal in, 532.1(5)
  - Bank defined, 541.192
  - Cashier as drawee or indorsee, 541.42
  - Check clearance at par required, 528.63
  - Deposits for collection, 541.201
  - Drafts, authority to issue, 532.1(5)
  - Drawn or indorsed to cashier, 541.42
  - Payable at bank, order to pay, 541.88
  - Payable at bank, time to present, 541.75
- Notes
  - Circulating national bank notes
    - Foreign bank notes, penalty, 718.21–718.23
    - Receivable in payment of taxes, 445.33
    - Taxation as moneys and credits, 429.2
  - Finder's rights and duties, 644.6–644.18
  - Taxation, 420.207, 429.2
- Organization fees allowed attorneys, 528.74
- Parking lot offices, 528.51
- Partnership, limited, banking prohibited, 545.4
- Pledge of assets, limits, 528.12, 528.13, 528.66
- Pledge or sale of assets to FDIC, 530.5
- Pledging assets, authority necessary, 528.12
- Postal savings, securities deposit, 528.66, 532.19
- Preferred stock, 528.127
- Preservation of records
  - Accrual of actions, 528A.4
  - Limitations, 528A.2
  - National banks, 528A.5
  - Photographs admissible, 528A.3
  - Time preserved, 528A.1
- Private banks
  - Administered same as other banks, 524.30
  - Advertising as bank illegally, 524.24–524.26
  - Application for supervision, 524.28
  - Banking terms, penalty for use, 524.24–524.26
  - Checks, *see subhead Checks above*
  - Clearing checks at par required, 528.63
  - Deposit of public funds, 453.1–453.8
  - Depositors' agreements, 528.95–528.123
  - Dividends unlawfully paid, penalty, 528.85
  - Estate funds deposited to reduce bond, 532.3
  - Examination and regulation, 524.29, 524.30
  - Fees and expenses, examination, 524.15, 524.16
  - Forfeiture of charter, 528.53, 528.85
  - Fraud of officials, penalty, 528.85
  - Fraudulent advertising, penalty, 526.44
  - Income tax exemption, 422.34(1)
  - Management by superintendent, 524.30
  - Penalty for nonpar clearance of checks, 528.63
  - Property listed for assessor, 430.1

**BANKS AND BANKING—Continued**

## Private banks—Continued

- Real estate broker's license, exempt, 117.7
- Real estate owned, how taxed, 430.1
- Receivership, priority statute inapplicable, 680.8
- Receivership, superintendent's duties, 524.30
- Supervision by state, application, 524.28
- Tax assessments, 430.1
- Use of banking terms prohibited, 524.24–524.26
- Weapons, permits for employees, 695.5, 695.12

- Public funds, bank depositories, 452.10, 453.1–453.8
- Real estate broker's license not required, 117.5

## Receivership

- See also Receivership under each kind of bank*
- Limitation on assigned judgments, 615.1
- Public deposits certified, 454.7

## Record preservation, 528A.1–528A.5

## Reorganization of banks and trust companies

- Agreement by public bodies, 528.36–528.40
- Agreement of creditors, 528.35–528.40, 528.95
- Agreements by depositors, 528.95–528.123
- Approval of superintendent required, 524.10
- Articles or amendments filed, 526.40, 532.19
- Attorney general represents receiver, 528.121
- Authority of superintendent, 528.91–528.99
- Certificate to do business issued, 526.41
- Conditions precedent to reorganization, 528.99
- Court to determine equities of plan, 528.38

## Creditors' agreements

- Assignment, benefit of creditors, void, 528.42
- Authority to make agreements, 528.35
- Court hearing, orders, 528.38
- Procedure under agreements, 528.35–528.40
- Public bodies may make agreements, 528.36
- Receivership requirements, 528.35, 528.39
- Sale to another bank, 528.35
- Secured creditors not affected, 528.40

## Depositors' agreements

- Amount necessary, 528.108
- Banking department, power, 528.99
- Certificates of trust, priority, 528.101–528.103
- Cities and towns, 528.95
- County may make agreements, 528.95
- Creditors' reorganization, 528.35–528.40
- Distribution of trust assets, 528.98, 528.103
- Examination of bank before taking, 528.99
- Former agreements legalized, 528.95
- Law applicable to existing agreements, 528.100
- Majority governs minority, 528.108
- Percentage of deposits waived, 528.101
- Power to make agreements, 528.95
- Preference not waived, 528.96
- Prior waivers, applicability, 528.100
- Public bodies, 528.36, 528.95, 528.96
- Public deposits in banks certified, 454.7
- Reorganization, method, 528.114
- Salaries suspended unless approved, 528.110
- School districts may make agreements, 528.95
- Segregation of assets, before taking, 528.101
- Sinking fund, state, 528.36, 528.96, 528.113
- State may enter into agreements, 528.95
- Stock assessments, full payment, 528.99
- Stockholders released on payment, 528.99
- Townships may enter into agreements, 528.95
- Treasurers' liability, 528.97, 528.107

**BANKS AND BANKING—Continued**

## Reorganizations—Continued

## Depositors' agreements—Continued

## Trust certificates

- Acceptance by public bodies, 528.105, 528.106
- Amount, issuance, 528.101
- Exempt from taxation, 528.104
- Priority, 528.101–528.103
- Retirement, 528.109
- Waivers by holders, 528.115, 528.116
- Unexpired agreements not affected, 528.100
- Waiver by superintendent, 528.99
- Waivers by certificate holders, 528.115
- Waivers by public bodies, 528.116
- Waivers, prior, applicability, 528.100

## Depositors' certificates

- Acceptance, effect, 528.105, 528.106
- Assets, segregated for certificates, 528.101
- Nontaxable, 528.104
- Priority, 528.102, 528.103
- Retirement, 528.109
- Waiver by holders, 528.115, 528.116

## Depositors' supplemental agreements

- Accounting of trustees, discharge, 528.119
- Certificate holders, number, 528.111
- Conditions precedent, 528.111
- Governing legal provisions, 528.117
- Method of reorganization, approval, 528.114
- Modifies former agreement, 528.111, 528.115
- Preference, effect of agreement, 528.96, 528.113
- Preferred stock issues, 528.112
- Priority, preferred stock, 528.111, 528.115
- Public bodies, sinking fund, 528.113
- Public deposits, 528.113, 528.122
- Ratable distribution by receiver, 528.120
- Reports by trustees to superintendent, 528.123
- State sinking fund not affected, 528.96, 528.113
- Trusts, segregated assets, liquidation, 528.118
- Waiver by certificate holders, 528.115
- Waiver by public bodies, 528.36, 528.116

## Distribution of public funds by trustee, 528.98

- Effect of reorganization, 526.42
- Examination prior to reorganization, 528.99
- Execution and filing of articles, 526.41, 532.19
- Fraudulent representations, penalty, 526.44
- Hearing and notice, 528.37
- Liability of state treasurer, 528.97
- Loan and trust companies, application, 528.54
- Management by superintendent, 528.90, 528.94
- Modification of legal requirements, 528.99
- Powers of superintendent, 528.91–528.94, 528.99
- Power to reorganize, 528.92
- Power to sell or pledge assets, 528.93
- Pre-existing obligations continue, 526.43
- Prior waivers, applicability, 528.100
- Receiver's final report filed, 528.39
- Receivership ended if plan adopted, 528.39
- Salaries suspended unless approved, 528.110
- Savings bank, reorganization as, 526.40–526.43
- Secured creditors, rights not affected, 528.40
- Segregation of assets, trust certificates, 528.101
- Suspension of legal remedies, 528.90
- Treasurer, public bodies, liability, 528.97, 528.107
- Trust companies, 526.40–526.43, 532.19
- Voluntary agreement, percentage, 528.94
- Reserve and surplus funds, 528.57, 528.68, 528.69
- Robbery, entering with intent, penalty, 708.9

**BANKS AND BANKING—Continued**

Safe-deposit boxes, liability limits, 528.65, 532.1(6)  
 Savings accounts, fiduciaries investments, 682.23  
 (14)  
 Savings banks  
 Acceptances, limitations, 528.71–528.73  
 Accounts, how closed, notice, 526.22, 526.24  
 Administrators and executors, powers, 532.1–  
 532.21  
 Advertising, fraudulent, penalty, 526.44  
 Agents for estates and corporations, 532.1  
 Articles of incorporation  
 Amendment, 491.35, 526.10, 528.124–528.126  
 Approval by superintendent, 524.11  
 Capital stock, amount fixed, 526.3  
 Certificate of compliance, 526.6, 526.41  
 Conditions before commencing business, 526.6  
 Contents, 526.3, 526.9  
 Decrease of capital stock, 528.127  
 Directors, number fixed, 526.9  
 Duration, perpetual existence, 491.24  
 Execution and acknowledgment, 526.3  
 Exempt stockholders from liability, 528.127  
 Filing with secretary of state, 526.4  
 Forfeiture, 528.53, 528.85  
 Nonassessable stock allowed, 528.127, 528.128  
 Notice of incorporation, contents, 526.5  
 Preferred stock, procedure, 528.127  
 Publication of certificate, 526.6  
 Publication of notice, 526.5  
 Renewal procedure, 491.33–491.37  
 Reorganization, other type bank, 526.40–526.43  
 Vote required to amend, 528.124, 528.126  
 Assets pledged, 528.12, 528.13, 528.93, 532.14  
 Authorized banking powers, 526.2, 526.7  
 Bad debts defined, 532.17  
 Bills issued as money prohibited, 526.2  
 Bonds, *see subhead Bonds above*  
 Bonds and mortgages handled, 532.1(5)  
 Branch banks or offices, 528.51, 528.53  
 Bylaws authorized, 526.7(6)  
 Capital stock, *see subhead Capital Stock above*  
 Cash reserve requirements, 528.68, 528.69  
 Certificates of deposit, issuance, 526.23  
 Charter forfeited, 524.14, 528.53, 528.85  
 Charter renewal, procedure, 491.33–491.37  
 Charters canceled, 524.14  
 Checks, *see subhead Checks above*  
 Clearing checks at par required, 528.63  
 Closing, legal processes suspended, 528.32  
 Commencement of business  
 Certificate of authorization, 526.6  
 Conditions precedent, 526.6  
 Commercial paper, authority, 526.29  
 Commissions for organizing forbidden, 528.74,  
 528.75  
 Constitutionality, saving clause, 526.27  
 Constitutional provisions, Const., Iowa, VIII,  
 4–12  
 Control by state, 524.10, 528.43, 528.90–528.94  
 Creditors  
 Agreements, 528.35–528.40  
 Assignments for benefit void, 528.42  
 Billholders preferred, Const., Iowa, VIII, 10  
 Depositor's preference, 528.33  
 Distribution of assets ratably, 528.33  
 Interests protected by examiners, 528.32  
 Remedies suspended if bank closed, 528.32

**BANKS AND BANKING—Continued**

Savings banks—Continued  
 Creditors—Continued  
 Right to list of stockholders, 528.48  
 Secured creditors protected, 528.40  
 Stockholders' double liability, Const., Iowa,  
 VIII, 9; 528.127  
 Debts and liabilities, limitations, 528.14, 532.14  
 Depositors' agreements, 528.95–528.123  
 Deposits, *see subhead Deposits above*  
 Directors  
 Accepting deposit when insolvent, 528.81,  
 528.82  
 Application to manage bank, 528.90  
 Bonds of officers and employees, 528.3  
 Change in number, 526.9  
 Changes in directory, 526.9  
 Citizenship requirements, 526.8  
 Committee of examiners named, 528.17  
 Compensation, allowed by stockholders, 528.5  
 Compensation, limitations, 175.4, 528.21  
 Consent to unlawful dividends, penalty, 528.85  
 County or county officers not eligible, 346.20  
 Deposits paid, regulations, 526.19, 526.20  
 Diversion of funds, penalty, 528.84  
 Elections, 526.15, 526.16  
 Eligibility, 528.2  
 Examining committee appointed, 528.17–528.21  
 False entries or statements, penalty, 528.84  
 Fiduciary powers, 532.1–532.21  
 First board, election, tenure, 526.14  
 Intentional deceit or fraud, penalty, 528.85  
 Interest rates on deposits fixed, 526.35  
 Loans to executive officers, restrictions, 528.6  
 Management by directors, 526.8  
 Meeting, first, notice, 526.11  
 Meetings, monthly, 528.17  
 Membership in federal reserve, 528.67  
 Number, 526.8–526.10  
 Oath to be taken, filed, 528.16  
 Officers and employees, election, 526.12  
 Pledge assets for indebtedness, 532.14  
 Qualifications and eligibility, 528.2  
 Quorum, 526.17  
 Removal, grounds, how effected, 528.18  
 Removal, meeting nonattendance, 528.18  
 Sales of real estate unauthorized, 528.86  
 Securities, sale unauthorized, 528.86  
 Surplus fund created, 526.32  
 Transfer surplus to undivided profits, 526.33  
 Vacancies on board, how filled, 526.13  
 Violations, penalties, 528.7, 528.82–528.88  
 Vote necessary to carry measures, 526.17  
 Dissolution  
 Involuntary, 524.14, 528.32–528.35, 528.53, 528.85  
 Procedure, 528.76  
 Successor for trust funds, 532.9, 532.10  
 Voluntary, how effected, 528.76–528.78  
 Dividends, 526.35, 528.57, 528.58, 528.85, 532.16,  
 532.17  
 Dividends unlawfully paid, penalty, 528.85  
 Duration of corporation, 491.24  
 Employees, selection, security required, 526.12  
 Estate funds deposited to reduce bond, 532.3  
 Execution suspended, bank closed, 528.32  
 Exempt from corporation fee or reports, 496.19  
 False certification of checks, penalty, 528.87

**BANKS AND BANKING—Continued**

## Savings banks—Continued

- Federal deposit insurance, member, 530.1–530.5
- Federal housing, credit advances, 528.14
- Federal housing securities, 526.25, 526.26, 528.14
- Federal reserve membership, 528.67–528.70
- Federal reserve, reserve funds, 528.68, 528.69
- Fees for examinations, 524.15
- Fiduciary powers, 532.1–532.21
- Filing with secretary of state, 526.4

## Financial statements

- Bank statements or reports, 528.22–528.84
- Borrowers, when required, 528.8
- Return to borrower when note paid, 528.8
- Stockholders, authority to require, 528.49

- Fraud of bank officials, penalty, 528.85
- Fraudulent representations, penalty, 526.44
- Funds, *see subhead Funds above*
- Guardian's powers, 532.1–532.21
- Income tax exemption, 422.34(1)
- Incorporators, number, qualifications, 526.1
- Indebtedness incurred, limitations, 532.14
- Indebtedness, purpose for which allowed, 532.14

## Insolvency

- Billholders preferred, Const., Iowa, VIII, 10
- Deposits accepted, penalty, 528.81, 528.82
- Failure to pay deposits, 528.29
- Liquidation procedure, 528.29–528.33
- Remedy ordered, liquidation, 528.29, 528.32
- Tax remitted on stock, 430.9

## Installment loans, 529.1–529.13

- Insurance in FDIC authorized, 530.1–530.5
- Interest rates, payment, 526.24, 526.35
- Investments, 526.25, 526.32, 528.67–528.70, 534.37
- Liabilities, limit on amount, 528.14
- Liquidation, processes suspended, 528.32
- Loans, *see subhead Loans above*
- Management by superintendent, 528.90–528.94
- Money, no power to circulate bank notes, 526.2
- Money, notes or bills, issuance forbidden, 526.2

## Names

- Misnomer of bank, effect, 528.4
- Word "trust", use, when forbidden, 532.13
- Word "trust", when mandatory, 532.12

## Notes issued as money prohibited, 526.2

## Officers and employees

- Accepting deposit when insolvent, 528.81, 528.82
- Application to take over bank, 528.90
- Arms, authority to carry, 695.5(2), 695.12
- Bonds for faithful performance, 528.3
- Borrowing for selves, limitations, 528.6
- Cashier or other, power to pledge, 528.12
- Certifying checks falsely, penalty, 528.87
- Check clearance at par, failure, 528.63
- Commissions and gratuities prohibited, 528.10
- Compensation of officers, 528.5
- Consenting to unlawful dividends, 528.85
- Diversion of funds, penalty, 528.84
- Election by directors, tenure, 526.12
- Embezzlement, penalty, 710.9
- Failure to make statement of condition, 528.83
- False statement or entries, penalty, 528.84
- Intentional fraud and deceit, penalty, 528.85
- List, inspection, 528.47–528.49

**BANKS AND BANKING—Continued**

## Savings banks—Continued

## Officers and employees—Continued

- Loans from bank, restrictions, 528.6, 528.7
- Loans prohibited, exceptions, 528.6
- Management under superintendent, 528.90
- Neglect of duties, willful, 528.83
- Pledging of assets, power, 528.12
- Real estate broker's license, exempt, 117.7
- Sales of real estate or securities, 528.86
- Selection of officers, 526.12
- Unauthorized pledge, embezzlement, 528.12
- Use of funds or deposits forbidden, 528.6, 528.7
- Violations, 528.7, 528.10, 528.12, 528.53, 528.82–528.89

## Organization, 526.1

- Postal savings, securities deposit, 528.66
- Powers, 526.2, 526.7, 532.1
- Public funds, pledge of assets to secure, 528.13
- Real estate broker's license, exempt, 117.7
- Real estate loans, expense, 526.30, 526.31
- Real estate, right to own, 526.34
- Receivership

- Application to district court, effect, 528.33
- Assets converted, examination, 528.45
- Assignment for creditors invalid, 528.42
- Attorney general represents receiver, 528.41
- Depositors' preference over creditors, 528.33
- District court, procedure, 528.33, 528.44–528.46
- Drafts, prior drawn, preferred claim, 528.34
- Expenses, 528.23, 528.43, 528.44
- Forced sale of assets prohibited, 528.77
- Judgments held, limitation, 615.1–615.3
- Levy or attachment suspended, 528.32
- Priority statute not applicable, 680.8
- Reorganization, consolidation or sale, 528.35–528.40
- Sale of assets, method, 528.78–528.80
- Sale, when permitted, 528.35–528.40, 528.79
- Secured creditors not prejudiced, 528.40
- Superintendent appointed, 528.33, 528.43
- Termination, 528.39, 528.79

## Recording required, 526.4

- Refusal to pay deposits, effect, 528.29
- Renewal, conditions, 491.33–491.37
- Reorganization as savings bank, 526.40–526.43
- Reorganization of banks, ch 528

## Reports and bank statements

- Call by superintendent, 528.22–528.25
- Condition of bank reported, 528.22–528.25
- Contents of call statement, 528.22, 528.25
- Examining committee, quarterly, 528.17–528.19
- Failure to furnish on call, 528.24, 528.83
- False statements or reports, penalty, 528.84
- FDIC entitled to reports, 530.4
- Filing with superintendent, 528.23, 528.25, 528.28
- Nonpublished items, 528.27
- Penalty for official's neglect, 528.24, 528.83
- Publication of reports, expense, 528.26, 528.27
- Reports on call required, 528.25
- Special reports, call as necessary, 528.28
- Reserve fund requirements, 528.68, 528.69
- Safe deposit boxes, liability limits, 528.65, 532.1
- Seal authorized, 526.7(2)
- Securities pledged to U. S., 528.66
- Statements of condition, 528.22–528.28, 528.83, 528.84

**BANKS AND BANKING—Continued**

## Savings banks—Continued

## Stockholders

- Assessment liability, 528.127, 528.128
- Board meeting fees, officers barred, 528.5
- Debtor not entitled to vote, 526.18
- Dissolution by three-fourths vote, 528.76
- Double liability abolished, 528.127
- Financial statements, when required, 528.49
- Listing for assessment, 430.2–430.4
- List required, 528.53
- Merger, consolidation, or conversion, 528B.9
- Officer's compensation fixed, 528.5
- Reorganization, liability remains, 526.43
- Voting rights, 526.18

## Superintendent of banking, 524.1–524.23

## Surplus

- Creation mandatory, 528.57
- Minimum requirements, 528.57
- Net earnings, ratio apportioned, 528.57
- Requirements, investment, 528.57, 532.18
- Restoration when reduced, 528.57
- Transfer to undivided profits, 526.33
- Undivided profits fund from surplus, 526.32

## Trustee's powers, 532.1–532.21

- Trust fund deposit, court order, 532.2–532.4
- Trust funds, disposal on reorganization, 528.118
- Trust property deposit, segregated, 532.2–532.7
- Trust property, exempt from debts, 532.7
- Weapons, permits for employees, 695.5, 695.12

## Securities exempt, Iowa securities law, 502.4

Shares of stock, *see subhead Capital Stock above, thereunder see Shares of Stock*

## Sinking fund, public deposits, 454.1–454.18

## Specie payments

- State banks, foundation, Const., Iowa, VIII, 7
- Suspension prohibited, Const., Iowa, VIII, 11

## State and federal co-ordination, 530.1–530.5

## State banks

- Acceptances, limitations, 528.71–528.73
- Administrator's or executor's powers, 532.1–532.21

## Advertising, fraudulent, penalty, 526.44

## Agents for estates and corporations, 532.1

## Articles of incorporation

- Amendment, 527.9, 527.10, 528.124–528.126
- Approval by superintendent, 524.11
- Business commenced, 526.6, 527.5
- Capital stock, amount fixed, 527.7
- Certificate of compliance, 527.5
- Conditions before commencing business, 527.5
- Contents, 527.3
- Decrease of capital stock, procedure, 528.127
- Duration, perpetual existence, 491.24
- Execution and acknowledgment, 527.3
- Exemption of stockholders, 528.127
- Filing with secretary of state, 526.4, 527.4
- Forfeiture, 528.53, 528.85, 532.19
- Incorporators, number, qualifications, 527.3
- Nonassessable stock, 528.127, 528.128
- Notice of incorporation, 526.5, 527.4
- Number of directors stated, 527.9, 527.10
- Publication of certificate, 527.6
- Publication of notice, 527.4
- Recording required, 526.4, 527.4
- Renewal procedure, 491.33–491.37

**BANKS AND BANKING—Continued**

## State banks—Continued

- Assets pledged, 528.12, 528.13, 528.93, 532.14
- Bad debts defined, 532.17
- Bonds, *see subhead Bonds above*
- Bonds and mortgages handled, 532.1(5)
- Branch banks or offices, 528.51, 528.53
- Capital stock, *see subhead Capital Stock above*
- Cash reserve requirements, 528.68, 528.69
- Charter forfeited, 524.14, 528.53, 528.85
- Charter renewal, procedure, 491.33–491.37
- Charters canceled, 524.14
- Checks, *see subhead Checks above*
- Clearing checks at par required, 528.63
- Closing, legal processes suspended, 528.32
- Commencement of business
  - Certification of authorization, 527.5, 527.6
  - Conditions precedent, 527.5, 527.6
- Commissions for organizing, 528.74, 528.77
- Constitutional provisions, Const., Iowa, VIII, 4–12
- Control by state, 524.10, 528.43, 528.90–528.94
- Conversion to or from, 528B.1–528B.12

## Creditors

- Agreements for reorganization or sale, 528.35–528.40
- Assignments for benefit void, 528.42
- Billholders preferred, Const., Iowa, VIII, 10
- Depositor's preference, 528.33
- Distribution of assets ratably, 528.33
- Interest protected by examiners, 528.32
- Remedies suspended if bank closed, 528.32
- Secured creditors protected, 528.40
- Stockholders, double liability, Const., Iowa, VIII, 9; 528.127

## Debts and liabilities, limitations, 528.14, 532.14

## Definition of state banks, 527.1

## Depositors' agreements, 528.95–528.123

Deposits, *see subhead Deposits above*

## Directors

- Accepting deposit when insolvent, 528.81, 528.82
- Application to manage bank, 528.90
- Bonds of officers and employees, 528.3
- Changes in number, 527.9
- Committee of examiners named, 528.17
- Compensation, 528.5, 528.21
- Compensation allowed by stockholders, 528.5
- Compensation, limitations, 175.4, 528.21
- Consent to unlawful dividends, penalty, 528.85
- County or county officers not eligible, 346.20
- Diversion of funds, penalty, 528.84
- Eligibility, 528.2
- Examining committee appointed, 528.17–528.21
- False entries or statements, penalty, 528.84
- Intentional deceit or fraud, penalty, 528.85
- Loans to executive officers, restrictions, 528.6
- Management by directors, 527.8, 527.9
- Meetings of board, 528.17
- Membership in federal reserve, 528.67
- Number, 527.8, 527.9
- Oath to be taken, filed, 528.16
- Pledge assets for indebtedness, 532.14
- Qualifications and eligibility, 528.2
- Removal, grounds and how effected, 528.18
- Removal, meeting, nonattendance, 528.18
- Sales of real estate unauthorized, 528.86

**BANKS AND BANKING—Continued**

## State banks—Continued

## Directors—Continued

- Securities, sale unauthorized, 528.86
- Violations, penalties, 528.7, 528.82–528.88

## Dissolution

- Involuntary, 524.14, 528.32–528.35, 528.53, 528.85
- Successor for trust funds, 532.9, 532.10
- Voluntary, how effected, 528.76–528.78

Dividends, 528.57, 528.58, 528.85, 532.16, 532.17

Duration of corporation, 491.24

Establishment by general assembly, authorized, Const., Iowa, VIII, 6

Estate funds deposited to reduce bond, 532.3

Examining committee, 528.17–528.21

Execution suspended, bank closed, 528.32

Exempt from corporation fee or reports, 496.19

False certification of checks, penalty, 528.87

Federal deposit insurance, member, 530.1–530.5

Federal housing, credit advances, 528.14

Federal reserve membership, 528.67–528.70

Federal reserve, reserve funds, 528.68, 528.69

Fees for examinations, 524.15

Fiduciary investments in name of nominee, 532.21

## Financial statement

Borrowers, when required, 528.8

Stockholders, authority to require, 528.49

Fraudulent representations, penalty, 526.44

Funds, *see subhead Funds above*

Guardian's powers, 532.1–532.21

Income tax exemption, 422.34(1)

Indebtedness allowed, 532.14

Indebtedness incurred, limitations, 532.14

## Insolvency

Billholders preferred, Const., Iowa, VIII, 10

Deposits accepted, penalty, 528.81, 528.82

Failure to pay deposits, 528.29

Liquidation procedure, 528.29–528.33

Remedy ordered, liquidation, 528.29, 528.32

Tax remitted on stock, 430.9

Installment loans, 529.1–529.13

Insurance in FDIC authorized, 530.1–530.5

Investments, *see subhead Investments above*

Liabilities, limit on amount, 528.14

Liquidation, processes suspended, 528.32

Loan and trust reorganizations, 528.54

Loans, discounts, limitations, 528.71–528.73

Management by superintendent, 528.90–528.94

Misnomer of bank, effect, 528.4

## Names

Use of word "state" in name, 527.1, 527.2

Word "trust", when forbidden, 532.13

Word "trust", when mandatory, 532.12

## Officers and employees

Accepting deposit when insolvent, 528.81, 528.82

Application to take over bank, 528.90

Arms, authority to carry, 695.5(2), 695.12

Bonds for faithful performance, 528.3

Borrowing for himself, limitation, 528.6

Cashier or other, power to pledge, 528.12

Certifying checks falsely, penalty, 528.87

Check clearance at par, failure, 528.63

Commissions and gratuities prohibited, 528.10

Compensation limitations, 528.5

Consenting to unlawful dividends, 528.85

**BANKS AND BANKING—Continued**

## State banks—Continued

## Officers and employees—Continued

Diversion of funds, penalty, 528.84

Embezzlement, penalty, 710.9

Failure to make statement of condition, 528.83

False statement or entries, penalty, 528.84

Intentional fraud and deceit, penalty, 528.85

List, inspection, 528.47–528.49

Loans from bank, restrictions, 528.6, 528.7

Management under superintendent, 528.90

Names in articles of incorporation, 527.3(5, 8)

Neglect of duties, willful, 528.83

Pledge of bank assets, limitation, 528.12

Real estate broker's license, exempt, 117.7

Sales of real estate or securities, 528.86

Unauthorized pledge, embezzlement, 528.12

Use of funds forbidden, 528.6, 528.7

Violations, 528.7, 528.10, 528.12, 528.53, 528.82–528.89

Postal savings, deposit of securities, 528.66

Power as fiduciary, 532.1

Public funds, pledge of assets to secure, 528.13

Real estate broker's license, exempt, 117.7

Real estate owned, limitations, 526.34

## Receivership

Application to district court, effect, 528.33

Assets converted, examination, 528.45

Assignment for creditors invalid, 528.42

Attorney general represents receiver, 528.41

Depositors' preference over creditors, 528.33

District court, procedure, 528.33, 528.44–528.46

Drafts, prior drawn, preferred claim, 528.34

Expenses paid from assets, 528.23, 528.43, 528.44

Forced sale of assets prohibited, 528.77

Levy or attachment suspended, 528.32

Reorganization, consolidation or sale, 528.35–528.40

Sale of assets, method, 528.78–528.80

Sale, when permitted, 528.35–528.40, 528.79

Secured creditors not prejudiced, 528.40

Superintendent appointed, 528.33, 528.43

Termination, 528.39, 528.79

Refusal to pay deposits, effect, 528.29

Remedy ordered, liquidation, 528.29, 528.32

Renewal, conditions, 491.33–491.37

Reorganization of banks, ch 528, *see subhead above*

Reorganization of loan and trust companies, 528.54

## Reports and bank statements

Call by superintendent, 528.22–528.25

Condition of bank reported, 528.22–528.25

Condition of bank shown, 528.22

Contents of call statement, 528.22, 528.25

Examining committee, 528.17–528.19

Failure to furnish on call, 528.24, 528.83

False statements or reports, penalty, 528.84

FDIC entitled to reports, 530.4

Filing with superintendent, 528.23, 528.25, 528.28

Nonpublished items, 528.27

Penalty for officials' neglect, 528.24, 528.83

Publication of reports, expense, 528.26

Reports on call required, 528.25

Special reports, call as necessary, 528.28

**BANKS AND BANKING—Continued**

## State banks—Continued

- Reserve fund requirements, 528.68, 528.69
- Right to list of stockholders, 528.48
- Safe-deposit boxes, liability limits, 528.65, 532.1
- Securities pledged to U. S., 528.66
- Specie basis required, Const., Iowa, VIII, 7
- Statement of condition, 528.22–528.28, 528.83, 528.84

## Stockholders

- Board meeting fee, officers barred, 528.5
- Directors must be shareholders, 527.8
- Double liability abolished, 528.127
- Listing for assessment, 430.2–430.4
- Officers compensation fixed, 528.5
- Superintendent of banking, powers, 528.90–528.94
- Surplus, requirements, investment, 528.57, 532.18
- Trustee's powers, 532.1–532.21
- Trust fund deposit, court order, 532.2–532.4
- Trust funds, disposal on reorganization, 528.118
- Trust property deposit segregated, 532.2–532.7
- Trust property exempt from debts, 532.7
- Trust, use in name limited, 532.12, 532.13
- Weapons, permits for employees, 695.5, 695.12
- State-federal banking co-ordination, 530.1–530.5
- Stock, *see subhead Capital Stock above*

## Stockholders

*See also subhead Capital Stock above, thereunder see Stockholders*

- County prohibited from owning stock, 346.20
- Double liability abolished, 528.127
- Liability, double stock, Const., Iowa, VIII, 9
- Municipal corporation cannot become, Const., Iowa, VIII, 4
- Names and stock recorded, Const., Iowa, VIII, 8
- Political corporation cannot become, Const., Iowa, VIII, 4
- Stop orders on checks and drafts, 528.62
- Subrogation of FDIC to depositors, 530.3
- Surplus, investment of accumulation, 532.18

## Taxation

- Bank bills, deposits, taxable, 427.13(4–7)
- Banks liable for stockholders' assessments, 430.12
- Bonds, exempt, not deductible from tax, 427.1
- Branch banks, how assessed, 428.11–428.14
- Capital stock assessed as moneys and credits, 430.7
- Capital stock in realty deducted, 430.6
- Capital stock loss, remission of tax, 445.62
- Debts not deductible, 429.9
- Deductions, 430.1, 430.6
- Deposits, inheritance tax relief, 450.39–450.43
- Income tax exemption, 422.34(1)
- Inheritance tax, liability, 450.86
- Insolvent banks, tax remitted, 430.9, 445.62
- Joint deposits, inheritance tax, 450.3(5)
- Liability for inheritance taxes, 450.86
- Liability of bank for stockholder's tax
  - Assessed taxes payable by bank, 430.12
  - Lien for tax so paid, 430.13
  - Notice of sale of stock, 430.14, 430.15
  - Sale of stock to enforce lien, 430.14
- Loans, 430A.1–430A.7

**BANKS AND BANKING—Continued**

## Taxation—Continued

- Moneyed capital, how taxed, 430.10, 430.11
- Moneys and credits
  - Banks, how assessed and taxed, 430.1, 430.7
  - Rate of tax, 429.2
- National banks, shares of stock, 430.2–430.9
- Payment for stockholder, lien, 430.12–430.15
- Penalties for violations, 430.8
- Private banks, 430.1
- Property taxable, 427.13(6)
- Real estate, how listed and assessed, 430.1, 430.6
- Remission, insolvent banks, 430.9
- Shares of stock
  - General provisions*, 430.1–430.15
  - Deduction, none for exempt bonds, 427.1(5)
  - Deductions and value, 430.6, 430.7
  - Insolvent bank stock, remission, 430.9
  - Liability of bank for tax, 430.12–430.15
  - List of holders required, 430.3, 430.8
  - Listing and assessment, 428.8, 430.2, 430.4
  - Loss of capital, taxes remitted, 445.62
  - Taxed as moneys and credits, 430.7
  - Valuation and assessment, 430.7
- Special charter cities, law applies, 420.207
- State bank stock, assessment, 430.2–430.9
- Statement of assets to assessor, 430.1, 430.5
- Stock listed by assessor, 430.4
- Surplus taxed as moneys and credits, 430.7
- Trust certificates, reorganization, 528.104
- Undivided profits taxed, 430.5
- Valuation of capital stock, 430.7
- Tax commission hearings, confidential, 421.17(7)
- Time certificates of deposit, investments by fiduciaries, 682.23(14)
- Transfer of surplus to undivided profits, 526.33
- Travellers checks, sale regulated, 533B.1–533B.5
- Trust companies
  - Acceptances, limitations, 528.71–528.73
  - Administrators and executors, power as, 532.11–532.20
  - Agents for estates and corporations, 532.1
  - Applicable statutes, 532.19
- Articles of incorporation
  - Amendment of articles, 491.35, 526.10, 532.19
  - Business commenced, 526.6, 532.19
  - Certificate of compliance, 526.6, 532.19
  - Contents, execution, 526.3, 526.9, 532.19
  - Duration, 491.24
  - Filing and recording, 526.4, 532.19
  - Forfeiture, 528.53, 528.85, 532.19
  - Notice of incorporation, 526.5, 532.19
  - Number of directors stated, 526.9, 532.19
  - Number of incorporators, 526.1, 532.19
  - Procedure, 526.3–526.10, 532.19
  - Renewal procedure, 491.33–491.37, 532.19
- Assets pledged, 528.12, 528.13, 528.93, 532.14
- Authority as fiduciary, ch 528, *see subhead Reorganization of Banks and Trust Companies above*
- Bad debts defined, 532.17
- Bonds, *see subhead Bonds above*
- Bonds and mortgages handled, 532.1(5)
- Branch banks or offices, 528.51, 528.53, 532.19
- Capital required, 528.52
- Capital stock, *see subhead Capital Stock above*



**BANKS AND BANKING—Continued****Trust companies—Continued**

- Capital stock, assessed at site, 430.2
- Cash reserve requirements, 528.68, 528.69
- Charter forfeited, 524.14, 528.53, 528.85
- Charter renewals, 491.33–491.37, 532.19
- Checks, *see subhead Checks above*
- Clearing checks at par required, 528.63
- Closing, legal processes suspended, 528.32, 532.19
- Commencement of business
  - Certification of authorization, 526.6, 532.19
  - Conditions precedent, 526.6, 532.19
- Commission for organizing, 528.74, 528.75
- Common trust funds, 533A.1–533A.6
- Compensation as fiduciaries, 532.8, 638.26–638.28
- Confidential matters, tax hearings, 421.17(6)
- Constitutional provisions, Const., Iowa, VIII, 4–12
- Control by state, 524.10, 528.43, 528.90–528.94

**Creditors**

- Agreement for reorganization or sale, 528.35–528.39, 532.19
- Assignment for benefit, void, 528.42, 532.19
- Billholders preferred, Const., Iowa, VIII, 10
- Depositor's preference, 528.33, 532.19
- Distribution of assets ratably, 528.33, 532.19
- Protected by examiners, 528.32, 532.19
- Remedies suspended if bank closed, 528.32
- Right to list of stockholders, 528.48, 532.19
- Secured creditors protected, 528.40, 532.19
- Stockholders, double liability, Const., Iowa, VIII, 9; 528.127
- Debentures and bonds, issuance, 532.14
- Debts or liabilities, limits, 528.14, 532.14, 532.19
- Depositors' agreements, 528.95–528.123
- Deposits, *see subhead Deposits above*

**Directors**

- Accepting deposit when insolvent, 528.81, 528.82
- Application to manage bank, 528.90
- Bonds of officers and employees, 528.3
- Changes in number, 526.9, 532.19
- Citizenship requirements, 526.8, 532.19
- Committee of examiners named, 528.17, 532.19
- Compensation limitations, 528.5, 528.21, 532.19
- Consent to unlawful dividends, penalty, 528.85
- County or county officers not eligible, 346.20
- Deposits paid, regulations, 526.19, 526.20, 532.19
- Diversion of funds, penalty, 528.84
- Election, 526.9, 526.13–526.16, 532.19
- Eligibility, 528.2
- Examining committee appointed, 528.17–528.21
- False entries or statements, penalty, 528.84
- Intentional deceit or fraud, penalty, 528.85
- Loans to executive officers, restrictions, 528.6
- Management by directors, 526.8, 532.19
- Meetings, monthly, 528.16, 528.17
- Meetings, notice, 526.11, 532.19
- Membership in federal reserve, 528.67
- Number, 526.8–526.10, 532.19
- Oath to be taken, filed, 528.16
- Officers and employees elected, 526.12, 532.19
- Pledged assets for indebtedness, 532.14
- Qualifications and eligibility, 528.2
- Quorum of board, 526.17, 532.19
- Removal, grounds, how effected, 528.18, 532.19

**BANKS AND BANKING—Continued****Trust companies—Continued****Directors—Continued**

- Removal, meeting, nonattendance, 528.18
- Sales of real estate unauthorized, 528.86
- Securities, sale unauthorized, 528.86
- Surplus fund created, 526.32, 532.19
- Vacancy in office, how filled, 526.13, 532.19
- Violations, penalties, 528.7, 528.82–528.88
- Vote necessary on measures, 526.17, 532.19

**Dissolution**

- Involuntary, 524.14, 528.32–528.35, 528.53, 528.85
- Successor for trust funds, 532.9, 532.10
- Voluntary, how effected, 528.76–528.78

**Dividends, 528.57, 528.58, 528.85, 532.16, 532.17****Duration of corporation, 491.24****Employees, selection, security, 526.12, 532.19****Estate funds deposited to reduce bond, 532.3****Examination same as banks, 528.52****Execution suspended, bank closed, 528.32****Exempt from corporation fee or reports, 496.19****False certification of checks, penalty, 528.87****Federal deposit insurance, member, 530.1–530.5****Federal housing, credit advances, 528.14, 532.19****Federal reserve membership, 528.67–528.70****Federal reserve, reserve funds, 528.68, 528.69****Fees as fiduciaries, 532.8, 638.26–638.28****Fiduciary investments in name of nominee, 532.21****Fiduciary powers, 532.1–532.21****Fraudulent advertising, penalty, 526.44****Funds, *see subhead Funds above*****Gifts to minors, uniform act, 565A.1–565A.11****Guardian, power as, 532.1–532.21****Income tax exemption, 422.34(1)****Indebtedness incurred, limitations, 532.14****Indebtedness, purpose for which allowed, 532.14****Insolvency****Billholders preferred, Const., Iowa, VIII, 10****Deposits accepted, 528.81, 528.82, 532.19****Failure to pay deposits, 528.29****Liquidation procedure, 528.29–528.33, 532.19****Remedy ordered, liquidation, 528.29, 528.32, 532.19****Stock tax, remission, 430.9****Installment loans, 529.1–529.13****Insurance company as trustee, exception, 508.32****Insurance in FDIC authorized, 530.1–530.5****Investments, *see subhead Investments above*****Liabilities, limit on amount, 528.14, 532.19****Liquidation, processes suspended, 528.32, 532.19****Loan and trust companies, *see subhead above*****Loans, discounts, limitations, 528.71–528.73****Management by superintendent, *see subhead Management by Superintendent above*****Minors, gifts to, uniform act, 565A.1–565A.11****Names misused, effect, 528.4, 532.19****Names, use prescribed, 532.12, 532.13****Officers and employees****Acceptance of deposit when insolvent, 528.81, 528.82****Application to take over bank, 528.90****Arms, authority to carry, 695.5(2), 695.12****Bonds for faithful performance, 528.3****Cashier or other, power to pledge, 528.12****Certifying checks falsely, penalty, 528.87****Check clearance at par, failure, 528.63**

**BANKS AND BANKING—Continued**

## Trust companies—Continued

## Officers and employees—Continued

- Commissions and gratuities prohibited, 528.10
- Compensation, limitation, 528.5, 532.19
- Consent to unlawful dividends, 528.85
- Diversion of funds, penalty, 528.84
- Election by directors, tenure, 526.12, 532.19
- Embezzlement, penalty, 710.9
- Failure to make statement of condition, 528.83
- False statements or entries, penalty, 528.84
- Intentional fraud and deceit, penalty, 528.85
- List, inspection, 528.47–528.49, 532.19
- Loans from bank, penalty, 528.5–528.7, 532.19
- Management under superintendent, 528.90
- Neglect of duties, willful, 528.83
- Pledge of bank assets, limitations, 528.12
- Sales of real estate or securities, 528.86
- Selection of officers, 526.12, 532.19
- Unauthorized pledge, embezzlement, 528.12
- Violations, 528.7, 528.10, 528.53, 528.82–528.89
- Organization authorized, 526.1, 532.19
- Postal savings, deposit of securities, 528.66, 532.19
- Power as fiduciary, 532.1
- Public funds, pledge of assets to secure, 528.13
- Real estate owned, limitations, 526.34

## Receivership

- Application to district court, effect, 528.33
- Assets converted, examination, 528.45, 532.19
- Assignment for creditors invalid, 528.42
- Attorney general represents receiver, 528.41, 532.19
- Depositors preference, 528.33, 532.19
- District court procedure, 528.33, 528.44–528.46, 532.19
- Drafts, prior drawn, preferred claim, 528.34
- Expenses paid from assets, 528.23, 528.43, 528.44, 532.19
- Forced sale of assets, prohibited, 528.77, 532.19
- Levy or attachment suspended, 528.32, 532.19
- Reorganization, consolidation, or sale, 528.35–528.40
- Sale of assets, method, 528.78–528.80, 532.19
- Sales, when permitted, 528.35–528.40, 528.79
- Secured creditors not prejudiced, 528.40, 532.19
- Superintendent appointed, 528.33, 528.43, 532.19
- Termination, 528.39, 528.79

## Refusal to pay deposits, effect, 528.29

## Renewal, conditions, 491.33–491.37

Reorganization or sale, *see subhead Reorganization of Banks and Trust Companies above*

## Reports and bank statements

- Call by superintendent, 528.22–528.25, 532.19
- Condition, 528.22–528.25, 532.19
- Contents of call statement, 528.22, 528.25, 532.19
- Examination, condition reported, 528.25, 532.19
- Examining committee, quarterly, 528.17–528.19, 532.19
- Failure to furnish on call, 528.24, 528.83, 532.19
- Failure to report, penalty, 528.20, 532.19
- False statements or reports, 528.84, 532.19
- FDIC entitled to reports, 530.4
- Filing with superintendent, 528.23, 528.25, 528.28, 532.19

**BANKS AND BANKING—Continued**

## Trust companies—Continued

## Reports and statements—Continued

- Nonpublished items, 528.27, 532.19
- Penalty for official's neglect, 528.24, 528.83, 532.19
- Publication expense, 528.26, 528.27, 532.19
- Reports on call required, 528.25, 532.19
- Special reports, 528.28, 532.19
- Reserve fund requirements, 528.68, 528.69
- Safe-deposit boxes, liability limits, 528.65, 532.1
- Securities pledged to U. S. to secure postal savings deposits, 528.66, 532.19
- Statements of condition, 528.22–528.28, 528.83, 528.84, 532.19
- Statutes applicable, 532.19
- Stock exempt from securities law, 502.4(6)
- Stockholders, double liability abolished, 528.127, *see subhead Stockholders above*
- Stock sold for other than money, 492.6
- Superintendent of banking, power, *see subhead Management by Superintendent above*
- Surplus, requirements, investment, 528.57, 532.18
- Taxation, *see subhead Taxation above*
- Trustee's powers, 532.1–532.21, *see subhead Fiduciary Capacity above*
- Trust fund deposit, court order, 532.2–532.4
- Trust fund deposit in court, recovery, limitation, 682.41–682.44
- Trust funds, disposal on reorganization, 528.118
- Trust property deposit segregated, 532.2–532.7
- Trust property exempt from debts, 532.7
- Trust, use in name limited, 532.12, 532.13
- Uniform common trust fund act, ch 533A
- Weapons, permits for employees, 695.5, 695.12
- Trust fund deposits, court order, 532.2–532.4, 682.29
- Trusts, voting of stock by corporations, 532.6
- Violations
  - Advertising installment loans falsely, 529.12
  - Advertising private banks, penalty, 524.25
  - Banking terms illegally used, penalty, 524.25
  - Certifying checks or deposits illegally, 528.87
  - Check clearance at par, failure, 528.63
  - Checks or deposits certified illegally, 528.87
  - Civil penalties
    - Banking requirements, 528.53
    - Call statement, failure to furnish, 528.24
    - Dividends unlawfully paid, 528.85
    - Fraud or deceit of public, 528.85
    - Insolvent condition, 528.32, 528.33
    - Commissions or gratuities, 528.10, 528.75
    - Compensation, illegal, penalty, 528.7
    - Co-operative bank law offenses, 531.16
    - Credits, false statements, 528.88
    - Credit unions, revocation of certificates, 533.6
    - Deposits received when insolvent, 528.82
    - Diversion of funds, 528.84
    - False rumors against banks, 528.89
    - False statement for credit, 528.88
    - False statements of entries, 528.84
    - Fraud or deceit, intentional, 528.85
    - Fraudulent representation of capital, 526.44
    - Gratuity or loan to official, penalty, 528.10
    - Installment loans, false advertising, 529.12
    - Intentional fraud or deceit, 528.85
    - List of officers, violations, 528.53

**BANKS AND BANKING—Continued**

## Violations—Continued

- Loan and trust companies, penalties, 528.53
- Loans or illegal compensation, 528.7
- Loans to officers or employees, 528.6, 528.7
- Loans to officials, unlawful, penalty, 528.7
- Neglect of official duties, 528.83
- Neglect to make condition statements, 528.83
- Pledge of bank assets, unauthorized, 528.12
- Private banks, advertising, use of terms, 524.25
- Sales of real estate or securities illegally, 528.86
- Statement of conditions, refusal to make, 528.83
- Unlawful practices, 528.50, 528.53, 534.18

Waivers, 528.95–528.114

Walk-up teller's window, 528.51

Weapons, permits for employees, 695.5, 695.12

Words unlawfully used, 524.24–524.26, 526.44, 527.2, 532.13

**BANNER, STATE**

Design and display, 31.1, 31.2

**BAR**

Actions barred

Civil cases, 614.1–614.23

Criminal cases, 752.1–752.6

Admission to the bar, rules, *see rules printed on pages 2722–2726 of the Code with separate index therewith*

Associations, nomination of district judges, 49.41

Defense in bar, pleading, R.C.P. 103

Defense of bar in foreign jurisdiction, 614.7

Docket

District court clerk to furnish, 424.8; R.C.P. 181.1

Supreme court, to whom furnished, R.C.P. 13

Judgment must distinguish, R.C.P. 220

Trial in abatement precludes plea, R.C.P. 103

**BAR, ADMISSION TO**

Attorneys, 610.1–610.12

Rules for admission to the Iowa bar, *see rules printed on pages 2722–2726 of the Code with separate index therewith*

**BAR ASSOCIATIONS**

*See ATTORNEYS AT LAW*

**BARBED WIRE**

Fences, municipal regulations, 368.7(1)

"Lawful fence" defined, 113.18(3)

Railroad fences, 478.3, 478.5

Schools, fences prohibited near, 297.14

"Tight fence" defined, 113.20

**BARBER EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

General provisions, 147.1–147.104, 158.1–158.12

Oaths, power to administer, 78.2

**BARBERING**

Age, minimum for license, 147.3

Application for license, 158.3

Apprentice license, 158.4

Apprentices, 158.2(2), 158.4

Basic science law not applicable, 146.5

Child labor provisions, 92.11

Closing shop when insanitary, 158.6

Compensation of inspectors and assistants, 158.9

Conflicting statutes, effect, 158.10

**BARBERING—Continued**

Cosmetologists, hair cutting, 158.2

Definition of barbering, 158.1

Definition of barber school or college, 158.11(2)

Definition of barber shop, 158.11(1)

Enforcement of barbering law, 158.7

Equal accommodations, 735.1, 735.2

Examination, 147.29–147.43, 147.81, 158.3

Fee for inspection, 158.11

Fees for licenses, 147.80(5, 15, 16)

Injunction against illegal practice, 147.83

Inspection fee, 158.11

Inspection of barber shops, 158.7

Inspectors and assistants appointed, 158.9

Licenses for shop or school, 147.80(16), 158.11

License to practice

Age and character qualifications, 147.3

Apprentice license, 158.4

Apprenticeship required, 158.4

Apprentices, limitations, 158.2

Certificate as presumptive evidence, 147.6

Change of residence, record, 147.9

Change of residence to another state, 147.54

Cosmetologist may cut hair, 158.2

Display of license required, 147.7, 147.10

Examination requirements, 158.4

Fees, 147.80–147.82

Fees, reinstatement on lapse, 147.11

Form of certificate under seal, 147.5

Grounds for refusing license, 147.4

Itinerant licenses, 147.75–147.79

Other state barbers, 158.4

Penalty, no license, 158.12

Persons exempt, 158.2

Prerequisites, 158.3

Qualifications of applicants, 147.3

Reciprocity with other states, 147.44–147.54

Record, public inspection, 147.8

Reinstatement of license, 147.11

Renewal application, 147.10

Required to practice barbering, 147.2

Requirement for a license, 158.3

Revocation of licenses

Court action, proceedings, 147.58–147.71

Grounds in general, 147.55

Unprofessional conduct defined, 147.56

School requirement, 158.3

Student charge prohibited, 158.5

Living quarters prohibited in barber shops, 158.7

Personal service trades, fair practice act, 369.1–369.5

Persons engaged in barbering, 158.1

Persons not practicing barbering, 158.2

"Profession" includes barbering, 147.1

Report of treatment of wounds, 147.111, 147.113

Reports of law violators, 147.87, 147.89

Sanitation rules, 158.6, 158.7

Schools

Accredited list kept, 147.32

Charges for student services forbidden, 158.5

Definition of barber school, 158.11

Fee for license, 147.80(15)

Inspection and fee, 158.11

License required, 158.11

Period of study, 158.4

Students not considered barbers, 158.2

"Unprofessional conduct" defined, 147.56

**BARBERING—Continued**

- Violations
  - Enforcement of law by department, 158.6, 158.7
  - Failure to report wound treatment, 147.113
  - Health law or rules, penalty, 135.38
  - Penal provisions, 135.38, 147.84–147.86, 157.15
  - Practice without license, 158.12
  - Shop closed as insanitary, practice in, 158.6
- Work performed by barbers, 158.1
- Wounds reported, 147.111–147.113

**BARBERRY**

- Possession prohibited, eradication, 267.19

**BAR EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Law applicable, 610.3–610.12

**BARLEY**

- Arson, setting fire or burning, 707.3, 707.5
- Bonded warehouse law applicable, 543.1(5)
- Weight per bushel, 210.10

**BARRELS**

- Beer regulations, 123.1, 123.21, 124.26, 124.38
- Registration of ownership mark, 713.18
- Re-use of registered containers, 713.19, 713.20

**BASEBALL GAMES**

- Decoration Day restrictions, 730.1, 730.2

**BASIC SCIENCE LAW AND EXAMINING BOARD**

*Not applicable to podiatrists, dentists, dental hygienists, nurses, pharmacists, optometrists, embalmers, barbers, cosmetologists, and Christian Scientists, see 146.5*

- General provisions, 146.1–146.23
- Oaths administered by examiners, 78.2

**BASKETS, CLIMAX**

- Standard size, 210.13

**BASTARDS**

- General provisions, 675.1–675.36

**BATHHOUSES**

- Equal accommodations, 735.1, 735.2
- Municipal, 368.1, 368.30, 372.15

**BATTERIES, RENTAL STORAGE**

- Identification marks, alteration, 715.1–715.5

**BATTERY**

- Penalty, 694.1, *see CRIMES*

**BAWDY HOUSES**

- General provisions, 99.1–99.31

**BEAR BAITING OR FIGHTING**

- Penalty, 726.7

**BEAUTY PARLORS**

- General provisions, 157.1–157.15

**BEDDING**

- Exemption from execution, 627.6(11)
- Hotel linen requirements, 170.29
- Insanitary, hotel, condemned by inspector, 170.29
- Jails, furnished to prisoners, 356.5(2)
- Manufacturing regulations, 209.1–209.8
- Taxation exemption, 420.179(16), 420.188(9)

**BEEF CATTLE PRODUCERS' ASSOCIATION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Agricultural marketing board membership, 159.25
- Delegate to state fair convention, 173.2(7)
- Recognition of organization, 181.1–181.5
- Reports and data published in book of agriculture, 159.10(2)

**BEER AND MALT LIQUORS**

*See also INTOXICATING LIQUORS*

- Advertising prohibited, 124.20
- Alcoholic content limit, 124.31
- Barrel tax, report, penalty, 124.25, 124.26
- Beer, special provisions
  - Alcoholic content, labeling, 124.2, 124.31, 124.38
  - Barley malt, use and amount required, 124.2
  - Bottling, by "A" permittees only, 124.36
  - Consumption on streets or highways, 124.37
  - Definitions, 124.2, 125.2
  - Importation, when allowed, 124.32
- Board of supervisors, power, 124.34, 124.35
- Bonds
  - Class "A" permittees, 124.8(3)
  - Class "B" permittees, 124.9(3)
  - Class "C" permittees, 124.10(3)
  - Clubs with class "B" permits, 124.18
  - Forfeiture upon hearing, judgment, 124.40
  - Trains, permits for beer sales, 124.14
- Books of account required of permittees, 124.27
- Brewers and breweries
  - Application for manufacturer's permit, 124.8
  - Authority under permit issued, 124.11
  - Barrel tax and penalty, 124.25, 124.26
  - Books of account required, 124.27
  - "Brewers" defined, 124.2
  - Class "A" permits issued, 124.3
  - Distinguished from wholesaler, 124.2(4)
  - Fees paid for permits, 124.24
  - Furnishing equipment prohibited, 124.22
  - General penalty clause, 124.37
  - Interest in retail business forbidden, 124.22
  - Labeling of containers required, 124.38
  - Manufacture for foreign sale, 124.3
  - Manufacturer without permit, penalty, 124.37
  - Paying for retail permit forbidden, 124.22
  - Reports of barrel sales required, 124.26
  - Revocation of permits, grounds, 124.30
  - Violations, penalty, 125.12
- Carriers, permit, 124.14
- Cities and towns
  - Booths, specifications, regulated, 124.39
  - Clubs, permits issued to, 124.15–124.18
  - Dancing regulated and licensed, 124.39
  - Fees for issuing permits, 124.24
  - Fixing of hours by ordinance, 124.34
  - Investigation of applicant for permit, 124.23
  - Lighting of premises regulated, 124.39
  - Limitation on class "B" by ordinance, 124.34
  - Number of class "B" permits permitted, 124.34
  - Ordinances for enforcement of law, 124.34
  - Permits "B" and "C", power to issue, 124.5
  - Policeman present, beer and dancing, 124.39
  - Regulations for permits, 124.9, 124.10
  - Revenues from permits retained, 124.33
  - Review of decisions by permit board, 124.3, 124.4
  - Revocation of permits
    - Citizens may file complaint, 124.40

**BEER AND MALT LIQUORS—Continued**

Cities and towns—Continued  
 Revocation of permits—Continued  
   Hearing, procedure, appeal, 124.40  
   Power to revoke, 124.5, 124.34, 124.40  
   Voluntary surrender of permit, refund, 124.6  
 Closing hours, 124.20, 124.34, 124.35  
 Clubs, license requirements, 124.15–124.18  
 Clubs, permits and fees, 124.15–124.18, 124.24  
 Common carrier's permit, 124.14  
 Contempt, failure of witness, 124.4  
 Content of barley malt required, 124.2(10)  
 County supervisors  
   Booths, specifications, regulated, 124.39  
   Clubs, permits issued, 124.15–124.18  
   Dancing regulated and licensed, 124.35, 124.39  
   Fees for issuing permits, 124.24  
   Fixing opening and closing hours, 124.35  
   Investigation of applicant for permit, 124.23  
   Lighting of premises regulated, 124.39  
   Permits "B" and "C", power to issue, 124.5  
   Policeman present, beer and dancing, 124.39  
   Regulations for enforcement, 124.34, 124.35  
   Regulations, issuance of permits, 124.9, 124.10  
   Revenues from permits retained, 124.33  
   Review of decisions by permit board, 124.3, 124.4  
   Revocation of permits  
     Citizens may file complaint, 124.40  
     Hearing, procedure, appeal, 124.40  
     Power to revoke, 124.5, 124.34, 124.40  
   Voluntary surrender of permit, refund, 124.6  
 Dancing regulations, 124.35, 124.39  
 Definitions  
   "Beer" defined, 124.2  
   Grocery store defined, 124.10  
   Pharmacy defined, 124.10  
   Words and terms defined, 124.2  
 Distribution of permit fees and barrel tax, 124.33  
 Equipment, brewer furnishing, prohibited, 124.22  
 Fees  
   Club outside of city, 124.16  
   Different classes, amount, 124.5  
   Distribution, 124.33  
   Permit fees, amounts, 124.24  
   Special enforcement fund, state fees, 124.5  
   State permits, amount, 124.5  
   Witnesses same as civil cases, 124.4  
 Food, serving with beer required, 124.12  
 Four percent alcohol or less, not liquor, 125.2  
 Gifts of beer by licensee prohibited, 124.12  
 Gifts of food with beer unlawful, 124.12  
 Golf and country clubs, 124.16  
 Hotels, licenses, fees and sales, 124.19, 124.24  
 Inspection, places bottling beer, 124.36  
 Judgment on bond forfeiture, 124.40  
 Juvenile delinquency, contributing to, 233.1–233.4  
 Labels on containers required, 124.38  
 Licensee, character qualifications, 124.6, 124.23  
 License revocation hearings, depositions, 124.4  
 Manufacture, regulation, 124.3, 124.37  
 Minors, 124.20, 124.21  
 Municipalities, power to revoke permits, 124.34  
 Municipal regulation of sale, 124.34  
 Near beer included, 124.2(10)  
 Nonpermit holder, purchase from unlawful, 124.32  
 Penal provisions, 124.4, 124.37

**BEER AND MALT LIQUORS—Continued**

Permits or licenses  
 Carriers' application, scope, 124.14  
 Certificate of issuance, 124.5  
 Character of permittee, requirements, 124.6  
 Citizenship and residence qualifications, 124.6  
 Class "A" permits  
   Application and bond, 124.8  
   Authority of holder, 124.11  
   Barrel sales tax, 124.25, 124.26  
   Books of account to be kept, 124.27  
   Bottling beer, inspection of premises, 124.36  
   Business places, each to have license, 124.28  
   Fee, 124.24  
   Import of beer for resale allowed, 124.32  
   Issuance by tax commission, 124.5  
   Nature of permit, 124.3  
   Reports required, 124.26, 124.27  
   Revocation grounds, 124.5  
 Class "B" permits  
   Alcoholic content limit, 124.31  
   Application and bond, 124.9  
   Authority of holder, 124.12  
   Books of account to be kept, 124.27  
   Booths, specifications, regulated, 124.39  
   Business places, each to have permit, 124.29  
   Closing hours, 124.35  
   Clubs, 124.15–124.18  
   Dancing regulated and licensed, 124.35, 124.39  
   Fee, 124.24  
   Golf or country clubs, 124.16  
   Hotels, sales to guests, 124.19  
   Hours closed to sales, 124.20  
   Issuance by cities or counties, 124.5  
   Lighting of premises, regulated, 124.39  
   Minors, gift or sale of beer prohibited, 124.20  
   Nature of permits, 124.3  
   Policeman present, beer and dancing, 124.39  
   Purchase from "A" holder required, 124.32  
   Revocation by cities or counties, 124.5  
   Spiking beer on premises prohibited, 124.30  
 Class "C" permits  
   Application and bond, 124.10  
   Authority of holder, 124.13  
   Books of account to be kept, 124.27  
   Business places, each to have permit, 124.29  
   Fee, 124.24  
   Grocery store eligible, defined, 124.10  
   Issuance by cities and counties, 124.5  
   Minors, gift or sale of beer prohibited, 124.20  
   Nature of permit, 124.3  
   Pharmacies eligible, defined, 124.10  
   Purchase from "A" holder required, 124.32  
   Revocation by cities and counties, 124.5  
   Sunday sale or delivery prohibited, 124.13  
 Classes, powers under, 124.3  
 Clubs  
   Application for license, contents, 124.17  
   Bond required before issuance, 124.18  
   "B" permits, authority to issue, 124.17  
   Fee for license, 124.14  
   Requirements for issuing license, 124.16  
 Corporations may secure permits, 124.6  
 Distribution of permit fees, 124.33  
 Duration, renewal, 124.5, 124.6  
 Interest in more than one permit, 124.7

**BEER AND MALT LIQUORS—Continued**

## Permits or licenses—Continued

- Investigation of applicant required, 124.23
- Manufacture for sale, permit required, 124.1
- Number may be limited by ordinance, 124.34
- Permittee interest with brewer unlawful, 124.22
- Posting permit, required on trains, 124.14
- Power to issue, 124.5, 124.15
- Qualifications of character, 124.6, 124.23
- Renewal, 124.6, 124.34
- Required for manufacture or sale, 124.1
- Revocation of permits
  - Board of supervisors power, 124.5
  - Bootlegging, mandatory ground, 124.30
  - Causes, 124.5, 124.30, 124.31, 124.35
  - Certification to state board, 124.5
  - Citizens may file complaint, 124.40
  - Counsel for parties at hearing, 124.40
  - Disorderly conduct on premises, 124.5
  - Hearing before state board, 124.4
  - Hearing, procedure, appeal, 124.40
  - Mandatory grounds, 124.20, 124.30
  - Minors, gift or sale of beer, ground, 124.20
  - Peace officer to file complaint, 124.40
  - Power of revocation, 124.5, 124.34, 124.40
  - Review before state board, finality, 124.4
  - State board, power, 124.3, 124.4
  - State tax commission, power, 124.5
- Sale of beer, permit required, 124.1
- Selling without permit, penalty, 124.37
- Separate, each business place, 124.28, 124.29

## State permits

- Carriers, application, bond, fees, 124.14, 124.24
- Fees for issuing state permits, 124.24
- Investigation of applicant required, 124.23
- Issuance, when required, 124.3, 124.5
- Issued by permit board, 124.3
- Permit board, issued on local certificate, 124.5
- Required in addition to local permits, 124.5
- Revocation grounds, 124.5
- Trains, sale on, duplicate posted, 124.14
- Tenure of permits, renewal, 124.6
- Voluntary surrender of permits, refund, 124.6
- Reports by class "A" permittee, 124.26

## Sales

- Clubs, regulations, 124.15–124.18
- Conditions regulating, 124.12, 124.32
- Food must be served with beer, when, 124.12
- Hotels may serve, conditions, 124.19
- Hours, closing, 124.13, 124.20, 124.34, 124.35
- Minors as waiters, when prohibited, 124.21
- Minors, gift or sale of beer prohibited, 124.20
- Trains, provisions for sale on, 124.14
- Without permit, penalty, 124.37
- "Saloon" or "bar" signs forbidden, 124.20
- Signs and posters, kind prohibited, 124.20
- Spiking beer on premises forbidden, 124.30
- State permit board, 124.3, 124.4
- Table and seat requirements, 124.12
- Tax, barrel, reports, 124.25, 124.26
- Taxes collected, to state general fund, 124.33

## Violations

- Drinking on streets or highways, 124.37
- False statement of fact, 124.37
- Peace officer, duty to file complaint, 124.40
- Sale or manufacture without permit, 124.37

**BEER PERMIT BOARD, STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Beer law in general, 124.1–124.38
- Created to promote uniformity, 124.1–124.5

**BEEES**

- Apiarist, state, appointment, duties, 160.1–160.15
- Appropriation, county, disease eradication, 160.15
- Beekeepers, request for examination, 160.4
- Beeswax, tax exempt, 427.1(13)
- Contagious disease, treatment, 160.4, 160.5
- Examination for suspected disease, 160.4
- Exempt from execution, six stands, 627.6(8)
- Exemption from taxation, 427.1(13)
- Exposition of honey, horticultural society, 186.2
- Foul brood, treatment, 160.4, 160.5
- Notice to treat or destroy, 160.6
- Promotion of bee industry, 159.2(1), 186.3
- Quarantine, 160.9–160.11
- Regulations and prohibitory orders, 160.9–160.12
- Right of state apiarist to enter premises, 160.3
- Sale of diseased bees, penalty, 160.14
- Taxes, costs certified and collected, 160.8
- Tax exemption, limitation, 427.1(13)
- Treatment costs certified, 160.6–160.8

**BEETS**

- Sugar manufacture, incorporation, 491.12, 491.31

**BEGGARS**

- Blind assistance, ground for refusal, 241.2(5)
- Blind, discouraged by commission for blind, 93.6
- City power to restrain and prohibit, 368.7(6)
- Defined as vagrants, penalty, 746.1, 746.2
- "Dependent and neglected child", 232.2(3)
- Discouraged by state blind commission, 93.6(6)

**BENCH WARRANT**

- Arrest after conviction, 789.4, 789.5
- Arrest of person indicted, 774.1, 774.2
- Arrest on nonappearance for arraignment, 775.3, 789.4, 789.5
- Bail fixed, procedure, 774.2, 774.6
- Convict ordered brought to court, 774.10
- Court ordered warrant, 774.2
- Form of warrant, felony, 774.4
- Form of warrant, misdemeanor, 774.5
- Issuance by clerk, 774.3
- Judgment debtor examinations, grounds, 630.11, 630.14
- Process against corporation, 774.7–774.9

**BENEFICIARY**

- Estates, *see ESTATES OF DECEDENTS*
- Feloniously causing death bars benefits, 636.48
- Insurance, *see INSURANCE*
- Wills, *see WILLS*
- Workmen's compensation cases, 85.31, 85.42–85.44

**BENEFITED FIRE DISTRICTS**

- General provisions, 357A.1–357A.14

**BENEFITED WATER DISTRICTS**

- Generally, 357.1–357.34

**BENEVOLENT INSTITUTIONS**

- Gifts or devises accepted, 565.7–565.15

**BENEVOLENT ORGANIZATIONS**

- Wearing uniforms and swords permitted, 29.31

**BENEVOLENT SOCIETIES**

Assessment insurance law, qualifications, 510.29  
 Assessment rates, when not applicable, 512.44  
 Corporation reports and fees, exemption, 496.19  
 Exempt from insurance law, 510.29, 512.3, 512.54  
 Exemptions from benefit payments, 635.8  
 Gross premium tax, 432.1  
 Income tax exemption, 422.34  
 Incorporation  
   Charter corporations, listed, 504.5, 504.6  
   Nonprofit corporation, 504.1-504.31  
 Membership sales law not applicable, 503.3  
 Taxation, exemptions, conditions, 427.1(9, 10)  
 Trustees or managers duties, 504.14

**BENZINE**

See 189.19-189.25, 208.6, 732.6, 732.7

**BERRY BOXES**

Standard size, capacity, 210.13

**BERTILLON SYSTEM**

Criminal cases, when use authorized, 782.8

**BESTIALITY**

Sodomy, 705.1, 705.2, 789.16

**BETTING**

Criminal provisions, 726.1-726.8

**BIBLE**

Family Bible exempt from execution, 627.6(3)  
 Institutions, use regulated, 280.9  
 Public schools, use recognized, 280.9

**BICYCLES**

Brakes required on motor bicycle, 321.430  
 Lamps and reflectors required, 321.397  
 License by local authorities, 321.236, 389.39  
 Lights, required by cities and towns, 389.39(5)  
 Motor bicycles, annual fee, 321.109  
 Registration, fee, local authorities, 321.236  
 Registration plates, size, 321.166  
 Regulation by cities and towns, 321.236, 389.39, 389.40  
 Sirens or whistles not permitted, 321.434  
 Taxation, 427.13(11)  
 Traffic laws applicable, 321.234

**BIDS AND BIDDERS**

Anticipatory warrants, state, 454.24, 454.25  
 Auction sales of goods, 554.22  
 Automobile plate contracts, 321.163-321.165  
 Automobiles bought by state, 21.2(4)  
 Automobiles stolen or abandoned, sale, 321.89  
 Board of control, improvements, 218.60, 218.61  
 Board of education, improvements, 262.34  
 Boats and rafts, seizure and sale, 667.9  
 Cigarettes and vehicles confiscated, sale, 98.32(4)  
 Cities and towns, public improvements, 23.18, 391.31, 391A.15-391A.19  
 Contracts, public  
   Automobile registration plates, 19.8, 454.24  
   Automobiles bought by state, 20.3  
   Collusion prohibited, penalty, 553.23  
   Control board improvements, 218.60, 218.61  
   County bonds sold, 75.2-75.4  
   County buildings, requirements, 332.7, 332.8  
   County contracts for poor support, 252.38

**BIDS AND BIDDERS—Continued**

Contracts, public—Continued  
 County hospital construction contracts, 347.13  
 Divulging sealed bids prohibited, 72.3, 72.4  
 Dock construction, cities, 384.3(9)  
 Drainage districts  
   County, 455.40-455.43, 455.73, 455.155  
   Intercounty, 457.20  
   Interstate, 467.3  
   United States levee, 466.8  
 Education board, improvements, 262.34  
 Executive council, supplies, 19.20, 19.21  
 Flood protection, cities, 395.6-395.10  
 Highway commission road equipment, 313.37  
 Interstate bridges, 382.6  
 Iowa coal, preference, 73.7, 73.8  
 Iowa products, preference, 73.2, 218.52  
 Penalty for divulging contents, 72.3, 72.4, 622.15(12)  
 Primary roads, 313.10, 313.37  
 Printing board, 15.9-15.22, 15.28, 15.29, 321.149  
 Public improvement contracts, 23.7, 72.3  
 Public utility plants, city, 397.17-397.19  
 Removal of undesirable fish, 109.17  
 Sale of school property, 297.22-297.24  
 School repairs or construction, 297.7, 297.8  
 School textbooks, purchase, 301.7, 301.8, 301.10  
 Sealed bids, divulging contents, 72.3, 72.4  
 Secondary roads, 309.39-309.43  
 State printing board, 15.11-15.22, 15.28  
 Street and sewer construction, 391.31, 391.32, 417.50-417.52, 417.70  
 Street railway improvements, work occasioned by, 391.77  
 Township hall, 360.5, 391.31, 391.32  
 Water district construction, 357.14-357.17  
 Waterworks, construction by city, 398.7  
 County bonds sold, 75.2-75.4  
 County buildings, requirements, 332.7, 332.8  
 County contracts for support of poor, 252.38  
 County hospital construction contract, 347.13(2)  
 Dock construction, cities, 384.3(9)  
 Drainage districts  
   County, 455.40-455.43, 455.73, 455.155  
   Intercounty districts, 457.20  
   Interstate districts, 467.3  
   United States levees connected, 466.8  
 Execution sales  
   *Generally*, 626.80, 626.81, 626.93  
   School claims, 302.8, 302.17, 302.34, 302.35  
   State or municipal, 569.1-569.3  
 Executive council, supplies purchased, 19.20, 19.21  
 Farm-to-market roads, 310.14  
 Fish, removal of undesirable, contract, 109.17  
 Flood protection construction, cities, 395.6-395.10  
 Foreclosure of pledged property, 653.6  
 Highway commission road equipment, 313.37  
 Interstate bridges, 383.15  
 Iowa coal, preference, 73.6, 73.7  
 Iowa products, preference, 73.2, 218.52  
 Islands and abandoned river channels, sale, 568.10-568.12, 568.22, 568.23  
 Lost property sales, 636.17  
 Motor vehicle plates, contracts, 321.163, 321.164  
 Municipal docks, 384.3(9)  
 Municipal utility, contract to build, 397.17, 397.18  
 Partition sales, R.C.P. 290

**BIDS AND BIDDERS**—Continued

Penalty for divulging contents, 73.1, 622.15  
 Pledge foreclosure, pledgee as bidder, 653.6  
 Poor relief contracts, 252.38  
 Primary roads, 313.10, 313.37  
 Printing board contracts, 15.9–15.22, 15.28, 15.29, 321.149  
 Public bidder law, 446.19  
 Public bonds, sale, 75.2–75.4  
 Public contracts, *see subhead Contracts, public above*  
 Removal of undesirable fish, contract, 109.17  
 Roads, secondary, construction, 309.39–309.43  
 Sale or lease of school property, 297.22–297.24  
 School land sale, 297.30, 302.5–302.9  
 School repairs or construction, 297.7, 297.8  
 School sites sale, 297.19  
 School textbooks, purchase, 301.7, 301.8, 301.10  
 Sewers, city construction and repair, 391.31, 391.32  
 Sheriff's sale, 569.1–569.4, 626.81  
 Sixteenth sections, sale, 282.6, 282.7  
 State cars purchased, 21.2(4)  
 State printing board, 15.9–15.22, 15.28, 15.29  
 Street and sewer construction, 391.22, 391.31, 417.50–417.52, 417.70  
 Street railway improvements, work occasioned by, 391.77  
 Tax sales, 446.15–446.23, 446.25, 455.170  
 Township hall construction, 360.5  
 Water district construction, 357.14–357.17  
 Waterworks, construction by city, 398.7

**BIENNIUM**

Fiscal term of state, 8.37, 485.1

**BIGAMY**

Annulment, 598.19  
 Bigamous marriage void, exception, 595.19(4)  
 Definition and punishment, 703.1, 703.3  
 Exceptions to rule, 703.2  
 Jurisdiction of offense, 753.8  
 Legitimacy of children, 598.23

**BILLBOARDS**

*See* 319.10, 319.13, 321.259, 368.6, 657.2, *also SIGNS AND SIGNBOARDS*

**BILLIARD HALLS**

Child labor prohibited, 92.11  
 City power to regulate and license, 368.8(2), 726.9  
 Minors, when not allowed, 233.1(2), 233.2, 726.9, 726.10  
 Tax lien on fixtures and merchandise, 445.31

**BILLIES**

Criminal provisions, 695.2

**BILL OF EXCEPTIONS**

Affidavits limited, R.C.P. 241(b)  
 Certification, R.C.P. 241(c, d)  
 Contents necessary, R.C.P. 241(a)  
 Criminal cases, 769.12, 786.1–786.9  
 Filing, R.C.P. 340(a)  
 Nature and use, R.C.P. 241  
 None when trial fully reported, 624.9, 624.10  
 Record on appeal, rules apply, R.C.P. 340(a)  
 Reference, master's findings, R.C.P. 209, 213  
 Report of trial certified, constitutes, 624.10  
 Time limit for filing, R.C.P. 247

**BILL OF PARTICULARS**

Action on account, R.C.P. 99  
 Criminal actions, 773.4–773.20, 773.32, 773.48  
 Deemed true on default, R.C.P. 99  
 Denial must specify items, R.C.P. 99  
 Motion for more specific statement, R.C.P. 112

**BILLPOSTERS**

City regulation, 368.6(3)

**BILLS**

Attainder, Const., Iowa, I, 21  
 Costs of, civil cases, 625.6–625.18  
 Exceptions, 786.1–786.9; R.C.P. 241, 247, 340  
 Lading, bills of, *ch* 487  
 Legislative, 3.1–3.16  
 Negotiable instruments, 541.1–541.200  
 Rights, bill of, Const., U. S., Amends. 1–10; Const., Iowa, I, 1–25  
 Sale, 337.11, 450.81, 536.17, 556.4

**BILLS AND NOTES**

*See ch* 541, *also NEGOTIABLE INSTRUMENTS*

**BILLS OF LADING**

Acceptance binds consignor to terms, 487.10  
 Accepting payment, not a warranty, 487.37  
 Adverse claimants, interpleader, 487.20, 487.21  
 Adverse title when no defense, 487.22  
 Alterations without authority void, 487.16  
 Assignment, warranties implied, 487.35  
 Assumptions of buyer with sight draft, 487.41  
 Attachment of goods, negotiable bill, 487.24, 487.25  
 Attachment of goods, nonnegotiable bill, 487.33  
 Bills of common carriers, law governs, 487.1  
 Carrier cannot set up title in itself, 487.19  
 Carrier must hold possession for holder, 487.32  
 Cases not covered by act, law applicable, 487.52  
 Claimants required to interplead, 487.20, 487.21  
 Coal shipments, contents of bill, 479.104  
 Contents and form of bill, 487.2, 487.3, 487.23  
 Creditor's rights, 487.24, 487.25, 487.33  
 Definitions, 487.54

**Delivery of goods by carrier**

Court order when bill lost, 487.17  
 Holder's rights, 487.11–487.33  
 Interpleader of adverse claimants, 487.20, 487.21  
 Justification of carrier in delivering, 487.12  
 Legal process, 487.14, 487.15, 487.22, 487.24, 487.25, 487.33  
 Lost or destroyed bill, procedure, 487.17  
 Obligation of carrier to deliver, 487.11  
 Partial delivery, procedure, 487.15  
 Persons entitled, 487.11, 487.12, 487.17, 487.25, 487.42  
 Refusal to deliver, carrier's burden, 487.11  
 Surrender precedent to attachment, 487.24  
 Unpaid seller, rights, 487.40, 487.42

**Documents of title, 554.28–554.41, 554.77**

Duplicate negotiable, must be marked, 487.7, 487.18  
 Execution levy, when allowed, 487.24, 487.25, 487.33  
 Form of bill, 487.2, 487.3, 487.40, 487.41  
 Garnishment, when allowed, 487.24, 487.25, 487.33  
 Holders for security, warranties, 487.37  
 Holders' rights, 487.11–487.33



**BILLS OF LADING—Continued**

- Indorsement
  - Indorsement not a guaranty, 487.36
  - Negotiation by delivery and indorsement, 487.28
  - Negotiation by indorsement, methods, 487.29
  - Persons indorsing, 487.28, 487.29
  - Transferee's right to compel, 487.34
- Injunction against negotiation, 487.24, 487.25
- Inserting name of person to be notified, 487.9
- Interpretation of act, how construed, 487.53
- Intrastate shipments, route designated, 479.35
- Issuance in sets or parts prohibited, 487.6
- Law merchant governs when act silent, 487.52
- Legal process against holder, 487.24, 487.25, 487.33
- Levies, when allowed, effect, 487.24, 487.25, 487.33
- Liability of carrier
  - Bill issued with apparent authority, 487.23
  - Damages to good-faith holder, nonreceipt, 487.23
  - Duplicate bills, damage, 487.7, 487.18
  - Duplicates, not marking, 487.7
  - Failure to cancel on delivery, 487.14, 487.15
  - Issuing negotiable bills in sets, 487.6
  - Liability notwithstanding rules, 479.7
  - Loading, improper, effect, 487.23
  - Lost or destroyed bill, 487.17
  - Misdelivery of goods, 487.13
  - Misdescription of goods, 487.23
  - Nonreceipt of goods, 487.23
  - Notice terminating liability, 479.119–479.121
  - Obligation to deliver, 487.11
  - Omission of required terms in bill, 487.2
  - Partial delivery, duties, 487.15
  - Refusal to deliver goods, 487.19, 487.21, 487.22
  - Release from liability, conditions, 487.27
  - Terminating liability, notice, 479.119–479.121
- Lienholder's rights, 487.43
- Lien of carrier, 487.11(1), 487.19, 487.26, 487.27, 487.43
- Livestock shipments, time limit, 479.85
- Mortgagee's rights, 487.37, 487.43
- Negotiable or order bills
  - Alteration after issuance void, 487.16
  - Assignor's warranties, 487.35
  - Attachment of bill, 487.24, 487.25, 487.33
  - Cancellation when goods delivered, 487.14
  - Creditor's remedies against holder, 487.25
  - Definition, 487.5
  - Documents of title, 554.28–554.41, 554.77
  - Draft not honored, rights, 487.40, 487.41, 554.21
  - Duplicates to be so marked, 487.7
  - Impounded by court, 487.24
  - Indorsement compelled by transferee, 487.34
  - Lost or destroyed, delivery procedure, 487.17
  - Negotiability, words of, 487.5
  - Negotiation enjoined by court, contempt, 487.25
  - Notification name, negotiability, 487.9
  - Obligation to indorse enforced, 487.34
  - Sets or parts, not to be issued in, 487.6
  - Transfer, indorsement compelled, 487.34
  - Warranties implied, 487.35–487.37
  - Words and terms necessary, 487.2, 487.5
- Negotiation and transfer of bills
  - Accident or duress not an impairment, 487.38
  - Agreement and delivery required, 487.30
  - Breach of duty not an impairment, 487.38
  - Conversion of duty not an impairment, 487.38
  - Enjoinder by court, 487.24, 487.25

**BILLS OF LADING—Continued**

- Negotiation and transfer of bills—Continued
  - Fraud or mistake not an impairment, 487.38
  - Fraudulent negotiation, felony, 487.48
  - Indorsement, 487.28, 487.29, 487.34
  - Indorsement in blank and by delivery, 487.28
  - Notice to carrier, requirements, 487.33
  - Person in possession may negotiate, 487.31
  - Purchaser for value in good faith, rights not defeated, 487.14, 487.15, 487.17, 487.38–487.40(4), 487.43
  - Rights acquired upon negotiation, 487.32, 487.39
  - Subsequent negotiation, 487.39
  - Transferee, rights acquired, 487.30, 487.33, 487.34
  - Validity, when not impaired, 487.38, 487.39
  - Vendor's lien, defeated by negotiation, 487.42
  - Warranties, 487.35–487.37
  - Who may negotiate a bill, 487.31
- Nonnegotiable or straight bills
  - Agreement and delivery required, 487.30
  - Alterations after issuance void, 487.16
  - Assignor's warranties, 487.35
  - Carrier's liability to consignee, 487.23
  - Creditor's rights against transferee, 487.33
  - Definition, 487.4
  - Indorsement has no effect, 487.30
  - Marked as nonnegotiable, requirement, 487.8
  - Negotiation not possible, 487.30
  - Transferee's rights, 487.30, 487.33
  - Warranties implied by transfer, 487.35
- Obligations and rights of carrier, 487.11–487.27
- Order bill defined, 487.5
- Pledgee of bill for security, warranty, 487.37
- Possession and title under, 487.40, 487.41
- Purchaser for value in good faith
  - Failure to cancel, liable to, 487.14, 487.15
  - Good faith defined, 487.54(2)
  - Holder's negotiation without possession, 487.38, 487.39
  - Lienholder has priority over purchaser, 487.43
  - Lost or destroyed bill, rights, 487.17
  - Negotiation after right extinguished, 487.39
  - Negotiation defeats vendor's lien, 487.42
  - Purchaser defined, 487.54
  - Title when draft not honored, 487.40(4)
  - Value defined, 487.54
  - Vendor's lien, what negotiation defeats, 487.42
- Rate schedules posted at place of issuance, 479.51
- Remedies of creditor, 487.24, 487.25, 487.33
- Sale of bill, warranties, 487.35
- Sale of goods lawfully, effect, 487.27
- Sales act not to repeal bills of lading act, 554.79
- Security for payment of debt, warranties, 487.37
- Seller's possession and title, governed by form of bill, 487.40, 554.21
- Seller, unpaid, rights, 487.40, 487.42
- Shipper's load and count, effect, 487.23
- Sight draft attached to bill, effect, 487.40, 487.41
- Sight drafts, assumption of buyer, 487.41
- Stoppage in transitu, negotiation defeats, 487.42
- Straight bill defined, 487.4
- Terms of bills
  - Acceptance, assent to terms implied, 487.10
  - Determine negotiability, 487.4, 487.5, 487.8, 487.9
  - Essential terms, 487.2
  - Misdescription of goods, liability, 487.23

**BILLS OF LADING—Continued**

## Terms of bills—Continued

Optional terms, 487.3

Title and possession, indicated, 487.40, 554.21

## Title provisions

Adverse claimant, title, 487.20–487.22

Carrier cannot set up title in itself, 487.19

Negotiation without good title, penalty, 487.47

## Purchaser's rights

Attachment or levy, 487.24

Delivery of goods, 487.14, 487.15

Draft not honored, 487.40

Transferee's rights, 487.30, 487.32–487.35

Uniform bills of lading law, citation, 487.55

Vendor's lien defeated by negotiations, 487.42

## Violations

Additional bills without so marking, 487.46

Carrier's nonpossession of goods, bill, 487.48

Duplicate bills not so marked, 487.46

False bill to defraud insurer, 713.14

False statements in bill, 487.45

Forging or obliterating, 718.1, 718.2, 718.10

Fraudulent issue of bill, securing, 487.49

Goods not in carrier's possession, 487.48

Goods not received, bill, 487.44

Inducing issue without goods, 487.49

Issuing bill for goods not received, 487.44

Mortgaged goods, bill negotiated for, 487.47

Nonnegotiable bill not so marked, 487.50

Place of imprisonment, 487.51

Title to goods, negotiating without, 487.47

Warranties, 487.35–487.37

**BINDER TWINE**

Bonded warehouse law applicable, 543.1(4)

Label required, penalty, 713.22, 713.23

**BINS, GRAIN**

See 543.29, 544.28

**BIOLOGICAL LABORATORY (AMES)**

Established, functions, 226.24–226.26

**BIOLOGICAL PRODUCTS**

Definition, 166.1

Hog-cholera serum and virus, 166.1–166.39, 266.24–266.26

**BIOLOGY**

Requirements for osteopaths, 150.4

**BIRDS**See also *ANIMALS, subhead Poultry; FISH AND GAME*

Bird day to be observed by public schools, 279.39

Bounties, crows and starlings, 350.2

Field and retriever meets, 109.22

Game birds, 109.41, 109.42, 110.1

Targets, use as, penalty, 109.21, 109.22

Wild, title and ownership in state, 109.2, 109.3

**BIRTHS**

Abortifacients, unlawful, 205.1, 205.3, 207.4

Abortion, attempt to procure, penalty, 701.1

Blood tests during pregnancy, 140.3, 140.4, 140.39

Certificates, 144.7–144.23

Eye prophylactics for babies, 140.36–140.38

Mailing or advertising abortifacients, 725.6

Maternity hospitals, reports, 236.26

Report, syphilis test, 140.4

**BLACKJACKS**

Criminal provisions, 695.2

**BLACKLISTING**

Punishment, 736.1–736.3

**BLACKMAIL**

Criminal provisions, 720.1

**BLANK CARTRIDGES**

Use or sale, 695.27, 695.28, 732.17–732.19

**BLASPHEMY**

Penalty, 728.1

**BLASTING**

Coal mines, 82.83

Death or injury caused, penalty, 697.1–697.4

**BLIGHTED AREAS**

Urban renewal law, 403.1–403.18

**BLIND, COMMISSION FOR***General provisions, see STATE OFFICERS AND DEPARTMENTS*

Duties enumerated, 93.1–93.7

Oaths, power to administer, 78.2(2)

**BLIND PERSONS**

Aid to needy blind, 241.1–241.25

Canes, white, for blind only, 321.332–321.334

Causes of blindness, investigated, 93.6(4)

Census, annual, by assessor, 299.17

Census, school, 279.22, 291.9, 291.10

Commission for blind, 93.1–93.6

Compulsory education for children, 299.17–299.23

County aid, 241.20, 241.21

Guide dogs in public places, 351.30–351.32

Handicapped children, how treated, 281.2

Nonresidents admitted to training center, 93.6(12)

Products marketed by commission, 93.6(2)

Register of, in state, by commission, 93.6(1)

Report of number in county, 271.11, 291.10(11), 299.17

State school, 269.1, 269.2

Training centers, 93.6(9, 12)

Visits promoted by commission, 93.6(3)

Vocational training by commission, 93.6(5)

Voting at elections, assistance permitted, 49.89, 49.90

White canes used by blind

Right of way, vehicles stop, 321.333

Unlawful for others to use, 321.332

Violations, penalties, 321.334

Workshops, provided by commission, 93.6(5)

**BLIND, SCHOOL FOR (IOWA BRAILLE AND SIGHT-SAVING SCHOOL)**

Admission requirements, 269.1

Appropriations payable in installments, 262.28

Blind aid under social welfare act not given inmates, 241.2

Clothing and transportation furnished, 270.4

Code, session laws, free copies, 16.24(9)

Compulsory attendance enforced, 299.18–299.23

County commitment costs, institution fund, 444.12

County superintendent reports on blind persons, 241.2

Executive officer

Budget recommendations to board, 262.24

Report to education board, 262.24

Governed by state board of education, 262.7

**BLIND, SCHOOL FOR**—Continued

Handicapped children, co-operation with other agencies, 281.3(10), 281.7

Indigent children's residence during vacation, 270.8

**Indigents**

Expenses paid by county, 269.2, 270.4–270.8

Medical care, transfer to hospital, 255.28

Nonresidents admitted, conditions, 269.1

**Secretary**

Elected by education board, 262.9(2)

Report to board of education, 262.25

Superintendent, election, 262.9(2)

Superintendent's annual report, 262.24

Transfer to university hospital, 255.28

**Treasurer**

Duties, 262.23

Elected by education board, 262.9(2)

**BLOOD TESTS**

Child born, report by physician, 140.4

Husband, children, when required, 140.3

Person responsible for pregnancy, 140.3

Physician required to take, when, 140.3, 140.4

Religious grounds, exemption from test, 140.39

Syphilis tests, pregnant women, 140.3

**BLUE-SKY LAW**

Sale of securities in general, 501.1–503.14

**BOARDING AND BOARDING HOUSES**

Aliens, wartime registration, 38.1

Boarder defined, 583.1(3)

Boarder not member of family, 627.1

Boarding house as hotel, 583.1(11)

Boarding house, keeper's lien, 583.2, 583.3

Children's boarding houses, 237.1–237.16, *see*

*MINORS, subhead Boarding Homes*

Defined as multiple dwellings, 413.3

Fraudulently obtained accommodations, 713.7–713.9

**Taxation**

Family equipment exempt, 427.1(16)

Furniture and bedding taxable, 427.13(9)

**BOARD OF ACCOUNTANCY**

General provisions, 116.1–116.19

**BOARD OF CONTROL (FOR STATE INSTITUTIONS)**

*See ch 217, also CONTROL, BOARD OF*

**BOARD OF EDUCATION (FOR STATE EDUCATIONAL INSTITUTIONS)**

*See ch 262, also EDUCATION, STATE BOARD*

**BOARD OF EUGENICS**

General provisions, 145.1–145.22

**BOARD OF HEALTH, STATE**

*See ch 136, also HEALTH BOARD, STATE*

**BOARD OF PAROLE**

*See ch 247, also PAROLE BOARD*

**BOARD OF REVIEW**

*See 441.31–441.36, also TAXATION, subhead Assessments*

**BOARD OF SOCIAL WELFARE, STATE**

*See ch 234, also SOCIAL WELFARE BOARD, STATE*

**BOARD OF SUPERVISORS**

*See ch 331, also COUNTY BOARD OF SUPERVISORS*

**BOARD OF VOCATIONAL EDUCATION**

*See ch 258, also VOCATIONAL EDUCATION BOARD*

**BOATHOUSES**

River-front commission, regulation, 372.15

**BOATS AND VESSELS**

Abatement as nuisances, 137.12–137.19

Accident report, motorboat, when required, 106.7(2)

**Actions against owners**

Appeal bond, filing, effect, 667.11

Appearance by execution of bond, 667.15

Appearance, who may enter, 667.6

Bill of sale to purchaser on sale, 667.9

Bond to discharge on seizure, 667.7

Continuances, none allowed plaintiff, 667.6

Contract alleged in pleadings, 667.13

Delivery bond, amount, filing, 667.7

Execution of judgment, 667.8, 667.11

Execution sale, conduct, 667.9, 667.10

Fractional share sold on seizure, 667.10

Lien, 20-day limitation, 667.14

Nonresidents, 106A.1–106A.14

Petition and warrant, contents, 667.2

Plaintiff's other remedies, 667.12

Sale on seizure, method, 667.9

Seizure, warrant, when allowed, 667.1

Service of notice, method, 667.4

Service of warrant, 667.5

Special execution on bond, 667.8

Tackle and appendages seized, 667.2

Warrant of seizure, Sunday, 667.3

Aeronautics commission, seaplane flight instruction, 106.30

Aircraft, use of lakes restricted, 106.30

Anchored boats, 106.32

Arson, burning of boats, 707.3–707.5

**Artificial lakes**

Cleared of boats in winter, 106.31(4)

Motorboats and sailboats restricted, 106.31

Private boats, 106.31

Barbiturate, use by operator of boat, surfboard or water skis, violations, 106.12(2)

Bell required, 106.9(5)

Bilges ventilated, 106.9(10)

Boating, river-front commission, powers, 372.15

Boat inspectors, appointment, powers and duties, 106.19

**Boat livery**

Boats inspected, 106.20, 106.21

No permit, penalty, 106.25

Owner's duty to keep records, equip boats, 106.10

Boats removed from water in winter, 106.27

Boats with leased cottages, inspection and seal required, 106.21

Buoys, 106.32

Carburetors, type required, 106.9(9)

Change of name or address, motorboat owner, notice to commission, 106.5(8)

Civil liability, owner, 106.18

Classification of vessels, 106.9

**BOATS AND VESSELS—Continued**Common carriers, *see* COMMON CARRIERS

## Conservation commission

- Authority to promulgate right of way rules, 106.26
- Authorization of regattas, races, marine parades, tournaments, exhibitions, 106.16
- Boat inspectors, water safety patrolmen appointed, 106.19
- Control of private boats on artificial lakes, 106.31
- Control over buoys and other obstructions, 106.32
- Emergency exemption from law, members and employees, 106.29
- Engineer licenses issued, revoked, 106.22, 106.23
- Motorboat registration records or public records, 106.5(9)
- Pilot license issued, revoked, 106.22, 106.23
- Pilot rules established, 106.9(12)
- Power, navigation law, 106.3
- Registration certificate revoked, 106.23
- Request by U. S. official for information honored, 106.8
- Rules and regulations, equipment on boats, 106.9(3-12)
- Seaplane flight instruction permitted, 106.30
- Special local rules and regulations, 106.17

## Conservation fund

- Boat inspection, pilot and engineer license fees, 106.21
- Motorboat fees, 106.5(5)
- Conservation officers as peace officers, 106.19
- Cut-outs prohibited, 106.11
- Damages done, seizure of boat, 667.1
- Definitions, navigation law, 106.2
- Definitions of words and phrases, 109.1
- Defrauding insurer, 713.10, 713.14, 713.15, 714.15
- Delivery of goods by carrier, limited drafts, 528.71-528.73
- Dock board, power to enforce navigation law, 384.3(5)
- Duplicate registration certificate, motorboats, 106.5(8)
- Emergency, commission and employees exempt from navigation law, 106.29
- Engine and fuel tank compartments ventilated, 106.9(10)
- Engine and motor storage lien, 579.1-579.3
- Engineer license
  - Fee, 106.21
  - No license, penalty, 106.25
  - Required, issued, 106.22
  - Revoked, intoxication or narcotics, 106.14
  - Suspended, revoked; reasons for, procedure, 106.23
- Entry by health officers, 137.12-137.19, 420.182
- Equipment
  - Required, 106.9
  - Rules and regulations, conservation commission's authority, 106.9(3-12)
  - Seizure for damages, sold first, 667.9
- Exhibitions
  - Authorized, 106.16
  - Surfboard or water skis, 106.15

**BOATS AND VESSELS—Continued**

- Failure to pass inspections, vessel beached, 106.28
- Failure to render aid, certificate or license suspended or revoked, 106.23
- Farm ponds excepted from jurisdiction, 106.2(4, 5)
- Federal law and regulations applicable, 106.1(2)
- Fees
  - Boat inspection, 106.21
  - Engineer and pilot license, 106.21
  - Motorboat registration, 106.5
- Finding rights of parties, 644.1, 644.5, 644.16-644.18
- Fire extinguishers required on motorboats, 106.9(7)
- Fraudulent use, license or certificate suspended, 106.23
- Fuel tank compartments ventilated, 106.9(10)
- Gamblers, eviction or arrest, 713.31, 713.32
- Habitual negligence, license or certificate suspended, 106.23
- Health regulations, 137.12-137.19, 420.171, 420.182
- Hiring vessel without permit, penalty, 106.25
- Ice boats, machine propelled, 106.33
- Incompetence, license or certificate suspended, 106.23
- Inspection
  - Crop pests, 267.11
  - Passenger boats, report, 17.1, 17.2, 17.4
  - Requirement, 106.20, 106.21
  - Seal or tag required, 106.20, 106.21
  - Unworthy vessel removed from water, 106.28
- Inspectors of passenger boats, 111.26
- Insurance, 515.48-515.50, 515B.1-515B.18
- Insurance, nonresidents, situs in Iowa, 106A.14
- Intoxicated operator of boat, surfboard, or water skis, violation, 106.12(2), 106.14
- Intoxication, certificate, license suspended or revoked, 106.23
- Jurisdiction in civil actions, 616.8
- Jurisdiction, offenses committed on board, 753.6
- Lakes, restrictions on aircraft, 106.30
- Liability of nonresidents, 106A.1-106A.14
- License, pilot, engineer
  - Fee, 106.21
  - No license, penalty, 106.25
  - Required, issued, 106.22
  - Revoked, intoxication or narcotics, 106.14
  - Suspended, revoked; reasons for, procedure, 106.23
- Lien for storage, 579.1-579.3
- Liens enforced against, 667.4
- Life preservers, life belts, number required, 106.9(6)
- Lights required, 106.9
- Liquor conveyances, seizure and sale, 127.1-127.22
- Liquor permit surrendered and conditions of re-issue after conviction of intoxicated or narcotic using operator, 106.14
- Local authorities, power to regulate, 106.17
- Local regulations by conservation commission, 106.17
- Lost, finder's rights, 644.1-644.5, 644.16-644.18
- Manslaughter, certificate or license revoked or suspended, 106.23

**BOATS AND VESSELS—Continued**

Marijuana, operator of boat, surfboard, or water skis, violation, 106.14  
 Marine parades authorized, 106.16  
 Motorboats  
   Bilges, engine and fuel tank compartment ventilated, 106.9(10)  
   Capacity marked on exterior, 106.5  
   Certificate of registration, 106.5  
   Classification, 106.9  
   Collision, accident or casualty, operator's duties, 106.7  
   Cut-outs prohibited, 106.11  
   Defined, 106.2  
   Existing registration under prior law, effect, 106.5  
   Fees, registration, 106.5  
   Manufacturer's and dealer's certificates, 106.5  
   Mufflers required, 106.11  
   Numbering required, 106.4  
   Owners civil liability, 106.18  
   Registration, exempt vessels, 106.6  
   Registration procedure, 106.5  
   Required equipment, 106.9  
   Restricted on artificial lakes, 106.31  
   Transfer of registration, 106.5  
 Mufflers required on engines, 106.11  
 Narcotics use  
   License or certificate revoked or suspended, 106.23  
   Master of the ship, 204.5(2b, 5)  
   Operator of boat, surfboard or water skis, violation, 106.12(2), 106.14  
 Navigable waters defined, 106.2(8)  
 Navigation laws, power of dock board to enforce, 384.3(5)  
 Negligence, owners civil liability, 106.18  
 Nonpermanent structures removed in winter, 106.27  
 Nonresident owners or operators, 106A.1–106A.14  
 Nuisance, abatement, 137.12, 137.19, 420.182  
 Numbering system for motorboats, 106.4, 106.5  
 Obstructions in water restricted, 106.32  
 Operation of boat, surfboard, or water skis, under influence of drugs, intoxicant, 106.12(2), 106.14  
 Outboard motors restricted on artificial lakes, 106.31  
 Overloading vessels prohibited, 106.24, 106.25  
 Owners civil liability, 106.18  
 Passenger boats, inspector's report, 17.1, 17.2, 17.4  
 Passengers carried without permit, penalty, 106.25  
 Peace officer powers of boat inspectors, water safety patrolmen, conservation officers, 106.19  
 Penalty provisions, 106.13, 106.14, 106.25  
 Perjury, certificate or license suspended or revoked, 106.23  
 Permits, ice vehicles, 106.33  
 Pilot license  
   Fee, 106.21  
   No license, penalty, 106.25  
   Required, issued, 106.22  
   Revoked, intoxication or narcotics, 106.14  
   Suspended, revoked; reasons, procedure, 106.23  
 Pilot rules, conservation commission's authority, 106.9(12)  
 Plant quarantine, seizure in, 267.11–267.13

**BOATS AND VESSELS—Continued**

Races and regattas  
   Authorized, 106.16  
   Equipment regulations relaxed, 106.9(8), 106.11  
   Regulations not applicable, 106.15  
 Rafts  
   Damages done, seizure of raft, 667.1  
   Finding of lost rafts, 644.1–644.18  
   Jurisdiction of offenses on board, 753.6  
   Lien enforced against raft, 667.14  
   Lost rafts, found, 644.1–644.18  
   Reward for finding, 644.13  
   Sale of furniture or appendages first, 667.9  
   Seizure for satisfaction of debt, 667.1–667.15  
 Reckless driving on ice, 106.33  
 Reckless operation of boats, surfboards, or water skis, 106.12(1)  
 Records required, boat livery owner, 106.10  
 Registration certificate suspended, revoked; reasons for, procedure, 106.23  
 Rented boats  
   Inspection, 106.20, 106.21  
   Owner's duties, 106.10  
 Required equipment, 106.9  
 Revocation of registration certificate, engineer, pilot license, 106.23  
 Right of way rules, 106.26  
 Rules, regulations, conservation commission's authority, 106.3  
 Sailboats, required equipment, 106.9  
 Sailboats restricted on artificial lakes, 106.31  
 Seaplanes, use of lakes restricted, 106.30  
 Service, original notice on agent of owner, 617.3  
 State policy expressed, 106.1  
 Stealing cordwood or other property, 709.18  
 Steamboats  
   Action against, jurisdiction, 616.8, 617.3  
   Baggage left, limitation on liability, 105.5  
   Forwarded baggage, limitation on liability, 105.6  
   Insurance against explosion, 508.29, 515.48(6)  
   Liability for valuables lost, limit, 105.1–105.4  
   Liability of owner for baggage, 105.1–105.6  
   Lien for charges, 575.1–575.16, *see LIENS*  
   Notice, how served on company, 617.3  
   Safe for guests' valuables, 105.1, 105.2  
   Safety appliances required, 88.5  
   Venue of actions, 616.8  
 Storage lien for boats, engines, motors, 579.1–579.3  
 Swindling laws, posting required, 713.33  
 Surfboard  
   Observer in boat required, 106.15  
   Operator under influence of drugs, 106.12(2), 106.14  
   Prohibited at night, 106.15  
   Reckless or negligent operation, 106.12(1)  
 Suspension, registration certificate, engineer, pilot license, 106.23  
 Taxation, 427.13(13)  
 Tournaments authorized, 106.16  
 Treasurer of state  
   Inspection and license fees, 106.21  
   Motorboat registration fees, 106.5  
 Trolling, when prohibited, 107.12  
 Unseaworthy vessels removed from water, 106.28

**BOATS AND VESSELS—Continued**

Vehicles on ice, 106.33  
 Ventilation required, engine and fuel tank compartments, 106.9(10)  
 Venue, action against nonresident, 106A.9  
 Vessels beached in winter, 106.27  
 Vessels classified, 106.9  
 Vessels for hire, inspection, 106.20, 106.21

**Violations**  
 Boats anchored off shore, 106.32  
 Breaking and entering, 708.8, 708.10  
 Buoys moved or tampered with, 106.32  
 Buoys not conforming to regulations, 106.32  
 Burning, 707.3-707.5  
 Conducting unauthorized regattas, races, marine parades, tournaments, or exhibitions, 106.16  
 Cut-outs on motorboats, 106.11  
 Cutting loose or injuring, when moored, 714.14  
 Destruction to defraud insurer or owner, 713.10, 714.15  
 Drugs, transportation, deemed nuisance, 204.13  
 Equal rights, denial of, 735.1, 735.2  
 Explosives, willfully used to injure or destroy, 697.1, 697.3  
 False affidavit to defraud insurer, 713.15  
 False bill of lading to defraud insurer, 713.14  
 General penalty provisions, 106.13  
 Injuring by explosives, 697.1-697.4  
 Jurisdiction of offenses committed on boats, 616.3(1), 753.6  
 Liquor conveyed illegally, seizure and sale, 127.1-127.22  
 Obstructions in water, 106.32  
 Operating boat, surfboard or water skis while intoxicated, or under influence of drug, 106.12(2), 106.14  
 Operating unregistered or unnumbered motorboat, 106.4  
 Operating vessel not properly equipped, 106.9(13)  
 Operator taking property without owner's consent, 709.18  
 Overloading vessels, 106.24, 106.25  
 Putting diseased persons aboard, 732.2  
 Reckless operation of boat, surfboards or water skis, 106.12(1)  
 Renting boat not properly equipped, 106.10  
 Shooting at boats, 714.2  
 Taking cordwood from boat, 709.18  
 Terrorizing or injuring inhabitants, 714.2

Water safety patrolmen, appointment, powers, duties, 106.19

**Water skis**  
 Observer in boat required, 106.15  
 Operator under influence of drugs, 106.12(2), 106.14  
 Prohibited at night, 106.15  
 Reckless or negligent operation, 106.12(1)

Wharfmaster, 363.33  
 Wharves, 384.1-384.4  
 Whistle required, 106.9(4)  
 Winter, boats and vessels beached, 106.27

**BODILY INJURY**  
 Assault to commit, penalty, 694.6  
 Motor vehicle accident liability, 321.493

**BOILERS, STEAM**

City power to regulate boilers, 368.25, 368.26  
 Gauges and valves required, 88.5  
 Injunction, defects, hearing, 89.10, 89.11

**Inspection**  
 Certificate of insurer, 89.6  
 Converted high pressure boilers, 89.3  
 Disposal of inspection fees, 89.8  
 Exempt types of boilers, named, 89.3  
 Fees for inspection, how paid, 89.7  
 Labor bureau, by, 88.5, 89.1-89.11, 91.5  
 State boiler inspector, appointment, duties, 89.1-89.11  
 Steam and water gauges and valves required, 88.5  
 Unfired boilers, 89.3, 89.12

Insurance against explosion, 508.29, 515.48(6)  
 New boilers, notice to commissioner, 89.5  
 Rules for installation, 89.4  
 Violation of provisions, penalty, 89.9

**BOMBS**

Criminal provisions, 697.1-697.4  
 Stench bombs, use, penalties, 732.10-732.14  
 Tear gas bombs, use restricted, 732.10-732.14

**BONA FIDE HOLDER**

See 541.26-541.29, also *NEGOTIABLE INSTRUMENTS*, subhead *Holder*

**BONDED WAREHOUSES**

Agricultural products, 543.1-543.38

**BONDS**

**Abatement bonds**  
 Liquor control act, nuisance, 123.77-123.87  
 Liquor nuisance abated, 128.23-128.34  
 Nuisance abatement stayed, 657.6

Accountant, certified public, 116.11

**Action on bonds**  
 Action by ordinary proceedings, 611.5  
 Arbitration bonds, 679.16  
 Assignee's rights, 539.1  
 Attachment bonds sued on, 639.14, 639.47  
 Bond for deed, foreclosure, 654.11, 654.12  
 Bond for deed, limitation of action, 614.20, 614.21  
 Breach of bond, how treated, 619.15  
 City utility bonds, limitations, 408.15  
 Collusion to obtain forfeiture not a bar, 667.9  
 Compromise of claims by county, 332.14-332.16  
 Compromise of claims by state, 19.9  
 Condition in bond, breaches pleaded, 619.15  
 Copies obtained, fees taxed as costs, 625.6  
 Cost bonds, summary judgments, 621.9  
 Counterclaim by surety, 619.6  
 County attorney to enforce forfeitures, 336.2(5)  
 County auditor's, for school funds, 302.44  
 County treasurer, action by state, 334.11  
 County treasurer, tax interest, 445.58  
 Executor, failure to account, 638.17  
 Executor, failure to pay as ordered, 635.79  
 Fire marshal's orders, appeals from, 100.17  
 Guaranty company, service, 682.20, 682.21  
 Highway contractor's bonds, sued on, 309.58, 573.16, 573.22, 573.23  
 Inheritance tax, suit on bonds, 450.55  
 Injured person may bring action, public bonds, R.C.P. 3  
 Itinerant merchant's bond, 81.4

**BONDS—Continued****Action on bonds—Continued**

Liquor nuisance abatement bonds, 128.29–128.37  
 Lost bond sued on, indemnifying bond, 540.3, 540.4  
 Mechanics' liens, 572.11, 572.13, 572.15, 572.24  
 Mortgage bonds, election of remedies, 654.4  
 Motor vehicle carriers, liability, 325.26  
 Motor vehicle truck operator's bond, 327.15  
 Multiple actions, 666.2  
 Nuisance abatement stay, forfeited, 657.6  
 Officers sued for failure to account, 8.8, 8.9  
 Official bonds, 616.3  
 Official bonds, plaintiff, 64.20, 666.1, 666.4; R.C.P. 3  
 Official bonds, who to prosecute, 666.4  
 Peace bonds, 760.13, 760.14  
 Pleading acts constituting breach, 619.15  
 Public bonds, suit by injured party, R.C.P. 3  
 Public improvement bonds, 573.16–573.26  
 Quo warranto, trustees, 660.6  
 School book publisher's bond, 301.6  
 School secretary or treasurer, 291.5  
 Secondary road construction, 309.58  
 Security dealer's bond, 502.18  
 Special charter cities, improvement bonds, 420.285  
 State treasurer, public funds, 454.18  
 Surety company, service, 682.20, 682.21  
 Surety may compel suit, 540.1–540.4  
 Surety sued jointly or severally, 613.1  
 Title bonds, foreclosure, 654.11, 654.12  
 Venue of actions, 584.4, 616.3, 616.15  
 Warehouseman's bond, breach, 543.14  
 Administrators' bonds, 633.43, *also see ESTATES OF DECEDENTS, subhead Bonds*  
 Agriculture department, officials, 159.14  
 Airport bonds payable from earnings, 330.14  
 Alien insurers, securities deposited, bond, 515.71  
**Appeal bonds**  
 Animals trespassing, damages, 188.19–188.24  
 Approval presumed, when bond filed, 682.10  
 Boats and rafts, sale after seizure, 667.11  
 Chain store tax appeals, 424.6(2)  
 Commerce commission, appeal from, 325.21  
 Commission cities over 125,000, street improvement court hearing, 417.33  
 Commissioner of insurance, appeal from, 515.135  
 Compensation liability insurance, 87.7  
 Cost bonds generally, ch 621  
 Cost bonds on appeal, 686.12  
 Dam and spillway appeals, 112.8  
 Drainage district appeals, 455.94, 455.95  
 Drainage rights of individuals, 465.9, 465.10  
 Fence appeals, 113.23  
 Fire marshal's orders, appealed from, 100.17  
 Income tax appeals, 422.29(2)  
 Inheritance tax appraisal, 450.34  
 Interstate bridge, condemnation appeal, 383.7  
 Interurbans, street railway use, 484.18, 485.4  
 Judgment against sureties, R.C.P. 339  
 Justice court, 601.94, 601.95; R.C.P. 355, 358  
 Justice court counterclaim transfer, R.C.P. 355  
 Justice of peace compelled to approve, 601.87  
 Mayor's court, 367.8  
 Motor vehicle dealer, 322.10(2)  
 Municipal courts, 602.44  
 Official county newspaper selections, 349.11  
 Partition fence appeals, 113.23

**BONDS—Continued****Appeal bonds—Continued**

Presumption of approval when filed, 682.10  
 Sales tax appeal, 422.55(2)  
 Search warrant proceedings, 751.41, 751.42  
 Securities act appeals, 502.24  
 Sewer assessments, cities of 125,000, 417.33  
 Stay bonds, damages for delay, R.C.P. 339  
 Stay bonds, district court, R.C.P. 332(b)  
 Stay of proceedings, R.C.P. 337(a)  
 Street improvement assessments, 417.33  
 Street or sewer assessment appeals, 391.89(2)  
 Superior courts, 603.48  
 Supersedeas, R.C.P. 337, *see SUPERSEDEAS*  
 Supreme court appeals  
 Bond for cost may also be required, 686.12  
 Hearing on sufficiency, R.C.P. 338  
 Judgment on bond, R.C.P. 339  
 Order granting appeal, stay, R.C.P. 332(b)  
 Supersedeas bonds, R.C.P. 337  
 Unemployment compensation appeals, 96.6(12)  
**Appearance bond**  
 Adjourment or failure of term, effect, 604.31, 604.32  
 Bail, 763.1–768.3  
 Forfeitures reported by county auditor, 332.9  
 Injunctions, R.C.P. 330  
 Liability continued, 604.32  
 Release of surety, law not applicable, 65.10  
 Arbitration of controversies, 679.16  
 Assignee for benefit of creditors, 681.7, 681.29, 681.30  
 Assignment of nonnegotiable bonds, 539.1–539.6  
 Attachment bonds, *see ATTACHMENTS*  
 Attachment levy on bonds, 639.22, 639.23  
 Attorney as surety, 621.7, 682.5–682.7  
 Attorney's power to execute client's bonds, 610.16  
 Auction sales, 546A.3  
 Authorization and sale of public bonds, 75.1–75.9  
 Automobile accidents, 321A.24  
 Bail, 763.1–768.3  
**Banks and banking, bond provisions**  
 Assets of bank, when may be pledged, 528.12  
 Authority to deal in bonds, 532.1(5)  
 Bank and trust company, officials, 528.3  
 Banking department employees bonded, 524.9  
 Bond owners, reorganization, 528.40  
 Co-operative banks, officer's bond, 531.23(2)  
 Examiners to be bonded, 524.8  
 Exempt bonds, held, no stock exemption, 427.1  
 Fiduciary bond reduced by deposit, 532.3  
 Investment in bonds of FDIC, 530.2  
 Liabilities of banks limited, 528.14  
 Savings bank officers and employees, 526.12  
 Statement must list bond, 528.22(8)  
 Trust companies, issuance authorized, 532.14  
 Banks, co-operative, officers' bonds, 531.23(3)  
**Beer permit holders' bonds**  
 Class "A" permittees, 124.8(3)  
 Class "B" permittees, 124.9(3)  
 Class "C" permittees, 124.10(3)  
 Clubs with class "B" permits, 124.18  
 Forfeiture upon hearing, judgment, 124.40  
 Trains, permits for beer sales, 124.14  
 Benefited water districts, petitioners, 357.1  
 Biological products dealers, 166.6–166.8, 166.13, 166.14

**BONDS—Continued**

Blue-sky laws, 502.1-502.31  
 Board of regents authority, revenue bonds, 262.48-262.52  
 Boats or rafts released, 667.7, 667.8, 667.11, 667.15  
 Bonded warehouses, 543.4-543.13, 543.23, 543.34  
 Bond for deed abandoned, limitations, 558.5, 614.20, 614.21  
 Bond for payment of judgment  
   Attachment bonds, 639.41, 639.54  
   Bail of criminal defendant on appeal, 763.9  
   Boats or rafts released, 667.7  
   Cost bonds, 621.1, 686.12  
   Crops, bond for, 646.23  
   Injunction bond, R.C.P. 327, 329  
   Justice court appeal bonds, R.C.P. 358  
   Pipe-line companies, 490.27  
   Replevin, 643.5, 643.6, 643.12, 643.17, 643.20  
   Supersedeas bonds, R.C.P. 337  
   Walls in common, disputes, 563.11  
 Bonding companies, 515.48, 515.49, 682.11-682.22  
 Bonus (World War II), 35A.2, 35A.14, 35A.15  
 Broker to furnish receipt with sales, 552.10  
 Bucket shopping prohibited, 552.1-552.11  
 Building and loan association, bonds, *see BUILDING AND LOAN ASSOCIATIONS*  
 Cash bond, R.C.P. 361  
 Cemeteries, city or town, 368.29  
 Certiorari, stay bond, R.C.P. 310  
 Change of venue, bond for costs, R.C.P. 167(e)  
 City and town bonds, *see CITIES AND TOWNS*  
 City and town officers, 64.13, *see subhead Official Bonds of Public Officers and Employees, below*  
 City-owned transit system, 368B.10, 368B.11  
 Collusion prohibited, penalty, 553.23  
 Conditions on, or attached to, bonds  
   Form, 64.2  
   Public officers' bonds, 64.2, 64.4  
   Renewal certificate not a compliance, 64.2  
   Statutory conditions implied in all bonds, 64.5  
 Contractors' bonds, public contracts, 573.2-573.26  
 Conveyances, bond for deed, 614.20, 614.21  
 Corporation bonds  
   Attachment of corporation stock, 639.22  
   Blue-sky law, 502.1-502.31  
   Execution, levied on bonds, 626.25  
   Foreign corporations to file amount, 494.2(3)  
   Installment sale of bonds, 501.1, 501.5  
   Membership sales law, 503.2, 503.6, 503.7  
   Nonlife insurance investments, 515.35(6)  
   Quo warranto dissolution, trustee's bond, 660.5, 660.6  
   Tax exemption, 431.13  
 Cost bonds  
   Action dismissed if bond not furnished, 621.4  
   Actions in probate, 621.2  
   Actions, procedure, 621.1-621.9  
   Additional bonds on appeal, R.C.P. 338  
   Additional security, 621.6  
   Amount fixed by court, 621.1  
   Appeal bonds, *see subhead above*  
   Application to obtain cost bond, 621.1-621.6  
   Attorney not to be surety, 621.7, 622.2-622.4  
   Cash in lieu of bond, 621.9  
   Change of venue, R.C.P. 167

**BONDS—Continued**

Cost bonds—Continued  
   Change of venue for fraud, R.C.P. 167(e)  
   Change of venue for fraud, justice court, 601.11  
   Co-operative associations, 499.9  
   Court officer not to be surety, 621.7  
   Defendant's affidavit in defense, 621.1  
   Dismissal for failure to furnish, 621.4  
   Grounds for, 621.1-621.6  
   Judgment on bond, 621.8  
   Justice court, published service, no bond, 601.111  
   Justice court, security for costs, 601.26, 621.9; R.C.P. 354  
   Motion supported by affidavits and counter-affidavits, 601.26, 621.2, 621.3, 621.6  
   New trial, defendant served by publication, R.C.P. 251(a)  
   Nonresident intervenor, 621.2, 621.5  
   Probate cases, 621.2  
   Prohibited sureties, 621.7  
   Quo warranto bond for costs, R.C.P. 300(b)  
   Removal of public officers, 66.4  
   Replevin, 643.5, 643.12  
   Retrial after default on published notice, R.C.P. 251  
   Security for costs, justice court, 601.26, 621.9; R.C.P. 354  
   Security for costs, procedure, 621.1-621.9  
   Stay of execution by bond, 626.58-626.68  
   Summary judgment for costs, 621.8  
   Supreme court appeal, bond for costs, 686.12  
   Supreme court appeals, R.C.P. 337(a), 339  
   Supreme court supersedeas bond, R.C.P. 337  
   Surety, suing, 540.3  
   Transfer municipal to district court, R.C.P. 364  
   Venue changed, R.C.P. 167  
 County bonds, 346.1-346.22  
 County conservation bonds, 111A.6  
 County hospitals enlarged, improved, 347A.7  
 County officials, 64.8, *see subhead Official Bonds of Public Officers below*  
 Criminal bonds, chs 763-767  
 Custody of official bonds, 64.23  
 Default judgment, required of plaintiff in certain cases, R.C.P. 251(a)  
 Defects in bonds corrected, 682.3  
 Definitions of "bond"  
   "Bond" generally, 4.1(20)  
   Installment sales regulations, 501.1  
   Iowa securities act, security defined, 502.3(1)  
   Membership sales law, 503.2  
   "Official bond" defined, 646.23  
 Delivery bonds  
   Attachment proceedings, 639.45-639.47  
   Foreign guardians, 669.6  
   Release of surety, 65.1-65.11  
   Replevin, delivery to defendants, 643.12, 643.13  
   Replevin, delivery to plaintiff, 643.5, 643.6  
   Stay bond given, 682.15  
 Deposit in interpleader cases, R.C.P. 37  
 Deposit in lieu of bond, R.C.P. 361  
 Deposit of official bonds, 64.23  
 Deposit with insurance commissioner  
   Association selling stock by installments, 501.5  
   Insurance companies, *see INSURANCE, subhead Securities Deposited*



**BONDS—Continued**

Deposit with commissioner—Continued  
 Membership sales associations, 503.7  
 Deposit with secretary of state, 9.1, 64.23(1)  
 Deposit with state auditor, 64.23(20)  
 Discharge of surety, 65.1, 65.11  
 Elections to approve issue, 75.1; ch 407  
 Exchange of public bonds, 66.29  
 Execution levy on bonds, 626.21, 626.25, 626.77  
 Executions, bonds required  
   Deceased judgment holder, survivors, 626.103, 626.104  
   Exempt property levied on, 626.50–626.57  
   Indemnifying bonds, 626.54  
   Judgment debtor, examination, security, 630.15  
   Justice court bonds, 626.57  
   Mortgaged personalty levied on, 626.34–626.49  
   Principal and surety, 626.17–626.19, 626.64; R.C.P. 224  
   Proceedings auxiliary to execution, 630.15  
   Stay of execution, 626.58–626.68  
   Subrogation of surety's rights, 626.19  
 Federal agency bonds  
   Exempt from Iowa securities law, 502.4  
   Federal deposit insurance stock, 526.25(2), 530.2  
   Federal farm loan bonds, 512.48(1), 515.35(1), 526.25(2), 682.23(2)  
   Federal home loan securities, 512.48(1), 515.35(1), 682.23(11)  
   Federal housing administration securities, 512.48(1), 515.35(1), 526.25(7), 682.45, 682.46  
   Federal securities, investments authorized  
     Banks, investment in FDIC, 526.25(2), 530.2  
     Bonds secured by FHA, 682.45, 682.46  
     Building and loan associations, 534.17  
     Cemetery funds, 404.10  
     Fire and police pension funds, 410.3, 411.7  
     Insurance companies, 508.11(10), 511.8(1), 512.48(3), 515.35(1)  
     National housing act bonds, 511.8(8, b), 512.48  
     Nonlife insurance investments, 515.35(1)  
     Servicemen's readjustment act bonds, 511.8(8, c), 512.48  
     State board of education funds, 262.14(3)  
     State sinking fund invested, 454.5  
   Home owners loan corporation, 512.46(1), 512.48(1), 526.25(2), 682.23(11)  
   Investment by state treasurer, 12.8  
 Federal court, removal to, R.C.P. 85(g)  
 Fee of clerk of court for approving, 606.15(22)  
 Fee of justice for drawing, 601.128(4)  
 Fire department, city authority, 368.16  
 Forfeited bonds, criminal, report, 333.13  
 Forfeiture of bonds, 666.1–666.6  
 Forfeiture, when to prosecute, 336.2(5)  
 Guaranty company as surety, 682.14–682.16  
 Hazardous employment, in lieu of insurance, 87.16  
 "Indenture" defined, 4.1(20)  
 Injunction bonds, R.C.P. 329  
 Installment sales regulations, 501.1, 501.5  
 Insurance on safekeeping of bonds, 515.48(3)  
 Insuring fidelity of persons, 515.48(2)  
 Interpleader cases, R.C.P. 37  
 Investments in bonds, *see INVESTMENTS*  
 Iowa securities act, bond provisions  
   Appeals from commissioner, cost bonds, 502.24  
   Mortgage bonds exempt, 502.5(7, 11)  
   Security dealer's bond, 502.11, 502.18

**BONDS—Continued**

Iowa securities act—Continued  
 "Security" definition to include bond, 502.3(1)  
 Issuance and sale of public bonds, 75.1–75.9  
 Issuance of bonds, duties violated, 75.7  
 Judgment on county officers, compromise, 332.12–332.14  
 Korean veterans' bonus, 35B.1–35B.11  
 Legalizing acts, 593.1–594.2  
 Liability bonds in lieu of insurance  
   Compensation liability insurance, 87.16  
   Employer's bond in lieu of insurance, 87.16  
   Itinerant merchant's law, 81.4  
   Jitney busses in cities, 388.5–388.10  
   Motor vehicle certificated carriers, 325.26  
   Motor vehicle truck operators, 325.26  
 Liability, money received, no notice, 606.5  
 Liberty memorial bonds for memorial halls, 37.6  
 Liens released by bond, 584.1–584.4  
 Liquidated damages, sealed bids, divulging contents, 72.4, 622.15(12)  
 Liquor law bond provisions  
   Abatement bond  
     Forfeiture, 123.82–123.87, 128.28, 128.34  
     Lien continues, 123.79–123.81, 128.25–128.27  
     Premises closed, 123.77, 128.23–128.26  
   Commissioner's bond, 123.9  
   Conveyance seized, bond for release, 127.5  
   Damages and costs, liability for, 129.5  
   Employees of commission, 123.9  
   Liquor control act  
     Commissioner's bonds, 123.9  
     Employees' bonds, 123.9  
     Manufacturers or wholesalers, licenses, 123.38  
     Nuisances, bonds to abate, 123.77–123.87  
     Special permits, bonds required, 123.27  
   Manufacturers or wholesalers, licenses, 123.38  
   Manufacturers' permits, 133.4  
   Permit holder's reports, bond, oath, 132.5  
   Pharmacist's, 130.12–130.18, 130.30, 130.41, 130.57  
   Proceeds of forfeited conveyance bonds, 127.20  
   Release of liquor conveyance, 127.5  
   Sureties jointly and severally liable, 129.5  
 Loan companies, 536.3–536.9  
 Lost securities, 541.199, 541.200  
 Maturity and payment of bonds, 76.1–76.6  
 Money deposited in lieu, R.C.P. 361  
 Mortgage bond and note, election of remedies, 654.4  
 Motor vehicle fuel tax law, license and permit holders, 324.7, 324.36(4), 324.53  
 Motor vehicle law, bond provisions  
   Appeal when certificated carrier's permit refused, 325.21  
   Certificated carriers, 325.26  
   Contract to make registration plates, 321.164  
   County treasurer, registration fees, 321.151  
   Employees as traffic officers, 321.478  
   Financial responsibility, 321A.24  
 Motor vehicle truck operators, 327.15  
 Municipal, ch 407, *see CITIES AND TOWNS*  
 Municipal court, case transferred to district court, R.C.P. 364  
 Municipal officers, 64.13, *see subhead Official Bonds of Public Officers and Employees below*  
 Nonnegotiable bonds, assignment, 539.1–539.6

**BONDS—Continued**

Nuisance action, abatement stay, 657.6  
 Oath on bonds of civil officers, form, 63.10, 63.11  
 Obliteration of bonds, penalty, 718.10

**Official bonds of public officers and employees**  
 Accountancy board treasurer, 116.2(8)  
 Actions on official bonds, 666.4  
 Additional security obtained, 65.1–65.3, 65.8  
 Additional security required, 65.1  
 Affidavit of sureties, effect, 682.8, 682.9  
 Agriculture department employees, 159.14  
 Agriculture, secretary of, amount, 64.6(6)  
 Agriculture secretary's deputy, 27.1  
 Aldermen, councilmen, commissioners, 64.1(6)  
 Amount for municipal officers, 64.13  
 Amount of bonds, 64.6–64.15  
 Appeal board, members (ch 22), 64.6(26)  
 Approval of bonds, 64.19–64.22  
 Approval of re-elected officer's bond, 63.13  
 Assessors, 64.8, 64.19(2)  
 Attorney general, amount, 64.6  
 Attorney not acceptable as surety, 682.5–682.7  
 Auditor of state, amount, 64.6(1)  
 Auditor of state, deputy, 27.1  
 Auditors, examiners, 11.7, 11.21  
 Bank examiners, 524.8  
 Banking department employees, 524.9  
 Banking superintendent, amount, 64.6(10)  
 Beneficiary of bond, 64.18, 682.2  
 Benefited water district trustees, 357.13  
 Blanket bond, conservation employees, 107.7  
 Boiler inspector, amount, 89.1  
 Bond construed, 666.1  
 Certificates made wrong, liability, 333.7  
 City manager, 363C.6  
 City tax collector, 340.2(6)  
 City treasurer, 380.4, 398.1, 398.9, 410.2  
 City treasurer's bond as hospital trustee, 380.4  
 Clerk of district court, 64.8  
 Clerk of district court, fee, 606.15(22)  
 Clerk of district court, notice of money on hand, liability, 606.5  
 Clerk of the supreme court, amount, 64.6(1)  
 Code editor, 64.6(25)  
 Collusion to obtain forfeiture not a bar, 666.5  
 Commerce commissioner not to hold common carrier bonds, 474.1  
 Commerce commissioner, state, each, 64.6(6)  
 Commissioners of cities and towns, 64.1(6)  
 Compromise of judgment on, 332.12, 332.13  
 Comptroller, amount of bond, 8.4  
 Conditions required in bonds, 64.2  
 Conservation commission, 64.6(15)  
 Conservation director, state, 64.6(16)  
 Conservation employees, 107.7, 107.8  
 Conservation officers, each, 64.6(17)  
 Constables, 64.8  
 Construction of "bond", 64.5, 666.1  
 Control board employees, 218.12  
 Control board, state, members, amount, 64.6(3)  
 Cost paid by county, 64.11, 64.15  
 Cost paid by state, 64.6(28)  
 Councilmen in cities and towns not bonded, 64.1(6)  
 County auditor liable for neglect of duty, 452.15  
 County auditor liable for purchase of realty at tax sale, 446.27

**BONDS—Continued**

**Official bonds—Continued**  
 County auditor, school funds, 302.44  
 County engineer, 309.19, 309.62  
 County officers, 64.8  
 County supervisors fix amount, 64.7, 64.8  
 County supervisor's power to require bonds, 332.3(8)  
 County to pay cost, 64.11, 64.15

**County treasurer**  
 Amount of bond, payment, 64.10, 64.11  
 Custody of bonds, liability, 346.5  
 Drainage pumping station bonds, liability, 461.18  
 Failure to report funds or pay state warrants, 334.11  
 Misapplied tax interest, 445.58  
 Motor vehicle registration fees, 321.151  
 Not bonded for tax collection, 445.4  
 Purchase of realty at tax sale, liability, 446.27  
 Sureties, number required, 64.16  
 Swamp land indemnity liability, 12.16  
 Tax loss liability, 445.25  
 Tax sale, wrongful, liability, 448.10

**Court officer not to be surety, 621.7**  
 Custody after approval, where filed, 64.23  
 Custody of state bonds, comptroller, 8.6(8)  
 Deputies, amount of bonds fixed, 27.1, 64.15  
 Deputy county officers, approval of bonds, 341.4, 341.5  
 Deputy state officers, approval of bonds, 27.1  
 Discharge of surety, 65.1–65.11  
 District court judges not bonded, 64.1(4)  
 Drainage district trustees, 462.25  
 Drainage engineer, 455.12, 455.39  
 Election contest bonds, 62.6, 62.7, 62.20, 62.21  
 Examiners of accounts, 11.7, 11.21  
 Executive council, secretary, 64.6(18)  
 Failure to account, liability, 8.8, 8.9  
 Failure to give bond, 64.25  
 Fair board officers, 173.11, 173.14(5)  
 Fire marshal, state, amount, 64.6(11)  
 Forfeiture, collection, 666.3, 666.6  
 General assembly members not bonded, 64.1(3)  
 Governor, exempt from bond, 64.1(1)  
 Guaranty company as surety, 682.14  
 Health commissioner, 64.6(6)  
 Health department employees, 135.7  
 Hearing when bond not approved, 64.22  
 Highway commission assistants, 307.5(3)  
 Highway commission auditor, 313.20  
 Highway commission employees, traffic officers, 321.478  
 Highway commission engineers, 313.13  
 Highway commission members, 64.6(24)  
 Historical department curator, 64.6(21)  
 Hospital trustees, not bonded, 380.3  
 Industrial commissioner, 64.6(23)  
 Inheritance tax appraisers not bonded, 450.24  
 Injured party may sue, R.C.P. 3  
 Institution supply officers, 218.39(7)  
 Insurance commissioner, amount, 64.6(9)  
 Insurance deputy commissioners, 505.4  
 Insurance examiners, 507.5  
 Interstate bridge commission employees, 383.16  
 Interstate bridge commissioners, 383.14  
 Judges exempt from bonds, 64.1(4)

**BONDS—Continued**

## Official bonds—Continued

Justices of the peace, 64.8  
 Labor commissioner, 64.6(13)  
 Labor commissioner, deputy, 64.6(14)  
 Levee improvement commission, 420.162  
 Liability of surety, 64.3, 666.2  
 Librarian, law, amount, 64.6(20)  
 Librarian, state, amount, 64.6(19)  
 Lieutenant governor exempt from bond, 64.1(2)  
 Liquor control personnel, 123.9  
 Mayor's bond, 64.13, 64.19(6)  
 Medical examiner, county, 339.3  
 Mine inspector removal actions, 82.8, 82.9  
 Mine inspectors, 64.6(12)  
 Minimum bonds permitted, 64.9  
 Minimum number of sureties, 64.16  
 Municipal court judges not bonded, 602.17(4)  
 Municipal court officers bonded, 602.9  
 National guard officers, 29.18, 29.19, 29.37  
 Natural resources council, 455A.11  
 Nepotism, liability for salary paid, 71.2  
 New bond, additional security, 65.1–65.3, 65.8  
 Notary public, 77.3, 77.4  
 Oath taken on bond, form, 63.10–63.12  
 Officers, amount not fixed by law, 64.7  
 Officers liable for neglect of duty, 452.15  
 Officers liable, interest in corporations, 346.22  
 Official bond construed, 666.1  
 Old-age assistance tax, officer's liability, 249.36  
 Park commissioners, city, 370.3  
 Plaintiff in action on bond, R.C.P. 3  
 Printing superintendent, 64.6(22)  
 Prior judgment not bar to action, 666.2  
 Public instruction superintendent, 64.6(7)  
 Public safety department personnel, 80.16  
 Public utility trustees, 397.32, 420.301  
 Qualifications of sureties, 682.4  
 Qualifying for office, 63.1, 63.10, 63.11, 63.13  
 Receiver's bond, 680.3  
 Recorder's, fish and game licenses, 110.6  
 Record of official bonds, 64.24  
 Regents, state board  
   Finance committee, 64.6(4)  
   Treasurer of each state institution, 64.6(5)  
 Release of surety, 65.1–65.11  
 Removal of unbonded officer, 332.3(9)  
 Reporter of the supreme court, 64.6(25)  
 Report not made of fees, liability, 343.5  
 Required to qualify for office, 63.1, 63.10, 63.11  
 Run to whom, 64.18  
 Sanitary district personnel, 358.12  
 Sanitary district trustees, 358.10  
 School directors, 277.28, 279.3, 291.2–291.5  
 School employees, 279.8  
 School funds to receive forfeitures, 666.3, 666.6  
 School officers, 301.2, 301.16, 301.21  
 Secretary of state, amount, 64.6  
 Secretary of state, deputy, 27.1  
 Security on bond increased, 65.1  
 Security to be given by bond, 682.1  
 Sheriff, 64.8  
 Sheriff, liability for condemnation funds, 337.19  
 Sheriff's bond in receiverships, 630.9  
 Soil conservation employees, 467A.4, 467A.6  
 Soldiers relief commission, 250.6  
 Special agents, public safety, 80.16

**BONDS—Continued**

## Official bonds—Continued

State as beneficiary, 64.18  
 State to pay cost, 64.6(28)  
 Statutory conditions implied, 64.5  
 Superintendent of public buildings and grounds, 64.6(8)  
 Superintendent of schools, 301.21  
 Superior court clerk, 603.5, 603.22  
 Supreme court judges not bonded, 64.1(4)  
 Sureties liability, 64.3  
 Sureties, number required, 64.16  
 Sureties qualifications, 682.4  
 Sureties released, 65.1–65.11  
 Surety, companies as surety, 64.17  
 Surety may force creditor to sue, 540.4  
 Surety's liability, 64.3, 666.2  
 Tax collector, special charter cities, 420.236(3)  
 Tax commission employees, 422.64(4)  
 Tax commission members, 422.60  
 Time for approval or disapproval, 64.20  
 Township clerk, 64.19, 64.23, 64.24, 360.7  
 Township trustees, 633.32  
 Township trustees exempt from bond, 64.1(5)  
 Treasurer of fire and police pension funds, 410.2  
 Treasurer of state, amount, 64.6(2)  
 Treasurer of state, deputy, 27.1  
 Treasurer's unemployment compensation bond, 96.13(a)  
 Trustees for corporation quo warranto, 660.5, 660.6  
 Trustees for institution gifts, 565.7  
 Trustees of realty received by donation, 565.7  
 Unemployment compensation commission secretary, 96.10(b)  
 Venue of action on bonds, 616.3(3)  
 Watchmaker examiners, secretary, 120.3  
 Water district trustees, 357.13  
 Waterworks personnel, 398.8, 398.9, 399.16  
 Organizations soliciting public donations, 122.1  
 Park boards, city and town, 370.7  
 Peace bonds, 760.1–760.14  
 Pig dealers, 163.30  
 Plaintiff in default judgment, R.C.P. 251(a)  
 Police department, city authority, 368.16  
 Premium paid by cities, when, 64.14  
 Printing board, contractors' bonds, 15.24  
 Private detectives, 80A.5  
 Proof of financial responsibility, 321A.24  
 Public, 75.1–76.9  
 Public improvements, contractor's bonds, ch 573  
 Public improvements, issue approved by voters, *see ELECTIONS, subhead Questions Submitted to Voters*  
 Public officers' bonds, ch 64, *see Official Bonds of Public Officers and Employees above*  
 Reciprocal exchange, fidelity or surety, 520.13  
 Refunding bonds  
   City and town bonds, 396.24–396.29, 408.1–408.15  
   County bonds, 346.1, 346.2  
   Drainage bonds defaulted, court relief, 464.1–464.12  
   Drainage districts, 463.1–463.28  
   Legalization, 593.1–594.2  
   Public utilities owned by cities, 397.11  
   School bonds, 298.20  
   School bonds legalized, 593.1  
 Release of surety, 65.1–65.11

**BONDS—Continued**

- Removal to federal court, R.C.P. 85(g)
- Revenue bonds, board of regents institutions, 262.48-262.52
- Revenue bonds, municipal, 23.17, 394.1-394.12, 397.10-397.13
- Sale of public bonds, 75.2-75.9
- Seal, not necessarily implied, 4.1(2)
- Securities dealers bonded, 502.11, 502.18
- Securities law, 501.1-503.14
- Security, definition, 682.1
- Security to keep the peace, 760.1-760.14
- Seed buyers' bond, 119.16
- State bonds, interest, funds for payment, 12.7
- Stay bonds, *see SUPERSEDEAS*
- Stay bonds in justice court, 601.84, 601.101
- Supersedeas bonds, R.C.P. 337, *see SUPERSEDEAS*
- Sureties
  - Additional security, new bond, 65.1-65.3
  - Discharge of surety
  - General provisions, 682.1-682.22
    - Appearance bond, criminal, no court order required, 65.10
    - Court appointed, court order required, 65.10
    - Procedure to obtain, 65.4-65.11, 682.19
    - Public works bond, court order, 65.10
  - New bonds required, 65.2, 65.3
- Official bonds
  - Additional security, new bonds, 65.1-65.3
  - Failure to give additional security, 65.8
  - Release of sureties, hearing, 65.4-65.9
- Release and discharge of sureties
  - Court appointed, court order required, 65.10
  - Failure to comply, office vacant, 65.8
  - Hearing, subpoenas, order, 65.6, 65.7, 65.10
  - Justice of the peace, notice, 65.9
  - Petition and notice, 65.4, 65.5, 65.10
  - Release, procedure to obtain, 65.4-65.11, 682.19
- Surety company accepted as surety, 64.17
- Tax exemption, 427.1(5)
- Title bond of realty vendor foreclosed, 654.11
- Township officers, 64.2, *see subhead Official Bonds of Public Officers and Employees above*
- Transient merchants, 81A.4
- Transit system, city-owned, 368B.10, 368B.11
- Treasurer of state, employment security administration fund, 96.13(1)
- Trust fund investments, ch 682
- Undertaking, nuisance action, stay, 657.6
- "Undertakings" defined, 4.1(20)
- United States bonds, investments in
  - Banks, investment in FDIC, 526.25(2), 530.2
  - Bonds secured by FHA, 682.45, 682.46
  - Cemetery funds, 416.106
  - Fire and police pension funds, 410.3, 411.7
  - Insurance companies, 508.11(10), 511.8(1), 512.48(3), 515.35(1)
  - National housing act bonds, 511.8(8, b), 512.48
  - Nonlife insurance investments, 515.35(1)
  - Servicemen's readjustment act bonds, 511.8(8, c), 512.48
  - State board of education funds, 262.14(3)
  - State sinking fund invested, 454.5
- Venue, change, bond, R.C.P. 167
- Violations
  - Counterfeiting, 718.3, 718.6, 718.7, 718.13, 718.14

**BONDS—Continued**

- Violations—Continued
  - County treasurer, 334.11
  - Forgery, 718.1(5), 718.3, 718.6, 718.7, 718.10
  - Fraudulent advertising of securities, 713.24, 713.25
  - Installment sales law, 501.6
  - Iowa securities act, 502.26-502.29
  - Larceny of bonds, 709.1-709.3
  - Obliterations, 718.10
  - Writ of error, justice court, stay, 601.101
- BONE FACTORIES**
  - Factory law in general, *see FACTORIES*
  - Regulations, municipal, 368.5
- BONUS**
  - Accepting gratuity or tip, 741.1-741.10
- BONUS BOARD**
  - General provisions, *see STATE OFFICERS AND DEPARTMENTS*
  - Membership and creation, 35.1-35.11
  - Soldiers relief commission to furnish data, 250.11
- BONUS, WORLD WAR II**
  - General provisions, 35A.1-35A.16
- BOOK ACCOUNTS**
  - Actions on, bill of particulars, R.C.P. 99
  - Appraisal for inheritance tax, 450.39
  - Assignment, rights of parties, 539.3
  - Duces tecum subpoena, production by, 622.65
  - Electronic records, admissibility, 622.28
  - Evidence in antitipping law violations, 741.3
  - Evidence, when admissible, 622.28-622.30
  - Jury may take out exhibit, R.C.P. 198
  - Last entry, accrual of action date, 614.5
  - Production and inspection, R.C.P. 129, *see BOOKS AND PAPERS*
  - Taxable as moneys and credits, 429.2
  - Taxation, general liability stated, 427.13(5)
- BOOKS AND PAPERS**
  - Account books, when admissible, 622.28
  - Book salesmen not itinerant merchants, 81.1(2)
  - County officer's failure to account, 343.4
  - Crimination and immunity, 622.14-622.16
  - Duces tecum subpoena, 622.65
  - Electronic bookkeeping, admissibility, 622.28
  - Examination at arbitration hearing, 86.22
  - Jury may take as exhibits, R.C.P. 198
  - Library books, *see LIBRARIES*
  - Mandamus delivery to trustees, 660.8
  - Original entry books, admissibility, 622.28
  - Production and inspection
    - Actions in court
      - Application, R.C.P. 129
      - Disobedience of order, R.C.P. 133(c), 134
      - Hearing on application, notice, R.C.P. 129(b)
      - Order at court's discretion, R.C.P. 130
      - Use at trial optional, R.C.P. 129
    - Aeronautics commission hearings, 328.12(8)
    - Audits of county, city, and schools, 11.10-11.13
    - Bank examinations, 528.30, 531.15
    - Bill of sale recorded, 556.16
    - Board of control investigations, 218.31
    - Budget and financial control committee, 2.44
    - Chattel loan company examinations, 536.10
    - Chattel mortgage recorded, 556.16
    - Cigarette tax audits, 98.20

**BOOKS AND PAPERS**—Continued

- Production and inspection—Continued  
 Civil service hearings, 365.24  
 Commerce commission hearings, 474.18–474.21, 477.49, 485.2  
 Condemnation court, utility plants, 397.24  
 Conditional sales contract recorded, 556.16  
 Corporations, actions against, 491.64  
 Court trials generally, R.C.P. 129, 130  
 Driver's license revocation hearing, 321.211  
 Election contests, 58.5, 62.12  
 Executive council investigations, 61.10  
 Fire marshal's power, 100.7, 100.8  
 General power of court, R.C.P. 129, 130  
 Governor's special investigation committee, 67.1–67.3  
 Impeachment proceedings, 68.12  
 Inheritance tax hearings, 450.66, 450.67  
 Insurance department hearings  
   Consolidation and reinsurance, 521.6  
   Fraternal insurance receivership, 512.100  
   Fraternal insurance reorganization, 512.85  
   Membership sales examinations, 503.10  
   Nonlife assessment companies, receiver, 518.28  
   Nonlife companies, dissolution, 515.85  
   Securities law, 502.10(8), 502.15, 502.21(2)  
   Stock sales on installment plan, 501.8  
 Interim committee hearings, 2.44  
 Labor disputes, arbitration, 90.8  
 Liquor permit hearings, 124.4, 130.48  
 Military court's power, 29.76  
 Old-age assistance hearing, 249.12  
 Pharmacists selling liquor, 130.48  
 Real estate commissioner's hearings, 117.36  
 Removal from office, proceedings, 61.10  
 Securities law, 502.10(8), 502.15, 502.21(2)  
 Securities law examinations, 502.21  
 Subpoena duces tecum, 622.65  
 Subpoenas, 622.65; R.C.P. 130  
 Suspension from office, proceedings, 67.2  
 Tax commission hearings  
   Authority in general, 421.17(7), 422.63  
   Chain store tax, 424.11  
   Cigarette tax audits, 98.20  
   Express company taxation, 436.6  
   Freight line and equipment tax, 435.7  
   Income tax hearings, 422.63  
   Inheritance tax hearings, 450.66, 450.67  
   Sales tax hearings, 422.63  
   Three-point tax law hearings, 422.63  
   Use tax hearings, 423.21  
 Unemployment compensation hearings, 96.11  
 Veterinarian's license, revocation, 169.41  
 Workmen's compensation cases, 86.10, 86.22  
 Public records, *see PUBLIC RECORDS*  
 Quo warrant trustee's power, 660.1, 660.8  
 Search warrant and seizure, 725.9  
 State accounts, inspection, 79.8  
 Tax payment, sale and redemption, evidence, 446.36  
 Trial, fact issues to referee, R.C.P. 209  
 Vacancies in office, delivery of books, 69.3

**BOOTBLACKING**

- Child labor provisions, 92.12, 92.13

**BOOTLEGGERS**

- Abatement ordered as part of judgment, 128.19  
 Attorney fee in action to enjoin, 128.7  
 Base of supplies, effort to discover, 128.18  
 Beer license revoked after conviction, 124.30  
 Conveyance, ch 127  
 Definition in liquor control act, 123.59  
 Definition, intoxicating liquor law, 125.7  
 Fingerprints taken, 749.2  
 First conviction, 125.5  
 Indictment, ch 126  
 Injunction against, liquor law, 128.17, 128.18  
 Injunctions against, liquor control act, 123.62, 123.71, 123.72  
 Intoxicated person, sale to, 125.7  
 Minor, sale to, 125.7  
 Nuisances, abatement, 128.17–128.19  
 Penalty imposed, 123.59, 125.7  
 Prima-facie evidence, 126.23  
 Second and subsequent convictions, 126.19, 126.20  
 Venue of actions against, 125.8

**BOTANIST**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Agricultural seeds, technical advisor on, 199.2  
 Appointed by secretary of agriculture, 317.2  
 Weed law in general, 317.1–317.24

**BOTTLED GAS**

- Regulation of transportation, storage, and use by fire marshal, 101.1–101.8

**BOTTLES**

- Beer bottle regulations, 124.36, 124.38  
 Bottle caps for skimmed milk, labeling, 191.2  
 Label and trade-mark registration, 713.18  
 Labeled, use or destruction, 713.19  
 Label misused, search warrant, 713.20  
 Liquor, state seal, 123.24  
 Milk bottles, 192.33–192.39, 210.15  
 Narcotics, labels, 203.3  
 Poison label requirements, 205.7  
 Throwing on highway prohibited, 321.369

**BOTTLING WORKS**

- Applications for license, 170.3, 170.4

**Beer**

- Bottler, interest in retail business, 124.22  
 Inspection by local health board, 124.36  
 Wholesaler not a bottler, 124.36

Beverage drink defined as food, 170.1(5)

Defined as food establishment, 170.1(6)

Factory law applicable, *see FACTORIES*

Food law, 170.1–170.28, 170.49–170.51

Inspection, 170.46, 170.47

**Licenses**

- Application for food license, 170.3, 170.4  
 Fee for food license, 170.5(6)  
 Required to conduct food business, 170.2  
 Revocation of license, 170.8

Registration of bottles, 713.18–713.20

Sanitary construction required, 170.9–170.17

Sanitation in conducting business, 170.18–170.28

Use as dwelling prohibited, 170.25

**BOTTOMRY**

- Authority to insure, 515.48(9), 515.49(1, 7), 515.51

**BOUNDARIES**

- Acquiescence, 650.14
- Action to establish, 650.1–650.17
- Bridges on boundaries, intercounty, 309.68–309.84
- City and town, 362.1–362.33
- Corners established by surveyor, 355.3
- County jurisdiction over boundary stream, 332.2
- County, vote to change, Const., Iowa, III, 30
- Disputed corners and boundaries established
  - Acquiescence, pleading, 650.6, 650.10, 650.14
  - Action for establishment, 650.1–650.12
  - Agreement as to boundaries, 650.17
  - Appeal from court judgment on findings, 650.15
- Commissioners
  - Adjournment of proceedings, 650.11
  - Appointment of members, 650.7
  - Assistants appointed, 650.8
  - Exception to findings filed, 650.12
  - Locate boundaries and corners, 650.9
  - Oath of commissioners, 650.8
  - Report filed before term, 650.11
  - Survey by commissioners, 650.7, 650.11
  - Witnesses, testimony taken, 650.9, 650.10
- Costs taxed, lien on land, 650.16
- Court hearing on exceptions to findings, 650.12
- Decree of establishment conclusive, 650.13
- Exception to commissioner's report, 650.12
- Monuments on city streams lost, 372.6
- Pleadings of parties, 650.5, 650.6
- Effect on state court's jurisdiction, 604.36, 753.3–753.6
- Established by partition proceedings, R.C.P. 278, 279, 284, 286, 287
- Game breeding and shooting preserves, boundaries marked, 110A.2
- Injury to markers, penalty, 714.17, 714.18
- Iowa, state of, *see subhead State below*
- Missouri-Iowa compromise, page lxxxv, Vol. I
- Monuments, removal or injuring, 714.17, 714.18
- Municipal zoning law, 414.1–415.3
- Nebraska-Iowa compromise, page lxxxvii, Vol. I
- Rivers in cities, lost boundaries established, 372.6
- Soil conservation districts, 467A.5
- State
  - Boundary commission, 568.14, 568.15
  - Bridges, 309.77, 309.85–309.91, 381.16–383.30
  - Defined, Const., Iowa, preamble; 1.1
  - Enlargement, Const., Iowa, XI, 4
  - Injury to markers, 639.20
  - Iowa-Missouri compromise, page lxxxv, Vol. I
  - Jurisdiction, waters, 1.3, 604.36
  - State and private, 111.19–111.24
- Township boundaries, 359.1–359.9
- Waters, bounding state, jurisdiction, 1.3, 604.36
- Waters of state, concurrent jurisdiction, 1.2

**BOUNTIES**

- Wild animals, 350.1–350.7

**BOVINE TUBERCULOSIS**

- General provisions, 165.1–165.36

**BOWIE KNIVES**

- Weapons, sale and possession, generally, 695.1–695.28

**BOWLING ALLEYS**

- Child labor prohibited, 92.11
- City regulation and license, 368.8(2)
- Sales tax, 422.43

**BOXES**

- Berry boxes, standard size, 210.11–210.13
- Defined as container, 189.1
- Fraudulent use of labeled boxes, penalty, 713.21
- Hop boxes, standard size, 210.14
- Labeled boxes misused, search warrant, 713.20
- Labeling, generally, 189.9–189.16
- Registration of marks and labels, 713.18–713.21
- Use or destruction of boxes of another, 713.19

**BOXING CONTESTS**

- Prize contests prohibited, 727.2–727.5

**BOYS**

- General provisions relating to minors, see MINORS*

**BOYS TRAINING SCHOOL (ELDORA)**

- Administration by board of control, 218.1
- Business manager, 218.6–218.8
- Commitment procedure, 232.1–232.39, 242.5
- Control, board of, state, power to administer, 218.1
- Crime, commitment for, 242.6
- Inmates
  - Custody in superintendent, 242.2
  - Disabled persons aid, not eligible, 241A.2
  - Discharged inmates assisted, 218.36(2)
  - Discharge procedure, 232.30–232.33, 242.9–242.13
  - Discipline of inmates, 242.2
  - Fingerprints and photographs, 749.4
  - Instruction and employment, 242.4
  - Parole authorized, conditions, 232.32, 242.12
  - Placing out under agreement, 242.7–242.13
  - Transfer authorized, 218.91, 232.29
- Parole violation, sentence enforcement, 247.27
- Superintendent, 218.9, 242.2, 242.3

**BRaille AND SIGHT-SAVING SCHOOL (VINTON)**

- Admission requirements, 269.1
- Appropriations payable in installments, 262.28
- Blind aid under social welfare act not given inmates, 241.2
- Clothing and transportation furnished, 270.4
- Code, session laws, free copies, 16.24(9)
- Compulsory attendance enforced, 299.18–299.23
- County commitment costs, institution fund, 444.12
- County superintendent reports on blind persons, 241.2
- Employees' sick leave, 79.1
- Executive officer
  - Budget recommendations to board, 262.24
  - Report to education board, 262.24
- Governed by the state board of regents, 262.7
- Handicapped children, co-operation with other agencies, 281.3(10), 281.7
- Indigent children's residence during vacation, 270.8
- Indigents
  - Expenses paid by county, 269.2, 270.4–270.8
  - Medical care, transfer to hospital, 255.28
- Nonresidents admitted, conditions, 269.1

**BRAILLE AND SIGHT-SEEING SCHOOL —**

Continued

**Secretary**

Elected by board of regents, 262.9(2)

Report to board of regents, 262.25

Superintendent, election, 262.9(2)

Superintendent's annual report, 262.24

Transfer to university hospital, 255.28

**Treasurer**

Duties, 262.23

Elected by board of regents, 262.9(2)

**BRAKES**

Motor vehicles, 321.430, 321.431, 321.464

Railroad requirements, penalty, 477.13-477.15

Street railway car regulations, 402.3(3)

Trains without, nonassumption of risk, 477.16

**BRAN**

Bonded warehouse law applicable, 543.1(4)

Exempt from commercial feed law, 198.11

Weight per bushel, 210.10

**BRANDS***See LABELS, MARKS, AND BRANDS*

Domestic animals, ch 187

**BRASS KNUCKLES**

Weapons, sale and possession, generally, 695.1-695.28

**BREACH OF PEACE**

Blasphemous or obscene language, 728.1

Bond to keep the peace, 760.1-760.14

Buildings used for fighting, 657.2(6), 657.3

Disturbing in general, 744.1, 744.2

Evading admission fees, 744.3

Hawking near fairgrounds, 744.4

Interrupting assemblies, 744.1, 744.2

Police officers, power to suppress, 363.31

Riot deemed, 743.2

Threat of, peace bond, 760.1-760.13

Troops employed, 29.7, 29.8

Unlawful assembly, 743.1

Vagrants, security to keep the peace, 746.8

**BREAD**

General provisions, 210.19-210.25

**BREAKING AND ENTERING**

General provisions, 708.1-708.11

**BREEDERS**

Associations, 178.1-184.14

Lien for services, 580.1-580.9

**BREWERS AND BREWERIES**

Regulations, 124.2-124.38

**BRIBERY**

Acceptance of bribes by official, 739.2

Acceptance to conceal felony, 722.1, 722.2

Accepting bribe to influence voting, 738.3

Accepting reward for public duty, 739.10

Athletic contest and sports, 739.12

Conveyance of voters not illegal, 738.4

Disqualification from holding office, 739.3

Election officials, 738.14

Electors, 43.120, 738.1-738.3

Jurors and court officers, 739.6-739.8

**BRIBERY—Continued**

Jury bribery deemed contempt, 665.3(4)

Legislative members, 2.24(7)

Political candidates, workers paid, 738.5, 738.6

Public officials, 739.1-739.11

Referees, 739.6, 739.7

Sheriffs, coroners, police officers, 739.9

Solicitation of places of trust by, 739.4

Voting or in election, penalty, 43.120

Witnesses, subornation of perjury, 721.2, 721.3

Witnesses, suborning deemed contempt, 665.3

**BRICKS**

Research information, 266.3

**BRIDGES AND CULVERTS**

Action for injuries from defects, 614.1(1)

Avoidance in road building, 306.21

**Bonds in general**

Authorization and sale, 23.12-23.16, 75.1-75.9

City and town bridge bonds, 381.1-383.31

County bond issues, 346.1-346.22

Election required, 345.7, 345.15

Highways, 309.85, 309.89, 345.9

Interstate bridge, 383.8-383.13

Limitation on amount, 76.3

Maturity of bonds, 76.1, 345.9

Payment how made, 76.1-76.6

Refunding, 346.2

**Secondary road bridge bonds**

Certificates issued, form, 309.46-309.55

Construction fund anticipated, 309.46

County bonds generally, 345.9, 346.1-346.22

Exempt from taxation, 309.51

Holders registered, 309.53, 309.54

Issuance for interstate bridges, 309.89

Tax levies, 76.1-76.3, 316.13, 316.14, 345.10, 346.2, 346.10-346.17

Bridge commission as public corporation, 573.1

Bridges with a roadway specified, 309.74

City, *see subhead Municipal Bridges below*

Condemnation of land, 383.7, 383.18, 471.4(3)

**Contracts in general**

Claims for labor and material, 573.1-573.27

County roads, *see subhead Secondary Road Bridge System below*

Election, interstate bridge contract, 382.2

Interest in construction contracts, 314.2

Interstate bridges, 382.2, 383.15, 383.23

Corporations, legalizing act, 591.9

County bridges, *see subhead Secondary Road Bridge System below*

Culvert, with a roadway specified, 309.74

Damage action, notice, limitation, 614.1(1)

Disabled vehicle, removal, 321.354, 321.355

Drainage ditches crossed, 309.83

Drainage, highway or natural watercourse changes, 455.118, 455.121

Eminent domain, 383.7, 383.18, 471.4(3)

Farm-to-market roads, 310.4

Flood protection in cities, 395.17

Gift to state, boundary river bridges, 313.59-313.65

Highways, institutional and parks, 307.5(12)

Intercounty, 309.68-309.78, 309.84

**Interstate bridges**

Boundary river bridges, gifts, 313.59-313.65

City and town authority, generally, 381.9-383.31

Consolidation of companies, 491.38

**BRIDGES AND CULVERTS—Continued**

## Interstate bridges—Continued

- County aid in maintenance, 309.88, 309.89
  - County construction, 309.77–309.82, 309.85–309.89
  - Foreign cities, law applicable, 383.27
  - Franchises granted by city, 314.11, 383.1, 383.3
  - Gift to state, 313.59–313.65
  - Improvement and maintenance, 314.10
  - Legalizing act, 591.9
  - Merger defects legalized, 591.9
  - Purchase by city, chs 382, 383
  - Purchase by state, 313.66
  - Secondary roads, 309.85–309.89, 314.10, 314.11
  - Use by utilities, 314.11
- Joint construction by city and county, 309.73
- Limitation on amount, 76.3
- Maintenance, state institutional roads, 307.5(12)
- Mississippi bridges, purchase, 313.66
- Motor vehicles
- Parking on bridge, 321.354, 321.357, 321.358(12)
  - Passing prohibited, 321.304
  - Speed regulated, 321.295

## Municipal bridges

- Authority of state in city or town, 313.21–313.36
  - Built by highway commission, 313.21, 313.27, 313.36
  - City boundary bridges, 309.73
  - City plan commission to advise, 373.10, 373.11
  - Claims for labor and material, 573.6–573.11
  - Combination bridges, city aid, election, 404.15
  - Culverts constructed and maintained, 309.3
  - Interstate bridges, 381.9–383.31
  - Local bridges, 381.1–381.20
  - Primary road extension, pro rata cost, 313.27
  - Savings to river-front improvement, 372.12
  - Toll bridges authorized, 381.16, 381.19, 382.5, 382.6, 383.1
  - Viaducts, 381.1, 381.7, 387.1–387.17
- Patent suits, counsel employed by governor, 7.5
- Payment before work completed, 573.27
- Primary road bridge system
- Bonds, 309.85, 309.89, 345.9
  - Boundary river bridges, gift, 313.59–313.65
  - Claims, payments, 313.14, 573.6–573.26
  - Construction in cities and towns, 313.27
  - Construction over ditches or drains, 455.118
  - Contracts awarded, 313.10
  - Engineers to give bond, 313.13
- Funds
- Contingent fund, use, 313.17
  - Primary road fund, use, 313.3–313.8
  - Use in cities and towns, 313.21, 313.27
- Highway commission to act, 313.8
- Improvement in cities and towns, 313.21–313.36
- Plans, surveys required, 313.9
- Road or highway includes bridges, 4.1(5)
- Supervision and inspection, 313.12

## Railroad bridges

- City aid in construction, 381.9–381.15
- Contract by city for use, 381.16
- Costs when at natural waterway, 455.121
- Damages for failure to maintain, 477.2
- Drainage districts, 455.119–455.124
- Drawbridge, safety devices, 478.33, 478.36
- Flood control in cities, construction, 395.15–395.17

**BRIDGES AND CULVERTS—Continued**

## Railroad bridges—Continued

- Highways or railways, authority to cross, 477.2
  - Injury to, penalty, 716.7
  - Inspection, notice to repair, 474.12
  - Interlocking switches at bridges, 478.33–478.36
  - Interstate bridges, 382.1–383.30
  - Levee or drainage construction, 455.119–455.123
  - Maintenance, damages for failure, 477.2
  - Mechanic's lien for construction, 572.7
  - Mississippi and Missouri river, tax, 434.1, 434.20
  - Purchased by city, 381.17–381.20
  - Repair and maintenance required, 477.2
  - Specifications by highway commission, 309.79
  - Swing bridge, safety devices, 478.33
  - Taxation, real estate holdings, listed, 434.2
  - Viaducts, 309.79, 387.1–387.16, 477.2
  - Watercourse, authority to cross, 477.1, 477.2
  - Watercourse, change to eliminate bridge, 471.13
- Roads to institutions or parks, 307.5(12)
- Secondary road bridge system
- Aid given by cities, 381.9–381.15
  - Appropriations, 309.76, 309.77
  - Bonds, 309.46–309.55, 309.89. *See also* 345.9, 346.1–346.22
  - Bridge book kept, 331.19
  - Bridges defined, 309.75
  - Bridges on county line, construction, 309.84
  - Bridge system, secondary, defined, 309.3
  - Change of road or stream, 306.21
  - Cities, aid given, 381.1, 381.9–381.15
  - City boundary bridges and culverts, 309.73
  - Claims for labor and material, 573.6–573.11
  - Condemnation, eminent domain, 471.4(3)
- Construction
- Bids, advertising and letting, 309.40–309.43
  - Ditches or drains crossed, 309.83, 455.118
  - Emergency, appropriation, 343.11(1, 3)
  - Plans and surveys required, 309.24–309.40
- Contracts
- Action on contractor's bond, 309.58
  - Advertisement and letting, 309.40–309.43
  - Approval by commission, 309.42, 309.80
  - Bond of contractor, 314.1–314.3
  - Record and filing of plans, 309.81, 309.82
  - Specifications required for bids, 309.39
- County-line bridges, 309.84
- Culverts, 309.3, 309.74, 309.75
- Drainage rights of landowners, 314.7
- Expenditures, 343.11(1, 3), 346.19
- Farm-to-market roads, 310.4
- Funds
- Anticipatory certificates, 309.46–309.55, 311.28–311.31
  - Maintenance fund, use, 316.17
  - Highway commission's duties, 309.56, 309.69–309.71, 309.79–309.82, 310.35
  - Intercounty, 309.68(2)–309.71, 309.77
  - Intercounty and state, election, 309.77, 309.78
  - Interstate bridges, 309.85–309.89, 314.10, 314.11
  - Intracounty bridge election, 309.76, 309.78
  - Labor, payroll advancement, 309.61
  - Officer's interest in contract, 314.2
  - Payment for, 309.61, 314.3, 314.4
  - Plans and costs to be filed, 309.81, 309.82
  - Prohibition against county owning stock, effect on right to build, 346.20



**BRIDGES AND CULVERTS—Continued**

Secondary road bridge system—Continued  
 Record of bridges kept, 331.19  
 Record of costs and plans filed, 309.81, 309.82  
 Research, 310.35  
 Specifications furnished by state, 309.79  
 State boundary bridge, county share of maintenance, 309.91  
 State line bridge, election, bonds, 309.85–309.89, 309.91  
 Time for election after filing of petition, 309.86  
 Trees protected, 314.7  
 Tuck law, 343.10, 343.11  
 Utilities, use of state boundary bridge, 314.11  
 Warrants, construction payroll, 309.61  
 Width of bridges and culverts, 309.74  
 Speed regulated, 321.295  
 Term “public improvement” to include, 573.1  
 Toll bridges  
 Charges fixed by cities, 381.16, 381.19, 382.5, 383.1  
 City, build or purchase, 381.17–382.3  
 Contracts by city for use, 381.16  
 Interstate bridges, 382.5, 382.6, 383.1  
 Taxation, 427.13  
 Use of word “highway” or “road” includes “bridge,” 4.1  
 Vehicles stopped, 321.357, 321.358  
 Viaducts, 381.1, 381.7, 387.1–387.17  
 Violations  
 Breaking, removing or extinguishing lamps, 714.18  
 Burning of bridge, 707.3  
 Danger signals or safeguards, removal or destruction, 714.19  
 Destruction and demolition of bridge, 716.7  
 Injury or destruction by explosives, 697.3  
 Obstruction of bridge, 716.7  
 Width of bridges and culverts, 309.74

**BRIEFS IN SUPREME COURT**  
 Certification of service copy, R.C.P. 343  
 Constitutional questions, 696.13  
 Cost of printing certified, R.C.P. 345  
 Cross appellant, combined, R.C.P. 343  
 Errors stated, R.C.P. 344  
 Filed with the clerk of trial court, R.C.P. 343  
 Form and contents of briefs, R.C.P. 344  
 Motion to dismiss, supporting brief, R.C.P. 348  
 Oral argument notice at end of brief, R.C.P. 346  
 Printing, type, page size, R.C.P. 345  
 Rehearing briefs and resistance, R.C.P. 350  
 Reply briefs, R.C.P. 343  
 Resubmission, time for filing, R.C.P. 350(c)  
 Service and rule copies transmitted, R.C.P. 343  
 Time for filing briefs, R.C.P. 343

**BROADCASTING SYSTEM, STATE (POLICE)**  
 General provisions, 80.9(2), 750.1–750.5

**BROKEN WIRES**  
 Roads and streets, penalty, 321.369, 321.482

**BROKERS**  
 Brokerage fees on loans, when prohibited, 535.6, 536.15, 536.18, 536.19  
 Bucket-shopping prohibited, penalty, 552.1, 552.11  
 Commission merchants, 428.9, 576.1, 576.2  
 Definition in securities act, 502.3(4, 7)  
 Deposits when insolvent, 528.81, 528.82

**BROKERS—Continued**

Insurance brokers' agents, 515.78, 518.41–518.43, 522.1–522.5  
 Investment brokers, 502.1, 502.31  
 Negotiable instruments, liability for negotiating without indorsement, 541.69  
 Option or margin dealing prohibited, 552.1–552.3  
 Pawnbrokers, 368.6(3), 368.7(4), 368.16, 368.17, 536.20, 695.21, 695.22  
 Real estate broker, member review board, cities over 125,000, 405.14  
 Real estate brokers, 117.1–117.44

**BROTHELS**

Criminal provisions, 687.3, 724.1–724.10  
 Minors, 233.1–233.4, 724.7, 724.10  
 Mulct tax, 99.27–99.31  
 Nuisance, 99.1–99.31, 657.1–657.7  
 Vagrancy, 746.1  
 Venereal disease control, 140.24, 140.30

**BROTHERS AND SISTERS**

Incest, 701.1  
 Inheritance tax, 450.10(2), 450.11  
 Marriage between void, 595.19(1, 2)

**BRUCELLOSIS**

Control, swine, 163A.1–163A.11

**BUCKET SHOPS**

Bucket-shopping prohibited, 552.1–552.11

**BUDGET AND FINANCIAL CONTROL COMMITTEE**

Building and grounds repairs approved, 19.18  
 Capitol planning commission expenses, 18A.6  
 General provisions, 2.41–2.48  
 Legislative fiscal director, 2.46–2.48  
 Salary, inspector of bovine tuberculosis, approved, 165.17  
 Self-liquidating improvements, board of regents, approved, 262.54  
 Use of contingent fund approved, 19.7  
 War surplus commodities board member, 20.1, 20.3

**BUDGET LAW, APPEAL BOARD, LOCAL**

See 24.26–24.33

**BUDGETS AND FINANCIAL CONTROL**

Accounting  
 Compelling payment from officers, 8.9  
 Credit on comptroller's books, affidavit of non-private use, 8.11  
 Defense of officer to claim, 8.10  
 Officers required to account, 8.7–8.12  
 Appeal board, state, 24.26–24.33

Appropriations  
 Allotments to officers and departments, 8.6(12), 8.30, 8.31  
 Conditional availability, 8.32  
 Deficit, obtaining increase, 8.39  
 Limitation to biennium, 8.33  
 Obligations, list to comptroller, 8.33  
 Receipt money available in addition, 8.32  
 Repayment receipts  
 Allotment in general, 8.32  
 Excepted boards and institutions, 8.32  
 Restricted to prevent deficit, 8.30

**BUDGET CONTROL—Continued**

## Appropriations—Continued

Reversion of unobligated balances, 8.33

Unexpended balances

Transfer at end of biennium, 8.34

Use with consent, 8.39

Biennial fiscal term defined, 8.37

## Budgets

Accounts defined, 8.6(5)

Comptroller's report, contents, 8.6(17)

County budgets, 344.1-344.10

Defined, 8.2

Recommended appropriations, 8.22(II)

## State budgets

Appropriation bills, 8.22(III)

Approval of governor necessary, 8.30, 8.31

Availability of appropriations, 8.30, 8.31

Biennial departmental estimates, 8.23

Biennial fiscal term, 8.37

Conditional appropriations, 8.30, 8.32

Contents and scope, three parts, 8.22

Definitions, 8.2

Departmental estimates to legislature, 8.23

Emergency relief fund provisions, 251.2

Estimate of income by comptroller, 8.24

Estimates of departments, 8.23

Fair board, state, 8.6(7), 8.31, 8.32

Fiscal year, 8.36

## Governor

Hearings on tentative budget, 8.26

Message on budget, contents, 8.22, 8.27

Transmittal to legislature, 8.21

Legislation approving budget, 8.6(11)

Misuse of appropriations, 8.38, 8.39

Nature and contents, 8.22

Preparation of budget, 8.3(3), 8.6(11), 8.27

Printing estimates, 15.33

Refusal to comply with law, penalties, 8.40

Regents, state board, 8.6(7), 8.31, 8.32

Requisitions, when made, conditions, 8.31

Supplemental estimates to legislature, 8.28

Tentative, comptroller to governor, 8.25

Transfer to general fund, 8.34

Unused appropriations revert, 8.33

Comptroller, state, 8.4, 8.12

Convention expenses, 8.13(2)

County agricultural extension council, 176A.10

County board of education, 275.7

Definitions of terms used, 8.2

Endowment and private trusts exempt, 8.32

Funds, collection and payment, 8.6(2)

Information gathered for legislature, 2.43

Local budget law, 24.1-24.33

Officer, refusal to perform duties, 8.40

Printing estimates filed, 15.33

School district reorganization, cost included in county board of education budget, 275.7

## State appeal board

Deputies appointed, duties, 24.26-24.29

Duties, 24.26-24.33

## State financial control

Accounts of officers, 8.5-8.12

Appropriations, 8.22, 8.30, 8.32, 8.33, 492.8

Comptroller, state, duties and powers, 8.1-8.40

Conservation commission, 8.33, 19.11, 19.12

Educational institutions, 8.6(7), 8.31, 8.32

Endowment and trust funds, 8.32

**BUDGET CONTROL—Continued**

## State financial control—Continued

Expenses paid from fees, limitations, 8.13(3)

Financial condition of state, report, 17.3

Forms, comptroller to prepare, 8.6(4)

Funds, collection and payment, 8.6(2)

General penalty clause, 8.40

## Governor

Allotments, 8.30, 8.31

Budget message, 8.22(1)

Departmental estimates, 8.23

Supervisory control, 8.3, 8.35, 8.40

Investigation authorized, 8.6(14), 8.35

Legislative fiscal director, 2.46-2.48

Limitation on payment of claims, 8.13

Preaudit system established, procedure, 8.6(6)

Receipts and warrants, 12.4-12.6

Rules and regulations in general, 8.6

School fund, comptroller to apportion, 8.6(2, 6)

## State fair board

Appropriations, conditions, 8.30-8.32

Appropriations unexpended, reversion, 8.33, 19.11, 19.12

Comptroller's control over finances, 8.6(7)

Deposit of funds, 8.32

Tax commission, 8.23-8.28, 421.12, 422.64

Unclaimed fees, 12.11-12.13

Violations, 8.40

Warrants, issuance, 8.6(2, 6), 85.59

Tentative budget, contents, who makes, 8.25

Transmission of budget to legislature, 8.21

**BUILDING AND LOAN ASSOCIATIONS***See SAVINGS AND LOAN ASSOCIATIONS***BUILDINGS**

## Abatement as nuisances

Gambling, 99.1-99.31

Liquor, 128.19-128.37

Narcotics, 204.13

Prostitution or pool selling, 99.1-99.31

Board of health powers, 137.10-137.15, 420.171-420.189

Bottled gas, 101.1-101.8

Building inspector, *see subhead Inspection below*

Closing during epidemic, 420.181

Condemnation, 100.13-100.26

Condemnation, when exempt, 471.4(4, 5), 471.12

## Construction

## Codes

Building lines, 366.12-366.15, 368.10

City authority, 368.9

Fire protection powers, 100.10-100.21, 368.9

## Materials

Defined for public improvements, 572.29(4)

Public improvements, claims, 573.6-573.26

## Permit

Housing law, 413.1, 413.92-413.103

Ordinance for permit authorized, 415.2

## Regulations

Building lines, 366.12-366.15, 368.10

City and town authority, 368.9, 368.10

Fire equipment, 368.11

Fire escapes, 103.1-103.17

Fire protection, 100.10-100.21

Housing law, 413.1-413.125

**BUILDINGS—Continued**

**Construction—Continued**

**Regulations—Continued**

- Ordinances recorded, 366.12–366.15
- Residence districts restricted, 415.1–415.3
- Zoning law, 414.1–414.22

**Walls in common, 563.1–563.12**

- Crop pest act applies, 267.1–267.22
- Dangerous buildings removed, 368.9
- Drainage system connections, 368.26
- Electric transmission lines, distance from, 489.19
- Entry by health officers, 137.12, 420.182
- Fire marshal's authority, 100.1
- Flammable liquids, 101.1–101.8
- Health regulations, special charter cities, 420.168, 420.184

**Houses**

- Arson, 707.1–707.5
- Breaking and entering, 708.1–708.11
- Condemnation, protection, 306.14, 471.4(4, 5), 471.12, 472.26, 472.27
- Construction regulations, cities, 368.9, 368.10, 413.1–413.125, 415.1–415.3
- Easement of light and air barred, 564.2
- Housemovers, city regulation, license, 368.6(3)
- Numbering in cities and towns, 368.9
- Occupant's duty to clean up, 413.69
- Residential districts restricted, 415.1–415.3
- Transmission line, distance from, 489.19
- Zoning law, 414.1–414.22

**Improvements, mechanics' lien, 572.1–572.29**

**Injunctions against erection, temporary, hearing required, R.C.P. 326**

**Inspection**

**Building inspector**

- Cities, appointment and regulation, 413.104
- Exits determined, 413.89, 413.90
- Fire escapes, duties and powers, 103.10, 103.13–103.15
- Housing law enforcement, generally, 413.121
- Multiple dwellings, annual inspection, 413.123
- City and town authority, 368.9
- Fire chief's authority, 100.12
- Fire marshal, 100.10
- Health officer's duties, 137.10–137.15, 420.182

**Insurance, see INSURANCE and thereunder specific type**

**Liquefied petroleum gas, 101.1–101.8**

**Materials, liens, 572.1–572.29, 573.6–573.26**

**Mechanics' liens, 572.1–572.29**

**Nuisance, what deemed, abatement, 657.1–657.7**

**Outhouses, condemnation procedure, 471.4(4, 5), 471.12, 472.26, 472.27**

**Powers of local board of health, 137.12–137.19**

**Public buildings**

**City or town, see CITIES AND TOWNS, subhead Buildings, Municipal**

**City plan commission, advice, 373.10, 373.11**

**Claims for labor and materials, 573.6–573.26**

**Contracts, see CONTRACTS, subhead Public Contracts**

**County buildings, see COUNTY, subhead Buildings and Grounds**

**Defacing, penalty, 714.3**

**Doors to open outward, 103.8**

**Entrance for handicapped persons, 19.32**

**Exempt from execution, 627.18**

**BUILDINGS—Continued**

**Public buildings—Continued**

**Federal building, land acquired for site, 1.4**

**Fire escapes, 103.1–103.17**

**Inspection by health officer, 137.10**

**School buildings, see SCHOOLS AND SCHOOL DISTRICTS, subhead Buildings and Grounds**

**State buildings, see STATE OF IOWA**

**Township halls, 360.1–360.8**

**Railroad lands, 481.1–481.8**

**Sanitary construction, hotels and restaurants, 170.9–170.18**

**Sewer connections, 368.26, 413.8, 413.33, 413.86, 420.171–420.175**

**Sprinkler systems, 103.4**

**Taxation, 428.4**

**Toilets installed, 368.28**

**Unsafe buildings, city and town authority, 368.9**

**Violations**

**Arson, 707.1–707.6**

**Breaking and entering, 708.1–708.11**

**Defacing, 714.1, 714.3**

**Demanding admission while masked, 694.4**

**Explosives, willful use to injure, 697.1–697.4**

**Injury due to riots, 743.9**

**Unlawful use, 99.1, 125.10**

**Walls in common, 563.1–563.12**

**Zoning law, 414.1–414.22**

**BULK SALES**

**General provisions, 555.1–555.5**

**Sales act, effect, 554.79**

**BULLS**

**Bullfights prohibited, penalty, 726.7**

**Fee for distraining, 188.48(2)**

**BUOYS**

**Navigation law, 106.32**

**BURDEN OF PROOF**

**See EVIDENCE, subhead Burden of Proof**

**BUREAU OF CRIMINAL INVESTIGATION**

**General provisions, 80.17, 749.1–749.3**

**BUREAU OF LABOR**

**General provisions, 91.1–91.18**

**BUREAU OF STANDARDS**

**Standard adopted, 210.1**

**BURGLARY**

**Criminal provisions, 708.1–708.11**

**BURIAL**

**Cities and towns, regulation, 368.28**

**Disposal of dead bodies, 141.1–141.35**

**Expenses paid by estate, priority, 635.65**

**Health, local board, powers, 137.7(5)**

**Indigents, expenses paid by county, 250.1, 250.13, 250.15**

**Jurisdiction in state health department, 135.11 (13)**

**Old-age assistance recipients, 249.18**

**Veterans by soldiers' relief, 250.13–250.18**

**Workmen's compensation benefit, 85.28, 85.29**

**BURIAL GROUNDS**

**See CEMETERIES**

**BUSHEL**

Schedule of weight per bushel, 210.10

**BUSSES**

Action against carrier, contributory negligence, R.C.P. 97  
 Baggage, liability for damage, 479.127  
 Certificated carrier law, 325.1–325.34  
 City-owned transit system, 386B.1–386B.19  
 Contracts limiting liability, ineffective, 479.8  
 Definition, 321.1(4), 325.1(1)  
 Enforcement of law by public safety department, 80.9  
 Free transportation of passengers, 479.93–479.98, 622.15(9)  
 Gas tank capacity, 322.2(1)  
 Guide dogs for blind may enter without charge, 351.30–351.32  
 Interstate bridges used, 382.6  
 Original notice against coach owners, service, 617.3; R.C.P. 56(f, g)

Passenger busses in cities  
 Cities over 125,000, tax, 417.54  
 City-owned, 386B.1–386B.19  
 City regulation, power, 386.2, 388.1, 389.39  
 Franchise in cities, 386.2, 386.3  
 Franchise not to prejudice license, 386.2  
 Jitney busses, regulation and license, 388.1–388.12  
 Liability of common carrier, 479.8, 479.127  
 License by city, 388.1, 388.5, 388.11, 389.39(1)  
 Railroads, authorized to operate, 476.27  
 Rates and charges, 389.39(2)  
 Routes and schedules, 325.27, 388.1  
 Speed regulations, 389.40  
 Street railway, franchise offered to, 386.2  
 Subsidy, 386A.1–386A.12

**Trackless trolleys**

Licensing in certain cities, 417.54  
 Not motor vehicles, 321.1(2)

Public safety department to enforce law, 80.9  
 Railroad crossings, stopping required, 321.343  
 Railroad operation of bus lines, 476.27  
 Registration as trucks, fees, 321.1(4), 321.119  
 Running boards or fenders, no riding on, 325.30  
 School busses, 285.1–285.15, 321.372–321.380  
 Speed limit, 321.287  
 State busses, 20.3(4)  
 Stopping at streetcars, 321.337  
 Swindlers ejected, 713.32, 713.33  
 Trackless trolleys, 321.1(2), 417.54

**BUTANE**

Liquefied petroleum gas law, 101.1

**BUTCHER SHOPS**

Food establishment law, 170.1–170.51

**BUTTER AND BUTTERMILK**

Excise tax on butterfat, 179.5  
 General provisions, 192.23–193.6

**BUTTER CONTROL BOARD**

General provisions, *see STATE OFFICERS AND DEPARTMENTS*  
 Duties, enforcement of butter law, 192.24–192.29

**BUTTERMAKERS' ASSOCIATION, STATE**

General provisions, 192.24–192.29

**BUTYLENE**

Liquefied petroleum gas law, 101.1

**BUYERS**

*See SALES; SALES ACT*

**BYSTANDERS**

Aid required to suppress riot, 743.5–743.8  
 Arrest, when authorized to make, 755.5  
 Arrest, when required to aid, 755.11  
 Bill of exceptions, when signed, 786.6; R.C.P. 241

**CABLES**

Laid before street improvement, 391.8

**CABOOSES**

General provisions, 477.26–477.28  
 Livestock shipments, 479.78, 479.79

**CABS**

City and town regulation, 389.39

**CAFES AND CAFETERIAS**

General provisions, 170.1–170.51

**CALENDAR**

Assignment of cases for trial on calendar, R.C.P. 181.2  
 District court calendar  
 Acceptance of offer to confess judgment, 677.8  
 Criminal cases, 624.8; R.C.P. 181.1  
 Form and distribution, 624.8; R.C.P. 181.1  
 Pretrial calendar, R.C.P. 135  
 Probate, 632.13  
 Ready calendar list, R.C.P. 181.1, 181.2  
 Short cause calendar, small claims, 605.23  
 Month defined for interpreting statutes, 4.1(11)  
 Supreme court calendar, 66.21, 86.33, 147.70, R.C.P. 348(c)

**CAMPAIGN FUNDS**

Corporations not to contribute, 491.69–491.71  
 Donations by nonresidents, use prohibited, 740.14  
 Soliciting from state employees, prohibited, 740.13–740.18  
 Statement of expenses required, 56.1–56.9

**CAMP DODGE**

Improvements, authority, 29.13  
 Leased, 29.14  
 Water plant operated for use of United States, 29.12  
 Water supply, 397.36, 397.37

**CAMPERS**

State park regulations, 111.47–111.51

**CANADA THISTLES**

General provisions, 317.1(1)

**CANADIAN GOVERNMENT SECURITIES**

Exempt from securities law, 502.4  
 Investments, 511.8(3), 512.48, 515.35(3)

**CANALS**

Action against owner, venue, 616.8, 616.9

**CANALS—Continued**

Condemnation for improvements, 470.1–470.6, 471.4(3)  
 Condemnation for water power, 469.17–469.22, 470.1  
 Damages, railroad liability for crossing, 477.2  
 Drainage and levee districts, 450.15–450.52  
 Injuring or destroying, penalty, 716.1  
 Mechanic's lien, 572.7  
 Railroads, crossings, maintenance, 477.1, 477.2

**CANDIDATES FOR PUBLIC OFFICE**

See **ELECTIONS**

**CANDLING**

Eggs, required, 196.11–196.19

**CANDY**

Adulteration, 190.8  
 Candy counters, license not required, 170.2  
 Candy stand of veteran in statehouse, 19.16  
 Candy stand of veterans in courthouses, 332.5  
 Confectioneries  
     Defined as food establishment, 170.1(6)  
     Use as dwelling prohibited, 170.25  
     Walls and ceilings, painting, 170.13

**CANDY FACTORIES**

Food establishment law, 170.1–170.51

**CANNED GOODS**

Bonded warehouse law applicable, 543.1(4)  
 Food law, 189.3–189.29

**CANNING FACTORIES**

Employees, unemployment compensation, 96.3(7)  
 Food establishment law, 170.1–170.51

**CANONS OF ETHICS**

Attorneys, judges, Ct. R. 119

**CANVASS OF VOTES**

General provisions, 50.1–50.47

**CANVASSERS**

Canvasser as retailer, use tax, 423.1(5)  
 Child labor regulated, 92.12, 92.13  
 City regulation, license, 368.6(3, 5), 368.35  
 County license  
     Authority granted, 444.14–444.16  
     Itinerant merchant exempt, 81.12  
 Drug license, pharmacy examiners, 203.6, 203.7  
 Fish, license, regulations, 109.115–109.119  
 Itinerant merchants, *see subhead above*  
 Newspapers by children, 92.12, 92.13  
 Prohibited near fairgrounds, 744.4  
 Sales tax, as agents, 422.42(5)  
 Use tax, law applicable, 423.1(5)

**CAP GUNS**

Blank cartridges, sale prohibited, 695.27  
 Toy guns in which explosives are used, sale or use prohibited, 732.17, 732.18

**CAPIAS**

Support of dependent cases, 252A.11

**CAPITAL PUNISHMENT**

General provisions, 690.2, 690.5, 706.3

**CAPITAL, STATE**

Location at Des Moines, Const., Iowa, XI, 8

**CAPITOL BUILDING AND GROUNDS**

Actions brought for injuries, 18.2(5)  
 Curator as custodian of works of art, 303.6(7)  
 Custodian, duties, 18.2, 18.3  
 Employees, janitors and police, 18.2(4)  
 Inventory of property by custodian, 18.2(6)  
 Mailing room, in capitol building, 19.19  
 Newsstand by veteran, authorized, 19.16  
 Planning commission, 18A.1–18A.6  
 Repairs furnished by executive council, 19.18  
 Rooms, assigned by executive council, 19.15  
 Rules for public use, posted, 18.5  
 Service charges, not to exceed minimum to private parties, 19.18  
 Supplies furnished by executive council, 19.18  
 Violation of rules, misdemeanor, penalty, 18.5  
 Visitors given free escort, 18.2(3)

**CAPITOL PLANNING COMMISSION**

Composition, powers, duties, 18A.1–18A.6

**CAPPER-KETCHAM ACT**

Act accepted, work authorized, 266.27, 266.28

**CARCASSES**

Disposal, generally, 167.1–167.21  
 Dogs, 368.8(4)  
 Feed made from diseased animals, 190.3(6–8)  
 Packing houses, 170.1–170.26, 170.46–170.51  
 Rendering plants, city regulation, 368.5(1)  
 Stream pollution, 732.3

**CAR DISPATCHER, STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

General provisions, 21.1–21.6  
 Official registration plates issued, 321.19  
 Political activity, use of state car, 740.15

**CARDS**

Gambling houses and devices, 726.1, 726.5  
 Obscene cards, penalty, 725.4–725.10  
 Swindling by use of cards, 713.29–713.33

**CARELESS DRIVING**

Civil liability, 321.292, 321.484, 321.493, 321.494  
 Reckless driving, 321.209, 321.210, 321.283, 321.284

**CARNAL KNOWLEDGE**

Criminal provisions, 698.1, 698.3, 724.2

**CARNIVALS**

License by county, 444.18, 444.19  
 Municipal regulations, 368.8(3)  
 Transient lunch stand license fee, 170.5(7)

**CARRIERS**

Aerial transportation authorized, 476.27  
 Carrier's lien  
     Bill of lading law, 487.11, 487.19, 487.27, 487.47  
     Generally, 575.1–575.16  
     Railroads, care of animals, 479.87  
 Certificated, 325.1–325.34  
 City-owned transit system, 368B.1–368B.18  
 Common, *see COMMON CARRIERS*

**CARRIERS—Continued**

Goods delivered to carriers, obligation, *see SALES ACT, subhead Carriers and subhead Delivery of Goods*

Interstate fuel use tax law, 324.50–324.56  
 Interurban railroads, 484.1–485.6  
 Motor vehicle fuel, 324.11–324.15  
 Motor vehicle truck operators, 327.1–327.22  
 Passenger busses, *see BUSES*  
 Railroads, 474.1–483.20

**CARRYING CONCEALED WEAPONS**

Criminal provisions, 695.2, 695.3, 701.1  
 Issuance of permit, 695.4–695.17

**CARS**

*See MOTOR VEHICLES*

**CARTS**

City regulation, license, tax, 389.39(1)

**CASH BAIL**

General provisions, 765.1–765.4, 768.3

**CASKET DEALERS**

General provisions, 144.9, 144.25–144.29  
 Information to accompany empty casket, 144.28  
 Record of sales, vital statistics, 144.26  
 Registration with local registrar required, 144.25  
 Report of caskets sold at retail, 144.27  
 Vital statistics law distributed, 144.9(4)

**CASKS**

Fraudulent use of stamped cask, 638.29  
 Registration of brand name, 713.18  
 Sale or use of registered containers by others, penalty, 713.19, 713.20

**CASTRATION**

Animals, veterinarian's license not required, 169.2  
 Penalty for mayhem, 693.1  
 Prohibited as method of sterilization, 145.9  
 Sterilization law, 145.1–145.22

**CASUAL EMPLOYEES**

Civil service law not applicable, 365.6  
 Workmen's compensation law not applicable, 85.1

**CASUALTY INSURANCE COMPANIES**

Authority of nonlife companies, 515.48  
 Gross premium tax, 432.1, 515.24  
 Group insurance authorized, 509.3–509.5(2)  
 Life companies, authority to write, 508.29, 508.30  
 Limitation on risks, 515.49  
 Rates, 515A.1–515B.18  
 Tax on gross receipts computed, 515.24

**CATTLE**

Beef cattle producers' association, 181.1–181.5  
 Cattleways on highways, 320.4–320.8  
 City power to restrain, 368.7(5)  
 Contagious diseases, 163.1–165.36  
 Dairies, 192.1–192.11  
 Dairy association, state, 178.1–178.5  
 Dairy calf club exposition, 180.1–180.5  
 Dehorning, 169.2(2)  
 Dwellings, keeping in prohibited, 413.73  
 Inspection by dairy associations, 178.2(1)  
 Sale, Bang's disease report required, 164.11

**CATTLE—Continued**

Sale or shipment without vaccination certificate or test report unlawful, 164.28  
 Shipment, regulation, 479.75–479.78  
 Tax exemption, under one year old, 427.1(13)

**CATTLE GUARDS**

Railroad laws, 478.1–478.13

**CATTLE PRODUCERS' ASSOCIATION**

Generally, 181.1–181.5

**CATTLE YARDS**

Railroad stockyards, 477.35, 477.36

**CAUSES OF ACTION**

*See ACTIONS and thereunder specific cause of action*

**CAVEAT EMPTOR**

Sale of goods by nonowner, 554.24(1)

**CEDAR FALLS TEACHERS COLLEGE**

*See ch 268, also TEACHERS COLLEGE*

**CELLARS**

Cleanliness enforced, 413.69  
 Color of walls regulated, 413.64  
 Definitions, 413.3(13)  
 Entrances, 413.43, 413.45  
 Floor dampness removed, 413.63(5, 6), 413.87  
 Habitation restricted, 413.27, 413.28, 413.63  
 Height of ceiling regulated, 413.63(1, 2)  
 Inside cellar stairs, 413.43, 413.53  
 Lighting and ventilation, 413.63(4, 6)  
 Required under entrance floor, 413.9  
 Water closets, 413.32, 413.61, 413.63(3)  
 Window requirements, 413.63(4)

**CEMENT**

Experiments, information published, 266.3  
 Investigation by Iowa state university, 266.3

**CEMETERIES**

*General provisions*, 566.1–566A.11  
 Abandoned cemeteries, weeds, 317.5, 317.9  
 Abandoned lots, 566.20–566.27  
 Associations  
   *General provisions*, 504.1–504.31  
   Business tax on corporation, exemption, 422.34  
   Duration perpetual, exception, 504.8  
   Eminent domain, right conferred, 471.4(6)  
   Income tax on corporations, exemption, 422.34  
   Incorporation requirements, 504.1, 504.2, 504.8  
   Law applicable, 566A.1  
   Property owned, limitations, 504.8, 504.9  
   Reincorporation, 504.17  
   Taxation, property exempt, 427.1(7, 10)  
   Trustee, appointment, duties, 566.1–566.13  
   Withdrawal of member, articles to provide for, 504.8

Burials, ch 141, *see DEATH, subhead Dead Bodies*

**City or town**

Bonds, 368.29  
 Conventions, delegate's expenses, 566.17  
 Donations and bequests, 566.14–566.16  
 Funds, 404.10(1, 2)  
 Park board, cities over 125,000, control, 371.6  
 Powers, generally, 368.28

**CEMETERIES—Continued**

## City or town—Continued

- Subscribing to publications, 566.18
- Township, aid and joint control, 359.28, 359.36
- Trustees, board's duties, 368.28, 566.14–566.16
- Trustees for perpetual care fund, *see subhead Trustees for Perpetual Care Fund below*
- Trustees in perpetuity, designated as, 566.14–566.16
- Vehicles, power of city to exclude, 321.248
- Condemnation, protection from, 306.14
- Control, by health board, when, 137.7(5)
- Conventions, delegate's expense, 566.17
- Conveyances, deeds to be recorded, 359.41

## County cemeteries

- Authority, management, 566.14–566.18
- Conventions, delegate's expense, 566.17
- County auditor as trustee, 566.12
- Donations and bequests, 566.14–566.16
- Investment of funds by supervisors, 566.15
- Perpetual care fund, trustee, 566.1–566.13
- Supervisors or trustees to invest funds, 566.15
- Trustees for perpetual care fund, *see subhead Trustees for Perpetual Care Fund below*
- Damaging cemetery property, penalty, 714.23, 714.24

Discrimination because of race, 566A.8

Disinterment, 141.21–141.34, 368.28

Driving on grass forbidden, 714.23

## Eminent domain

- Protection, 471.4(4, 5), 471.7
- Right conferred, 471.4(6)
- Township trustees' power, 359.28

Estates may pay perpetual care, 566.19

Fund, trustees for, *see subhead Trustees for Perpetual Care Fund below*

## Graves of veterans

- Headstones, county expense, 250.14–250.16
- Maintenance by county, 250.17, 250.18
- Revolutionary war veterans, 36.1–36.9

Health board, jurisdiction conferred, 137.7(5)

Highways not constructed through, 306.14

Imported bodies, 141.19

Inheritance tax, bequests exempt, 450.4(2, 4), 450.10(4)

Lots, exemption from execution, 627.6(5)

Lots, presumed abandoned, 566.21

Motor vehicles, exclusion, 321.248

## Name of cemetery

- Burial permit, 141.12
- Death certificate, 141.4

Nuisance, obstruction as, abatement, 657.2(5), 657.3

Obstructions, abatement, penalty, 657.2(5), 657.3

Perpetual care cemeteries, 566A.1–566A.6

Perpetual care fund, 566.1–566.16, 566A.3, *see subhead Trustees for Perpetual Care Fund below*

Plat and subdivision, recording, 359.40

Police power, who deemed officers, 359.38, 359.39

Power and control, maintenance, 359.37

Record of burials by officer in charge, 141.31

Regulations and bylaws, power to make, 359.37

Roads not constructed through, 306.14

## Sexton

- Burial permit delivered before burial, 141.28
- Duties relative to burial, 141.29

**CEMETERIES—Continued**

## Sexton—Continued

- Imported bodies, duties, 141.19
- No one in charge, procedure, 141.32
- Permit, indorsed, signed, and returned, 141.30
- Speculation in lots, 566A.11
- Subscriptions to publications, 566.18
- Tax exemption, 427.1(3, 7, 10)

## Township

- Clerk has custody of cemetery funds, 359.21
- Condemnation and purchase, authority, 359.28
- Conventions, delegate's expense, 566.17
- Conveyance, record, 359.41
- Donations and bequests, 566.14–566.16
- Funds, use, 359.35
- Gifts or donations, 359.29, 359.30
- Lots sold, 359.31, 359.32, 359.41
- Perpetual care fund authorized, 359.32
- Power and control, 359.31–359.41
- Recording of plat required, 359.40
- Subscribing to publications, 566.18
- Trustees for perpetual care fund
  - Accounting, 566.10–566.13
  - Annual report to court, 566.10
  - Approval by court of provisions, 566.3
  - Authority to control funds, 566.1, 566.2
  - Bond, oath, 566.7, 566.8
  - Care previously provided, fund law not applicable, 566.27
  - Clerk of court, duties, 566.4, 566.8
  - Compensation not allowed, expenses paid, 566.9
  - County auditor as trustee, 566.12
  - Donations, principal as permanent fund, 566.1
  - Estates may pay perpetual care claim, 566.19
  - Funds exempt from taxation, 566.1
  - Investments authorized
    - General provisions, 566.5
    - Municipal trustees, limitations, 566.15, 566.16
  - Municipal cemeteries, regulations, 566.14–566.16
  - Perpetual care fund, townships, 359.32
  - Petition for appointment, 566.1, 566.2
  - Proceeds of fund for cemetery purposes, 566.1
  - Receipt to donor, copy to clerk, attested, 566.4
  - Record in cemetery record book, 566.4
  - Removal, vacancy filled, 566.11
  - Surplus fund for charitable uses, 566.3

Violations, 714.23, 714.24

Water districts may include cemeteries, 357.2

**CENSUS, FEDERAL**

- Basis of interpretation of laws, 26.6
- Bonds, trust fund investments, basis, 682.24
- Evidence, certified record, competent, 26.5
- Executive council, duties
  - Change in status of cities and towns published, 363.5
  - Co-operate with federal census bureau, 26.1
  - Population, basis for use of word, 4.1(26)
  - Publication in official register, 26.4
  - Secretary of state, duties, publication, 26.2, 26.3
  - State co-operation authorized, 26.1
  - State senatorial districts, effect on, Const., Iowa, Amend. 1904, No. 2, sec. 34; Amend. 1928
  - Vital statistics records available, free, 114.46

**CENSUS, SCHOOL**

- General provisions*, 279.22, 291.9, 291.10, 299.16
- Child labor permits, record as evidence, 92.6(4c)

**CENSUS, STATE**

Abolished, Const., Iowa, Amend. 1936

**CERAMICS**

Course taught at Ames, 266.2

**CERTIFICATED CARRIERS**

General provisions, 325.1–325.34

**CERTIFICATE OF TITLE, MOTOR VEHICLES***General provisions*, 321.17–321.52

Assignment by attorney, 321.49

Cancellation, 321.101, 321.103

Copies filed, 321.24

Dealers, failure to comply, 322.9

Form prescribed, 321.24

Forms provided, 321.8

Fraud in connection with, 321.97, 321.100

Issued, 321.24

Issued nonresident purchaser, 321.109

Lienholder to retain, 321.24

Liens foreclosed, 321.47

Liens noted, 321.24, 321.50

Lost or destroyed, duplicate to insured, 321.42

Operation without, 321.98

Owners' liability provisions, 321.493

Possession of false or cancelled certificate, 321.96

Seizure authorized, 321.14

Transfer of title, 321.45–321.52

Typewriting required, 321.24

Violations, 321.104, 322.9

When necessary for registration, renewed, 321.30  
(8), 321.40**CERTIFICATES**Acknowledgment of instruments, 558.24, 558.30,  
558.32, 558.37, 558.38

Assignment by foreign fiduciary, 633.54–633.56

Authentication of public records, page liv, Vol.  
I; 622.52, 622.55

Baptism, child labor permits, as evidence, 92.6(4b)

Birth certificates

Child labor permits, evidence of age, 92.6(4a)

Vital statistics requirements, 144.12–144.21

Certificates of deposit

Demand certificates, banks may issue, 526.23

Investment by fiduciaries, 532.2, 682.23(13)

Lost or stolen, procedure, 541.199, 541.200

Certificates of election

Annulment, contest, 62.18

City or town officers, 50.20–50.22

County officers, form, 50.29

Evidence, effect, 50.29

General assembly, seats, 2.3, 2.38, 50.30, 50.41,  
50.42

Precinct offices, election judges to issue, 50.2

Presidential electors, 54.3–54.8

Senators and congressmen, 50.43

Special elections, same as general, 50.46

State offices, form, 50.41, 50.42

Township offices, 50.2, 50.20–50.22

Withheld in case of contest, 57.2

Certificates of indebtedness

County certificates, tax exempt, 427.1

Drainage and levee districts

*Generally*, 455.76–455.80, 455.88, 461.13–461.23

City, 459.6

Intercounty, 457.16, 457.22, 457.23, 457.28

**CERTIFICATES—Continued**

Certificates of indebtedness—Continued

Hospitals, cities and towns, 380.9

Insurance certificates, 506.1, 506.4, 506.5

Issues on installment plan regulated, 501.1–501.8

Purchase of voting machines, 52.3

Sale regulated, 501.1–503.14

Sewer certificates, 396.1–396.20

Waterworks certificates, 399.10–399.12, 399.25

Change of title, 558.66, 606.14

Child labor permits, 92.6

Convenience and necessity, ch 325

Death certificates, 141.2–141.10, 141.33

Depositions, R.C.P. 148, 149

Falsifying certificate, penalty, 740.12

Fee for executing, 79.3

Firemen, exemption, length of service, 102.2, 102.3

Foreign fiduciaries, 633.54–633.56

Forgery, penalty, 718.1(4), 718.2

Incorporation issuance, 491.19, 491.29, 498.5, 499.44

Insurance certificates, *see INSURANCE*

Land grants, 558.1–558.10

Land office, evidence, 622.50

Limited partnership, 545.2, 545.3

Marriage, 595.13

Obliteration of, penalty, 718.10

Quo warranto to annul certificate claim, R.C.P.  
299(e)

Railroad land grants, 558.9, 558.10

Redemption from tax sale, 447.5

Release by foreign fiduciary, certificate of ap-  
pointment, 633.54–633.56

Sale on installment plan, regulation, 501.1–501.8

Sheriff's certificate of sale

General provisions, 626.95, 628.22

Insurance company investment, in, 511.8, 512.48

Signature of officer deemed genuine, 622.51

Taxes, amount, treasurer to furnish, effect, 445.23–  
445.27

Tax sale certificates

Assignment presumed from deed recital, 446.31

Assignment, rights, 391.68, 446.21, 446.31

Cancellation after ten years, 446.37

County held property not sold, 446.7

Drainage district land, 455.172

Fee for issuing certificate, 446.29

Holders right to deed, when barred, 446.37

Issuance, contents, 446.29

Limitation to ten years, 446.37

Loss, effect, duplicate given, 446.30

Property held by county not sold, 446.7

Special charter cities, 420.213–420.229, 420.237–  
420.248, 420.261, 420.277Waste or trespass, holders right of action, 658.9,  
658.10

Tax sale, publication certificate, 446.12

Teachers' certificates, 260.1–260.29

Wills admitted to probate, 633.23

**CERTIFIED CHECKS**

Acceptance, 541.188, 541.190

Effect of certification by holder, 541.189

False certification, penalty, 528.87

**CERTIFIED COPIES**

Absence of seal, effect, 622.38

Aeronautics commission, records, 328.12(8)

Archives, documents certified by curator, 303.12



**CERTIFIED COPIES—Continued**

Armed forces, missing, death presumption, 634.12  
 Assignments on margin of mortgage record, 589.10  
 Authentication of public records, page liv, Vol. I  
 Bankruptcy papers, recorded without acknowledgment, 558.42  
 Bankruptcy papers, where indexed, 558.51  
 Bankruptcy petitions, instruments affecting real estate, 558.1, 558.42  
 Bill of sale, 556.14, 556.15  
 Census records, 26.5  
 Certification of court records  
     Appeal to supreme court, R.C.P. 341  
     Authentication of foreign court records, page liv, Vol. I, 622.52–622.55  
     Bill of exceptions, R.C.P. 241  
     Court not held at county seat, 604.13  
     Court trial, record of reporter, 624.10  
     Justice court transcripts, 601.59, 601.69, 601.114, 601.116  
     Mayor's court transcripts, 601.69  
     Municipal court clerk, 602.21–602.45  
     Probate court clerk, 631.8, 631.12  
     Referee trial, record of reporter, R.C.P. 209  
     Superior court clerk, 603.18, 603.49  
     Supreme court for appeal, R.C.P. 340, 341  
 Change of name, 674.8  
 Chattel mortgages, 556.14, 556.15  
 Civil service commission records, 365.4  
 Clerk of supreme court, records certified, 685.2  
 Clerk's certification on appeal, 793.6  
 Colleges, defunct, transcript filed, 264.4, 264.5  
 Conditional sales contract, 556.14, 556.15  
 Co-operative associations, articles misfiled, legalized, 591.7  
 Corporation articles, nonprofit companies, 504.21  
 County auditor's records, 333.1(7)  
 Court conveyances, recording copies, effect, 635.39  
 Deeds or leases by state or municipalities, transcript of minutes, 569.7  
 Disbarment, copy of accusation to supreme court, 610.28  
 District court clerk, 602.21  
 Documents from state archives, 303.12  
 Drainage rights, individual plat copy, filed, 465.27  
 Eminent domain appeal, copies filed, 472.20  
 Eminent domain, removal of condemnor, 472.32  
 Evidence in court, *see EVIDENCE, subhead Certified Copies*  
 Fees in general, 79.3(3)  
 Field notes and plats, copies as evidence, 622.42  
 Fraternal insurance, certified by commissioner, 512.23  
 Fraternal insurance companies, foreign, copy of articles filed, 512.18  
 Free copies of records to veterans, 335.10  
 Genealogical records, 144.30  
 Instruments affecting personalty, 556.15, 556.16  
 Instruments affecting realty and adoption, 622.36  
 Judgment enforced in criminal cases on copy, 793.25  
 Judgment, liquor conviction, evidence, 126.11  
 Judicial record  
     Foreign country, 622.55  
     Justice of peace, 601.59, 601.69  
     Other state, page liv, Vol. I, 622.53  
     State or federal courts, 622.52

**CERTIFIED COPIES—Continued**

Land patents, state and federal, 622.41  
 Land records of state land office, 10.4  
 Land surveys, notes and plats, 355.5  
 Lost papers and instruments, 622.37, 622.48  
 Manuscript from state archives, 303.12  
 Maps and documents of surveyor general, 622.47  
 Missing in action, government finding, 634.12  
 Motor vehicle department records, 321.10  
 Municipal court clerk, 602.21, 602.45  
 Municipal zoning board of adjustment, review, 414.17  
 Name change certified by clerk, 674.8  
 Notarial certificate of protest, evidence, 622.31  
 Notice to prevent easement, 564.5, 564.7  
 Ordinances of cities and towns, 622.62  
 Original entries in recorder's office of land office records, 622.44, 622.45  
 Partition actions, copy of parts of decree filed with recorder, R.C.P. 287(b)  
 Pension requirements, records certified free, 335.10  
 Photographic copies certified, 622.30  
 Plats and field notes, 622.42  
 Probate proceedings, 631.8, 631.11–631.13, 633.33, 635.38, 635.39  
 Public offices, certified copies, page liv, Vol. I, 622.37, 622.43, 622.46  
 Real estate commission cases, 117.41  
 Real estate commission records, 117.13  
 Real estate instruments certified, 558.12, 558.13, 558.25, 558.28  
 Recorded instruments, 622.37–622.40  
 Review on appeal, certification of evidence, R.C.P. 331(b)  
 School attendance records, 299.7  
 School land sales, proceedings filed, 302.6  
 Secretary of state records, 9.4  
 Shorthand reporter's notes, 622.76–622.101  
 Statutes, page liv, Vol. I, 622.59, 622.60  
 Surveyor's field notes and plats, 622.42  
 Tax records of county officers, 446.36  
 Transcripts of judicial proceedings, *see TRANSCRIPTS*  
 Trial court's record, 624.9, 624.10; R.C.P. 340, 341  
 Unemployment compensation commission, official acts, certified, 96.11(8)  
 Use tax, certified copy of order revoking permit filed with secretary of state, 423.22  
 Veterans, free copies of records, 335.10  
 Vital statistics, 144.31, 144.48  
 Wills, copy for executor from clerk, 633.24  
 Wills, record in foreign county, 633.25  
 Zoning adjustment board, review return, 414.17

**CERTIFIED MAIL**

Defined, 618.15

**CERTIFIED PUBLIC ACCOUNTANTS**

C.P.A., who entitled to use, 116.7  
 Definition, 116.7  
 Employment by county, unreported fees, 343.5  
 Employment to audit municipal accounts, 11.18, 11.19  
 General penalty clause, 116.18  
 Licensed accountants not examined, 116.10  
 Master's hearings, evidence received, R.C.P. 212  
 Notice of examinations published, 116.8

**CERTIORARI**

Action by ordinary proceedings, R.C.P. 317  
 Agricultural lime prosecutions, 201.6  
 Amendment to change remedy, R.C.P. 107  
 Appeal lies to supreme court, R.C.P. 318  
 Appeal or appropriate remedy given, R.C.P. 352  
 Appeal same as in ordinary action, R.C.P. 318  
 Authority, when writ may issue, R.C.P. 306  
 Contempt, review by certiorari, 665.11  
 Defective return, obedience compelled, R.C.P. 314  
 Defendant's duty to furnish transcript, R.C.P. 309  
 Dentist's license denied, review, 153.20  
 Evidence at hearing, R.C.P. 315, 316  
 Issuance of writ, grounds, R.C.P. 306, 308, 309  
 Judgment limited, R.C.P. 316  
 Limitation of action, six months, R.C.P. 319  
 Notice of issuing writ, R.C.P. 311  
 Notice to defendant, discretion of court, 657.6  
 Petition, title, R.C.P. 307  
 Real estate broker's license denied, review, 117.41  
 Records certified by defendant, R.C.P. 309  
 Remedy, change permitted, R.C.P. 107  
 Remedy not exclusive, R.C.P. 308  
 Return of writ, requirements, R.C.P. 313  
 Service of writ, R.C.P. 312  
 Soldiers preference law, review of removal, 70.6  
 Stay of proceedings, bond, R.C.P. 310  
 Trial, ordinary proceedings, R.C.P. 315, 317  
 Watchmaker examiners decisions, 120.10  
 When writ may issue, R.C.P. 306, 308  
 Writ, requirements, R.C.P. 309  
 Zoning board's decision, review, 414.15-414.19

**CESSPOOLS**

Dwellings, when sewer accessible, 413.33, 413.86  
 Hotels and food establishments, 170.10

**CHAIN**

Defined for land measure, 210.3

**CHAINMEN**

Qualifications, to assist county surveyor, 355.8

**CHAIN OF TITLE**

See *ABSTRACTS OF TITLE; TITLES*  
 Legalized, see 614.22, also *LEGALIZING ACTS*  
 Record kept by land office, 10.1

**CHAIN STORE TAX**

General provisions, 424.1-424.16

**CHALLENGES OF VOTERS**

See 43.43, 49.79-49.81, 49.104, 53.21

**CHALLENGES TO JURORS**

Civil cases, R.C.P. 187, 601.50, 602.40, 603.47, 609.2  
 Criminal cases, 601.50, 602.40, 603.47, 762.22, 779.4-779.16

**CHALLENGE TO DUEL**

Penalty for, 692.2-692.4

**CHAMBER OF COMMERCE**

Exempt from business tax on corporations, 422.34  
 Incorporation provisions, 504.5

**CHAMPERTY AND MAINTENANCE**

Penalty, 740.6

**CHANCERY**

Jurisdiction of court, Const., Iowa, V, 4, 6

**CHANGE OF BENEFICIARY**

Assessment companies, restrictions, 510.10  
 Fraternal insurance, restrictions, 512.10, 512.13

**CHANGE OF GRADE**

Civil service provisions, 365.9, 365.28  
 Conformity with other streets, 389.14  
 Grading in cities, 389.20-389.25  
 Rail and highway crossing, 478.21-478.23

**CHANGE OF NAME**

General provisions, 674.1-674.13

**CHANGE OF TITLE**

Certified by clerk of court, 632.5  
 Transfer of title by auditor, 558.66

**CHANGE OF VENUE**

Civil cases, R.C.P. 167, 169, 171-175, also *VENUE*  
 Criminal cases, 367.8, 778.1-778.16

**CHANNELS**

See 568.19, also *WATERS AND WATER-COURSES*

**CHARACTER**

Evidence, 622.18

**CHARCOAL**

Sale in bulk restrictions, 212.1-212.6  
 Violations, penalty, 189.19-189.21  
 Weight per bushel, 210.10

**CHARGE OF COURT**

Admonition to jury, civil cases, R.C.P. 199  
 Admonition to jury, criminal cases, 780.21, 780.22  
 Grand jury, 770.15, 770.16

**Instructions to jury**

Additional instructions, 784.2; R.C.P. 197  
 Counsel furnished with drafts, R.C.P. 196  
 Court to instruct jury, procedure, R.C.P. 196  
 Criminal cases, 780.9, 780.24, 780.35, 784.2  
 Finding of fact by jury, R.C.P. 205  
 Jury bound by instructions, 780.24  
 Justice court, not permitted, 601.52  
 Municipal court, 602.41  
 Objections not timely made, waived, R.C.P. 196  
 Procedure in instructing jury, R.C.P. 196  
 Sunday, instructions permitted, 605.18(1)  
 Jurors, before separation during trial, R.C.P. 199

**CHARGES**

Lien for, 570.1-584.4  
 Motor vehicle carrier rates, 325.2-325.5, 389.39  
 Public utility rates, city regulation, 397.28  
 Railroads, 479.1-479.74

**CHARITABLE INSTITUTIONS AND SOCIETIES**

See also *CORPORATIONS* for provisions concerning incorporation

Bequests, inheritance tax, 450.4(2), 450.10(4)  
 Books from state traveling library, 303.3(11)  
 Business tax on corporation, exemption, 422.34  
 Children, high school tuition paid by state, 282.18  
 Children, schooling provided by district, 282.22  
 Corporation reports and fees, exempt, 496.19  
 Donations, soliciting, regulations, 122.1-122.6  
 Fraternal insurance company, 512.62-512.72  
 Gifts, 565.1-565.15

**CHARITABLE INSTITUTIONS—Continued**

Homes for aged, liquor permit, 123.27  
 Hospital law in general, *see HOSPITALS*  
 Income tax exemptions, 422.34  
 Incorporation  
     Charter corporations, listed, 504.5, 504.6  
     Nonprofit corporation, 504.1–504.31  
 Inheritance tax, bequests exempt, 450.4(2), 450.10  
 Lunch stand permit fee, exemption, 170.5(7)  
 Maternity hospitals, 237.1–237.16  
 Orphanages  
     Annie Wittenmyer home, 244.1–244.14  
     Boarding homes, 237.1–237.16  
 Railroad passes or rates, 479.94(13, 14)  
 Report by soliciting institutions, 122.4  
 Sales tax, activities receipts exempt, 422.45(3)  
 Sanitation provisions, 135.11(5), 136.3(2, b)  
 Securities exempt from securities law, 502.4(4)  
 Soliciting donations, regulations, 122.1–122.6  
 Tax exemptions  
     Corporation income, 422.34  
     Gifts, devises, and bequests, 450.4(2)  
     Property, 427.1  
 Trustees or managers, 504.14  
 Tuition of school children, 282.18, 282.22  
 Use tax, activities, receipts exempt, 423.4(6)

**CHARITABLE TRUSTS**

Attorney general, duties, 682.49–682.53, 682.57  
 Attorney general interested party in judicial proceeding, 682.49  
 Defined, 682.48  
 Exempt trust, 682.59  
 Investigation, authorized procedure, 682.53–682.56  
 Notice to attorney general of judicial proceeding, 682.49  
 Register of trusts, 682.50, 682.51  
 Report required of judiciary, 682.57  
 Rules and regulations by attorney general, 682.52  
 Self-incrimination, immunity of witness, 682.56  
 Trustee liable for negligence regardless of trust provision, 682.58  
 Witness, compulsory attendance and production of records, 682.54–682.56

**CHARITIES**

Donations, soliciting, regulations, 122.1–122.6

**CHARTER, CITIES UNDER SPECIAL**

General provisions, 420.14–420.304

**CHATTEL LOANS**

Municipal regulation, 368.6(3), 368.7(4)  
 Small loans, generally, 536.1–536.25

**CHATTEL MORTGAGES**

Acknowledgment, 556.3, 556.13  
 Assignment, foreign executor, fiduciary, 633.53–633.56  
 Assignment, how made, 556.13  
 Attachment of property, 626.34–626.49, 639.40  
 Auction sale under, license exception, 546.3  
 Bill of lading act, mortgagees' rights, 487.43, 487.47  
 Certified copies, used in evidence, 556.14, 556.15  
 Chattel clause in real estate mortgage, 556.21  
 Chattels covered  
     Bill of lading, effect, 487.37–487.39  
     Co-operative associations, 541.44

**CHATTEL MORTGAGES—Continued**

Chattels covered—Continued  
     Exempt property, 556.1  
     Goods already sold, effect, 554.26  
     Goods under negotiable bill of lading, 487.39  
     Grain under seal, penalty, 544.25  
     Household goods, wage assignment, 536.17  
     Railroad equipment, 476.13–476.17, 480.3–480.5  
     Warehouse receipts and goods, 542.46, 542.48, 545.10  
 Cities and towns, regulation, 368.6(3)  
 Constructive notice, 556.3  
 Copy furnished and certified, 556.14  
 Court order to produce original, 556.16  
 Estates, mortgage part of assets, 635.18  
 Evidence, use in, certified copies, 556.14–556.16  
 Execution levy on property  
     Amount due, procedure to contest, 626.43  
     Amount due, statement, 626.39, 626.42, 626.48  
     Bond, indemnifying, not required, 626.40  
     Creditor subrogated upon payment, 626.37  
     Failure to pay off mortgage, liability, 626.36  
     Garnishment of mortgagee before levy, 626.49  
     Holder reinstated upon release of levy, 626.38  
     Interest on mortgage not due, payment, 626.35  
     Notice of interest in property, 626.50  
     Payment of mortgage required, 626.34–626.36  
     Powers of court, 626.45  
     Priority of mortgages determined, 626.46  
     Sale on execution, disposal of proceeds, 626.41  
     Service on nonresident mortgagee, 626.44  
 Exempt property, both spouses to sign, 556.1  
 Fee for marginal assignment or release, 556.20  
 Fees for recording, 556.20  
 Fiduciaries may encumber personalty, 635.22  
 Filing equivalent to recording, 556.3, 556.5–556.11  
 Foreclosure  
     Action in court optional, 652.1  
     Attorney fees, 625.22–625.25, 652.7  
     Auctioneers may conduct, 546.3  
     Bill of sale to purchaser, 652.8  
     Contest on right to foreclose, 652.11  
     Deeds of trust, foreclosure, 652.12  
     Evidence of service perpetuated, 652.9  
     Notice and sale, 652.1  
     Notice, contents, return, 652.2–652.5  
     Optional, notice and sale or by action, 652.1  
     Optional procedure, 652.1  
     Publication of notice, 652.5  
     Title of purchaser, 652.6  
     Validity of sales, how contested, 652.10, 652.11  
 Foreign fiduciaries, releases, 633.53–633.56  
 Gambling debts, mortgage void, 537.4  
 Head of the family, spouse to sign, 556.1  
 Husband and wife to sign on exempt property, 556.1  
 Index book entries, 556.9–556.11  
 Joint instrument signed for exempt property, 556.1  
 Lien continued by agreement filed, 556.12  
 Lien, length of time valid, 556.12  
 Lien, priority, 571.2  
 Limitation of lien, recorder's duties, 556.12, 556.19  
 Loans on chattels, small, 536.1–536.25  
 Marginal assignment, fee, 556.13, 556.20  
 Motor vehicles, certificate of title, 321.24, 321.50

**CHATTEL MORTGAGES—Continued**

- Motor vehicles, possession, 321.1(36)
- Motor vehicle, suspended registration, 321A.30
- Municipal regulations, 368.6(3)
- Option to record filed instrument, 556.7
- Original destroyed after five years, 556.19
- Place in which mortgage to be filed, 556.3
- Pledges, *see PLEDGES*
- Possession, mortgagee entitled to, 556.2
- Purchase price, executed by purchaser, 556.1
- Real estate mortgage with chattel clause, 556.21
- Receipt for filed instrument, 556.6
- Recording law not applicable to motor vehicles, 321.50
- Recording, necessity, 556.3, 556.5–556.11
- Release, satisfaction, or discharge
  - Fees for marginal release, 556.20(3)
  - Foreign executors, fiduciaries, 633.53–633.56
  - Marginal release of mortgage, fees, 556.17, 556.20
  - Methods, 556.17, 655.1, 655.3–655.5
  - Mortgage of warehouse receipts, 542.46
  - Penalty for failure to release, 655.2
  - Release by corporation, 558.4
  - Return of released mortgage, 556.18
  - Satisfaction, executor or administrator, 635.18
  - Time limitation of lien, 556.12, 556.19
- Sale of goods by mortgagee, no warranty, 554.14
- Sales law not applicable, 554.76
- Sales, vendor holds possession, record, 556.3
- Signature of spouse on exempt chattels, 556.1
- Signature questioned, evidence, 556.16
- Small loan business regulation, 536.1–536.25
- Specific attachment by mortgagee, 640.1–640.5
- Taxation, 427.13(5)
- Tax, inheritance, appraisal, 450.39–450.43
- Time of filing noted, 556.8
- Title remains in mortgagor, 556.2
- Transfers in representative capacity, 556.11
- Violations
  - Bill of lading on mortgaged goods, 487.47
  - Embezzling mortgaged property, 710.12, 710.13
  - Warehouse sealed grain, mortgaging, 544.25
- Void after five years, exception, 556.12

**CHAUFFEURS**

- General provisions, 321.174–321.200

**CHEATING**

- General provisions, 713.1–713.34

**CHECKS**

- General provisions, 541.186, 541.190
- Persons selling, regulated, 533B.1–533B.5

**CHEESE**

- Adulteration, 190.1–190.6
- Factories, 170.1–170.28, 170.46–170.51

**CHEESE FACTORIES**

- Generally, 170.1–170.51
- License required, 195.15

**CHEMICALS**

- Analysis
  - Agriculture department duties, 189.2–189.6
  - Antifreeze, 208A.5
  - Commercial feeds, 198.2, 198.14
  - County attorney furnished copy, 189.22
  - Drugs and cosmetics by state chemist, 203A.18

**CHEMICALS—Continued**

- Analysis—Continued
  - Drugs and poisons, by pharmacy examiners, 205.12
  - Liquor sold in state stores, 123.16(10)
  - Milk, cream and butter, 195.25
  - Motor vehicle fuel, 323.7–323.9
  - Oil used in coal mines, 82.104
  - Paints, label requirements, 207.2
  - Water analysis by state laboratory, 263.7
- City regulation of factories, 368.5(1)
- Drugs, *see DRUGS AND DRUGGISTS*
- Explosives defined, motor vehicle law, 321.1(31)
- Explosives generally, *see EXPLOSIVES*
- Factories, *see FACTORIES*
- Use in catching game animals prohibited, 109.92

**CHEMISTRY**

- Basic science, 146.2(1)
- Required study
  - Chiropractors, 146.4, 151.3(3), 151.4(2)
  - Osteopaths, 146.4, 150.4(1), 150.6(1)
  - Physicians and surgeons, 146.4, 148.3(2)
  - Podiatrists, 149.3(3)

**CHEMIST, STATE**

- Agricultural lime analysis, 201.6
- Fertilizer analysis, 200.3(11), 200.6, 200.11, 200.21

**CHEMISTS**

- Agricultural seeds, analysis, 199.1–199.13
- Commercial feeds, analysis, 198.2–198.14
- Liquor control commission employee, 123.16(10)
- Motor vehicle fuel testers, 323.4, 323.13

**CHEROKEE, MENTAL HEALTH INSTITUTE**

- General reference, 226.1(4) *See INSANE, HOSPITALS FOR*

**CHICKENS**

- See ANIMALS, subhead Poultry*

**CHIEF JUSTICE**

- Generally, 684.4

**CHIEF OF HIGHWAY PATROL**

- Appointment, 80.5

**CHIEF OF POLICE**

- See CITIES AND TOWNS, subhead Police Department, thereunder Chief of Police*

**CHILD LABOR**

- General provisions, 92.1–92.16
- Beer halls, 124.21
- Labor commissioner's duties, 91.4, 91.5, 91.7, 92.16

**CHILDREN**

- General provisions, *see MINORS*
- Adoption, 600.1–600.8
- After-born children, inheritance, 633.13; R.C.P. 298
- Blind children, state school, 270.1–270.8, 299.17–299.23
- Boarding homes, 237.1–237.16
- Child-placing agencies, 238.1–238.43
- Child welfare, developed at community centers, 374.4
- Compulsory education, 299.1–299.23
- Crimes involving children, *see CRIMES*

**CHILDREN—Continued**

Deaf and dumb children, 270.1–270.8, 299.17–299.23  
 Domestic relations, *see* DOMESTIC RELATIONS  
 Feeble-minded children, chs 222, 223  
 Handicapped, 263.9–263.13, 299.17, ch 281  
 Heirs, *see* ESTATES OF DECEDENTS, GUARDIANS; WILLS  
 Illegitimate children, 675.1–675.36  
 Inheritance rights, 636.1–636.46  
 Juvenile court, 231.1–231.15  
 Lemonade stands, license not required, 170.2  
 Neglected, dependent and delinquent children, 232.1–232.39  
 Playgrounds, 374.1–374.5, 377.1–377.5  
 School law, chs 270–302  
 Soldiers' orphans home, 244.1–244.14  
 Training schools, state, 242.1–242.13

**CHILDREN'S BOARDING HOMES**

Generally, 237.1–237.16

**CHILD STEALING**

Penal provisions, 706.2

**CHILD WELFARE**

Adoption records kept, 235.3(7), 600.8  
 Aid to dependent children, 239.1–239.18  
 Blind aid recipients, children not eligible, 241.23  
 Child-placing agencies, 238.1–238.43  
 Children's boarding homes, 237.1–237.16  
 Child welfare services defined, 235.1  
 County board's child welfare duties  
   Agents of state department, 235.4  
   Aid to dependent children, 239.1–239.18  
   Appointment of personnel, 234.12  
   Authority in general, 234.11  
   Co-operation with state department, 235.4  
   County department defined, 235.1  
   Private institutions, reports made, 235.4  
   Reports to state department, 235.4  
 Handicapped children, 281.3(10), 281.7  
 Normal child development, research, 263.5  
 Research station, state university, 263.5, 263.6  
 Short title of act, 235.6  
 State board's child welfare duties  
   Adoption records received, 235.3(7), 600.8  
   Adoption reports received, compiled, 235.3(7)  
   Aid to dependent children, 239.1–239.18  
   Appointment of personnel, 234.6  
   Authority to administer, 234.6, 235.2(1)  
   Boarding homes for children, licensed and inspected, 237.1–237.16  
   Child-placing agencies, 238.1–238.43  
   Child-placing agencies, inspection and licensing, 235.3(8)  
   Children's boarding homes, 237.1–237.16  
   Co-operate with federal agencies, 235.3(2)  
   Co-operation with board of control, 235.2(8)  
   Co-operation with county authorities, 235.2  
   Designate private and county institutions for commitments, 235.3(5)  
   Federal funds obtained, 234.6(2), 234.14, 235.2  
   Inspect and supervise private child-care institutions, 235.3(4)  
   Juvenile commitments, reports received, 232.38, 235.3(6)  
   Juvenile court's reports filed, 235.3(6)  
   Maternity hospitals inspected and licensed, 235.3(8)

**CHILD WELFARE—Continued**

State board's duties—Continued  
   Rules and regulations, 234.6, 235.3(3)  
   Statistics on juvenile delinquency compiled, 235.3(6)  
   Supervise public child welfare activities, 235.3  
   Visitation and inspection of child institutions, 235.3(5)  
 State funds appropriated, 8.23–8.32, 235.2(5)

**CHILD WELFARE, DIRECTOR**

Appointive powers, 218.9  
 Employed by board of control, 218.74  
 Powers and duties, 218.80

**CHINA RELIEF EXPEDITION VETERANS**

Newsstand of veteran in capitol, 19.16  
 Newsstands in county courthouses, 332.5  
 Operations, 1937–1939, tax exemption, 427.3(4)  
 Preference law, 70.1–70.8  
 Tax exemptions, 427.3(2)–427.7

**CHIROPODY**

*Referred to in Code as Podiatry*  
 Amputation of foot prohibited, 149.5  
 Anesthetics, use, 149.5  
 Approved school, requirements, 149.4  
 Barbering license not required, 158.2  
 Basic science law not applicable, 146.5  
 Board of chiropody examiners, state, 147.1–147.93  
 Change of residence to another state, 147.54  
 Definitions, 147.1, 149.1, 149.2  
 Degrees and abbreviations, regulated, 147.72–147.74  
 Examination for license to practice, 147.29–147.43, 147.81, 149.3  
 False use of titles, penalty, 147.74  
 Injunction against illegal practice, 147.83  
 Itinerant chiropodist, 147.76–147.80  
 License revoked, 147.55–147.71  
 Licenses, generally, 149.1–149.6  
 Persons engaged in practice, 149.1  
 Persons not required to qualify, 149.2  
 "Profession" includes chiropody, 147.1  
 Report of treatment of wounds, 147.111, 147.113  
 Reports of law violators, 147.87, 147.89  
 Schools, 149.3, 149.4  
 Surgery or anesthetics restricted, 149.5  
 Titles and degrees regulated, 147.72–147.74, 149.6  
 Unprofessional conduct defined, 147.56  
 Violations  
   Failure to report wound treatment, 147.113  
   Penal provisions, 147.74, 147.84–147.86  
 Wounds criminally inflicted, report, 147.111–147.113

**CHIROPODY EXAMINERS**

*Officially, PODIATRY EXAMINERS*  
 General provisions, *see* STATE OFFICERS AND DEPARTMENTS  
 General provisions, 147.1–147.93  
 Licenses, generally, 149.1–149.6

**CHIROPRACTIC EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*  
 General provisions, 147.1–147.93  
 Licenses, generally, 151.1–151.6

**CHIROPRACTORS**

- Approved colleges, requirements, 151.4
- Barbering license not required, 158.2
- Basic science law requirements, 146.1–146.23
- Colleges, use of dead bodies, received, 142.1–142.11
- Definitions, 135.1(5), 151.1, 151.2
- Degrees and abbreviations regulated, 147.72–147.74
- Drugs, use and prescription prohibited, 151.5
- Enforcement provisions of practice acts, 147.83–147.93
- Examination for license to practice, 147.29–147.43, 147.81, 151.3
- Exemption from jury duty, 672.2(2)
- False use of titles, penalty, 147.74
- Fee-splitting as unprofessional conduct, 147.56
- Injunction against illegal practice, 147.83
- Itinerant chiropractor
  - Definition, 147.75
  - License, 147.76–147.80
  - Report of law violation, 147.89(2)
  - State-wide practice permitted, 147.78
  - Violating law, penalty, 147.86
- Jury duty, exemption, 672.2(2)
- License to practice
  - Age and character qualifications, 147.3
  - Basic science law requirements, 146.1–146.23
  - Certificate as presumptive evidence, 147.6
  - Change of residence, record, 147.9
  - Change of residence to another state, 147.54
  - Display of license required, 147.7, 147.10
  - Fees, 147.80–147.82
  - Forgery and fraud, penalty, 147.84–147.86
  - Form of certificate under seal, 147.5
  - Grounds for refusing license, 147.4
  - Issuance, 147.1–147.11, 147.102, 151.3
  - Persons not required to qualify, 151.2
  - Qualifications of applicants, 147.3
  - Reciprocity with other states, 147.44–147.54
  - Record, public inspection, 147.8
  - Reinstatement of licensees, 147.11
  - Renewal, application, 147.10
  - Required to practice chiropractic, 147.2
  - Requirements for license, 151.3
  - Revocation of licenses
    - Court action, proceedings, 147.58–147.71
    - Grounds in general, 147.55
    - Unprofessional conduct, defined, 147.56
- Medicines or drugs, use not authorized, 151.5
- Old-age assistance recipients, service to, allowed, 249.29
- Operative surgery prohibited, 151.5
- Persons not engaged in, 151.2
- Prescribing for patients prohibited, 151.5
- Profession means chiropractic, 147.1
- Report of treatment of wounds, 147.111, 147.113
- Reports of law violators, 147.87, 147.89
- Signs to display word “chiropractor”, 151.6
- Surgery not authorized, 151.5
- Titles and degrees, use regulated, 147.72–147.74
- Unprofessional conduct defined, 147.56
- Use of titles or degrees, 147.72–147.74
- Violations
  - Failure to report wound treatment, 147.113
  - General provisions, 147.83–147.86
  - Penal provisions, 147.74, 147.84–147.86
- Workmen's compensation law, 85.27

**CHIROPRACTORS—Continued**

- Wounds criminally inflicted, reports, 147.111–147.113
- CHLOROFORM**
  - Defined as poison, 205.5
- CHOLERA**
  - Cholera as quarantinable disease, 139.1(3)
  - Hog cholera, 166.1–166.39
  - Interstate swine shipments, 163.30
- CHOSSES IN ACTION**
  - Assignment, effect, R.C.P. 7
  - Attachment authorized, 639.23
  - Defined as personal property, 4.1(9)
  - Definition of “goods”, not applicable, 554.77
  - Fraudulent conveyance, 713.6
  - Levy on, 626.21, 626.87; R.C.P. 258
  - Personal property, included in terms, 4.1(9)
  - Sale, evidence, 554.5, 622.34, 622.35
  - Sale, statute of frauds, 554.4(1)
  - Small loans on, 536.1–536.25
  - Taxation, 420.207, 429.2
- CHRISTIAN NAME**
  - Variance in conveyances, 558.6
- CHRISTIAN SCIENCE**
  - Basic science law not applicable, 146.5
  - Compulsory medical care, indigents, 255.10
  - Eye treatment for infants, exception, 140.38
  - Venereal disease law, when inapplicable, 140.39
- CHURCHES**
  - Arson, burning of building, 707.2, 707.5
  - Attendance not to be compelled by law, 1.3
  - City funds not to be used, 343.8, 363.22
  - Corporation law affecting, ch 504
  - County funds not to be used, penalty, 343.8, 343.9
  - Defacing of building, penalty, 714.3
  - Disturbing congregation, penalty, 741.2
  - Donations solicited, ch 122
  - Doors to open outward, 103.8
  - Endowment funds, 504.21–504.25
  - Epidemic, churches may be closed, 420.181
  - Exits, number determined, 103.9
  - Extinct societies taken over, 504.11
  - Fire escape requirements, 103.1, 103.7
  - Incorporation, 504.1
  - Inheritance tax, services exempt, 450.4(4)
  - Leases and deeds filed for tax exemption, 427.1(9)
  - Leasing of property permitted, 565.1, 565.2
  - Liquor stores not to be within 300 feet, 123.16
  - Location stated on wine permit, 134.2(1)
  - Lunch stand permit fee exemption, 170.5(7)
  - Marriage law exception, 595.17
  - Masses, bequests, tax exempt, 450.4(4)
  - Maternity hospitals, distance from church, 236.3
  - Pews exempt from execution, 627.6(4)
  - Residence districts, permitted in, 415.2
  - Restaurant law not applicable, 170.1(4)
  - Restricted residence districts, churches permitted, 415.2
  - Sacramental wine exempt, liquor control, 123.4
  - Sales tax exemption on activities, 422.45(4)
  - School attendance excused while attending, 299.2
  - Taxation of leased property, 565.2
  - Tax exemptions, conditions, 427.1(9, 10, 23–26)
  - Trustees to manage land grants, 565.1

**CHURCHES—Continued**

Trusts for endowment funds, 504.21–504.25  
Wills, limitation on devise or bequest, 633.3

**CIGARETTES AND CIGARETTE PAPERS**

Actions for collection of tax apply, 98.26  
Administration of law by tax commission, 98.25  
Advertisement near school prohibited, 98.40, 98.41  
Assessment of unpaid tax and penalty, 98.28  
Assistant, duty to enforce law, 98.25  
Attorney general and county attorney to aid enforcement, 98.25  
Audit, assessment of cost, 98.30  
Carrier's records, access to, 98.24  
Cigarette defined, 98.1(1)  
Cigars not included, 98.1(1)  
Civil penalty for law violation, 98.31  
Commission, tax, to administer the law, 98.25  
Criminal proceedings, forfeiture no defense, 98.33  
Definition of words and terms, 98.1  
Distributing agent cannot retail, 98.17(4)  
Distributing agent defined, 98.1(15)  
Distribution or delivery without stamps, 98.10  
Distributor defined, 98.1(12)  
Drop-shipment defined, 98.1(9)  
Entry on premises authorized, 98.19  
Examination of records authorized, 98.19  
Failure to produce records, unlawful, 98.19  
Forms furnished, 98.13, 98.15, 98.18  
Handling illegally, forfeiture provisions, 98.32  
Individual package defined, 98.1(2)  
Injunction suit by taxpayer, venue, 98.34  
Inspection of premises authorized, 98.19  
Interstate business regulated, 98.14, 98.15, 98.17  
Inventory and appraisal of seized goods, 98.32  
Lien of tax imposed, 98.26  
Manufacturer defined, 98.1(16)  
Manufacturers' samples, provisions, 98.39  
Minors, sale or gift to, 98.2, 98.3, 98.9  
Minors to inform as to source, 98.4, 98.5  
Nonpayment, penalty, audit cost, 98.30  
Notice and appeal from assessment of tax, 98.29  
Papers and tubes included in definition, 98.1(1)  
Peace officers to help enforce law, 98.25  
Permit to sell outside the state, 98.14, 98.17  
Permits to sell  
    *General provisions*, permits and permit holders, 98.13–98.17  
    Definitions of various kinds, 98.1(17–20)  
    Railway car permits, bonds, fee, 98.22, 98.23  
    Retail holder must have state permit, 98.21  
    Revocation, 98.22  
Permit to manufacture, 98.14, 98.16  
Person, inclusive meanings, 98.1(3)  
Place of business defined, 98.1(4)  
Possession of unstamped cigarettes limited, 98.36  
Powers of commission to enforce law, 98.25  
Premises examined, right of entry, 98.19  
Previously used stamp defined, 98.1(7)  
Procedure in rem for violations, 98.32  
Proceeds of tax and fees to general fund, 98.35  
Record and report forms, furnished, 98.18  
Records and reports, permit holders, 98.19  
Refusal to be examined, penalty, contempt, 98.20  
Retailer, defined, 98.1(14)  
Revenue paid into general funds, 98.35  
Rules and regulations, enforcement, 98.25  
Sale or gift to minors prohibited, 98.3, 98.9

**CIGARETTES AND CIGARETTE PAPERS—Continued**

Sales tax, lien conflicts, priority, 98.26  
Sales, unfair practices, 551A.1–551A.11  
Search warrant authorized, 751.3(7)  
Seizure and forfeiture for violations, 98.32  
Stamps  
    Affixing of stamps by distributors, 98.10  
    Appropriation for printing, 98.7  
    Cancellation of stamps, method, 98.11  
    Counterfeiting or reusing stamps, 98.38  
    Counterfeit stamps defined, 98.1(6)  
    Delivery unlawful without stamps, 98.10  
    Design, change authorized, 98.7, 98.9  
    Evidencing payment of tax, 98.6(3)  
    Indicia in place of stamps, use, 98.6(3), 98.12  
    Manner of affixing regulated, 98.6(3)  
    Manufacturer may affix, bond, 98.14, 98.16  
    Previously used stamp defined, 98.1(7)  
    Printing and custody, 98.7  
    Purchased from commission, 98.6(3), 98.8  
    Record of stamps kept, 98.8(5)  
    Refunds and recall of stamps, rules, 98.8(3, 4)  
    Sale and exchange, method, 98.8  
    Sale proceeds to general fund, 98.35  
    Stamping machines regulated, 98.12  
    Stamps defined, 98.1(5)  
    Time limit for affixing stamps, 98.10  
Stocks of cigarettes and stamps, inspection, 98.19  
Storage of unstamped cigarettes, 98.14, 98.15(5)  
Subpoenas for witness and records, 98.20  
Tax commission's powers, 98.19, 98.20, 98.24, 98.25  
Tax imposed  
    Assessment of tax for unstamped cigarettes, 98.28–98.30  
    Collection by tax commission, 98.1(10), 98.6  
    First sale defined, 98.1(8)  
    In lieu of other taxes, 98.6(4)  
    Levy and assessment of tax, 98.6  
    Lien of tax, 98.26  
    Paid by person making first sale, 98.6(2)  
    Payment evidenced by stamps attached, 98.6(3)  
    Persons liable for tax, 98.6(2), 98.10  
    Persons making first sale to pay tax, 98.6(2)  
    Rate, cigarettes, papers, tubes, and wrappers, 98.6  
    Stamps to evidence payment of tax, 98.6(3)  
    Venue of action to collect, 98.27  
Use by school pupils prohibited, 279.9  
Vending machines prohibited, 98.36(6)  
Venue of actions  
    Collection of taxes, 98.27  
    Injunction to resist taxes, 98.34  
Violations  
    Advertisement near public school, 98.40, 98.41  
    Cigarettes or tobacco to minor, penalty, 98.5  
    Civil liability for certain offenses, 98.31  
    Counterfeiting or reusing stamps, felony, 98.38  
    Minors, refusal to disclose, penalty, 98.5  
    Penalty of fine or imprisonment, 98.37  
    Property seized, irrepleviable, 98.32(1)  
    Samples authorized, 98.39  
    Seizure and forfeiture, procedure, 98.32  
    Unfair sales practices, 551A.1–551A.11  
    Unlawful acts enumerated, penalty, 98.36  
Wholesaler defined, 98.1(13)  
Witnesses, subpoena, records, 98.20

**CIGAR STORES**

- Advertisements near schools prohibited, 98.40, 98.41
- Child labor prohibited, 92.11
- Cigarette provisions, *see CIGARETTES*
- Sales or gifts to minors prohibited, 98.2, 98.3
- Search, seizure, and sale, 751.1-751.43

**CIRCUIT COURT**

- Abolished, 604.5
- Jurisdiction transferred to district court, 604.5
- Legalization of proceedings and judgments, 587.6
- Probate proceedings legalized, 587.6
- Transcripts issued by district court clerk, 604.6

**CIRCUSES**

- City power to regulate and license, 368.8(3)
- License by county, 444.18, 444.19

**CISTERNS**

- Condemned, charter cities, 420.171, 420.175
- Dead animals or refuse thrown in cistern, 732.3
- Poisoning, penalty, 690.9
- Pollution, health officer's duty, 137.9(1)

**CITATIONS**

- Assignee for benefit of creditors, 681.16, 681.31
- Code of Iowa, how cited, 14.17
- Codes prior to 1924, how cited, 14.19
- Contempt generally, 665.7
- Executors or administrators, removal, 638.31
- Garnishee cited to appear, 601.77; R.C.P. 54
- Inheritance tax investigation, 450.66
- Session laws, how cited, 14.18

**Uniform acts, how cited**

- Bill of lading act, 487.55
- Fresh pursuit act, 755.15
- Limited partnership act, 545.53
- Narcotic drug act, 204.25
- Negotiable instruments law, 541.191
- Sales act, 554.75
- Warehouse receipts acts, 542.57

**Witnesses, *see SUBPOENAS*****CITIES AND TOWNS****Accounting officer's reports, 368A.7-368A.13****Accounts**

- General provisions*, 368A.5, 369A.6
- Audit, 11.7-11.21, 11.24-11.31
- Auditorium trustees, 374A.6(10)
- Fees, penalty for false accounting, 740.9
- League of municipalities, accounts kept, 362.43
- Prerequisite to state office, Const., Iowa, III, 23
- Private accountants may be hired, 11.18, 11.19
- Publication of annual report, 11.31
- Re-elected officers, 63.13
- Separate accounts required, 368A.6
- State auditor to publish city report, 11.31
- Uniform system prescribed, 11.22, 11.23
- Waterworks, cities over 50,000, 399.18, 399.19

**Actions brought or defended**

- Abatement of nuisances, 420.176
- Action on bonds, R.C.P. 3
- Annexed city, claims against, 362.22-362.25
- Authority to sue and be sued, 368.2
- Bridges, damages for defects, 381.16
- Claims against discontinued city, 362.13
- Council in patent cases, 7.5

**CITIES AND TOWNS—Continued****Actions brought or defended—Continued****Damages by emergency vehicles, 321.495-321.497**

- Damages, defective bridges, 381.16
- Damage suits, notice to city, limitation, 614.1(1)
- Emergency vehicles, damages, 321.495-321.497
- Enforcing railway assessment, 391.82, 391.83
- Injunction against business, notice, R.C.P. 326
- Injury to trees, treble damages, 658.4
- Judgment, tax levy and payment, 626.24
- Limitation of actions, 614.1
- Notice of damage suits, limitation, 614.1(1)
- Notice served on mayor or clerk, R.C.P. 56(h)
- Notice to person liable over, 368.34
- Park commission's power, 370.12
- Patent cases, attorney general to appear, 7.5
- Personal injury, notice, limitation, 420.44-420.46, 614.1

**Place of bringing action, 616.3, 616.16****Public bond, party to action, R.C.P. 3****Special charter cities**

- Limitation of actions, 420.44, 420.45, 614.1
- Notice to joint tort-feasor to defend, 420.46
- Personal injury or damages, 420.45, 420.46
- Suit not affected by charter change, 420.295
- Unliquidated claims, 420.44
- Violations, health regulations, 420.172, 420.176, 420.177
- Violations of ordinances, 420.34-420.39
- Venue of actions against, 616.3, 616.16

**Advertising city advantages, 364.2****Advisory committee, street and sewers, 417.1, 417.2****Agents, banks and trust companies, 532.1(3)****Agricultural lands not taxed, 404.15****Aid given railroads, 483.1****Aid to county, private corporation, constructing bridge, 381.9-381.15****Air conditioning equipment inspected, 368.9****Air conditioning installed in auditoriums, 407.16****Aircraft, safe flight, hazards removed from airports, 330.5****Airport commission, 330.17-330.24****Airports*****General provisions*, powers and authority, 330.1-330.24****Aeronautics commission, state, 328.1-328.41****Aeronautics law, 328.1-330.24****Allocation of funds, 404.10(8)****Collaboration with other political subdivisions, 328.30, 368.49****Obstructions deemed to be nuisance, 657.2(9)****Outside city limits, authority, 330.11****Zoning of airports, 329.1-329.15****"Alderman" same as "councilman", 363A.2****Alleys, *see subhead Streets and Alleys below*****Alphabetical list kept by secretary of state, 9.2****Ambulances as emergency vehicles, 321.1(26)****Animals restrained, 368.7(5), 368.8(4)****Annexation proceedings****Bridge tax after annexation, 381.20****Consolidation of cities and towns, 362.19-362.25****State-owned land, 362.34-362.37****Unincorporated territory, 362.26-362.31****Annexed cities and towns, sewers, 391.94, 391.95**



**CITIES AND TOWNS—Continued**

Annuities for utility employees, 412.1–412.5  
 Apartment buildings, housing law, 413.3(3)  
 Appeals, civil service, 365.20–365.27  
 Appointments, civil service, 365.8–365.11  
 Aqueducts  
   Cities under special charter, powers, 420.59  
   Power to construct, 395.1  
 Arbitration, fire department labor disputes, 90.15–90.27  
 Armories, 370.31, 372.8, 385.1–385.6, 404.11(6)  
 Art galleries  
   *General provisions*, 379.1–379.15  
   Allocation of funds, 404.11(3)  
   Exemption from taxation, 427.1(8)  
   Window regulation not applicable, 413.20  
 Artificial ice, waste power utilized, 397.3  
 Assembly halls, fire escapes and doors, 103.7–103.9  
 Assessment clerk, 417.3  
 Assessments  
   Against city or federal property, paid from street fund, 404.7(3, 6)  
   Appeals, when not permitted, 391A.18  
   Buildings numbered, 368.9  
   Certification required, 404.3  
   City property, 391.46  
   Collection, 368.4  
   County treasurer collects, 404.3  
   Extension of water mains, 401.1, 401.8–401.10  
   Flood control, 395.11–395.14, 395.21–395.24, 395.31, 395.32  
   Nuisance abated, 368.3  
   Public improvements, 391A.24–391A.39  
   Railway property, 391A.29  
   Rebates, street and sewer, 417.66  
   Rebates, water main assessments, 401.11, 401.12  
   Special, commission cities, 363B.22  
   State property, 391A.21  
   Street and sewer, cities over 125,000, 417.8–417.48, 417.59–417.66  
   Utility connections, 391A.4, 391A.20  
 Assessor  
   *Generally*, 441.1–441.56  
   Agricultural statistics collected, 159.11, 159.12  
   Blind and deaf children, record made, 299.17  
   Civil service law not applicable, 365.6(1)  
   Dogs listed, fee and payment, 351.15, 351.16  
   Forest trees, facts and reports, 161.12  
   Fruit trees, facts and reports, 161.12  
   Handicapped children record, 299.17  
   Oaths, power to administer, 78.2(4)  
   Report of land sales to tax commission, 421.17(6)  
   Soldiers' orphans census, 244.8  
 Athletic facilities, allocations of funds, 404.11(6)  
 Attorney (solicitor)  
   *General provisions applicable to city and town officers, see subhead Officers below*  
   Appointed by council, 368A.1(7)  
   Civil service commission duties, 365.27  
   Civil service law not applicable, 365.6(1)  
   Condemnation proceedings conducted, 472.2  
   Defends employees, 368A.1(11)  
   Interstate bridges, opinion, 383.6  
   Member firemen and police pension board, 410.2, 411.5

**CITIES AND TOWNS—Continued**

Attorney (solicitor)—Continued  
   Powers and duties, 368A.20  
   Registration officers, oath, preparation, 48.17  
   Special charter cities  
     Condemnation proceedings begun, 420.60  
 Auctioneers regulated and licensed, 368.6(5)  
 Auction sales regulated, 368.6(5), 368.8(5)  
 Auditor  
   *General provisions applicable to city and town officers, see subhead Officers below*  
   Annual reports, 368A.9–368A.13  
   Audit of accounts by state, 11.18  
   Bonds, attest of funding or refunding, 408.3  
   Bonds, official, recorded, 64.24  
   Bribes, acceptance, penalty, 739.6, 739.7  
   Civil service law not applicable, 365.6(1)  
   Dock commission books audited, 384.3(12)  
   Election duties, 43.113  
   Interstate bridge record, audits, 383.16  
   Jury commissioner, municipal court, 602.33  
   Power and duties, 368A.20  
   Special charter cities, 420.230, 420.240, 420.245, 420.246  
 Auditorium improvements, bonds, 407.16  
 Auditorium leased, 368.18  
 Auditorium, management, generally, 374A.6  
 Auditoriums in memorial buildings, 37.18(3)  
 Auditoriums, trustees, 374A.1–374A.6  
 Avenues established, 389.1  
 Bachelor apartments, housing law, 413.3(3)  
 Bands, 375.1–375.6  
 Bank depositors' agreements, consent, 528.35–528.40, 528.95–528.116  
 Bank deposits, 453.1, 526.37  
 Bank reorganization agreements, 528.36–528.40  
 Bankrupt stores, regulated and licensed, 368.6(5)  
 Bankrupt stores, regulations, 368.6(5)  
 Banks as fiscal transfer agents, 532.1(3)  
 Banks or trust companies as agents, 532.1(3, 4)  
 Bank stock ownership prohibited, Const., Iowa, VIII, 4  
 Bank trust certificates, acceptance, 528.105, 528.106  
 Barbed wire restrictions, 368.7(1)  
 Basins established, regulated, 368.27  
 Bathhouses  
   Allocation of funds, 404.11(6)  
   Civil rights, equal privileges, 735.1, 735.2  
   River-front commission, 372.15  
 Bathing beaches, allocation of funds, 404.11(6)  
 Bawdy houses prohibited, 368.7(9)  
 Beer law regulations, 124.3–124.40  
 Begging, restrictions, 368.7(6)  
 Benefited water districts, 357.2, 357.27  
 Bicycles licensed and regulated, 389.39, 389.40  
 Bids on improvements, when required, 23.18, 391.31  
 Billboards regulated and licensed, 368.6(4)  
 Billiard halls regulated, 368.8(2)  
 Bill-posters, regulated and licensed, 368.6(3)  
 Blighted areas renewed, 403.1–403.18  
 Boarding houses, 413.3(3)  
 Board of health, 137.1–137.21  
 Board of health, authority over trailer parks, 135D.20  
 Board of health in special charter cities, 420.168–420.189

**CITIES AND TOWNS—Continued**

- Board of registers, 47.1-48.25
- Board of review
  - General provisions applicable to city and town officers, see subhead Officers below*
  - Special charter cities, 420.211
- Boards in general, *see subhead Commissions and Boards below*
- Boathouses and boating, 372.15
- Bonds
  - General provisions, public bonds, 23.12-23.16, 75.1-76.9*
  - Airport bonds or certificates, 330.8, 330.16
  - Airport bonds payable from earnings, 330.14
  - Allocation of funds, 404.11(7)
  - Allocation to pay principal and interest, 404.4
  - Armory bonds payment, 385.4-385.6
  - Auditorium improvement, 407.16
  - Authority to issue bonds, 75.1
  - Balance after utility bonds paid, 397.38-397.41
  - Bridges and viaducts, general authority, 381.7
  - Bridges, interstate, ch 383
  - Bridges, purchase, 381.19
  - Buildings for use of United States, 397A.3
  - Cemeteries, 369.29
  - Certification by treasurer, 408.5
  - Community centers, 374.1, 407.3(3), 407.11-407.15
  - Contract between city and bondholders, 408.4
  - Contractor, public improvements, 391A.19
  - Coupon bonds, issuance authorized, 408.1
  - Coupons, signature of clerk, 408.3
  - Dock bonds issued, 384.3(11, 12), 394.2
  - Dump grounds, 404.19
  - Electric plants, revenue, 397.10-397.13
  - Electric plants, to pay debt, 397.8(2), 397.35, 397.38, 407.12-407.15
  - Fiduciaries, trust funds investment, 682.23(4)
  - Fire departments equipped, 368.16
  - Flood control, 395.25
  - Flood prevention, 395.9, 395.10
  - Flood protection, 395.1, 395.24, 395.25
  - Funding or refunding bonds
    - Generally, 396.24-396.29, 408.1-408.15
    - Interstate bridge revenue, 383.11
  - Funds used to retire bonds, 76.4
  - Garbage disposal plants, 394.4, 394.5, 407.3(2), 407.14, 592.1
  - Gasworks, revenue bonds, 397.10-397.13
  - Gasworks to pay debt, 397.8(2), 397.35, 397.38, 407.12-407.15
  - Golf courses, 394.1-394.4
  - Heating plants, revenue, 397.10-397.13
  - Heating plants, to pay debt, 397.8(2), 397.35, 397.38, 407.12-407.15
  - Hospital construction, 380.9
  - Hospital property sold to retire, 348.4
  - Improvement bonds, 389.7
  - Indebtedness bonded or refunded, 408.1
  - Indebtedness reported, contract appeals, 23.5
  - Indebtedness voted, bonds to pay, 407.12-407.15
  - Insurance in lieu of bonds, bus licenses, 388.8
  - Interstate bridges, 381.9-383.31
  - Investment by insurance companies, 511.8(2), 512.48, 515.35(2)
  - Issuance procedure
    - General provisions, Const., Iowa, XI, 3; 24.1-24.33, 75.1-76.6*

**CITIES AND TOWNS—Continued**

- Bonds—Continued
  - Issuance procedure—Continued
    - Appeal to comptroller, 23.4-23.15
    - Ballot used at election, form, 407.9
    - Bids approved or rejected, 75.4
    - Bids received for purchase of bonds, 75.3
    - Commission for selling not permitted, 75.6
    - Comptroller's decision on appeal, 23.15
    - Construction of general law, 407.15
    - Election to authorize, 75.1, 407.5, 407.9, 408A.1-408A.9
    - Exchange of bonds permitted, 75.9, 408.7
    - Form of bonds, 408.2
    - Hearing on improvements, 23.2, 23.3, 23.12-23.15
    - Indebtedness limited, Const., Iowa, XI, 3; 407.1, 407.4
    - Interest on bonds limited, 407.13
    - Issuance of bonds by council, 407.12
    - Local budget law, 24.1-24.33
    - Majority of votes required, 407.10
    - Maturity of bonds, 76.1, 407.13
    - Notice of appeal hearing, 23.6
    - Notice of election published, 407.8
    - Notice of sale published, 75.2, 75.4
    - Notice published prior to issuance, 23.2, 23.12
    - Numbering of bonds required, 76.1, 408.3
    - Objections made to public improvements, 23.3
    - Opening of sealed bids of purchasers, 75.3
    - Par value as minimum sale price, 75.5
    - Payment of bonds, 76.2-76.6, 407.14
    - Penalty for violating issuance law, 75.7
    - Petition for election, 407.6
    - Private sale permitted, 75.4
    - Purposes for bonds generally, 23.1, 407.3
    - Questions submitted at election, 407.9
    - Signed by mayor and auditor or clerk, 408.3
    - Sixty percent of votes required, 75.1
    - State comptroller's approval, 23.15
    - Void when issued contrary to law, 23.16
    - Votes required, number, 75.1, 407.10
  - Jitney busses, bond for license, 388.5-388.9
  - Joint city-county buildings, 368.20, 368.21, 368.50-368.53
  - Limitation of action, 408.15, 420.285
  - Limitation without election, 408A.1
  - Manager, 363C.6
  - Maturity of bonds
    - Funds used for payment, 76.4, 76.5, 407.14
    - Place of payment, 76.6
    - Retirement by tax levy, 76.1, 76.3
    - Time of maturity, 76.1, 407.13
  - Mayor, 64.13, 64.19(6)
  - Memorial halls, monuments, 37.3, 37.6, 37.7, 37.20
  - Motor vehicle testing stations, 321.246
  - Municipal court employees, 602.9
  - Municipal officers generally, 64.13
  - Officers bonds, 64.13
  - Officers, paid from general fund, 404.6(7)
  - Park bonds
    - Authority of park board to issue, 370.12
    - Existing bonds not affected by law, 370.27
    - Legalizing act, 593.4
    - Pledge of tax for payment, 370.10
    - Proceeds used for bonds only, 370.10

**CITIES AND TOWNS—Continued****Bonds—Continued****Park bonds—Continued**

- State parks, purchase, limitation, 111.30
- Tax used to pay bonds, 370.6, 370.10

**Parking areas, 390.13, 390.14****Parking facilities, 390.9, 390.10****Passenger busses, bond for license, 388.5–388.9****Payment of bonds, 76.1–76.6, 407.14****Payment of principal and interest from debt service fund, 404.13(2)****Petition for election, 408A.1****Place of payment, 76.6****Planning commission restricted, 373.17****Plats filed, bond required, 409.9, 409.12****Pledge of funds as security, 396.22****Police departments equipped, 368.16****Primary road extension, 396.30****Public bond requirements, 23.12–23.16, 75.1–76.9****Public grounds, improvement bonds, 389.4–389.9****Public improvements, 391A.33****Public utility bonds**

- Electric plants, 397.8(2), 397.10–397.13, 397.35–397.38

**Existing plants condemned, 397.20, 397.23****Garbage disposal plants, 394.4, 394.5****Gasworks, 397.8(2), 397.10–397.13, 397.35, 397.38, 407.12–407.15****Heating plants, 397.8(2), 397.10–397.13, 397.34, 397.38, 407.12–407.15****Indebtedness for city purposes, 407.3****Issuance authorized, 397.8(2), 407.12****Issuance in certain cities, 397.35****Revenue bonds, issue, sale, 23.17, 397.10–397.13****Self-liquidating projects, 394.4, 394.6****Sewage plants, 394.1, 394.4, 394.6, 394.8, 396.22, 396.23****Simmer law, 397.9–397.19****Surplus earnings transferred, 397.38****Trustees of plants bonded, 397.32****Waterworks, 397.8(2), 397.10–397.13, 397.35, 397.38, 407.12–407.15****Waterworks, cities of 50,000, 399.1–399.25****Waterworks, cities over 10,000, 398.3–398.10****Wharves, docks or piers built, 394.2****Purchase of land for state parks, 111.30****Questions submitted to voters, 407.9****Refunding bonds, 396.24–396.29, 408.1–408.15****Registration of bonds by treasurer, 408.5****Resolution passed by council, 408.4****Retirement mandatory, 76.1–76.6****Retirement tax levy, 408.9****Revenue bonds, public utilities, 23.17, 394.1–394.12, 397.10–397.13****Revenue pledged, additional bonds issued, conditions, 23.17****River-front commission, land bought, 372.10–372.12****River-front improvement, tax levy to pay, 372.11, 372.18****Sale of bond, law applicable, 396.14****Sale or exchange, 75.2–75.9, 408.7, 408.8****Seal of city required, 396.11, 408.3****Security bond purchased, 368A.1(13)****Self-liquidating improvements, 394.1–394.9, 397.9–397.19****Separation of street and sewer bonds, 396.8****CITIES AND TOWNS—Continued****Bonds—Continued****Sewer bonds**

- General provisions, authority and procedure, 396.1–396.30*

**Action on bonds, venue, 391.33****Bondholder's rights after tax sale, 391.68****Certificates joint system use, 392.11****Certificates or bonds, resolution, 391.19****Cities of 125,000; 417.68–417.70****Contractor's bond required, 391.28, 391.32, 391.33****Cost bonds, railway assessments, 391.83****Holder's right to tax sale certificate, 391.68****Joint sewers of adjoining cities, 392.11****Legalizing acts, 593.3****Resolution of necessity, 391.18, 391.19****Self-liquidating plants, 394.1–394.9****Sewage treatment plants, 394.1, 394.6, 394.8, 396.22****Special charter cities, 420.278–420.285****Signatures of officers on bonds, 396.11, 408.3****Simmer law, 397.9–397.19****Sinking fund, 404.13(2)****Sinking fund from bridge tolls, 382.5****Special assessment bonds, exception, 76.5****Special charter cities****Levee bond funds kept separate, 420.163****Levee improvement commissioners, 420.162****Limitation on legality action, 420.285****Public utility trustees, 420.301****Sewer bonds, 420.255, 420.278–420.285****Street improvements, 420.255, 420.278, 420.285****Watercourses changed, 420.59****State tax to pay bonds, 444.20****Street and sewer, cities over 125,000; 417.68, 417.69****Streets and alleys**

- General provisions, authority and procedure, 396.1–396.30*

**Action on bonds, venue, 391.33****Additional bonds, increased award, 389.6****Anticipated revenue, trackless trolleys, 417.54****Anticipation of tax, 389.4****Applicability of general bond law, 389.9****Assignment of assessment certificate, 391.68****Authority of council to issue, 389.7****Bondholder's rights after tax sale, 391.68****Cities of 125,000; 417.68–417.70****Contractor's bond required, 391.28, 391.32, 391.33****Cost bonds on railway actions, 391.83****General authority, 408.17****Legalizing acts, 593.3****Repair bonds, 389.4, 389.7–389.9****Resolution of necessity, bond included, 391.19****Special charter cities, 420.255, 420.278–420.285****Waiver of objections to assessments, 391.59****Swimming pools, 394.1, 394.4, 407.3(4)–407.15****Tax collector, 340.2(6)****Tax exemption, 427.1(5)****Tax limitation, basis, 76.3****Tax to pay, 76.3, 408.9****Tax to pay, when levied by state, 444.20****Testing stations, payable from earnings, 321.246****Treasurer, 380.4**

**CITIES AND TOWNS—Continued****Bonds—Continued**

- Voting machines purchased, 52.3
- Waterworks, personnel, 398.8, 398.9, 399.16
- Waterworks, revenue bonds, 397.10-397.13
- Waterworks, to pay debt, 397.8(2), 397.35, 397.38, 407.12-407.15

Bone factories, power to regulate, 368.5

**Boundaries**

- Airports, in or out of city limits, 330.2, 330.5
- Annexing of city, land tax liens, 362.23
- Annexing or severance of territory, 362.26-362.33
- Change by court when incorporated, 362.4
- Consolidation of cities, 362.19-362.21
- Flood protection in or out of city, 395.2
- Incorporation election notice, 362.5
- Park board jurisdiction, 370.20
- Petition for incorporation, 362.1
- Public utility plants, in or out of limits, 397.1
- Self-liquidating improvements, 394.1, 394.2
- Severance of territory, 362.32, 362.33
- Street railways within city limits, 402.1
- Township in city divided, procedure, 359.5-359.9
- Township lines changed to conform with, 359.3
- Waterworks, distance from city limited, 399.1
- Zoning districts, 414.1-415.3

Bowling alleys, regulation, license, 368.8(2)

Bridge commission, 383.14-383.16

**Bridges**

- Expenses paid from street fund, 404.7(8)
- Interstate, 381.9-383.31
- Interstate, expenses paid from street fund, 404.7(8, 9)
- Local, 381.1-381.20
- Repairs by street railway companies, commission cities, 363B.23

Budgets, 24.1-24.33

Building code, 368.9

Building lines established, 368.10

Buildings and grounds exempt, 627.18

**Buildings, department of**

*General provisions applicable to city and town officers, see subhead Officers below*

- Aid by department of health, 135.11(9)
- Building permits granted, 413.100
- Definition of terms in housing law, 413.3(20)
- Enforcement in cities over 100,000; 413.104
- Enforcement of housing law, 413.121, 413.122
- Entry and survey of buildings, 413.124
- Fire powers supervised, 413.36(3)
- Health officer, approval of buildings filed, 413.100
- Inspection of buildings, 413.123, 413.124
- Plans approved, 413.100
- Powers limited by housing law, 413.9
- Superintendent of buildings, 413.3(20)

Buildings for use of United States, 397A.1-397A.4

**Buildings, municipal**

- Acquired and maintained, 368.18
- Armories, 385.1-385.6
- Art galleries, 379.1-379.15
- Bathhouses, 372.15, 404.11(6)
- Boathouses, river-front commission, power, 372.15

**CITIES AND TOWNS—Continued****Buildings, municipal—Continued**

- Buildings in parks, 370.31
  - City halls, 370.31, 372.8, 407.1-407.15
  - City halls, authority to build, 372.8
  - Civil service commission, rooms furnished, 365.5
  - Coliseum
    - Memorial building used, 37.18(3)
    - River-front commission, build, equip, 372.8
  - Comfort stations, 376.1-376.4
  - Community centers, 374.1-374.5, 407.1-407.15
  - Defacing, penalty, 714.3
  - Disposal after discontinuance of city, 362.14
  - Docks, *see subhead Docks and Wharves below*
  - Doors to open outward, 103.8
  - Electric plants, 397.1-397.43
  - Exempt from execution, 627.18
  - Expense of purchasing, constructing, maintaining from general fund, 404.6(2, 3)
  - Expense paid from public safety fund, 404.8(3)
  - Fire escapes, 103.1-103.17
  - Fire stations, authority to build, 372.8
  - Garbage disposal plants, 394.4-394.9
  - Gas plants, 397.1-397.43
  - Golf courses, 394.1-394.9
  - Heating plants, 397.1-397.43
  - Hospitals, 380.7-380.11, 407.3-407.15
  - Inspection by health officers, 137.10
  - Jails, 356.3-356.25
  - Joint city and county buildings, 368.19-368.23, 368.50-368.53
  - Labor of prisoners in jail, 356.17
  - Libraries, 378.1-378.18
  - Lighting, authority of city, 389.16
  - Light plants, 397.1-397.43
  - Markets, 389.1, 389.16, 389.20, 389.21, 389.31, 389.37
  - Memorial buildings and monuments, 37.1-37.27
  - Permits, plan commission advice, 373.10, 373.11
  - Planning commission, 373.10-373.13
  - Police matrons, accommodations, 368A.19
  - Police stations, 368.15, 407.3(5)
  - Recreation building, 377.1
  - River-front commission, 372.8
  - Sewage plants, 391.12, 391.13, 393.1-394.9
  - Taxation exemptions, 427.1(2, 4, 8)
  - United States to use, 397A.1-397A.4
  - Waterworks plants, 397.1-401.13
  - Wharves, *see subhead Docks and Wharves below*
  - Zoning law, 414.1-414.22
- Buildings, privately owned**
- Building lines, 366.12-366.15
  - Building lines established, 368.10
  - Building lines ordinance certified, 366.12
  - Building permits, 413.98-413.104, 415.2
  - Dangerous buildings removed, 368.9
  - Housing law, 413.1-413.125
  - Inspection, 368.9
  - Numbered, 368.9
  - Public, doors to open outward, 103.8
  - Regulated, 368.9
  - Restricted district ordinance certified, 366.12
  - Restricted residence districts, 414.22-415.3
  - Sewers and drains, compulsory installation, 368.26
  - Zoning law, 414.1-414.22

**CITIES AND TOWNS—Continued**

Burials regulated, 368.28  
 Business districts, detour route markings, 313.43-313.45  
 Busses regulated, 388.1-388.12  
 Cab stands regulated, 389.39  
 Campaign contributions by employees, 365.29, 365.30  
 Candidates filing for office, 363.11-363.16  
 Casual employees, no civil service, 365.6  
 Catastrophe, planning assistance from state, 28.10  
 Cemeteries, allocation of funds, 404.10(1, 2)  
 Cemeteries established, regulated, 368.28  
 Cemeteries, management, tax, 566.14-566.18  
 Cemetery bonds, 368.29  
 Census population determined by record, 26.6  
 Census returns, 26.2, 26.6  
 Certificates, street and sewer, 396.1-396.5, 396.15-396.20  
 Certificates, waterworks, cities over 50,000, 399.10-399.12  
 Certification, taxes and assessments, 404.3  
 Cesspools, housing law, 413.33, 413.86  
 Change in form of government, 363.31-363.38  
 Change in population, commission cities, 363B.3  
 Change of class, loss of population, 363.5, 363.6  
 Change of grade in streets, 389.20-389.25  
 Change of name, election, record, 362.34-362.37  
 Changing names of streets, legalized, 592.7  
 Charter cities, special, ch 420  
 Chattel loans regulated and licensed, 368.6(3)  
 Chemical factories, power to regulate, 368.5(1)  
 Child labor, provisions, 92.11-92.13  
 Child prisoners, police matron in charge, 368A.19  
 Cigarettes, revocation of permit, 98.22  
 Circuses, regulation, license, 368.8(3)  
 Cities, assessor law, 441.1-441.56  
 Cities under special charter, ch 420  
 City clerk, commissioner on permanent registration, 48.1  
 "City" defined, 363.4  
 City halls  
   *General provisions, see subhead Buildings, Municipal above*  
   Bonds to pay debt, 407.12-407.15  
   Construction authorized, 370.31, 372.8  
   Indebtedness authorized, 407.1-407.10  
   Located on park grounds, 370.31  
   Remodeling, indebtedness, bonds, 407.3(5), 407.12, 407.13  
   River-front improvement commission, 372.8  
   Sites acquired, 407.3(5)  
 City manager, ch 363C and 363D  
 Civil service, general provisions, 365.1-365.31  
 Claims  
   *See also subhead Actions Brought or Defended above*  
   Damage by bridge construction, 383.20  
   Due, bank reorganization, consent, 528.36-528.40  
   Notice to persons liable over, 363C.16, 420.46  
   Personal injury notice, 420.44-420.46, 614.1  
   Settlement, after city consolidation, 362.23-362.25  
   Settlement, discontinuance, 362.13, 362.14, 362.23-362.25  
   State against cities, procedure, 25.6  
   Unliquidated, charter cities, 420.44-420.46

**CITIES AND TOWNS—Continued**

Clairvoyants regulated, 368.8(1)  
 Classification of cities and towns  
   Change reported to executive council, 19.6(2)  
   Determined by population, 363.4, 363.5  
 Clerk  
   *General provisions applicable to city and town officers, see subhead Officers below*  
   Absent voters, duties, 53.1-53.36  
   Annual reports, 368A.9-368A.13  
   Appeal on city contract, service on clerk, 23.4  
   Appointed by council, 368A.1(7)  
   Assessment clerk, 417.3  
   Assessments certified, to county auditor, 368.4  
   Board of health clerk, 137.3  
   Bonds of city attested, 408.3  
   Bonds of city officers, clerk's custody, 64.23  
   Bonds recorded in official bond record, 64.24  
   Carriers, notice of special assessment, 391.54  
   Certifies taxes and assessments, 404.3  
   Civil service commission duties, 365.4  
   Civil service, employee as commission clerk, 365.4  
   Civil service not applicable, 365.6  
   Duty failure, absent voters' law, 53.36  
 Election duties  
   Absent voters, duties, 53.1-53.36  
   Adding vacancy nominees to ballot, 49.58-49.62  
   Ballots prepared, franchise election, 386.6  
   Ballots printed, 49.53, 362.11  
   Bridge election result certified, 381.12  
   Candidates on one ballot, exception, 49.30  
   Canvass of votes, 50.20-50.22  
   Certificate of registration preserved, 47.35  
   Consolidation of cities, election record, 362.20  
   Control printing of ballots, 49.53  
   Destruction of ballots, 50.13-50.15  
   Distribution of ballots to precincts, 49.64  
   Hearing of objections, nonparty nominees, 44.8  
   Instructions to voters, print, distribute, 49.69, 49.70  
   Pasters for ballots furnished, 49.61  
   Poll book preserved, 47.41, 50.18, 50.19, 53.30  
   Polling place furnished, 49.21, 49.22  
   Preserve ballots six months, 50.9, 50.12  
   Primary elections, 363.24, 363.25  
   Receive and file election books, 50.18, 50.19  
   Record of number of ballots, 50.10  
   Registration of voters, permanent, 48.1-48.25  
   Registration papers preserved, 47.42  
   Registration records, 47.22, 47.29, 47.35, 47.41, 47.42, 53.30  
   Registry books to election registers, 47.13  
   Street railway franchise ballots, 486.6  
   Township ticket, separate ballots, 49.30  
   Unused ballots returned, 50.10  
   Vacancy on ballot filled, pasters furnished, 49.61  
   Voting booths preserved, 49.25(7)  
   Voting instructions for judges, 49.69, 49.70  
   Voting machines examined and tested, 52.9  
   Withdrawal of nonparty nominations, 44.9  
 Employee as civil service clerk, 365.4  
 Engineering examiners report received free, 114.10

**CITIES AND TOWNS—Continued****Clerk—Continued**

Franchise election duties, 386.6  
 General duties, 368A.3  
 Health board, local, clerk, 137.3  
 Jury commission, municipal court, 602.33-602.36  
 License applications filed, busses, 388.10  
 Municipal court clerk, 602.10, 602.11  
 Name of street change certified, 409.17  
 Oaths, power to administer, 78.2(4)  
 Ordinances, passage over veto certified, 366.5  
 Ordinances recorded and published, 366.6, 366.7  
 Ordinances restricted districts certified to county recorder, 366.12  
 Original notice, service on clerk, R.C.P. 56(h)  
 Park board, notice of meeting, 371.7  
 Plat for street improvements filed, 391.20  
 Plats filed, approval certified, 409.7, 558.65  
 Police court clerk, 78.1(3), 666.6  
 Publication of ordinances, 366.6-366.7

**Records kept**

Arbitration board, decision filed, 90.11  
 Bonds of city officers, 64.24, 398.8, 399.16  
 Civil engineer's list filed, 114.10  
 Election records, *see Election Duties above*  
 Firemen, certificates of service, 102.2  
 Name of city changed, 362.36  
 Objections filed against bond issues, 23.13  
 Officers removed, appointments, 66.19  
 Ordinances passed, 366.5, 366.6  
 Public utility election, 397.19  
 Removal of city officers, reasons filed, 363.40  
 Street and sewer bonds issued, 396.12  
 Waterworks trustees, reports filed, 398.10  
 Removal from office, reasons filed, 363.40  
 Removal or suspension orders, duty to enter, 66.19  
 Reports filed with clerk, enforcement, 363.52, 363.55

**Reports made**

Change of name of city, 362.36  
 Cigarette permits certified to state, 98.13(2)  
 Firemen exempt from poll tax, 102.3  
 Ordinances certified to county recorder, 366.12  
 Territory annexed or severed, 362.33

Resignation, how made, 69.4(5)

Service of original notice on clerk, R.C.P. 56(h)

**Special charter cities**

Applicability of terms, 420.43  
 Bonds, streets and sewers, signed, 420.280, 420.281  
 Claims filed, limitation of action, 420.44, 420.45  
 Deed and tax statutes applicable, 420.246  
 Health board clerk, 420.169, 420.170, 420.178, 420.186  
 Health regulations, attested, 420.178  
 Notice published, street or sewer work, 420.266  
 Plats for streets or sewers filed, 420.265  
 Redemption statutes applicable, 420.240, 420.245  
 Tax and deed statutes applicable, 420.246  
 Tax levies certified, streets, sewers, 420.271, 420.274, 420.275  
 Tax lists prepared, 420.230  
 Tax sale, bids on behalf of city, 420.226  
 Street and sewer bonds, duties, 396.11, 396.12

**CITIES AND TOWNS—Continued****Clerk—Continued**

Street and sewer construction records certified, 391.34  
 Street name change filed, 409.17  
 Superior court abolished, records deposited, 603.59  
 Superior court clerk, 603.22  
 Superior court jury list received, 603.31  
 Taxation duties, street assessment appeals, 391.89  
 Township, city covers, city clerk acts, 359.25  
 Transcript of records, fees, 622.62  
 Clubs, drinking hours limited, 124.31  
 Coaches regulated and licensed, 389.39  
 Coal from Iowa to be used, 73.6-73.9  
 Code and session law purchased, 16.21  
 Coliseums  
 Memorial building used, 37.18(3)  
 River-front commission, build and equip, 372.8  
 Combustible materials, 368.11  
 Comfort stations  
*General provisions*, 376.1-376.4  
 Expenses paid from sanitation fund, 404.9(4)  
 Memorial building, 37.18  
 Commission plan cities  
*General provisions*, 363B.1-363B.24  
 Applicable law, 368.1, 368.40  
 Auditorium trustee, 374A.1-374A.6  
 Civil service, fire and police chief removals reported, 365.19  
 Commissioners, bond not required, 64.1(6)  
 Commissioners, civil service, not applicable, 365.6  
 Community center board, 374.3, 374.4  
 Development department, 364.1  
 Dock commission, 384.2-384.4  
 Election for incorporation of town, 362.5, 362.6  
 Firemen's and policemen's pension trustees, 410.2-411.11  
 General welfare department, 364.1  
 Health commissioner, 137.1-137.4  
 Hospital trustees, 380.1-380.6  
 Jury commission, municipal court, 602.33  
 Library trustees, 378.3-378.18  
 Mayor as member, 37.15, 137.1, 410.17  
 Park commission, 370.1-370.31  
 Planning commission, 373.1-373.13  
 Playground commission, 377.2-377.5  
 Public safety commissioner, 413.3(20)  
 Public utility trustees, certain cities, 397.26-397.35  
 River-front commission, 372.1-372.18  
 Special charter cities  
 Levee improvement commission, 420.160-420.167  
 Public utility trustees, 420.297-420.304  
 Waterworks trustees, 397.29-397.34  
 Commissions and boards  
*General provisions applicable to city and town officers, see subhead Officers below*  
 Advisory committee, streets and sewers, 417.1  
 Art trustees, 379.2-379.15  
 Board of review, 441.31-441.36  
 Bridge commission, 383.14-383.29  
 Building department, *see subhead above*  
 Cemetery fund trustees, 566.14-566.16

**CITIES AND TOWNS—Continued**  
**Commissions and boards—Continued**  
 City plan commission, 373.1-373.13  
 Civil service commission, 365.1-365.5  
 Comfort station commission, 376.3, 376.4  
 Commons, supervision by cities, 389.12  
**Community centers**  
 Allocation of funds, 404.11(1), (2)  
 Bonds issued to establish, 407.3(3), 407.11-407.15  
 Bonds to pay debt, 407.12-407.15  
 Cities of 50,000, 374.1-374.5  
 Indebtedness authorized, 407.1-407.11  
 Memorial hall used, 37.18(3)  
 Resubmission after adverse election, 407.11  
 Community house in memorial hall, 37.18(3)  
 Competition, fair, service trades, 369.1-369.5  
 Compromise of car driver damage, 321.495  
 Condemnation proceedings, *see subhead Eminent Domain*  
 Conduits, flood protection, 395.1  
 Consolidation of cities and towns, 362.19-362.25  
 Construction with federal aid, 368.47  
**Contracts**  
*General provisions, see CONTRACTS, subhead Public Contracts*  
 Art galleries rented from institutions, 379.10  
 Auditorium trustees, 374A.6(11)  
 Bond of contractor, 573.2, 573.26  
 Bridges, contract for use, 381.16  
 Coal, Iowa, purchase required, 73.6-73.9  
 Construction work, objection appeal, 23.1-23.11  
 Dock construction, 384.3(9)  
 Engineer to supervise streets and sewers, 391.52  
 False statement clause, included by statute, 553.23  
 Fire protection, board of education, 262.33  
 Flood protection, bids let, 395.6-395.10  
 Franchises, 397.2, *see subhead Franchises below*  
 Free competition provision, 543.23  
 Grade crossing elimination, 387.17  
 Group insurance, waterworks, contract with carrier, 400.9  
 Interstate bridge purchased, 382.2  
 Joint city-county buildings, 368.19-368.23  
 Joint holdings of property, city and county, 368.19-368.23  
 Labor and material on public improvements, 573.1-573.27  
 Libraries, contracts for use, 378.11  
 Library contracts legalized, 592.6  
 Officers not to have interest, 368A.22  
 Park board, previous contracts carried out, 370.27  
 Payment before work completed, 573.27  
 Performance after discontinuance of city, 362.14  
 Planning commission, 373.17  
 Power to contract conferred, 368.2  
 Preference for Iowa contracts, 73.1-73.6  
 Public improvement, 391A.15-391A.19, 391A.22, 391A.23  
 Public utility plants purchased, 397.14-397.18  
 Railroad bridge, contract for use, 381.16  
 River-front commission, interest barred, 372.16  
 State institutions, fire protection, 218.5  
 Street and sewers, cities over 125,000, 417.50-417.52, 417.55, 417.56  
 Street improvement, sewers, 391.28-391.34

**CITIES AND TOWNS—Continued**  
**Contracts—Continued**  
 Utility products purchased, 397.4  
 Watermains extended, 401.5-401.7  
 Waterworks, built or purchased, 398.6, 398.7  
 Contracts, public, preference for Iowa products and labor, 73.1, 73.3, 73.6  
 Controlled access highways, 306A.1-306A.9  
 Convents, housing law, 413.3(3)  
 Conveyance, right to receive, 569.1  
 Conveyances for hire regulated, 389.39  
 Convicts, labor earnings to city, 356.20  
 Corporate powers, how acquired, 362.1-362.10  
 Corporate powers terminated, 362.11-362.18  
 Corporation counsel, *see subhead Attorney above*  
**Council**  
 Accountant for waterworks audit appointed, 399.19  
 Action to annul void plat, 409.16  
 Airport commission, duties, 330.17-330.24  
 Airport realty sale, 330.12  
 Annexation proceedings, duties, 362.19, 362.26-362.31  
**Appointments and removal**  
 Art gallery trustees, 379.2, 379.8  
 Dock commissioner, 384.2  
 Library trustees, 378.3-378.7  
 Manager, 363C.3, 363D.2  
 Park commissioners, 370.1  
 Playground commission, 377.2  
 Waterworks trustees in certain cities, 399.14  
**Appropriations**  
 Plan commission funds, 373.14  
 River-front improvement aid, 372.12  
 Approval of auditor's plats required, 409.31  
 Approval of depositories, 453.1, 453.2  
 Art gallery appropriation made, 379.13  
 Art gallery trustees approved, 379.2, 379.8  
 Assessment values accepted, 417.6  
 Audit of waterworks trustees, 398.10  
 Auditorium trustees, appointment, 374A.2-374A.4  
 Band tax levied when voted, 375.4  
 Beer permits, 124.1-124.38  
 Billiard halls, minimum age of patrons fixed, 726.9  
 Board of health duties, 137.1-137.19  
 Bond proposals, election, 408A.1-408A.9  
 Bonds issued, resolution, 407.12, 408.4  
 Bonds not required of members, 64.1  
**Bonds of officers**  
 Deputies, amount, 64.15  
 Set and approved, 64.13-64.20  
 Bonds, street and sewer, duties, 396.1-396.29  
 Bridge, boundary rivers, gift, approval, 313.34  
 Bridges, city and county, duties, 381.1-381.20  
 Bridge tolls and charges fixed, 381.16, 381.19  
 Buildings acquired and maintained, 368.18  
 Cemeteries, joint board, 359.36  
 Change of name, duties, 362.34-362.37  
 Cigarette permits issued, 98.13(2)  
**Civil service duties**  
 Appointments approved, 365.15  
 Civil service commission approved, 365.1  
 Definition of "commission", 365.3  
 Exercise of commission duties, 365.3  
 Oaths taken, subpoenas issued, 365.24

**CITIES AND TOWNS—Continued****Council—Continued****Civil service duties—Continued**

- Reports received of employees discharged, 365.19
- Supplies and rooms furnished, 365.5
- Code and session laws purchased, 16.21
- Commission government, 363B.1–363B.8
- Community centers, duties and powers, 374.1–374.5
- Compensation, 363.39
- Compulsory attendance of members, 368A.1(5)
- Consolidation with another city, duties, 362.19–362.25
- Councilmen ineligible for certain offices, 368A.21
- County trunk roads, approval, 314.5
- Department of publicity control, 364.1
- Depositories of funds approved, 453.1, 453.2
- Dock commissioners appointed, removed, 384.2
- Dock department created, election, 384.1
- Docks and wharves, duties, 384.1–384.4
- Dragging roads, duty, 389.13
- Drainage districts, control, 459.12
- Elected at large or by wards, 363.27, 363A.2
- Election, 362.7
- Election board, select members, 49.12, 49.15, 49.16
- Election duties, 43.113, 49.3–49.16, 363.8
- Executive functions forbidden, 363.3
- Fair competition, jurisdiction, 369.1, 369.5
- Flood protection duties, ch 395
- Franchise election, utilities, duties, 386.3
- Franchise powers, *see subhead Franchises below*
- Group insurance, 365A.1–365A.10
- Health board, members of, 137.1
- Hospital appropriation, 380.8
- Interest in contracts prohibited, 368A.22
- Interstate bridge duties, 382.1–382.6
- Journal, 368A.1(4)
- Journal kept, 363.36(4)
- Lease of city property, 368.35
- Legalizing acts, 592.5–592.7
- Legislative powers, council to exercise, 363.3
- Library, donation funds, applied, 378.2
- Library trustees, approval, 378.3–378.7
- Licenses issued, 368.6, 368.8
- Licenses, jitneys or busses, 388.11
- Majority vote required, 366.4
- Management of drainage districts, 459.12
- Manager appointed, 363C.3, 363D.2
- Manager, councilmen ineligible for office, 363C.10
- Manager plan cities, 363C.1–363C.5
- Manager provided by ordinance, 363D.1–363D.4
- Meetings, 368A.1
- Member as mayor pro tem, 368A.2
- Members on health board, 137.1
- Memorial halls or monuments, duties, 37.1–37.20
- Mississippi bridge purchase approval, 313.6(4)
- Motor vehicle carriers, 325.27
- Motor vehicle law, 321.236–321.250
- Name changed, railway station, 477.58–477.60
- Name of city changed, duties, 362.34–362.37
- Names on primary ballot, 43.116
- Number, 363A.2, 363B.1–363B.3, 363C.1
- Nurses, public health, employed by, 143.1–143.3
- Officers removed, 66.1–66.30, 363.40
- Ordinances, 366.1–366.15

**CITIES AND TOWNS—Continued****Council—Continued**

- Overriding veto, 366.5
- Park board, councilman a member, 371.3
- Park commissioners, appointment, 370.1
- Parking facilities established, 390.1–390.13
- Park land sales approved, 370.12
- Parks, state, maintenance, 111.27
- Personal service trades ordinance, 369.1–369.5
- Plan by commission, adoption, 373.19, 373.20
- Plan commission, establishment, 373.1
- Plan commission expenses approved, 373.4
- Plan commission, plans submitted, 373.9
- Plans, commission advice, 373.10–373.20
- Plats, approval of council, 409.7, 409.14, 558.65
- Plats of subdivisions, duties, 409.4, 409.20
- Playground commission appointed, 377.2
- Playgrounds, city, duties, 377.1–377.5
- Police judge, election provided for, 367.11
- Police or fire department reduced, 365.28
- Pollution of water, petition, 135.18–135.29
- Pool halls, minors, minimum age, 726.9
- Powers and duties generally, 368A.1
- Precincts, voting, changing, 49.5
- Presiding officer, 368A.2(6, 7)
- Primary road extension, resolution, 391.72–391.74
- Primary road extensions approved, 313.21–313.23
- Prison goods price list received, 246.21
- Proceedings published, 366.11–366.15, 618.1
- Public fund depositories approved, 453.1–453.2
- Publicity superintendent appointment approved, 364.1
- Public utilities, 397.8–397.20
- Quorum, 368A.1(2)
- Railroad complaints, 474.22
- Records kept by clerk, 368A.3
- Registers of voters appointed, 47.2
- Removal from office, charges and hearing required, 66.29, 66.30
- Reports received
  - Art trustees, annual report, 379.15
  - Comfort station, commission report, 376.4
  - Library trustees, report, 378.18
  - Park board, annual report, 371.8
  - Waterworks board of trustees, 398.10, 398.11
- Resignations, how made, 69.4(5)
- Resolution ordering work, streets and sewers, 417.49
- Resolutions adopted, vote required, 366.4
- Retirement system, utility employees, duties, 412.1–412.5
- Safety instruction for police, 80.12
- Salaries, 363.39
- Salaries, commission government, 363B.9, 363B.10
- Salaries, manager government, 363C.2
- Salaries of officers and employees fixed, 363A.4
- Salary of manager fixed, 363C.9
- Severance of territory, duties, 362.32, 362.33
- Sewer rentals, duties, 393.1–393.9
- Sewers, construction duties, 391.18–391.28
- Special charter cities
  - Assessment for waterways, 420.61
  - Board of health, 420.168–420.189
  - Claim presented to council, 420.45
  - Compensation of aldermen, 420.14
  - Health ordinance powers, 420.187–420.189



**CITIES AND TOWNS—Continued****Council—Continued****Special charter cities—Continued**

- Interpretation of statutes, 420.43
- Report of fees to council, 420.16
- Streets and sewers, 420.250–420.285
- Taxable value of property determined, 420.204
- Terms defined and applied, 420.43

- State parks, maintenance arrangement, 111.27
- Superintendents of departments, commission cities, 363B.5

- Supplies, state, mandatory purchase, 246.21–246.23

- Tax exemptions approved, 427.8, 427.9

- Tenure of office, 362.10

- Term of office, 363.9, 363.10

- Through traffic, stop signs, authority, 321.347

- Tie vote, 368A.2(6)

- Township cemetery, joint board, 359.36

- Township, city covers, council acts, 359.25

- Troops requested to suppress civil disorder, 29.8

- Vacancies, 368A.1(8)

- Vacancies on council filled, 368A.1(8)

- Viaducts and underpasses, duties, 387.1–387.17

- Voting machines, may purchase, 52.2, 52.3, 52.9

- Water districts, facilities used, consent, 357.27

- Water districts wholly within city, 357.1, 357.12

- Waterworks audit, accountants appointed, 399.19

- Waterworks, municipal, 397.6–398.7

- Waterworks notified of paving projects, 391A.20

- Waterworks trustees appointed, 399.14

- Zoning law duties, 414.1–415.3

**Councilmen**

- Bonds not required of councilmen, 64.1(6)

- Resignations, made to mayor or clerk, 69.4

- County bridges, city aid, 381.1, 381.9–381.15

- County jail used, 368.15

- County seats relocated, 353.1–353.16

- Courtrooms provided for district court, 604.11

**Courts**

- Mayor's court, 367.1–367.15

- Municipal court, 602.1–602.56

- Municipal court expenses, 404.8(4)

- Police court, 367.1–367.15

- Superior court, 603.1–603.64

**Crematories**

- Established, regulated, 368.28

- Tax exemption on property, 427.1(3)

- Cultural and scientific facilities provided, 379B.1–379B.3

- Culverts, thirty-six inches or less, city duty, 309.3

- Curb pumps, gasoline, regulation, 368.8(6)

- Dairy products, regulated and inspected, 368.25

- Dairy products, sanitary control, 192.12, 192.13

- Damages by emergency vehicles, 321.495–321.497

- Damages to private property paid from street fund, 404.7(7, 10)

- Dams constructed, 372.9

- Dams, indebtedness permitted, 407.3(8)

- Dams, power to build, condemn, 469.31

- Dance pavilions, allocation of funds, 404.11(6)

- Dancing, power to regulate and license, 368.8(1)

- Debt limit, constitutional, Const., Iowa, XI, 3

- Debts of city, *see subhead Indebtedness below*

**CITIES AND TOWNS—Continued**

- Dedication, 389.2, 409.12, 409.13, 409.25, 409.26, 409.46, 409.47

- Deeds and leases executed, 569.7

- Defined as bodies politic and corporate, 368.2

- Definitions, 4.1(16)

- Defunct corporations, automatic discontinuance, 362.18

- Delegates to league of municipalities, 363.41, 363.42
- Department of publicity, development and general welfare, 364.1–364.4

- Departments, commission cities, 363B.4

- Departments in general, *see subhead Commissions and Boards above*

**Des Moines**

- Hospital service, with county, 348.1–348.5

- Permanent registration of voters, 48.1–48.25

- Sewers to prevent pollution of streams, 368.43–368.46

- Storm sewers, 417.73

- Street improvements and sewers, 417.1–417.72

- Street railway, 434.15

- Trackless trolleys, fees and taxes, 417.54

- Waterworks employees group insurance, 400.1–400.12

- Detention houses, police matron to visit, 368A.19

- Development, 364.1–364.4

- Development, department, 364.1–364.4

- Disability pensions, police and fire departments, chs 410, 411

**Discontinuance**

- Defunct corporations automatically discontinued, 362.18

- Procedure, generally, 362.11–362.18

- Road use tax fund allocation discontinued, 312.3

- Severance of territory, 362.32–362.33

- Disorderly conduct, power to punish, 368.7(7)

- Districts, motor vehicle traffic defined, 321.1(57–61)

- Disturbances, power to suppress, 368.7(7)

**Docks and wharves**

- Allocation of funds, 404.10(11)

- Bonds and funds, 384.3(10–13), 394.10

- Charges established by council, 394.9

- Commissioners, 384.2

- Condemnation or purchase of land, 394.10

- Construction by federal funds, 394.2–394.9

- Crop pest act applies, 267.1–267.22

- Department of public docks, 384.1–384.4

- Dock commission, 384.2–384.4

- Election to build, 394.2

- Election to create dock department, 384.1

- Establishment, 372.15, 389.1, 394.2

- Grading, use of funds, 389.20, 389.21, 394.10

- Improvement by city, 389.1

- Improvements, self-liquidating, 394.1–394.9

- Insects and plant diseases, 267.1–267.22

**Landing places**

- Establishment, improvement, 389.1

- Grading, uniformity, 389.20, 389.21

- River-front controlled by commission, 372.15

- Sidewalks provided, 389.31, 389.37

- Special charter cities, 420.166

- Supervision by city, 389.12

- Lighting, authority of city, 389.16

- Operation, 384.3(1)

**CITIES AND TOWNS—Continued**

- Docks and wharves—Continued
  - Railroad spur tracks, requirements, 481.1–481.8
  - Revenue bonds, earnings pledged, 394.6–394.9
  - River-front commission, establishment, 372.15
  - Self-liquidating projects, 394.1–394.9
  - Sidewalks, 389.31
  - Special charter cities
    - Ferries, landing places, 420.166
    - State regulation, 384.4
    - Supervision by city, 394.3
    - Violations of regulations, penalty, 384.3(5)
  - Wharfmaster duties prescribed by ordinance, 363.33
- Docks established, regulated, 368.27
- Doctors, itinerant, regulation, 368.6(3)
- Dogs
  - Licenses, 351.24, 368.8(4)
  - Running at large, disposal, 368.7(5), 368.8(4)
- Dollar stores, sales, regulations, 368.7(6)
- Dragging of roads, council's duty, 389.13
- Drainage
  - Cities over 100,000, 368.43–368.46
  - Compulsory connection with system, 368.26
  - Construction and financing, 391A.1–391A.40
  - Systems established, regulated, 368.26(1)
- Drainage districts, 459.1–459.12
- Draymen regulated and licensed, stands, 389.39, 427.1(17)
- Driving vehicles and livestock regulated, 389.40
- Drug dens prohibited, 368.7(9)
- Dump ground purchase, bonds issued, 404.18
- Dump grounds
  - City regulation, 368.7(3)
  - Purchase, 404.9(3)
  - Special charter city regulations, 420.175, 420.176
- Dutch elm disease control, 368.3
- Dwellings, 413.1–413.125
- Eating houses regulated, licensed, 368.6(1)
- Election officials, civil service not applicable, 365.6
- Elections
  - General provisions*, 363.8–363.28, 363.33
  - Auditor, election duties, 43.113
  - Ballots
    - Names not printed on ballots, 43.116
    - Printing, control by clerk, 49.53
    - Signers required for printing name, 43.115
  - Canvass of votes, procedure, 50.20–50.22
  - Caucus for nominations, 44.1–44.17
  - Certificates of elections signed, 50.21
  - Change in form of government, 363.31–363.38
  - Civil service abolished, 365.3
  - Conducting elections, 49.1–49.122
  - Contests, 363.22
  - Convention nominations, 44.1
  - Council, elected at large or by words, 363.27
  - Council, election duties, 43.113, 49.16
  - Definition of city elections, 49.2(2)
  - Department of publicity, development, and general welfare, 364.3
  - Docks and wharves, when necessary, 394.2
  - Double election board, when law applies, 51.15
  - Election board appointed, 49.12, 49.15, 49.16
  - Election board, qualifications, 49.12
  - Election, first after incorporation, 362.7–362.10

**CITIES AND TOWNS—Continued**

- Elections—Continued
  - Expense, paid by city and county, 49.118
  - Expenses paid by city, 43.118, 49.118
  - Expenses paid from general fund, 404.6(6)
  - Franchise elections
    - Electric utilities, 386.3–386.7, 397.5–397.7
    - Gas plants, 397.5–397.7
    - Heating plants, 397.5–397.7
    - Motor bus lines, 386.2–386.7
    - Waterworks, 397.5–397.7, 398.6(1), 398.7
  - Indebtedness, election required, 407.5
  - Joint city-county bonds, 368.20, 368.21
  - Judges and clerks, 49.13, 49.16
  - Library elections legalized, 592.6
  - Majorities required in utility elections, 407.10
  - Mayor elected at large, exception, 363.27
  - New cities and towns, first election, 362.7–362.10
  - Nomination procedure, 363.1–363.10
  - Nominations by nonparty political organizations, 44.1–44.17
  - Nominations by petition, 45.1–45.4
  - Notice to candidates of election, 50.22
  - Party committees, police at polls, 49.114
  - Penalties for violations, 49.119–49.122
  - Permanent registration of voters, cities over 125,000, 48.1–48.25
  - Police at polls, 49.114, 49.117
  - Police, special, disorders, arrest, 49.105, 49.106
  - Poll and registration book to city clerk, 50.18
  - Polling places provided, 49.22
  - Precinct consolidation, 47.4–47.6, 47.15
  - Precincts combined or changed, 49.6–49.8
  - Precincts fixed by council, 49.3(3), 49.5
  - Preserving order, special police, 49.116
  - Primary elections
    - Ballots, names arranged, 43.28
    - Duties of city officers, 43.113
    - Municipal court judges, officers, 602.12
    - Nominations, special charter cities, 43.112
    - Plurality for nomination, 43.117
    - Procedure, 363.16–363.25
    - Special charter cities, 43.112–43.118
    - Time for holding primaries, special charter cities, 43.114
  - Printing, clerk to have charge, 49.53
  - Public utilities, majority required, 407.10
  - Questions submitted to voters
    - Airport bonds, 330.7
    - Airport commission, 330.17–330.19
    - Annexation, notice, record, 362.19–362.21, 362.26, 362.27
    - Auditorium improvement bonds, 407.16
    - Band fund, revocation of authority, 375.5
    - Band fund, tax levy, 375.1–375.5
    - Bonds generally, 407.1–408A.9
    - Bridge, county, aid in construction, 381.10
    - Bridges, tax, annexed cities, 381.20
    - Bridges, tax for purchase, 381.17, 381.18
    - Change of name in city or town, 362.35
    - City and town halls, 407.3(5), 407.5–407.10
    - Community center, 374.1, 407.3(3), 407.11
    - Contracts for use of public library, tax, 378.13
    - Cultural and scientific facilities, tax levy, 379B.2
    - Dams across streams, 407.3(8), 407.5–407.10
    - Department of publicity, establishment, 364.3

**CITIES AND TOWNS—Continued**

## Elections—Continued

## Questions submitted—Continued

- Discontinuance of city or town, 362.11–362.18
- Dock department bonds, 384.1, 384.3(11)
- Electric plants, 407.3(1), 407.5–407.10

## Franchises

- Bus and motor line, 386.3–386.7
- Public utilities, 397.5–397.7
- Public utility, use of streets, 386.3–386.7
- Waterworks, 398.6

- Garbage disposal plant, 407.3(2), 407.5–407.10
- Gasworks, 407.3(1), 407.5–407.10

Heating plants, 407.3(1), 407.5–407.10

Hospital, 407.3(7), 407.5–407.10

Hospitals, power plant earnings, 380.10, 380.11

Incorporation, adoption, 362.6, 362.7

Indebtedness, purposes, 407.3–407.11

Interstate bridge, 383.6, 383.7, 383.28

Interstate bridge construction aid, 381.17–382.3

Library buildings, 407.3(6), 407.5–407.10

Majority vote determined, exception, 407.10

Memorial buildings and monuments, 37.3, 37.4

Motorbus line city franchise, 386.2

Municipal court, abandonment, 602.51

Municipal court building, 602.52, 602.55, 602.56

Municipal court establishment, 602.3, 602.4

Park commission, 370.1

Playgrounds, 377.1, 407.3(4), 407.5–407.11

Publicity department, 364.3, 364.4

Public ownership, 397.1, 397.5

Public utility city franchise, 386.3–386.7

Public utility plants, 397.5–397.7, 397.15

Railroad tax aid, 483.1–483.10

Recreation grounds, 388.5, 407.3(3, 4), 407.5–407.11

Registration system, expense, 48.18

Removal of officer, 363B.15–363B.20

River-front commissioner, 372.3

Street railway franchise, 386.2–386.7

Superior court abolition, 603.1, 603.2

Superior court establishment, 603.1, 603.2

Swimming pools, 407.3(4), 407.5–407.10

Tax aid for railways, 483.1–483.10

Tax aid, gift institutions, 565.8, 565.11

Tax levy for bond, 375.3–375.5

Tie votes, 363.22

Time, 363.8

Toll bridge, 381.17–382.1

Transfer of public square to school, 409.47

Transit subsidy, 368A.1–368A.12

Transit system acquired, 368B.4

Utilities, trustee management, 397.29–397.35

Waterworks, 399.1, 407.3(1), 407.5–407.10

Waterworks purchase contracts, 398.7

Welfare and publicity department, 364.3, 364.4

Registration of voters, 47.1–48.25

Returns canvassed, 50.20–50.22

## Special charter cities

Abandonment of charter, 420.289–420.293

Amendment of charter, 420.286–420.288

Primary election, 43.112–43.118

Superior court judges, 46.18

Tie vote, determination, 50.44

Utility elections, majority required, 407.10

Violations, penalty, 49.119–49.122

**CITIES AND TOWNS—Continued**

## Elections—Continued

Voting machines, 49.12, 49.17, 52.1–52.24

*See also ELECTIONS, subhead Voting Machines*

Electrical equipment inspected, 368.9

Electricians licensed, 368.6

Electric light or power plants, 397.1–397.43

Electric lines, 397.4, 489.8, 489.13

Electric lines, underground, construction and financing, 391A.1–391A.40

Electric plants, allocation of funds, 404.12

Electric plants purchased, constructed, 397.1–397.43

Electric utilities, wires, regulated, 386.1

Embankments constructed, 395.1

Embezzlement, security bond to cover, 368A.1(13)

## Emergency vehicles

*General provisions, see MOTOR VEHICLES, subhead Emergency Vehicles*

Damages paid or compromised, authority, 321.495

Drivers indemnified, 321.495

Liability insurance authorized, 321.496

Maximum damage liability, 321.496

Emergency war provisions, government perpetuated, 38A.7–38A.13, 38D.1–38D.3

## Eminent domain

*General procedure, 472.1–472.41*

Airports acquired, 330.5

Building lines established, 368.10(4, 5)

Dams for recreational purposes, 469.31

Delegated power by ordinance, 397.8(3)

Depot, railway buildings, 471.9(1)

Dock board, power, 384.3(2)

Flood protection land, 395.2, 395.18

Golf courses, land acquired, 394.1

Gravel pits, 389.43

Improvements, lands acquired, 389.5, 389.6

Interstate bridges, 383.7, 383.18, 383.25

Levee improvements in charter cities, 420.156

Meandered stream improvement, 363B.28

Memorial halls and monuments, sites, 37.5

Parking lots acquired, 390.3

Park sites, 370.24

Power conferred, procedure, 368.37, 368.38

Proceedings to condemn, 472.1–472.41

Public utility plant, existing, 397.20–397.25

Public utility plants, land to build, 397.8(1)

Reservoirs and water supply plants, 397.8(1)

River-front commission, power, 372.10

Sewage disposal plant, 394.1

Sewers, right of way acquired, 391.16

## Special charter cities

Municipal utility plants, 420.303

River-front land condemnation, 420.156

Sewers, 420.60

Watercourse changes, 420.59, 420.60

Stream banks, 363B.28

Street and ground improvements, 389.5

Street embankment and fills, 389.15

Streets and sewers, cities over 125,000, 417.50

Swimming pools, 394.1

Viaduct construction, 387.3–387.5

Waterworks, cities over 50,000, 399.3, 399.4

## Employees

Appointed by council, 368A.1(7)

**CITIES AND TOWNS—Continued****Employees—Continued**

- Arbitration of labor disputes, fire department, 90.15-90.27
  - Bonds paid from general fund, 404.6(7)
  - Civil service, 365.1-365.31
  - Civil service, preference by service, 365.7
  - Compensation for injuries, 85.1, 85.2, 85.61
  - Demotion, 365.18-365.28
  - Emergency appointments, 365.17
  - Extra work without compensation, 417.64
  - Federal social security, 97C.1-97C.19
  - Group insurance, 365A.1-365A.10, 509.1(2d)
  - Hired and discharged by manager, 363C.7
  - Hospital or medical service, wage deduction, 514.16
  - Leave of absence for national guard service, 29.28
  - Mutual benefit insurance societies, 513.1
  - Old-age assistance payments, 249.36
  - Pensions and annuities, utilities, 412.1-412.4
  - Political activity limited, 740.13-740.18
  - Promotion of subordinates when required, 365.9
  - Qualifications, 365.16, 365.17
  - Reduction under civil service, 365.28
  - Removal, 363.40, 365.18-365.28
  - Retirement rights existing prior to June 30, 1953, preserved, 97.50-97.53
  - Retirement system, 97.50-97.53, 97B.1-97B.67
  - Retirement system, utilities, 412.1-412.5
  - Salaries fixed by council, 363B.11
  - Seniority, 365.12
  - Short courses, 368.13
  - Special charter cities
    - Board of health employees, 420.169
    - Old-age assistance payments, 249.36
  - Substitute for guardsmen on active duty, 29.28
  - Suspension, 365.18-365.28
  - Waterworks, civil service, 365.31, 398.13
- Employment**
- Nepotism prohibited, 71.1, 71.2
  - Preference to military, 70.1-70.8
- Engineer**
- General provisions applicable to city and town officers, see subhead Officers below*
- Appointed by council, 368A.1(7)
  - Civil service law not applicable, 365.6(1)
- Duties and powers**
- Curb level established, 413.3(15)
  - Flood protection, 395.3
  - Park commissioners, assist on request, 370.23
  - River-front commission, to assist, 372.14
  - Street and sewer improvements, 391.52, 396.17
- Power and duties, 368A.20**
- Removal, 66.1-66.30, 363.40
- Special charter cities, sewer or street plat and estimate, 420.265
- Engineers, stationary, regulation, 368.6(2)**
- Equipment and supplies purchased from revolving fund, 404.18**
- Examination of finances**
- Audit yearly, state or accountants, 11.18
  - Cost, payment, repayment, hearing, 11.18-11.21
- Examinations, civil service, 365.8-365.10**
- Execution levy against city, 626.24**
- Execution of deeds and leases, 569.7**

**CITIES AND TOWNS—Continued**

- Execution sale, land purchased by city, 368.36, 403.10, 569.2, 569.3
  - Executive functions exercised by mayor, 363.3
  - Exemption of private property from city debt, 627.18
  - Exemption of public property from execution, 627.18
  - Exhibition halls, allocation of funds, 404.11(6)
  - Exhibitions, regulation, exception, 368.8(3)
  - Explosives regulated, 368.11
  - Express wagons, stands established, 389.39
  - Failure to function, automatic discontinuance, 362.18
  - Fair competition ordinance, 369.1-369.5
  - Fairs, county or district
    - No authority to control, 174.3
    - Ordinance seeking to control invalid, 174.3
  - Fast driving regulated, 389.40
  - Federal aid, flood control, 395.26-395.30
  - Ferries established, regulated, 368.27
  - Fertilizer factories, power to regulate, 368.5(1)
  - Field house, allocation of funds, 404.11(6)
  - Finances, annual report by state auditor, 17.7
  - Financial audit, nature and cost, 11.18-11.21
  - Fines, power, limitations, 366.1
- Fire department**
- Appointments under civil service, 365.15
  - Board of education, fire contracts, 262.33
  - Bonds authorized, 368.16
  - Buildings, river-front commission, 372.8
  - Chief of fire department
    - General provisions applicable to city and town officers, see subhead Officers below*
    - Appointment by mayor, civil service, 365.13
    - Appointments in department by chief, 365.15
    - Fee for reporting fires, 100.34
    - Fire escapes inspected, 103.13-103.15
    - Fire marshal's regulations enforced, 101.8
    - Inspection of buildings, authority, 100.12
    - Investigation of fires, 100.2-100.4
    - Penalty, failure to investigate fires, 100.4
    - Pension board member, 410.2, 411.5
    - Refusal to investigate fires, penalty, 100.4
    - Reports of suspected arson, fatalities, required, 100.3
  - Civil service, 365.1-365.31
  - Combustibles, permit to keep, 413.74
  - Commission plan cities, chief's report suspensions, discharges, 365.19
  - Damage suits defended by city, 321.495-321.497
  - Emergency vehicles, 321.495-321.497
  - Equipment exempt from execution, 427.1(4)
  - Establishment and maintenance, 368.11
  - Expenses paid from public safety fund, 404.8(2)
  - False alarms, penalty, 714.31, 714.32
  - Fire escapes, 103.1-103.17
  - Fire limits, 366.12
  - Fire limits ordinance certified, 366.12-366.15
  - Fire marshal, 100.1-100.34
- Firemen**
- Attendance at conferences, schools, 368.13
  - Civil service, 365.1-365.31
  - Compensation of volunteer firemen, workmen's compensation, 85.36
  - Definition in pension law, 411.1(3)
  - Exemptions from jury service, 102.1-102.4

**CITIES AND TOWNS—Continued**

## Fire department—Continued

## Firemen—Continued

Exemptions, military duty, poll tax, 102.1-102.4

Free transportation, 479.94(12), 479.95

Group insurance law applies, 509.1(2)

Hospitalization when injured, 410.18

Hours of duty limited, 410.19, 410.20

Indemnified as car drivers, 321.495-321.497

Joint facilities, 368.12

Jury duty exemption, 102.1-102.4, 607.2(6)

Pensions, 410.1-410.18, 411.7-411.14

Premiums on liability insurance paid by city, 321.496

"Volunteer firemen" defined, 85.61(8)

Workmen's compensation, 85.1(4), 85.2, 85.36, 85.61

Group insurance, 509.1(2d)

Hospital adjacent to city, control applies, 347.20

Injury to apparatus, penalty, 714.28-714.30

## Institutions, state

Control board, contract for protection, 218.5

Education board, contract for protection, 262.33

Labor disputes arbitrated, 90.15-90.27

Manager cities, chief, report of suspension or discharge, 365.19

Motor vehicle law, 321.1(26), 321.19, 321.348, 321.353, 321.358, 321.367, 321.368, 321.457

Outside corporate limits, 368.11

Penalty for giving false alarm, 714.31, 714.32

Pensions, 410.1-411.14

Permit to keep combustibles, 413.74

Property exempt from taxation, 427.1(4)

Removal of apparatus unlawfully, 714.28-714.30

Soldiers' preference law, 365.10

Special charter cities, powers of city construed, 420.189

State institutions, fire contracts, 218.5

Station houses, debt authorized, 407.3(5)

Stations, river-front commission, 372.8

Tax exemption of equipment, 427.1(4)

Township, joint equipment, 359.42

Volunteer firemen, blue signal light on vehicle, 321.423

Volunteer firemen, insurance, 368.14

Volunteers, group insurance, 509.1(2d)

Water supply furnished, 397.28

Zoning law purposes, 414.3

Fire escapes, 103.1-103.17

Fire hazards abated, 368.11

Fire limits, 368.11

Fire protection, state institutions, 218.5

Fireworks display, permit, 732.18

Fiscal year, dates, 363.29

Flats, housing law, 413.3(3)

## Flood control

Expenses paid from public safety fund, 404.8(5)

General provisions, 395.1-395.34

Food establishments regulated, 368.6(1)

Foods, tainted, power to destroy, 368.7(2)

Foreign cities, interstate bridge construction, 383.27

Form of government, new corporations, 363.30

Forms of government enumerated, 363.1

**CITIES AND TOWNS—Continued**

Fortune tellers, power to regulate, 368.8(1)

## Franchises

Authority of cities to grant franchises, 397.2

Costs of election, payment, 397.7

Election to grant franchise, 386.3-386.7

Electric transmission lines, 489.1, 489.24

Electric utilities, franchise election, 386.1-386.7

Electric utilities, outside limits, 488.1-489.5

Exclusive franchise prohibited, 397.2

Execution on franchises, effect of sale, 491.63

Expired franchise of public utility, 397.20

Ferry franchise taxable as realty, 427.13(1)

General assembly's control over, Const., Iowa, VIII, 12; 491.39

Interstate bridges, 383.1-383.3, 383.17

Interurban street railway, 484.11

Motorbus lines, election to grant, 386.2

Plants or works of public utilities, 397.2-397.7

Public utilities power to grant, 386.1, 386.2

Quo warranto against utility, R.C.P. 299, 303(c), 304(a)

Renewal, amendment or extension, 397.2

Street railways, 386.1, 386.2

Tax on ferry franchise, 427.13(1)

Tax on telegraph and telephone franchise, 433.4

Term of franchise, limit, 397.2

Toll bridge franchise, how taxed, 427.13(1)

Waterworks plant, mortgage, 398.6(1), 399.3

Freight rate reduction permitted, 479.31(1)

Fuel on public contracts, 573.1(4)

## Funds

Accounts, *see subhead Accounts above*

Agency and trust funds, 404.2, 404.16

Airport bonds, fees to pay, 330.14

Airport depreciation fund, 330.14

Allocation within funds, 404.14

Art gallery, 379.14

Auditorium fund, 374A.6(12)

Band maintenance fund, 375.1-375.6

Bank deposits, 453.1, 526.37

Bridge fund, 382.5, 387.5, 387.6

Budget law regulations, 24.3-24.24

City hall fund, 404.5(28)

Community center fund, 374.3

Debt service fund, 404.2, 404.4, 404.13

Default and deficiency fund, 417.19

Deposit in banks, 453.1-453.8

Deposits protected, 454.1-454.18

Depreciation fund, hospital, 380.6

Dock funds, 384.3(10, 11, 12)

Dogs, cost of care or disposition, 368.8(4)

Eleemosynary institution maintenance, 565.8, 565.15

Embezzlement, punishment, 710.1-710.3

Emergency fund, 24.6-24.22

Failure of officers to account, Const., Iowa, III, 23; 63.13

Federal insured loans, 682.45, 682.46

Fines and penalties, use for publicity, 364.4

Firemen's and policemen's pension fund, 410.1-410.18, 411.7-411.12

Flood protection fund, 395.24

## General fund

Art gallery appropriation, 379.13

Audit of accounts by state, expenses paid, 11.21

**CITIES AND TOWNS—Continued****Funds—Continued****General fund—Continued**

- Beer permit fees, retained in, 124.33
- Cigarette tax permits, 98.35
- Deposit by treasurer, 453.1–453.8
- Expenses of registration system, 48.18
- Hospital appropriation, 380.8
- Levy and expenditures, 404.6
- Municipalities league dues, 363.41
- Nurses, public health, employment, 143.1, 143.2
- Parking lot fund excess transferred, 390.2, 390.3
- Park purposes, 111.27, 111.30
- Plan commission appropriation, 373.14
- Removal petition dismissed, cost from, 66.23
- River-front improvement, aid, 372.12
- State park care or purchase, 111.27–111.30
- Street improvements, veterans' exemptions, 391.47
- Voting machine, tax levy to purchase, excess, 52.3
- Waterworks, not from general fund, 398.6, 399.12, 399.25
- Group insurance, 365A.3, 365A.5
- Group insurance, waterworks employees, cities over 125,000, 400.4
- Hospital funds, 380.6, 404.10, 407.9, 565.8, 565.15
- Income not credited to specific fund, 404.24
- Insurance, group, fund, waterworks, 400.1–400.12
- Investment, 682.45, 682.46
- Investment in private enterprise barred, 364.2
- Investments
  - Federal insured loans, 682.2, 682.3
- League of municipalities, dues paid, 363.41
- Libraries, 378.17
- Library funds, 378.13–378.18
- Liquor control fund distribution, 123.50
- Memorial halls and monuments, 37.20–37.26
- Municipal enterprise fund, levy and expenditure, 52.3, 404.10
- Operating fund, 404.17
- Park fund
  - Commissioners paid from fund, 370.5
  - Expenditures authorized, 370.10
  - Permanent park board, control, 371.6
  - Report of expenditures, annual, 370.14
  - State park care or purchase, 111.27–111.30
  - Tax levies, 370.6
- Parking lot fund, 390.2–390.4
- Playgrounds, 377.4
- Police and firemen's pension fund, 410.1–410.18, 411.7–411.12
- Power to establish, 404.2
- Publicity, department fund, 364.4
- Publicity, development and general welfare department, 364.4
- Public safety fund, levy and expenditure, 404.8
- Recreation fund, levy and expenditure, 404.11
- Recreation fund, use, 379A.4
- Revolving fund for purchase of supplies and equipment, 404.18
- River-front improvement fund, 372.10
- Road use tax fund, 312.3, 312.6, 312.10–312.15, 404.7(14)

**CITIES AND TOWNS—Continued****Funds—Continued**

- Sewer fund, joint use with other cities, 392.12
- Special charter cities
  - Abandonment of charter, transfer, 420.296
  - Levee improvement fund, 420.155, 420.162–420.167
  - Sewer and street bonds, trust fund, 420.283
  - Sewer fund, 420.270
  - Street improvement fund, 420.269
  - Street intersection improvement cost, 420.252
  - Transfer when charter abandoned, 420.296
- Street fund, assessments against city property, 311.19
- Street fund, levy and expenditure, 404.7
- Streets and alleys
  - Assessments against property, 389.3–389.10
  - Funds used for improvement, 389.3
  - Grading expense, funds used, 389.3, 389.20
  - Park fund for streets in park, 370.10
  - Primary road fund, 391.71–391.74
  - Repair of streets, funds for payment, 391.43
  - Road use tax funds, 312.3, 312.6
  - Tax levies for improvements, 391.69
  - Swimming pools, bonds, maintenance, 407.3(4)
- Township funds, when used, 359.26, 359.27
- Transfer authorized, 404.5
- Transfer, budget law, 24.21, 24.22
- Treasurer of city, duties
  - Art gallery fund kept separate, 379.14
  - Deposits in banks, 453.1–453.8
  - Dock funds kept and disbursed, 384.3(12)
  - Library fund kept, 378.17
  - Pension, firemen and police, 410.3, 411.7
  - Street and sewer bonds sold, 396.12–396.17
  - Waterworks fund deposited in bank, 398.1
- Trust and agency funds, 404.2, 404.16
- Utilities fund, levy and expenditure, 404.12
- Viaduct fund, 387.6, 387.13
- Voting machine purchase tax levy, 52.3
- Waterworks fund
  - Cities over 10,000, 398.1–398.11
  - Cities over 50,000, 399.13–399.25
  - Waterworks trust fund, cities over 50,000, 399.9
- Gambling restrained and prohibited, 368.7(8, 9)
- Garages, construction and maintenance, 368.41
- Garbage and garbage plants, 394.5–394.9
- Garbage can tax, special charter cities, 420.190
- Garbage disposal, 368.24
- Garbage disposal, expenses, 404.9(5)
- Garbage disposal plant bonds legalized, 592.1
- Garbage, health department inspection, 135.11(7), 136.3(2c)
- Garnishment of city not permitted, 642.2
- Gas lines, underground, construction and financing, 391A.1–391A.40
- Gasoline curb pumps, regulation, license, 368.8(6)
- Gasworks
  - Allocation of funds, 404.12
  - Construction, financing, management, 397.1–397.43
- General fund
  - Allocation, 404.6
  - Cigarette taxes and fees, 98.35
- General welfare department, 364.1–364.4

**CITIES AND TOWNS—Continued**

- General welfare, zoning law, 414.1, 414.3
- Gifts received  
 Allocation of funds for annuities, 404.10(10)  
 Annuity condition, tax limitation, 565.12–565.15  
 Art galleries, 379.11(5, 6), 379.15  
 Auditorium trustees, 374A.6(9)  
 Cemeteries, city as trustee, 566.14–566.16  
 Cemetery donations, 566.14–566.18  
 Condition attached, binding force, 565.6  
 Dedication of streets, public grounds, 389.2  
 Inheritance tax exemption, 450.4  
 Memorial hall purposes, 37.17  
 Park board, power to accept, 370.11, 565.6  
 Pension fund, firemen and police, 410.4  
 Plan commission authority to receive, 373.16  
 Power to accept, 565.6  
 Property for memorial halls, 37.17  
 Public library as recipient, 378.2, 378.10(8, 9)  
 Special charter cities, power to accept, 565.6  
 Tax voted to maintain, 565.8–565.15  
 Trust and agency funds required, 404.16  
 Trustees appointed by court, bond, 565.7  
 Trustees for gift project appointed, 565.7
- Golf courses, 394.1–394.9
- Government  
 Commission plan, 363B.1–363B.8  
 Forms, 363.1, 363A.1  
 Manager plan, 363C.1–363C.8, 363D.1–363D.4  
 Mayor and council to govern, 363.3  
 Special charter cities, ch 420
- Grade changes in streets, 389.20–389.25  
 Grade crossing separations, 381.1, 381.7  
 Gravel pits, 389.43
- Grounds, public  
 Acceptance of dedication, 389.2  
 Acquisition of lands, 389.5–389.9  
 Assessments for improvements, 389.3, 389.4  
 Authority to improve grounds, 389.1  
 Building lines, 366.12–366.15  
 Commons, 389.12
- Dedication  
 Plats and subdivisions, 409.12, 409.13, 409.26  
 Public squares transferred to school, 409.46, 409.47  
 Streets and alleys to city, acceptance, 389.2  
 Vacation of plat not to affect, 409.25
- Disposal after discontinuance of city, 362.14  
 Establishment of public grounds, 389.1  
 Fills and embankments for streets, 389.15  
 Golf courses, 394.1–394.9  
 Grade of street changed, damages, 389.22–389.30  
 Grading by city, 389.20, 389.21  
 Improvement of grounds authorized, 389.1  
 Lighting by city, 389.16–389.18  
 Payment for improvement, 389.3, 389.4  
 Sidewalks authorized, 389.31, 389.37  
 Supervision by cities, 389.12  
 Tax exemption, 427.1  
 Zoning law, 414.12–414.22
- Group insurance plans, 365A.1–365A.10, 400.1–400.12, 509.1(2d)
- Group insurance, waterworks employees, cities over 125,000, 400.1–400.12

**CITIES AND TOWNS—Continued**

- Gymnasiums  
 Memorial halls, use as, 37.18  
 Window regulation not applicable, 413.20
- Hacks regulated and licensed, 389.39  
 Harbors, improvements and care, 384.3  
 Hashish joints prohibited, 368.7(9)  
 Hazards, airports, preventing, 329.5
- Health  
 Board of health, local, 137.1–137.19  
 Milk-borne disease, sanitary control, 192.13  
 Mobile home park sanitary permit, 135D.7  
 Special charter cities, 420.168–420.189
- Health officer, 137.9–137.12  
 Health officer, appointment, 368A.1(7)  
 Heating equipment inspected, 368.9  
 Heating lines, underground, construction and financing, 391A.1–391A.40  
 Heating plants, 397.1–397.43  
 Highway patent suits, legal counsel, 7.5  
 Historical associations, united with library, 378.16  
 Hop joints restrained and prohibited, 368.7(9)
- Hospitals  
 Administration, 380.1–380.13  
 Allocation of funds, 404.10(6, 7)  
 Construction, 135A.1–135A.15, 380.7–380.11, 407.3–407.15  
 Conversion to county hospital, 380.12  
 Detention hospitals, 139.11–139.29  
 Nursing homes, 380.13
- Hospitals adjacent, jurisdiction, 347.20  
 Hospital service, county and city combined  
 Authority of city ceases after combining, 348.5  
 Discrimination prohibited, 348.3  
 Sale of property after consolidation, 348.4  
 Trustees, powers and duties, 348.2
- Hospitals established, regulated, 368.27  
 Hotels regulated and licensed, 368.6  
 Housemovers regulated, 368.6(3)  
 Houses of ill fame prohibited, 368.7(9)  
 Housing law, 413.1–413.125  
 Ice, artificial, waste power, use authorized, 397.3  
 Ice rinks, allocation of funds, 404.11(6)  
 Immunity, fire department outside city, 368.11  
 Impounding animals, 368.7(5), 368.8(4)  
 Imprisonment, power, limitations, 366.1
- Improvements  
 Assessment clerk, cities over 125,000, 417.3  
 Bids, when required, 23.18, 391.31  
 Employment, preference, veterans, 70.1–70.8  
 Federal aid, 368.47  
 Labor and materials, claims, 573.1–573.27  
 Payment before work completed, 573.27  
 Recommendation to planning commission, 373.10–373.13  
 Rivers and streams, 372.1–372.18  
 Self-liquidating, 394.1–394.9
- Income, disposition when not otherwise designated, 404.24
- Incorporation  
 Allocation from road use tax fund, new cities and towns, 312.3  
 Cessation of corporate powers, 362.11–362.18  
 Commissioners appointed, duties, 362.5–362.8  
 Failure to function, cease to exist, 362.18  
 Form of government, 363.30

**CITIES AND TOWNS—Continued****Incorporation—Continued**

Local or special laws not permissible, Const., Iowa, III, 30

New cities and towns incorporated, 362.1–362.10

Officers elected, 362.7–362.10

Records preserved by secretary of state, 9.2

Urbanized area not to be separately incorporated, 362.1

**Indebtedness**

*General provisions*, 407.1–407.15

Airports, 330.7

Annexation, effect on indebtedness, 362.22–362.25

Annexing city, payment, 362.23–362.25

Armories, 385.4, 385.25

Bonds or evidence of debt, regulations, 23.12–23.16

Bridges, 381.19

Bridges, interstate, 383.3–383.12

Budget, 24.1–24.33

Citizen may defend against claim, discontinuance, 362.13

Consolidation of cities, payment, 362.23–362.25

Constitutional limitation, Const., Iowa, XI, 3

Discontinuance of cities, payment, 362.13, 362.24

Docks, 384.3(11)

Evidence of debt, regulations, 23.12–23.16

Fire and police departments equipped, 368.16

Flood protection, limitation, 395.25

Hospitals, 380.9, 380.11

Limitation, Const., Iowa, XI, 3; 407.1, 407.2

Notice to creditors on discontinuance, 362.13

Parking areas acquired, 390.13, 390.14

Penalty for official neglecting duties, 24.24

Power, cities over 50,000, waterworks, 399.6

Public utilities, 397.8–397.20, 407.3

Report on project for appeal purposes, 23.5

River-front improvement, 372.12

Self-liquidating improvements, 394.1–394.9

Sewer construction, 396.22, 396.23

Street improvements, 396.1–396.21

Streets and public grounds, 389.7–389.9

Waterworks, 398.1–398.5, 399.1–399.12

Infirmaries established, regulated, 368.27

Inflammables regulated, 368.11

Inheritance tax exemption, 450.4

Inspection co-operation, dairy products sanitary control, 192.13

Inspection of motor vehicles, 321.244

Institutions, state, contracts for fire protection, 218.5

Insurance contracts reciprocal, 520.1

Insurance, drivers of emergency vehicles, 321.497

Insurance, volunteer firemen, 368.14

Interstate bridges, 381.9, 383.31

Interurban railway, 484.1–484.6

Intoxicating liquor houses regulated, 368.7(9)

Investigating powers of city manager, 363C.7

Investments by fiduciaries, 682.23(4)

Itinerant doctors, regulated and licensed, 368.6(3)

Itinerant physicians and surgeons regulated and licensed, 368.6(3)

Jail prisoners' earnings to cities, 356.20

Jails, 356.1–356.25

Jails, county, used by city, 368.15

Jails established and maintained, 368.15

**CITIES AND TOWNS—Continued**

Jails, expenses paid from public safety fund, 404.8(3)

Janitors, civil service not applicable, 365.6

Jaywalking restricted, 321.328

Jitney busses, regulations, license, 388.1–388.12

Joint action, interstate bridge construction or purchase, 383.2–383.6, 383.23–383.26

Joint airport commissions, 330.4

Joint city-county buildings, 368.19–368.23, 368.50–368.53

Joint city-state improvements, 391A.37

**Judges**

*For general provisions applicable to city and town officers, see subhead Officers below*

Election judges, 49.12–49.20

Mayor's court, 367.5

Municipal court judges, 602.5–602.12

Police court, 567.11, 748.1, 748.2

Superior court judges, 603.3–603.7

Judgments against city paid from debt service fund, 404.13(1)

Junk and junk dealers, 413.73

Junk dealers, receiving property from minors, prohibited, 368.7

Junk dealers, regulated and licensed, 368.6(3)

Junk prohibited, 368.7(3)

Justice of peace, jurisdiction, 367.6, 367.7

Juvenile playgrounds, 377.1–377.5

Key clubs, hours regulated, 124.31

Kitchenette apartments, 413.3(3)

Labor and products, Iowa, preferred, 73.1–73.10

Laboratory control for dairy products, 192.13

Labor disputes, fire department, arbitration, 90.15–90.27

Laborers, civil service not applicable, 365.6(1)

Lakes in public parks, 370.29

**Landing places**

Aircraft, *see subhead Airports above*

Boats, *see subhead Docks and Wharves above*

Lighting, authority of city, 389.16

Law enforcement, 368.15

League of Iowa municipalities, 363.41–363.43

**Leases**

Auditorium, limited authority, 374A.6(11)

City land, 390.5

Dock property, 384.3(3)

Execution of lease, 569.7

Interstate bridges, 383.1, 383.6, 383.7

Juvenile playgrounds, 377.1

Management, power to lease, 569.5, 569.6

Municipal property, 368.35

Park commissioner, 370.12, 370.13

Property for airports, 330.5–330.12

Public utility plants, 397.5

Waterworks plants, 399.1, 399.2, 399.30

Lectures, scientific, no regulation, 368.8(3)

Legal department, assessment law, 441.41

Legalizing acts, 585.1–585.5, 586.1, 592.1–593.4

Legislative functions exercised by council, 363.3

**Levees**

Authorization for flood protection, 395.1

Construction, contracts let, 384.3(9)

Drainage and levee districts, 459.1–459.12

Improvement commission, 420.160–420.167

Special charter cities, 420.155–420.167



**CITIES AND TOWNS—Continued**

- Liability insurance premiums, 404.8(6)
- Liability insurance purchased, 368A.1(12), 517A.1
- Libraries
  - Generally*, 378.1–378.18
  - Allocation of funds, 404.10(3, 4, 5)
  - Withdrawal from county district, 358B.16
- Licenses
  - Bicycles, 389.39
  - Jitney and passenger busses, 388.1–388.12
  - Power to grant, 368.6, 368.8
- Lights
  - Allocation of funds, 404.12(2, 4, 5)
  - Bicycles, regulation of lamps, 389.39(5)
  - Construction and financing, streets, 391A.1–391A.40
  - Districts of city created, 389.17, 389.18
  - Electroliers, metropolitan district, 389.17
  - General lighting district, 389.17
  - Lamp posts, metropolitan districts, 389.17
  - Light plants, 397.1–397.43
  - Park lights, cost from park fund, 370.10(4)
  - Penalty for injury to lights, 714.18, 714.19
  - Public places, lighted by city, 389.16
  - River-front grounds, lights furnished, 372.14
  - Special charter cities, 420.251
  - Street lighting, authority of city, 389.16, 391.2
  - Tax for lighting districts, 389.18
  - Vehicles, lamps on, regulated, 389.39(5)
- Limitation, frequency of change in form of government, 363.35
- Limits changed by severance of territory, 362.32, 362.33
- Limits extended, 362.19–362.31
- Liquor store, state establishment, 123.18, 123.19
- Liquor vehicles seized, requisition for use, 127.19
- Listing by secretary of state, 9.2
- Lists, civil service, 365.11
- Loans in anticipation of revenue, 404.19
- Loans, personal property regulation, 368.6(3)
- Maintenance equipment loaned to Conservation Commission, 111.58
- Manager
  - Accountable to council, 363C.8
  - Appointed, 363C.3, 363D.2
  - Assistants, exempt from civil service, 365.6
  - Civil service duties, 365.13, 365.15, 365.19
  - Duties, 363C.7, 363D.3
  - Fires investigated, reported, 100.2, 100.3
  - Oath, bond, 363C.6
  - Political activity forbidden, 363C.1
  - Powers, generally, 363C.7
  - Pro tem, 363C.5
  - Provided by ordinance, 363D.1–363D.4
  - Qualifications, 363C.4
  - Salary, 363C.9
- Manager plan cities
  - General provisions*, 363C.1–363C.16
  - Adoption or abandonment of plan, 363.32–363.35
  - Appointments under civil service, 365.15
  - Marches and parades regulated, 368.5
- Market master, civil service law not applicable, 365.6(1)
- Markets
  - General provisions*, 170.1–170.37, 170.49–170.51

**CITIES AND TOWNS—Continued**

- Markets—Continued
  - Established and regulated, 368.27, 389.1
  - Expenses paid from street fund, 404.7(2)
  - Grading, 389.20, 389.21
  - Lighting by city, 389.16
  - Sidewalks, 389.31, 389.37
- Marshal
  - General provisions applicable to city and town officers, see subhead Officers below*
  - Aid in execution of duty, 742.3, 742.5
  - Appointed by mayor, 363A.3
  - Appointment, 363A.3, 365.13
  - Assemblies, unlawful, 743.4, 743.8
  - Bailiff in mayor's or police court, 367.14
  - Boats and rafts, warrants, seizure, 667.5
  - Bribery to neglect duty, 739.9
  - Chief of police, 368A.17–368A.19
  - Child labor law duty, 92.16
  - Compensation for disability or death, 85.62
  - Damage suits defended, 321.495–321.497
  - Emergency vehicles, 321.495–321.497
  - False arrest, limitation, 614.1(4)
  - General duties, 368A.17
  - Hospital adjacent to city, control, 347.20
  - Industrial disputes, assistance, 80.24
  - Jailkeeper's duties, 356.3–356.24
  - Jails, 356.3–356.25
  - Pension law applied, 410.17
  - Police officer, defined as, 748.3(3)
  - Prisoners, aiding escape, 745.14
  - Prisoners, supervising labor, 356.16–356.20
  - Refusal to execute process, 742.8
  - Removal, grounds, 356.3
  - Sales, city regulation not applicable, 368.6(5)
  - Stealing property in his custody, 709.9
  - Superior court, compensation, 603.54
  - Superior court, executive officer, 603.23
  - Truancy officer, 299.10–299.12
  - Workmen's compensation, 85.62
- Mayor
  - General provisions applicable to city and town officers, see subhead Officers below*
  - Acknowledgments and affidavits legalized, 586.1
  - Action to annul void plat, 409.16
  - Aid by public safety officers requested, 80.9(1)
  - Appointments and removals
    - Airport commissioners, 330.20
    - Bridge commissioners, 383.14
    - Civil service commissioners, 365.1
    - Civil service, police and fire chiefs, 365.13
    - Comfort station, commission, 376.3
    - Fire chief, 365.13
    - General powers, 363A.3, 365.13
    - Interstate bridge officers, employees, 382.6
    - Library trustees, 378.3–378.6
    - Municipal court officers, 602.6
    - Park board in cities over 125,000, 371.3
    - Park policemen, 370.10(3)
    - Pension board members, 411.5
    - Planning commission, 373.1, 373.3
    - Police chief, 365.13
    - Publicity department superintendent, 364.1
    - Public utility trustees, 397.32
    - Register of voters, vacancy filled, 47.3
    - Removal of officers generally, 363.40
    - Resignation of officers accepted, 69.4(5)
    - Sanitation and quarantine officer, 137.5

**CITIES AND TOWNS—Continued****Mayor—Continued**

## Appointments and removals—Continued

- Trustees, firemen and police pensions, 411.5
- Waterworks trustees, 398.8
- Waterworks trustees nominated, 399.14

Arbitration, may apply for, 90.1

Arbitration of labor disputes petitioned, 90.1

Art gallery trustees, 379.2

Ballots destroyed after election, 50.13

Bond issues signed, 408.2, 408.3

Bond of city officers, custody, 64.23(7)

**Bonds**

Approval by council, 64.19

Minimum amount required, 64.13

Officers' bonds approved, 64.19, 64.23, 603.5

Signed by mayor, 396.11, 408.3

Canvass of votes on elections, 50.20–50.22

Child labor laws, duty to enforce, 92.16

Dock books, audit directed, 384.3(12)

Duty to provide polling places, 49.22

Elected at large, exception, 363.27

Election contest, presiding officer, 363.22

Election when town is incorporated, 362.7

**Enforcement of laws**

Child labor, 92.16

Fire escapes, inspection, 103.13–103.15

Health and safety appliances, 88.1

Health, duties as board chairman, 137.2

Execute health board orders, 139.5

Executive functions, mayor to exercise, 363.3

Fees, fire reports by mayor, 100.34

Fees from court, 367.15

Fire marshal's regulations enforced, 101.8

Fires, investigated and reported, 100.2–100.4, 100.34

Franchise election, utilities, duties, 386.3

General powers and duties, 368A.2

Health and safety appliances law, 88.1

Hearing of objections nonparty nominees, 44.8

Hospital, electric plant earnings, election, 380.10

Housing law, construction of term, 413.3(20)

Housing law, inspection ordered, 413.123

Legalization, acknowledgments, affidavits, 586.1

Magistrates, mayor defined as magistrate, 748.1

Manager plan cities, 363C.1

Marriages solemnized, 595.10–595.15

Mayor's court, *see subhead Mayor's Court below***Membership on boards and commissions**

Commission for hall or auditorium, 37.15

Health board, mayor as chairman, 137.1, 137.2

Pension fund trustees, 410.17

Multiple dwellings, inspection, 413.123

Municipal court, election, 602.2, 602.4

Municipal court officers, vacancies, 602.6

Name of street change, certified, 409.17

Notice of registration of voters, 47.10

Oaths, power to administer, 78.2(4)

Ordinances, resolutions, signed or vetoed, 366.5

Original notice served on, R.C.P. 56(h)

Parades, permits issued, 368.5(2)

**Permits granted**

Parades and marches, 368.5(2)

Weapons, permit to sell issued, 695.19, 695.20

Plat approved, certified, 409.7

Police judge, 367.12

**CITIES AND TOWNS—Continued****Mayor—Continued**

Police to protect river-front improvements, 372.14

Powers and duties in general, 748.2

Powers in public emergency, 363C.13

President of council, commission cities, 363B.7

Public safety department, state

Labor disputes, call for officers, 80.24

Request to assist, 80.9

Quarantine duties, 139.20

Registration of voters, notice, 47.10

**Reports**

Change in form of government, 363.37

Forfeited bonds, report, 666.6

Improvements completed, 23.11

Permits to sell weapons issued, 695.20

Planning commission, 373.7

Resignation, 69.4(5)

Salary, commission cities, 363B.9–363B.10

Secretary not under civil service, 365.6

Service of notice in suit against city, R.C.P. 56(h)

**Special charter cities**

Abandonment of charter, 420.291

Amendment of charter, 420.286, 420.287

Bonds for streets or sewers, 420.278–420.281

Court duties, fees, 420.15

Fees in addition to salary, 420.15

Health board, member, 420.168

Health regulations signed, 420.41

Levee improvement commission, 420.160

Proclamations, elections, 420.286, 420.287, 420.291

Salary, 420.15

Utilities, trustees appointed, bonds, 420.297–420.299, 420.304

Street name change, certified, 409.17

Superintendent of public affairs, commission cities, 363B.6

Superior court abolished, certificate, 603.56

Superior court election, 603.2

Troops requested to suppress civil disorder, 29.8

Unlawful assemblages, dispersion, 743.4

Veto power over ordinances, 366.5

**Violations**

Failure to perform duties, penalty, 24.24

Fires, refusal to investigate, 100.4

Forfeited bonds, failure to make report, 666.6

Unlawful assembly, failure to disperse, 743.7

Mayor-council government, 363A.1–363A.4

Mayor pro tem, 367.5, 368A.2

**Mayor's court**

Abolished for municipal court, 602.17–602.21

Absence of mayor, court held, 367.6

Agricultural lime violations, 201.6

Appeals to district court, 367.8

Certiorari, R.C.P. 306–319

Contempt, punishment, 665.1–665.5

Criminal jurisdiction, 367.5

Criminal procedure, 367.1–367.15, 420.34, 602.28, 603.17, 780.1

Fees, 367.15

Fines recovered in action by city, 367.9

Jail, commitment for fine and costs, 367.10

**CITIES AND TOWNS—Continued**

## Mayor's court—Continued

Jurisdiction of court, 367.1, 367.5  
 Jury, trial by court without jury, 367.8  
 Justice court law applicable, 367.8  
 Liquor cases reported, 123.53  
 Mandamus, 661.1–661.4  
 Marshal or bailiff, 367.14  
 Marshal's duties, 368A.17  
 Mayor pro tempore as judge, 367.5, 368A.2(7)  
 Municipal court, cases transferred, 602.19, 602.20  
 Pleadings to recover fines, 367.9  
 Police court jurisdiction, 367.1  
 Powers, 748.2  
 Prisoners, labor required, 356.17, 356.20  
 Procedure like justice court, 367.8  
 Records to justice court, town discontinued, 362.15  
 Report of forfeited bonds, 666.6  
 Report of liquor cases to commission, 123.53  
 Security to keep the peace, 727.4, 760.1–760.10  
 Sentence at hard labor, 356.16–356.20  
 Statistics collected, 685.8–685.10  
 Sunday business permitted, 605.18  
 Transcripts to district court, 601.69–601.71  
 Transfer of cases to justice court, 367.7  
 Transfers to municipal court, 602.19, 602.20  
 Writ of error, 367.8

Meandered streams improved, 363B.28

Meat markets, ch 170, 368.7(2)

Meat, tainted, power to destroy, 368.7(2)

Memorial halls and monuments, 37.1–37.27

Menageries regulated, 368.8(3)

Merger, 362.19

Mileage expenses of public officers, 79.9–79.13

Military service, civil service preference, 365.10

Milk-borne disease, sanitary control, 192.13

Milk regulation and inspection, 368.25

Minor prisoners, police matron in charge, 368A.19

Mobile homes, parks, 135D.1–135D.21

Monuments, memorial halls, allocation of funds, 404.10(2)

Monuments, memorials in park, 370.31

Monuments, memorials, river-front property, 372.17

Motor bus franchises, 386.2

Motor busses—jitney busses, 388.1–388.12

Motor carriers, no additional security, 325.26

Motor carriers, right to object to, 325.15

## Motor vehicles

Emergency, damages, 321.495–321.497

Liquor seizure, use, 127.19

No city tax allowable, 321.130

Regulations, 321.236–321.251

Municipal accounting department, state, check league accounts, 363.43

Municipal court, 602.1–602.56

Municipal court, expenses, 404.8(4)

Municipal utility retirement system, 412.1–412.5

Museums, 379.1–379.15, 413.20

Name changed, election, record, 362.34–362.37

Name changed, railway station, 477.58–477.60

Natatoriums, 37.18

Noise, restrained and prohibited, 368.7(7)

Notice to city of damage suits, 614.1(1)

Notice to person liable over, 368.34

Nuisances, power to abate, 368.3

**CITIES AND TOWNS—Continued**

Nurses, public health, employment by, 143.1–143.3

Oath, city manager, 363C.6

Odors, offensive, power to restrain, 368.7(3)

Officers (general provision)

*See appropriate subheads for particular officers*

*See PUBLIC OFFICERS for general provisions applying to all Public Officers*

Accounting, 368A.5–368A.16

Accounting system prescribed, 11.22

Accounts examined, 11.18–11.23

Annual reports, 368A.7–368A.13

Appointed by council, 368A.1(7)

Appointment, 363A.3

## Bonds

General provisions, 63.1, 63.11–64.25

Sealed bids, divulging, 72.4, 622.15(12)

Bonds paid from general fund, 404.6(7)

Campaign expenses filed, 56.1

Cemetery conventions, delegates expense, 566.17

Civil service, 365.1–365.30

Civil service, to whom not applicable, 365.6

Coal from Iowa to be used, 73.1, 73.2, 73.6

Code and session laws left for successors, 16.21

Compensation prescribed by council, 363A.4, 363B.11

Contracts, interest in prohibited, 368A.22

Defense expenses paid from general fund, 404.6(8)

Deputies, bonds, amount fixed, 64.15

Division of tax funds, 404.23

Elected officers not qualified, vacancy filled by court, 362.8

Election at time of incorporation, 362.7–362.10

Executive functions, 309.69

Federal social security, 97C.1–97C.19

Free passes and service prohibited, 368A.23

Free transportation, 479.94(12), 479.95

Ineligibility for certain offices, 368A.21

Institution-made goods, 246.21–246.23

Mileage expenses, 79.9–79.13

Nepotism prohibited, 71.1, 71.2

Notice of election, 50.22

Oath of office, 63.1, 63.10, 63.11

Oath of office filed with mayor, 64.23

Patent cases, attorney furnished, 7.5

Power and duties general, 368A.1–368A.24

Power fixed by council, 368A.1(10)

Preference, Iowa products and labor, 73.1–73.10

Price list of articles made at institutions, 246.21

Qualifications, 363.23

Qualifying for office, 63.1–63.13

Re-elected officer, bond approved, 63.13

Relatives, employment, limitation, 71.1, 71.2

Removal from office, petition and election, 363B.12–363B.21

## Removal of officers

*General provisions*, 66.1–66.30

Bonds not replaced or increased, 65.3–65.8

Petition and election, 363B.12–363B.21

Report of fines and fees collected, 79.7

Report, tax, to state commission, 421.17(6)

Resignations, made to mayor or clerk, 69.4

Salaries fixed by council, 363B.11

Salaries not be changed, 368A.21

**CITIES AND TOWNS—Continued**

- Officers (general provision)—Continued  
 Sex no disqualification, 39.25  
 Soldiers' preference law, 70.1–70.8
- Special charter cities  
 Compensation, fees, 420.16  
 Election when charter abandoned, 420.293  
 Fees and fines paid to treasurer, 420.39
- Suspension and replacement, 66.7–66.19  
 Term, elective officers, 363.9–363.10  
 Terms fixed, 368A.1(9)  
 Time of taking office, 363.28  
 Uniform blanks and forms used, 11.22, 11.23  
 Vacancies of elective officers, 69.13  
 Vacany temporarily filled, 66.19
- Violations  
 Bids sealed, divulging contents, 72.3, 72.4  
 Bond, acting without, 64.25  
 Bribes accepted, penalty, 739.9–739.11  
 Embezzlement, 710.1–710.3  
 Free passes from utilities, 479.94  
 Iowa labor, products, failure to use, 73.5  
 Misconduct or neglect in office, 740.1–740.22  
 Political activity, 365.29, 399.31  
 Prison-made goods, failure to buy, 246.23  
 Warrants drawn, 368A.14–368A.16  
 Weighmasters, city licensed, warehouse license waived, 543.31
- Oil and gas well leases, 84.10  
 Omnibuses regulated and licensed, 389.39  
 Opium joints prohibited, punishment, 368.7(9)
- Ordinances and resolutions  
 Airport bonds payable from earnings, 330.14  
 Airport charges for use fixed, 330.14  
 Airport collaboration, 330.4  
 Airport regulations, 330.11  
 Appointments under, nepotism, 71.1  
 Authority of cities to pass, 366.1  
 Automobile accidents, reports, 321.273, 321.274  
 Bonds, amount, prescribed, 64.13  
 Book form, publication, 366.7  
 Certification to county recorder, 366.12  
 Change in form of government not to affect, 363C.12  
 Change of form of government does not affect, 363B.6  
 Civil service duties by council, 363.3  
 Competition, personal service trades, 369.1–369.5  
 Construction by declaratory judgment, R.C.P. 262  
 Cost of publication, fee, 366.11  
 Councilmen, compensation, 363.39  
 County public hospitals near city, 347.20  
 County, record of ordinances, 366.12–366.15  
 Delegation of power to condemn, 397.8  
 Dock commissioners regulations, 384.3(6)  
 Dock rules violation, penalty, 384.3(5)  
 Docks and wharves, self-liquidating, 394.2  
 Dogs, cost of care or disposition, 368.8(4)  
 Effective date, 366.7  
 Elevators, regulations, 104.3  
 Enforced by mayor, 368A.2
- Enforcement  
 Appeals, judicial notice taken, 367.8  
 Commitment for violation, 233.1(3)

**CITIES AND TOWNS—Continued**

- Ordinances and resolutions—Continued
- Enforcement—Continued  
 Encouraging violation by child, 233.1(3)  
 Evidence in court, 367.8, 622.62  
 Fines for violation, recovery, 367.9  
 Forfeitures, limitation of actions, 614.1(2)  
 Labor by jail prisoners, 356.16, 356.20  
 Limitation of actions, 614.1(2), 752.4  
 Mayor's court, 367.4–367.7  
 Municipal court, 367.4  
 Penalties for violations limited, 366.1  
 Penalties, limitation of actions, 614.1(2)  
 Police court, 367.4  
 Power of cities to enforce, 366.1  
 Procedure in actions and prosecutions, 367.8  
 Superior court, 367.4
- Evidence, printed copies and transcripts, 622.62  
 Fairgrounds not controlled by ordinance, 174.3  
 Fairs, county or district, control invalid, 174.3  
 Fees for recording ordinances and plats, 366.15  
 Flammable liquids regulated, 101.6  
 Hospitals adjacent, provisions, 347.20  
 Hospitals, municipal, out of city limits, 380.7  
 Housing regulations, 413.2, 413.3(20), 413.9, 413.125, 414.1  
 Improvements, self-liquidating, 394.1–394.9  
 Index of recorded ordinances and plats, 366.14  
 Judicial notice, 367.8  
 Jurors in police courts, 367.3  
 Legalization when defective, 592.5–592.7  
 Library trustees, number, 378.3  
 Liquefied petroleum gas regulated, 101.6  
 Majority vote, 366.4  
 Motor carrier regulations, 325.27  
 Motor vehicle regulations, 321.236–321.251  
 Motor vehicles, enforcement by fine or imprisonment, 321.243  
 Notice to public, 366.7  
 Pamphlet or book form, 366.7  
 Park commissioners, election, 370.1  
 Parking lot charges, 390.4  
 Parks outside city limits, 370.20  
 Personal service trades, 369.1–369.5  
 Plats, regulations as to form, 409.14  
 Power to pass, 366.1  
 Prices, personal service trades, 369.1–369.5  
 Printed copies in evidence, 622.62  
 Publication, 366.7  
 Publication in book or pamphlet form, 366.7  
 Railway track improvements, 391.79  
 Reading, 366.3  
 Recording by clerk, 366.5, 366.6  
 Recording certain ordinances and plats, 366.12–366.15  
 Registration districts made from precincts, 47.4  
 Registration of voters required, 47.1  
 Removal of officers, 66.30  
 Requirements in general, 366.2  
 Residence districts, 415.1–415.3  
 Residence zoning, ch 414, *see ZONING LAW*
- Resolutions of necessity  
 Cities over 125,000, streets and sewers, 417.8–417.44  
 Condemnation, streets, grounds, 389.6, 389.7  
 Flood protection improvements, 395.4, 395.5  
 Public improvements, 391A.12–391A.14

**CITIES AND TOWNS—Continued****Ordinances and resolutions—Continued****Resolutions of necessity—Continued**

Public utility plants acquired, 397.20

Street improvements and sewers, 391.18–391.27

Water main extension, 401.4

**Restricted districts, building limitations**

Certification to county recorder, 366.12

County record, index, fee, 366.13–366.15

Plat recorded with ordinance, 366.12–366.15

**Restricted residence districts, 415.1–415.3**

Revision requirements, 366.2, 366.7

Self-liquidating projects, 394.1–394.9

Sewer districts determined, 391.11–391.13

Sewer rentals in lieu of taxes, 393.1–393.9

Signing by mayor required, 366.5

**Special charter cities**

Authority to pass, 420.31

Board of health, 420.168

Buildings, plumbing and ventilation, 420.174

Enforcement by fine or imprisonment, 420.31

Existing ordinances continue, 420.293

Health laws passed, enforced, 420.171, 420.172–420.178

Housing law repeals those contrary, 413.125

Leasing of land by levee commission, 420.164

Limitation on prosecutions, 420.35

Prosecutions for violations, 420.34–420.39

Sewer improvement assessments, 420.270–420.274

Street improvement regulations, 420.267–420.270

Violations, action to recover, 420.38

Testing stations, motor vehicles, 321.238–321.247

Titles, indexing, 366.2

Traffic lights, erection, 321.472

Traffic regulations, 321.236, 389.39–389.41

Traffic signs, posting, 321.237

Truck regulation, power, signs, 321.473

Veto passing over veto, 366.5

Viaducts for railroads, 387.1

Violations, costs in superior court, 603.26

Violations, jurisdiction of courts, 367.4

Voting, majority required, 366.4

Zoning ordinance, 414.2, 414.21, 415.2

**Organization**

Applicable law, 363.2

Bodies politic and corporate, 368.2

Change in form of government, 363.31–363.38

Commission government, 363B.1–363B.8

Forms of government enumerated, 363.1

Manager plan cities, 363C.1–363C.8

Mayor and council to be governing body, 363.3

Mayor-council government, cities not having other form, 363A.1

New corporations, 363.30

Wards, general provisions, 363.7

Original notices, service, R.C.P. 56(h)

Packing houses, 368.5(1)

Palmists, regulated, 368.8(1)

Parades, regulated, permit, 368.5(2)

**Park commission***General provisions applicable to city and town officers, see subhead Officers above*

General provisions, powers and duties, 370.1–370.31

**CITIES AND TOWNS—Continued****Park commission—Continued**

Cities over 125,000, 371.1–371.9

Playgrounds and recreation places, 300.1

River-front improvements, 372.8

School board co-operation, 300.1

**Park fund**

Commissioners paid from fund, 370.5

Committee, expenditure, 370.27

Expenditures authorized, 370.10

Memorial hall fund, surplus, 37.22

Permanent park board to control, 371.6

Tax levies, 370.6

Park improvements, plan commission, duty, 373.13

**Parking**

Expenses paid from street fund, 404.7(5)

Off-street facilities, 390.1–390.13

Parking meters, 390.7, 390.8, 390.12

**Parks**

Acquisition of real estate, 111.32, 370.11–370.24

Allocation of funds, 404.11

Authority to establish, 111.34, 389.1

Bonds, 370.7

Celebrations, use of parks, 370.13

Cities over 125,000, park board, 371.1–371.9

Commissioners, 370.1–370.31

Committee in lieu of park board, 370.27

Condemnation, 370.24

Conveyance from state, 111.32

Defacement of trees, 370.21

Drainage district, payment, 459.3–459.6

Establishment authorized, 389.1

Establishment outside cities, 111.34

Exemption from taxation, 370.11

Expenditures for state park, 111.28

General powers, 368.30

Improvement authorized, 389.1

Lease of facilities, 368.30

Leasing to organizations, 370.13

Maternity hospitals, not near, 236.3

Memorial hall fund, surplus used, 37.22

Memorial halls erected, 370.31

Motor vehicle regulations, 321.236(5), 321.248

Outside of city limits, 111.34

Park board, permanent, cities over 125,000, 371.1–371.9

Pecuniary profit prohibited, 111.34

Pedestrian street crossing regulated, 321.328

Permanent park boards, 371.1–371.9

Plan commission recommendations, 373.13

Playgrounds, school, 300.1–300.7, *see also subhead Playgrounds below*

Pleasure grounds, 370.12

Poles and wires, 370.23

Power to establish and improve, 111.34, 389.1

Private parks, 111.34

Profit from parks prohibited, 111.34

Public squares, *see subhead Public Squares below*

Real property acquired, 370.10, 370.11

Repairs by city authorized, 389.1

River-front improvements, 372.8

Rules and regulations, 370.22

Second-class cities, additional tax levy, 370.6

Soldiers' monuments erected, 370.31

State parks

Conveyed to city or town, 111.32

**CITIES AND TOWNS—Continued****Parks—Continued****State Parks—Continued**

Maintenance authorized, 111.27, 111.28

Management, 111.27

Purchase authorized, limitation, 111.28–111.30

Tax extended, park and lake improvements,  
370.28–370.30

Tax levy, 370.6

Trees, defacement, 370.21

Vacation of parks, Const., Iowa, III, 30; 409.25

Violation of rules, 370.22

Zoning law, purpose, 414.3

**Passes or franks, 479.94****Pasteurization of milk required, 368.25****Pawnbrokers regulated, 368.6(3), 368.7(4)****Peace officers' short course, 80.12****Peddlers**

City regulation, license, 368.6(3, 5)

County license not good, 444.14

Drug license, pharmacy examiners, 203.6–203.7

Itinerant merchant's license, 81.2, 81.12

License, 368.6(3, 5)

License by counties, 444.13–444.17

**Pensions for firemen and police, 410.1–410.18,  
411.7–411.14****Pensions for utility employees, 412.1–412.5****Pensions, retired employees, 97.50–97.53****Personal service trades, 369.1–369.5****Petitions by election, river-front commission,  
372.2****Physician***General provisions applicable to city and town  
officers, see subhead Officers above*

Civil service law not applicable, 365.6(1)

Health officer, 137.4, 137.9–137.15

Member board of health, 137.1(1)

Powers and duties, 368A.20

Special charter cities, 420.169, 420.170

**Physicians, itinerant, 368.6(3)****Piers established, regulated, 368.27****Plan, comprehensive, adoption, 373.18–373.20****Planning assistance, state commission, 28.10****Planning commission***General provisions applicable to city and town  
officers, see subhead Officers above*

General provisions, 373.1–373.20

Expenses from general fund, 404.6(4)

Park board nomination, 371.3(3)

Professional consultants employed, 373.21

Zoning commission, 414.6

Zoning law, 414.3, 414.6

**Plats, 409.1–409.47****Plats and schedules, public improvements, 391A.8****Plats approved by planning commission, 373.12,  
409.14****Plats legalized, 592.2–592.4****Plats outside corporate limits, 306.15, 409.14****Plats, vacation of, laws special or local forbid-  
den, Const., Iowa, III, 30****Playground commission, 377.2****Playgrounds***General provisions, 377.1–377.5*

Allocation of funds, 404.11(2)

Bonds to pay debt, 407.11–407.15

Co-operation with schools, 300.7, 374.5, 377.3–  
377.5**CITIES AND TOWNS—Continued****Playgrounds—Continued**

Dam construction, 469.31

Election, resubmission, 407.11

Establishment authorized, 300.1, 389.1

General powers, 368.30

Improvements authorized, 300.1–389.1

Indebtedness authorized, 407.1–407.11

Limitation on school sites, 297.2–297.4

Memorial buildings, 37.18(3)

Memorial hall fund surplus, 37.22

Park commissioners' powers, 370.12

Public square given to school, 409.46, 409.47

River-front commission, 372.15

School districts, 300.1–300.7

School playgrounds, 374.5

Schools, co-operation, 300.7, 374.5, 377.3–377.5

Supervision, 374.5, 377.4

Tax levies, 300.2–300.6

Pleasure grounds improved, 370.12

Plumbers licensed, 368.17

Plumbing code fund, 135.15

Plumbing equipment inspected, 368.9

Plumbing, housing law, 413.34, 413.55, 413.85, 413.86

Plumbing permit for mobile home park, 135D.7

Plumbing regulations, 368.17

**Police court**

Abolition for municipal court, 602.17–602.20

Abolition for superior court, 603.1, 603.5

Abolition of superior court, effect, 603.58

Absence of judge, court held, 367.6

Appeals, 367.8

Appointments under civil service, 365.15

Authorization, 367.1

Certiorari, R.C.P. 306–319

Chief, general duties, 368A.17

**Clerk***General provisions applicable to city and  
town officers, see subhead Officers above*

Appearance as counsel prohibited, 367.2

Oaths administered, 78.1(3)

Report of forfeited bonds and penalties, 666.6

Clerk appointed, 367.11

Commitment for fine and costs, 367.9, 367.10

Contempt, punishment, 665.1–665.5

Court of record with a seal, 367.1

Criminal procedure, 367.1–367.15, 420.34, 602.28,  
603.17, 780.1

Designated as court of record, 367.1

Emergency appointments, 365.17

Fines, 367.9, 367.10

Free rides, 368A.23

Imprisonment at hard labor, 356.16–356.20

**Judge***General provisions applicable to city and  
town officers, see subhead Officers above*

Absence, case to justice, 367.6

Appointed, 367.11

Appoints clerk, 367.11

Defined as magistrate, 748.1

Disqualified, when, 605.17

Elected, 367.11

Fees, 367.13

Judge not to act as attorney, 605.14

Magistrate power, 748.1, 748.2

Oaths administered, 78.1(1)

Practice as attorney only in civil matters,  
605.15

**CITIES AND TOWNS—Continued**

Police court—Continued  
 Judge—Continued  
 Salary, 367.13  
 Sentence at hard labor, 356.16  
 Vagrancy hearing, 746.7  
 Warrants for obscene articles, 725.9  
 Wartime emergency succession, 38A.9–38A.13  
 Jurisdiction, 367.1, 367.4, 367.6  
 Jurors, 367.3, 367.8  
 Justice court law applicable, 367.8  
 Juvenile cases transfer, 232.18, 321.482  
 Mandamus, 661.1–661.17; R.C.P. 107  
 Marshal as bailiff, 367.14  
 Marshal's duties, 368A.17  
 Open for business at all times, 367.1  
 Procedure, 367.8  
 Public proceedings, Const., Iowa, I, 10; 605.16  
 Reports of liquor cases, 123.53  
 Seal, 367.1  
 Security to keep the peace, 727.4, 760.1–760.10  
 Sentence at hard labor, 356.16–356.20  
 Statistics collected, 685.8–685.10  
 Sunday business, 605.18  
 Superior court abolished, 603.58, 603.63  
 Vacancy, 367.12  
 Vagrants, trial, 746.7  
 Witness fees, 622.69  
 Writ of error, 367.8  
 Police department  
 Aeronautics commission, instructions, 328.12  
 Bonds authorized, 368.16  
 Chief of police  
*General provisions applicable to city and town officers, see subhead Officers above*  
 Appointment by mayor, 365.13  
 Appointments in department, 365.15  
 Automobile accident reports, 321.274  
 Bertillon system used, 782.8  
 Civil service, 365.6(1), 365.13–365.15  
 Criminal identification reports, 749.1–749.3  
 Fingerprints, duty to take, 749.2  
 Flag desecration law, 32.6  
 Health and safety appliance law, 88.1  
 Motor vehicle accident reports, 321.274  
 Motor vehicle thefts reported, 321.72  
 Records made of prisoners, 782.8  
 Weapons, permits to carry, 695.5(1)  
 Weapons, permits to sell, 695.20  
 Child labor law enforced, 92.16  
 Civil service, 365.1–365.31  
 Damage suits defended, 321.495–321.497  
 Emergency vehicles, 321.495–321.497  
 Established and maintained, 368.15  
 Expenses paid from public safety fund, 404.8  
 (1, 2)  
 Hospital adjacent to city, control, 347.20  
 Industrial disputes, assistance, 80.24  
 Jails, 356.3–356.25, 407.3(5)  
 Joint facilities, 368.15  
 Marshal as chief, 368.15  
 Motor vehicles defined as emergency vehicles, 321.1(26)  
 Park policemen paid, 370.10(3)  
 Patrol wagons, 321.1(26)  
 Peace officers' powers, *see PEACE OFFICERS*  
 Pensions, 410.1–411.14  
 Police court, cases transferred, 602.19, 602.20

**CITIES AND TOWNS—Continued**

Police department—Continued  
 Policemen, attendance at conference and schools, 368.13  
 Policemen outside city limits, 368.15  
 Premiums on liability insurance paid by city, 321.496  
 Public safety officers, authority, 80.9  
 Radio broadcasting system, 750.1–750.6  
 Radio, duty of city to install, 750.5  
 River-front ground protection, 372.14  
 School bus law, duty to enforce, 321.380  
 Special charter cities  
 Compensation, 420.16  
 Health law enforced, 420.182, 420.185  
 Powers, statutes construed, 420.189  
 Station houses  
 Accommodations for police matrons, 368A.19  
 Debt authorized, 407.3(5)  
 Established and maintained, 368.15  
 Strikes, state aid requested, 80.24  
 Police matrons  
*General provisions*, 368A.19  
 Appointed, 363A.3, 365.13  
 Outside city limits, 368.15  
 Policemen  
 Appointed, 363A.3  
 Policemen, powers and duties, 368A.18  
 Political activity, civil service employees, 365.29, 365.30  
 Polling places, 49.21–49.25, 363.8, *see ELECTIONS*  
 Pollution of water, city jurisdiction, 397.26  
 Pool rooms, regulation, license, 368.8(2)  
 Poor relief  
 Applications for relief, 252.33, 252.34  
 Government projects, co-operation with, 252.42  
 Trustee with oversight of poor, 252.4  
 Population  
 Classification as city or town, 363.4, 363.5  
 Determined by census, 26.6  
 Population change, effect on commission plan cities, 363B.3  
 Pounds, dogs, city contracts, 368.8(4)  
 Power plants, 397.1–397.43  
 Powers, generally, 368.1–368.42  
 Powers over airports outside city, 330.11  
 Precinct to have polling place, 363.8  
 Primary elections, special charter cities, 43.112–43.118  
 Primary road markings, 313.41–313.45  
 Private citizen's property exempt from city's debt, 627.18  
 Private clubs, drinking hours regulated, 124.31  
 Privies regulated, 413.86  
 Property acquired and maintained, 368.18  
 Property and public grounds, *see subheads Buildings, Municipal above and Grounds, Public above*  
 Property, city, deemed privately owned, 391.46  
 Property owned, title, 569.1–569.7  
 Property, power to acquire, lease, hold, 368.2  
 Provisions, tainted, destroyed, 368.7(2)  
 Publication, important matters, 618.14  
 Public contracts and bonds  
 Hearings and procedure, 23.1–23.15  
 Municipality, special charter city, 23.1

**CITIES AND TOWNS—Continued**

- Public dance halls, 368.8(1)
- Public funds, deposits, 453.1–453.8
- Public grounds, expenses from street fund, 404.7(2)
- Public hall, owned with township, 360.4–360.6
- Public health, expenses paid, 404.9(7)
- Public improvements
  - Authority to construct, repair, finance, 391A.2
  - Bids, when required, 23.18, 391.31
  - Defined, 391A.1(4)
  - Expenses paid from street fund, 404.7
  - Procedure, generally, 391A.5–391A.40
  - Self-liquidating, 394.1–394.12
  - Utilities, connection to private property, 391A.4, 391A.20
- Public improvements and bonds
  - Appeal, limitations, procedure, 23.4–23.11
  - Bids, when required, 23.18, 391.31
  - Bonds, notices, hearings, appeal, 23.12–23.15
  - Coal mined in Iowa, bids and contracts
    - Exception, city utilities, 73.10
    - Use required, provisions, 73.6–73.9
  - Plans, notice of hearing, objections, 23.2, 23.3
  - Preference, Iowa labor and materials, 73.1–73.10
  - Requirements before issuance, 23.1–23.16
  - Taxes, bonds, void for noncompliance, 23.16
- Publicity, development and general welfare department, 364.1–364.4
- Public lands, vacation, 409.25
- Public libraries, 378.1–378.18
- Public property, no execution, 627.18
- Public safety department employees, 80.9
- Public safety, expense, 404.8(7)
- Public squares
  - General provisions applicable to all municipal property, see subheads Buildings, Municipal, above and Grounds, Public above*
  - Halls and monuments, 370.31
  - Supervision by cities, 389.12
  - Transfer to schools, election, 409.46, 409.47
  - Vacation by general assembly not allowed, Const., Iowa, III, 30
- Public utilities, municipal plants
  - General provisions, 394.1–394.12, 397.1–397.43*
  - Accounts, 368A.9
  - Allocation of funds, 404.12
  - Board proceedings published, 368A.24
  - Coal used, 73.10
  - Earnings pledged for hospital debts, 380.9
  - Employees retirement, 412.1–412.5
  - Free passes, reduced rates to officers, 368A.23
  - Free service, 399.26, 741.1
  - Indebtedness, 407.1–407.15
  - Inquiry to property, 716.1, 716.7, 732.3
  - Poles and wires, 370.23, 372.14, 386.1
  - Revenue bonds, 23.17, 394.1–394.11, 397.10–397.13
  - Self-liquidating improvements, 394.1–394.12
  - Sewage plants, 393.1–394.12
  - Special charter cities, 420.297–420.303
  - Tax exemption, 427.1
  - Transit system, city-owned, 386A.1–386A.18, 404.10(14)
  - Transit system subsidy, 386A.1–386A.12

**CITIES AND TOWNS—Continued**

- Public utilities—Continued
  - Underground connections made or relocated, 391A.4, 391A.20
  - Use of bridges, 383.3
  - Water mains extended, 401.1–401.13
  - Water supply poisoned, 690.9
  - Waterworks, additional provisions, 398.1–398.13, 399.1–399.32, 400.1–400.12
- Public works supervised by manager, 363C.7
- Purchase of land at execution sale, 569.1–569.8
- Purchase or execution, 368.36
- Quarantine officer, 137.5
- Radio systems for police use, 750.1–750.6
- Railroads
  - General statutory provisions, 476.1–483.20*
  - Assessment liens, 391.35–391.40
  - Complaint by city, 474.22, 474.34, 479.72–479.74
  - Crossings, 389.41
  - Fences, local regulations not applicable, 478.8
  - Relocation, notice, rights, 480.1–480.7
  - Speed in cities, 389.42
  - Station name change, 477.58–477.60
  - Street improvements, repairs, 391.79, 391.83
  - To construct viaducts, underpasses, 387.1–387.17
  - Union depots, 482.1–482.4
- Railway company assessment, 391A.29, 391A.38
- Rates for transmission line, court test, 489.13
- Reading of ordinances, 366.3
- Real property
  - Acquired and maintained, 368.18
  - Disposal, 368.39, 368.40
  - Execution sale purchase, 569.1–569.8
  - Leased by council, 368.35
  - Power to acquire, lease, hold, 368.2
  - Purchase, 368.37
  - Title to city-owned, 569.1–569.7, *see TITLES*
- Recorder, superior court clerk, 603.22
- Records
  - Destroyed after ten years, 368A.3
  - Discontinued cities and towns, 362.15
  - Financial, general provisions, 404.4
  - Kept by secretary of state, 9.2
- Recreational facilities
  - General powers, 368.30*
  - Allocation of funds, 404.11
  - Center in memorial hall, 37.18(3)
  - Recreation centers, 377.1–377.5
  - River-front improvements, 372.15
- Recreation grounds
  - General provisions, 374.1–374.5*
  - Authority to build and operate, 374.1–374.5
  - Bonds to pay debt, 407.12–407.15
  - Dams built, land condemned, 469.31
  - Indebtedness authorized, 407.1–407.11
  - Playgrounds, 377.1–377.5
- Refrigeration plants established, 397.3
- Refuse prohibited, 368.7(3)
- Registration of voters, 47.1–48.25
- Regulatory powers, 368.5, 368.6
- Relatives, employment prohibited, 71.1, 71.2
- Removal of elective officers, 363B.12–363B.21
- Rendering works regulated, 368.5(1)
- Reports
  - See appropriate subhead of the department or officer for reports of officers*



**CITIES AND TOWNS—Continued****Reports—Continued**

- Improvements completed, contents, 23.11
- State auditor to publish city reports, 11.31
- Residence districts, motor vehicle law, 321.1(55)
- Residence districts, restricted
  - Churches and schoolhouses permitted, 415.2
  - Ordinances certified and recorded, 366.12–366.15
  - Permit from council required, 415.2
  - Petition, ordinance, effect, 415.1–415.3
  - Violations, nuisances, penalties, 415.3
  - Zoning law, 414.1–414.5, 414.22
- Residences, 413.1–413.125
- Resolutions, *see subhead Ordinances and Resolutions above*
- Restaurants regulated, licensed, 368.6(1), *see RESTAURANTS*
- Restricted residence districts, 366.12–366.15, 415.1–415.3
- Rest rooms, 376.1
- Retirement system, employees, 97.50–97.53
- Retirement system, police and firemen, 411.1–411.14
- Retirement system, utility employees, 412.1–412.5
- Revenue bonds, 23.17, 394.1–394.12, 397.10–397.13
- Riding regulated, 389.40
- Riots
  - Deputized persons, peace officers' powers, 365.17
  - Power to restrain and prohibit, 368.7(7)
- Riparian owner's rights, 372.6
- River-front commission
  - Allocation of funds, 404.10(9)
  - Bonds exempt from taxation, 427.1(5)
  - General law applicable to cities only, 372.1–372.18
  - Improvements approved by planning commission, 373.13
  - Plats approved by planning commission, 373.12
  - Securities, public, tax exempt, 427.1(5)
  - State grant land, use, 420.165
  - Structures on state grant land, use, 420.165
- Rivers, flood control, 395.1–395.34
- Rivers, improvement, generally, 372.1–372.18
- River walls, allocation of funds, 404.11(6)
- Roadhouses, regulations, 368.7(9)
- Roads
  - Added to primary system, 313.2
  - County trunk roads, 314.5
  - Damage actions, notice, limitations, 614.1(1)
  - Dragging, duty of council, 389.13
  - Use tax fund, use limited, 312.6, 312.10–312.15
- Roller skating rinks regulated, 368.8(1)
- Sale of city land, 390.6
- Sale of supplies on parking lot, 390.4, 390.11
- Sales, public, established, regulated, 368.27
- Sales regulated, 368.6(5), 368.8
- Sales tax refund, 422.45(6)
- Sanitary inspection, 135.11(6)
- Sanitation and quarantine officer
  - General provisions applicable to all city and town officers, see subhead Officers above*
  - Abatement nuisances, 137.12, 137.19
  - Appointed by mayor, 137.5
  - Definition, 135.1(7)
  - Duties generally, 137.5

**CITIES AND TOWNS—Continued****Sanitation officer—Continued**

- Entry of premises, 137.12, 137.15
- Execute health board orders, 139.5
- Health and quarantine regulations, 137.5
- Hospital adjacent to city, 347.20
- Prostitution suppressed, 140.30
- Quarantine provisions, 139.1–139.32
- Sanitation fund, levy and expenditure, 409.9
- Scavengers, regulation, license, 368.6(3)
- School districts, reimbursement for taxes lost on city tax-free lands, 284.1–284.7
- School zones, motor traffic, 321.249
- Scientific and cultural facilities, 379B.1–379B.3
- Seal, 368.2, 368A.1
- Sealer of weights and measures, 213.5, 213.7
- Seal kept by mayor, 368A.2
- Seal of city
  - Armory bonds, 385.4
  - Bonds issued, 396.11, 408.3
  - Discontinuance of city, 362.15
- Secondhand dealers, 368.7(4)
- Secretaries, civil service not applicable, 365.6
- Securities, municipal, bank investment, 526.25(4)
- Securities, public tax exempt, 427.1(5)
- Self-liquidating improvements, 394.1–394.9
- Service trades, fair competition, 369.1–369.5
- Severance of territory, 362.32, 362.33
- Sewage boards, 368.26(3)
- Sewers
  - Adjacent property, main sewer cost, 391.13, 391.14
  - Adjoining city, joint use, 392.1–392.12
  - Advisory committee, 417.1, 417.2
  - Alternate method, construction and financing, 391A.1–391A.40
  - Annexed cities and towns, 391.95
  - Assessment clerk, 417.3
- Assessments
  - Adjacent lots, main sewer cost, 391.13, 391.14
  - Appeals, 391.88–391.91, 391A.28
  - Condemned land, part of cost, 391.16
  - Correction, method, effect, 391.86, 391.87
  - Cost of sewers, 391.42, 391A.23, 391A.24
  - Cross and lateral sewers, cost adjusted, 391.17
  - Date of delinquency, 391.60, 391A.217
  - Deficiencies, how paid, 391.44, 391A.25
  - Delinquency, tax sale, 391.60, 391.64
  - Engineer to assist, 391.52
  - Exemptions for war veterans, 391.47
  - Installments, maturity, 391.60, 391.91
  - Interest payments, when due, 391.60
  - Intersections, distribution of cost, 391.38
  - Joint use with other cities, 392.1–392.12
  - Levy and certification, 391.34, 391.57, 391.61
  - Lien on property, 391.35–391.37, 391.63, 391.82, 391.86
  - Lien, priority, 391.35, 391.36
  - Main sewers, adjacent property, 391.13, 391.14
  - Materials only, effect, 391.30
  - Maturity, waiver, 391.58, 391.59
  - Notice given, effect, 391.53, 391.54
  - Objections, 391.19, 391.22, 391.53, 391.55, 391.56, 391.91
  - Outlets and purifying plants, 391.12
  - Payments, 391.47, 391.62, 391.91

**CITIES AND TOWNS—Continued****Sewers—Continued****Assessments—Continued**

- Plat and schedule, 391.50
- Property assessable, 391.42, 391.44–391.47
- Qualifications imposed, 391.87
- Rate, amount limited, 391.48, 391.49
- Reassessments, 391.85–391.87
- Refunding bonds, payment, 396.28
- Refunds on corrections, 391.86
- Reliev, provisions, 391.84–391.87, 391A.33
- Rentals in lieu of taxes, 393.7
- Repair costs assessed, 391.43
- Sale for nonpayment, 391.64–391.68, 391A.32
- Special tax list, 445.11–445.14
- Time of making, 391.45

Bids for construction or repair, 391.31, 391.32

**Bonds**

*General provisions*, authority and procedure, 396.1–396.30

- Action on bonds, venue, 391.33
- Bondholder's rights after tax sale, 391.68
- Certificates joint system use, 392.11
- Certificates or bonds, resolution, 391.19
- Cities over 100,000, 417.68, 417.69
- Contractor's bond required, 391.28, 391.32, 391.33
- Cost bonds, railway assessments, 391.83
- Holder's right to tax sale certificate, 391.68
- Joint sewers of adjoining cities, 392.11
- Legalizing acts, 593.3
- Resolution of necessity, 391.18, 391.19
- Self-liquidating plants, 394.1–394.9
- Sewage treatment plants, 394.1, 394.6, 394.8, 396.22
- Special charter cities, 420.278–420.285

Bonds and certificates, general provisions, 396.1–396.30

Catch basins, construction, repair, 391.11

Charges for use, 393.1–393.9

Cities over 100,000, 368.43–368.46

Cities over 125,000, 417.1–417.72

Compulsory connection, 368.26

Condemned land, part of cost, 391.16

**Connections**

Housing law requirements, 413.28, 413.33, 413.86

Notice to owner of improvement, 391.8

Construction ordered, 391.25–391.27

Construction procedure, 391.18–391.34

Contract, agreement to repair, 391.30

Contracts for construction, 391.28–391.34

Contracts, public improvements, 573.1–573.27

Contracts with persons outside city for disposal, 393.10–393.12

Cost, *see Assessments above, under this subhead*

Council, improvements, procedure, 391.11

Councils procedure, 391.18–391.34

Cross sewers, cost proportioned, 391.17

Definition in housing law, 413.3(20)

Definition of terms, 391.1

Disposal plants, *see Sewage Disposal Plants below, under this subhead*

Districts established in city, 391.11, 391.13

Engineer, estimates, 391.52

Engineer to approve plans, 417.8

**CITIES AND TOWNS—Continued****Sewers—Continued**

Expenses paid from sanitation fund, 404.9

**Funds**

- Cost at street intersection, 391.38
- Payment of cost, 391.38, 391.42–391.44
- Sewer rental fund, 393.8
- Sinking funds, refunding bonds, 396.28
- Tax levy for funds, 391.75

Health department inspections, 135.11(7), 136.3

Hearing on resolution, 391.22

Housing law provisions, 413.3(20), 413.8, 413.33, 413.86

Inspection of records, 417.64

Joint use, other cities, 392.1–392.12

Labor claims, 573.7–573.11, 573.18, 573.19

Land condemned for right of way, 391.16

Lateral sewers, cost proportioned, 391.17

Levy for sewer fund, 391.75

Main sewer defined, 391.14

Material, claim for, 573.7–573.11, 573.18, 573.19

Notice of final action, 417.57

Notice of hearing on construction, 391.24

Objections and remonstrances, 391.23, 391.53

Other cities, joint use, 392.1, 392.12

Outlets obtained, costs assessed, 391.12

Payment before work completed, 573.27

Payment by city, 417.67

Permit, 135.27–135.29

Petition of property owners, effect, 391.26

Plat and schedule, cost, 391.20, 391.21, 391.34, 391.50

Plumbing regulated, 413.34, 413.55, 413.85, 413.86

Power to construct and repair, 391.11

Private initiation, 417.7, 417.8

Procedure for construction, 391.18–391.34

Purifying plants, cost assessed, 391.12

Railways and street railways, allegations, 417.53

Regulation, municipal, 391.8, 413.3, 413.33, 413.86

Regulation, state, 135.11(7), 136.3(2)

Remonstrance of property owners, 391.23

Rentals in lieu of taxes, 393.1–393.9

Repair agreement by contractor, 391.30

Repairs, 391.30, 391.43–391.45

Reports, 135.28

Resolution of necessity, 391.18–391.27, 391.34

Right of way, land condemned, 391.16

Sanitary sewers, outlets and plants, 391.12

**Sewage disposal plants**

Contracts with persons outside city, 393.10–393.12

Rental for use, 393.1–393.9

Self-liquidating projects, 394.1–394.9

State regulation, 135.11(7), 136.3(2c)

Sewage works, management, 368.26(3)

Special assessments, mains, 391.13

**Special charter cities**

Applicable statutes, 420.264

Bond law, applicability, 420.284

Bonds and certificates, 420.278–420.285

Certificate of tax levy, 420.271

Certificates and bonds, applicability, 420.284

Collection of assessments, 420.257

Cost, method of payment, 420.250

Duty to levy and collect tax, 420.282

Form of bonds, 420.280, 420.281

Fund for payment of costs, 420.270, 420.283

**CITIES AND TOWNS—Continued****Sewers—Continued****Special charter cities—Continued**

Interest due on assessments, 420.255–420.258, 420.276

Liability of city, trust fund, 420.283

Lien of assessments, 420.260, 420.274, 420.275

Limitation of action on bonds, 420.285

Maturity of assessments, 420.255, 420.256

Notice of assessments, 420.253, 420.266

Owners compelled to connect, 420.173

Plat, schedule, assessments, 420.253, 420.254, 420.265–420.267

Plumbing prescribed by local board, 420.174

Purchaser at sale rights, 420.220–420.299

Reassessment and relevy, 420.273, 420.274

Remonstrance by property owners, 420.268

Resolution by council, contents, 420.267

Tax levies, 420.282

Tax sale limitations, 420.220, 420.263, 420.275

Tax sales in general, 420.261–420.277

Waivers on assessments, 420.255, 420.256

Watercourses changed, land condemned, 420.59

State buildings, use of city sewer, 391.15

State institutions served, 391A.40

State regulation, 135.11(7), 135.27–135.29, 136.3 (2c)

Storm sewers, cities over 125,000, 417.73

Systems adjoining towns, use, 392.1–392.12

Systems established, regulations, 368.26(2)

Taxes supplanted by rentals, 393.7

**Tax levy**

Certification to county auditor, 391.75, 391.76

Rental in lieu of tax, 393.7

Trackless-trolley tax, 417.54

Valuation committee, 417.4, 417.5

Water mains installed prior to sewer, 399.28, 399.29

Zoning law, sewerage as basis, 414.3

Shelter houses, allocation of funds, 404.11(6)

Shooting galleries, regulation, license, 368.8(2)

Shows regulated, 368.8(3)

Shows, regulation, license, 368.8(3)

Shrubbery on city streets, 368.32

Shrubbery, trees, destruction prohibited, river-fronts, 372.13

**Sidewalks**

Alternate method, construction and financing, 391.1, 391.2, 391A.1–391A.40

Assessment for costs, to outside schools, 320.2

Certificates of levy, lien, 389.35, 389.36

County trunk road extensions, 314.5

Crosswalk defined, 321.1(55)

Defined in motor vehicle law, 321.1(51)

Delinquent tax, 389.34

Food displays regulated, 170.27

Grading, 389.31

Highway commission construct, 313.21, 320.4(3)

Injury, willful, 714.5

**Motor vehicle law**

Parking on sidewalk, 321.358(1)

Sidewalk defined, 321.1(51)

Stop on emerging from alley, 321.353

Objections, waiver, 389.32, 389.33

Parks, funds allocated, 404.11

**CITIES AND TOWNS—Continued****Sidewalks—Continued**

Paving to be at grade only, 391A.3

Permanent sidewalks constructed, 389.31

**Personal injury claim**

Bridges, damage claims from use, 381.16

Limitations of actions, 614.1(1)

Manager cities, 420.46

Notice to city, limitations, 614.1(1)

Special charter cities, 420.45, 420.46

Petition by property owners, 389.31

Primary road extensions, 313.21

Railway right of way, assessment, 391.40

Repair by city, cost assessed, 389.38

School outside certain cities, 320.1–320.3

Snow and ice removal, costs taxed, 368.33

Temporary sidewalks, 389.37

Waiver or payment of assessment, 389.33

Sights, offensive, power to restrain, 368.7(3)

Signs, traffic, ordinance powers, 321.472

Simmer law, 397.9–397.19

Skating rinks regulated, 368.8(1)

Slaughterhouses, 368.5(1)

Snow and ice, expense of removal, 404.7(4)

Snow and ice, removal from sidewalks, 368.33

Snow removal from sidewalks, 404.5(31)

Snow removal from streets, tax levy, 404.5(31)

Soap factories regulated, 368.5(1)

Social security, federal, 97C.1–97C.19

**Soil conservation**

Adviser may be appointed, 467A.6

Co-operation authorized, 467A.9

Soldiers' monument, 370.31, 372.17

Solicitor, *see subhead Attorney above*

Special assessments, commission cities, 363B.22

**Special charter cities****Abandonment of plan**

Authority for abandonment, 420.289

Canvass of votes, 420.292

Delinquent taxes, 420.294

Election, question submitted, 420.290–420.293

Officers elected, 420.293

Petition, notice, 420.290, 420.291

Rights and liabilities, 420.295

Amendment of charter, 420.286–420.288

Applicable law, 368.1

**Assessments, special**

Collection, 420.213–420.219, 420.257, 420.271, 420.276

Copy filed with city clerk, 420.275

Correction of levy, 420.273, 420.274

Delinquency, time, interest, 420.276

Health law enforcement expenses, 420.187

Interest rate, penalties, 420.255, 420.258, 420.276

Lien on property assessed, 420.275, 420.277

Lighting fixtures, construction cost, 420.251

Nuisance abated, expense, 420.176

Penalty and interest, limitation, 420.255, 420.258, 420.276

Relevy by council when irregular, 420.273, 420.274

Sewer connections, cost, 420.173

Sewers and street improvements, 420.250–420.277

Tax list provided, 420.230

**CITIES AND TOWNS—Continued**

## Special charter cities—Continued

## Assessments, special—Continued

Tax sale procedure, 420.277

Watercourse changed, condemnation, 420.59, 420.61

Board of health, 420.168–420.189

## Charter

Abandonment, effect, 420.289–420.296

Amendment procedure, 420.286–420.288

Effect, 420.41

Word construed, housing law, 413.3(20)

Collector of taxes, 420.39, 420.276

## Courts

Action to recover fines and penalties, 420.38

Commitment for nonpayment of fines, 420.36

Criminal cases, fees, 420.16

Fines and fees collected, report, 420.39

Jury and change of venue, 420.34

Limitation on prosecutions, 420.35

Mayor's court, 420.15

Municipal court, 420.34

Ordinance violation prosecutions, 420.34–420.39

Police court held by mayor, 420.15

Police judge, 420.15, 420.16, 420.182, 420.185

Transcripts of judgments, 420.37

Warrants to enforce health law, 420.182, 420.185

Diseases, contagious, 420.171, 420.181, 420.185, 420.189

Dumps regulated, 420.171, 420.175, 420.176

Eminent domain, 420.60, 420.156, 420.303

Epidemics, report, 420.181, 420.186

Extension of boundaries, 420.156

Ferries, landing places, 420.156, 420.166

Fire regulations construed, 420.189

Funds transferred, 420.296

Garbage can tax, 420.190

Landing places for ferries, 420.166

Laws applicable, 420.41, 420.43

Levee improvements, 420.155–420.167

Lights and fixtures, 420.251

Marshal, 420.16

Marshal, health warrants, 420.182, 420.185

Nuisances, health law, 420.171, 420.175–420.177, 420.182

Nurses for diseased persons moved, 420.183

Park bonds, 370.7

Plumbing, 420.174

Powers and privileges, 420.40

Primary elections, law applicable, 43.112, 43.114

Public improvements, 420.94

Public utility trustees, 420.297–420.304

## Reports

Health board clerk, report of epidemics, 420.186

Health board report to council, 420.171, 420.188

Riparian rights protected, state land grant, 420.165

River-front and levee improvements, 420.155–420.167

River-front land grant, use requirements, 420.155–420.167

Road districts, tax levy, 420.252

Sanitary regulations construed, 420.189

Sewers, engineer to approve plans, 417.8

State land to city, use, 420.165

**CITIES AND TOWNS—Continued**

## Special charter cities—Continued

## Tax assessments

Assessable property, 420.204

County authority to collect, 420.43

Special assessments, *see subhead Assessments above, thereunder see Special Assessments*

Tax commission, duties, 420.205

Valuation of property, 420.204, 420.205

Tax commission, state, duties, 420.203, 420.205

## Taxes

Abandonment of charter, delinquent taxes, 420.294

Bank taxation law applicable, 420.207

Certificate of purchase, 420.237

Certificate of redemption, 420.239

Collection by county, 420.43

Collection, power of council, 420.206, 420.213

Collection statutes applicable, 420.246, 420.257

Collector's liability, 420.236(3)

Compromise of tax by city, 420.228

Council's duty to collect, 420.236(3)

County-bid property, no city tax, 420.221

Deed, property sold for taxes, 420.241–420.244, 420.246

Interest when delinquent, 420.213

Lien of taxes, 420.231–420.234

Limitation on penalty when unpaid, 420.248

Notice of tax sale, 420.214–420.218

Park bonds, 370.7

Payment refused, 420.236

Penalty limitation, 420.248

Procedure for collection, 420.213

Purchase of real property, 420.237

Receipt given upon payment, 420.235, 420.236

Redemption from tax sale, 420.238–420.240

Sale after public bidder sale, 420.220–420.229

Sale cancellation, deed failure, 420.247, 446.37

Sale for special assessments, 420.261–420.264

Sale of real estate for taxes, 420.214–420.219

Taxation law applicable, 420.207

Tax list, 420.214, 420.215, 420.330

## Tax levies

Corrected levy, relevely, 420.274

Council, power to levy taxes, 420.206

County, authority to levy taxes, 420.43

Levee improvements, 420.155, 420.157

Moneys and credits, 420.204, 420.207

Playgrounds, 420.198

Relevely by council, 420.273

Sewers, disposal plants, 420.270, 420.271

Street improvements, 420.269, 420.271

Water-front improvements, 420.155, 420.157

## Tax sales

After public bidder's sale, 420.220–420.229

City as purchaser, 420.223, 420.262

General provisions, 420.214–420.219

Special assessments, 420.261–420.263

Watercourses changed, 420.59, 420.61

Territorial limits, 420.77, 420.156

Violations of ordinances, 420.172

Watercourses and drains changed, 420.59–420.61

Wells condemned, 420.171, 420.175

Speed signs, duty to install, 321.289

State buildings, sewer connections, 391.15

State institutions serviced, sewers, 391A.40

**CITIES AND TOWNS—Continued**

State parks, care, purchase, 111.27-111.30  
 State parks, maintenance arrangement, 111.27

Station houses  
 Accommodations for police matrons, 368A.19  
 Debt authorized, 407.3(5)  
 Established and maintained, 368.15

Steam and power waste utilized, 397.3  
 Stenographers, civil service not applicable, 365.6  
 Stolen property, search to discover, 368.7(4)  
 Stone procured for street use, 337.18  
 Stream pollution, sewers to prevent, 368.43-368.46  
 Streams, improvement, generally, 372.1-372.18  
 Street occupations by children forbidden, 92.12, 92.13  
 Street railway companies, repairs of bridges, commission cities, 363B.23  
 Street railway lines regulated, 386.1  
 Street railway regulations, 402.1-402.4  
 Street railways, cities over 125,000, 417.53, 417.54  
 Street railways, option on motor bus franchise, 386.2  
 Street railways, use of viaducts and underpasses, 387.12, 387.13

Streets and alleys  
 Advisory committee, duties, 417.1, 417.2  
 "Alley" defined, 321.1(67)  
 Allocation of funds for lighting, 404.12(2, 5)  
 Alteration by water power companies, 470.2  
 Alternate method, construction and financing, 391A.1-391A.40  
 Annual reports to highway commission, 312.12-312.14

Assessments  
 Acquisition of land needed, 389.5-389.10  
 Alleys, apportionment of costs, 391.39  
 Amount, limitation, 391.48, 391.49  
 Appeals to district court, 391.88-391.91  
 Appraisalment of grading damage, 389.22-389.30  
 Auditor, special assessment book, 445.11-445.15  
 Certification of levy, 391.34, 391.61  
 Collectible as taxes, 391.60, 391.64-391.68  
 Condemnation of lands, payment, 389.5-389.9  
 Connections for gas and water, 391.8  
 Correction of assessments, 391.86  
 Cost of improvement, apportioned, 391.39  
 County-city roads, apportionment, 311.5  
 Date of delinquency, 391.60  
 Defects in legality corrected, 391.84, 391.85  
 Deficiencies, how paid, 391.44  
 Delinquency, tax sale for, 391.64, 420.259  
 Districts, established, 391.2(2), 391.39  
 Districts, road extension, ch 311  
 Division of property, 391.63  
 Engineer to assist, 391.52  
 Estimate filed by county auditor, 391.34  
 Estimate of cost by council, 391.20(6)  
 Excessive assessment refunded, 391.86  
 Exemption of war veterans, 391.47  
 Extension of streets and alleys, 389.3  
 Filing of special tax creates lien, 391.35  
 Gas and water connections, 391.8-391.10  
 Grading assessments, 389.8, 391.4  
 Hearing, objections, decision, 391.55, 391.56

**CITIES AND TOWNS—Continued**

Streets and alleys—Continued

Assessments—Continued  
 Increased award, assessed, 389.8  
 Installment payments, 391.59-391.62, 391.91  
 Interest payments, when due, 391.160  
 Interest rate, 391.58-391.60, 420.255-420.258  
 Intersections, court costs apportioned, 391.38  
 Levy, 389.7, 391.57, 420.253, 420.254  
 Liens on real property, 391.35-391.40, 391.63, 391.86  
 Lighting tax, authority to levy, 389.18  
 Macadamizing, levy for, 389.10  
 Materials only, effect, 391.30  
 Maturity, 391.58-391.60, 420.255, 420.256  
 Nonassessable, property, 391.44  
 Notice published, 391.24, 391.53  
 Notice to railroad landowner, 391.54  
 Objections, 391.22, 391.23, 391.53-391.56, 391.91  
 Objections not filed, waiver, 391.19, 391.47  
 Oiling, graveling, levy, 391.51, 391.53-391.57  
 Paved roads, limit on city cost, 391.41  
 Paving costs, 389.10  
 Payment after appeal or objection, 391.91  
 Payment by installments, 389.4, 391.59-391.63  
 Payment limited to twenty years, 389.4  
 Payment, where and when made, 391.58-391.62  
 Place of payment, 391.58  
 Plat and schedule filed, 389.6, 391.20  
 Platting required, 409.31  
 Privately owned property defined, 391.46  
 Property assessable, 307.10, 389.3  
 Property not assessable, 391.44, 391.47  
 Property owners, objections to paving, 391.23  
 Qualifications imposed, 391.87  
 Railway assessment as lien, 391.35-391.40  
 Railway assessments, 391.40, 391.77-391.83  
 Rate according to benefits conferred, 391.48  
 Rate of assessment limited, 391.48, 391.49  
 Reassessments, 391.84-391.86  
 Record kept, 445.11-445.15  
 Refunding bonds, payment, 396.28  
 Refunds when levy excessive, 391.86  
 Relevy to correct invalid levy, 391.84, 391.85  
 Repairs of streets and alleys, 389.3  
 Resolution of necessity, 389.6, 391.18-391.20  
 Sale for nonpayment, 391.64-391.68  
 Special assessment, county list, 445.11-445.13  
 Special assessments, 389.9  
 State lands, cost paid by state, 307.10  
 Street railways, 391.5, 391.36, 391.77, 391.78  
 Tax sale for nonpayment, 391.64-391.68  
 Term of payment, 389.4  
 Time for payment, 391.58, 391.59  
 Time of making, 391.45  
 United States property, 391.38, 391.46  
 Waiver of objections, 391.56  
 Water connections, 391.8-391.10

Authority for establishment, 389.1  
 Avenues established, 389.1  
 Beer drinking prohibited, 124.37  
 Bids required for construction or repair, 391.31  
 Billboards deemed, as nuisance, 657.2(7)  
 Bonds, 417.68, 417.69  
 Bonds, general authority, 408.17  
 Bonds, generally, 396.1-396.30  
 Boundary streets, joint construction, 391.2

**CITIES AND TOWNS—Continued****Streets and alleys—Continued**

- Bridges, 381.1–381.6
- Budget prepared and submitted to highway commission annually, 312.13
- Building lines established, 366.12
- Business district detour markings, 313.43–313.45
- Car lines, motorbusses crossing, 388.3
- Catch basins constructed and repaired, 391.11

**Certificates**

- Assignment on tax sale, 391.68
- Holder's right after tax sale, 391.68

**Certificates of indebtedness**

- General provisions*, 396.1–396.30
- Anticipated revenue, trackless trolleys, 417.54
- Change of name of platted street, 409.17
- Changing names of streets legalized, 592.7
- Child labor on streets, 92.12, 92.13

**Chloriding of streets**

- Assessment for costs, 391.51, 391.59
- Contract for work not necessary, 391.29, 391.30
- Cost of preparing street, 391.5
- Payment of assessments, 391.59
- Power to improve, 391.2(1)

**Cities over 125,000, 417.1–417.72**

- Cleaning, flushing, sprinkling, expenses, 404.9 (5)

**Closing of streets**

- Law, special or local forbidden, Const., Iowa, III, 30
- Plan commission recommendations, 373.12
- Plat vacated, effect, 409.18–409.25
- Power to vacate, 389.1

**Closing primary roads, limitation, 321.348**

- Congestion lessened by zoning law, 414.3
- Connections underground for utilities, 391.8–391.10
- Contracts for improvements, 391.28–391.34, 391.77

**Controlled access highways, 306A.1–306A.9**

- Council, duty to drag roads, 389.13
- Council, improvements, procedure, 391.2, 391.91
- Council, street improvements, 389.1, 389.42
- Crossing car lines by busses, 388.3

**Curbing**

- Assessment for cost, method, 389.10
- Grading before curb construction, 391.3
- Power of cities to install, 391.2(1)

**Curb level defined, housing law, 413.3(15)**

- Damages, injury from defect, 420.45, 420.46
- Dedication accepted by council, 389.2
- Defects, action for injuries, 614.1(1)
- Definition of streets in vehicle law, 321.1(48)
- Definition of terms used, 391.1
- Detour markings on highways, 313.43–313.45
- Disposal of discontinued streets, 368.39, 368.40
- Dock department, authority, 384.3(4)
- Dragging of roads, 389.13
- Easements acquired or prevented, 564.3–564.8
- Embankments and fills constructed, 389.15
- Engineer, duties, 391.52
- Engineer to approve plans, 417.8

**CITIES AND TOWNS—Continued****Streets and alleys—Continued****Establishment**

- Approval of plats by council, 558.65
- Condemnation of land, 389.5–389.9
- Dedication acceptance resolution, 389.2
- Division into streets and blocks, 409.4
- Plats made of towns or subdivisions, 409.1
- Power of cities, 389.1
- Recording of plat, effect, 409.13
- Expenses paid from street fund, 404.7

**Extension**

- Generally, 389.1–389.15
- Projection across stream or channel, 395.19
- Secondary road, 311.5
- Farm-to-market road continuation, 310.2, 314.6
- Fills and ravines, 389.15
- Flood protection, 395.1, 395.19, 395.20
- Franchise to utilities for use, 386.3

**Funds for improvement**

- Arterial streets, 312.11
- Assessments against property, 389.3–389.10
- Bonds or certificates issued, 389.7
- Construction fund, 312.6
- Grading and grade expense, 389.3
- Improvements, funds used, 389.3
- Local streets, 312.11
- Motor vehicle fuel tax, 324.63
- Park fund for streets, 370.10
- Primary road fund, 391.71–391.74
- Repair of streets, funds, 391.43
- Road use tax, 312.1–312.15
- Tax levies for improvements, 391.69
- Trackless trolleys revenue, 417.54

**Funds, sinking, refunding bonds, 396.28****Grade change, 389.20–389.25****Grade crossings, 381.1, 381.7, 387.1–387.17****Grading**

- Generally*, 389.15, 389.20–389.25
- Channels of old streams filled, 395.19–395.22
- Cost, limit on property assessment, 391.4
- Required for permanent improvements, 391.3

**Graveling**

- Assessment for cost, 391.51, 391.53, 391.59
- Contract not necessary, 391.29, 391.30
- Cost of preparing street, 391.5
- Districts established, 391.2(2)
- Grading before graveling, 391.3
- Gravel defined, 391.1(7)
- Gravel pits procured, 309.66, 314.9
- Payment of assessments, 391.2(1)
- Street railways, 391.77, 391.78
- Water connections, notice, 391.9, 391.10

**Gravel pits, 389.43****Guttering**

- Assessment, method, 389.10
- Grading required before guttering, 391.3
- Power to make improvements, 391.2(1)
- Highway commission, authority on primary road extensions, 313.21–313.24
- Housing law definition, 413.3(20)
- Improvement incidental to flood control, 395.1
- Improvement program submitted annually, 312.12
- Improvements and repairs, 389.1
- Improvements, plan commission duties, 373.13

**CITIES AND TOWNS—Continued**

- Streets and alleys—Continued  
 Injury from defect, limitation of action, 420.45, 614.1(1)  
 Inspection of motor vehicles, 321.244  
 Inspection records, 417.64  
 Intersections, cost, 391.38  
 Interurban railways, use, 484.11–484.19, 485.1  
 Jitney busses operated, 388.1–388.12  
 Joint construction with other city or county, 391.2  
 Labor  
 Claim for labor and materials, 573.1–573.27  
 Jail prisoners, 356.17, 356.20–356.22  
 Poor relief labor, 252.27  
 Vagrants, 746.17–746.21  
 Land acquired by condemnation, 389.5–389.10  
 Levy for improvement fund, 391.69  
 Lighting  
 Districts created, 389.17  
 Lamps, removal or breaking, 714.18, 714.19  
 Power to light streets, 389.16, 391.2(1)  
 Tax in metropolitan districts, 389.18  
 Limitation, injuries based on contracts, 614.1(3)  
 Limitation of action for street defect injury, 420.45, 614.1(1)  
 Macadamizing  
 Assessing for cost, 389.10  
 Grading before construction, 391.3  
 Power to make improvements, 391.2(1)  
 Street railways, 391.77, 391.78, 417.54  
 Water connection, notice, 391.9, 391.10  
 Map filed with highway commission, 312.10  
 Markings of through or detour routes, 313.43–313.45  
 Motorbusses to cross car tracks at right angles, 388.3  
 Names of streets  
 Change of name, 409.17  
 Legalization of change, 592.7  
 Notice of final action, 417.57  
 Notice of suit for injuries, limitation, 614.1(1)  
 Nuisance, obstructions, abatement, 657.2(5), 657.3  
 Obstruction deemed a nuisance, 657.2(5)  
 Obstructions in primary road extensions, 321.348  
 Oiling of streets  
 Assessment for cost, 391.51, 391.53, 391.59  
 Contract not necessary, 391.29, 391.30  
 Cost of preparing street, 391.5  
 Costs reported to clerk, 391.51  
 Oil defined, 391.1(7)  
 Payment of assessments, 391.59  
 Power to make improvements, 391.2(1)  
 Railway, cost between rails, 391.5  
 State owned land assessed, 307.10  
 Parades, 368.5(2)  
 Parking  
 Meters, 390.7, 390.8, 390.12, 713.35  
 Off street parking facilities, 390.1–390.13  
 Power to make improvements, 391.2(1)  
 Stands for vehicles, 321.360, 389.39(3)  
 Park, roads and drives, funds allocated, 404.11(6)  
 Parks, street improvements, 370.10

**CITIES AND TOWNS—Continued**

- Streets and alleys—Continued  
 Parkways, plan commission, duties, 373.13  
 Passenger busses operated, 388.1–388.12  
 Paving  
 Assessment, method, 389.10  
 Cost of primary road extensions, 313.22, 313.23  
 Costs apportioned within district, 391.41  
 Districts established, 391.2(2)  
 Grading before construction, 391.3  
 Old materials used in repaving, 391.6  
 Park funds, adjacent streets, 370.10(1)  
 Power to make improvements, 391.2(1)  
 Primary road extension, 313.21–313.24  
 Roadway assessment, city limit, 391.41  
 Salvage material, election of owners, 391.6, 391.7  
 State to pay costs on state lands, 307.10  
 Street railways, 391.77, 391.78, 417.54  
 To grade only, 391A.3  
 Water connections, notice, 391.9, 391.10  
 Payment before work completed, 573.27  
 Payments by city, 417.67  
 Pedestrian crossing restricted, 321.328  
 Personal injuries from defects, 420.45, 420.46, 614.1  
 Petition of property owners, 391.26  
 Plan commission recommendation, 373.13  
 Plats, 306.15, 409.4–409.20  
 Plats and schedules, 391.20, 391.34, 391.50  
 Platted streets, change of name, 409.17  
 Platted streets outside corporate limits, approval required, 306.15, 409.14  
 Poles and wires regulated, 370.23, 370.24  
 Power of city to improve, 391.2  
 Powers of city in general, 389.1–389.25  
 Primary road extensions, 313.21–313.24, 396.30  
 Private initiation, 417.7, 417.8  
 Program of improvements submitted annually to highway commission, 312.12  
 Railway stations and connecting tracks, 482.3  
 Railway track regulations, 402.1, 402.2  
 Railways and street railways, obligations, 417.53  
 Regulation of use, *see Use Regulated below*  
 Remonstrance of property owners, 391.23  
 Repair  
 Acceptance or rejection, 391.45  
 Contracts let by cities, 391.28–391.34  
 Definition of "repair", 391.1(2)  
 Districts established, 391.2(2)  
 Funds available, 389.3, 391.43  
 Power to repair, 389.1  
 Sewers in street, 391.11  
 Street railway, 391.79–391.83, 417.54  
 Use of old material, 391.6  
 Report of city, completed improvements, 23.11  
 Report to highway commission annually, 312.14  
 Resolution of necessity, 391.18–391.27, 391.34  
 Roads  
 Added to primary system, 313.2  
 County trunk roads, 314.5  
 Damage actions, notice, limitations, 614.1(1)  
 Dragging, duty of council, 389.13  
 Use tax fund, use limited, 312.6, 312.10–312.15  
 Roads treated as streets, 389.14  
 Route markings on primary road streets, 313.43–313.45

**CITIES AND TOWNS—Continued****Streets and alleys—Continued**

Sewers, construction or repair, 391.11, *see subhead Sewers above*

**Shale on streets**

Assessment for costs, 391.51, 391.53, 391.59  
 Contract not necessary, 391.29, 391.30  
 Cost of preparing street, 391.5  
 Payment of assessments, 391.59

Sidewalks, *see subhead Sidewalks above*

Sidewalks, assessment, 389.31-389.38

Signs, traffic, erection, 321.472

**Special charter cities**

Applicable statutes, 420.264  
 Assessment for drainage, 420.61  
 Assessments for improvements, 420.250  
 Bonds or certificates issued, 420.278, 420.285  
 Certification of levy, 420.271, 420.275  
 Cleaning of streets, tax levy, 420.252  
 Correction of assessments, relevy, 420.273, 420.274  
 Delinquency of assessments, relevy, 420.259  
 Districts for repairing and cleaning, 420.252  
 Improvement bonds, limitation of action, 420.276  
 Interest on assessment, 420.255-420.258, 420.276  
 Levy of assessments, payment, 420.253, 420.254  
 Lien of assessments on realty, 420.260, 420.275  
 Lighting fixtures, special tax, 420.250, 420.251  
 Maturity of assessments, 420.255, 420.256, 420.259  
 Notice of assessments, 420.253  
 Notice of improvements published, 420.266  
 Personal injury claims, notice, 420.45, 420.46  
 Platted improvements, by engineer, 420.265, 420.267  
 Remonstrance against improvement, 420.268  
 Street cleaning tax levy, 420.252  
 Street improvement fund, 420.269  
 Street railway improvements, 420.95  
 Tax sale, after public bidders sale, 420.220-420.229  
 Tax sale, general, 420.261-420.263, 420.277

Speed signs installed, 321.289

Sprinklers on streets, 389.39(1)

State land abutting street, 307.10

Stop and go signs, 321.252-321.257

Street as extension of secondary road, 311.5

Street fund used, flood control, 395.30

Street occupations, child labor, 92.12, 92.13

Street railways, 402.1-402.4

Streets with tracks, cost of improvement, 391A.38

Supervision and control, 389.12

**Tax levies for street purposes**

*See also Assessments above under this subhead Streets and Alleys*

Assessments, limitation, 391.48, 391.49, 391.57

Lighting tax, 389.18

Parking facilities, 390.10-390.12

Public roads not taxable, 427.2

Terminus of bus lines, 388.4

Through traffic, stops, 321.347

**CITIES AND TOWNS—Continued****Streets and alleys—Continued**

Traffic signs, erection, 321.472

Train signals at crossings, 478.19, 478.20

Transportation, vehicles, charges, 389.39(2)

Trees and shrubbery, 368.32

Trees, damages for injury, 658.4

Trolley busses, fees and taxes, 417.54

Truck regulations, signs, 321.473

Underground utility connections, 391.8-391.10

**Use regulated**

Animals at large, 368.7(5)

Animals, riding or driving, 389.40

Auction sales, 368.8(5)

Begging prohibited, 368.7(6)

Bicycles, 389.39(5), 389.40

Cab and coach stands, 389.39(3)

Conveyances regulated, 389.39

Gasoline curb pumps, 368.8(6)

Hacks and conveyances, 389.39

Jitney busses, 388.1-388.12

Liquor consumption on street, 123.42

Livestock, driving and riding, 389.40

Motor vehicles, 321.236-321.251

Parades regulated, 368.5(2)

Parking stands, 321.360, 389.39(3)

Passenger busses and jitneys, 388.1-388.12

Poles and wires, 370.23, 372.14, 386.1

Railroad crossing signals or flagmen, 389.41

Railroad grade crossings, 478.21

Speed limits, 389.40

Speed of trains, 389.42

Tires, vehicles, widths prescribed, 389.39(4)

Transportation license, 389.39

Transportation, vehicles, rates, 389.39(2)

Vehicles generally, 389.39, 389.40

Utilities, use, franchise, 386.1-386.7

Utility underground connections, 391.8-391.10

**Vacation of streets**

Laws, special or local forbidden, Const., Iowa, III, 30

Plan commission recommendations, 373.12

Plat vacated, effect, 409.18-409.25

Power to vacate, 389.1

Valuation committee, 417.4, 417.5

Viaducts and underpasses, 381.1, 381.7, 387.1-387.17

Viaducts, property damage, 389.23-389.25

Water mains installed, 399.28, 399.29

Waterpower improvements, 470.2

Weed eradication, 317.1-317.24

Widened, parking meter fund used, 390.8

Width of street, conform, 389.11

Subdivisions, plan commission advice, 373.12

Subdivisions, rural, approval required, 306.15, 409.14

Suburban district defined, motor vehicle law speed restrictions, 321.1(60), 321.285

Superior court, 603.1-603.64

Superior court judges, nomination and election, 46.18

Supplies and equipment purchased from revolving fund, 404.18

**Swimming pools**

Allocation of funds, 404.11(2, 6)

Bathhouses, 372.15, 404.11(6), 735.1, 735.2

Bonds to pay debt, 407.12-407.14



**CITIES AND TOWNS—Continued****Swimming pools—Continued**

- Charges established by council, 394.9
- Cities' power to establish, 368.8(1)
- General powers, 368.30
- Indebtedness authorized, 407.1–407.10
- Joint action with other cities, 368.49
- Memorial halls, unexpended funds, 37.22
- Self-liquidating projects, 394.1–394.9
- Supervision by city, 394.3
- Window regulation not applicable, 413.20
- Symphony orchestra tax, 379A.1–379A.6
- Symphony orchestra tax, allocation of funds, in lieu of tax, 404.11(9)
- Tainted provisions prohibited, 368.7(2)
- Tallow chandleries regulated, 368.5(1)
- Tanneries regulated, 368.5(1)

**Taxes**

- General provisions*, 404.1–404.26
- Annexed cities, debts paid, 362.23, 362.24
- Bonds, joint city-town buildings, 368.21
- Bonds, paid, police and fire department, 368.16
- Bridge and viaduct bonds paid, 381.7
- Bridges, 381.9–381.20
- Bridges, interstate, 383.8
- City may purchase, 391A.34
- Mobile homes, 135D.9, 135D.10, 135D.21
- Park bonds, 370.7
- Parking area purposes, 390.13
- River-front improvements, 372.10
- Symphony orchestra, 379A.1–379A.6
- Transit system owned and operated, 404.10(14)
- Transit system subsidy, 386A.1–386A.12
- Trolley busses, 417.54
- Viaduct or underpass construction, 387.6

Tax-free land, reimbursement of school districts, 284.1–284.7

Taxicabs regulated, 389.39, 389.40

Taxing districts, moneys and credits apportioned, 429.3

Tax levies, *see TAXES*

Tax sales, *see TAXES*

Tax supervision by state commission, 421.17

Telegram, telephone, poles and wires, 370.23, 386.1

Telephone, telegraph lines regulated, 386.1

Temporary civil service appointments, 365.11

Tenement houses, 413.3(3)

Termination railway facilities, use, 484.13

Term "town" may include city, 4.1(16)

Testing stations for motor vehicles, 321.238–321.246

Theaters and exhibits regulated, 368.8(3)

Through highways, defined, 321.350

Title to real estate owned, 569.1–569.7

Toilets, 413.85, *see TOILETS*

Toilets, compulsory installation, 368.26

Toll bridges, regulation, 381.16–381.19, 382.5–383.1, 427.13(1)

Toll rates fixed, interstate bridges, 383.13

Town defined, 4.1(16), 363.4

Town hall, *see subhead City Halls above*

**Townships**

- Boundaries, conforming, 359.3, 359.5
- Covered by city, 359.24–359.27
- Divided, inside and out of city, 359.5–359.9

**CITIES AND TOWNS—Continued****Townships—Continued**

- Fire equipment, joint use, 359.42
- Hall, join in building and equipping, 360.6
- Trackless trolleys, 321.1(2), 417.54
- Trades, personal service, 369.1–369.5
- Traffic council appointed, 321.342
- Traffic signs, speed, installed, 321.289
- Trailer parks licensed, regulated, 135.7–135.21
- Trains, speed regulated, 389.42
- Transcripts of ordinances, evidence, 622.62
- Transient merchants, regulations, 368.6(5), *see also ITINERANTS*
- Transit system, city-owned, 386B.1–386B.19, 404.10(14)
- Transit system subsidy, 386A.1–386A.12
- Transmission lines, rates, test in court, 489.13
- Transportation, vehicles, rates, 389.39(2)
- Treasurer of city

*General provisions applicable to city and town officers, see subhead Officers above*

Airport commission funds, 330.21

Appointment, 368A.2(4)

Bank deposits, closed banks, liability, 528.107

Bond as treasurer of municipal hospital, 380.4

Bond given, amount, 410.2

Bond, liability for waterworks fund, 398.1–398.9

Bonds, registration, sale or exchange, 408.5–408.8

Cigarette taxes collected, 98.13–98.35

Civil service law not applicable, 365.6(1)

County reimbursement of witness fees, 602.31

Depositories, 453.1–453.8

Depositories, list kept, 454.6

Depository banks, location, 453.4

Elected when city incorporated, 362.7

Fees and fines, 602.32

**Funds**

Art gallery funds kept separate, 379.14

Deposit in bank, 453.1–453.8

Depositories, list kept, 454.6

Depository banks, location, 453.4

Dock fund, kept, disbursed, 384.3(10–12)

Library funds kept separate, 378.17

Pension, firemen and police, 410.3, 411.7

Street improvements, sewer bonds, 396.12–396.17

Waterworks fund deposited in bank, 398.1

General duties, 368A.4

Hospital service insurance plan funds, 514.16

Hospital treasurer, bond filed, 380.4

Judgments against city paid, 626.24

Jury commission member, 626.21

Library taxes paid treasurer, 378.17

Medical service insurance plan funds, 514.16

Municipal court duties, 602.31–602.33

Notified of trailer park license, 135D.13

Park board treasurer to act, 370.4

Pension board members, firemen and police, 410.2, 411.5

Public funds, 453.1–453.8

**Reports**

Bonds sold or exchanged, 408.6

Pension fund, firemen and police, 410.16

Street and sewer bonds, security, 396.13

Witness fees in municipal court, 602.31

River-front commission treasurer, 372.5

**CITIES AND TOWNS—Continued**

## Treasurer of city—Continued

## Special charter cities

- Accounting for funds collected, 420.39
- Accounts, 368A.4
- Annual financial report, 368A.4
- Bonds and certificates, 420.41
- Certificates of tax levies, 420.271
- Collection of special assessments, 420.276
- Construction of term, 420.43
- Fines, fees, collected and paid, 420.39
- Funds collected, received, 420.39
- Levee improvement commission duties, 420.167
- Liability on bond, 420.236(3)
- Street and sewer assessments, payment, 420.259
- Street assessment collected, 420.257–420.275
- Taxes, failure to demand, no effect on title, 420.218
- Taxes paid over by county treasurer, 404.20
- Tax receipts given, record, 420.235
- Tax redemption statute applied, 420.238–420.240

## Tax sale

- Adjournment of sale, 420.219
- Certificate of purchase issued, 420.237
- Deed issued, 420.221, 420.241–420.244
- General tax sale, 420.214, 420.237–420.246
- Public bidder's sale, duties, 420.220–420.229
- Redemption from tax sale, 420.238–420.240
- Terms construed, 420.43

- Street improvements, checks with bids, 391.32
- Street improvement, sewer bonds, 396.12–396.17
- Taxes received from county treasurer, 404.20
- Township funds received, 359.26, 359.27
- Trust certificates, closed banks, liability, 528.107

- Waterworks trustees fund kept separate, 398.9
- Trees infected with Dutch elm disease removed, 368.3

## Trees on city streets, 368.32

## Trees, shrubbery, destruction prohibited, river-fronts, 372.13

## Trees, shrubbery on streets, expense paid, 404.7(11)

## Trolley busses, fee and tax, 417.54

## Troops requested to suppress civil disorders, 29.8

## Trustees, banks and trust companies, 532.1(4)

## Trusts accepted, tax levy, 565.6–565.15

## Tuberculin tests, dairy cattle, 368.25

## Underpasses, 381.1, 381.7, 387.1–387.17

## Union depots, connecting tracks, 482.1–482.4

## United States aid accepted, 368.47

## Unskilled labor, civil service not applicable, 365.6

## Urbanized area, separate incorporation prohibited, 362.1

## Urban renewal law

## Bonds, 403.9, 403.10, 403.12(5)

## Competitive bidding in sale or lease to private person, 403.8

## Condemnation of property, 403.7

## Construction of act, 403.18

## Definitions, 403.17

## Emergency conditions, special powers, 403.5(7)

## Eminent domain, 403.7

## Finding of necessity, 403.5(4, 5)

**CITIES AND TOWNS—Continued**

## Urban renewal law—Continued

- General plan formulated, 403.5
- Hearing on plan, 403.5(3)
- Inhabitants of affected area relocated, 403.5(4a)
- Modification of plan, 403.5(5)
- Personal interest in project prohibited, 403.16
- Policy of statute, 403.2
- Powers of municipality, 403.6, 403.12
- Program, contents, 403.3
- Property exempt from process or tax, 403.11
- Resolution of council before action taken, 403.4, 403.5
- Sale or lease of property to private persons, 403.8
- Titles presumed valid, 403.13
- Urban renewal agency, powers, 403.14, 403.15

## Utilities

- General provisions*, 394.1–394.12, 397.1–397.43
- Accounts, 368A.9
- Allocation of funds, 404.12
- Board proceedings published, 368A.24
- Coal used, 73.10
- Earnings pledged for hospital debts, 380.9
- Employees retirement, 412.1–412.5
- Free passes, reduced rates to officers, 368A.23
- Free service, 399.26, 741.1
- Indebtedness, 407.1–407.15
- Injury to property, 716.1–716.7, 732.3
- Poles and wires, 370.23, 372.14, 386.1
- Retirement system, 412.1–412.5
- Revenue bonds, 23.17, 394.1–394.12, 397.10–397.13
- Self-liquidating improvements, 394.1–394.12
- Sewage plants, 393.1, 394.11
- Special charter cities, 420.297–420.303
- Tax exemption, 427.1
- Transit system, city-owned, 386B.1–386B.19, 404.10(14)
- Transit system subsidy, 386A.1–386A.12
- Underground connections made or relocated, 391A.4, 391A.20
- Use of bridges, 383.3
- Water mains extended, 401.1–401.13
- Water supply poisoned, 690.9
- Waterworks additional provisions, 398.1–398.13, 399.1–399.32, 400.1–400.12

## Vacation of city plats, 409.18–409.26

## Valuation committee, 417.4, 417.5

## Vehicle lights regulated, 389.39(5)

## Vehicles generally regulated, 389.39

## Vehicles, liquor, seized, requisition, 127.19

## Vehicles, transportation charges fixed, 389.39(2)

## Ventilating equipment inspected, 368.9

## Ventilation, housing law, 413.24, 413.25, 413.50, 413.79, 413.80

## Venue of actions, 616.16

## Vested rights not affected by change in form of government, 363.36

## Veterans preference, auditorium employees, 374A.6(4)

## Veto, passing over veto, 366.5

## Viaducts, 387.1–387.17, 478.21

## Viaducts, underpasses, expenses paid from street fund, 407.7(1, 7, 10)

## Violations

## Bribes accepted, 739.9–739.11

## Clerk, absent voter's law, failure, 53.36

**CITIES AND TOWNS—Continued**

## Violations—Continued

- Destruction of trees, shrubbery, on river-fronts, 372.13
- Dock and wharf regulations, 384.3(5)
- Fair competition ordinance, 369.3
- Ferries, fines and penalties, 368.38
- Free or discriminatory water rates, 399.26
- Personal service trades, 369.3
- Political activity, waterworks trustees or employees, 399.31
- River-front commission rules, 372.13
- Rules of park commissioners, 370.22

Vital statistics registrars appointed, 144.5, 144.6

Voting, *see subhead Elections above*

Voting machine purchase, 52.3

Wading pools, allocation of funds, 404.11(6)

Wading pools, *see subhead Swimming Pools above*

Wagons regulated and licensed, 389.39

Wards, general provisions, 363.7

Wards to have polling place, 363.8

War emergency, government perpetuated, 38A.7-38A.13, 38D.1-38D.3

## Warrants

- Anticipation of revenue, 404.19
- Bonds to fund or refund, 408.1
- Bridge warrants, 381.19
- Coupon bonds to pay, 408.1
- Dock funds disbursed, 384.3(12)
- Eminent domain, damages paid, 472.31
- Exchange of bonds for warrants, 75.9, 408.7
- How drawn, 368A.14
- Legalizing act, 585.1, 585.4
- List to council, 368A.15
- Nonpayment for lack of funds, 74.1-74.7
- Pensions, firemen and police, paid, 410.16
- Prohibition, 368A.16

War surplus commodities, purchase, 20.5

Waste steam and power utilization, 397.3

## Water districts

- Benefited, territory included, 357.2, 357.27
- Conveyance by county to city or town, 357.34
- Wholly within city, 357.1, 357.12

Water main extended, 401.1-401.13

## Water supply

- Bacteriological examination of water, 263.7
- Board of health, state, advisory duties, 136.3
- Examination, request for laboratory test, 263.7
- Inspection by state department of health, 135.11
- Metered, sanitary utility, 393.6
- Pollution, 135.18-135.29, 137.9(1)
- Pollution, protection, jurisdiction, 397.26
- Profits from waterworks as building fund, 397.42
- River-front improvements, 372.14
- Water mains extended, 401.1-401.3

## Waterworks

- General provisions*, 397.1-401.13
- Allocation of funds, 404.12
- Civil service, 365.31, 398.13
- Construction and financing, 391A.1-391A.40
- Purchase in certain cities, 398A.1-398A.5
- Retirement system, 412.1-412.5
- State universities furnished water, 398A.5
- Trustees, 397.29-397.34, 397.41

**CITIES AND TOWNS—Continued**

Waterworks, cities over 10,000, additional provisions, 398.1-398.13

Waterworks, cities over 50,000, 399.1-399.32

Waterworks, cities over 125,000, employees group insurance, 400.1-400.12

Weed eradication, 317.1-317.24

Weeds cut and destroyed, 368.31

## Weights and measures

Calibration or tests, 213.3

Interference with sales prohibited, 215.9

License, warehouse license waived, 543.31

Reweighting by ordinance prohibited, 215.9

Sealer for cities and towns, 213.5, 213.6

Weights and standards, expenses from general fund, 404.6(5)

Welfare, 364.1-364.4

Wharves, *see subhead Docks and Wharves*

Windows, 413.20, 413.21, 413.25, 413.32, 413.59, 413.63, 413.69, 413.83, 413.84

Withdrawal from county library district, 358B.16

Women prisoners in charge of police matron, 368A.19

Workhouse, police matron to visit, 368A.19

Workmen's compensation, 85.1(4), 85.2, 85.61

## Zoning

Airport zoning, 329.1-329.15

Generally, 414.1-415.3

**CITIZENS**

Actions brought, quo warranto, R.C.P. 300(b)

## Citizenship

Civil service qualification, 365.17(1)

Expatriation, federal provisions, page xlvi, Vol. I

Federal provisions, page xxvii, Vol. I

Indians, page xxvii, Vol. I

Married persons, federal provisions, page xxxiii, Vol. I

Old-age assistance requirements, 249.6

Restoration to convicts by governor, 248.12, 248.14, 248.16

Teaching in schools required, 280.6-280.8

Training schools, teaching requirements, 242.4

Disqualified persons, not electors, Const., Iowa, II, 5

## Election day immunities

Military duty, freedom from, Const., Iowa, II, 3

Privilege from arrest, Const., Iowa, II, 2

## Liquor laws

Complaint of violations by citizens, 124.40

Complaint, pharmacist's permit revocation, 130.49

Fines, action by citizen to collect, 126.15, 126.18

Forfeiture of abatement bond, action, 128.29

Liquor injunction, lost, costs taxed, 128.37

Nuisances, liquor, action to enjoin, 128.1

Permits issued only to state citizens, 124.6

Remonstrances against pharmacist's permit, 130.10

Privileges and immunities, not abridged, Const., U. S., Amend., 14, Sec. 1

Savings banks directors, citizenship, 526.8

Soldiers' preference law applies to, 70.1

Suffrage, voting qualifications, Const., Iowa, II, 1

**CITIZENS—Continued**

United States, citizen defined, Const., U. S., Amend., 14, Sec. 1  
 Voting qualifications, Const., Iowa, II, 1  
 Water, request for laboratory tests, 263.7

**CITY PLAN COMMISSION**

See *ch 373, CITIES AND TOWNS*

**CIVIC ORGANIZATIONS**

Exemption from business tax, 422.34  
 Uniforms and swords worn, 29.31

**CIVIL DEFENSE ADMINISTRATION**

Cities and towns to co-operate, expenditures authorized, 28A.7  
 Comptroller to central expenditures, 28A.9  
 Co-operation with federal agencies, 28A.3  
 Counties to co-operate, expenditures authorized, 28A.7  
 Deputies and employees, 28A.5  
 Director, 28A.4  
 Duties, 28A.1  
 Employees, civil service, 28A.13  
 Executive council to furnish office space, 28A.6  
 Governor authorized contract with federal agency, 28A.3  
 Governor to appoint, 28A.2  
 Members appointed, term, 28A.2  
 National guard facilities not used, 28A.8  
 Oath of members and employees, 28A.12  
 Political activity prohibited, 28A.11  
 Sales and use tax exemption, 28A.10  
 School boards to co-operate, expenditures authorized, 28A.7  
 State departments facilities used, 28A.8  
 Subversive act on memberships to disqualify members or employees, 28A.12  
 Title of act, 28A.14

**CIVIL PROCEDURE, RULES OF**

See *pages 2397 to 2447, also RULES OF CIVIL PROCEDURE*

**CIVIL RIGHTS**

Constitution, bill of rights, Const., Iowa, I, 1–25  
 Infringement, penal provisions, 735.1–735.5  
 Insane person recovered, restored to, 226.21  
 Religious tests prohibited, Const., Iowa, I, 4; 735.3–735.5  
 Right to counsel, 755.17, 777.12

**CIVIL SERVICE**

Cities and towns, 365.1–365.31

**CLAIMS**

Assignment for creditors, 681.1–681.31  
 City, unliquidated, action against, 362.25, 420.44–420.46  
 Claims to real estate, limitations, 614.15–614.20  
 Compromise of claims, see *COMPROMISE AND SETTLEMENT*  
 County, against  
 Claim register kept, 331.19(5)  
 Domestic animal damage claims, 352.1–352.6  
 Duties of supervisors, 331.19(5), 332.3(5)  
 Filing and numbering claims, 331.20  
 Payable by auditor without audit, 333.4

**CLAIMS—Continued**

County, against—Continued  
 Payments, exception, 343.10, 343.12, 346.19  
 Registrars of vital statistics, payment, 144.35  
 Unliquidated claim, procedure, 331.21  
 Estates, against, 635.53–635.71  
 Labor claims preferred, 626.69, 635.67, 680.7, 681.13  
 Occupying claimant's rights, 560.1–560.7  
 Personal injury, see *NEGLIGENCE*  
 Receivership, priority of claims, 680.5–680.8  
 Recovery after annulled judgment, 611.15  
 State, against  
 Appeal board, procedure, 25.1–25.8  
 Attachment, wrongful, states liability, 641.5  
 Compromise settlements, how made, 19.9  
 Comptroller's duties, 8.6(6)  
 Constitutional limitations, Const., Iowa, III, 31  
 Convention expenses, approval required, 8.13  
 Limitations on time of filing, 8.13  
 Unclaimed fees, deposited with treasurer, 12.11–12.13  
 Workmen's compensation, 85.58–85.60  
 Violations  
 Bounty claims, against county, false, 350.7  
 Sending out of state to defeat exemptions, 627.17  
 Warehouse receipts, adverse claimants, 542.17, 542.18

**CLAIM SETTLERS**

Color of title defined, 560.2  
 Exemption to settler from land grants, Const., Iowa, XI, 7  
 Rights of settler on state land, 658.8

**CLAIRVOYANTS**

City power to regulate, 368.8(1)

**CLAMS**

Defined as mussels, 109.43

**CLARINDA, MENTAL HEALTH INSTITUTE**

See *ch 226, also INSANE, HOSPITAL FOR*

**CLASS LEGISLATION**

Prohibited, Const., Iowa, I, 6

**CLAYS**

Ceramics taught at Ames, 266.2, 266.3  
 Experimental work, publication, 266.3  
 Geological survey investigation, 305.3  
 Marls, study by geological survey, 305.3

**CLEANING WORKS**

Prohibited in residence, 732.6

**CLERGYMEN**

Attendance at execution of prisoner, 792.10  
 Bequests for services not taxed, 450.4(4)  
 Books exempt from execution, 627.6(17)  
 Chaplain at penitentiary, salary, 246.2  
 Confidential communications, 622.10  
 Exemption from jury duty, 607.2(2)  
 Extinct society taken over, 504.11  
 Free passes or rates on railroads, 479.94(13)  
 Inmates of state institution, ministrations, 218.26  
 Insurance, group, participation in, 509.1(2)  
 Intoxicating liquor permits, 134.1–134.10  
 Jury service, exemption, 607.2(2)  
 Marriage duties  
 Aiding invalid marriages, forfeit, 595.11

**CLERGYMAN—Continued****Marriage duties—Continued**

- Authority to solemnize, 595.10(3)
- Certificate given to each party, 595.13(1)
- Exemption of certain denominations, 595.17
- Fee permitted to be charged, 595.12
- Penalty for marrying without license, 595.9
- Return, duty when common law marriage, 595.16
- Return of marriage, contents, 595.14, 595.15
- Return of marriage filed with clerk, 595.13(2)

- Meetings out of state, 504.15
- Penitentiary and reformatory visits, 246.46
- Permit for sacramental wines, 134.1-134.10
- Railroads, free passes or rates, 479.94(13)
- Sacramental wine exempt from liquor control, 123.4

**CLERK**

- Civil service examinations, 365.6
- Clerk of the district court, 39.17, *see CLERK OF THE DISTRICT COURT*
- Clerk's office, meaning of term, 4.1(25)
- Election, *see* 49.12, *ELECTIONS*
- Election contests, 58.4, 60.2, 61.2, 62.3
- Grand jury, 770.16-770.24
- House of representatives, 2.18-2.22, *see GENERAL ASSEMBLY*
- Justice of peace his own clerk, 601.123
- Mayor's court, justice court law applicable, 367.8
- Municipal court, 602.10-602.12, *see MUNICIPAL COURT, subhead Clerk of Court*
- Probate court, 632.1-632.15
- Statutory construction of word "clerk", 4.1(25)
- Superior court clerk, *see SUPERIOR COURT, subhead Clerk of Court*
- Supreme court, 685.1, *see SUPREME COURT*
- Township clerk, 39.23, *see TOWNSHIP*

**CLERK OF THE DISTRICT COURT**

*General provisions, see COUNTY OFFICERS*  
*See also various headings for each subject connected with the clerk's office such as JURY, CRIMES, Etc.*

- Absentees' estates, duties, 634.1-634.11
- Accounting for fees to treasurer, 606.16, 606.17
- Accounting system, uniform, required, 11.22
- Accounts of fiduciaries, clerk as referee, 638.1
- Acknowledgments taken by, 558.20, 558.30, 558.37
- Actions reviewed, 632.3
- Acts of general assembly filed, 3.15
- Adjournment of court by, 604.29, 604.30
- Administrative rules and regulations, copies furnished, 17A.5
- Adoption
  - Abstract to vital statistics registrar, 144.44
  - Annulment, 144.44
  - Decree, copy to foster parents, 600.5
  - Records, sealed, transmittal, 600.8, 600.9
  - Reports to state welfare board, 235.3
- Affidavit of identity, R.C.P. 229
- Affidavits of proof filed, 622.96
- Aiding with estate reports forbidden, 632.6
- Alien beneficiaries, notice to consul, 632.15
- Annotations and tables to Code, copy, 16.25(6)
- Annual examination of bond security, 632.8
- Annulment of adoption, abstract, 144.44

**CLERK OF DISTRICT COURT—Continued**

- Appeals, clerk's duties
  - Abstract filed, notice, R.C.P. 341
  - Bond approved and filed, 682.10; R.C.P. 337, 338
  - Briefs filed and transmitted, R.C.P. 343
  - Certification of evidence, R.C.P. 331(b)
  - Certification of the record, R.C.P. 340-342
  - Condemnation appeals, record filed, 472.36-472.40
  - Drainage cases, 455.96-455.105
  - Duties in criminal appeals, 793.6
  - Execution recalled, 686.10; R.C.P. 338
  - Fence viewers' appeals docketed, 113.23
  - Fire marshal, transcript docketed, 100.19
  - Income tax appeals filed, 422.29(2)
  - Judgment entered for lack of prosecution, R.C.P. 360
  - Justice court, bond, R.C.P. 358
  - Justice court, justice disabled, 601.81-601.83
  - Mayor's court transcripts filed, legalized, 601.70
  - Motor carrier's certificate, 325.21, 325.22
  - Notice filed and delivered, R.C.P. 336
  - Printed record filed, R.C.P. 342(a)
  - Proceedings certified, R.C.P. 341
  - Record and papers sent up, R.C.P. 340, 341
  - Record on appeal, R.C.P. 342
  - Road assessment appeals, 311.25
  - Securities law filing, 502.24
  - Service copy of appeal record, R.C.P. 342(a)
  - Shorthand translations filed, R.C.P. 340(a)
  - Stay of execution ordered, R.C.P. 337(c)
- Supreme court appeals
  - Abstract, record, duties, R.C.P. 340
  - Certify proceedings for costs, R.C.P. 340(g)
  - Notification to attorneys, R.C.P. 340
  - Transmission of transcript, 686.7
- Appearance docket, 606.7, 606.8, 618.13, 632.10
- Appointment, temporary, 66.19
- Appraisers for personalty, clerk's duties, 635.4-635.6
- Arraignment of accused persons, 769.9-775.7
- Assignment for creditors, claims, clerk's duties, 681.9-681.31
- Assignment for creditors filed, 681.6, 681.7
- Assignment of judgment by foreign fiduciary, 633.55
- Assistants appointed, 341.1
- Attachment liens on land entered, 639.28
- Attachment money paid to clerk, 639.35
- Attachment, superior court, lien entered, 603.12
- Attestation of process, 606.6
- Attorney, acting as, forbidden, penalty, 343.2, 343.6, 606.13
- Authentication of records, federal statute, page liv, Vol. I
- Bail, 763.1-768.3
- Bank deposits, 453.1-453.8, 526.37
- Beer permit bond forfeiture, certificate filed, 124.40
- Bench warrants issued, 774.3, 775.3, 789.4
- Boats and rafts, warrant of seizure, 667.2
- Bond
  - General provisions, see BONDS, subhead Official Bonds of Public Officers and Employees*
  - Amount fixed by supervisors, 64.8, 64.9
  - Cost paid by county, 64.11

**CLERK OF DISTRICT COURT—Continued****Bond—Continued**

- Liability, failure to notify of money received, 606.5
- Liability for deposits of funds, 682.38
- Bonds approved and filed
  - See various headings where bonds are required*
  - Amount fixed by clerk, 632.1(1)
  - Appeal bonds, presumption of approval, 682.10
  - Approval, 632.7–632.9
  - Assignee for benefit of creditors, 681.7
  - Attachment bonds, 639.11
  - Bonds of liquor permittees, 130.12, 130.14
  - Cash in lieu of cost bond authorized, 621.9
  - Cemetery trustees, 566.7
  - Cost bonds, 621.1
  - Delivery bonds in attachment, 639.45
  - Delivery bonds in replevin, 643.12
  - Distrainted animals, 188.22, 188.23
  - Executors and administrators, 632.1(1), 632.7–632.9, 633.43
  - Fee for taking bond, 606.15(22)
  - Fiduciaries, 632.1(1), 632.7, 633.43
  - Foreign guardian, 669.5–669.7
  - Guardians, 632.7
  - Inheritance tax appeal, 450.31
  - Injunction bond, R.C.P. 327
  - Jitney bus licensee, 388.5–388.9
  - Justices' bonds, 64.23(5)
  - Motorbus licensee indemnity, 388.5–388.9
  - Motor carrier's certificate appeal, 325.21
  - Motor vehicle damage actions, cost bonds, 616.18
  - Notary bond, 77.4(2)
  - Plats, security against encumbrances, 409.11
  - Probate bonds filed, approval required, 624.14
  - Quo warranto bond for costs, R.C.P. 300(b)
  - Receivers appointed by court, 680.3
  - Record of all bonds kept, 632.12
  - Removal from office, proceedings, 66.4
  - Replevin bonds, 643.5, 643.6
  - Road assessment appeals, 311.24
  - Stay bond, certiorari, R.C.P. 310
  - Stay of execution bond, 626.61
  - Supersedeas bond, stay, R.C.P. 337
  - Supervisors' bonds, 64.23(5)
  - Surety company, reliance on certificate, 682.11–682.16
  - Walls in common, person building, 563.11
- Books kept
  - Adoption record, sealed, 600.8, 600.9
  - Appearance or combination docket, 606.7(6), 606.8
  - Bond record, 632.12
  - Calendar of probate court cases, 632.13, 635.55
  - Cemetery record, 566.4
  - Docket, probate, contents, 632.10
  - Encumbrance book, 606.7(5)
  - Fee book, 342.2, 606.7(3)
  - Hospital lien docket, 582.4
  - Index book, 606.7, 617.10
  - Inheritance tax and lien book, 450.13–450.16, 450.74, 450.75, 450.83
  - Judgment docket, 606.7(2)
  - Justice court judgment, 601.71
  - Lien book, 606.7(7), 606.10
  - Lis pendens index book, 617.10–617.15
  - Marriage license book, 595.6

**CLERK OF DISTRICT COURT—Continued****Books kept—Continued**

- Mechanic's lien book, 572.22
- Probate docket, contents, 632.10
- Probate record, 632.11
- Probate record, real estate, 631.8
- Record book, court proceedings, 606.7(1)
- Sale book, 606.7(4)
- Surety company certificates, 682.13
- Trust fund deposit record, 682.37
- Will record, 633.24
- Brokers' real estate licenses, list kept, 117.42
- Calendars
  - Cases assigned for trial, R.C.P. 181.2
  - Conciliation or short-cause calendar, 605.23
  - Criminal cases, distribution, 624.8
  - Offer to confess judgment entered, 677.8
  - Polk county, publication, 618.13, 624.8
  - Probate cases, 632.9, 632.13, 632.15, 635.55
  - Ready calendar list, 181.1
  - Short-cause calendar, small claims, 605.23
  - Trial assignments in civil cases, R.C.P. 181–181.2
- Cancellation of sheriff's sale certificate, 626.97
- Cash bonds, justice to transmit to clerk, R.C.P. 361
- Cemetery perpetual care record, 566.4–566.8
- Certificate of probate of will, 633.23
- Certified copies
  - Certificate of probate of will, 633.23
  - Copy of will, 633.24
  - Foreign wills and records, 633.33
  - Land in other counties sold, 631.8
  - Orders and deeds, foreign realty, 631.8, 633.25
  - Probate costs to tax commission, 450.84
  - Probate deeds, 635.39
  - Record of foreign realty, 631.8, 635.38
  - Records of case transferred, 631.12, 631.13
- Certiorari writ issued, R.C.P. 309
- Change in title certified, 558.66, 606.14
- Change of name, duties, 674.5–674.8
- Change of title
  - Fee to auditor, 333.15
  - Judgment, decree or probate proceedings, 606.14
  - Transfer by auditor when certificate filed, 558.66
- Change of title to county auditor, 558.66, 606.14
- Change of venue, transfer, R.C.P. 173
- Circuit court abolished, clerk's duties, 604.16
- City or town discontinued, notice, 362.16
- City or town plats, certificate of freedom from liens, 409.9
- Claims against estate filed, 635.53, 635.54
- Claims allowed by clerk, 635.55
- Clerks and assistants
  - Appointment, supervisors approve, 341.1–341.3
  - Powers and duties, 341.6
- Code, session laws, copies, 16.24(16)
- Commission cities over 125,000, street improvement assessment lien certified, 417.45
- Commission to inheritance tax appraisers, 450.27
- Commission to take depositions, 421.17(8); R.C.P. 150
- Commitment of feeble-minded, 222.3
- Commutations, copy furnished clerk, 248.15–248.17
- Commutations, evidence to governor, 248.9
- Complete record for title to land, 624.21

**CLERK OF DISTRICT COURT—Continued**

Complete record inheritance tax proceedings, 450.75  
 Conciliation cases, duties, 605.19, 605.20  
 Condemnation of land  
 Appeal record filed, liability, 472.36–472.40  
 Appeal transcript filed and docketed, 472.20, 472.21  
 Damages certified, 472.31  
 Railroad lands certified by commission, 471.10  
 Utilities existing, duties, 397.24  
 Confession of judgment entered, 676.1–676.4  
 Consul notified of inheritances, 632.15  
 Continuance, judgment entry, costs, R.C.P. 182  
 Conveyances legalized, 589.2  
 Copies of court papers delivered, notice  
 Abstract on appeal, R.C.P. 340(a)  
 Bills of exceptions filed, R.C.P. 340(a)  
 Duty to deliver to parties, R.C.P. 120  
 Failure to deliver notice of appeal, R.C.P. 336  
 Notice of appeal to supreme court, R.C.P. 336  
 Pleadings and motions, R.C.P. 82  
 Printed records on appeal, R.C.P. 342(a)  
 Reporter's transcript filed, R.C.P. 340(a)  
 Copy fees, amount taxed, R.C.P. 84  
 Copy of will kept, probate, depositions, 633.21  
 Corporation notified of indictment, 774.7  
 Corporation trustee inventory, filed, 660.9  
 Costs taxed, 625.14, R.C.P. 227.1  
 County seats, records of other entered, 604.12  
 Criminal prosecutions, report from auditor, 247.31  
 Damages, condemnation, certified, 472.31  
 Death of district judge, notify comptroller, 606.2  
 Deeds, entry in probate record, 632.11  
 Definitions, 4.1(25)  
 Delinquent reports and inventories, 632.14  
 Depositions and proof of wills, 632.1(4)  
 Depositions, commission appointed, 632.1(4)  
 Depositions, commissions issue  
 Deposition by commission, R.C.P. 150  
 Tax commission hearing, 421.17(8)  
 Depositions filed, notice mailed, R.C.P. 152  
 Deposit of deceased notary's papers, 77.16  
 Depository banks, location specified, 453.4  
 Deposits in banks, depositories, 453.1–453.8, 526.37  
 Deposits of fiduciaries' funds  
 Bank deposits, 532.2, 682.29, 682.31  
 Claimant's right to recover, 682.41–682.44  
 Court order, trust fund, 682.30–682.44  
 Disability extends limitation period, 682.44  
 Enforcement of order to deposit, 682.30  
 Extension of limitation time, 682.43, 682.44  
 Liability for deposits on clerk's bond, 682.38  
 Limitation of time to claim funds, 682.42  
 Litigation pending, deposit, 682.29, 682.30  
 Nondistributable funds or securities, 682.31  
 Paid county treasurer after six months, 682.39  
 Receipt given, filed, 682.32, 682.33  
 Record made by clerk of deposit, 682.37  
 Recovery by claimant, 682.41–682.44  
 Report to supervisors, semiannually, 682.38  
 Sheriff to deliver on court order, 682.30  
 Deposit with clerk as tender, 538.5  
 Deputies  
 Acknowledgments legalized, 586.1  
 Appointment, 341.1–341.3

**CLERK OF DISTRICT COURT—Continued**

Deputies—Continued  
 Attorney, acting as, prohibited, 606.13  
 Insanity commission duties, 228.2, 228.5  
 Justice, acting as, prohibited, 606.13  
 Oaths, power to administer, 78.1(3), 78.3  
 Other county, certify to county seat clerk, 604.13  
 Powers and duties, 341.6  
 Proceedings not at county seat certified, 604.13  
 Qualifications, bond, 341.4  
 Registrar, county, deputy, appointed as, 144.5  
 Reports, not to make, 632.6  
 Salary, 340.2, 340.18  
 Disbarment accusations to supreme court, 610.28  
 Disbarments, certified to supreme court, 610.38  
 Discontinuance of city or town, notice, 362.16  
 Divorces, 144.36–144.40  
 "Double barreled" certificate, page liv, Vol. I  
 Dual county seats, records, 604.13  
 Duties in general, 606.1  
 Duties in inheritance tax law, 450.13, 450.29, 450.41–450.50, 450.58, 450.71–450.84  
 Duties in probate in general, 632.1–632.9  
 Elected at general election, 39.17  
 Election contest, when acts, 62.7, 62.11, 62.25  
 Eminent domain duties, *see subhead Condemnation of Lands above*  
 Encumbrance book  
 Affidavit of additional liens entered, 629.3  
 Attachment certificate release, entry, 639.70  
 Attachment from other county released, 639.69  
 Attachments of realty released, 639.64  
 Book to be kept by the clerk, 606.7(5)  
 Detailed entries to be made, 606.10  
 Execution from another county, 626.9, 626.10  
 Lis pendens indexed, 617.10–617.15  
 Real estate entries entered on, 626.20  
 Superior court attachments entered, 603.12  
 Escheat cases, duties, 636.51, 636.52  
 Escheated lands, governor notified, 567.5  
 Estate funds deposited with clerk, 681.9–682.39  
 Eugenics hearing summons issued, 145.16  
 Execution  
 Certificate lost, duplicate applied for, 626.96  
 Certificate of sale canceled, when, 626.97  
 Judgment by agreement, R.C.P. 226  
 On death of judgment holder, 626.103–626.105  
 Proceeds received, R.C.P. 258  
 Recalled, 626.62, 686.10  
 Sale redemptions, 628.13  
 Fee bill execution issued, 626.108  
 Fees  
 Accounting to treasurer, 606.16, 606.17  
 Changing names, 674.7, 674.8  
 Copies of legislative acts, 3.15  
 Failure to report, penalty, 343.5, 343.6  
 Falsifying, penalty, 740.9  
 Fee book kept, 342.2  
 Foreclosure entered on margin, 655.5  
 Inheritance tax, reporting, 450.78, 450.79  
 Jury fee taxed, paid to treasurer, 625.8  
 Notary public record, attested copies, 77.18  
 Payment to county, 342.3, 606.16  
 Probate, 450.78, 450.82, 606.15(29)  
 Property of the county, 342.1  
 Record of fees kept, 342.2  
 Referee in probate, fees to county, 638.1

**CLERK OF DISTRICT COURT—Continued****Fees—Continued**

- Release of attachment, 639.69
- Reporters transcript fees taxed, 625.9
- Reports and payment, 342.3
- Schedule of fees charged, 606.15
- Transcripts on appeal, 625.9
- Unclaimed, how paid, 606.16–606.18
- Fence controversy, judgment certified, 113.24
- Files taken from office, court order, 619.4
- Fines, collection and report, 666.6
- Fines, remitted, record made, 248.17
- Forbidden to prepare probate reports, 632.6
- Foreign estate, inventory, 450.89
- Foreign executors, certificate filed to release judgment, 633.54, 633.55
- Foreign interest, consul notified, 632.15
- Foreign wills and record, 633.33
- Garnishment by state for taxes, 626.31
- Grand jury drawn, 609.15–609.30, 770.1, 770.2, 770.11
- Guardian ad litem appointed, R.C.P. 12, 14
- Guardian, foreign, copy of bond filed, 669.5
- Guardianship orders affecting realty certified to foreign county, 668.12
- Habeas corpus papers filed, 663.43
- Habeas corpus writ issued, 663.9
- Hearing of objections nonparty nominees, 44.7
- Holding office of justice prohibited, 606.13
- Hospital blanks received, 255.27
- Hospital liens, filing, records kept, 582.2, 582.4
- Identity affidavit, personal judgment, R.C.P. 229
- Illegitimate child records, when secret, 675.35
- Impaneling jury, duties, R.C.P. 187–190
- Incorporation of cities and towns
  - Plat on file with petition, 362.1, 362.5
  - Proceedings entered of record, filed, 362.9
- Index book
  - Detailed entry required, 606.10, 617.10
  - Foreign county, judgment certified, filed, 617.15
  - Inheritance tax and lien book, 450.13
  - Justice court judgments entered, 601.71
  - Liquor abatement bonds, 123.80, 123.81, 128.26, 128.27
  - Lis pendens book, 617.10–617.15
  - Real estate in another county, 617.12–617.15
  - Record to be kept, 606.7(1), 617.10
- Indictment
  - Copy furnished accused, 772.4
  - Corporation notified of, 774.7
  - Filed with clerk, 772.3
- Information, copy furnished accused, 769.9
- Inheritance tax
  - Clerk's duties, 450.13, 450.14, 450.27, 450.29, 450.41–450.50, 450.58, 450.71–450.84
  - Listed and reported, 450.74, 450.76, 450.78
  - Receipt recorded, 450.58
  - Relief from appraisal, 450.39–450.43, 632.1
  - Reporting estates, 450.78, 450.79
  - Reports to court, 450.83
- Insane criminals, returned for trial, duties, 226.28
- Insane persons, discharge recorded, 226.20
- Insane persons to psychopathic hospital, proceedings, 225.38
- Insanity commission member, 228.2
- Instructions, filed, R.C.P. 196
- Interest computed on money judgment, 625.21
- Intermediate probate reports approved, 632.1(2)

**CLERK OF DISTRICT COURT—Continued**

- Interrogatories filed, copies delivered, R.C.P. 123
- Jails, inspection and report required, 356.9, 356.13
- Judgment entered
  - Agreement of parties, R.C.P. 226
  - Computed on default, R.C.P. 232
  - Confession, entered, 676.1–676.4
  - Costs on continuance, R.C.P. 182
  - Default debtor, notice, R.C.P. 233
  - Money, for, interest computed, 625.21
  - Notes surrendered before entry, R.C.P. 228
  - Satisfaction filed, R.C.P. 227
  - Summary, copy of motion delivered, R.C.P. 238
  - Verdict, forthwith on, R.C.P. 223
- Jurisdiction, probate, objections to, 632.2
- Jury and jurors
  - Attendance of jurors certified, 607.6
  - Ballots prepared, 609.15–609.17
  - Certifying jurors attendance, 607.6
  - Commissioners notified of appointment, 608.5
  - Commissioners notified of drawing, 609.20, 609.48
  - Commission recalled, new list, 609.34, 609.47
  - Failure of duty, penalty, 609.46
  - Grand jury selected, 609.15–609.30, 770.1, 770.2, 770.9
  - Impaneling jury, duties, R.C.P. 187–190
  - Jury commission member, 608.1
  - Jury panel drawn, 609.15–609.30
  - List of jurors furnished county auditor, 609.6
  - Oath given jurors, form, R.C.P. 187(b, i)
  - Oath of commissioners filed, 608.7
  - Poll of jury when required, R.C.P. 203(b)
  - Precepts issued to sheriff, 609.30
  - Record of appointment of commission, 608.4
  - Redrawing of panel in clerk's office, 609.34
  - Rejection of names, 609.40
  - Sealed box returned to custody of clerk, 609.29
  - Superior court jurors drawn, 603.29, 603.31, 603.39
  - Talesman drawn, 609.39, 609.40
- Justice, acting as, prohibited, 606.13
- Justice court transcripts filed, 601.69–601.71
- Justice court transcripts made, when, 601.114
- Juvenile court duties, 231.7, 231.11
- Land in other counties sold, certificates, 631.8
- Legislative acts, copies to be furnished, fee, 3.15
- Letters of administration issued, 633.45
- Liability on bond, failure to notify of money received, 606.5
- Liens filed and entered
  - Advancements by holder of sheriff's sale certificate, 629.1–629.3
  - Affidavit of additional lien recorded, 629.3
  - Bail undertakings upon filing, 764.1, 764.2
  - Baling or corn shelling liens, 571.1–571.5
  - Bonds to release liens filed, 584.2
  - Day and hour of filing noted, 606.10
  - Details required in lien book, 606.10
  - Hospital liens, 582.2, 582.4
  - Indexing, *see Books Kept; Index Book, above*
  - Lis pendens, indexed, 617.10–617.15
  - Mechanics' liens, 572.8, 572.10, 572.22
  - Miner's lien, 574.1
  - Real estate actions, 617.10–617.15
  - Threshing, combining or husking liens, 571.1–571.5
  - Veterinarian's lien, 581.3



**CLERK OF DISTRICT COURT—Continued**

Liquor cases, report to commissioners, 123.53

Liquor law duties

- Abatement bonds, 123.80, 123.81, 128.26, 128.27
- Bonds approved, 128.26, 130.12, 130.14
- Clergyman's permit, orders, duties, 134.1–134.8
- Conveyances confiscated, 127.14–127.17
- Convictions reported to state bureau, 125.6
- Manufacturer's permit, application, 133.2, 133.3
- Permits issued, 130.18, 134.4

Pharmacist's permit

- Application and proceedings filed, 130.3, 130.10
- Bond, approved by clerk, 130.12–130.15
- Costs and fee paid clerk, 130.18
- Federal court conviction copy filed, 130.39
- Issuance of permit by clerk, 130.18
- Notice of physician's suspension to health department, 130.38, 130.40
- Petition filed, 130.3
- Proceedings for revocation, 130.38–130.53
- Records and files preserved, 130.41, 130.53

Requisition for liquor vehicle, costs, 127.15, 127.19

- Shipment order, clergymen, 134.4–134.8
- Suspension of physician reported, 130.38
- Wholesale druggists' permits, 131.3

Marriage and divorce

- Certificate of marriage returns, 595.15–595.17
- Divorce data furnished state registrar, 144.40
- Health test requirement, 596.1–596.8
- Marriage license duties, 595.3–595.9, 596.1–596.8
- Nonstatutory solemnization, report, 595.11, 595.16
- Notice of marriage to county of residence, 595.7
- Penalty, license illegally issued, 595.9, 596.6
- Records to be kept, 144.36–144.40
- Reports to state registrar, 144.40

Master's appointment order, copy furnished, R.C.P. 207

Master's report, notice of filing given attorney, R.C.P. 214

Member of commissions

- Insanity commission, 228.2
- Jury commission, 608.1

Misdemeanor cases transferred, 769.33

- Mistake, neglect or omission, effect, R.C.P. 252
- Mistake, when ground for appeal, 686.1
- Money deposited as tender, 538.5
- Money deposited with, duties, 682.37–682.39
- Money paid in for others, notice, 606.3–606.5
- Mortgages on real estate, probate, certificate of approval, 635.36
- Motion calendar, R.C.P. 117
- Motion copies delivered to parties, R.C.P. 82
- Motor vehicle accident judgment, certified to department, 321.281
- Municipal court transfer docketed, R.C.P. 365
- Name change, clerk's duties, 674.5–674.8
- Newspapers selected for legal notices, 618.7
- Notary public's records, duties, 77.14, 77.18
- Notes surrendered before entry, R.C.P. 228
- Notice of money paid in for others, 606.3–606.5
- Notice to default judgment debtor, R.C.P. 233
- Oaths, power to administer, 78.1(3)
- Objections, probate, docketing and hearing, 632.4
- Offer to confess judgment, duties, 677.1–677.14

**CLERK OF DISTRICT COURT—Continued**

Office furnished by supervisors, 332.9

- Orders and deeds, foreign realty, 631.8, 633.25
- Orders and judgments valid, 632.5
- Orders in probate affecting foreign real estate, 631.8
- Orders of court, copies delivered, R.C.P. 120
- Original notice, return, entry on docket, 606.9
- Original notices filed, R.C.P. 59
- Pardon, copy furnished clerk, 248.15–248.17
- Pardon, evidence furnished governor, 248.9
- Parole reports furnished, 247.14, 247.29–247.31
- Partition action, request for hearing on sale docketed, R.C.P. 290(b)
- Partition decrees filed with recorder, R.C.P. 287
- Personal effects of decedent, power, 632.1(3)

Plats

- Bond against encumbrances, approval, 409.11
- Certificate of freedom from lien, 409.9
- Vacation of plat, petition filed, 409.22

Pleading copies delivered to parties, R.C.P. 76, 82

- Pleadings filed, docket entry, 606.11
- Polk county, newspaper publication, verified, 622.93

Powers of clerk in probate, 632.1

- Probate deeds, 635.39
- Probate duties in general, 632.1–632.9
- Process, attestation of clerk, 606.6
- Publication of legal matter, newspaper selected, 618.7
- Real estate brokers' licenses, list filed, 117.42
- Real estate certified from other counties, 631.8
- Real estate titles, complete record, 624.21
- Receipt for stolen property filed, 645.6
- Receipt given for deposit, 682.32

Records

*See Books Kept above*

- Adoption, record sealed, 600.8, 600.9
- Adoption transmitted, 144.44
- Cases transferred, 631.12, 631.13
- Cemetery reports, orders and papers, 566.4
- Changing, when authorized, 604.41–604.43
- Complete record required
  - Inheritance tax proceedings, 450.75
  - Real estate titles, 624.21
- Convictions, motor vehicles, abstract, 321.491
- Foreign realty, 631.8, 635.38
- Marriages and divorces, 144.36–144.40
- Paternity, when secret, 675.35
- Probate record, real estate, copy certified, 631.8
- Proceedings, judge's signature, 604.38–604.40
- Sales book entries, 606.7(4), 626.11
- Superior court abolished, deposited, 603.60
- Term not at county seat, 604.13

Records authenticated, page liv, Vol. I

- Redemption from execution sale, duties, 628.13, 628.18, 628.20
- Referee in probate, appointment, duties, 638.1
- Registrar of vital statistics, county clerk as, 144.4
- Remission of fine, evidence furnished governor, 248.9
- Remission of fines, copy furnished by clerk, 248.15–248.17
- Removal from office, 66.1–66.30
- Removal of executor, service of citation ordered, 638.31
- Report of trial filed when certified, 624.10

**CLERK OF DISTRICT COURT—Continued Reports**

Boundary dispute, commission's report, 650.11  
 Clerk not to assist in making, 632.6  
 Conveyances confiscated, 127.14–127.17  
 Criminal statistics to parole board, 247.29–247.31  
 Delinquent estate, 632.14  
 Estate and trust funds held, 682.38  
 Estates, not to aid in making, 632.6  
 Fees collected, quarterly report, 342.3  
 Filed with clerk, no assistance, 632.6  
 Financial report published, 333.13(3), 333.14  
 Forfeited bonds, fines and penalties, 666.6  
 Inheritance, taxable estates, 450.76  
 Liquor convictions, 125.6  
 Marriages and divorces, 144.40  
 Motor vehicle convictions, 321.491  
 Mulct tax on disorderly houses, 99.28  
 Paternity judgments, 675.36  
 Real estate commissioner's report filed, 117.42  
 Recognizances forfeited, 666.6  
 Reprieves, copy furnished clerk, 248.15–248.17  
 Reprieves, evidence furnished governor, 248.9  
 Resignation, made to county auditor, 69.4  
 Return of original notice, entry on docket, 606.9  
 Salary, 340.11, 340.17, 606.19  
 Sale certificate on execution, cancellation, 626.97  
 Sale of personalty approved, 632.1(3)  
 Sales of realty, certificate of approval, 635.36  
 Sale under execution, redemption, 628.13  
 Securities act appeal, duties, 502.24  
 Shorthand translations filed, R.C.P. 340(a)  
 Stay of execution, ordered, R.C.P. 337(c)  
 Stirring up quarrels or suits, penalty, 740.6  
 Stolen property, receipt to accused, filed, 645.6  
 Summary judgment motion, copy delivered, R.C.P. 238  
 Superior court  
 Abolished, 603.60, 603.62, 603.64  
 Attachments entered, 603.12  
 Records certified, 602.21  
 Transfers, duty, 603.18  
 Supplies furnished by supervisors, 332.10  
 Supreme court costs, duty to disburse, 625.20  
 Supreme court reports furnished, 16.28(8)  
 Sureties, annual checkup, 632.8, 632.9  
 Surety company certificate revoked, record, 682.12, 682.13  
 Suspension, temporary appointment, 66.19  
 Talesmen drawn, 609.39, 609.40  
 Tender deposit, authorized, 538.5  
 Term of office, 39.17  
 Terms of court, schedule filed, 604.18  
 Title change  
 Certified to county auditor, 606.14  
 Fee to auditor, 333.15  
 Judgment, decree or probate proceeding, 606.14  
 Transfer by auditor when certificate filed, 558.66  
 Title decree, certificate for transfer, 558.66  
 Transcripts, *also see TRANSCRIPTS*  
 Adoptions transmitted to registrar, 144.44  
 Appeals from school superintendent, 290.4  
 Appeals to the supreme court  
 Papers or records on request, 686.7, 686.8  
 Reporter's transcript filed, R.C.P. 340  
 Appeals when justice disabled, 601.81–601.83, 601.114

**CLERK OF DISTRICT COURT—Continued Transcripts—Continued**

Bill of exceptions, R.C.P. 241  
 Certificated carrier's appeals, 325.22, 325.23  
 Certified copies, *see Certified Copies above*  
 Change of venue, 778.11, 778.12; R.C.P. 173  
 Court conveyances, 635.39  
 Election contests, county, 62.25  
 Estates, 218.69, 450.84, 631.12, 633.23–633.26, 635.38, 635.39  
 Fees, 606.15  
 Foreign executor's letters, 633.51  
 Foreign wills, 633.33  
 Judgments against real estate, 624.23, 624.26  
 Judgments on ordinances, charter cities, 420.37  
 Justice transcripts when vacancy, 601.114  
 Liquor and conveyances confiscated, 127.7  
 Official newspaper selected, appeal, 349.12  
 Partition decree, filed with recorder, R.C.P. 287(b)  
 Probate deeds, certification of transcript, 635.39  
 Realty in foreign county, record, 633.25  
 Recorder's transcripts certified, 558.12  
 Road assessments, 311.25  
 Superior court records, 602.21  
 Terms not at county seat, 604.13  
 Title matters certified to county seat clerk, 604.13  
 Transfer probate to another county, 631.12, 631.13  
 Trustees of ousted corporations, inventory filed, 660.9  
 Trust fund deposit, duty to invest, 682.11–682.39  
 Trust funds in litigation kept, 682.29  
 Trust funds withdrawn from bank, 682.29  
 Unclaimed inheritances, deposit with clerk, 682.31  
 University hospital blanks received, 255.27  
 Utilities condemned, duties, 397.24  
 Vacancy  
 County auditor takes over, 69.3  
 Filled by district court or judge, 69.8(6)  
 Vacation orders, filed and entered, R.C.P. 120  
 Validity of orders, 632.5  
 Violations  
 Failure to notify, money received, 606.5  
 Failure to report fines and penalties, 666.6  
 Falsifying fee entries, 740.9  
 Jury panel violations, 609.46  
 Marriage license illegally issued, 595.9  
 Marriage license without health test, 596.6  
 Misstating fact in acknowledgment, 558.40  
 Stirring up quarrels or suits, 740.6  
 Vital statistics duties  
 Deputy clerk as deputy county registrar, 144.5  
 Local registrars, appointed by clerk, 144.6  
 Records kept by clerk, 144.36–144.42  
 Registrar, county  
 Birth certificates, record, report, 144.10  
 Clerk designated as, 144.4  
 Death certificates, copies to certain officers, 144.10(3, 4)  
 Death certificates, record, report, 144.10  
 Deputy county registrar, deputy clerk as, 144.5  
 Laws applicable, 144.11  
 Local registrars appointed by, 144.6  
 Warrant for seizure of boat or raft, 667.2

**CLERK OF DISTRICT COURT—Continued**

- Warrants of arrest issued, 769.13, 774.3, 775.3, 789.4
- Widow's election, filing, 636.38
- Wills
  - Duties, generally, 633.11, 633.17–633.26
  - Probate powers, 632.1–632.15
- Witness to appear outside of state, notice, costs, 781.14, 781.15
- Workmen's compensation trustee, 85.49, 85.50
- Writs issued
  - Attachment, 639.16, 675.17
  - Certiorari, R.C.P. 309
  - Date, seal, and attestation required, 606.6
  - Execution, 626.4, 626.64, 626.66, 626.103
  - Garnishment, 642.3
  - Habeas corpus, 663.9
  - Injunctions, R.C.P. 320–330
  - Possession, 646.24
  - Replevin, 643.5
  - Subpoenas, 622.63, 771.7, 771.8, 781.1
  - Writ of error, 601.99
- Written evidence of debt surrendered before judgment entry, R.C.P. 228
- Written selection of property by spouse, filed, 636.38

**CLERK OF THE MUNICIPAL COURT**

See 602.8–602.11, also *MUNICIPAL COURT*

**CLERK OF THE SUPERIOR COURT**

See 603.22, also *SUPERIOR COURT*

**CLERK OF THE SUPREME COURT**

See *SUPREME COURT*

- Appointment, powers, duties, 685.1–685.5
- Judicial department statistician, 685.6–685.10

**CLOTHING**

- Exemption from execution, 627.6(1), 627.14
- Hotelkeeper's lien on baggage, 583.1–583.6
- Jails, furnished prisoners in, 356.5(2)
- Unmarried person, exemption, 627.14

**CLUBS AND LODGES**

- Beer permit provisions, 124.15–124.18
- Books, obtained from state traveling library, 303.3(11)
- Business tax exemption, 422.34
- Christmas clubs, 533.4
- Clubrooms, liquor dispensing, prohibited, 124.31, 125.13
- Commercial clubs, incorporation, 504.1–504.31
- Doors to open outward, 103.8
- Fire escapes, requirements, 103.1, 103.7, 103.8
- Fraternal beneficiary associations, 512.1
- Fraternal charitable institutions, 512.62–512.72
- Fraternal fraternities in schools prohibited, 287.1–287.4
- Hours for liquor consumption fixed, 124.31
- Housing law provisions, 413.3(3)
- Incorporation, 504.1–504.31
- Insurance of members, 512.1–513.2
- Liquor restrictions, 123.54, 124.31, 125.13
- Memorial hall used, 37.18(2)
- Original notices, service at, R.C.P. 56(a)
- Parks, city, leased for use, 370.13
- Restaurant law exception, 170.1(4)
- Schoolhouses, use for meetings, 297.9

**CLUBS AND LODGES—Continued**

- Solicitation of public donations, 122.1–122.6
- Subversive groups, 689.9–689.13
- Surplus warehouse funds to 4-H clubs, 544.16

**COACHES**

- City license fees and fares fixed, 389.39

**COAL AND COAL MINES**

- Actions against owners or operators, venue, 616.13
- Agricultural department duties, 189.2
- Arson, setting fire or burning, 707.3, 707.5
- Bushel measure, pound weight, 210.10
- Check in and check out system required, 82.104
- Condemnation, drainage rights, 468.7–468.9
- Damages for drainage rights, 468.1
- Dealers
  - Chain store tax, exemption, 424.3(3)
  - Taxation, property listed, 428.10
- Delivery tickets with each sale, 212.1–212.4
- Department of mines and minerals, 82.1, 82.2
- Dispute as to orders, appeal, 82.38, 82.41, 82.42
- Docks, railroad spur track, 481.3–481.8
- Electric cap lamps, when required, 82.102
- Eminent domain
  - Drainage through other land, 465.1–465.29, 468.1–468.9
  - Railway right of way, 471.4(5)
- Extra hazardous business
  - Compensation liability insurance required, 87.14
  - Insurance requirements, procedure, 87.12–87.27
  - Presumption conclusive, 87.12
- Foreman
  - Certificate of competency, 82.5, 82.71–82.75
  - Charging and firing drill hole, 82.82, 82.83
  - Defined, 82.70
  - Duties of foreman or pitboss, 82.76
  - Examinations, 82.4, 82.5, 82.73
  - Firing drill hole, when forbidden, 82.82, 82.83
  - Noncertificated temporary employment, 82.72
  - Revocation of certificate, misdemeanor, 82.74
  - Travelways inspected weekly, 82.40(3)
- Inspection
  - Enter mine, inspector's right, 82.26
  - Foreman's inspection duties, 82.40(3), 82.76
  - Machinery, inspection by engineer, 82.68
  - Pre-shift inspection for methane gas required, 82.103
  - Report of inspector, posting, 82.14–82.17
  - Shot examiners, drill holes approved, 82.80
  - State inspector's duties, 82.3–82.17, 82.95
  - Uniform blanks furnished, 82.115
- Inspection of vehicles for weight, 212.6
- Labor claims preferred, 626.69–626.73
- Lands, railway access condemned, 471.4(5)
- Mechanically undercut coal, shot firing, 82.83
- Methane gas detection, 82.102, 82.103
- Mine inspectors, 82.3–82.17
- Miners
  - Accident record kept by inspector, 82.14
  - Accidents and deaths reported, 82.116
  - Appeal from inspector's findings, 82.41
  - Blasting prohibited while men at work, 82.83
  - Cages, use restricted, 82.64–82.68
  - Charges filed against inspector, 82.8

**COAL AND COAL MINES—Continued****Miners—Continued**

- Checkweighman, duties, 82.110
- Doors in haulage ways, duty to close, 82.47
- Drill holes unlawful charging, firing, 82.81–82.83
- Duties of miners and employees, 82.77–82.79
- Injuries reported, 82.116
- Labor claims preferred on seizure, 626.69–626.73
- Labor provisions, general, *see LABOR LAWS*
- Lien for labor, 574.1, 626.69–626.73
- Liquor prohibited around mines, 82.79
- Miner's lien, extent, 574.1
- Mining board, representation, 82.2
- Passageways, report open to inspector, 82.40(3)
- Penalties, schedule, 82.127
- Powder, amount allowed, storage, 82.86, 82.87
- Prohibited acts, 82.78
- Record of coal mined, damages for failure, 82.109
- Report of inspector, destruction, penalty, 82.17
- Safety provisions, 82.40, 82.117–82.127
- Violations, schedule of penalties, 82.127

**Wages**

- Money payment required, 82.112, 82.113
- Payment by the ton, 82.109–82.111

**Mines****Abandoned mines**

- Entries sealed, 82.18–82.21, 82.52
- Machinery removed, permit, 82.20
- Maps and surveys required, 82.28(9)
- Sealing or filling required, 82.18–82.21
- Accidents and deaths, report, 82.14, 82.116, 88.11
- Additional air or escape ways, order, 82.37
- Adjoining landowners, protection, 82.124–82.126
- Air shafts, required, 82.31–82.39
- Animals, entries used by, size, 82.48
- Appeal from inspector's orders, trial, 82.37, 82.38, 82.41, 82.42
- Blasting, safety requirements, 82.80–82.89
- Boller in engine room, restrictions, 82.54
- Breaking seal on abandoned mines, 82.19
- Break-through, area required, 82.49–82.51
- Buildings, location designated, 82.53
- Cage, riding requirements, speed, 82.64, 82.65
- Check in and check out system required, 82.104
- Code of signals, hoisting, 82.66
- County attorney, violations, duty, 82.25
- Damage to mine property, prohibited, 82.78
- Definitions, 82.27
- Doors in haulage ways, closed, 82.47
- Drainage rights, condemnation, 468.7–468.9
- Drainage through another's land, 465.1–465.29, 468.1–468.9
- Drill holes, unlawful charging, firing, 82.81–82.83
- Electric cap lamps, when required, 82.102
- Electricity, use, restrictions, 82.105–82.108
- Elevators, restrictions on use, 82.43, 82.62–82.67
- Engineers, competency, duties, 82.67–82.69
- Erosion control, 467C.1–467C.6
- Escape ways and shafts, requirements, 82.31–82.43
- Explosives, restrictions, 82.80–82.89, 82.127
- Extinguishers, fire, required, 82.98
- Filling or sealing abandoned mines, 82.18
- Fire precaution requirements, 82.53, 82.54, 82.59, 82.91, 82.98

**COAL AND COAL MINES—Continued****Mines—Continued**

- Firing shot, restrictions, 82.83
- First aid equipment, 82.93
- Foremen
  - Definition, 82.70
  - Examination, scope, 82.4, 82.5, 82.73
- Gas masks, required, 82.99, 82.100
- Gasoline engines, location and use, 82.96, 82.97, 82.101
- Haulage ways, requirements, 82.44–82.48
- Hoisting appliances, 82.34, 82.64–82.66
- Hoisting engineers
  - Certificates of competency, 82.5, 82.71–82.75
  - Duties, 82.68, 82.69
  - Examination, scope of, 82.4, 82.5
  - Noncertificated, temporary employment, 82.72
  - Revocation of certificate, 82.74
- Improvements
  - Changes not covered by statute, 82.118
  - Failure to make, order, contempt, 82.123
  - Mandatory writ, hearing, proof, 82.118–82.123
- Inspection
  - Destruction of posted report, penalty, 82.17
  - Inspector's right to enter mines, 82.26
  - Mine foreman, duties, 82.40(3), 82.76
  - Report of inspector, posted at mine, 82.14–82.16
- Lights required on tripcars, 82.46
- Liquor prohibited around mines, 82.79
- Location of shafts, notice, 82.36
- Maps and surveys, custody, 82.28–82.30, 82.124
- Methane gas, test for, 82.102, 82.103
- Minors, record kept by foreman, 82.76
- Motors, gasoline, prohibited underground, 82.101
- New mines
  - Exception when mining for own use, 82.24
  - Failure to secure license, injunction, 82.25
  - Form of license required, 82.23
  - License required to open, 82.22
- Obstructions in escape ways prohibited, 82.39
- Open lights forbidden, 82.102
- "Operator" defined, 82.27
- Passageway requirements, 82.44–82.48
- Permissive explosives, use, 82.83
- Permit for opening mine necessary, 82.22
- Powder, transportation, storage, 82.84–82.89
- Props, caps, and timber, 82.76(3), 82.77(2), 82.88
- Records of coal mined, 82.109
- Refuge places cut in haulage ways, 82.44, 82.45
- Roadways sprinkled or rock dusted, 82.90
- Safety appliances, required, 82.63–82.66, 82.117–82.123
- Safety lamps, 82.102, 82.103
- Scales provided, weighers, 82.109
- Sealing of abandoned mines, 82.18
- Shaft lights, when required, 82.55
- Shafts, construction, 82.31–82.43
- Shot examiners, duties, 82.80–82.83
- Shot firing, restrictions, 82.83
- Signalmen at top and bottom, 82.62
- Signals
  - Haulage way, light code in, 82.46
  - Hoisting, code, 82.66
  - Tripcars, for, 82.46

**COAL AND COAL MINES—Continued**  
Mines—Continued

- Signboards for escape exits, 82.40(2)
- Speaking tubes, when required, 82.61
- Stables, location requirements, 82.91
- Stairways for escape, 82.33, 82.39
- Stretchers, blankets, bandages, 82.93
- Surveys, requirements, 82.28–82.30, 82.124
- Tamping explosives, material, 82.89
- Telephone system, when required, 82.92
- Traveling ways, 82.40, 82.43, 82.45
- Tripcar, persons riding on, 82.64
- Underground connections between mines, 82.35
- Unhealthful conditions, 82.60
- Ventilation
  - Duties of foreman, 82.76(4)
  - Requirements generally, 82.30–82.39, 82.49–82.52, 82.56–82.60
- Wages
  - Money payment required, 82.112, 82.113
  - Payment by the ton, 82.109–82.111
- Washing facilities, 82.94, 82.95
- Weighers, when paid by ton, 82.109–82.111, 82.127
- Work suspended, injunction, 82.60, 82.117–82.123
- Mining board, 82.2
- Operators of mines
  - Abandoned mines, duty to seal, 82.18–82.21, 82.31
  - Actions against, place of bringing, 616.13
  - Adjoining land owners, rights of, 82.124–82.126
  - Airshafts maintained, 82.31, 82.33
  - Assistance given mine inspector, 82.26
  - Coal from adjoining lands, double damages, 82.126
  - Code of signals, 82.66
  - Definitions, 82.27
  - Escape ways maintained by, 82.28–82.35, 82.40
  - Improvements, order, contempt, 82.118–82.123
  - Injunction to force safety appliances, 82.117–82.123
  - Maps and surveys, duties, 82.28, 82.29
  - Place for posting report, to provide, 82.16
  - Props, caps, timber, supply kept, 82.88
  - Reports
    - Accidents, death, report to coroner, 82.116
    - Annual report, contents, 82.114
    - District inspector, accident report to, 82.116
    - Inspector's report, posting, 82.15, 82.16
    - Labor commissioner, accident, report to, 88.12
    - Uniform blanks furnished, 82.115
  - Tamping material, furnished, 82.89
  - Term includes owner or manager of mine, 82.27
  - Unhealthful conditions, remedy, 82.60
  - Ventilation, amount required, 82.56–82.60
  - Violations
    - Accidents, failure to report, 88.12, 88.13
    - Failure to fill or seal abandoned mine, 82.21
    - Injunction, violation, contempt, 82.123
    - Schedule of offenses and penalties, 82.127
- Orders, dispute as to, appeal, 82.38, 82.41, 82.42
- Railway right of way, 471.4(5)
- Sale, weight, delivery tickets, 212.1–212.4
- Venue of actions against owners or operators, 616.13

**COAL AND COAL MINES—Continued**  
Weight inspection of vehicles, 212.6  
Weight per bushel, 210.10  
Workmen's compensation, 87.12–87.27**COCAINE**

Narcotic drug act, 204.1–204.25

**COCKFIGHTING**

Criminal provisions, 726.7

**CODE EDITOR***General provisions, see STATE OFFICERS AND DEPARTMENTS*

Administrative rules and regulations

Copy furnished, 17A.4

Published, 14.3(7), 17A.8

Advance sheets, authority to publish, 14.3(4)

Annotations and tables to code, copies, 16.25(10), 17.26

Appointment, 14.1

Appropriation, to defray expenses, 14.22

Bond required, amount, 64.6(25)

Code

Amendments of statutes recommended, 14.3(1)  
Annotations, prepare and publish cumulatively, 14.3(3)

Annotations received by code editor, 16.25(10)

Binding requirements, 14.12(9)

Catchwords required for each section, 14.12(4)

Chapters numbered, 14.12(2, 8)

Citation of codes and session laws, 14.17–14.19

Code and session laws, official publications, 14.20

Contents of code enumerated, 14.12(6)

Copies of code received by code editor, 16.24(15)

Corresponding sections, tables received, 14.13

Division of sections of act, 14.13(3)

Edit and compile the code, 14.3(2)

Editorial power to correct errors, 14.13, 14.14

Enrolled bills, editor entitled, 14.11

Errors, grammatical or clerical, corrected, 14.13

Federal court opinions in annotations, 14.3(3)

Footnotes for related sections, 14.12(7)

Formal requirements enumerated, 14.12

Historical references required, 14.12(5)

Index to code, scope of, 14.12(6, k)

Meaning of acts not to be changed, 14.13(2, 3)

Misspelled words corrected, 14.13

New editions

Number of volumes, 14.16

Prepared and printed quadrennially, 14.3(2), 14.15

Statutes, general, included, 14.16

Number printed, 17.26

Pamphlet parts, printing authorized, 14.21

Paper stock used, 14.12(9)

Printed in double columns, 14.12(1)

Proof reading, control of code editor, 14.15

Recommendations for revision

General assembly, for submission, 14.3(1), 14.4

Printed, printing board decide number, 14.4

References to code, year omitted, 14.14

Section numbers, how inserted and printed, 14.12(3), 14.16

**CODE EDITOR—Continued****Code—Continued**

## Specifications for printing

Paper, binding, by printing board, 14.13(9)  
Type form and style, 14.12

Transposition of sections authorized, 14.13

Code, session laws, copies required, 16.24(15)

Copyrights on reports and annotations, 14.7, 14.8

Digest, skeleton, prepared, 14.9, 16.27

Editor of the code, duties include, 14.3

Entire time to be devoted to duties, 14.2

General assembly, recommendations, 14.3(1), 14.4

Location, office at seat of government, 14.2

**Publications received**

Annotations, five copies, 16.25(10)

Code, number of copies needed, 16.24(15)

Corresponding sections table, five copies, 16.25

Sessions laws, number needed, 16.24(15)

Skeleton digest of court opinions, 16.27(3)

Supreme court reports, three copies, 16.28(10)

**Reports of supreme court**

Access to court opinions, 14.5

Advance sheets, authority to publish, 14.3(4)

Copyrights on published reports, 14.7, 14.8

Free copies furnished reporter, 16.28(10)

Index and tables prepared, 14.3(4)

Judges may change standard for reports, 14.6

New editions of any volume, 14.7

Number printed, 17.26

Private copyrights lost for failure to publish when ordered, 14.7

Standards for court reports, 14.6

Syllabi of court's opinions, 14.3(4)

Rules and regulations of administrative bodies published, 14.3(7), 17A.9

Rules of civil procedure published, 14.3(6), 17.21, 17.22(8)

**Session laws**

Copies of acts, to receive, 14.10(5)

Form and content, 14.10

Prepare and have printed, 14.3(5)

Skeleton card digest, prepared and printed, 14.9

Skeleton digest, free copies, 16.27

Supplies and postage furnished, 19.4, 19.19, 19.25

Supplies, furnished by executive council, 19.25

Supreme court rules published, 14.3(6), 17.21, 17.22(8)

Term of office, 14.1

Vacancy, filled by judges of supreme court, 14.1, 69.8(3)

**CODE OF IOWA**

See chs 14, 16 also *IOWA CODE*

**CODES**

Building code adopted by cities, 368.9

Military code, 29.1-29.94

Plumbing code, state, 135.11(8)-135.14

**CODICIL**

Defective will cured by, 633.8

Term "codicil" included in word "will", 4.1(17)

**COFFIN DEALERS**

General regulations, 144.9, 144.25-144.29

**COHABITATION**

Forcible, penalty, 724.7-724.10

Lewd cohabitation, penalty, 725.1

Validates void marriage, when, 595.19(4), 598.19

**COIN**

Counterfeiting of money, 718.15-718.17, 718.20

Denominations of money, 535.1

Money, see *MONEY*

Stamp required on silver, 119.4, 119.9

**COKE**

Delivery tickets required, 212.2-212.4

False representation prohibited, 212.1

Inspection of vehicles for weight, 212.6

Railroads appropriation of fuel, 479.109-479.115

Sales from bulk, provisions, 212.1-212.6

Weight per bushel, 210.10

**COLD STORAGE PLANTS**

Advertising goods for sale, requirements, 171.14

Definitions, 171.1

Deposit and withdrawal of food, dated, 171.10

Enforcement provision, 159.6(9)

Examined before license issued, 171.3

Extension of storage period, application, 171.12

Factory laws, see *FACTORIES*

Food defined for cold storage purposes, 171.1

Food establishments law applicable, 170.1(6)

Food not for human consumption, labeling, 171.9

**Frozen food locker plants**

Definitions, 172.1

**Food**

Defined for locker plant uses, 172.1

Establishments, law applicable, 170.1(6)

Not for human consumption, 172.8

Sharp frozen before storage, 172.9

Storing when impure prohibited, 172.6

**Licenses**

Application to agriculture department, 172.3

Duplication of fees not required, 172.5

Duration of license fees, 172.4

Inspection before issuance, 172.3

Required for operation of plant, 172.2

Revocation of license, 172.7

Lien for storage, 578.1, 578.2

Operators or owners not warehousemen, 172.10

Receipts, warehouse, not negotiable, 172.10

Sharp frozen, definition, 172.1(3)

Temperature required, 172.9

Impure food storage prohibited, 171.7

Inspection by state, 159.5(9), 171.3

Labeling of stored goods, 171.9, 171.10, 171.15

**License**

Application, form, 171.2

Duration of license, 171.4

Examination before issuance, 171.3

Fee, 171.4

Food receipt and withdrawal by licensee, 171.5

Reports required by licensee, 171.6

Required from agricultural department, 171.2

Revocation grounds, 171.8

Locker plants, 172.1-172.9

Marking requirements, 171.9, 171.10, 171.15

Penal provision, 171.16

Period for storage, 171.11

**COLD STORAGE PLANTS—Continued**

Placard displayed at sale, 171.14  
 Record for food kept, 171.5, 171.6  
 Record of food withdrawals kept, 171.5  
 Report of extension of storage period, 171.13  
 Reports of food stored, 171.6, 171.13  
 Return for further storage prohibited, 171.15  
 Sale of stored goods, sign required, 171.14  
 Sanitation provisions, 171.3, 171.8  
 Selling storage goods as fresh prohibited, 171.14  
 Storing of impure food, 171.7  
 Temperature requirement, 171.1 (2)  
 Violations, penalties, 171.16

**COLISEUMS**

See 37.18(3), 372.8

**COLLATERAL**

Chattel loans, realty barred as, 536.12  
 Heirs, rules of descent, 4.1(24), 636.32, 636.43  
 Inheritance tax, 450.1–450.96  
 Security corporation shares, record, 491.51–491.54

**COLLATERAL SECURITY****Foreclosure**

Chattels, 652.1–652.12  
 Pledges, 653.1–653.8  
 Real estate, 654.1–654.15

Taking, effect on mechanic's lien, 572.3, 572.4

**COLLECTIVE BARGAINING**

Labor unions, 553.11, 736A.1–736A.8

**COLLECTIVE MARKETING**

Applicability of law, 500.1–500.3  
 Authorization for certain pursuits, 500.1  
 Contracts of members, forfeitures, 500.2  
 Liquidated damages authorized, 500.2  
 Purposes, 500.1

**COLLECTORS**

Embezzlement, penalty, 710.5–710.8  
 Tax collectors, 340.2(6), 445.47–445.50

**COLLEGE OF AGRICULTURE AND MECHANIC ARTS (AMES)**

See *UNIVERSITY OF SCIENCE AND TECHNOLOGY (AMES)*

**COLLEGES AND UNIVERSITIES**

See *STATE COLLEGE OF IOWA (Cedar Falls); UNIVERSITY OF IOWA (Iowa City); UNIVERSITY OF SCIENCE AND TECHNOLOGY (Ames)*

Accredited professional schools, 147.32, 147.33  
 Agriculture and mechanic arts, ch 266  
 Air school, aeronautics law, 328.1(9)  
 Approved by health department, 147.32, 147.33  
 Barber colleges, 147.32, 158.2–158.5  
 Beauty schools, 157.4–157.11  
 Bequests free from inheritance tax, 450.4  
 Bequests, trustees to manage, 565.7–565.15  
 Books, from state traveling library, 303.3(11)  
 Business colleges, war orphans, educational aid, 35.7–35.11  
 Chiropractic schools, 147.32, 151.2–151.4  
 Corporate meetings outside state, 504.15  
 Cosmetology schools, 147.32, 157.4–157.11  
 Defunct colleges, credits perpetuated, 264.1–264.7

**COLLEGES AND UNIVERSITIES—Continued****Degrees, academic**

Conferring illegally, penalty, 504.13  
 Diploma as basis for teacher's certificate, 260.7–260.10  
 Power to confer, 504.12  
 State university, degrees conferred, 263.2  
 Use by professional persons, 147.72–147.74  
 Dentistry colleges, 147.32, 153.2, 153.3, 153.7–153.9  
 Doors to open outward, 103.8  
 Embalming schools, 147.32  
 Exit doors, not fastened, 103.8  
 Fire escape provisions, 103.1, 103.7  
 Geology specimens furnished, 305.4  
 Graduates, teacher's certificate, 260.7, 260.8  
 Incorporation, authority granted, 504.2  
 Junior college, establishment, 278.1(8), 280.18  
 Jury duty, teachers exempt, 607.2 (3)  
 Law school, 263.1, 604.20, 610.9, Ct.R. 22  
 Library, joint with city, 378.9, 378.17  
 Liquor, scientific purposes, permit, 123.27  
 Medical schools, 147.32, 148.2, 148.3, 263.1–263.8  
 Nursing schools, 147.32, 152.3, 152.4  
 Optometry schools, 147.32, 154.3, 154.5  
 Osteopathy schools, 147.32, 150.4–150.6  
 Pharmacy colleges, 147.32, 155.4–155.9  
 Podiatry schools, 147.32, 149.3, 149.4  
 Professors and teachers, jury duty, 607.2(3)  
 Sanitation, state inspection, 135.11(5), 136.3(2, b)  
 State publications free, 16.14, 16.19, 16.23  
 State college of Iowa, 262.30–262.32  
 State university at Iowa City, 263.1–263.8  
 Tax exemption, 427.1(1, 11)  
 Traveling libraries available, 303.3(11)  
 University at Ames, 266.1–266.23  
 Veterinary schools, accredited, 169.10  
**Violations**  
 Arson, 707.2  
 Conferring degrees illegally, 504.13  
 Defacing building or furniture, 714.3  
 War orphans educational aid fund, 35.7–35.11

**COLLUSION**

Attorney, disbarment, treble damages, 610.15  
 Interpleader affidavit, R.C.P. 35  
 Judgment on forfeiture no bar, 666.5

**COLORED PERSONS**

Civil rights, 735.1, 735.2  
 Rights of suffrage, Const., Iowa, II, 1

**COLOR OF TITLE**

Definition, 560.2  
 Release of state's claim by governor, 10.9  
 Rights of occupying claimants, 560.1–560.7  
 Rights of owner, 560.4, 560.5  
 Waste by claimant, 560.6

**COLORING MATTER**

Foods, 190.3(4), 190.6–191.1

**COMBINATIONS, POOLS, AND TRUSTS**

Acts prohibited, 553.1, 553.2, 553.10  
 Attorney general, enforce law, fees, 553.8, 553.9  
 Conspiracies generally, 719.1, 719.2  
 Contracts void, 553.4  
 Co-operative associations legal, 499.11  
 Corporations forbidden to enter, 553.1–553.24  
 Dams, unlawful combination, 469.15

**COMBINATIONS, POOLS, ETC.—Continued**

Evidence in prosecutions, 622.15(2), 622.16  
 Fees allowed prosecutors, 553.9  
 Fixing prices unlawful, 553.10  
 Gift enterprise defined, penalty, 553.15–553.18  
 Grain dealers, 553.19–553.22  
 Grand jury's duties, 553.8, 553.14, 553.22  
 Hydroelectric contracts, 469.15  
 Insurance rates, 515.131, 515.132  
 Interstate bridge companies, 491.38  
 Labor unions exempted, 553.11  
 Liability for damages, 553.12  
 Mandatory provisions for contracts, 553.23  
 Pittsburgh plus, committee, 553.24  
 Price fixing, 553.1–553.24, 734.1, 734.2  
 Price fixing constitutes conspiracy, 553.1  
 Price fixing, dams or power plants, 469.15  
 Production restrictions constitute conspiracy, 553.1  
 Purchaser relieved from payment, 553.5  
 Railroad freight pools, 479.15, 479.16  
 Resale of trade-marked articles implied, 550.2  
 Sales tax retail agreements legal, 422.48  
 Violations, penalties, 553.1, 553.3, 553.13, 553.17, 553.21  
 Witness, immunity, 622.15(2), 622.16

**COMBUSTIBLES**

See also *EXPLOSIVES*

Cities, regulation, 368.11  
 Housing law provisions, 413.74, 413.75  
 Motor carriers, chauffeur's age, 321.179  
 Petroleum, products, 208.1–208.8  
 Residence in cleaning plant prohibited, 732.6

**COMFORTS, BED**

Hotel requirements, 170.29  
 Manufacturing regulations, 209.1–209.8

**COMFORT STATIONS**

Cities and towns, 376.1–376.4  
 County memorial hall used, 37.18(2)

**COMMANDANT**

Soldiers' home, 219.5–219.20

**COMMENCEMENT OF ACTION**

See *R.C.P.* 48, 49, also *ORIGINAL NOTICE*

**COMMERCE COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

**Actions prosecuted**

Appeals to supreme court, 474.42  
 Carriers, actions against, 475.7(2–6)  
 Commerce council to appear, 474.39, 475.7(2–6)  
 County attorney to aid, 474.39  
 Discrimination by common carrier, 474.43  
 Dismissal, certain cases, requirements, 474.43  
 Employees hours, railway violations, 477.45–477.50  
 Enforcement of orders, 474.24, 474.37–474.42  
 Extortion by common carrier, 474.43  
 Improper wire across track, 489.29  
 Preference, time of trial, 474.43  
 Rate matters, 475.7(2, 3)  
 Remedies cumulative, 474.23, 474.45  
 Venue in any county, certain cases, 474.43

**COMMERCE COMMISSION—Continued**

Agents, free transportation permitted, 479.94  
 Appeals to supreme court, 474.42  
 Appeal to interstate commerce commission, 474.32  
 Appearances at hearings, 474.6, 475.7  
 Attorney fees and costs taxed, 474.30  
 Bonded warehouse law, duties and powers, 543.2  
 Bonds of members, 64.6(6)  
 Certificated carriers, 325.1–325.34, 327A.1–327A.21

**Commerce counsel**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Action to enforce orders instituted, 474.24  
 Appointment by commission, 475.1  
 Assistants and expenses allowed, 475.6  
 Assistants, employment, 13.7  
 Code, session laws and annotations received, 16.24, 16.25  
 Disqualification facts, 475.3  
 Duties in general, enumerated, 475.7  
 Electric transmission, franchise forms, 489.6  
 Expenses allowed, 475.6  
 Free transportation allowed, 479.94  
 Political activity prohibited, 475.4  
 Prosecute order violations, 474.39, 475.7(6)  
 Removal by commission, grounds, 475.5  
 Supplies and postage, 19.4, 19.19, 19.25  
 Vacancy, how filled, 475.2  
 Wires across railroads, 489.29

Commissioners, bond, 64.6(6)  
 Common law rights and remedies, 474.45  
 Complaints filed, 474.33, 474.34, 475.7(4)  
 Convention expense, 8.13(2)  
 Court aid in vote, 474.20

**Crossings**

Conference with highway commission, 307.5(5)  
 Grade elimination, disputes, hearing, 478.21–478.23  
 Regulatory powers, 478.29–478.36

**Definition of terms, 479.48**

Deposit of public money, exception, 12.10  
 Discontinuance of station, 474.15–474.17  
 Discriminations prosecuted, 474.31, 474.32, 474.43  
 Docks in cities, control, 384.4  
 Duties in general, 474.10–474.22  
 Election of members, 474.2  
 Electric transmission lines, law applicable, 474.10, 489.1–489.29  
 Eligibility of commissioners, 474.1, 474.2

**Eminent domain, duties**

Railway land condemnation, permission, 471.10  
 Union depots, finding, 482.2  
 Water stations, land squared, 471.11

Expense of commission members, 8.13, 474.8  
 Express companies supervised, 474.10, 486.1–486.9  
 Flagmen and gates in cities, 389.41

**Foreign corporations**

Actions for or against guaranty company as bond surety, 682.14–682.21  
 Process agent for service of notice, 490.28; *R.C.P.* 56

Forms of notice and service, 474.5

Free transportation, 474.9

Fuel appropriated by carrier, 479.109–479.115



**COMMERCE COMMISSION—Continued**

Hearings by individual members, 474.19  
 Hindering or obstructing, 474.21  
 Interlocking switches, 478.33–478.36  
 Interurban railway, law in general, 484.1–485.6  
 Interurban railways, investigation and examinations, 485.2–485.6  
 Interurbans, eminent domain, 484.23–484.25  
 Interurbans, rules promulgated, 485.6  
 Investigation of carrier law violations, 474.10  
 Investigations and examinations made  
 Accidents on railways, reports, 474.46  
 Aid from the courts, 474.20  
 Books and papers, production, 474.18, 474.20  
 Bridges on railways, notice to repair, 474.12  
 Buildings on railroad lands, 481.1  
 Business management, 474.6  
 Carriers, officers, employees, 474.10, 474.18  
 Cities and towns, rates examined, 474.22  
 Common carriers, criminating evidence, immunity, 622.15(10), 622.16  
 Common carriers management, 474.18  
 Complaints investigated, 474.34  
 Crossing flagmen and gates, disputes, 389.41  
 Electric transmission lines, 474.10, 489.1–489.29  
 Eminent domain approval, 471.10, 471.11, 482.2  
 Employees hours violations, 477.45–477.50  
 Examination under oath, 474.18  
 Hearings conducted, 474.5, 474.6, 474.15, 474.18, 474.19  
 Hindering or obstructing commission, 474.21  
 Individual hearings, 474.19  
 Information from carriers, 474.18  
 Interlocking switches, 478.33–478.35  
 Interstate freight rates, 474.31, 474.32, 475.7  
 Interurban railways  
 Appliances, construction specifications, 485.5  
 Law in general, 484.1–485.6  
 Rules, enforcement of orders, 485.6  
 Street railway use, 484.16, 484.17  
 Tracks, use in cities, 485.2–485.4  
 Investigating power in general, 474.18  
 Livestock shipments, speed, 479.82  
 Long and short haul, rates, 479.14  
 Management of business, 474.18, 622.15(10)  
 Municipality's application concerning rates, 474.22  
 Neglect or violation of law, 474.12  
 Notice, examination of rates, 474.22  
 Notice to repair, 474.12  
 Oaths, power to administer, 78.2(2), 474.18  
 Officers, employees, carriers, 474.10, 474.18  
 Operation and equipment, railroads, 474.12  
 Production of books and papers compelled, 474.18, 474.20  
 Railroad tracks and equipment, 474.12  
 Rates, express companies, 486.2, 486.3  
 Rates, railway, 474.22, 479.27, 479.43, 479.72–479.74  
 Rates, upon city request, 474.22  
 Report of findings on complaints, 474.22  
 Report of hearing findings, 474.35  
 Spur track, approval, 481.3  
 Stations, abandonment, removal, 474.15–474.17  
 Stockyards and loading facilities, 477.36  
 Subpoena disobeyed, remedy, 474.20  
 Testimony compelled, 474.18, 474.20

**COMMERCE COMMISSION—Continued**

Investigations, examinations—Continued  
 Township trustees, application concerning rates, 474.22  
 Tracks inspected, notice to repair, 474.12  
 Uniform gauge, inspection, 474.44  
 Violations of law, complaints, 474.34–474.37  
 Witnesses subpoenaed, 474.18, 474.20  
 Witness, refusal to testify, 474.21  
 Jurisdiction in general, 474.10  
 Lights obscuring railway signals, 474.11  
 Liquid transport carriers, 327.1–327.21  
 Meetings  
 Forms of notice prescribed, 474.5  
 Proceedings, manner of conducting, 474.3, 474.5  
 Public hearings, appearances, 474.6, 475.7  
 Quorum, 474.4  
 Rules of procedure, 474.5  
 Service of notice, 474.5, 474.14  
 Members of commission  
 Expenses allowed, 8.13, 474.8  
 Free passes permitted, 479.94  
 Free transportation, 474.9  
 Hearings, public, effect, 474.19  
 Hindering members, penalty, 474.21  
 Interest of member in case, 474.4  
 Number of members, 474.2  
 Oath required, 63.10  
 Oaths, administration, 78.2(2), 474.18, 477.49  
 Qualifications, 474.1, 474.2  
 Time devoted to duties of office, 474.8  
 Motor vehicle carriers with fixed termini or route, 325.1–325.4  
 Motor vehicle carriers without fixed termini or route, 327.1–327.22  
 Notice of railway rate change, 479.61  
 Oaths, administration, 78.2(2), 474.18, 477.49  
 Obstructing or hindering, 474.21  
 Office at seat of government, 474.8  
 Orders, rules, and regulations  
 Abandonment of station, 474.15–474.17  
 Accounts, uniform, 474.51  
 Airport establishment approved, 330.9  
 Appeals, costs, fees, 474.27–474.30, 484.16–484.18, 485.3  
 Attorney fees and costs taxed, 474.30  
 Authority to make rules, 474.5  
 Changes or improvements on railroads, 474.14  
 Competitive rates fixed, 479.21  
 Compliance by carrier, 474.36–474.41  
 Connecting tracks, 474.13, 478.17  
 Contempt, penalty, 474.25, 474.26, 474.41  
 Costs and attorney fees taxed, 474.30  
 Court's jurisdiction to enforce, 474.20, 474.24–474.30, 479.84  
 Crossings, station houses, platforms, 478.14  
 Delay by railway, penalty, 474.52  
 Effective from date fixed, 474.26, 474.27  
 Enforcement by court order, 474.24  
 Express companies, 474.10, 486.1–486.9  
 Extension of time orders effective, 474.27  
 Fuel, taking in transit, 479.109–479.114  
 Gauge uniform, duty to examine, order, 474.44  
 Grade crossing regulations, 478.29–478.36  
 Hearings on complaint, 479.72–479.74  
 Improvements ordered, procedure, 474.14

**COMMERCE COMMISSION—Continued****Orders and rules—Continued**

- Industrial vicinity, fixed by commission, 479.2
- Injunctions to enforce, 474.24, 474.25, 474.41
- Interstate rates, 474.31, 474.32
- Interurbans, 484.1-485.6
- Joint rates, 479.32-479.48, 479.57, 479.58
- Joint tariff schedules, 479.58
- Jurisdiction of court to enforce orders, 474.24
- Legality, time for testing extended, 474.27
- Livestock, speed of shipping, 479.81-479.83
- Mode of operation, changes, 474.14
- Notices, form, service, 474.5
- Passenger service ordered, 479.5
- Pipe lines, 490.1-490.30
- Power to revise rates, 479.66-479.68
- Private railroad crossings, 478.12, 478.13
- Prosecutions by commission, 474.43
- Railway's delay in compliance, penalty, 474.52
- Rate matters, 474.22, 474.31-474.33, 479.1-479.102, 486.2, 486.3
- Rates of fare, changes, 474.14
- Release upon compliance with order, 474.36
- Repair of tracks or equipment, 474.12
- Rolling stock additions required, 474.14
- Rules, power to make and amend, 474.5
- Spur tracks, 481.3-481.8

**Stations**

- Abandonment, hearing, order, 474.15-474.17
- Changes for public good, 474.13
- Expense at crossing prorated, 478.15
- Heat, light, attendants, crossings, 478.14
- Houses at crossings required, 478.14, 478.15
- Name of station changed, 477.58, 477.59
- Shelter for patrons, 474.13

**Stopping of trains, 478.16**

- Time orders effective, 474.26, 474.27
- Track scales for coal, 479.103
- Transmission lines, 489.18
- Vacation of order, proceedings, 474.28, 474.29
- Violations, petition, hearing, 474.36-474.41
- Wires crossing tracks, 489.27-489.29

**Organization of commission, 474.2**

- Penalties for violation of injunction, 474.41, 474.52
- Persons interested may begin proceedings, 474.38
- Pipe lines, 320.4, 490.1-490.30
- Postage and supplies, 19.4, 19.19, 19.25
- Powers, motor carriers, 325.2, 325.3
- Powers of commission in general, 474.10
- Proceedings, quorum, 474.3, 474.4
- Process agent for service of notice, 490.28

**Profit corporations**

- Bonds, fiduciaries, trust funds invested, 682.23 (6-13)
- Guaranty company, liability as bond surety, 682.14-682.21, 682.22

**Prosecutions by commerce counsel, 475.7****Railroad laws, extended to motor carriers, 325.4****Railway crossing elimination**

- Conference with highway commission, 307.5(5)
- Viaducts in cities, approval, 387.2

**Railway signals, obscuring lights removed, 474.11**

- Rate cases, 474.31-474.43, 479.1-479.102
- Rate cases, express companies, 486.2-486.7
- Record of votes and official action, 474.6

**COMMERCE COMMISSION—Continued****Remedies against carrier, cumulative, not exclusive, 474.23, 474.45****Remedies for carrier damage, choice, 474.33****Reports**

- Accident on railway, investigation, 474.46
- Annual report by commission, 17.1, 17.2, 17.10, 474.14, 474.53
- Carriers to report annually, 474.47-474.52
- Employees hour violations, 477.49
- Findings as to local complaints, 474.22
- Findings on hearings after notice, 474.35
- Investigations of rule violations, 474.35
- Operation changes ordered, 474.14.

**Rights and remedies not exclusive, 474.23, 474.45****Safety devices approved, 478.33-478.36****Seal, official, 474.7****Secretary**

- Appointment, 474.2
- Expenses, traveling, 474.8
- Free transportation, 474.9
- Oath to be taken, 63.10, 474.2
- Qualifications, 474.1

**Speed of trains in cities, 389.42****Station abandonment, 474.15-474.17****Station name changed, 477.58, 477.59****Stock, preferred, issuance approved, 476.18****Stockyards, feeding and loading facilities, 477.36****Supplies and postage, 19.4, 19.19, 19.25****Supplies furnished by executive council, 19.25****Switching service, 479.10, 479.25****Tax to electrify steam railroads, 483.3****Time of members devoted to duties, 474.8****Transmission lines, supervision, 489.1-489.29****Truck operators, 327.1-327.22****Viaduct construction, approval, 387.2****Violations**

- Investigation of carrier's law violations, 474.10
- Obstructing commission's work, 474.21
- Railway, penalty each day's delay, 474.52
- Warehouses, bonded, 543.1-543.38

**COMMERCE COUNSEL**

See 475.1, also *COMMERCE COMMISSION*

**COMMERCIAL****Clubs, 504.1-504.31****Feed, 198.1-198.14****Fertilizers, see *FERTILIZERS, COMMERCIAL*****Fishing, 109.106-109.119****COMMISSIONER****Divorce actions, appointment by the court, 598.5****Insurance, 505.2, see *INSURANCE DEPARTMENT*****Sale of realty by, approval of court, 624.29-624.35****COMMISSIONER OF PUBLIC HEALTH****Accredited schools for examining boards, 147.32****Appointment and confirmation, 2.40, 135.2****Bond required, amount, 64.4(6)****Bonds of employees approved, 135.7****Commissioner defined, 135.1****Entire time to official duties, 135.3****Expenses allowed, 135.9****Head of state department of health, 135.11**

**COMMISSIONER OF PUBLIC HEALTH —**

Continued

- Inspectors and assistants
  - Appointment, 147.88
  - Approval, 147.108
  - Barbering, 158.9
  - Cosmetology, 157.8
- Inventory of hospitals, 135A.15
- License to practice medicine revoked, surrendered, reinstated, 148.6–148.9
- Member of boards and committees
  - Eugenics board, 145.1
  - Plumbing code committee, 135.12
  - State board of health, 136.1
  - War surplus commodities board, 20.1
- Narcotic drugs received, 204.15
- Plumbing code committee appointed, 135.12
- Qualifications required, 135.2, 135.3
- Registrar, state, designated, 144.2
- Report, biennial, requirements, 17.1–17.3
- Term of office, 135.4
- Vacancy, how filled, 135.5

**COMMISSIONER OF PUBLIC SAFETY**

- Administration motor vehicle dealers law, 322.1
- Appointment by governor, 80.2
- Approval of motor vehicle equipment, 321.424–321.429
- Compensation, 80.2
- Definition, motor vehicle law, 321.1(33)
- Deputies and inspectors, appointed, 80.8
- Divisions and divisional headquarters, 80.17, 80.20
- Duty of enforcing motor vehicle laws, 321.3
- Emergency vehicle, certificates issued, 321.451
- Governor to approve his appointments, 80.8
- Liquor conveyance forfeiture notice, 127.11, 127.12
- Motor carriers, cancellation of certificates, 325.33
- Motor vehicle department head, 321.2, 321.3
- Motor vehicle law, duty of administering, 321.3
- Motor vehicle lighting type approved, 321.447
- Nonresident motor vehicle notices, 321.498(2)
- Offense memoranda, forms prescribed, 321.485
- Officers and employees appointed, 80.8
- Process agent, 321.498–321.509
- Railroad employees made special agents, 80.7
- Rules for change of motor vehicle engines, 321.44
- Safety patrol under commissioner's jurisdiction, 321.25
- Vacancy, appointment, how made, 80.3
- Weapons, issued to nonresidents, 695.9

**COMMISSION FOR BLIND**

Generally, 93.1–93.7

**COMMISSION MERCHANTS**

- Lien for charges, enforcement, 576.1, 576.2
- Taxation, list property as owner, 428.9

**COMMISSION ON UNIFORM STATE LAWS**

Appointed, duties, 5.1–5.4

**COMMISSION PLAN OF GOVERNMENT**

General provisions, 363B.1–363B.8

**COMMISSIONS**

- Bank organization, prohibited, 528.74, 528.75
- Civil service commissions, 365.1–365.5

**COMMISSIONS—Continued**

- Commission merchants, *see BROKERS*
- Bucket shopping prohibited, 552.1–552.11
- Lien, enforcement, 576.1, 576.2
- Margin dealing prohibited, 552.1–552.3
- Option dealing prohibited, 552.1–552.3
- Corporate employees and public officers not to accept, penalty, 741.1–741.5
- County commissions, *see COUNTY*
- County hospitalization commission, 228.1–228.11
- Embezzlement, commission retention allowed, 710.7, 710.8
- Employment agency, limitation, 94.6
- Excessive interest charge, penalty, 535.6
- Governor, issued by
  - Constitutional requirements, Const., Iowa, IV, 21
  - Countersigned by secretary of state, 9.3
  - Military instructors at state colleges, 262.27
  - National guard officers, 29.11, 29.12
  - Notaries public, 9.3, 77.1–77.6
  - Officer elected by joint legislative convention, 2.38, 9.3
  - Superior court judges, 603.4
- “Wages” includes commissions for employment security law, 96.19(13)

**COMMODITIES**

*See also TRADE AND COMMERCE*

- Labor not commodity of commerce, 553.11
- Price fixing, trade-marked articles, 550.1–550.5
- Trade restraint, 553.1–553.24
- Unfair discrimination in sales and purchases, 551.1–551.10

**COMMON CARRIERS**

- Actions against
  - Authorized for grievances, 474.33
  - Commerce counsel to bring actions, 475.7
  - Contributory negligence, burden, 479.124; R.C.P. 97
  - Demand fifteen days before suit, 479.17
  - Evidence, criminating, immunity, 622.15(8), 622.16
  - Joinder of joint carriers, 613.3–613.6; R.C.P. 24 (b)
  - Joint carriers, liability, 613.3–613.6
  - Mitigating damage, burden, 479.124; R.C.P. 97
  - Rights or remedies, not exclusive, 474.33, 474.45
- Animals with contagious diseases
  - Interstate shipments, regulations, 163.7
  - Intrastate shipments, inspections, 163.14
- Assessment, special, city, notice to carrier, 391.54
- Baggage damage, liability, 479.127
- Bills of lading, 487.1–487.55
- Cigarettes, transportation, records inspected, 98.24
- Civil liability for law violations, damages, 479.17
- Claims against, adjustment, 479.116–479.118
- Commerce counsel to investigate, 475.7
- Common law rights and remedies, 474.45
- Complaints, choice of remedies, 474.33, 474.34
- Containers, marked, returned, 192.36–192.38
- Criminal liability, 479.18
- Crop pest act applies, 267.1–267.22

**COMMON CARRIERS—Continued**

- Dead bodies
  - Embalmer's certificate attached, 141.14
  - Escort to have necessary papers, 141.15
  - Express shipment, requirements, 141.16
- Definition, 575.1(4)
- Demand for damages before suit, 479.17
- Docks in cities, regulations apply, 384.4
- Embezzlement of cargo, penalty, 710.10
- Express companies, 486.1–486.9
- Fuel in transit appropriated, 479.109–479.115
- Game shipments, affidavit, 109.24
- Injuries to common carriers, 716.7–716.19
- Insects and plants diseases, 267.1–267.22
- Interstate fuel use tax law, 324.50–324.56
- Interurban railroads, 484.1–485.6
- Intrastate shipments, routing, 479.35
- Investigations by state commerce commission,
  - evidence, criminating, immunity, 622.15(10), 622.16
- Jurisdiction of commerce commission, 474.10–474.21
- Liability for personal injuries, 479.7, 479.8
- Liability for property damages, 479.119, 479.127
- Liens, 575.1–575.16
- Liquor law provisions
  - Clergymen's shipments permitted, 134.1–134.8
  - General regulations and prohibitions, 125.1–125.32
  - Package not to be broken or opened, 123.26
  - Wholesale druggist, delivery, requirements, 131.15–131.25
- Motor vehicle carriers, 325.1–327A.21
- Motor vehicle fuel transport, 324.11–324.15
- Narcotic drugs, exception, 204.12
- Plant quarantine, seizure, 267.11–267.22
- Pooling contracts unlawful, 479.15
- Railroads, 476.1–483.20, *see RAILROADS*
- Rate hearings, 479.66, 479.71–479.74
- Rate investigation, 475.7
- Rate schedules of railroads, 479.48–479.74
- Regulation, application of law, 479.1
- Report to commerce commission, 474.47–474.50
- Street railways, 402.1–402.4
- Supervision by commerce commission, 474.10–474.21
- Trackless trolleys, 417.54
- Transfer companies, liability, 478.8, 479.127
- Transportation
  - Fish and game, violation, 109.34
  - Mislabeled articles, exception, 189.21
  - Narcotic drugs, exception, 204.12
  - Passengers, evidence in prosecution, immunity, 622.15(9), 622.16
  - Penalty for refusal to transport goods, 486.9
- Violations
  - Commerce commission to investigate, 474.10
  - Transportation of goods, refusal, penalty, 486.9

**COMMON COUNTS**

Abolition, R.C.P. 67

**COMMON DISASTER**

Priority of claims to estates of decedents, ch 637

**COMMON LAW**

Common carriers, rights and remedies, 474.45

**COMMON LAW—Continued**

- Jury facts, re-examined by court, U. S., Const., Amend. 7
- Negotiable instruments, law merchant, 541.197
- Perpetuating testimony action, R.C.P. 159
- Railroads, rights and remedies preserved, 474.45
- Rule of construction, abrogated, 4.2

**COMMON LAW MARRIAGES**

- Husband to make return, 595.16
- Penalties for contracting, 595.11
- Validity, 595.11, 595.17

**COMMONS**

- Obstructing, penalty, 657.2(5), 657.3
- Obstructions to, abatement, 657.3
- Regulations by cities and towns, 389.12

**COMMON SCHOOLS**

*See Const., Iowa, IX, 2nd, 3, 4, 7*

**COMMON TRUST FUND**

Uniform Act, 533A.1–533A.6

**COMMUNICATIONS**

- Persons since deceased, 622.4, 622.5
- Privileged and confidential, *see* 622.7–622.11, *also*

**EVIDENCE**

Threatening communications, penalty, 723.1

**COMMUNISM**

Red flag display, 689.5–689.7

**COMMUNITY CENTERS**

- Established, 374.1–374.5
- Funds allocated, 404.11
- Indebtedness, 407.1–407.15
- Memorial hall used, 37.18

**COMMUNITY RECREATIONAL ACTIVITIES**

- Playgrounds, establishment, tax, maintenance, 300.1–300.7
- Schools, public recreation, 300.1–300.7
- Use of schoolhouses and grounds permitted, 297.9

**COMMUTATION**

- Rates, authority of railroads to issue, 479.24
- Sentence, Const., Iowa, IV, 16; 248.1–248.10
- Unemployment compensation provision, 96.15(a)
- Workmen's compensation benefits, 85.45–85.48

**COMPANIES**

*See CORPORATIONS; PARTNERSHIPS*

**COMPARATIVE NEGLIGENCE**

Railroad employees, 479.124

**COMPELLING TO MARRY**

*See* 699.1

**COMPENSATION**

- Liability insurance, 87.1–87.27
- Occupational diseases, 85A.1–85A.27
- State employees, 79.1
- Unemployment, 96.1–96.21
- Wages, *see* WAGES
- Workmen's, 85.1–86.10

**COMPETENCY**

- Electors, Const., Iowa, II, 1
- Jurors, 607.1
- Religion not to be test, Const., Iowa, I, 4; 735.3
- Witnesses, general provisions, 622.1

**COMPETITION**

Control board purchases, 218.52, 218.60  
 Discrimination, 551.1-551.10  
 Personal service trades, ordinance, 369.1-369.5  
 Public contracts, 553.23  
 Railway rate discrimination, no defense, 479.21  
 Trade-marked articles, 550.1-550.5  
 Trade restraint, 553.1-553.24  
 Warranty implied in public contracts, 553.23

**COMPLAINT**

Criminal cases, generally, 754.1-754.3  
 Fugitive from justice, 759.7  
 Threat to commit public offense, 760.1

**COMPLETE RECORD**

Inheritance tax proceedings, clerk's record, 450.75  
 Real estate title, clerk's record, 64.21

**COMPLIMENTARY PASS**

Policemen and firemen in cities, 479.94(12), 479.95  
 Railroads, 479.75-479.77, 479.93-479.97

**COMPOSITION WITH CREDITORS**

*General provisions*, 681.1-681.31  
 Bank assignment void, 528.42, 532.19  
 Labor claims, 626.69-626.73  
 Negotiable instruments, notice of dishonor, 541.102  
 Property held in trust, 682.29, 682.30

**COMPOUNDING FELONY**

Generally, 722.1, 722.2, 773.49  
 Misprision of treason, 689.3

**COMPOUNDING MEDICINES**

*See DRUGS AND DRUGGISTS*

**COMPRESSED GAS SYSTEMS**

Liquefied petroleum gas law, 101.1-101.8

**COMPROMISE AND SETTLEMENT**

Arbitration, 679.1-679.18  
 Claims due estates, 635.17  
 Class actions, approval of court, R.C.P. 45  
 Conciliation, 605.19-605.22  
 Corporation fees and penalties, 496.13  
 County, insane support claim, 230.17, 231.1  
 Damage by emergency vehicle drivers, 321.495  
 Estates, personal taxes due, 682.3  
 Feeble-minded and epileptics' support claims, 223.17  
 Insolvent debtor, *see COMPOSITION WITH CREDITORS*  
 Judgment, offer to confess, 667.1-667.14  
 Judgment on county officer's bond, compromise, 332.12-332.14  
 Obligations due state, 19.9  
 Partnerships, limited, partners' liability, 545.28  
 Paternity cases, support, approval, 675.30  
 Taxes generally, 420.228, 422.25-422.28, 445.16-445.19, 450.92, 682.36  
 Tax sale certificate by county, 446.31  
 Unemployment compensation, 96.14(5)

**COMPROMISING OFFENSES**

Authorized for certain misdemeanors, 794.1-794.4

**COMPTROLLER**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

**COMPTROLLER—Continued**

Accountancy board expenses paid, 116.4  
 Accounting for state funds required, 8.7-8.12  
 Accounting system, 8.6, 11.5  
 Accounts, control accounts and funds, 8.6(5)  
 Action against county treasurer, 334.11  
 Action against officer for failure to account, 8.8-8.12  
 Agricultural land school tax credit, 426.10  
 Agricultural societies paid state aid, 174.12  
 Allotments to departments, 8.6(12), 8.30-8.32  
 Appeal, board member, 22.1-23.16, 24.26  
 Appeal by municipalities on improvement proposals, 23.1-23.16  
 Appeals heard under local budget law, 24.26-24.33  
 Appeals to appeal board  
   Jurisdiction, limitations, 22.3, 23.4  
   Public contracts, procedure, duties, 22.1-23.16  
 Appointment by governor, 8.4  
 Appointment of director of personnel, 8.5(6)  
 Appointment of highway auditor, 313.20  
 Appropriations  
   Conditional availability, 8.32  
   Deficit, obtaining increase, 8.39  
   Disbursement, pro rata according to time, 3.13  
   Obligations, list to be filed, 8.33  
   Payment quarterly, defined, 3.12  
   Report of standing appropriations, 8.6(10)  
   Unexpended balances, 8.34, 8.39, 19.11-19.14  
 Approval required for excess expenditures on public improvements, 23.9  
 Arbitration board, labor disputes, salary paid, 90.7  
 Architectural examiners, expenses paid, 118.12  
 Assessments for street improvements, objections heard, 417.26  
 Assistants, powers and duties, 8.5  
 Audit of claims and accounts, 8.6(1, 6)  
 Auditor's audit and report on comptroller, 11.27  
 Auditor's daily audit of treasurer's office received, 11.2, 11.28  
 Auditor's duties, *see AUDITOR OF STATE*  
 Auditor's former powers exercised, 8.5(4)  
 Audits of local governments, expenses paid, 11.20  
 Authority in general stated, 8.5, 8.6, 8.35  
 Bank department expenses and salaries, 524.17  
 Banking board expense paid, 525.6  
 Bank superintendent's convention expense, 524.16  
 Biennial department estimates received, 8.23-8.28  
 Biennial fiscal term defined, 8.37  
 Blind, commission, shop receipts, report, 93.6(5)  
 Blind school expenses collected, 269.2, 270.5  
 Board of control accounts supervised, 218.8(3)  
 Boiler inspection fees, remitted to, 89.8  
 Bond issues by municipalities, appeals, 23.12-23.16  
 Bond, surety, 8.4  
 Bonds of municipalities, special levy, 444.20  
 Bonus board funds, 35.2-35.11  
 Budget, state  
   Draft budget legislation, 8.6(11)  
   Estimate of income, to legislature, 8.24  
   Hearings, public, to attend, 8.26  
   Prepare budget document, 8.6(11)  
   Report, contents enumerated, 8.6(17)  
   Tentative, transmitted to governor, 8.25  
 Cigarette stamps, comptroller's custody, 98.7

**COMPTROLLER—Continued**

Cigarette stamps, refunds made, 98.8  
 Claims against state, 25.1-25.8  
 Claims, approval  
   Limitations on authority to pay, 8.6(1), 8.13  
   Requisites for authority to pay, 8.14  
   Voucher required, 8.15  
 Claims for state against municipal subdivisions, compromise, report from appeal board, 25.6  
 Closed banks, public deposits, 454.7, 454.14-454.18  
 Code editor's office expenses, approval, 14.22  
 Commercial feed fund, excess transfer, approval, 198.8  
 Commissions, receive copy of registration, 9.3  
 Compensation cases, state, no approval, 85.60  
 Completion of public improvement reported, 23.11  
 Conservation commission expenditures, 107.19  
 Constitutional amendments  
   Federal expenses of election, 55.18  
   State, expenses incurred, paid, 6.9  
 Contracts of public bodies, appeals, 22.1-23.11  
 Contracts, record and control, 8.6(3)  
 Control board  
   Claims checked, 8.6(19)  
   Contingent fund requisition, 218.50  
 Convention expenses, limitations on payment, 8.13(2)  
 Counties, refund of money due, 452.16-452.18  
 County treasurer  
   Losses apportioned, 334.13-334.22  
   Payments to state, 12.9, 334.9-334.11, 452.1  
   Reports received, 452.6, 452.13  
   Statement of funds, 334.9  
 Credit on comptroller's books, affidavit of non-private use, 8.11  
 Criminal prosecution, costs paid, 745.6, 745.7, 789.20  
 Dairy calf club, state aid, 180.4, 180.5  
 Dairy industry commission, report of taxes, 179.5  
 Dairy industry commission, salaries approved, 179.12  
 Dairy industry fund, excise taxes, 179.5  
 Deaf, instruction in public schools, aid paid, 295.4  
 Deaf school expenses collected, 270.5  
 Death of district court judge, clerk to notify, 606.2  
 Definitions of terms used, 8.2  
 Deposits by state officers, duties, 12.14, 12.15  
 Deposits in closed banks, 454.7, 454.14-454.18  
 Director of personnel appointed, 8.5(6)  
 Disbursements, control, preaudit, 8.6(6)  
 Discounting state warrants punished, 452.3  
 Division of personnel, 8.5(6)  
 Drainage refunding bond matters heard, 463.6  
 Drug addicts' expense collected from counties, 224.2, 230.20-230.22  
 Duties and powers enumerated, 8.5, 8.6  
 Educational examiners' expenses paid, 260.27  
 Education board, state  
   Expenses paid, 262.29  
   Expenses reported to governor, 262.22  
   Finances controlled, 8.6(7)  
 Election on public measure, 6.9  
 Emergency relief grants to counties approved, 251.4(4)

**COMPTROLLER—Continued**

Emergency school levy, approval, 298.2  
 Engineering examiners expenses paid, 114.23  
 Epileptic hospital, county's expense, 223.14, 223.15, 230.21  
 Escape prosecution costs paid, 745.6, 745.7  
 Escheat estates, duties, 302.1, 302.2, 467.5, 636.50-636.54  
 Estimates made by departments, 8.23-8.28  
 Eugenics board appeal costs paid, 145.19  
 Examining board, national fee paid, 147.28  
 Expenses of local audits, paid, 11.20  
 Fairs, state aid paid, 174.12  
 Farmers' institutes paid state aid, 175.2, 175.3  
 Farmers' short courses paid state aid, 175.7, 175.8  
 Farm-to-market road fund, 310.3-310.7  
 Federal aid for schools distributed, 283.1  
 Fees, payment from, limitation, 8.13(3)  
 Fees uncollected, statement for comptroller and treasurer, 12.12, 12.14  
 Finances of the state, controls, 8.6(18)  
 Fiscal year defined, 8.36  
 Forms prescribed, 8.6(4)  
 Funds, control funds and accounts, 8.6(5)  
 Funds of state, *see STATE OF IOWA, subhead Funds*  
 General assembly expenses and salaries, 2.16, 2.21  
 General fund, 444.21  
 General levy certified to tax commission, 8.6(13a)  
 General penalty clauses, 8.40, 24.24  
 General supervision, budget and financial control, 8.35  
 Governor, powers, 8.4  
 Handicapped children, excess cost warrant, 281.10  
 High school tuition of charitable institution children paid, 282.18  
 Highway commission  
   Auditor for commission appointed, 313.20  
   Budget estimate submitted, 313.5  
   Claims, road improvements, paid, 313.15, 313.19  
 Homestead tax credit fund, 425.1  
 Horticultural society warrants paid, 186.5  
 Hospital licenses, 135B.4  
 Impeachment expenses paid, 68.14  
 Income tax refunds to nonresidents, 422.16  
 Indigents hospital, patient's expense, 255.24-255.26  
 Inebriates' expense collected from counties, 224.2, 230.20-230.22  
 Information on financial matters  
   Legislature, to be furnished, 8.6(15)  
   Officials, requested from, 8.12  
 Inheritance tax duties of county officers, fees paid, 450.78-450.85  
 Inheritance tax refunds paid, 450.94  
 Insane patient removal, cost from county, 227.7  
 Insane persons  
   Expenses due from counties, 230.20-230.22  
   Penalty charged delinquent counties, 230.22  
 Insanity commission's compensation paid, 229.35  
 Institutions under control board, balances combined, 218.57  
 Instructions to county auditors, tax levies, 444.7  
 Insurance examination expenses paid, 512.102, 515.129  
 Interest on school fund, apportioned, 8.6(9)  
 Interest on state warrants paid, 452.2

**COMPTROLLER—Continued**

Investigations, departmental activities, 8.6(14)  
 Island and river channel sales, payment, 568.16, 568.20, 568.24  
 Judicial retirement duties, 605A.2-605A.11  
 Leases, mortgages, etc., kept, 8.6(8)  
 Legislature, aid furnished, 8.6(15)  
 Levy for state taxes certified, 8.6(13)  
 Liquor control act fund, 123.16, 123.50, 123.51  
 Local budget law, 24.1-24.33  
 Member of state appeal board, 24.26  
 Motor cars, state, how upkeep charged, 20.2  
 Motor pool revolving fund, how used, 19.31, 20.3(6)  
 Motor truck law administrative expense, 327.13  
 Municipal bonds paid, special levy, 444.20  
 Municipality defined, 23.1, 24.2  
 Municipality, fund transfers approved, 24.22  
 Municipal utility fund transfers, 397.38-397.40  
 Natural resources disbursements, 455A.12  
 Nurses' fund account kept, 147.107  
 Oath of office, 8.4  
 Office created, 8.4  
 Officers and departments, state  
     Compelling accounting from, 8.7-8.12  
     Investigation to secure efficiency, 8.35  
 Old-age assistance  
     Cancellation of warrants after six months, 249.41  
     Excess of revolving fund transferred, 249.39  
     Payment of installments to recipients, 249.13  
     Record kept, summary published, 249.43  
     Revolving fund, 249.19, 249.20, 249.39, 249.42  
     Warrants drawn against assistance fund, 249.36  
 Ordnance plant, special levy approved, 444.9(2)  
 Payment from fees, limitation, 8.13(3)  
 Payments from treasury by warrants, 8.6(2)  
 Peace officers' retirement, 97A.7, 97A.11  
 Personnel administration, 8.5(6)  
 Pipe-line company funds, 490.17  
 Postage and supplies furnished, 19.4, 19.18, 19.25  
 Poultry associations paid state aid, 184.2-184.4, 184.10, 184.14  
 Powers and duties enumerated, 8.5, 8.6  
 Practice act examiners' membership in national organization, 147.28  
 Preaudit of accounts, 8.6(1, 6), 262.23(2)  
 Primary road fund account requirements, 313.7  
 Primary road fund, sources, 312.2, 313.3, 313.5  
 Printing board vouchers, approval, 15.35  
 Prison escapes, warrant for costs, 745.6, 745.7  
 Prison industries depreciation fund duties, 218.82  
 Proprietary control accounts kept, 8.6(5)  
 Psychopathic hospital patients, expenses, 225.22, 225.23, 225.28, 225.30  
 Public contracts  
     Interest of officials and employees prohibited  
     County, 252.29, 347.15, 741.11  
     Township trustees, 741.11  
 Public contracts, appeal, procedure, 23.1-23.15  
 Public money, account published in session laws, Const., Iowa, III, 18  
 Real estate bought at execution, 569.4  
 Real estate commissioners' expenses paid, 117.14  
 Receipts, duplicate, received from treasurer, 12.4

**COMPTROLLER—Continued**

Records in custody of comptroller, 8.6(8)  
 Refund to counties, excess balance, 452.16-452.18  
 Reports by comptroller  
     Biennial report to governor, 17.1-17.3, 262.22  
     Biennial state budget, 8.6(17)  
     Condition of state treasury, Const., Iowa, III, 18; 8.6(17, i), 14.10  
     General assembly, 8.6(10), 302.18  
     Standing appropriations reported, 8.6(17)  
 Reports made to comptroller  
     Audit reports of state auditor, 11.28  
     Board of public instruction, estimates of expenditures, 257.10(3)  
     Fees unclaimed, state officials, 12.12  
     Soil conservation committee, state, 467A.12  
     Treasurer, weekly report of warrants, 12.6  
 Reports received  
     Blind commission monthly reports, 93.6(5)  
     School funds, county auditor, 298.12  
     State educational institutions, 8.6(7)  
     State fair board, 8.6(7)  
     Supervisors settlement with treasurer, 452.6  
     Treasurer of state, settlement, 452.13  
 Returned warrants by treasurer, 12.6  
 Revolving fund for motor pool, 21.6  
 Reward for escaped prisoner, 246.35  
 Rules and regulations for his office, 8.6(16)  
 Salary, 8.4  
 School fund  
     *See also SCHOOLS AND SCHOOL DISTRICTS, subhead Funds*  
     Accounts kept separate from others, 302.11  
     Apportionment sent county auditor, 333.8  
     County auditor's report to comptroller, 298.12  
     County losses, liability investigated, 302.18  
     Interest apportioned to counties, 8.6(9), 298.11, 302.1, 302.13, 333.8  
     Interest chargeable to counties, 302.40  
     Losses to permanent fund, duties, 302.11, 302.12  
     Proceeds of public lands to counties, 302.1, 333.8  
     Property bought for state, duties, 302.35-302.39  
     Rental and resale of lands bid in, 302.36-302.42  
     School districts state aid, warrants, 286.7  
     School fund apportioned, 302.13  
     Sheriff's deed filed with comptroller, 302.35  
     Tax levy authorized, 298.2  
 Schools paid  
     Federal aid, 283.1  
 State aid  
     Deaf instruction in public schools, 295.1-295.5  
     Employment of teachers, no bar, 294.3  
     General, 286A.7  
     Handicapped children, education, 281.9, 281.10  
     Part-time schools, 289.4  
     Special courses, 286A.7  
     Standard schools, 293.4, 293.7  
     Supplementary, district, 286.1-286.7  
     Transportation, 285.1-285.15  
     Tuition for boarding home children, 282.23  
     Tuition for charitable institution children, 282.18  
     Vocational training, 258.8, 258.12  
     War orphan's educational aid fund, 35.7-35.11

**COMPTROLLER—Continued**

Schools reimbursed for tax losses, 284.4  
 School tuition, boarding home children, 282.23  
 School tuition, charitable institution children, 282.18, 282.22  
 Securities of state kept, 8.6(8)  
 Short courses, state aid paid, 175.7, 175.8  
 Sinking fund for public deposits, 454.1-454.34  
 Social welfare state board, administrative fund approved, 234.6(5)  
 Standard school, state aid paid, 293.7  
 State aid  
   Agriculture societies, 174.9-174.12  
   Beef cattle producers association, 173.3, 181.1-181.5  
   Blind commission appropriations, 93.6(7)  
   Corn growers association, 173.3, 177.1-177.5  
   Dairy association, 173.3, 178.1-178.5  
   Dairy calf club exposition, 173.3, 178.1-178.5  
   Deaf instruction in public schools, 295.1-295.5  
   Fairs, county and district, 174.9-174.12  
   Farmers institutes, 173.3, 175.1-175.5  
   Farmers short courses, 173.3, 175.6-175.8  
   Grain growers association, 173.3, 177.1-177.5  
   Horse and mule breeders association, 173.3, 182.1-182.4  
   Horticultural society, 173.3, 186.1-186.5  
   Poultry association, 173.3, 184.1-184.14  
   Schools granted state aid, *see subhead Schools paid above*  
   Swine producers association, 173.3, 183.1-183.5  
 State budget report, biennial, 8.6(17)  
 State institution contracts, 22.1-22.4  
 State institutions, claims, 218.86, 218.87  
 State institutions, duties transferred, 218.84  
 State institutions, payrolls, 218.89  
 State tax for each county certified by tax commission, 421.17(17)  
 State taxes payable with warrants, 445.34  
 Street improvement objections decided, 417.26  
 Supplies from executive council, 19.25  
 Surplus utility earnings, transfer, 397.38-397.41  
 Tax  
   Levies, instructions to county auditors, 444.7  
   Levy, state, certified, 8.6(13), 444.22  
   Refunds to counties, paid, 452.16, 452.17  
   Reimbursement of school districts, 284.4  
   School district levy exceeding statutory maximum authorized, 298.2  
   Unavailable, entries, 445.21, 445.22, 446.22  
 Tax commission  
   Budget submitted, 8.23-8.28, 421.12, 422.64  
   County tax aggregate certified, 421.17(17)  
   Expenses allowed, 421.16  
   Hearing costs paid, 422.63, 450.70  
   Refunds paid, 422.67, 450.94  
 Transfer  
   Appropriations, powers, 8.6(13), 8.33, 8.34  
   City and town debt service fund surplus, 404.5(5)  
   Funds by municipalities approved, 24.22  
   Unexpended balances, method, 19.11-19.14  
   Utility earnings, approval, 397.38-397.41  
 Transportation expense of patients, 271.10, 271.11  
 Transportation of school pupils, state aid, warrant, 285.3

**COMPTROLLER—Continued**

Treasurer of state  
   Accounts and reports, with, 12.6, 12.15  
   Duties generally, *see TREASURER OF STATE*  
   Statements of unclaimed fees, deposits, 12.12, 12.14  
 Treasury disbursements, comptroller's duties, 8.6(6), 12.3, 12.5, 12.6  
 Treasury receipts controlled, 8.6(2), 12.4  
 Tuberculosis sanatorium, state  
   Expense collected, 271.14-271.16  
   Patients' expenses paid, 271.10-271.13  
 Unclaimed fees deposited by officials with treasurer, duties, 12.11-12.13  
 Unemployment compensation fund, warrants drawn, canceled, 96.9  
 Unencumbered balances, 8.2(8), 8.33  
 Unexpended appropriations transferred to general fund, 8.34, 19.11-19.13  
 Use and misuse of appropriations, 8.38, 8.39  
 Use tax receipts to road use tax fund, 423.24  
 Voucher, required for payment of claim, 8.15  
 War orphans' educational aid, 35.10  
 Warrants  
   Cancellation of warrants  
     Duplicate of voided warrants, 8.20  
     Old-age assistance, duplicates, 249.41  
   Certified to state treasurer, 12.3  
   Discounting state warrants, punished, 452.3  
   Excess revenue to counties, 452.17, 452.18  
   Exclusive payment of state funds, 8.6(2)  
   Form and contents of, 8.16  
   General assembly  
     Current expenses, 2.20  
     Interim expenses, 2.20  
     Salaries, 2.16, 2.17, 2.21, 2.22  
   Interest on state warrants paid, 452.2  
   List to treasurer, canceled duplicates, 8.20, 12.6  
   Military tax credit, 426A.3  
   Old-age and survivors insurance liquidation fund, warrants drawn, 97.51  
   Paid, certified by state treasurer, 12.6  
   Payee, drawn to the order of, 8.17  
   Payments from treasury by warrants, 8.6(2)  
   Payment, voided warrant, new one issued, 8.20  
   Performance by payee required, 8.18  
   Public employees retirement fund, warrants drawn, 97B.7, 97B.33  
   Received to pay state taxes, 445.34  
   Receive quarterly from state treasurer, 12.6  
   Sinking fund warrants drawn, 454.17  
   State taxes payable with warrants, 445.34  
   Voided after six months, 8.20  
 Workmen's compensation, 85.59, 85.60  
 Wrongful attachment, damages paid, 641.5  
**COMPULSION OR DURESS**  
 Bill of lading, 487.38, 487.52  
 Election offenses, 738.13, 738.15  
 Extortion, penalty, 720.1  
 Marriage or defilement, 699.1, 753.7(4)  
 Negotiable instruments, negotiation, 541.55  
 Prostitution, detaining, for penalty, 724.8  
 Sales contracts, effect, 554.39, 554.74



**COMPULSION OR DURESS—Continued**

Sales of goods, law applies, 554.74  
 Sales of goods, validity of negotiation, 554.39  
 Votes to obtain or prevent, 738.13, 738.15  
 Warehouse receipts, 542.47, 542.56

**COMPULSORY ATTENDANCE**

Schools, 299.1–299.23  
 Witnesses, 622.66, 622.76

**COMPULSORY MILITARY SERVICE**

General provisions, Const., Iowa, VI, 1; 29.53

**CONCEALED WEAPONS**

Penalty for carrying, 695.2, 695.3  
 Permits to carry, issuance, 695.4–695.17

**CONCEALMENT**

Crime of another, 642.13, 689.3, 722.1, 773.49  
 Escaped prisoner, penalty, 745.15  
 Estate assets, 635.14  
 Facts, unemployment compensation, 96.16  
 Insurance, facts to procure, penalty, 511.18  
 Replevin, property, contempt, 643.21  
 Weapons, carrying, 695.2, 695.3, 746.3  
 Witness hiding from process server, 622.78

**CONCESSIONAIRES**

State fair board permits, 173.14(6)  
 Veteran's stand in courthouse, 332.5  
 Veteran's stand in statehouse, 19.16

**CONCILIATION**

Arbitration, 679.1–679.18  
 Compromise, *see* **COMPROMISE AND SETTLEMENT**  
 District court procedure, 604.19–604.23  
 Municipal court, appearance, pleadings filed,  
 R.C.P. 363  
 Rules to be adopted by judges, 604.19–604.23

**CONCUBINAGE**

Defined as lewdness, penalty, 725.1  
 Forcible detention, penalty, 724.8  
 Validates void marriage, when, 595.19(4), 598.19

**CONDEMNATION PROCEEDINGS**

Eminent domain, 471.1–473.2  
 Fish and game law violations, 110.18  
 Gambling devices, 751.3–751.26  
 Intoxicating liquors, 127.7, 751.3(8), 751.13–751.26  
 Searches and seizures, 751.1–751.43  
 United States, land acquired by, 1.4

**CONDITIONAL LIMITATIONS**

Subject to perpetuity rule, 557.7

**CONDITIONAL SALES**

General provisions, 556.1–556.28  
 Motor vehicle installment sales law, 322.3(6),  
 322.17–322.24  
 Motor vehicles, title, 321.1(36), 321.24, 321.47,  
 321.50  
 Sale of contracted goods, larceny, 710.12  
 Sales tax provision, 422.42(6)

**CONDITION PRECEDENT**

Pleading as conclusion, denial, R.C.P. 98

**CONDUIT**

Construction by city, 395.1

**CONFECTIONERIES**

Defined as food establishment, 170.1(6)  
 Food establishments law, 170.1–170.28, 170.46–  
 170.51  
 Food law, 189.3–189.29  
 Inspection, 170.46–170.47  
 License provisions, 170.1–170.8  
 Sanitary construction required, 170.9–170.17  
 Sanitary regulations, 170.19  
 Sanitation in conducting business, 170.18–170.28  
 Use as dwelling prohibited, 170.25

**CONFESSION AND AVOIDANCE**

Pleading specially, R.C.P. 101

**CONFESSION OF JUDGMENT**

Defense arising after action brought, 625.10  
 Execution, 601.68, 676.4  
 Generally, 676.1–677.14  
 Justice court, 601.54, 601.68  
 Negotiable instruments, 541.5(2)  
 Partnerships, limited, 545.11  
 Personal judgment, 601.93  
 Small loan act, 536.12

**CONFESSIONS**

Avoidance, pleading, R.C.P. 101  
 Person accused, 689.2, 782.7

**CONFIDENTIAL COMMUNICATIONS AND RECORDS**

Accident reports  
 Commerce commission, 474.46  
 Labor commissioner, 88.12  
 Motor vehicle reports, 321.271  
 Accountants, 116.15  
 Aeronautics commission and employees, 328.12  
 Attorneys, 610.14(4), 622.10  
 Bank examinations, 524.19  
 Banks, trust or loan companies, tax commission  
 hearings, special provision, 421.17(7)  
 Certified public accountants, 116.15  
 Child-placing agency records, 238.24  
 Clergymen, 622.10  
 Clerks and stenographers, 116.15, 622.10  
 Commerce commission, accident reports, 474.46  
 Counselors, 622.10  
 Dead-man statute, deposition exception, 622.4–  
 622.6  
 Dependent child aid, records, 239.10  
 Depositions, de bene esse, 622.6  
 Depositions, protected on examination, R.C.P.  
 143  
 Disabled persons aid records, 241A.16  
 Employees to keep, exemption, soldiers pre-  
 ference law, 70.8  
 Husband and wife, exceptions, 622.7–622.9, 731.2  
 Inheritance tax records, 450.68  
 Labor commissioner's accident reports, 88.12  
 Liquor permits, individual, 123.17  
 Maternity hospital records, 236.28  
 Mental examination of party to action, waiver,  
 R.C.P. 133  
 Minister of the gospel or priest, 622.10  
 Motor vehicle department records, 321.11  
 Narcotic drug records, 204.17  
 Old-age assistance records, 249.44  
 Old-age medical assistance records, 249A.18

**CONFIDENTIAL COMMUNICATIONS—Cont'd.**

Physical examination of party to action, waiver, R.C.P. 133  
 Physicians and surgeons, 86.38, 147.111, 622.10  
 Priests, 622.10  
 Professional persons, 622.10  
 Public officers, 622.11  
 Soldiers preference, exception in position of confidential relationship, 70.8  
 Soldiers relief records, 250.10  
 Stenographers, 116.15, 622.10  
 Surgeons, 622.10  
 Tax commission, 421.17(7), 422.65  
 Unemployment compensation records, exceptions, 96.11(7)  
 Venereal disease records, 140.28  
 Waiver of privilege, 622.10  
 Workmen's compensation examination, 86.38  
 Wounds by criminal violence, exception, 147.111, 147.112

**CONFISCATION**

Eminent domain, 471.1–472.41  
 Fish and game law, articles used in violating, 110.18–110.23  
 Liquor conveyances, illegal transportation, 127.1, 127.22  
 Searches and seizures, 751.1–751.43

**CONGREGATIONS**

Penalty for disturbing worship, 744.2  
 Prohibited during epidemics, 420.183  
 Unlawful assembly, 743.1–743.7

**CONGRESSIONAL DISTRICTS**

Constitutional restrictions, Const., Iowa, III, 37  
 Counties comprising, 40.1

**CONGRESSMEN**

Certificate of election, 50.43  
 Election, *see ELECTIONS*  
 U. S., *See UNITED STATES*

**CONSANGUINITY AND AFFINITY**

Child care, relatives permitted to assume, 238.25  
 Degrees computed by civil law, 4.1(24)  
 Disqualification of judge or justice, 605.17  
 Grand juror challenged, ground, 770.3  
 Incest, determining degrees, 704.1  
 Judges, when disqualified to act, 605.17, 630.19, 631.5; R.C.P. 367  
 Jurors, cause for challenge, 779.5(4); R.C.P. 187(f)

**Marriage**

Annulment, cause for, 598.19  
 Annulment, legitimacy of children, 598.22  
 License refused, degree of relationship, 595.3  
 Prohibited degrees for marriage, 595.19

Nepotism, employment within third degree, 71.1  
 Probate judge disqualified, procedure, 631.5  
 Venue, change, grounds, 601.34, 762.14; R.C.P. 167

**CONSCIENTIOUS OBJECTORS**

Civil service disqualification, 365.17(7)  
 Exempt from military duty, peacetime, Const., Iowa, VI, 2

**CONSCRIPTION**

President's power in time of war, 29.53

**CONSERVATION BOARD, COUNTY**

General provisions, 111A.1–111A.9

**CONSERVATION COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting to treasurer monthly, 12.10, 107.18  
 Administration fund, expense, 107.17  
 Administrative orders, 107.23–107.25, 109.32, 109.38, 109.39, 109.119  
 Archaeological sites and remains salvaged or preserved, 305A.2  
 Artificial lakes, prerequisite to construction, 108.10  
 Assistant chiefs of divisions, powers, 111.26  
 Assistants, railroad transportation, 479.94(16)  
 Bag limits, changed by order, 109.39  
 Beaver permit, tag, record, 109.93  
 Biological balance, wildlife, 109.39  
 Bird refuges, power to acquire, 107.24(2b)  
 Boat inspectors, powers of peace officers, 111.26

**Boats and vessels**

Authority to promulgate right of way rules, 106.26  
 Authorization of regattas, races, marine parades, tournaments, exhibitions, 106.16  
 Boat inspectors, water safety patrolmen appointed, 106.19  
 Control of private boats on artificial lakes, 106.31  
 Control over buoys and other obstructions, 106.32  
 Emergency exemption from law, members and employees, 106.29  
 Engineer licenses issued, revoked, 106.22, 106.23  
 Motorboat registration records or public records, 106.5(9)  
 Pilot license issued, revoked, 106.22, 106.23  
 Pilot rules established, 106.9(12)  
 Powers, navigation law, 106.3  
 Registration certificate revoked, 106.23  
 Request by U. S. official for information honored, 106.8  
 Rules and regulation, equipment on boats, 106.9(3–12)  
 Seaplane flight instruction permitted, 106.30  
 Special local rules and regulations, 106.17

Bonds of officers and employees, 64.6(15), 107.7  
 Breeders, game, reports to commission, 109.62  
 Car, free railroad transportation, 479.94(16)  
 Chiefs of divisions, powers of peace officers, 111.26  
 Commercial concessions on state-owned lands and waters, 111.4  
 Condemnation powers enumerated, 107.24(2)

**Conservation director**

Appointment, qualifications, 107.11  
 Bond required, 64.6(16)  
 Personnel employed, 107.13  
 Police, special, power of peace officer, 111.26  
 Removal of appointive officers, 107.16  
 Salary, term, 107.12

Conservation duties, in general, 111.2, 111.3  
 Conservation fund, state, 107.17  
 Contracts to remove undesirable fish, 109.17, 109.18

**County conservation boards**

Acts approved, 111A.4(3)  
 Advice and co-operation given, 111A.9

**CONSERVATION COMMISSION—Continued**

County Conservation boards—Continued  
 Joint operations, 111A.7  
 Reports received, 111A.3  
 Dams and spillways, 112.1–112.10  
 Definitions of words and phrases, 109.1  
 Director  
   Accounting monthly to treasurer, 107.18  
   Administrative head of department, 107.11  
   Attorney general to render opinions, 109.35  
   Bond required, amount, 64.6(16)  
   Employees allowed, qualifications, 107.13, 107.14  
   Expenses allowed, 107.6, 107.24(7)  
   Field meets, game, approval, 109.22  
   Political activities prohibited, 107.22  
   Railroad transportation allowed, 479.94(16)  
   Report, biennial, to governor, 17.1–17.3, 109.10  
   Tenure of office, 107.12  
   Trapping birds authorized, 109.58  
 Disbursement of funds, 8.6(6)  
 Diversion of water, approval required, powers, 455A.18  
 Divisions of department, 107.21  
 Drainage district assessment, 455.50  
 Duties of commission generally, 107.23  
 Effigy Mounds National Park, conveyance recommended, 1.11  
 Employees of the commission  
   Bonds, surety, premium paid, 107.7, 107.8  
   Employment, 107.13  
   Expenses allowed, 107.24  
   Political activity prohibited, 107.22  
   Removal by director, 107.16  
 Engineer from Ames, 111.16, 111.17  
 Equipment and supplies, payment, 107.24(7)  
 Establishment of divisions, scope, 107.21(3)  
 Expenditures from fish and game protection fund, 107.24(1)  
 Expenditures not disbursed by comptroller, 8.6(6)  
 Expenses of personnel, 107.6, 107.24(7)  
 Federal wildlife act, duties, 107.27  
 Fire protection, wildlife areas, 107.24(9)  
 Fish and game  
   Powers specifically authorized, 107.24  
   Protection fund, 107.17  
   Stocking land and waters, 107.24(4), 109.16  
   Wildlife, restoration projects, conducted, 107.27  
 Fish hatcheries  
   Power to acquire, 107.24(2b)  
   Report of birds killed, 109.49  
 Forester, state, 107.13  
 Funds  
   *Generally*, 8.32, 8.33, 107.17–107.19  
   Administration fund, 8.32, 8.33, 107.17  
   Boat licenses and fees, 106.5, 106.21  
   Conservation fund, state, 107.17  
   Diversion of funds not permitted, 107.27  
   Division of resources into funds, 107.17  
   Expenditures from funds, 107.19, 107.20, 107.24  
   Fish and game protection fund, state, 107.17–107.19, 107.27, 109.17  
   Reported and paid treasurer monthly, 107.18  
 Fur dealers, report to commission, 109.97, 109.98

**CONSERVATION COMMISSION—Continued.**

Game breeding and shooting preserves licensed, regulated, 110A.1–110A.9  
 Gardener from Ames, 111.16, 111.17  
 General objects and duties of department, 107.23  
 Gifts accepted, powers concerning, 107.24(2), 111.11–111.15  
 Interpretation of administrative regulation, 107.26  
 Islands or park lands, sale or exchange, 111.31–111.33  
 Jurisdiction of meandered waters, 111.18  
 Lakes and streams  
   Artificial, prerequisites to construction, 108.10  
   Bank, natural, private property, removal requirements, 111.56  
   Buildings erected and maintained, 107.24(3)  
   Dams and spillways, procedure, 112.1–112.10  
   Definitions of words and phrases, 109.1  
   Extension by exchange, power, 107.24(3)  
   Gravel, sand and ice, removal permit, 111.52–111.57  
   Islands, sale, limitations, 111.31  
   Pier, piling or structure, permit, 111.4–111.6  
   Police powers conferred, 111.18, 111.26  
   Sewage, 135.29  
   Spillways erected, 112.1–112.10  
   Stocking, fish and game, power, 107.24(4)  
   Structures along shores, permission, 111.4  
   Wharf, wall or structure, permit, 111.4–111.6  
 Land and water division created, scope, 107.21  
 Lands, acquisition  
   Buildings erected and maintained, 107.24(3)  
   Extension by exchange, power, 107.24(3)  
 Lands and parks, state-owned, 107.20, 107.21, 107.24, 111.1–111.57  
 Landscape architect from Ames, 111.16  
 Lands, sale or exchange, 111.31–111.33  
 Lands, state-owned, commercial concession permits, 111.4  
 Licenses and permits, ch 110, *see FISH AND GAME*  
 Limitation on power to change laws, 107.26  
 Maintenance equipment borrowed from city, county, or state, 111.58  
 Meetings of commission, 107.10  
 Members of commission  
   Appointment, powers and duties, 107.1–107.27  
   Bonds required of members, 64.6(15)  
   Exemption while on duty, 106.29  
   Oaths, power to administer, 78.2(2)  
   Premium on bonds paid, 107.8  
   Secretary of executive council to act, 111.1  
   War surplus commodities board, member on, 20.1  
 Minnow taking regulated, 109.80  
 Natural resources, duty to conserve, 111.2  
 Officers  
   Appointment, duties, 107.13, 107.14  
   Arrests without warrants permitted, 109.11  
   Bond required, amount, 64.6(17)  
   Exemption while on duty, 106.29  
   Falsely assuming to be officer, 740.5  
   Number appointed, 106.1, 107.13  
   Peace officer powers, 106.19  
   Process, power to execute, 109.11

**CONSERVATION COMMISSION—Continued.****Officers—Continued**

Railroad transportation allowed, 479.94(16)  
Removal, approval required, 107.16  
Search warrants used, grounds, 109.13  
Seizure without warrant, 109.12, 110.18  
Workmen's compensation, 85.61, 85.62

Orders, publication, 107.24, 107.25

Parks conveyed to city or town, 111.32

Parks, state, 111.2, 111.3

Payment, salaries, expenses, authorized, 107.24(7)

Policy for changing game limits, 109.39

Powers and duties in general, 107.23, 107.24

Prison labor in state parks, housing and maintenance supplied, 246.18

Private property damage by wildlife, 107.24(8)

Protection fund, 107.17–107.19, 107.24(1)

**Reports**

Commercial fishermen, wholesalers and peddlers, 109.116, 109.118

Fur dealers, 109.97, 109.98

Game breeders, 109.62

Mussel licensees, 109.105

Required from private hatcheries, 109.64

Rules and regulations, 107.24(5, 6)

Seining licensee, annual report, 109.116

Sale of islands, limitations, 111.31

Scientific collectors, reports, 109.105

Season for hunting and fishing, changes, 109.39

Secretary, executive council, 111.1

Speed limits in parks, 111.36

State-owned parks and lands, powers and duties, 111.2, 111.3, 111.32, *see PARKS*

State-owned waters, structures controlled, 111.4

Stream control, 108.7

Supplies and postage furnished, 19.4, 19.18, 82.88

Supplies furnished by executive council, 19.25

**Violations of rules or laws**

Erections or obstructions, penalty, 111.4

Penalty for violations, 111.57

Waters of state, duty to improve, 111.3

Waters, state-owned, commercial concession permit, 111.4

**Wildlife**

Damage to property controlled, 107.24(8)

Duty to conserve, 111.2

Federal act accepted, 107.27

Propagate, capture and feed, 107.24(4)

**CONSERVATION OF NATURAL RESOURCES**

Duty to conserve, 111.2

Fish and game, *see FISH AND GAME*

Forests and wildlife, 1.5–1.9

Soil, 467A.1–467C.6

Soil, prerequisite to construction of artificial lakes, 108.10

**CONSERVATORS**

Defaulted drainage bonds, 464.6–464.12

Sale of securities, exempt from securities act, 502.5(1)

**CONSERVATORS OF PEACE**

Judges designated, Const., Iowa, V, 7

**CONSIDERATION**

Gambling debt, 537.4

**CONSIDERATION—Continued**

Lack as defense, 537.3, 541.28, 541.29

Negotiable instruments, 541.6, 541.23–541.29, 541.55

Written contracts, consideration implied, 537.2

**CONSOLIDATION OF ACTIONS**

Authorized, R.C.P. 185

**CONSPIRACY**

Definition of, 719.1, 719.2

Defrauding insurance company, 511.19

Fire, defrauding by, 100.9

Homestead tax credit, to obtain, 425.13

Locomotive, conspiracy to seize, 716.14

Price fixing conspiracy, 553.1

Prosecute, to, 719.2

Trade restraint conspiracy, 553.1, 553.3

**CONSTABLES**

Abolished, municipal court, 602.17

Action against, limitations, 618.12(4)

Appointment, 601.119, 601.121

Attorney, acting as, penalty, 343.3–343.6

Bond, action on for damages, 601.119

Bond, amount fixed by supervisors, 64.8, 64.9

Break into building to serve subpoena, 622.63

Compensation, 601.131

Compensation for disability or death, 85.62

County officers designated, 39.21

Delivery bonds approved, 639.42, 639.45, 639.68, 643.12, 667.7

Deputy, compensation, disability or death, 85.62

Duties in general, 601.121, 601.122

Election duties, 49.105, 49.106, 49.115, 49.116, 62.4

Election, township, biennially, 39.21

Fees, 601.129–601.132, 618.12

Fines collected, report, 601.132

Garnishments, powers and duties, 642.1–642.20; R.C.P. 54(b)

Health nuisances abated, 420.182

Injury or death, compensation, 85.62

Judgments executed, 601.62–601.64, 601.73

Jurors summoned, 601.49

Justice court executive officer, 601.121, 601.122

Money collected, liability, R.C.P. 239

Notice in attachment cases, 601.111

Officer of justice court, 601.121, 601.122

Peace officer's duties, 748.4

Permit to carry weapons, 695.7

Purchase at sales prohibited, 343.4

**Sales by constables**

*See also SHERIFF, subhead Sales by Sheriff*

Animal, lien for services, 580.5–580.8

Attachment, perishable property, 639.48–639.50

City regulation not applicable, 368.6(5)

Duties same as sheriff, 601.122

Execution sales, 626.76

Purchasing property prohibited, 343.4, 343.6

Warehouseman's lien, 542.33

Special constables, fees, duties, 601.119

Subpoenas served, 622.63, 622.78

Summary judgment on motion by execution plaintiff, R.C.P. 239

Tax collections, duty, fee, 445.49

Term of office, two years, 39.21

Vacancy, how filled, 69.8

**Violations**

Accepting bribe, 739.9

**CONSTABLES—Continued**

- Violations—Continued
  - Failure to suppress unlawful assembly, 743.7
  - Larceny of property in his custody, 709.9
  - Purchase at judicial sale, 343.4, 343.6
  - Refusal to make arrest, 742.8
  - Riots, duty to suppress, 743.4, 743.8
  - Stirring up quarrels or suits, 740.6
- Workmen's compensation applicable, 85.62

**CONSTITUTIONAL CONVENTION**

- Iowa, Const., Iowa, X, 3
- United States, Const., U. S., V

**CONSTITUTION, IOWA**

- Accused persons, speedy jury trial, I, 10
- Agricultural leases, limitation, I, 24
- Agriculture, encouragement, IX (2nd), 3
- Alien residents, rights protected, I, 22
- Amendments
  - Action to test legality, 6.10, 6.11
  - Adoption and submission, X
  - Case challenging validity, trial term, 624.7
  - Elections, general date, Amend. 1884, No. 1; Amend. 1916
  - Intoxicating liquors, Amend. 1882
  - Legality, action to test, 6.10, 6.11
  - Motor vehicles, fees and taxes for highway use only, Amend. 1942
  - Proposal and submission, X, 1, 2; 6.1-6.11, 39.4, 49.43-49.50
  - Publication and election procedure, 6.1-6.9
  - Separate ballot, 49.43, 49.45, 49.48, 52.24
  - Voting method, 52.19, 52.24, 52.25
  - White, strike out, Amend. 1868, 1880
- Appropriations for private purposes, III, 31
- Assemblage and petition, right protected, I, 20
- Attainder bill, passage forbidden, I, 21
- Attorney general, term, V, 12
- Auditor of state, term, IV, 22
- Bail
  - Accused persons admitted to bail, I, 12
  - Excessive, shall not be imposed, I, 17
- Banking associations, VIII, 4-12
- Bill of rights, I, 1-25
- Boundaries
  - Iowa-Missouri, p. lxxxv
  - Iowa-Nebraska, p. lxxxvii
  - Preamble, p. lxviii
  - State enlargement, XI, 4
- Census, state, abolished, Amend. 1936
- Conditions unaffected by constitution, XII, 2-5
- Constitutional convention, referendum, X, 3; 39.4
- Contract obligation, law impairing, I, 21
- Convention to revise constitution, X, 3; 39.4
- Corporations
  - Banking associations, VIII, 4-12
  - Creation, general law only, VIII, 1
  - Laws, amendment or repeal, VIII, 12
  - Property taxable, VIII, 2
- County
  - Debt, limit, constitutional, XI, 3
  - Organization, size, constitutional limit, XI, 2

**CONSTITUTION, IOWA—Continued**

- County attorney, election and term, Amend. 1884, No. 4
- Cruel and inhuman punishments, I, 17
- Debts, state
  - Credit not to be loaned, VII, 1
  - Limitation, VII, 2
  - Repeal by legislature if unused, VII, 6
  - School fund losses, as funded debt, VII, 3
  - Tax imposed distinctly stated, VII, 7
  - Vote by people required, VII, 5
  - War debts, VII, 4
- Departments of government, separate, III, 1 (1st)
- District court
  - Judicial districts, V, 10, Amend. 1884, No. 2
  - Judicial power, V, 1
- District court judges
  - Conservators of the peace, V, 7
  - Elected for four years, V, 5, 11
  - Salaries fixed by general assembly, V, 9
  - Salaries, increase or reduction, V, 9
- District court jurisdiction, V, 6
- Districts, congressional, III, 37
- Drainage districts, Amend. 1908
- Dueling, prohibited, I, 5
- Due process of law, protected, I, 9
- Educational provisions, IX
- Elections
  - Ballot, required, II, 6
  - Date, Amend. 1884, No. 1; 1904, No. 1; 1916 First, XII, 6-10
- Electors
  - Disqualified persons, II, 5
  - Military duty, freedom from, II, 3
  - Military service confers no residence, II, 4
  - Privilege from arrest on election day, II, 2
  - Qualifications for voting, II, 1; Amend. 1868
  - Residential requirements for voting, II, 1
- Eminent domain, compensation required, I, 18
- Enrolled copies of constitutions kept by secretary of state, 9.1
- Executive department, IV
- Executive department, separate, III, 1 (1st)
- Ex post facto law, passage forbidden, I, 21
- Fines and forfeitures
  - Excessive, shall not be imposed, I, 17
  - Governor's power to remit, IV, 16
  - Inure to state, county or school fund, IX, 2nd, 4
- Former acquittal, I, 12
- Gasoline tax, Amend. 1942
- General assembly
  - Acts, title to embrace one subject, III, 29
  - Adjournments, III, 14
  - Appropriation, III, 24, 31
- Bills
  - Enacting clause, III, 1(2d)
  - Executive approval, III, 16
  - Majority of both houses required, III, 17
  - Passed by both houses, III, 15
  - Title, III, 29
  - Veto, III, 16
- Determines procedure, III, 9
- Divorce, by, prohibited, III, 27

**CONSTITUTION OF IOWA—Continued****General Assembly—Continued**

- Doors open, exception, III, 13
- Impeachment, procedure, III, 19

**Laws**

- Account of public money published, III, 18
- General, uniform operation, III, 30
- Local or special, limitation on, III, 30
- Time of taking effect, III, 26

**Legislative authority vested in, III, 1 (2d)****Lieutenant governor**

- President of the senate, IV, 18
- Vote, in case of tie, IV, 18

**Members**

- Apportionment, XII, 12; Amend. 1904, No. 2
- Civil office, appointment to, restricted, III, 21
- Compensation provisions, III, 25
- Disqualification, collector of public moneys, who has not accounted, III, 23
- Disqualification, office holder, III, 22
- Oath, required, III, 32
- Privileged from arrest, III, 11
- Record of vote and protest, III, 10
- Vacancies, how filled, III, 12

**Officers, selected by each house, III, 7**

- Pardons and reprieves, treason, IV, 16
- Quorum, III, 8

**Representatives**

- Qualifications, III, 4
- Term of office, III, 3

**Senators**

- Apportionment limit, Amend. 1928
- Number and classifications, III, 6
- Pro tempore, president, IV, 18
- Qualifications, III, 5

**Sessions, III, 2**

- Voting, viva voce, III, 38

**Governor**

- Commander in chief, IV, 7
- Commissions and grants issued, IV, 21
- Disqualification, holding U. S. office, IV, 14
- Election and term, IV, 1, 2, 4, 5
- Eligibility, IV, 6
- Executive business, duty, IV, 8-13
- Fines and forfeitures, power to remit, IV, 16
- Lieutenant governor, act as governor, IV, 17
- Pardons and reprieves
  - Power to grant, IV, 16
  - Report to general assembly, duty to, IV, 16
  - Treason, report to general assembly, IV, 16
- Seal of the state, kept by, IV, 20
- Term, IV, 2, 15
- Vacancy, succession
  - Lieutenant governor, IV, 17
  - Pro tempore, president of the senate, IV, 19
  - Speaker of the house, IV, 19

**Veto power, legislative bills, III, 16**

- Grand jury number, Amend. 1884, No. 3
- Habeas corpus, suspension prohibited, I, 13
- House of representatives members, number and apportionment, Amend. 1904, No. 2, Secs. 35, 36

**Impeachment**

- Judgment of disqualification if guilty, III, 20

**CONSTITUTION OF IOWA—Continued****Impeachment—Continued**

- Officers subject to, III, 20
- Power and procedure, III, 19

**Imprisonment for debt, prohibited, I, 19**

- Indictment, I, 11; Amend. 1884, No. 3
- Instruction in schools, 280.7
- Instruction in training schools, boys and girls, 242.4

**Judicial department, separate, III, 1**

- Judicial districts, V, 10; Amend. 1884, No. 2
- Judicial districts, general assembly to district, XII, 12; Amend. 1884, No. 2

**Jury trial, right to, I, 10****Jury trial, remains inviolate, I, 9****Justice of the peace, jurisdiction, XI, 1****Land grants, location, settlers exemption, XI, 7****Laws**

- General, uniform operation, I, 6
- Special or local, prohibited, III, 30
- Unaffected by constitution, XII, 2

**Laws in force, XII, 2****Leases, agricultural lands, limited, I, 24****Legislative department****Legislative authority vested in general assembly, III, 1****Separate from executive and judicial, III, 1****Liberty of speech and press, I, 7****Lieutenant governor**

- Compensation, IV, 15
- Disqualification, holding U. S. office, IV, 14
- Election and terms, IV, 3, 4, 5
- Eligibility, IV, 6
- Governor, when to act, as, IV, 17
- President of the senate, IV, 18
- Term, IV, 3, 15
- Vote, in case of tie, IV, 18

**Lotteries prohibited, III, 28****Military duty, electors freedom from, II, 3****Military service, does not confer residence, II, 4****Military, subordinate to civil power, I, 14****Militia**

- Exemption from military duty, VI, 2
- Members and training, VI, 1
- Officers, commissioned, elected, VI, 1

**Motor vehicle fees, Amend. 1942****Municipal or political corporation debt limit, XI, 3****Oath to support, public officers, XI, 5****Officers, oath of office, required, XI, 5****Officers, unaffected by constitution, XII, 11****Penal servitude, I, 23****Personal security, right to, held inviolable, I, 8****Persons, rights inalienable, I, 2****Political power, inherent in the people, I, 2****Powers of government, distributed, III, 1 (1st)****Preamble, page lxviii, Vol. I****Press, liberty of, protected, I, 7****Private purposes, appropriations, III, 31****Proceedings, unaffected by constitution, XII, 3****Process, state of Iowa, style of, V, 8****Proclamation concerning revision, 6.7, 39.4****Public money account published in session laws, III, 18****Public officers, vacancy, XI, 6**

**CONSTITUTION OF IOWA—Continued**

- Religion
  - Free exercise protected, I, 3
  - Qualification tests, prohibited, I, 4
- Rights
  - Assemblage, I, 20
  - Person accused, I, 10
  - Person's rights inalienable, I, 1
  - Retained by the people, I, 25
  - Suffrage, II
  - Trial by jury, I, 9
- School fund lands, IX, 2nd 1-7
- Schools, courses of instruction required, 280.7
- Seal, great seal of the state, IV, 20
- Searches and seizures, I, 8
- Seat of government, XI, 8
- Seat of state university established, XI, 8
- Secretary of state
  - Commissions and grants, countersigned, IV, 21
  - Elected for two-year term, IV, 22
- Senate, number and apportionment, Amend. 1904, No. 2, Secs. 34, 36
- Slavery, prohibited, I, 23
- Soldiers, quartering in peacetime, I, 15
- Speech, liberty of, protected, I, 7
- State debts, VII
- Submission to electors, procedure, XII, 13-15
- Suffrage, constitutional rights, II
- Supreme court
  - Judges
    - Conservators of the peace, V, 7
    - Election and tenure, V, 2, 3, 11
    - Salaries fixed by general assembly, V, 9
    - Salary increase or reduction, V, 9
  - Judicial power, V, 1
  - Jurisdiction, V, 4
  - Style of process, V, 8
- Supreme law, XII, 1
- Teaching constitution in schools required, 280.7
- Treason, I, 16
- Treasurer of state, two-year term, IV, 22
- University of Iowa, located at Iowa City, XI, 8
- Vacancies in elective offices filled, XI, 6
- Veto power, legislative bills, III, 16
- Women in legislature, Amend. 1926

**CONSTITUTION, UNITED STATES**

*Printed in the Code, page lv et seq., VOL. I*

- Accused, witness against himself, Amend. 5
- Ambassadors and ministers
  - Appointment, II, 2
  - President receives, II, 3
  - Supreme court, jurisdiction, III, 2
- Amendments
  - Accused as witness against himself, Amend. 5
  - Adoption, provisions, V
  - Aid to the enemy, officer, disability, Amend. 14, Sec. 3
  - Arms, right to bear, Amend. 2
  - Citizens, defined, Amend. 14, Sec. 1
  - Compulsory process, witnesses, Amend. 6
  - Confrontation with witnesses, Amend. 6
  - Congress
    - Assembly, date, Amend. 20, Sec. 2
    - Taxes on incomes, power, Amend. 16
  - Counsel, accused entitled to, Amend. 6

**CONSTITUTION, U. S.—Continued**

- Amendments—Continued
  - Cruel punishments prohibited, Amend. 8
  - Double jeopardy, prohibited, Amend. 5
  - Due process of law
    - Prohibitions on federal government, Amend. 5
    - Prohibitions on the states, Amend. 14, Sec. 1
  - Electors, presidential, Amend. 12
  - Eminent domain, compensation, Amend. 5
  - Equal protection of laws, Amend. 14, Sec. 1
  - Excessive bail, fines, prohibited, Amend. 8
  - Grand jury indictment, Amend. 5
  - Intoxicating liquors
    - Prohibition, Amend. 18
    - Prohibition repealed, Amend. 21, Sec. 1
    - Transportation into dry state, prohibited, Amend. 21, Sec. 2
  - Judicial power, limitation, Amend. 11
  - Jury trial
    - Common law right, preserved, Amend. 7
    - Speedy and public, for accused, Amend. 6
  - Militia, right to bear arms, Amend. 2
  - Peaceable assembly, right of, Amend. 1
  - Pensions and bounties, insurrection suppression, valid, Amend. 14, Sec. 4
  - People, rights retained, Amend. 9
  - President, number of terms limited, Amend. 22
  - President, term of office, Amend. 20, Sec. 1
  - President, vacancy, Amend. 20, Sec. 3
  - Press, freedom of, Amend. 1
  - Privileges and immunities, Amend. 14, Sec. 1
  - Prohibition, Amend. 18
  - Prohibition, repealed, Amend. 21, Sec. 1
  - Provisions for adopting, V
  - Redress of grievances, petition, Amend. 1
  - Religious freedom, Amend. 1
  - Representatives, apportioned, Amend. 14, Sec. 2
  - Representatives, term, Amend. 20, Sec. 1
  - Searches and seizures, unreasonable, Amend. 4
  - Senate, election, popular vote, Amend. 17
  - Senators, term of office, Amend. 20, Sec. 1
  - Slavery
    - Emancipation, claim, Amend. 14, Sec. 4
    - Prohibited, Amend. 13
  - Soldiers quartered, restricted, Amend. 3
  - Speech, freedom of, Amend. 1
  - States, powers reserved, Amend. 10
  - Taxes, income, power to collect, Amend. 16
  - Vice-president, term of office, Amend. 20, Sec. 1
  - Vice-president, vacancy, Amend. 20, Sec. 3
  - Vote, right to
    - Abridgment, penalty, Amend. 14, Sec. 2
    - Denial of right, prohibited, Amend. 15, Sec. 1
    - Sex, denial for, prohibited, Amend. 19
- Amendments ratified by convention
  - Ballots for voting for delegates, 55.11-55.16
  - Calling convention, proclamation, 55.1-55.3
  - Candidate for delegate, statement, 55.8
  - Canvass of votes for delegates, 55.9
  - Certification of ratification, 55.22
  - Compensation to delegates prohibited, 55.19
  - County conventions, select candidates, 55.7
  - Delegate candidates certified, 55.9
  - Delegates at large, elected, 55.4, 55.5
  - Expenses of election for delegate, 55.18

**CONSTITUTION, U. S.—Continued**  
 Amendments ratified by convention—Continued  
 Groups of electors, pro and con, 55.6  
 Inoperative when congress directs, 55.23  
 Judges and clerks of election, 55.10  
 Mass conventions to select delegates, 55.5, 55.7  
 State convention, organization, 55.20, 55.21  
 Statutes applicable, 55.17, 55.23  
 Voting machines at election prohibited, 55.15  
 Appropriations, money drawn only by, I, 9  
 Armies  
 Appropriation, limited, I, 8  
 Congress to raise, support, I, 8  
 Arms, right to bear, Amend. 2  
 Attainder, bill of, prohibited, I, 9, 10  
 Bankruptcy uniform laws, I, 8  
 Bill of attainder, prohibited, I, 9, 10  
 Bill of rights, Amends. 1–10  
 Bills of credit, state, prohibited, I, 10  
 Capitation tax, based on census, I, 9  
 Captures on land and water, rules, I, 8  
 Citizens  
 Defined, Amend. 14, Sec. 1  
 Privileges, Amend. 14, Sec. 1  
 Compulsory process, witnesses, Amend. 6  
 Confronted with witnesses, Amend. 6  
 Congress  
 Adjourn  
 Concurrence required, I, 5  
 President, by, in case of disagreement, II, 3  
 Assembly date, Amend. 20, Sec. 2  
 Bills, presidential approval, I, 7  
 Bills, veto, presidential, I, 7  
 Compensation of members, I, 6  
 Composed of senate, house, I, 1  
 Concurrent resolution, I, 7  
 District of Columbia, legislation, I, 8  
 Extraordinary sessions, II, 3  
 Immigration or migration, regulate, I, 9  
 Inferior officers, appointment, II, 2  
 Journal, kept and published, I, 5  
 Laws, power to execute, I, 7  
 Legislative powers, vested in, I, 1  
 Meeting, I, 4  
 Members, I, 5, 6  
 Migration or immigration, regulate, I, 9  
 Militia, I, 8  
 Powers, laws, to execute, I, 7  
 Quorum, I, 5  
 Rules for proceedings, I, 5  
 State acts, laws to prove, IV, 1  
 State of the nation, president, II, 3  
 Taxes, income, Amend. 16  
 Territory, power to dispose of, IV, 3  
 Contracts, law impairing, prohibited, I, 10  
 Counsel, accused entitled to, Amend. 6  
 Counterfeiting, punishment, I, 8  
 Courts, inferior, I, 8; III, 1  
 Crimes, jury trial, III, 2  
 Cruel punishments, prohibited, Amend. 8  
 Debts, before constitution, valid, VI  
 District of Columbia, legislation, I, 8  
 Domestic violence, states protected, IV, 4  
 Double jeopardy, prohibited, Amend. 5  
 Due process of law, Amends. 5; 14, Sec. 1  
 Duties and taxes, congress, power, I, 8

**CONSTITUTION, U. S.—Continued**  
 Duty of tonnage, prohibited, I, 10  
 Elections, senators and representatives, I, 4  
 Electors, II, 1; Amend. 12  
 Eminent domain, compensation, Amend. 5  
 Equal protection of the laws, Amend. 14, Sec. 1  
 Excessive bail, fines, prohibited, Amend. 8  
 Excises and taxes, power to lay, I, 8  
 Executive power, vested in president, II, 1  
 Export tax or duty, prohibited, I, 9  
 Ex post facto laws, prohibited, I, 9, 10  
 Extradition, IV, 2  
 Government property purchased, I, 8  
 Grand jury indictment, Amend. 5  
 Habeas corpus, I, 9  
 House of representatives, I, 2  
 Immigration or migration, regulation, I, 9  
 Impeachment  
 High crimes, removal from office, II, 4  
 House has sole power, I, 2  
 Senate, trial by, I, 3  
 Imports or exports, prohibited, I, 10  
 Imposts and taxes, power to lay, I, 8  
 Insurrection or rebellion  
 Debts to aid, invalid, Amend. 14, Sec. 4  
 Militia to suppress, I, 8  
 Officer, disability, Amend. 14, Sec. 3  
 Pensions and bounties, valid, Amend. 14, Sec. 4  
 Intoxicating liquors  
 Prohibition, Amend. 18  
 Prohibition, repealed, Amend. 21, Sec. 1  
 Transportation into dry state, prohibited, Amend. 21, Sec. 2  
 Invasions  
 Militia to repel, I, 8  
 States, protected against, IV, 4  
 Judges  
 Appointment by president, II, 2  
 Federal courts, compensation, III, 1  
 Supreme law, bound by, VI  
 Term of office, good behavior, III, 1  
 Judicial power  
 Jurisdiction, III, 2  
 United States, limitation, Amend. 11  
 Vested in courts, III, 1  
 Jury trial  
 Common law right, preserved, Amend. 7  
 Crimes, provided, III, 2  
 Speedy and public, for accused, Amend. 6  
 Land and naval forces, rules, I, 8  
 Laws of nations, offenses, I, 8  
 Laws of the union, militia, to execute, I, 8  
 Legal tender, restricted, I, 10  
 Legislative powers, I, 1  
 Marque and reprisal, letters of  
 Congress to grant, I, 8  
 State, by, prohibited, I, 10  
 Militia  
 Arms, right to bear, Amend. 2  
 Congress to provide, I, 8  
 Money  
 Borrow on credit, I, 8  
 Congress to coin, I, 8



**CONSTITUTION, U. S.—Continued**

**Money—Continued**

- Receipts and expenses, published, I, 9
- State, coining prohibited, I, 10

**Naturalization, law, I, 8**

**Navy, congress to provide, I, 8**

**Nobility, titles of, prohibited, I, 9, 10**

**Oath, officers to take oath to support, VI**

**Officers of the United States**

- Aid to enemy, disability, Amend. 14, Sec. 3
- Appointed by president, II, 2
- Commissioned by president, II, 3
- Oath to support constitution, VI

**Patents and copyrights, I, 8**

**Peaceable assembly, right of, Amend. 1**

**People, reserved rights, Amend. 9**

**Piracies and felonies on high seas, I, 8**

**Post offices and post roads, I, 8**

**Powers, legislative, I, 1**

**Preamble, p. lvi**

**Presents or titles from foreign rulers, I, 9**

**President**

- Adjourn congress, on disagreement, II, 3
- Ambassadors and ministers, received by, II, 3
- Appoints, senate consent
  - Ambassadors and ministers, II, 2
  - Judges and officers of the United States, II, 2

**Bills by congress**

- Approval required to become law, I, 7
- Veto provisions, I, 7

**Commander in chief, II, 2**

**Compensation, II, 1**

**Concurrent resolution, approval, I, 7**

**Convene extraordinary sessions, II, 3**

**Election, method, II, 1**

**Eligibility requirements, II, 1**

**Executive departments, opinions, II, 2**

**Executive power, vested in, II, 1**

**Laws, faithfully execute, duty, II, 3**

**Oath or affirmation, II, 1**

**Officers commissioned, II, 3**

**Removal or disability, provisions for succession, II, 1**

**Reprieves and pardons, power to grant, II, 2**

**State of the nation message, II, 3**

**Term of office, II, 1; Amend. 20, Sec. 1**

**Terms, number limited, Amend. 22**

**Treaties, made by, with senate consent, II, 2**

**Vacancies, beginning of term, how filled, Amend. 20, Sec. 3**

**Vacancies, recess, during, power to fill, II, 2**

**Press, freedom of, protected, Amend. 1**

**Privileges and immunities, citizens entitled to, IV, 2**

**Privileges and immunities, state not to abridge, Amend. 14, Sec. 1**

**Prohibition, Amend. 18**

**Prohibition, repealed, Amend. 21, Sec. 1**

**Ratification, nine states required, VII**

**Receipts and expenditures, public money, published, I, 9**

**Redress of grievances, petition for, Amend. 1**

**Religion, freedom of, protected, Amend. 1**

**Representatives**

- Apportioned among states, Amend. 14, Sec. 2
- Compensation, I, 6

**CONSTITUTION, U. S.—Continued**

**Representatives—Continued**

- Elections, regulations, I, 4
- Number and apportionment, I, 2
- Term of office, Amend. 20, Sec. 1
- Vacancies, executive of state to fill, I, 2

**Reprieves and pardons, president's power to grant, II, 2**

**Republican form of government guaranteed, IV, 4**

**Revenue bills, I, 7**

**Schools, courses of instruction required, 280.7**

**Searches and seizures, Amend. 4**

**Senators**

- Compensation, I, 6
- Election by popular vote, procedure, Amend. 17
- Election regulations, I, 4
- Impeachment, I, 3
- Membership of senate, I, 3
- Term of office, beginning and ending, Amend. 20, Sec. 1
- Vote, one each, I, 3

**Service or labor, extradition, IV, 2**

**Slavery, claim invalid, Amend. 14, Sec. 4**

**Slavery, prohibited, Amend. 13**

**Soldiers, quartered in homes, restricted, Amend. 3**

**Speaker of the house, I, 2**

**Speech, freedom of, protected, Amend. 1**

**State**

- Admission to union, limitations, IV, 3
- Attainder, bill of, prohibited, I, 10
- Bills of credit, prohibited, I, 10
- Citizens' privileges and immunities, IV, 2; Amend. 14, Sec. 1
- Contracts, impairing obligation of, prohibited, I, 10
- Domestic violence, protection against, IV, 4
- Duty of tonnage, prohibited, I, 10
- Ex post facto law, prohibited, I, 10
- Full faith and credit, acts and proceedings of, given, IV, 1
- Imports and exports, imposts or duties, I, 10
- Invasion, protection against, IV, 4
- Legal tender, restricted, I, 10
- Marque and reprisal, letters of, granting, prohibited, I, 10
- Money, coining prohibited, I, 10
- Nobility, title of, granting prohibited, I, 10
- Powers not delegated, reserved, Amend. 10
- Preference, commerce, revenue, duties, one over the other, prohibited, I, 9
- Republican form of government, IV, 4
- Supreme court, jurisdiction, III, 2; Amend. 11
- Title of nobility, granting prohibited, I, 10
- Treaty or alliance, I, 10
- Troops or ships of war in peace time, I, 10
- War, compact to engage in, I, 10

**State of the union, president's message, II, 3**

**Supreme court**

**Judges**

- Compensation, III, 1
- Office during good behavior, to hold, III, 1
- Judicial power, vested in, III, 1
- Jurisdiction, appellate, III, 2
- Jurisdiction, original, III, 2; Amend. 11

**Supreme law of the land, VI**

**CONSTITUTION, U. S.—Continued****Taxes**

- Apportioned among the states, I, 2
- Capitation or other direct tax, I, 9
- Duties, imposts and excises, I, 8
- Enumeration to determine, I, 2
- Expost or duty, articles exported, I, 9
- Income, power to lay and collect, Amend. 16

**Title of nobility, I, 9****Treason**

- Defined and penalty prescribed, III, 3
- Extradition of criminal charged with, IV, 2

**Treaties, how made, II, 2****Treaty, state, I, 10****Troops or ships of war, state, I, 10****Vacancies, during recess, president to fill, II, 2****Vice-president, I, 3; II, 1; Amend. 20, Secs. 1, 3****Vote, right to**

- Abridgment, reduces basis of representation, Amend. 14, Sec. 2
- Race, color or previous condition of servitude, abridgment prohibited, Amend. 15, Sec. 1
- Sex, abridged on account of, prohibited, Amend. 19

**War, congress to declare, I, 8****War, state compact to engage in, prohibited, I, 10****Weights and measures, congress to fix standards, I, 8****Women's suffrage, Amend. 19****CONSULS**

- Acknowledgments authorized, 558.27-558.29
- Notice, alien beneficiary, estates, 632.15
- Notice, alien beneficiary, workmen's compensation, 85.51-85.53
- Workmen's compensation cases
  - Notice to consular officer, 85.53
  - Trustee for alien nonresident dependent, 85.52

**CONTACT LENSES****Eye glasses, 154.1-154.9****CONTAGIOUS DISEASES**

- Animal diseases, 163.1-166.39
- Persons, 139.1-140.41

**CONTAINERS**

- Beer bottles, 124.36, 124.38
- Defined for regulation purposes, 189.1(4)
- Fraud by altering marks or labels, 713.16, 713.17
- Labeling, *see* LABELS, MARKS, AND BRANDS
- Liquor bottles, state seal, 123.24
- Milk bottles, 191.2, 192.33-192.39, 210.15
- Narcotics labeled, 203.3
- Penalty for alteration of markings, 189.19
- Registered containers
  - Generally, 713.18-713.21
  - County registration of containers, 713.18
  - Dairy product containers, 192.35, 192.38
  - Destruction, penalty, 713.19
  - Fraudulent use, penalty, 713.21
  - Marks on containers registered, 713.18
  - Prima-facie evidence of misuse, 713.20
  - Sale or use without consent, 713.19
  - Trading in containers, owners consent, 713.19
- Trade-marks, 548.1-550.5

**CONTEMPTS**

- Acts constituting contempt, 665.2, 665.3
- Administrators, failure to account, 638.32
- Affidavit as basis for further action, 665.6
- Assignee for creditor's benefit, 681.16
- Attorney or officer, assuming to be, 665.3(2)
- Authorization to punish, 665.1
- Bank receivership ordered, 528.46
- Beer permit board hearings, 124.4
- Budget and financial control committee, power to punish, 2.44
- Buildings closed by injunction, 99.23, 128.20
- Certiorari, defective writ return, R.C.P. 314
- Cigarette tax hearings, 98.20
- City manager's authority, 46.14(14)
- Civil service commission hearings, 365.25
- Commerce commission orders, 474.20, 474.25, 474.41
- Compulsory education, 299.21
- Control board investigation, 218.32
- Corporation failure to dissolve, 660.11
- Court defined, 665.1
- Courts of record, 665.3
- Decoration Day restrictions, 730.1
- Delivery of trust funds in litigation, 682.30
- Discovery and inspection orders, disobedience, R.C.P. 133(c), 134
- Discovery of estate assets, 635.15
- Divorce decree disobeyed, 598.15
- Election contests, 61.11, 61.13, 62.13
- Employer's liability insurance, 87.19
- Employment security commission, 96.11(9)
- Estate proceedings, 635.15, 638.32
- Eugenics board hearing, witnesses, 145.7
- Evidence of others, must be written, 665.8
- Evidence, personal knowledge of court, 665.9
- Execution proceedings, 626.1, 630.11
- Executive council subpoenas ignored, 66.27
- Executors, failure to account, 638.32
- Failure to surrender child for hearing, 232.11
- Fire marshal's orders enforced on appeal, 100.24
- Foreign pauper's failure to move, 252.18
- Gambling injunction, 99.12, 99.18, 99.20, 99.23
- General assembly
  - Grounds and punishments, 2.24-2.28
  - Punishment no bar to other proceedings, 2.28
- Grand juror's misconduct, 770.10
- Grand jury witnesses, 665.3, 771.8
- Guardians failure to deliver to successor, 668.28
- Habeas corpus, attachment for contempt, 663.29, 663.30, 663.42
- Health department orders, 135.28, 135.29
- Houses of ill fame, closed, entering or using, 99.23
- Impeachment proceedings, 68.10
- Imprisonment for disobedience
  - Authorized, when, 665.5
  - Garnishee withholding property, 630.19
  - Judgment debtor on examination, 630.11, 630.19
  - Order not obeyed by defendants, 630.11, 630.19
- Indictment not barred, 665.12
- Inferior courts, orders of higher courts, 665.3(5)
- Inheritance tax hearings, 450.69
- Injunction violation, R.C.P. 330
- Insanity commission hearings, witnesses, 229.3
- Judgment debtor examinations, 630.11, 630.19
- Judgments, obedience coerced by, 626.1

**CONTEMPTS—Continued****Jurors**

- Avoiding service, 607.4, 609.33
- Bribing or influencing, 665.3
- Failure to appear for jury service, 609.33
- False excuse to avoid jury duty, 607.4
- Justice court, failure to summon, 762.19
- Misconduct, 665.3

Juvenile court, order to surrender child, 232.11

**Liquor law violations**

- Habitual violators, convictions, 126.20

**Injunctions**

- Anywhere in state, punish, 123.65, 128.4
- Closed premises used, 123.74, 128.20
- First and later convictions, 128.15, 128.16
- Trial, proceedings, 123.68–123.70, 128.13–128.16

Mandamus order disobeyed, 661.15

Mine operator, failure to make changes, 82.123

Neglected children, refusal to surrender, 232.11

Notice to show cause, 665.7

Padlocked buildings, opening, 99.23, 123.74, 128.20

Pauper, failure to move on order, 252.18

Penalty, general provision, 665.4

Pipe-line injunction, 490.30

Pool selling injunction, 99.12, 99.18–99.20, 99.23

Poor, failure to move on order, 252.18

Prostitution injunction, 99.9, 99.12, 99.18–99.23

Punishment, when not otherwise provided, 665.4

Quo warranto orders, 660.11

Railroads, rules of commission disobeyed, 474.25

Real estate license revocation hearing, 117.39

Receiverships, orders disobeyed, 528.46, 680.11

Referee's powers, R.C.P. 209

Removal of public officers, hearing, 66.27

Removal of restraining order, 99.9

Replevin proceedings, 643.11, 643.21

Resistance to execution of legal process, 82.124

Revision by certiorari, 665.11

Securities law violations, 502.21

Service of warrants, delay, penalty, 123.88

Sheriff, failure to execute process, 337.6

Support of children enforced, 232.25

Suspension from office, refusal certified to district court, 67.3

Tax commission hearings, 422.63

Trustees of ousted corporations, power, 660.11

Unemployment compensation hearings, 96.11(1)

Viaducts, railroad refusal to erect, 387.16

Warrant for offenders presence, 665.7

Warrant of commitment, 665.1

**Witnesses**

- Failure or refusal to attend or testify, 622.76–622.78, 622.102, 665.2(4), 781.8; R.C.P. 209
- Inducing witness to perjure, 665.3(4)
- Judgment debtor, nonappearance, 630.11
- Proceedings for contempt, 622.77
- Punishment, 665.4, 665.5
- Referee's power to punish, R.C.P. 209
- Unlawfully detaining witness, 657.7, 665.2(5)

**CONTINGENT CLAIMS**

Estate, proof necessary against, 635.61

**CONTINGENT REMAINDERS**

*General provisions*, 557.7–557.9

Inheritance tax, 450.96

**CONTINUANCES**

Adjournment of court, effect, 604.31–604.33, 684.12

Admission of facts avoids, R.C.P. 183

Affidavit, when required, R.C.P. 182, 183

Agreement of parties, R.C.P. 183

Amendment to application, R.C.P. 182

Application for, effect, R.C.P. 182, 183, 184

Boat or raft seizures, continuance barred, 667.6

Change of venue, R.C.P. 168

Copies of motion required, R.C.P. 82, 83, 84

Costs by agreement of parties, R.C.P. 183

Costs taxed to party applying, R.C.P. 182, 184

Costs when party fails to appear, 622.79

Debtor examination, when allowed, 630.10

Depositions, equity case continued for, 624.3

Errors corrected, R.C.P. 182

Forcible entry actions, when not allowed, 648.16

**Grounds for continuances**

Absence of evidence, R.C.P. 183

Amendment of pleadings, R.C.P. 88

Death of party, trial court, 611.22

Failure to file pleading, R.C.P. 82, 83, 84

Grounds generally, R.C.P. 183

Judge becomes witness, election, 622.12

Justice court, 601.28–601.31

Moratorium, 654.15

Subpoenaed party, failure to appear, 622.79

Unserved defendants, plaintiff's option, 617.9

Joint defendants, R.C.P. 184

Judge's disability, R.C.P. 367

Justice court cases, 601.28–601.31

Moratorium proceedings, 654.15

Motion filed, time, affidavit, R.C.P. 182

Nonresident motor vehicle cases, 321.508

Nonresident navigation cases, 106A.10

Objections to motion filed, R.C.P. 184

Offer to confess judgment, no continuance, 677.14

Paternity cases, 675.9

Real estate contracts, completion by executor compelled, 638.21

Real estate mortgage foreclosure, 654.15

Record, motions and objections included, R.C.P. 184

Referee's power to grant, R.C.P. 210

Supreme court continuances, 684.12, 686.17

Time to file, restrictions, R.C.P. 182

Trial assigned, delay, R.C.P. 181.3

**CONTRACEPTIVES**

Distributing or advertising, penalty, 205.1, 725.5, 725.6

**CONTRACTS**

Abandonment of contract for deed, 558.5

**Actions on contracts**

Action to discover persons liable, 611.16, 611.18

Approval of, crime, 537.4

Assignees right when tender made, 538.4, 539.1

Assignment of contract, to fit, 538.3, 538.4, 539.1

Attachment petition requirements, 639.6, 639.7

Attorney fee, when taxed as costs, 625.22–625.25

Boats or rafts, allege contract made, 667.13

Breach construed, R.C.P. 262, 263

Change of venue for fraud, R.C.P. 167(e)

Conditions precedent, pleading, R.C.P. 98

Consideration, want of, as defense, 537.3

**CONTRACTS—Continued**

## Actions on contracts—Continued

Construction by declaratory judgment, R.C.P. 262, 263

Counterclaims, how pleaded, R.C.P. 29, 30

Creditor allowed to sue by security, 540.1–540.3

Declaratory judgments to construe, R.C.P. 262

Defendants, how designated, 613.7

Demand, when condition precedent, 538.1

Discovery of persons liable on, 611.16–611.18

Drainage and levee districts, 455.161

Evidence of intention of parties, 622.22

Evidence statute of frauds, 622.32–622.35

Injunction, further breaches, R.C.P. 320, 321

Interpleader by third party, R.C.P. 35

Joint obligors, actions against one or all, 613.1

Judgments, summary, R.C.P. 237

Justice court, place of bringing, 601.8

Limitation, unwritten contracts, 614.1(5)

Limitation, written contracts, 614.1(6)

Liquor, illegal, suit prohibited, 129.8

Place of bringing, 616.5–616.7, 616.9

Place of bringing, justice court, 601.8

## Pleadings

Allegations admitted unless denied, 622.34

Boat or raft seizure, allegation, 667.13

Conditions precedent, R.C.P. 98

Copy of contract, when set out, R.C.P. 91

Defenses to be specially pleaded, R.C.P. 101

Undenied oral contracts enforceable, 622.34

Verification, R.C.P. 80

Written or oral stated, R.C.P. 91

Representative for beneficiary, R.C.P. 2

Revival, 614.12

## Specific performance

Bill of lading, indorsement compelled, 487.34

Co-operative association contracts, 499.9

Decedents contracts, 638.21

Foreclosure optional, 654.11

Guardians to perform contracts for wards, 668.13

Limitation of actions, 614.1(6), 614.20, 614.21

Notice, service by publication, R.C.P. 60(d)

Sale of goods, 554.69

Summary judgments, R.C.P. 237

Validity determined, R.C.P. 262

Venue, 601.8, 616.5–616.7, 616.9; R.C.P. 175

Venue of actions, 616.5–616.7, 616.9

Ancient contract for deed, abandonment, 558.85

## Assignments

Assignees rights, under, 539.1–539.6

Assignors liability, 539.6

Conditional sales contracts, 556.4, 556.13

Labor or property contracts, effect, 538.2–538.4

Makers rights under, 538.2–538.5, 539.1–539.3

Money contracts, tender, how made, effect, 538.5

Nonnegotiable instruments, 539.1

Notice to maker, effect, 538.3, 538.5, 539.2, 539.6

Open accounts, rights under, 539.3

Place of payment, 538.2, 538.3

Prohibited by instrument, effect, 539.2

Tender of performance, 538.2–538.5

Usurious contracts, assignees rights, 535.7

Wages, requirements, 536.17, 539.4, 539.5

Attachment, powers, 639.68

**CONTRACTS—Continued**

Bids, *see subhead Public Contracts below*

Bond of contractor, printing board contracts, 15.24

Bonds of state, approval of sale contract, 75.8

Breach, declaratory judgment, R.C.P. 262, 263

Breach, injunction to prevent, R.C.P. 320

Business contracts by minors, 599.3

Cemeteries, discrimination because of race, provision not enforceable, 566A.8

Cities and towns, authority, 368.2

City or town contracts, *see CITIES AND TOWNS, subhead Contracts*

Collective marketing, 500.1–541.55

Combinations, pools and trusts, void, 553.4

Conditional sales contracts, 556.4–556.28

Conditions precedent, R.C.P. 98

Consideration implied in written contract, 537.2

Consideration, lack of as defense, 537.3

Construction by declaratory judgment, R.C.P. 262

Co-operative associations, members, 498.19, 499.8

Corporate franchise, legislative control, 491.39

Corporations, foreign, permit before suit, 494.9

Counsel appointed, certain patent cases, 7.5

County buildings, requirements, 332.7, 332.8

Demand before action required, when, 538.1

Disaffirmance of contract by minor, 599.2

Discrimination because of race in cemeteries, provision unenforceable, 566A.8

Discriminatory, 551.5

Emergency stoppage, public contracts, 573A.1–573A.10

Exemption from civil engineer law, 114.2, 114.26

Express contracts, summary judgments, R.C.P. 237

Food and drugs law violations, invalid, 189.28

Franchise to railway in cities, effect, 484.12

Fraudulent, workmen's compensation, when presumed, 85.56

Future delivery of goods contracts, 552.2

Gambling contracts void, 537.4

Grain graders, implied contract, 543.31

Guardian to complete contracts, 668.13

Highway contracts, *see subhead Public Contracts below*

Husband and wife, 597.2, 597.11, 597.17, 597.18

## Impairment

Constitutional prohibitions, Const., Iowa, I, 10, 21

Limited partnership law, not to impair, 545.55

Implied contracts, summary judgments, R.C.P. 237

Insane support contracts, 230.15

Installment sales, motor vehicles, 322.3(6), 322.17

Insurance contracts, *see INSURANCE*

Interest contracts legalized, 589.22

Interest rate allowed, 535.2–535.4

Interim committee, 165.17

Joint city-county buildings, 368.19–368.23

Jurisdiction over foreign corporation based on contract performed in state, 617.3

## Labor contracts

Assignment, effect, 539.1–539.6

Assignment, effect of tender, 538.3

Demand as condition of bringing action, 538.1

ImPLY acceptance workmen's compensation, 85.17, 85.18

Minors, payment final, 599.4

Place of tender when not specified, 538.2, 538.3

**CONTRACTS—Continued**

## Labor contracts—Continued

- Tender of performance, 538.2, 538.4
- Larceny of written contracts, 709.1
- Laws impairing contracts prohibited, Const., Iowa, I, 10, 21
- Legalizations of, 558.5, 589.7
- Liability restrictions illegal, 88.14
- Limiting liability to employees, void, 479.7, 479.122-479.125
- Liquor, transactions invalidated, 128.6-128.8, 129.10
- Loan contracts, small loan law, 536.1-536.25
- Market contracts, bucket shopping, 552.1-552.11
- Marriage, contract requirements, 595.1, 595.2
- Medical and dental care of poor, 252.39
- Minors' contracts, 599.2-599.4
- National emergency, public contracts terminated, 573A.1-573A.10
- Necessaries sold incapacitated persons, 554.2
- Oral contracts
  - Evidence, 622.32-622.35
  - Limitation of actions, 614.1(5)
  - Party wall agreements, 563.12
  - Pleading, R.C.P. 91
  - Sales act provisions, 554.3
  - Statute of frauds, 554.4, 622.32-622.35
- Partnership law, limited, not to impair, 545.55
- Performance
  - Crime when not fixed, 538.1
  - Deeds of trust as security, 652.12
  - Demand, when necessary, 538.1
  - Place of, 538.2-538.5
  - Specific performance, R.C.P. 60(d), *see subhead Specific Performance below*
  - Tender of performance, effect, 538.2-538.8
- Personal property, sales contracts, 554.1-554.17
- Pleading
  - Conditions precedent, R.C.P. 98
  - Confession and avoidance, R.C.P. 101
  - Written or oral, R.C.P. 91
- Pooling contracts (freight) prohibited, 479.15
- Price-fixing contracts unlawful, 553.1-553.24
- Price-fixing on trade-marked articles, 550.1-550.5
- Printing board, 15.3, 15.6-15.10, 15.14, 15.17, 15.21-15.31, 16.2, 321.149
- Public contracts
  - Abandonment, effect, 573.23
  - Actions
    - Abandoned contract, suit on bond, 573.23
    - Attorney fees, when allowed, 573.21
    - Mandatory action by contractor, 573.16
    - Nonperformance, suit on bond, 573.26
    - Optional action, bond to release, 573.16
    - Parties to action, necessary, 573.17
    - Place of bringing actions, 616.5-616.7, 616.9
    - Surety, action by, 573.16
    - Unpaid claims, judgment on bond, 573.22
    - Venue of actions, 616.5-616.7, 616.9
  - Amount limited
    - Generally, 72.1, 72.2
    - Authorization not to exceed, 72.1
    - County, 23.4, 343.10
  - Appeal, appeal board hearing, 23.1-23.15
  - Approval, hearing, appeal, 23.1-23.15

**CONTRACTS—Continued**

## Public contracts—Continued

## Bids

- Automobile registration plates, 19.8, 454.24
- Automobiles bought by state, 20.3
- Cities and towns, *see CITIES AND TOWNS*
- Collusion prohibited, penalty, 553.23
- Control board improvements, 218.60, 218.61
- County bonds sold, 75.2-75.4
- County buildings, requirements, 332.7, 332.8
- County contracts for poor support, 252.38
- County hospital construction contracts, 347.13
- Divulging sealed bids prohibited, 72.3, 72.4
- Dock construction, cities, 384.3(9)
- Drainage districts
  - Intercounty districts, 457.20
  - Interstate districts, 467.3
  - United States levee, 466.8
  - Within county, 455.40-455.43, 455.73, 455.155
- Education board, improvements, 262.34
- Executive council, supplies, 19.20, 19.21
- Flood protection, cities, 395.6-395.10
- Highway commission road equipment, 313.37
- Interstate bridges, 382.6
- Iowa coal, preference, 73.7, 73.8
- Iowa products, preference, 73.2, 218.52
- Penalty for divulging contents, 72.3, 72.4, 622.15(12)
- Primary roads, 313.10, 313.37
- Printing board, 15.9-15.22, 15.28, 15.29, 321.149
- Public improvement contracts, 23.7, 72.3
- Public utility plants, city, 397.17-397.19
- Removal of undesirable fish, 109.17
- Sale of school property, 297.22-297.24
- School repairs or construction, 297.7, 297.8
- School textbooks, purchase, 301.7, 301.8, 301.10
- Sealed bids, divulging contents, 72.3, 72.4
- Secondary roads, 309.39-309.43
- State printing board, 15.11-15.22, 15.28
- Street and sewer construction, 391.31, 391.32, 417.50-417.52, 417.70
- Street railway improvements, work occasioned by, 391.77
- Township hall, 360.5, 391.31, 391.32
- Water district construction, 357.14-357.17
- Waterworks, construction by city, 398.7
- Bond of contractor, 573.2-573.26
- Budget law violations, penalty, 24.24
- Claims, farm-to-market road, 310.16-310.18
- Claims for labor or material, Const., Iowa, III, 31; 573.7-573.11
- Claims, priority of payment, 573.18-573.20
- Claims unpaid, judgment on bond, 573.22, 573.23
- Completion report, contents, 23.11
- Construction defined, 573.1(3)
- County contracts
  - Advertisement for bids, 332.7, 332.8
  - Amount, when limited, 343.10, 343.11, 346.19
  - Authority to make contracts, 332.1
  - Bids, 252.38, 332.7, 332.8
  - Medical and dental care, 252.39
  - Plans and specifications on file, 332.8
  - Poor relief contracts, 252.38-252.41
  - Preference
    - Coal, Iowa, 73.6
    - Labor, Iowa, 73.3
    - Products, Iowa grown, 73.1

**CONTRACTS—Continued****Public contracts—Continued****County contracts—Continued**

Provisions, mandatory, deemed included, 553.24

Submission to voters, 345.1–345.15

Voted, rescission forbidden, 345.12

Written contracts, when required, 332.7

Definitions, 23.1, 573.1

**Drainage districts**

Highway drainage districts, 460.11

Intercounty districts, 457.20, 457.21

Within counties, 455.44, 455.155

Duties of public officers, 72.1–72.4

Evidence, crimination, immunity, 622.15(15), 622.16

Expenditures limited to authorization, 72.1

Extra compensation, Const., Iowa, III, 31

Feed and provisions, 73.2, 573.1(4)

Fish removal from state waters, bond, 109.18

Flood protection contracts, 395.6–395.10

Fuel contracts, 73.1–73.10, 573.1(4)–573.26

Gas and oil, 573.1(4)

Hearings, objections, appeal, 23.2–23.10

**Highways**

Farm-to-market roads, 310.14

Primary roads, 314.1, 314.2, 314.4

Secondary roads, 309.39–309.43, 311.21

Improvements, city and town, 391A.15–391A.19, 391A.22, 391A.23

Improvements costing \$5,000 or more

Appeal from decision, limitations, 23.4

Applicability of statutes, 23.1

Approval of bonds and contracts, 23.9, 23.15

Approval of contract by appeal board, 23.9

Bonds and taxes void for noncompliance of law, 23.16

Bonds, notice published, hearing, 23.12–23.14  
Comptroller or appeal board to hear appeal, 8.39

Hearing on appeal, notice, decision, 23.7

Hearings required, notice, 23.2, 23.3, 23.13–23.15

Information certified to appeal board, 23.5

Issuance of bonds, approval, 23.15, 23.16

“Municipalities”, bodies included in term, 23.1

Nonapproved contracts void, 23.9

Notice of hearing by publication, 23.2

Objections heard, appeal, 23.3–23.7, 23.13–23.15

Objections to proposal, decision, 23.3

Performance of contract, compelling, 23.8

Plans, specifications and contract form, 23.2

Public improvement, defined, 23.1

Taxes to pay bonds, conditions, 23.16

Witness fees and costs of appeal, 23.10

Improvements over \$25,000 by state education, control, or fair boards

Appeal board, appointment and tenure, 22.1, 22.2

Jurisdiction on appeal, limitation, 22.3

Procedure on appeal, 23.2–23.15

Information furnished comptroller, 23.5

Interest of officials and employees prohibited

City, 368A.22

Custodian, state, 18.4

Education, state board and employees, 262.10

Highway commission and employees, 314.2

**CONTRACTS—Continued****Public contracts—Continued****Interest of officials—Continued**

Industrial commissioner, 86.7

Printing board, 15.3

Provisions read into contract, 553.23

River-front commission, 372.16

State employees, 741.8–741.10

Investigations, evidence, crimination, immunity, 622.15(15), 622.16

Labor claims, 573.7–573.25

Material claims, 573.7–573.25

Material defined, 573.1(4)

Mechanic's lien, bonds, 572.11, 572.13, 572.15, 572.24

Medical and dental service to poor, 252.39

Motor vehicle plate manufacture, 321.158

“Municipality”, meaning in this connection, 23.1

Officers and employees, state and local, not to be interested, penalty, 15.3, 18.4, 86.7, 252.29, 262.10, 314.2, 347.15, 368A.22, 372.16, 403A.22, 553.23, 741.8, 741.11

Payment before work completed, 573.27

Payments, part retained, 573.12–573.15

Payments, when made, how paid, 573.12

Performance enforced, 23.8, 573.26

Plans and specifications, county buildings, 332.8

Poor support contracts, bond, 252.38–252.41

Printing board contracts, 15.24

Provisions read into contract

Bond provisions, 573.6

Fair trade provision, 553.23

Stifling fee competition disclaimed, 553.23

Public corporation defined, 573.1(1)

Public improvement defined, 23.1, 573.1(2)

Railroad grants, Dubuque and Pacific, 10.12

Report to comptroller, 23.5(4)

School books purchased, 301.6, 301.11

Secondary roads, 309.39–309.43, 314.1–314.4

Security for performance, 573.2–573.4

Service defined, 573.1(5)

State, Const., Iowa, VII, 2, 5; 72.1, 72.2

Termination, national emergency, 573A.1–573A.10

Unauthorized contracts forbidden, 72.1

Workmen's compensation insurance furnished, 573.1(5)

Quasi contracts, summary judgment not permitted on, R.C.P. 237

**Railroad contract**

Change of name, effect, 476.2

Conditional sale or lease, equipment, 556.22–556.28

Connection with foreign carrier, 476.5

Corporate name change, effect, 476.2

Examination by commerce commission, 474.18

Interurban, 416.58, 419.92, 484.12

Joint agreements, 476.23, 476.24

Limitation on liability, 479.7, 479.8, 479.122, 479.123

Mortgages, 476.13–476.24, 483.16

Pooling contracts unlawful, 479.15

Production for investigation, 474.18, 474.20

Rate contracts filed, 479.59

Recording equipment sale or lease, 556.22–556.28

Report made annually to commission, 474.49

Wages, payment, 477.51, 477.52

**CONTRACTS—Continued**

Railroad contracts, mortgage of, 476.24  
 Railroads, limiting employee liability, void, 479.7,  
 479.122–479.125

**Real estate contracts**

Abandoned, when deemed, 558.5  
 Ancient contract for deed, abandonment, 558.5  
 Ancient contracts of sale, limitation, 558.5,  
 614.21

Completion by guardian, 668.13  
 Contract for deed, presumption, 558.5  
 Contracts referred to on record, limitation,  
 614.21

Foreclosure of contracts, 654.11, 654.12, 654.13

Forfeiture of contract, 654.12, 656.1–656.6

Government contracts, color of title, 560.2

Homestead involved, limitations, 561.13

Legalization, 589.1

Legalization of contracts before 1900, 558.5

Married woman authorized to enter into, 557.11

Moratorium on foreclosure, 654.15

Mortgages, *see MORTGAGES ON REAL PROP-  
 ERTY*

Signers names typed or printed, 335.2

Specific performance, *see subhead Specific Per-  
 formance below*

Weed control damage, where loss falls, 317.15

Reciprocal or interinsurance, 520.1–520.23

Sale of personal property, 554.1–554.79

Sales on margins prohibited, 552.1

Seal, not affect validity of instrument, 537.1

Seals, private, abolished, 537.1

**Specific performance**

Bill of lading, indorsement compelled, 487.34

Co-operative association contracts, 499.9

Decedents contracts, 638.21

Foreclosure optional, 654.11

Guardians to perform contracts for wards,  
 668.13

Limitation of actions, 614.1(6), 614.20, 614.21

Notice, service by publication, R.C.P. 60(d)

Sale of goods, 554.69

Sureties, how protected, 540.1–540.4

Taxation, 420.207, 427.13(5), 429.2

Tender of performance or payment, 538.1–538.8

Unfair discrimination voids contracts, 551.5

Usurious contracts, 535.4–535.7

Validity, declaratory judgment, R.C.P. 262

**Violations**

Bucket shopping contracts, 552.1–552.3

Forgery of assignment, 718.1(8)

Gift enterprises, 553.15–553.17

Grain combinations, 553.19–553.22

Margin sales, 552.1

Option dealings, 552.1, 552.3

Trade restraint contracts, 553.1–553.24

**Void contracts**

Carriers, limiting liability to employees, 479.7,  
 479.122–479.125

Gambling contracts, 537.4

Insurance promotion, 506.5

Trade restraint contracts, 553.4

**CONTRACTS—Continued****Void contracts—Continued**

Unfair discrimination, 551.5

Workmen's compensation, 85.18, 85.54

**Warehouse storage**

Bonded warehouses, 543.1–543.38

Unbonded warehouses, 544.1–544.46

Wife's contracts, rights, 597.18

**CONTRIBUTING TO THE DELINQUENCY OF  
 A MINOR**

Criminal provisions, 233.1–233.4, 725.2

**CONTRIBUTIONS**

Charitable institutions, taxation, 450.4

Cities to public art institutions, prohibited, 379.10

City contribution to college library, 378.9

Civil service employees, political contributions,  
 365.29, 365.30

Combinations in restraint of trade, 553.10(3)

**Contributions of member**

Assessment life insurance, 510.2, 510.18

Employees benefit schemes, 87.5

Fraternal insurance, 512.5, 512.57–512.60, 512.62

Mutual insurance guarantee fund, 508.9

Corporate stockholders for debt payments, 491.62

Cosureties' contributions, 429.7; R.C.P. 239

Counties to interstate drainage district, 455.157

County library, 358B.3

Dependents' support, ch 252A

Employees' contributions not to affect workmen's  
 compensation, 85.31, 85.38

Firemen and policemen, pension, 410.15–411.13

Hospital school, handicapped children, 263.13

Inmates of soldiers home, for maintenance, 219.14

Interstate bridge commission, from municipali-  
 ties, 383.23, 383.25

Limited partnership provisions, 545.1–545.58

Old-age assistance board to accept, 249.40

Partition fences, adjoining owners, 113.5

**Political contributions**

Board of control, 217.5, 740.13

City waterworks trustees and employees, 399.31

Civil service employees of city, 365.29, 365.30

Commerce counsel, 475.4

Conservation commission, 107.22

Corporations, 491.69–491.71, 740.14, 740.18

Employees of state, prohibited, 740.13, 740.18

Evidence in prosecution, immunity, 622.15(6),  
 622.16

Industrial commissioner, 86.4

Liquor control commission officers and em-  
 ployees, 123.14

Nonresident contributions, use prohibited,  
 740.14, 740.18

Soliciting from state employees, 740.13, 740.18

Statement of contributions of candidates, 56.1–  
 56.9

Tax commission members, 421.4

Relatives, contributions to poor relatives en-  
 forced, 249.26, 249.27, 252.15, ch 252A

Secondary road improvement, 311.7

Smelters for payment of royalties, 468.5

Soil conservation districts from state or federal  
 agencies, 467A.7(10)

Spur tracks, for use of, 481.8

Unemployment compensation, *see ch 96*

**CONTROL, BOARD OF (FOR STATE INSTITUTIONS)***General provisions, see STATE OFFICERS AND DEPARTMENTS***Accounting**

- Auditor and audit, 11.2
- Comptroller, to, 8.7-8.12, 218.84, 218.87
- Records open to inspection, 79.8
- System requirements, 218.85, 491.70(4)
- Treasurer to, 12.10, 218.47

- Adoption records furnished by court clerk, 600.8
- Agents for certain state institutions, 218.34-218.38
- Annie Wittenmyer home, 244.1-244.14
- Appointment by governor, 217.2

**Appropriations**

- Allotted, 8.30-8.32
- Balances unexpended, transfers, 8.33, 8.34, 19.11, 19.14
- Combined, 218.57
- Misused, 8.38, 495.1
- Needs estimated, 8.23-8.28
- Not to be exceeded, 72.1, 218.59

- Architect, employment, compensation, 218.58
- Audit of accounts annually by auditor, 11.2
- Authority of board in general, 218.1, 218.4
- Bank deposits, 452.10, 453.1-453.8, 524.9
- Bids, preferences, home products clause required, 73.2
- Blanks furnished insanity commission, 229.23
- Bonds, institution officers, 64.6(5), 218.12
- Bonds on public contracts, 23.12-23.16
- Bonds required of board members, 64.6(3)
- Books and papers, order for production, 218.31
- Books for institutions, from state library, 303.3
- Boys training school (Eldora), 218.1, 242.1-242.13
- Budget act, 8.1-8.40

**Business manager**

- Accounting and reports required, 218.7, 218.8
- Annual report and inventory, 218.48
- Appointed, 218.6
- Bond required, 218.12
- Compensation, 218.6
- Contingent fund allowed, 218.49-218.51
- Deceased inmates' property, 218.65-218.70
- Duties and prohibitions, 218.8
- Employees discharged, 218.10
- Entire time to be devoted to duties, 218.6
- Holding other office prohibited, 218.6
- Insane inmates expense, 226.17, 226.22
- Institutions under control board, each, 218.6
- Livestock in charge of manager, 218.8
- Number appointed, 218.6
- Repairs supervised, 218.8(5)
- Reports, 218.7, 218.47
- Salary and maintenance, 218.6
- Stewards replaced by manager, 218.8
- Term of office, 218.6
- Vacation allowed employees, 218.17

- Canteens at institutions, 218.98
- Chairman, how selected, 217.7
- Code, session laws to each institution, 16.24(9)
- Competition in purchasing supplies, 218.52, 218.53
- Comptroller's duties, 218.6
- Conferences with institution executives, 218.45
- Consultants employed, 218.93
- Contingent fund, 218.49-218.51

**CONTROL, BOARD OF—Continued****Contracts**

- Advertisement for bids required, 218.60
- Amount not to exceed appropriation, 72.1, 218.59
- Appeal from improvement proposal, 22.3, 23.1-23.16
- Appropriation not to be exceeded, 72.1, 218.61
- Architects and draftsmen, improvements, 218.58, 218.59

**Bids**

- Penalty for divulging contents, 72.3, 72.4
- Power to reject and readvertise, 218.60
- Bond required of contractor, 573.2
- Competitive bidding to be obtained, 218.60
- Day labor improvements, authorized, 218.59
- Deposit by contractor, requirements, 218.61
- Executive council's approval, 72.1, 72.2
- Extra compensation, Const., Iowa, III, 31
- Fire protection arranged with cities, 218.5
- Hospital service corporations, 514.5
- Improvements
  - General provisions, 573.1-573.27
  - Payments, how made, 218.64, 573.12-573.15, 573.27
  - Under \$300, day labor, 218.62, 218.63
- Indebtedness, approval, 72.1, 72.2
- Laborers' and materialmen's rights, 573.7-573.26
- Labor of inmates used, effect, 218.63

**Preferences**

- Home products clause required in bids, 73.2
- Iowa labor, coal and products, 73.1-73.10, 218.52
- Preliminary deposit from contractor, 218.61
- Supply purchase requirements, 218.52-218.56
- Witness may not rely on crimination rule, 622.15(14)

**County and private institutions regulated**

- Feeble-minded transferred, 222.18, 222.19
- Insane hospitals, 218.30-218.33, 227.1-227.15
- Insane patients transferred, 227.6-227.13
- Inspectors for insane hospitals, 227.2-227.3
- Investigation by board, 218.30-218.33, 622.15(14)
- County commitment costs, institution fund, 444.12
- Custody of inmates while working, 218.41
- Dangers to be minimized, rules, duty, 218.4
- Deaths and births recorded, 144.22-144.24
- Deaths of inmates reported to board, 218.23
- Dependent or delinquent children committed, reports, 232.34, 232.38
- Deposit of public money, exception, 12.10
- Diagnostic clinic for prisoners, 218.97
- Discharge of delinquent children, record, 232.33
- Districting for commitments, 218.19, 218.20, 223.10
- Donation solicitation, enforcement aided, 122.5
- Drug addicts, commitment and transfer, 224.1-224.5

**Employees**

- Appointment and discharge, 218.10, 218.74
- Authority of board to appoint, 217.7
- Business managers, 218.6-218.8
- Directors, 218.74-218.80
- Duties may be required of appointees, 218.4
- Employment record kept, 218.10
- Expenses while traveling allowed, 217.9
- Interest in contracts prohibited, 741.8, 741.10
- Invoice of supplies and stock, 218.39(5)



**CONTROL, BOARD OF—Continued**

## Employees—Continued

- Medical staffs, 218.8, 218.10, 218.46
- Negligent loss payment required, 218.39(7)
- Payrolls, 218.88, 218.89
- Penalty for accepting gratuity, 741.6, 741.7
- Personnel division, exempted from control, 8.5(6c)
- Political activity and contributions limited, 217.5, 740.13–740.18
- Receiving officers' duties, 218.39
- Records and payroll kept, 218.18
- Report biennially on transaction, 218.39(6)
- Residents of state, exceptions, 218.10
- Salaries, board fixes, how paid, 218.13, 218.15, 246.2, 246.3
- Special police appointed, 218.71
- State agent, duties, pay, 218.34–218.38
- Steward's duties, 218.39
- Supplies and stores, duties, 218.39
- Time book kept as to all employees, 218.18
- Vacation allowed, 218.17
- Entire time devoted to office, 217.1
- Epileptic commitments, law applicable, 223.7
- Epileptic hospital, 218.1
- Escapees from other states, feeble-minded, 222.25
- Escapees from other states, insane, 230.31
- Expenses of board members while traveling, 217.9
- Expenses of trips, authorization, 8.13(2), 217.10
- Feeble-minded persons, 222.1–222.55
- Feeble-minded schools, 218.1
- Fire, emergency measures for inmates, 218.72
- Fire inspection, 218.4
- Fire protection, uniform rules, 218.4, 218.5
- Funds
  - Accounting to auditor and audit, 11.2
  - Accounting to comptroller, 8.7–8.12
  - Accounting to treasurer, 12.10, 218.47
  - Appropriations
    - Allotted, 8.30–8.32
    - Balances unexpended, 8.33, 8.34, 19.11–19.14
    - Combined, 218.57
    - Limitation on use, 8.38, 8.40
    - Needs estimated, 8.23–8.28
  - Bank deposits, 452.1, 453.1–453.8, 526.37
  - Contingent funds, 218.49–218.51
  - Deceased inmate's money to treasurer, 218.68
  - Expenditures within appropriation, 72.1, 218.59
  - Institution fund, county commitment costs, 444.12
- Gifts, grants, devises accepted, controlled, 218.96, 565.3, 565.4
- Girls training school, 242.1–242.13
- Glenwood, state school, 218.1
- Governor, powers, 218.2
- Habeas corpus by inmates, where brought, 663.5
- Highway signs made, 321.253
- Holding other office by member prohibited, 217.6
- Hospital service corporations, contracts, 514.4
- Improvements, 218.62–218.64, 573.12–573.15
- Indebtedness, executive council to approve, 72.2
- Industries established at institutions, 15.8, 15.9, 218.73, 246.21–246.24, 321.149, 321.165
- Inebriates, commitment and transfer, 224.1–224.5
- Inmates
  - Adoptions, records received, 600.8
  - Blind aid, inmates not eligible, 241.2

**CONTROL, BOARD OF—Continued**

## Inmates—Continued

- Civil process against, how served, R.C.P. 56(d)
- Commitment
  - Costs, county pays from institution fund, 444.12
  - Entrance record forwarded to board, 218.23
  - Place of commitment, transfers, 218.20
  - Questionable, report required, 218.24
  - Religious preference secured, 218.25
- Custody of inmates while working, 218.41
- Dependents of inmates, wages paid to, 218.44
- Diagnostic clinic authorized, 218.97
- Disabled persons aid, not eligible, 241A.2
- Habeas corpus proceedings, 663.5
- Insane patients discharged, 226.18
- Jurisdiction over inmates sent to veterans hospital, 229.21, 229.22
- Leaving institution, report to board, 218.23
- Medical treatment at Iowa City, 255.28
- Minors, religious belief, parents, 218.27
- Old-age assistance, inmates not eligible, 249.6
- Osteopaths may examine prospective patients, 150.10
- Penal provisions, *see Violations below*
- Property of deceased inmates, 218.65–218.70
- Purchases, 218.86–218.87
- Quarters in case of emergency, 218.72
- Records kept, confidential, 218.18, 218.21, 218.22
- Religious worship, privileges, 218.25–218.27
- Report on entrance, discharge, death, 218.23
- Services and wages of inmates, 218.40–218.44
- Special assistance to released inmates, 218.36
- Sterilization, 145.1–145.22
- Transfer of inmates
  - Aid to county, 227.16, 227.18
  - Authority in general, 218.20, 218.90
  - Boys training school to reformatory, 218.91
  - Chronically insane to county home, 227.11
  - County or private institutions to state or other hospital, 227.6, 227.10
  - Dangerous insane to men's reformatory, 218.92, 226.30
  - Disputes between board and county or private institutions, 227.12
  - Drug addicts and inebriates, 224.5
  - Epileptics to hospitals or institutions, 223.8
  - Feeble-minded patients, 222.46
  - Glenwood to Woodward or vice versa, 223.11
  - Insane at women's reformatory, 245.11
  - Insane removed to relieve congestion, 226.32
  - Insane to feeble-minded school, 222.46
  - Juvenile home, to and from home, 244.5
  - Minor wards to juvenile home, 244.5
  - Neglected children to institutions, 232.29
  - Penitentiary prisoners, 246.16
  - Prisoners from penitentiary to men's reformatory and vice versa, 246.12–246.14
  - Prisoners generally, 218.90
  - Private institutions, power of board, 222.19
  - Record forwarded to board, 218.23
  - Senile to county home, 227.11
  - Temporary emergency quarters, 218.72
  - Training school inmates, 245.10, 245.11
  - University hospital, to, 255.27
  - Veterans to veterans hospital, 229.21, 229.22
  - Women's reformatory to Mitchellville and vice versa, 245.10

**CONTROL, BOARD OF—Continued****Inmates—Continued**

- Transportation, county pays, 444.12
- Visited by board of control, 218.29
- Wages paid to dependents, 218.44
- Insane hospitals, 218.1(5, 6, 7, 8)
- Insane to be called mentally ill, 218.95
- Insanity commission blanks and regulations, 229.23
- Institutional roads, control and jurisdiction, 306.3
- Institution fund, established by counties, 444.12
- Institutions controlled by board, named, 218.1
- Interagency liaison, 28C.1
- Investigations generally, 78.2(2), 226.18, 230.5, 230.9, 622.15(14)
- Investigations of institutions by board
  - Contempt, for failure to obey order, 218.32
  - County homes and private institutions, 218.30
  - Oaths, power to administer, 218.31
  - Scope of investigation, 218.29
  - Semi-yearly, at least, 218.28
  - Transcript of testimony, 218.33
  - Witnesses summoned, fees, 218.31
- Investigation witness, crimination no excuse, immunity, 622.15(14), 622.16
- Juvenile commitments reported, 232.38
- Juvenile home, 218.1, 244.1–244.14
- Juveniles discharged, 232.30–232.32
- Land of state institutions leased with option to purchase, 427.15
- Land purchased, optioned, 218.94
- Legislative inspection of records, 79.8
- Letters from feeble-minded and insane, 222.35, 226.13–226.17
- Liquor condemned by court, received, 751.31
- Medical director, psychopathic hospital, advisor for state hospital for insane, 225.6
- Medical staff, 218.8, 218.10, 218.46

**Members**

- Appointment by governor, 217.2
- Bond required of each member, amount, 64.6(3)
- Chairman, how selected, 217.7
- Holding other offices prohibited, 217.6
- Interest in contracts prohibited, 741.8, 741.10
- Number on board, 217.1
- Oath required of members, 63.1, 63.10
- Oaths, power to administer, 78.2(2), 218.31
- Political activity as removal ground, 217.5
- Removal, governor's power, 217.4, 217.5
- Residence of members required, 217.1
- Seal, official, of board, 217.8
- Tenure of members, 217.1
- War surplus board, member on, 20.1
- Membership, three electors, 217.1
- Men's reformatory, 218.1, 246.1–246.46
- Mentally ill substituted for insane, 218.95
- Minors, religious belief, parents, 218.27
- Motor vehicle department printing, 321.149
- Motor vehicle plates, containers, supplies, 321.165
- Names of institutions controlled, 218.1
- Neglected children discharged, 232.30–232.32
- Number on board, 217.1
- Oaths, authority to administer to witnesses, 218.31

**Officers**

- Accounting to board monthly, 218.47
- Annual report and inventory, 218.48

**CONTROL, BOARD OF—Continued****Officers—Continued**

- Appointed, 218.9
- Bonds required, 218.12
- Business managers, 218.6–218.8
- Civil process on inmates served, R.C.P. 56(d)
- Claims against, 8.6(19)
- Contingent fund kept, 218.49–218.51
- Deceased inmates property, 218.65–218.70
- Dwelling house and provisions, 218.14
- Gratuities, accepting prohibited, 741.6, 741.7
- Hiring of employees and officers, 218.10
- Interest in contracts prohibited, 741.8–741.10
- Medical staffs, 218.8, 218.10, 218.46
- Oaths required, 63.1, 63.10
- Political activities and contributions prohibited, 217.5, 740.13–740.18
- Quarterly conference with board, 218.45
- Removal on written charges, 218.9
- Reports, monthly by chief, 218.47
- Reports on entrance, discharge, death of inmate, 218.23
- Reports when commitment questionable, 218.24
- Salaries, grades, and wages, 218.13, 242.3
- Salaries paid in monthly pay rolls, 218.15
- Scientific methods to be used, 218.46
- Term of office, 218.9
- Vacations of employees allowed, 218.17
- Violations, *see subhead Violations below*
- Organization of board, 217.7
- Parole of delinquent children authorized, 232.32
- Parole of feeble-minded, 222.36
- Penitentiary, 218.1, 246.1–246.46
- Pestilence among inmates, 218.72
- Plans and specifications for improvements, 218.59
- Police, special, authorized, 218.71
- Political activity forbidden, 217.5
- Political affiliation of members, 217.1
- Price list, products, distribution, 246.21–246.24
- Printing
  - Contracts, 15.28
  - Costs, how charged to board, 15.31–15.33
  - Obtained through printing board, 15.25–15.30
  - Plants operated, 15.8, 15.9, 321.149
- Prisoners transferred, 218.90
- Private institutions regulated, *see County and Private Institutions Regulated above*
- Public improvements and bonds, hearings, procedure, 23.1–23.16
- Purchases, 218.52–218.56
- Real estate purchased, optioned, 218.94
- Receiving officer's duties, 218.39
- Record kept
  - Delinquent children discharged, 232.33
  - Employees and inmates, 218.18
  - Feeble-minded persons, 222.53
  - Inmates by board, 218.21, 218.22
- Reformatory, men's, 218.1, 246.1–246.46
- Reformatory, women's, 218.1, 245.1–245.16
- Religious worship of inmates, 218.25–218.27
- Removal of members by governor, 217.4
- Reports
  - Abuses in institutions reported to governor, 218.3
  - Biennial to governor, 17.1–17.3, 217.11, 219.21
  - Clinical work, reports published, 218.46
  - Feeble-minded adjudications received, 222.53

**CONTROL, BOARD OF—Continued**

## Reports—Continued

- Improvement completion to comptroller, 23.11
- Insane persons cared for outside of state hospitals, reported to board, 229.27
- Preparation requirements, editing, 16.3–16.5, 17.1
- Scientific work, reports published, 218.46
- Soldiers home, report to governor, 219.21
- Residence of members, requirements, 217.1
- Roads and highways
  - Institutional roads, 306.3, 307.5(12)
  - Prison goods, paid for by road districts, 246.24
  - Survey requested of highway commission, 307.5
- Rules and regulations, power to make, 218.4
- Salaries of institution officers, 218.13–218.15
- Sanitary conditions at institutions inspected by health department, 135.11(5), 136.3(2,b)
- Scientific investigations urged, 218.46
- Seal of board, official, 217.8

## Secretary

- Appointed by board, 217.7
- Assistants appointed, bond, 217.7
- Expenses allowed, 217.9, 217.10
- Substitute, board member acts, 217.7
- Services and wages of inmates, 218.40–218.44
- Settlements made annually with auditor, 11.2
- Signs made for highways, 321.253
- Social welfare board's jurisdiction limited, 232.38, 236.2, 237.1
- Social welfare department, state, co-operate, 235.2
- Soldiers home, admission eligibility, rules, 219.3
- State agents, appointment, duties, 218.34–218.38
- State fire marshal, inspection, 218.4
- Sterilization, 145.1–145.22
- Storms, emergency measures for inmates, 218.72
- Supervisory and examining powers of governor, 218.2
- Supplies furnished by executive council, 19.25
- Supply purchase requirements, 72.3–73.5, 218.52–218.55
- Temporary quarters in emergency, 218.72
- Tenure of office, 217.1
- Training school for boys, 218.1, 242.1–242.13
- Training school for girls, 218.1, 242.1–242.13
- Trips to other states, approval required, 217.10
- Vacancies, filled by governor, 217.3

## Violations

- Accounting requirements, failure to meet, 11.1, 11.2, 11.5, 24.24
- Aiding escape of inmates, 745.15–745.18
- Budget act requirements, failure to meet, 8.40
- Cruelty at insane hospitals, 229.38
- Embezzlement, penalty, 710.1–710.3
- Escapes, 745.1–745.18
- Gratuities to officers and employees, 741.6–741.10
- Insane inmates' communication privileges, failure to provide, 229.39
- Interest in public contracts, 741.8, 741.10
- Liquor or drugs, furnished to inmates, 745.15–745.18
- Penal institution funds, losses caused, 246.10
- Vital statistics law duties, 144.22–144.24
- Warrants, 218.87
- Women's reformatory, 218.1

**CONTROVERSIES**

- Arbitration, 770.18–771.11
- Conciliation by court, 605.19–605.23
- Labor disputes arbitrated, 90.1–90.14
- Stirring up, penalty, 709.4
- Submitted without action, 770.9–770.17; R.C.P. 226

**CONVENTIONS**

- Banking superintendent, expenses, 524.16
- Cemetery officials, delegate's expenses paid, 566.17
- Constitutional, federal, U. S. Const., V; 55.1–55.23
- Expenses, state employees, 8.13(2)
- Fraternal insurance, national convention to authorize home office, 510.39
- Joint, general assembly, 2.31–2.39, 63.5
- League of Iowa municipalities, delegates expenses paid by city, 363.41, 363.42
- Memorial hall commission, to elect, 37.10–37.13
- Political party, 43.1–43.121, 46.1–46.20
- State fair conventions, 173.1–173.9
- State poultry convention, 184.6–184.9

**CONVENTS**

- Housing law, defined as multiple dwellings, 413.3

**CONVERSATIONS**

- Evidence of, restricted, 622.19, 622.20
- Persons since deceased, 622.4, 622.5

**CONVERSION**

- Bill of lading, 487.38, 487.52
- Contributions, penalty, 120.6
- Embezzlement, 710.1–710.13
- Insurance against wrongful conversion, 515.48(9)
- Logs or lumber, double damages, 709.14
- Refusal to deliver goods, 554.67
- Warehouseman's misdelivery of goods, 542.10

**CONVEYANCES**

- Motor vehicles, 127.1
- Real property
  - Abandonment of contract prior to 1930, 558.5
  - Absentee's estate, 634.7–634.11
  - Acknowledgment, 558.26–558.39
  - Acknowledgments before 1943 without seal, legalized, 589.1
  - Adverse possession no bar to sale, 557.4
  - After-acquired interest, 557.4
  - Alienation not defeat expectant estate, 557.9
  - Alien corporations, sales, 567.4
  - Ancient deeds, limitation, 614.14–614.22
  - Anticipating death, recovery by executor, 635.16
  - Assignee for benefit of creditors, 681.23–681.25
  - Assignees, banks and trust companies, 532.8
  - Authentication of acknowledgments, 558.25
  - Bankruptcy petitions and decrees, 558.1
  - Bequests, words not enlarge estate, 557.21
  - Bond for deed, ancient, foreclosure, limitation, 614.20, 614.21
  - Change of title, clerk to certify to auditor, 558.66, 606.14
  - City, right to receive, 569.1
  - Commissioner by court authority, 624.29–624.35
  - Consideration, inadequate, old-age assistance applicant, void, 249.21
  - Contingent remainders, 557.7–557.9
  - Contract for deed, presumption, 558.5
  - Corporation seals, 558.2–558.4

**CONVEYANCES—Continued****Real property—Continued**

- County, right to receive, 569.1
- Court conveyances, transcripts, 635.39
- Declaration of trust same as conveyance, 557.10

**Deeds**

- Acceptance for old-age assistance, 249.40
- Acknowledgments, 558.26–558.39
- Actions, limitations on
  - Ancient deeds, real estate, 614.22, 614.23
  - Bond for deed, after 20 years, 614.20, 614.21
  - Claims antedating 1940, 614.17
  - Contract for deed prior to 1930, 558.5
  - Contract for sale after 20 years, 614.21
  - Deeds before 1905, quieting title, 649.7
  - Real estate mortgages after 20 years, 614.21
  - Setting aside deed before 1940, 614.22
  - Spouse failing to join, 614.15, 614.20
  - Trust deed after 20 years, 614.21
  - Trustees deed prior to 1940, 614.14
- After-acquired interest, when it inures, 557.4
- Ancient deeds, actions affecting, limitation, 614.22, 614.23
- Anticipating death, copy to tax commission, 450.81
- Authentication of acknowledgments, form, 558.25
- Commissioner by court authority, 624.29–624.36
- Contingent remainder, 557.7–557.9
- Court approval of commissioners deed, 624.33
- Demand for quitclaim, quiet title actions, 649.5
- Error of land office, correction, 10.7, 10.10
- Estoppel by deed, 557.4
- Evidence, admissibility in court, 622.36
- Execution by municipalities, 569.7
- Execution by state, 569.7
- Execution sale deed, 337.11(7), 626.95–626.100
- Executors and administrators, 635.35–635.37
- Fee simple, with or without warranty, 558.19
- Foreign acknowledgment, 558.39
- Form of commissioner's deed, 624.30, 624.34
- Forms, what sufficient, 558.19
- Guardians of incompetents, 670.16, 673.1–673.5
- Guardians of minors, 668.14–668.23, 673.1–673.5
- Instrument conveying lands, 4.1(20)
- Interstate bridges, title to city, 383.6
- Land grant lists, recording, effect, 10.11, 10.12
- Larceny of deeds, 709.1
- Legalizing acts, 558.14, 589.2, 589.12, 589.14, 614.1–614.22
- Municipalities, execution by, 569.7
- Obliteration deemed forgery, 718.10
- Old-age assistance gifts accepted, 249.40
- Old-age assistance recipients, effect, 249.20
- Original entry, when deemed deed, 558.7
- Platted subdivision, owners warranty, 409.2
- Power of appointment, 559.1–559.7
- Power to appoint by deed, release, 558.68
- Presumptions as to recitals, 649.7
- Quitclaim deed, form, 558.19(1)
- Recitals, presumed true, when, 649.7
- Referee's deed in partition, R.C.P. 291, 292
- Sealed instrument, not implied, 4.1(20)
- Sheriff's deeds, execution sale, 626.95–626.100
- Simultaneous death act not applicable, 637.6
- State, execution by, 569.7

**CONVEYANCES—Continued****Real property—Continued****Deeds—Continued**

- Statutory construction, 4.1(20)
- Tax deeds, 448.1–448.14
- Trust, *see DEEDS OF TRUST below*
- Trust deeds, chattels, foreclosure, 652.12
- Trustee, authority to convey, 557.10
- Warranty deed, form, 558.19(3)

**Deeds of trust***See also MORTGAGES ON REAL PROPERTY*

- Action on, equitable proceedings, 611.5
- Action to recover land conveyed, limitation, 614.14
- Assignment by foreign fiduciary, 633.53–633.56
- Declaration of trusts, execution, 557.10
- Foreclosure, 611.5, 652.12, 654.2, 654.5
- Insurance company, investments, 511.8(8), 512.48
- Limitations on enforcing judgment, 615.1–615.4
- Limitations on foreclosure, 614.14, 614.20, 614.21
- Moratorium provision, 654.15
- Mortgage construed as, 652.12, 654.2
- Railroad issuance, coverage, 476.13–476.17
- Release by foreign fiduciary, 633.53–633.56
- Releases, legalization, 589.8, 589.21
- Spouse failing to join, limitation, 614.15, 614.20
- Two-year limitation on judgments, 615.1–615.4

**Definition, 558.1****Definition, statutory construction, 4.1(20)**

- Devises, estates not enlarged by words, 557.21
- Effigy Mound National Monument, 1.11
- Enlargement of estate, not by certain common law words, 557.21
- Evidence in court, 622.36–622.50

**Executors and administrators**

- Estates of absentees, 634.7, 634.8, 634.11
- Estates of decedents, 635.23–635.28
- Grantee examined, discovery proceedings, 635.16

**Expectant estate indestructibility, 557.9****Farms with registered names, 557.25****Fee simple, 557.2****Foreign acknowledgments, 558.39****Foreign conveyances legalized, 589.20****Forms of conveyances, 558.19****Fraudulent conveyances**

- Estates of decedents, 635.16
- Fraud of creditors, attachment, 639.30
- Old-age assistance, 249.21, 249.46
- Punishment, 713.6
- Remedies of vendor protected, 557.19

**Future estates, 557.6, 557.9****Grantor's interest passed, 557.3, 557.4****Grants of land to railroads, recording, 558.9–558.11****Guardians**

- Absentees, 671.1, 671.9
- Drunkards, spendthrifts, lunatics, 670.16
- Eminent domain proceedings, 472.16
- Exemption of wards, 673.1–673.5
- Minors, 668.14–668.22

**CONVEYANCES—Continued**

Real property—Continued  
 “Heirs” term not necessary to convey fee, 557.2  
 Homesteads, 561.7, 561.13  
 Inheritance, words of, effect, 557.21  
 Inurement of after-acquired interest, 557.4  
 Islands and river channels, 568.10–568.25  
 Larceny of written conveyances, 709.1  
 Legalizing acts, ch 589, *see LEGALIZING ACTS*  
 Limited estates prior to 1907, 557.21  
 Liquor law violations, 129.7  
 Lots in cities conveyed according to plat, 409.2  
 Married women, 557.11  
 Mortgages, *see MORTGAGES ON REAL PROPERTY*  
 Multiple housing co-operatives, 499A.12, 499A.13  
 Municipalities right to receive, 569.1  
 Names of signers typed, 335.2  
 Names, variation, presumption, 558.6  
 Nonenlargement of estate by certain words, 557.21  
 Notarial seals of nonresidents, 558.15  
 Old-age assistance, suspended taxes, grantee to pay, 427.11  
 Partition, R.C.P. 292  
 Pass all grantor’s interest, 557.3  
 Patents, railroad land, duty to record, 558.9–558.11  
 Perpetuity rule, 557.7, 557.8, 558.68, 566.14  
 Plat, city, descriptions as in plat, 409.3  
 Platted subdivisions, warranty covenant, 409.2  
 Pleaded by name or legal effect, 619.11  
 Power of attorney  
     Acknowledgment of instrument, 558.36  
     Affecting real estate, recording, 558.1  
     Execution when realty is affected, 557.10  
     Revocation, recorded to be valid, 558.1  
     Spouse, authority to act, 597.5  
 Powers, manner of creation, 557.10  
 Presumption of validity, fiduciaries deed, 635.37  
 Proof in lieu of acknowledgment, 558.31, 558.34  
 Property not redeemable, sheriff’s deed, 626.95–626.102  
 Property subject to redemption, sheriff’s deed, 626.95, 626.98  
 Purchasers, subsequent, record notice, 558.41, 558.42  
 Quitclaim deed, 558.19, 649.5  
 Railroad land grants, duty to record, 558.9–558.11  
 Railroad lands, Dubuque and Pacific, 10.12  
 Recitals, evidence of title, 649.7  
 Recording necessary for notice, 558.41  
 Revocation of power of attorney, filing, 558.1  
 Rule against perpetuities, 557.7, 558.68  
 Rule in Shelley’s case abolished, 557.20  
 Seal of nonresident notary, 558.15  
 Settlement of estates, 635.23–635.49  
 Shelley’s case, rule abolished, 557.20  
 Simultaneous death act not applicable, 637.6  
 Specific performance, *see SPECIFIC PERFORMANCE*  
 Spouse falling to join, limitation, 614.15, 614.20  
 State conveyances, 10.10–10.14  
 State, right to receive, 569.1  
 Subsequent purchasers, record notice, 558.41, 558.42

**CONVEYANCES—Continued**

Real property—Continued  
 Tax deed, 448.1–448.14  
 Tenancy in common, 557.15  
 Transfer grantor’s interest, 557.3  
 Trustee authorized, 557.10  
 Vendor’s lien after conveyance, validity, 557.18  
 Vested rights, when not impaired, 557.21  
 Warranties implied, 409.2, 409.33  
 Warranty deed, form, 558.19(3)  
 Wife has right to convey her property, 557.11

**CO-OPERATIVE ASSOCIATIONS**

Advertising forms registered, 548.1–549.3  
 Apartments, 499A.1–499A.20  
 Assessment of interest as real estate, 437.14  
 Banking terms, when use prohibited, 524.24–524.27, 526.44, 527.2, 528.50, 528.81, 528.82  
 Banks, 531.1–531.26  
 Business tax on corporations, exemptions, 422.34  
 Chain store tax, exemption, 424.3(1)  
 Combinations prohibited, 553.1–553.24, 622.15(2)  
 Conveyances legalized, 589.24  
 Co-operative, illegal use of term, 497.30, 498.32, 499.4  
 Corporation tax, exemption, 422.34  
 Creamery association, fee exemptions, 491.12, 491.31  
 Discrimination, unfair, penalties, 551.1–551.4  
 Existing associations  
     *Chapter 497 inoperative as to new associations, 499.60; reorganization under new law optional, 497.29, 499.43*  
     Annual report, requirements, 497.22–497.28  
     Applicability of statute  
         Benefits and duties, how extended, 497.29  
         Continuance optional, 497.29  
         Reorganization optional, 497.29, 499.43, 499.60  
     Articles, amendment, 497.8, 497.9  
     Articles, filing, 497.2, 497.3, 497.29  
     Authority for organization, 497.1  
     Business of another purchased, 497.13  
     Business purchased, shares held in trust, 497.14  
     Cancellation, not filing report, 497.26, 497.27  
     Capital stock  
         Amount to one person limited, 497.11  
         Exempt from securities law, 502.4(10)  
         Issuance for purchasers, 497.13, 497.14  
         Other associations, when allowed, 497.12  
         Payment necessary before delivery, 497.15  
         Power to increase or diminish, 497.8  
     Collective marketing authorized, 500.3(1)  
     Contracts with members, 500.2  
     Co-operative, use of term restricted, 497.30  
     Corporation tax, exemption, 422.34  
     Definitions, 497.1  
     Delinquents, listed, notice, 497.24, 497.25  
     Directors, election, removal, 497.5, 497.6  
     Dissolution, involuntary, 497.21  
     Dissolution, voluntary, 491.23  
     Dividends, limit, payment, 497.18–497.21  
     Duration, 491.24  
     Fee for filing articles, 497.4  
     Former companies, law applicable, 497.29  
     Funds  
         Educational fund, 497.18(1)

**CO-OPERATIVE ASSOCIATIONS—Continued**

## Existing associations—Continued

## Funds—Continued

Reserve fund, 497.12, 497.17

Use restricted, 497.31

Incorporation certificate issued, 497.3

Legalizing act, 591.7

Membership sales, 503.2

Officers, election, 497.7

Plan authorized, 497.1

Powers of these associations, 497.10

Promotional expenses prohibited, 497.31

Reinstatement of corporation, 497.28

Renewal, 491.25–491.32, 499.43, 499.60

Reorganization under new law optional, 499.43

Report, annual, failure to file, 497.22–497.28

## Stockholders

Action to enforce class rights, R.C.P. 44

Dividends, limit, payment, 497.18–497.21

Payment for stock before issuance, 497.15

Private property exempt, 497.32

Stock owned, amount limited, 497.11

Voting provisions, 497.11, 497.15, 497.16

Use of term “co-operative” restricted, 497.30

Labels, advertisements, registered, 548.1–548.11

Legalizing act, 591.7

Loans insured by federal housing, 682.45, 682.46

## Multiple housing

Articles, 499A.1, 499A.9, 499A.10

Authorized purposes, 499A.1

Bylaws, 499A.2, 499A.15

Contracts, 499A.17

Directors, 499A.5, 499A.6, 499A.16, 499A.17

Dividends, 499A.1, 499A.4

Duration, 499A.2

Election of officers, 499A.6

Exemptions, 499A.14, 499A.16, 499A.21

Homestead, 499A.17

Liability, members' property, 499A.16, 499A.21

Members, 499A.1, 499A.3

Powers, 499A.2

## Real property

Conveyances, 499A.12, 499A.13

Mortgages, 499A.13

Ownership, 499A.1, 499A.11, 499A.12

Purchase, 499A.1, 499A.11

Taxation, 499A.14

Reorganization, 499A.7, 499A.8

Repairs, lien, 499A.16

Rules, recording, 499A.15

Title of act, 499A.20

Trustees, 499A.5, 499A.6

Utilities, 499A.17

## Newly organized associations

*Applicable to associations organized after July 4, 1935, 499.1, 499.60; and to reorganized existing associations, 499.43*

Action to oust, attorney general, 499.53

Agreements between associations, 499.10

Agricultural associations, 499.5, 499.6

Agricultural producers, organizers, 499.5

## Applicability of statute

Chapters 497 and 498 inoperative, 499.60

New associations under new law, 499.1

**CO-OPERATIVE ASSOCIATIONS—Continued**

## Newly organized associations—Continued

## Applicability of statute—Continued

New law, when mandatory, 499.1, 499.60

Reorganization, when optional, 499.43, 499.60

Arbitration, contract disputes, 499.9

## Articles of incorporation

Amendments, how made, 499.41

Approval, 499.44

Contents, 499.14, 499.40

Fees for filing, 499.45

Filing and recording, 499.41–499.45

Nonstock associations, 499.14

Renewal, 499.42

Signed and acknowledged, 499.40

Authority to organize, 499.5–499.7

Banking business prohibited, 499.7

Business tax on corporations, 422.34

Bylaws, adoption, 499.46

Capital stock, *see Stock below under this sub-head*

Certificate of incorporation issued, 499.44

Charter forfeited, reinstated, 499.51, 499.52

Charter, issuance, 499.44

Combinations authorized, 499.10–499.13

Conflicting law abrogated, 499.56

Contracts with members, 499.8–499.11, 500.2

Co-operative, use of term restricted, 499.4

Corporation tax, exemption, 422.34

Definitions, 499.2, 499.5

Directors, 499.36–499.40

Dissolution, involuntary, 499.51

Dissolution, voluntary, 499.47

Distribution on liquidation, 499.48

## Dividends

Certificates of patronage dividends, 499.34

Common stock, limitation, 499.23, 499.30

Deferred patronage dividends, 499.30

Fixed dividend, stated on certificate, 499.15

Multiple housing, 499A.4

Nonstock associations, 499.14

Patronage dividends, 499.30, 499.32–499.35

Preferred stock, limitation, 499.24, 499.30

Time of payments, credits, 499.35

Earnings, disposition, 499.30, 499.31, 499.40

Educational funds, 499.30, 499.31

Employees hired, removed, 499.37

Executive committee, 499.36(3)

Exemption of private property, 499.12

Exemptions from securities act, 499.59

Exemptions, individual, apply, 499.55

Federated associations authorized, 499.13

Fees payable, 499.45

Foreign associations, 499.54

Forfeiture for nonfiling and nonpayment, 499.51

Funds, 499.30–499.33

Incorporators, agricultural producers, 499.5

Individual exemptions applicable, 499.55

Injunctions, 499.4, 499.9

Liquidation, assets distributed, 499.47, 499.48

Livestock associations, restrictions, 499.3

Manufacturers' associations, 499.6

Meetings, notice, when held, 499.27

## Membership

Actions to enforce class rights, R.C.P. 44

**CO-OPERATIVE ASSOCIATIONS—Continued**

## Newly organized associations—Continued

## Membership—Continued

- Agricultural producers, 499.5
- Cancellation, reimbursement, 499.19
- Certificate, issuance, effect, 499.15
- Certificate surrendered on withdrawal, 499.17
- Dealings with nonmembers, 499.3
- Death of member, obligations continue, 499.21
- Eligibility, 499.13, 499.14, 499.40(6)
- Expulsion from, grounds, 499.18
- Kinds and classes, 499.14
- Landlords and farm tenants, 499.13
- Nonstock associations, 499.14
- Nonvoting members, 499.14
- Obligations not affected by withdrawal, 499.21
- Subscriptions issued, canceled, 499.16
- Transfer, when allowed, 499.17
- Voting, 499.28, 499.29
- Withdrawal of members, 499.20

## Mining, co-operatives, 499.6

## Multiple housing, ch 499A

## Nonmembers, dealing limited, 499.3

## Objects of associations, 499.6

## Officers, election, removal, 499.37

## Office, who may hold, 499.16

## Organization, person authorized, 499.6

## Organizers, who permissible, 499.5

## Powers

- General provisions, 499.6, 499.7
- Reserved powers by state, 499.57
- Restrictions, 499.3, 499.7

## Private property exempt, 499.12

## Promotion expenses prohibited, 499.58

## Quo warranto authorized, 499.53

## Referendum on director's actions, 499.39

## Reinstatement, when delinquent, 499.52

## Renewal of incorporation, 499.42

## Renewal, options of existing corporation, 499.43

## Reports

- Annual, contents, 499.49
- Delinquency in filing, notice, 499.50
- Dissolution, report filed, 499.47(3)
- Failure to file, forfeiture, 499.51
- Preferred stock exchanged for debt, 499.25
- Reinstatement, terms, 499.52

## Reserve fund from earnings, 499.30, 499.31

## Revolving fund, 499.30, 499.33

## Securities law, exemptions, 499.59

## Service charge to members, 499.26

## State powers reserved, 499.57

## Stock

- Cancellation, 499.19, 499.20, 499.32
- Cancellation of subscriptions, 499.32
- Capital stock, kinds authorized, 499.22
- Certificates issued, 499.15, 499.16
- Common stock, dividends, 499.22, 499.23
- Dividends, 499.23–499.30, 499A.1, 499A.4
- Exempt from securities law, 502.4(10)
- Issued for purchases, 499.25
- Limitations on issue, 499.13, 499.22, 499.24, 499.25
- Limitations on ownership, 499.13, 499.22, 499.28
- Nonstock associations authorized, 499.14

**CO-OPERATIVE ASSOCIATIONS—Continued**

## Newly organized associations—Continued

## Stock—Continued

- No-par stock, law governing, 499.22
- Par value stock, issued at par, 499.22
- Payment, partial, right to vote, 499.16
- Payments on, when forfeited, 499.32
- Payments on, when return, 499.19
- Preferred, exchange for purchases, 499.25
- Preferred, issuance, rights, 499.22, 499.24
- Redemption of preferred stock, 499.24
- Reimbursement on cancellation, 499.19
- Rights of holder, 499.14
- Subscriptions for, 499.16
- Transfer, expulsion grounds, 499.18
- Transfer of common stock, conditions, 499.17
- Transfer of preferred stock, 499.24
- Voting, 499.28, 499.29

## Surplus fund, earnings added, 499.30, 499.31

## Telephone associations, 499.6

## Transmission line co-operatives, 499.6

## Trustees to liquidate, 499.47(3)

## Use of term co-operative, restricted, 499.4

## Voting provisions

- Agricultural members, 499.14, 499.22
- Common stock, 499.22
- Manner of voting, 499.29
- Nonstock associations, 499.14
- One vote for each member, 499.28
- Preferred stock, no vote, 499.24
- Subscriber, stock part paid, 499.16

## Who may organize, 499.6

## Withdrawal, effect, 499.20, 499.21

## Nonprofit-sharing associations

- Articles, amendment, 498.4, 498.7
- Associations may combine, 498.15, 498.16
- Cancellation for delinquency, 498.28, 498.29
- Cancellation of membership, 498.13
- Charter forfeited, failure to file report, 498.28
- Collective marketing, 500.1–500.3
- Combinations of local associations, 498.15, 498.16
- Cost of service, dues, assessments, 498.22
- Definition of association, 498.1
- Definition of terms, 498.3
- Delinquent list, notice, 498.26, 498.27
- Directors, election, removal, 498.8
- Duration of association, 498.34
- Existing corporations, law applies, 498.31
- Fees for filing and recording, 498.6
- Filing of articles, certificate, 498.5

## Funds

- Educational fund, amount, 498.23
- Reserve fund, amount, 498.23
- Use restricted, 498.23, 498.33

## Incorporation certificate issued, 498.5

## Liquidated damages, contract, 498.19, 500.2

## Marketing contracts, damages, 498.19, 500.2

## Members

- Certificate, issuance, 498.11–498.14
- Certificates not transferable, 498.12
- Contracts, marketing, damages, 498.19, 500.2
- Dividends prorated, 498.23
- Dues and assessments, 498.22
- Landlords and lessors, 498.10
- Liquidated damages, 498.19, 500.2

**CO-OPERATIVE ASSOCIATIONS—Continued****Nonprofit-sharing associations—Continued****Members—Continued**

- Personal liability, 498.4, 498.21
- Persons admitted, 498.10
- Products, marketing provisions, 498.19, 500.2
- Qualifications, 498.10
- Service to, provided at cost, 498.22

- Nonmembers, products handled, limit, 498.3
- Officers, election, 498.9
- Organization, persons authorized, 498.2
- Organization, purposes, 498.2
- Patronage dividend prorated to members, 498.23
- Powers in general, 498.2, 498.20
- Powers of central association, 498.16
- Power to compel sales, purchases, 498.19, 500.2
- Promotion expense prohibited, exception, 498.33
- Reinstatement of corporation, 498.30
- Renewal, 491.25–491.32, 498.34, 499.43, 499.60
- Report, annual, filing, 498.24–498.30
- Use of term “co-operative” restricted, 498.32
- Voting provisions, 498.3, 498.16–498.18
- Who may organize, 498.2

- Organization, defects legalized, 591.7
- Sales in bulk, conditions, 555.1, 555.5
- Securities exempt from securities law, 502.4(10)
- Securities, sale regulated, 501.1–501.8
- Taxes, assessment of members interest as real estate, 437.14
- Trade-marked articles, distribution, 550.1–550.5
- Trade-marks registered, 548.1–548.11
- Trust, use of word prohibited, 532.13

**Violations**

- Annual report, failure to file, 497.22
- Bucket shop operations, 552.1–552.11
- Contracts of members, penalties, 499.9
- Illegal use of term “co-operative”, injunction, 497.30, 498.32, 499.4
- Marketing contracts, liquidated damages, 500.2
- Promotion expense illegal, 497.31, 498.33, 499.58
- Restraint of trade, 553.1–553.3
- Unfair discrimination, 551.3, 551.4

**COPYRIGHT**

- Congressional power, Const., U. S., I, 8
- Defined as property, old-age assistance act, 249.1
- Education board, authority, 262.9(10)
- Securities issued in payment for, 502.20
- Supreme court reports, code annotations, 14.8

**CORN**

- Agricultural seed, 199.1–199.14
- Arson, setting fire or burning, 707.3, 707.5
- Bonded warehouse law applicable, 543.1(4, 5)
- Broom corn seed, weight per bushel, 210.10
- Canning factories, 170.1–170.28
- Cracked corn, warehouseable product, 543.1(4)
- Husker's lien, 571.1–571.5
- Husking sheds, exempt from screen law, 170.15
- Hybrid seed corn, 199.5
- Kaffir corn, 199.1(2), 210.10
- Liens, priority, 571.2
- Meal, weight per bushel, 210.10
- Popcorn, weight per bushel, 210.10
- Shelled corn storage contract termination, 543.23
- Sheller not motor vehicle, 321.1(15)
- Sheller on truck, registration fee, 321.118

**CORN—Continued**

- Sheller's lien, 571.1–571.5
- Weight per bushel, 210.10

**CORN AND SMALL GRAIN GROWERS ASSOCIATION**

See *CROP IMPROVEMENT ASSOCIATION*

**CORNERS**

- Disputed, action, 650.1–650.17

**CORPORATIONS**

*Iowa has two separate bodies of statutory law governing profit corporations, the “old law”, chs 491–496, and the “new law”, ch 496A. See 496A.142 for such explanation as the Code provides.*

- Acknowledgment of deeds by officers, 558.38
- Acknowledgments taken by employees, 77.10
- Acting as corporation without authority, 496A.141
- Actions, service of notice, 617.6; R.C.P. 56
- Amana Corporation exceptions, 491.114
- Blacklisting employee, 736.1
- Brokers' real estate licenses, 117.1–117.44
- Business corporations act, ch 496A; see *subhead Profit Corporations*
- Cities and towns as bodies corporate, 368.2
- Combinations, pools, and trusts prohibited, 553.1
- Conveyances, seal, requirements, 558.2, 558.3
- Co-operative associations, 497.1–500.3
- County corporation, see *COUNTY*
- Credit unions, 533.1–533.28
- Fiduciary, affidavit for fees, 638.26–638.28

**Foreign corporations**

See *explanatory note at beginning of this section; also 496A.142*

**Actions by or against**

- Dissolving public utility corporation, 495.6
- Fees and penalties collected by state, 494.12
- Notice by publication, R.C.P. 60
- Original notice, service, see *Original Notice Served below*
- Permit prerequisite, 494.9, 495.1, 495.2
- Right to sue, conditions, 494.9, 495.1, 495.2
- Suit in corporate name, R.C.P. 5

- Agents' violations, penalty, 494.13, 494.14, 495.5
- Alien control, rights, 491.67, 567.1–567.8
- Amendment to articles, statement, 494.5
- Annual reports, fee, filing, 496.1–496.19
- Articles filed with secretary of state, 494.1, 494.4
- Business corporations act provisions, 496A.103–496A.122
- Charitable bequests limited to 25 percent, 633.3
- Contract, no suit without permit, 494.9
- Contract performed in state, service authorized, 617.3
- Co-operatives, 499.54
- Defined, 496A.2
- Doing business in state defined, 617.3
- Duties and liabilities same as domestic, 494.14
- Fee, annual, penalties, 495.3, 496.4–496.19
- Fees for permit, 494.3–494.6, 495.1
- Fees on increase of capital or assets, 494.5
- Forfeiture of permit, 496.12–496.15
- Holding companies, 495.2–495.6
- Increase or decrease of capital stock, fee, 494.5
- Name registered, reserved, 496A.8–496A.10



**CORPORATIONS—Continued**

Foreign corporations—Continued  
 Nonprofit corporations, 499.54, 504.28–504.31  
 Notice by publication in actions against, R.C.P. 60  
 Officers and employees, status, 494.14  
 Officers, violations, penalty, 494.13, 494.14, 495.5  
 Original notice served  
 Agent or officer served, R.C.P. 56(f, g)  
 Co-operative associations, 494.1, 494.2(6), 499.54  
 General agent, service on, 617.3  
 Nonprofit corporations generally, 504.28  
 Pipe-line companies, 490.28  
 Process agent service  
 Authorization under the rules, R.C.P. 56(f, l)  
 Authorized as personal service, R.C.P. 56(1)  
 Authorized by appointment, or by law, personal service, R.C.P. 56(f, l)  
 Benevolent societies, 510.29  
 Business corporation act provision, 496A.112  
 Consent to service, personal service recognized, 56(1)  
 Contract to be performed in state, 617.3  
 Co-operative associations, 494.1, 494.2(6), 499.54  
 Doing business in state, 617.3  
 Employing units, 96.14(6–15)  
 Fraternal companies, 512.22–512.26  
 Guaranty company bond surety, 682.20, 682.21  
 Insurance company, general or recording agent, 617.5  
 Issuer of registered securities, 502.9  
 Itinerant merchants, 81.4–81.6  
 Life companies, 507A.3, 511.27–511.29  
 Membership sales associations, 503.14, 511.28  
 Nonlife companies, 507A.3, 515.73, 515.74  
 Partnerships, personal service, R.C.P. 56(1)  
 Pipe-line companies, 490.28  
 Profit corporations, 494.1, 494.2(6)  
 Public utilities, 494.2(6), 495.1  
 Real estate broker, 117.21–117.23  
 Reciprocal or reinsurance, 520.5–520.7  
 Securities, registered, issuer of, 502.9  
 Surety companies, 682.20, 682.21  
 Tort committed in state, 617.3  
 Profit corporations, generally, 494.1, 494.2(6)  
 Publication, R.C.P. 60  
 Public utility, 494.2(6), 495.1, 617.3; R.C.P. 60  
 Railroad station or ticket agent, 617.4  
 Permits to do business  
 Application, contents, 494.1, 494.2  
 Business corporation act provisions, 496A.103–496A.120  
 Cancellation, 494.8, 496.12–496.15  
 Corporation exempt from securing, 494.6  
 Failure to secure, penalties, 494.12, 494.13  
 Failure to secure, rights to deny, 494.9, 494.11  
 Issuance as condition of right to sue, 494.9  
 Issuance, effect, 494.7  
 Liability of officers without permit, 494.13  
 Nonprofit corporations, 504.28–504.31  
 Powers denied without permit, 494.11  
 Record kept by secretary of state, 494.10  
 Renewal of permit, provisions, 494.8  
 Status of corporation without permit, 494.14

**CORPORATIONS—Continued**

Foreign corporations—Continued  
 Perpetual existence, fees, 494.4  
 Process agent, secretary of state, 494.2(6)  
 Public utility corporations  
 Annual report, contents, 495.3, 496.1–496.6  
 Capital stock, 492.5–492.9, 495.1, 495.4, 495.5  
 Dissolution by court, 495.6  
 Fees and penalties, 494.12, 495.3, 496.4–496.6  
 Holding companies, 495.2  
 Penalties, forfeiture, 495.3, 496.1–496.19  
 Permits, 495.1  
 Receivership proceedings, 495.6  
 Reports, annual, 495.3, 496.1–496.19  
 Sale of capital stock, 495.4  
 Real estate, 567.1–567.8  
 Registered office, agent, 496A.110–496A.112  
 Renewal, time for requalification, 494.8  
 Requalification after permit expires, 494.8  
 Resident service agent appointed, 494.2(6)  
 Tort committed in state, service authorized, 617.3  
 Violations, 494.12, 494.13, 495.5, 496.5–496.16  
 Judgment lien, release, 558.4  
 Legalizing acts, 17.19, 591.1–591.14  
 Liens held by corporation, release, 558.4  
 Mortgage lien, release, 558.4  
 Municipal corporations  
 Cities and towns, 362.1–420.304  
 Counties, 331.1–358B.16  
 School districts, 272.1–302.44  
 Townships, 359.1–360.8  
 Nonprofit corporations  
 Academical corporations, meetings, 504.15  
 Agricultural corporations, limitations, 504.8  
 Amendment to article, record, 504.19, 504.20  
 Annual reports not required, 496.19  
 Articles of incorporation  
 Acknowledgment and execution, 504.1  
 Amendments, record, 504.19, 504.20  
 Contents, 504.1  
 Endowment fund, religious bodies, 504.21  
 Fees for recording, 79.3  
 Foreign corporations, filing, fees, 504.28, 504.29  
 Legalizing act, 591.6  
 Member withdrawals, agricultural, 504.8  
 Recording, fees for, 79.3  
 Recording necessary, 504.1  
 Religious bodies, endowment fund, 504.21  
 Authority to incorporate, 504.1, 504.5, 504.6  
 Bank deposits, to whom payable, 526.37  
 Beer permits, eligibility, 124.6  
 Cemetery associations, 504.8  
 Chartered organizations, method, 504.5, 504.6  
 Charters of lodges and societies, 504.5, 504.6  
 College societies, enumerated, 504.5  
 Co-operation with foreign corporations, joint action, 504.26, 504.27  
 Co-operative associations, 498.1–498.34  
 County records preserved, 504.4  
 Creation, general law only, Const., Iowa, VIII, 1  
 Credit unions, 533.1–533.28  
 Debts, state shall not assume, Const., Iowa, VIII, 3  
 Degrees, power to confer, 504.12, 504.13  
 Devise or bequest limited, 633.3

**CORPORATIONS—Continued**

## Nonprofit corporations—Continued

- Directors, election, duties, 504.14, 504.16
- Dissolution, property distributed, 504.10
- Duration, 504.2
- Election of officers, later date, 504.16
- Endowment funds, trustees, 504.21–504.25
- Establishment, purposes of, 504.1
- Exclusive privileges or immunities, Const., Iowa, VIII, 12
- Exemption from reports and annual fees, 496.19
- Exemption from taxation, 422.34, 427.1
- Existing corporations, reincorporation, 504.3
- Extinct religious societies, property disposition, 504.7, 504.11, 504.23–504.25
- Farm aid associations, procedure, 176.1–176.6
- Fees, annual, not required, 496.19
- Fees for lodges and societies, 504.6

## Foreign corporations

- Annual report, form, 504.30
- Fee for permit, 504.29
- Forfeiture of permit, 504.30
- Permits granted, conditions, 504.28, 504.29
- Record of articles filed, 504.29
- Service of process on agent, 504.28

- Forfeiture of permit, grounds, 422.40, 504.31
- Horticultural corporations, limitations, 504.8
- Hospital or medical insurance, 514.1–514.17
- Hospital service corporation, 514.1–514.17
- Immunities granted, general assembly, Const., Iowa, VIII, 12

## Incorporation methods

- Articles filed, fee paid, 504.1, 504.2
- Charter filed, fee paid, named orders and societies, 504.5, 504.6
- Named organizations, procedure, 504.5, 504.6

- Industrial promotion, 504.26, 504.27
- Inheritance tax exemption, 450.4
- Laws, amendment or repeal, Const., Iowa, VIII, 12

- Lodges and fraternal orders, named, 504.5
- Managers, election, duties, 504.14, 504.16
- Medical and surgical insurance, 514.1–514.17
- Medical service corporation, 514.1–514.17
- Meetings, academical, other states, 504.15
- Name and changes, record, 504.1, 504.19, 504.20
- Notice of delinquency, secretary of state, 504.31
- Number of persons necessary, 504.1
- Officers election, 504.1, 504.14–504.16
- Old-age assistance, contributions, 249.25
- Organizations listed, 504.5
- Organizations named, method, 504.5, 504.6
- Persons, number who may incorporate, 504.1
- Person, word includes bodies corporate, 4.1(13)
- Plant disease control, liability of agent, principal, 267.20

- Powers of such corporations, 504.2, 504.5

## Procedure

- Articles filed, fee paid, 504.1, 504.2
- Charter filed, fee paid, 504.5, 504.6
- Records, county, preserved, 504.4
- Reincorporation, requirements, 504.3, 504.17, 504.18
- Religious societies, extinct, property, 504.7, 504.11, 504.23–504.25

**CORPORATIONS—Continued**

## Nonprofit corporations—Continued

- Renewal, 504.3, 504.17, 504.18
- Seal, definition, 4.1(14, 20)
- Securities exempt from Iowa securities law, 502.4(4)
- Stockholder, state cannot become, Const., Iowa, VIII, 3
- Taxation, exemption of capital stock, 427.1(20)
- Territorial associations, 504.9
- Trustees, election, duties, 504.14, 504.16
- Violations
  - Academic degrees without authority, 504.13
  - Foreign corporations, noncompliance, forfeiture, 504.31
- Who may incorporate, 504.1–504.6

## Notaries public

- Employee of corporation, power, 77.10
- Interested, power, 77.9, 77.10

- Officers negotiable instrument indorsed, 541.42
- Original notice, upon whom served, 617.6; R.C.P. 56

## Perpetual corporations

- Amendment to articles, statement, fee, 494.5
- Banks, savings, periodical fees, 491.11, 491.30, 494.4
- Certificate of periodic fee payment, 491.30

## Fees

- Amendments, 491.20
- Incorporation fees, 491.11
- Increase of stock, 491.11, 491.20, 494.4
- Periodical payments by railways and banks, 491.30, 494.4
- Permit fees, foreign corporations, 494.4
- Renewal, 491.28

- Fees paid periodically, 491.30
- Foreign corporation fees, 494.4
- Increase of stock, fee, 491.11, 491.20, 494.4
- Increase or decrease of capital stock, fee, 494.5
- Interurban railways, periodical fees, 491.11, 491.30, 494.4
- Railroads, periodical fees, 491.11, 491.30, 494.4
- Renewal, conditions, 491.25, 491.30
- Right of perpetual existence, 491.24, 491.30
- Street railways, periodical fees, 491.11, 491.30, 494.4
- Termination for nonpayment of fees, 491.30

## Political corporations

- Cities and towns, 362.1–420.304
- Counties, 331.1–358B.16
- School districts, 272.1–302.44
- Townships, 359.1–360.8

## Profit corporations

- See explanatory note at beginning of this section; also 496A.142*
- Accounts, falsification, penalty, 491.43, 491.68
- Acknowledgment of service on secretary of state, 491.16
- Acknowledgments before 1943, legalized, 589.4, 589.5
- Acknowledgments by employees, 77.10
- Actions against
  - Agent or officer served, R.C.P. 56(f, g)
  - Blacklisting employee, 736.1

**CORPORATIONS—Continued**

## Profit corporations—Continued

## Actions against—Continued

- Corporate property before stockholders, 491.61
- De facto, defense of, estoppel, 491.65
- Fees and penalties, action to collect, 496.9
- Fraud, civil and criminal, 491.40
- Injunctions, stock sale, 493A.14, 501.4
- Lack of legality, barred as defense, 491.65
- Mandamus, 661.1
- Original notice, how served, R.C.P. 56(f, g)
- Place of bringing actions, 616.8–616.16
- Pleading corporate capacity, R.C.P. 98
- Quo warranto, R.C.P. 299–303
- Right to be sued, 491.3(2)
- Security for costs, 601.26, 621.1–621.9; R.C.P. 364

## Service

- Notice, how made, 617.6
- Process agent, on, 491.15

Stockholder's liability, 491.22, 491.58–491.62

## Actions by

- Right to bring action, 491.3(2)
- Shareholder's right, 496A.43
- Trade restraint contract, defense, 553.5

Advertising, forms registered, 548.1–548.11

## Agents

- Custody of office by agent, 491.14
- Diversion of funds, liability, 491.41
- Election offenses, penalty, 491.69–491.71
- False financial statements, 491.43, 491.68
- Process agent, secretary of state, 491.15
- Registered agent, 496A.11, 496A.12
- Stock salesmen, 502.3(6)
- Violations, *see Violations below under this subhead*

Aliens, ownership of property, 491.67

Annual report, 496A.121, 496A.122

Annulment of fraudulent patents or licenses, R.C.P. 299(e)

Appeal from secretary's action, 496A.135

Applicable law, 496A.142

## Articles of incorporation

- Accountancy, practice of, not allowed, 116.16
- Amendments, adoption, fees, 491.20, 491.21, 496A.55–496A.62
- Amendments to bank articles, 491.35
- Approval or denial, procedure, 491.6–491.10
- Attorney general's opinion, effect, 491.7–491.10
- Banks, renewal, 491.35
- Cancellation for income tax evasion, 422.40
- Commencement and duration, 491.5(4)
- Contents, generally, 496A.49
- Executive council, review of refusal, 491.9
- Exemption from fee payment, 491.12
- Expiration, business wound up, 491.56
- Failure to comply with, penalty, 491.22, 491.40
- Fees for recording, 79.3
- Fees payable, exemption, 491.11, 491.12, 491.20
- Filing and recording, 491.4–491.6, 496A.50, 496A.53
- Form and contents, 491.5, 493.1
- Index book, recorder's form, 491.4
- Legality questioned, procedure, 491.6–491.10
- Legalizing act, 591.6

**CORPORATIONS—Continued**

## Profit corporations—Continued

## Articles of incorporation—Continued

- Legislative control, Const., Iowa, VIII, 12; 491.39
- No-par value stock, stated, 493.1
- Perpetual existence, provisions in, 491.24
- Place of business designated, 491.13
- Private property exempt from corporate debts, 491.3(5), 491.5(6)
- Recorded by county recorder, 491.5
- Recording fees, 79.3
- Refusal to file, grounds, 491.6
- Renewal, procedure, effect, 491.25–491.32
- Restated, 496A.61
- Stock without par value, 493.1–493.12
- Voting stock, provisions, 491.55

Assessments, collateral holder not liable, 491.54

Assets, sale or other disposition, 496A.75, 496A.76

Attachment procedure, 639.22

Attorney's incorporation fees paid in shares, 496A.18

Bank deposits, to whom payable, 526.37

Banking associations, vote of people required for act, Const., Iowa, VIII, 5

Banking law, when applicable, 528.52

Banking terms, prohibited use, 524.24–524.27, 527.2, 531.6, 532.12, 532.13

Banking terms, use restricted, 524.24–524.27, 528.81, 528.82, 532.13

Bankruptcy, fees suspended during, 491.11

Banks as fiscal or transfer agents, 532.1

Banks, renewal of corporate existence, 491.33–491.37

Beer permits, eligibility, 124.6

## Bonds

Blue sky law, 501.1–502.31

Foreign corporations to file amount, 494.2(3)

Installment sale of bonds, 501.1, 501.5

Insurance companies, investments, 511.8(4, 7), 512.48, 515.35(6)

Insurance investments, nonlife, 515.35(6)

Membership sales law, 503.2, 503.6, 503.7

Selling costs, included as stock value, 492.8

Tax exemption of bonds owned, 431.13

Transportation equipment bonds, insurance company investments, 511.8(6, 7), 512.47

## Books

Evidence, produced for, 491.64; R.C.P. 129

Falsifying, penalty, 491.43, 491.68

Inspection rights, 491.47, 491.50

Production in court, 491.64; R.C.P. 129

Required, 496A.47

Stock and transfer books kept, entries, 491.14, 491.46, 491.47

Broker license, limitations, 117.1–117.7

Bulk sales law provisions apply, 555.2

## Bylaws

Authority to establish, 491.3(7)

Directors to adopt, amend, 496A.26

Legislative control, 491.39

Voting stock, requirements, 491.55

Campaign contributions prohibited, 491.69–491.71

**CORPORATIONS—Continued**

## Profit corporations—Continued

- Capital, *see subhead Stock below*
- Capital, stated, 496A.20
- Chain store tax applies, 424.2(2)
- Change of name, defects legalized, 591.6
- Change of registered office, agent, 496A.12
- Chattel loan law, when not applicable, 536.20
- Combinations, pools, and trusts, 553.1–553.24
- Commencement, certificate issued, 491.19
- Compromise of state fee, 496.13
- Condemnation of land, 471.4
- Constitutional provisions, Const., Iowa, VIII, 1–12
- Contracts for sale of real estate legalized, 589.7, 589.24
- Contracts, power to make, 491.3(6)
- Conveyances, 558.2–558.4
- Conveyances legalized, 589.7, 589.24
- Corporate name, 496A.7–496A.10
- Creation by general law only, Const., Iowa, VIII, 1
- Creditor's rights, 491.60, 491.66, 496.13

## Debts

- Director's liability, 491.41
- Diverting funds, officers liable, 491.41
- State shall not assume, Const., Iowa, VIII, 3
- Stockholder's property exempt, 491.3(5)
- Stockholders, when liable, 491.22, 491.41, 491.58–491.61
- Unpaid stock, owner's liability, 491.58–491.61

## Definition in interpreting statutes, 4.1(13)

## Definitions, business corporation act, 496A.2

## Delinquent corporations

- Attorney general's recommendation, 496.9–496.11
- Cancellation of corporate rights, 496.15
- Collection of delinquent penalties, 496.6
- Compromise of state claim, 496.13
- Corporations exempt, not delinquent, 496.19
- Dissolution to avoid penalty, 496.7
- Failure to report and pay fee, penalty, 496.5
- Forfeiture of permit, 496.8, 496.12, 496.14
- Lien of penalties on property, 496.16
- Notice to delinquents, 496.9–496.11, 496.18

## Directors

- Bylaws adopted, amended, 496A.26
- Diversion of funds, penalty, 491.41
- Election, 496A.35–496A.37
- Executive committee, 496A.39
- False financial statements, 491.68
- Fraud forfeits corporate privileges, 491.42
- Informal action, 496A.140
- Liable, 491.41, 496A.44, 496A.141, 660.3
- Managing authority, 496A.34, 496A.45, 496A.46
- Meetings, 496A.40
- Notary, as, authority, 77.9
- Number, 496A.34, 496A.35
- Organization meeting, 496A.54
- Quorum, 496A.38

## Discrimination, 551.1, 552.1, 552.2

## Discrimination, railroads, 479.1–479.102

## Dissolution

*See also Franchises, and Permits to do Business below, under this subhead*

**CORPORATIONS—Continued**

## Profit corporations—Continued

## Dissolution—Continued

- Affairs wound up, 491.56
- Consent, unanimous, 491.23
- Discovery, books produced, 491.64
- Distribution of assets, 492.11
- Forfeiture for illegal payment, 491.42
- Franchise, effect on, 491.63
- Involuntary, 496A.91–496A.102
- Involuntary, by court order, grounds, 491.66, 492.11, 495.6, 501.4; R.C.P. 303, 304
- Involuntary, income tax nonpayment, 422.40
- Judgment of ouster in quo warranto, R.C.P. 303
- Method of dissolving, 491.23
- Notice published, 491.23
- Officers and directors, liability, 491.41
- Quo warranto actions, R.C.P. 303, 305
- Receivership authorized, 491.62
- Stock violation, grounds, 492.11, 501.4
- Trustees in quo warranto actions, 660.3–660.11
- Unlawful payment, penalty, 491.41
- Voluntary, 496A.79–496A.90, 496A.101, 496A.102

## Dividends, 496A.41

## Documents filed, recorded, 496A.53

## Duration, 491.24

## Election offenses, 491.69–491.71

## Elections of insurance companies, 515.146–518.1

## Eminent domain, when power granted, 471.4(3)

## Employees mutual insurance, 513.1, 513.2

## Engineers, registration, 114.26

## Erroneous certificate, correction, 491.29

## Exclusive privileges or immunities, Const., Iowa, VIII, 12

## Execution against private property, when authorized, 491.22, 491.58–491.61

## Exemption, private property, 491.3(5)

## Fair trade practices, chs 550–553

## False financial statements, 491.40, 491.68, 502.26

## Fees

## Amendment of articles, 491.20

## Bankruptcy, receivership, fees suspended, 491.11

## Business corporation act provisions, 496A.123–496A.126

## Demand for fee and report, notice as, 496.18

## Exemption from fees, 491.12, 491.31

## Incorporation fees, 491.11, 501.7

## Lien of fees, penalties, 496.16

## Renewal, 491.35, 501.7

## Financial statements, false, 491.40, 491.68, 502.26

## Financing expenses, 496A.21

Foreign corporations, *see subhead Foreign Corporations above*

## Forms furnished by secretary, 496A.137

## Franchises

## Forfeiture

## Banking violations, 528.53

## Delinquency in reports and fee, 496.12–496.16

## Diversion of funds, 491.41, 491.42

## Judgment of forfeiture, R.C.P. 303

## Trade restraint, 553.6

## Legislative control, Const., Iowa, VIII, 12; 491.39

**CORPORATIONS—Continued**

## Profit corporations—Continued

## Franchises—Continued

Sale on execution, effect, 491.63

Fraud, damages, penalty, 491.40, 491.41, 491.68

## Funds

Diversion, damages, penalty, 491.41

Sinking fund, loans authorized, 491.57

General assembly, control, Const., Iowa, VIII, 12; 491.39

General powers, 496A.4, 496A.5

Immunities, grant, general assembly, Const., Iowa, VIII, 12

Income tax, 422.32–422.41

## Incorporation

Articles of, *see Articles of Incorporation above under this subhead*

Authority for, 491.1, 491.2

Certificate of, issuance, 491.19, 491.29, 496A.51

Constitutional provision, Const., Iowa, VIII, 1

Correction of certificate, 491.28

De facto, estoppel from asserting, 491.65

Defects legalized, 591.1–591.14

Expenses, 496A.21

Failure to comply with law, effect, 491.22

Fees, 491.11, 491.12, 501.7

Illegal, estoppel from asserting, 491.65

Notice, contents, publication, 491.17–491.19, 496A.52

Number of persons required, 491.1, 491.2

Private property liable on failure, 491.22

Publication of notice, 491.17–491.19

Publication of notice, legalization, 591.1–591.14

Purpose for which incorporated, 496A.3

Renewal, defects legalized, 591.8

Renewal, delinquent, 491.28

Incorporators, number of persons, 491.1, 491.2, 496A.48

Indictment, 774.7–774.9

Individual property liable, when, 491.22

Inheritance tax on property, 450.10(5)

Inheritance tax, transfer of stock, 450.88

Injunctions against, temporary, R.C.P. 326

Insane persons support, contract liability, 230.15

Instruments acknowledged by employees, 77.10

Insurance, implied authority to make reciprocal or interinsurance contracts, 520.11

Interstate bridges, consolidation, 491.38

Investments in federal insured loans, 491.57

Judgment lien for injuries against railways, 624.27, 624.28

Judgments against, collection, 491.58–491.63

Law applicable, 496A.142

Laws, amendment or repeal, Const., Iowa, VIII, 12

Legalization, corporate acts, 589.8, 591.1–591.14

Legalization, sales contracts and deeds, 589.7

Legislative control, Const., Iowa, VIII, 12; 491.39, 496A.144

License, annual, 496A.126–496A.129

Lien of fees and penalties, 496.16

Liquidation, partial, 496A.42

## Liquor law provisions

Corporations, meaning construed, 131.28

Druggists, wholesale, permits, 131.1–132.5

Importation of liquor prohibited, 123.54

**CORPORATIONS—Continued**

## Profit corporations—Continued

Meeting of stockholders, 491.14, 491.104, 496A.27–496A.33

## Merger and consolidation

Articles, 491.106, 491.107

Business corporation act provisions, 496A.68–496A.74

Certificate, 491.108

Date effective, 491.108

Defined, 491.101

Dissenting shareholders, 491.112

Effect, 491.110

Foreign and domestic, 491.111

Foreign survivor, 491.111(2)

Notice published, 491.109

Notice to shareholders, 491.104

Plans and procedure, 491.102, 491.103

Resident agent, 491.111(2)

Stock issue, 491.113

Mortgage releases legalized, 589.8

Name change legalized, 591.6

Name, general requirements, 496A.7–496A.10

Negotiable instrument assigned by, 541.22

Notice waived, 496A.139

Office, registered, 496A.11, 496A.12

## Officers

Acknowledgments, legalized, 589.5

Bonds, conditions of, 64.4

Books and records produced, 491.64

Conveyances acknowledged, 558.38–558.40

Diverting funds, damages, penalty, 491.41

Election by directors, 496A.45

Election offenses, 491.69–491.71

Election provided in articles, 491.5(5)

False financial statements, 491.68

False statements, 491.40, 491.68, 502.26

Fraud forfeits corporate privileges, 491.42

Interest in road contracts, 314.2

Liability in certain cases, 496A.44, 496A.141

Names in articles mandatory, 491.5(5), 491.17(5)

Notary public also corporate officer, 77.9

Penalties for offenses, *see Violations below*

Quo warranto proceedings against, 660.3

Removal by directors, 496A.46

Old-age assistance, liability for contributions, 249.25

Original notice of actions, how served, 617.6

Original notices, service, R.C.P. 56

## Permits to do business

Annual fee, collection, 496.4–496.19

Cancellation, fee nonpayment, 496.8, 496.12, 496.15

Cancellation, income tax violation, 422.40

Constitutional provisions, Const., Iowa, VIII, 1–12

## Forfeiture

Bank and trust company violations, 528.53

Bucket shopping, 552.8

Capital stock violations, 492.12, 494.5

Fraud or diverting funds, 491.40–491.42

Trade restraint, 553.6, 553.7

Unfair discrimination, 551.8

Issuance, 491.19

**CORPORATIONS—Continued****Profit corporations—Continued****Permits to do business—Continued**

Legislative control, 491.39

Revocation for unfair discrimination, 551.8

Revocation, use tax noncollection, 423.22

Perpetual succession, power of, 491.3(1)

Persons, any number may incorporate, 491.1

Person, single, name requirements, 491.2

Person, work includes bodies corporate, 4.1(13)

Place of business, agent, 491.13, 491.14

Plant disease control, liability of agent, principal, 267.20

Political contributions prohibited, 491.69–491.71, 496A.145

Powers in general, 491.1–491.3, 496A.4, 496A.5

Private property, when subject to debts, 491.22, 491.58–491.62

Privileges, exclusive, prohibited, Const., Iowa, VIII, 12

Process agent, secretary of state, 491.15, 496A.13, 496A.113

Property, right to own, 491.3(6)

Prospectus, false statements, 491.68

Purpose for which incorporated, 496A.3

Quo warranto proceedings, 660.1–660.11; R.C.P. 299–305

Railway judgment liens for injuries, 624.27, 624.28

**Real property**

Acknowledgments, 77.9, 77.10, ch 558

Condemnation, when right granted, 471.4(3)

Legalizing acts, 589.6, 589.7, 589.24

Release of lien, form, 558.4

Right to acquire and transfer, 491.3(6)

**Receivership, 491.66**

Reciprocal or interinsurance contracts, implied, authority to make, 554.65

**Records**

Falsifying, penalty, 491.43, 491.68

Inspection rights, 491.47, 491.50

Proceedings, kept at business office, 491.14

Production in court, 491.64; R.C.P. 129

Transfers of stock, effect, 491.14, 491.47–491.53

Registered name, foreign corporation, 496A.9, 496A.10

Registered office, agent, 496A.11, 496A.12

Release of corporate lien, seal, 558.4

Renewal, 491.25–491.32, 501.7

Renewal of banks, 491.33–491.37

Reorganization expenses, 496A.21

Reorganization proceedings, articles amended, 496A.62

**Reports**

Accidents to labor commissioner, 88.12

**Annual report**

Annual fee with reports, 496.4

Corporations exempted, 496.3, 496.19

Failure, permit canceled, 496.8–496.16

Failure to make, penalties, 496.5–496.7

False statement, penalty, 491.68

Form and contents, 496.1, 496.2

Notice to delinquents, 496.9–496.11, 496.18

Requirements specified, 496.1, 496.2

Time of making report, 496.1

Verification, 496.2

**CORPORATIONS—Continued****Profit corporations—Continued****Reports—Continued**

Demand for report and fee, notice as, 496.18

False statements in reports, penalty, 491.68

Notice before delinquency, 496.17

Reserved name pending application for certificate or change of name, 496A.8

Reserves created out of surplus, 496A.67

Revocation of permit, unfair discrimination, 551.8

Rules and regulations, power to make, 491.3(7)

**Seals**

Common seal, power to use, 491.3(3)

Conveyances, requirements, 558.2, 558.3

Definition of seal, 4.1(14, 20)

Release of lien, 558.4

Secretary of state as process agent, 491.15

Securities, reorganization, exempt from securities law, 502.5(11)

Securities, sale of, 502.1–502.31

Service of process, 496A.13

Shares, *see Stock below under this subhead*

Sinking fund, loaning, 491.57

Small loan law, excess charges, 536.13

Solicitation, political, prohibited, 491.70

Stated capital, 496A.20

Stated capital reduced, 496A.66

Statements, *see Reports above under this subhead***Stock**

Alien nonresidents, rights, 491.67

Amana Corporation exceptions, 491.114

Amount paid, indorsed on face, 492.1

Amount paid in, kept posted, 491.46

Annual report, 496.1

Articles to provide for, 491.5(3)

Attached, right to vote, 491.55

Authorized shares, 496A.14

Blue sky law, regulation of sale, 502.1–502.31

Cancellation, grounds, reimbursement, 492.10, 496A.64, 496A.65

**Certificates**

Business corporation act requirements, 496A.22

Issuance of stock, filing, 492.9, 591.13, 591.14

Signing requirements, 491.48, 491.49

Classes, 496A.14, 496A.15

Collateral, holder's duties and liabilities, 491.51–491.54

Collateral, transfer of shares as, 491.51–491.54

Consideration for shares, 496A.17, 496A.18

Dealing in own shares, 496A.5

Diminution by dividends, penalty, 491.41

Dissolution for unlawful issue, 492.11

Execution levy on stock, 626.25

Exempt from securities act when listed on stock exchange, 502.4(5)

Falsely representing value, penalty, 491.68

Foreign corporations, 495.1–495.6

Fractional shares, 496A.23

Illegal issue, void, 492.2, 495.5

Incorporation fees based on, 491.11, 491.20, 491.28

Incorporation requirements, 491.5(3), 491.17

Increase in capital stock, fees, 491.11, 491.20

**CORPORATIONS—Continued**

## Profit corporations—Continued

## Stock—Continued

## Installment plan sales

Authority to sell, certificate, 501.1–501.8

Liability of stockholders, 491.58

Installment sales, annual report required, 501.4

Insurance companies, investments, 511.8(5, 7), 512.48, 515.35(6)

Issuance violations, penalty, 492.1–492.4

Merger or consolidation, 491.113

No-par value stock, 493.1–493.12

Options, 496A.19

Par value required, 492.5

Payment before issuance, indorsement, 492.1, 492.3, 496A.22

Payment in property, 492.6–492.12, 496A.18

Penalties for unlawful issue, 492.3, 492.12

Pledge of right to vote, 491.55

Preferred or special, 496A.15

Property payments, procedure, 492.6–492.8

Purchase from dissenters on renewal, 491.20, 491.25

Record, stockbook, 491.14, 491.46, 491.47

Redeemable shares, 496A.63, 496A.64

Report of stock authorized and issued, 496.1

Right to deal in its own shares, 496A.5

Sale, installments, annual report, 501.4

Sale, regulated, 502.1–503.2

Scrip for fractional shares, 496A.23

Signing of certificates, 491.48, 491.49

Subscriptions, 496A.16

## Taxation

Assessment procedure, 431.1–431.4

Exemptions, 427.1(20)

Moneys and credits, taxable as, 429.2

Place of listing, 428.8

Taxable generally, 427.13(7)

Tax, inheritance, 450.3(5), 450.67, 450.87, 450.88

Tax provisions, 427.1(20, 21), 430.4–431.5

Transfer, inheritance tax, 450.87, 450.88

Transfers, record, 491.46, 491.47, 491.51–491.53

Transfer restricted in bylaws, 496A.26

Transfer, uniform act, 493A.1–493A.24

Unlawful issuance, 492.5–492.9

Unpaid installments, liability for, 491.58–491.61

Void when unlawfully issued, 492.2, 495.5

Voting, 496A.32, 496A.138

Voting rights in custodian, uniform gift to minors act, 565A.4

## Stockholders

Action in right of corporation, 496A.43

Articles, amendments, signing, 491.5, 491.21

Class action to enforce rights, R.C.P. 44

Compromise of state fee, application, 496.13

Consideration, liability for, 496A.24

Contribution from other stockholders, 491.62

Counties or officers barred, 346.20

Creditor's suit, measure of recovery, 491.60

Dissenting, stock purchased, 491.20, 491.25, 491.112

Dissent, right to, 496A.77, 496A.78

Dividends, when liable for debts, 491.41

Indemnity from corporation, 491.62

Informal meetings, 496A.140

**CORPORATIONS—Continued**

## Profit corporations—Continued

## Stockholders—Continued

Inspection of books, 491.50, 496A.47

Interests transferable, 491.3(4)

Liability for debts, 491.22, 491.41, 491.58–491.61, 496A.24, 496A.141

Liability for stock tax, 430.12–430.15, 431.5

Liability, stock installments, 491.58–491.61

List furnished other stockholders, 491.47

Meetings, 491.14, 491.104, 496A.27–496A.33

Notary public also stockholder, 77.9, 77.10

Pre-emptive right to unissued or treasury shares, 496A.25

Private property exempt, 491.3(5)

Private property, when liable, 491.22, 491.58–491.62

Reinstatement application, 496.13

Renewal, purchase of dissenter's stock, 491.20, 491.25

State cannot become, Const., Iowa, VIII, 3

Ultra vires acts, right to enjoin or set aside, 496A.6

Voting rights, 496A.32, 496A.138

Voting trust, 496A.33

Stock transfer (uniform act), 493A.1–493A.24

Sue and be sued, power conferred, 491.3(2)

## Taxation

*See TAXATION for general provisions*

Accountant or agent to risk property, 428.1(5)

Assessor's valuation of stock, 430.7, 431.3, 431.4

Authorized, Const., Iowa, VIII, 2

Income tax, 422.32–422.41

Listing of property, 428.11–428.34

Loan corporations, 429.11–429.13

Property taxable, Const., Iowa, VIII, 2; 427.13(6)

Real property, valuation for, 428.34, 430.1, 431.1

Refusal to list property, effect, 431.4

## Shares of stock

Moneys and credits, taxed as, 429.2, 431.1

Place of listing, 428.8, 431.1

Rate of tax, 429.2

Taxable property, 427.13(7)

Valuation, 430.7, 431.1–431.5

Statement to assessor, 430.5, 431.1–431.4

Stockholder's tax liability, 430.12–430.15, 431.5

## Utilities companies

Corporation income tax, 422.32–422.41

Express companies, 436.1–436.12

Freight companies, 435.1–435.8

Listing of property, 428.24–428.33

Pipe-line companies, 438.1–438.19

Railroads, 434.1–434.22

Railroad tax aid, 483.1–483.20

Sales tax, 422.42, 422.43, 422.58

Telephone and telegraph companies, ch 433

Transmission lines, ch 437

Use tax applicable, 423.1(4)

Telephone and telegraph companies, deprivation for unlawful acts, 488.5, 488.14

Termination, *see Dissolution above under this subhead*

Time of commencing, 491.19

**CORPORATIONS—Continued**

## Profit corporations—Continued

Trade-marks, *see* **LABELS, MARKS, AND BRANDS**

Trade names, 467A.7

Transfer books closed prior to meeting, 496A.29

Trustees for, authorized, 532.1

Trust fund deposit in court, recovery, limitation, 682.41–682.44

Trusts, voting of stock by corporations authorized, 532.6

Trust, use of word restricted, 532.13

Ultra vires acts, effect, 496A.6

Unfair discrimination enjoined, 551.9

Uniform stock transfer act, 493A.1–493A.24

Venue in action against corporation, 496A.11

## Violations

Banking business when unauthorized, 528.53

Bucket shop operations, 552.3, 552.7–552.9

Business corporation act penalties, 496A.130, 496A.131

Combinations, pools, and trusts, 553.1–553.24

Diverting funds, 491.41, 491.42

Dividends illegally paid, 491.41, 491.42

False entries in records, 491.43, 713.26

False prospectus, 491.68

False statements on stock certificates, 492.3

Forgery of corporate instruments, 718.1–718.12

Fraud, civil and criminal penalties, 491.40

Gift enterprises, 553.15–553.18

Grain combinations, 553.19–553.21

Interest charges, excessive, 535.6

Issuing stock, no authority, 492.3, 492.12, 501.6

Nonpayment for stock, 492.12

Political activities, 491.69–491.71

Price-fixing agreements, 553.1

Publishing false reports, 491.68

Quo warranto orders, refusal to obey, 660.11

Securities sale violations, 502.26–502.30

Solicitation for political purposes, 491.70, 491.71

Stock issued illegally, void, 492.1–492.4, 495.5

Stock issued without payment, 492.12

Stock values, boosting fraudulently, 491.68

Trade restraint, 553.3

Unfair discrimination, 551.4

Waiver of notice, 496A.139

Registrars authorized, 532.1(3)

Renewal, fees, 491.28

Unauthorized assumption of power, 496A.141

Unemployment compensation provision, 96.19(5)

**CORRECTIVE INSTITUTIONS, DIRECTOR**

Appointive powers, 218.9

Employed by board of control, 218.74

Powers and duties, 218.78

**CORROBORATION**

Accomplice's testimony, 782.5

Divorce, plaintiff's testimony, 598.7

Enticing female for prostitution, evidence, 782.4

Forcible marriage or defilement, evidence, 699.1

Rape and attempts, evidence, 782.4

Seduction, evidence, 782.4

Special interrogatory to jury, 785.2

**CORRUPTION**

Accepting tips or gratuities, 741.1–741.10

**CORRUPTION—Continued**

Bribery and acceptance of bribes, 739.1–739.11

Election, ground of contest, 57.1

Legislator, penalty for corrupting, 2.24(2)

Liquor control commission, prohibited acts, 123.14

Public contracts, officers' interest in, 741.8, 741.11

Public officials, 739.1–739.11

**COSMETICS**

Drug and cosmetic act, 203A.1–203A.19

**COSMETOLOGY**

Accredited schools, 157.9

Barbering license not required, 158.2

Basic science law not applicable, 146.5

Board of cosmetology examiners, 147.12–147.28

Conflicting statutes, effect, 157.10

Definitions, 157.1

Degrees and abbreviations, 147.72–147.74

Disease, precautions to be taken, 157.6

Electric needle, use, license, 157.5

Employees to have license, 157.13

Enforcement expenses paid from fees, 157.8, 157.14

Enforcement of health provisions, 157.6

Examination for license to practice, 147.29–147.43, 147.81, 157.3

Fair trade practice, 369.1–369.5

False use of titles, penalty, 147.74

Fee for license, 147.80(11)

## Fees

Apprentice permit, 157.11

Cosmetology fund, retained as, 157.8, 157.14

Fee-splitting as unprofessional conduct, 147.56

## Fund, cosmetology

Expenses not to exceed receipts, 157.8

Paid department, 157.14

Injunction against illegal practice, 147.83

Inspection of shops, 157.6

Inspectors, duties, compensation, 157.8

## Itinerant cosmetologist

Definition, 147.75–147.79

Fee for license, 147.80(12)

Report of law violation, 147.89(2)

## License to practice

Age and character qualifications, 147.3

Certificate as presumptive evidence, 147.6

Change of residence, record, 147.9

Change of residence to another state, 147.54

Display of license required, 147.7, 147.10

Electrolysis license, requirements, 157.5

Fees, 147.80–147.82, 157.11, 157.14

Fees, reinstatement on lapse, 147.11

Form of certificate under seal, 147.5

Grounds for refusing license, 147.4

Hair cut, female or minor under twelve, 158.3

Persons engaged in the practice, 157.1–157.15

Qualifications of applicants, 147.3

Reciprocity with other states, 147.44–147.54

Record, public inspections, 147.8

Reinstatement of license, 147.11

Renewal, application, 147.10, 157.9

Required to practice cosmetology, 147.2

## Revocation of licenses

Court action, proceedings, 147.58–147.71

Grounds in general, 147.55

Notice, hearing, 157.9

Unprofessional conduct defined, 147.56



**COSMETOLOGY—Continued**

“Profession” includes cosmetology, 147.1  
 Records of examining board deposited, 147.104  
 Report of treatment of wounds, 147.111, 147.113  
 Reports of law violators, 147.87, 147.89  
 Sanitation rules, 157.3(1), 157.6, 157.7  
 Schools, 157.4, 157.9  
 Secretary of board, 147.104  
 Titles and degrees, use regulated, 147.72–147.74  
 Unlawful practice, penalty, 147.86, 157.15  
 Unprofessional conduct, 147.55, 147.56  
 Use of titles and degrees, 147.71–147.74  
**Violations**  
 Failure to report wound treatment, 147.113  
 Forgeries or frauds, penalties, 147.84–147.86  
 Health laws or rules, penalty, 135.38  
 Law or rules, penalty, 135.38, 157.15  
 Wounds criminally inflicted, report, 147.111–147.113

**COSTS**

Abandoned levy, cost of new execution, 626.94  
 Abatement of action, 625.11  
 Abatement of houses of ill fame, 99.17, 99.25  
 Abatement of nuisances, 657.7  
 Absentee guardianship, 671.11  
 Action disposed of without provision for costs, clerk to tax, R.C.P. 227.1  
 Adjournments, R.C.P. 193  
 Advanced, dependent support cases, 252A.10  
 Agreed statement of facts, action, 678.5, 678.8, 678.9  
 Agricultural lime prosecutions, 201.6  
 Annexation of territory to city, 362.26(6)  
**Appeals**  
 Bill of cost, 625.18  
 Justice court, 601.92  
 Supreme court, *see subhead Supreme Court below*  
**Apportionment**  
 Animals distrained, 188.10  
 Arbitration, apportioned by arbitrators, 679.15  
 Coparties, witness costs taxed, 625.12  
 Depositions, costs, R.C.P. 157(a)  
 Drainage bonds, default hearing, 464.8  
 Heirs and devisees, costs, 638.20  
 Numerous parties, apportionment, 625.4  
 Partition action, costs, R.C.P. 287(a)  
 Party successful in part, 625.3  
 Arbitration, costs apportioned, 679.15  
 Arbitration hearing, industrial commissioner, appeal, 86.32, 86.40, 86.41  
 Arbitration proceedings, 679.15  
 Assessments by city, appeals, 391.90  
 Attachment cases, 601.107, 639.17, 639.18, 639.58, 639.62, 639.69  
**Attorney**  
 Fees taxed as costs, *see ATTORNEYS AT LAW*  
 Fees, written contract, 625.22–625.25  
 Removal proceeding, 610.26, 610.35  
 Auxiliary execution proceedings, 630.13  
 Bastardy proceedings, 675.23  
**Bill of costs taxed**  
 Appeal from district court, 625.18  
 Deposition costs, 625.14

**COSTS—Continued**

**Bill of costs taxed—Continued**  
 Depositions, cross interrogatories, R.C.P. 162  
 Matters awarded or allowed as taxable, 625.14  
 Postage, 625.7  
 Records, cost of procuring as evidence, 625.6  
 Referees, compensation, 625.14  
 Witness fees in favor of successful party, 625.14  
 Bill of lading lost, delivery order, 487.17  
 Bonds for costs, 616.18, 621.1–621.9  
 Boundary and corner dispute cases, 650.16  
 Cancellation of nonlife insurance, 515.81, 515.84  
 Care of livestock, lien enforced, 579.3  
 Carrier's certificate, hearing on application, 325.19, 325.21  
 Case disposed without provision for cost, clerk to tax, R.C.P. 227.1  
 Cash deposit in lieu of cost bond, 621.9  
 Change of title certificate, 558.66  
 Change of venue, R.C.P. 167(e), 172, 174, 175  
 Cigarette tax audits, 98.30  
 Clerk's complete record of case, 624.21  
 Clerk to tax costs, 625.14  
 Commerce commission appeals, 474.30, 474.42  
 Common carrier's lien enforced, 575.11  
 Complete record, costs, 624.21  
**Condemnation**  
 Generally, 472.23, 472.31, 472.33  
 Court, utilities, 397.25  
 Dams and spillways, 112.9, 469.21  
 Individual drainage, 465.11, 465.13  
 Confession of judgment, offer, 601.93, 676.4, 677.2, 677.5, 677.7, 677.10, 677.13  
**Continuance**  
 Denial taxed against movant, R.C.P. 182(b), 184  
 Failure to appear and testify, 622.79  
 Contracts in writing, attorney fees, 625.22–625.25  
 Controversies, stipulated facts, 678.5, 678.8, 678.9  
 Copy fees taxed, R.C.P. 82–84  
 Cost bond, 621.1–621.9, *see BONDS*  
 Counterclaim barred as defense, 614.12  
 Counterclaim, judgment for costs only, 614.12  
 Court costs, state a party, 19.10  
**Criminal cases**  
 Action against state institution inmates, 789.20  
 Appeals to supreme court, 793.19  
 Attorney fees in trial on information, liquor cases, 126.5, 126.6  
 Change of venue, 778.15  
 Continuances, 780.2  
 County, liable for, 337.12, 778.15  
 Diseased plants, seizure, 733.3  
 Escapes, paid by state, 745.5, 745.6  
 Fugitives from justice, 759.24  
 Intoxication charge, 125.11  
 Justice court cases, 762.34  
 Labor credit applied, 356.22  
 Liquor enforcement cases, 126.15–126.18  
 Mayor and police courts, power, 367.10  
 Military court, 29.37, 29.40  
 Municipal court, 602.23, 602.32  
 Photographs and fingerprints, 782.8  
 Preliminary hearings, 760.4, 761.15, 761.29  
 Prisoner's earnings applied on costs, 218.43, 356.22

**COSTS—Continued****Criminal cases—Continued**

- Prosecuting witness, when liable for, 761.29, 762.34, 769.10, 772.2
- Searches and seizures, 751.24, 751.35, 751.41
- Security to keep peace actions, 760.4, 760.11
- Sheriff's fees, when county liable, 337.12
- Special charter cities, 420.36, 420.39
- State, when liable, 789.20
- Superior court, city's liability, 603.26
- Witness called to another state, costs advanced, 781.15, 781.17
- Witness fees, 781.2
- Defense arising after action brought, 625.10
- Defense when no judgment claimed, R.C.P. 51
- Dependent child aid, hearing, 239.7
- Dependent support cases, costs advanced, 252A.10
- Depositions, how taxed, R.C.P. 157
- Disbarment proceedings, 610.26, 610.35
- Disclaimer in quieting title actions, 649.4
- Discovery action, 611.17, 611.18
- Dismissal of action, 625.11, 625.13
- Dismissed action, suit on, costs, R.C.P. 218
- Disputed boundary cases, 650.16
- Distress and sale for taxes, 445.6, 445.7
- Disturbing easement, action for, 565.1
- Drainage district proceedings**
  - Appeal from damage award, cost taxed, 455.124
  - Apportioned by assessment commissioners, 455.46
  - Apportionment determined by board, 455.53
  - Bond to assure payment, 455.10
  - Defaulted bonds, costs, taxed, 464.8
  - Dismissal on remonstrance, costs paid, 455.34
  - Dissolution, costs paid before order, 455.35
  - Highway drainage district, dismissal cost, 460.9
  - Railroad construction costs recovered, 465.15
  - Reclassification, 455.74
- Drainage, individual rights**
  - Appeal from trustees finding, costs taxed, 465.11
  - Trustees' and clerks' costs, 465.13
- Drainage pumping plants, 461.1, 461.5**
- Election contest, county, 62.13, 62.24**
- Electric transmission line franchises, 489.5**
- Escheats, 567.5, 567.6**
- Estates of absentees, sale of property, 634.7**
- Estrays, costs of recovering, 188.9–188.11, 188.20**
- Execution against estate, 450.55, 638.13**
- Execution auxiliary proceedings, tax, 630.13**
- Execution issued for costs**
  - Contested election proceedings, 62.24, 62.25
  - Delivery of possession, costs first paid, 626.14
  - Dismissal of action, R.C.P. 215–218
  - Fee bill execution by clerk or justice, 626.108
  - Security to keep the peace, 760.4
- Execution levies**
  - Abandoned levy, costs secured, 626.94
  - Delivery of possession, costs first paid, 626.14
  - Inadequate sale, judgment creditor liable, 626.41
  - Mortgage contests, receiver, dismissal costs, 626.45
  - Officer to deduct from proceeds, R.C.P. 258
- Expenses of nonresident defendant, navigation cases, 106A.12**
- Feeble-mindedness, hearing, 222.40–222.42**

**COSTS—Continued**

- Fees of notaries public, 77.19**
- Fire insurance company's authority revoked, 515.134**
- Fire marshal's orders, appeals from, 100.17, 100.23**
- Forcible entry and detainer actions, 648.21, 648.22**
- Foreclosure of pledge, 653.6**
- Foreclosure of real estate mortgage, 654.5, 654.7**
- Forfeiture of real estate contract, 656.4**
- Fraternal insurance consolidation, 512.79**
- Guardianship, hearing to terminate, 670.14**
- Guardianship, sales or mortgages, 668.20**
- Habeas corpus proceedings, 663.44**
- Heirs and devisees, action against, pro rata, 638.20**
- Homestead**
  - Determined by referees, 561.9
  - Platting by officer, 561.5
  - Proceedings to determine, 561.9
- Hotelkeeper's lien enforced, 583.3, 583.5**
- Housing law violations, 413.108, 413.110**
- Incorporation of city or town, 362.9**
- Inheritance tax, action to collect, 450.55, 450.84**
- Inheritance tax, cost of appraisal, 450.26**
- Inheritance tax deduction, 450.12**
- Insanity commission hearings, county, 228.10, 229.10**
- Insanity commission inquiry, state, 229.35**
- Interest before judgment entered, 535.3, 625.20**
- Interpleader cases, how taxed, R.C.P. 40**
- Interurban and street railway disputes, 484.18**
- Intervention, 639.62; R.C.P. 77**
- Judgment**
  - Confessed, offer, 677.2, 677.5, 677.7, 677.10, 677.13
  - Debtor examination costs taxed, 630.13
  - For costs on counterclaim, 614.12
  - Not asked, costs if defended, R.C.P. 51
- Jury fees as part of costs, 601.124, 625.8**
- Justice and constable, fees, 601.128, 601.129**
- Justice court, 601.9–601.13, 601.47, 601.65, 601.128, 601.129, 602.19**
- Labor and material on public improvements, claims adjudicated, 573.18, 573.21**
- Labor claims in general, 626.69, 626.71**
- Liability for costs**
  - Assignee after action brought, 625.15
  - Clerk for error in taxation, 625.9, 625.16, 625.17
  - Coparties, apportionment, 625.12, 625.13
  - County, lost records restored, 647.5
  - Defendant for unreasonable defense, R.C.P. 51
  - Defense arising after action, 625.10
  - Executive council, state as party, 19.10, 610.35
  - Executor or administrator, 635.80, 636.12, 638.13
  - Feeble-mindedness, hearing, liability, 222.40–222.42
  - Foreign estate, transcript of record, 633.26
  - Insanity commission inquiries, 229.35
  - Judgment creditor, mortgage property sold, 626.41
  - Liquor cases, prosecuting witness, 128.37
  - Liquor injunction, citizen plaintiff, 128.37
  - Losing party, 625.1
  - Nonparty acquiring action, 625.15
- Plaintiff's liability**
  - Abandonment of execution levy, 626.94
  - Action brought in wrong county, R.C.P. 175

**COSTS—Continued**

## Liability for costs—Continued

## Plaintiff's liability—Continued

- Default in justice court, 601.9
- Discovery proceedings, 611.18
- Dismissal of action, 601.10, 601.40, 601.56, 625.11, 625.13; R.C.P. 215
- No other provision made, R.C.P. 227.1
- Offer to confess, nonacceptance, 677.2, 677.5, 677.7, 677.13
- Separate suits on note and mortgage, 654.4
- Prosecuting plaintiff in liquor cases, 128.37
- Successful party, uncollectible costs, 625.5
- Surety suing in creditor's name, 540.1
- Unlawful charges, liability of clerk, 625.17
- Unnecessary pleading in supreme court, R.C.P. 340(g)

Licenses, health professions, revocation, 147.68, 147.69

Liquor cases, 123.76, 123.78, 126.16–126.18, 128.7–128.9, 128.17, 128.22–128.24, 128.37, 129.2, 129.5, 129.11, 130.42

Lost property, costs of recovering, 644.14

Lost records restoration, 647.5

Mandamus, 661.10, 661.13, 661.15

Mental examination of record, party, R.C.P. 132

Mine inspector's removal proceedings, 82.9

Miner's wages, action to recover, 82.112

Misjoinder of actions, R.C.P. 27

Moratorium, continuance, 654.15

Mortgage foreclosures, 654.5, 654.7

## Motor vehicles

Liquor confiscation, 127.16–127.20

Sold for taxes, 321.138, 321.141–321.143

Stolen, restoration, 321.87, 321.90

Municipal court, general provision, 602.32

Municipal purchase of land, costs paid, 569.4

Municipal zoning law appeals, 414.18

Mutual judgments, set off, 601.57, 601.58, 601.65, 626.92

Navigation cases maliciously commenced, 106A.12

New trial, 601.47, 601.57; R.C.P. 251

Offer to confess judgment, 677.2, 677.5, 677.7, 677.10, 677.13

Oil and gas lease cancellations, 84.7

Old-age assistance guardianships, costs waived, 249.32

Old-age assistance investigation, 249.11, 249.12

## Partition actions

Abstract, plats and surveys, cost taxed, R.C.P. 272

Apportionment, lien on shares, R.C.P. 287

Expense of protecting property taxed, R.C.P. 282

Fees, appraisers and referees, R.C.P. 294, 295

Prior charge on sale proceeds, R.C.P. 276

Surveyor's expense taxed, R.C.P. 284

Taxation of costs, R.C.P. 293

Transcript expense taxed as costs, 651.4

Partition fence proceedings, 113.6, 113.14

Paternity proceedings, 675.23

Petition not filed after notice, R.C.P. 55

Pipe-line permit hearings, 490.13

Plats, actions to set aside, 409.44

Postage as part of costs, 625.7

**COSTS—Continued**

## Probate proceedings

Absentee's estate, sale of realty, 634.7

Appraisal, inheritance tax, 450.12, 450.25, 450.26

Attorney fees, 451.9, 638.24, 638.39

Estate tax appeals, 451.9

Execution liability, 638.13

Failure to revive action, 625.11

Foreign executors, inheritance tax deducted, 450.87

Inheritance tax appraisal, 450.25, 450.26

Inheritance taxes, court cost deducted, 450.12

Inheritance tax, payment, 450.84, 450.87

Judgment against executor, liability, 635.80, 638.13

Prorated against heirs and devisees, 638.20

Referee's liability, failure to obey orders, 636.12

Transcript of probate records, 633.26

Publication of notices taxed as costs, 618.10

Public contract appeals to state board, 23.10

Pure food law violation enjoined, 189.18

Quieting title actions, 649.4, 649.5

Quo warranto proceedings, R.C.P. 304

Railroad crossing proceedings, 478.13

Railroad's liability in action for law violation, 479.17

Receivership in mortgage foreclosure, 654.14(1), 654.15(4, a)

Receivership under execution, 626.45

Recording judgment affecting title, 624.21

Redemption by creditors, 628.9, 628.11

Redemption by titleholder, 628.13

Referees' fees, 561.9, 625.14; R.C.P. 208

Removal of case to right county, R.C.P. 175

Removal of public officers, 66.23–66.25, 66.28

Replevin proceedings, 643.5, 643.18

Reporter fee prepaid, small cases, R.C.P. 178.1

Reporting trial, costs taxed, 605.12

Restoration of lost records, 647.5

Restraint of trade, actions based on, 553.20

Retaxation, clerk's liability, 625.9, 625.16, 625.17

Revocation of professional licenses, 147.68, 147.69

Schedule of fees charged by clerk, 606.15

School lands and funds, 302.7, 302.17, 302.33, 302.37

Schools, appeal to county superintendent, 290.4

Security for costs, 621.1–621.9, *see BONDS, see also SECURITY FOR COSTS*

Setoff of mutual judgments, 601.58, 626.92

Shorthand reporter's transcript, 625.9; R.C.P. 340

Shorthand report of trial, taxed, 605.12

State as party, executive council to pay, 19.10

Stockholder's unpaid installments collected, 491.61

Storage of motor vehicles, liens enforced, 580.7

Stud services, lien enforced, 580.7, 580.8

Subpoenas, fees for serving, 622.64

Successful party, liability for uncollected costs, 625.5

Superior court, 603.20, 603.24

Support of dependent cases, advanced, 252A.10

## Supreme court

Bill of costs, by clerk of lower court, 625.18

Bond for costs, 686.12; R.C.P. 337

Clerk to pay lower costs to clerk below, 625.19

Coparties not joining, when liable, 686.4

Irrelevant matter, R.C.P. 340(g)

Judgment on appeal bond, R.C.P. 337(a), 339

Motion to revise costs taxed below, 625.9

**COSTS—Continued****Supreme court—Continued**

- Printing costs taxed, R.C.P. 345
- Retaxation of costs taxed below, 625.9
- Reversal, when county pays, 793.19
- Security for costs, 686.12
- Supersedeas bond, R.C.P. 337(a), 339
- Taxed to unsuccessful party, Ct. R. 23
- Transcript cost taxed, R.C.P. 340

- Supreme court, lower court bill taxed, 625.18
- Survey of land, damage, 355.13
- Taxation by clerk, 625.14; R.C.P. 227.1
- Tax commission hearing, 422.63
- Taxes, costs incurred, 422.63, 446.10, 447.13, 450.84
- Tax sales, annual, 446.7–446.10, 447.1, 447.4
- Terminating gas or oil well lease, action, 84.7
- Testimony, cost of procuring, taxed, 625.6
- Township name, proceedings to change, 359.16
- Transcript costs, 625.9
- Transcripts on appeal, 625.9
- Unemployment compensation, action to collect contributions, 96.14(3)
- Vacation or modification of judgments, R.C.P. 253(e)
- Village name, proceedings to change, 354.8
- Warehouse receipt lost or destroyed, proceedings to obtain, delivery, 542.14
- Witness fees taxed, 625.2, 625.12, 625.14
- Workmen's compensation cases, 86.19, 86.20, 86.32, 86.40
- Zoning certiorari trial, 414.18

**COTTON**

- Bucket shopping forbidden, 552.4
- Cottonseed meal, bonded warehouse product, 543.1(4)
- Dealing in options prohibited, 552.1–552.11

**COUNCIL BLUFFS SCHOOL FOR THE DEAF**  
*See ch 270, also DEAF, SCHOOL FOR***COUNCILMEN***See CITIES AND TOWNS, subhead Council***COUNTERCLAIMS**

- General provisions*, R.C.P. 29–32
- Affirmative relief granted, R.C.P. 225
- Assignment no bar to defense, 539.1, 539.3; R.C.P. 7
- Attachment wrongful, remedy on bond, 639.14, 639.15
- Barred action, use as, 614.12; R.C.P. 29–32
- Barred judgment, use as, 615.1–615.4
- Claims against estates, proof, 635.62
- Comaker allowed to make, 619.6
- Compulsory counterclaims, R.C.P. 29
- Default in justice court, effect, 601.44
- Defense in case of assignment, 539.1, 539.3; R.C.P. 7
- Defined as action, sales law, 554.77(1)
- Dismissal, consent of other party, R.C.P. 215
- Dismissal without prejudice, R.C.P. 215
- Divorce action, 598.10
- Entry on justice docket, 601.16(2)
- Estates, proof, referee, 635.62
- Failure to use, effect after judgment, 611.15
- Joinder of counterclaims, R.C.P. 31
- Judgment on counterclaim
  - Annulled for defense discovered, use, 611.15
  - Barred action, for costs only, 614.12
  - Excess amount, R.C.P. 225

**COUNTERCLAIM—Continued**

- Judgment on merits, when a bar, R.C.P. 29
- Judgment, recovery preserved, 611.15
- Judgment without prejudice to issues under, R.C.P. 74
- Justice court, transfer from, R.C.P. 355
- Limitations, 614.12; R.C.P. 29–32
- Matured counterclaim pleadable, R.C.P. 30
- Municipal court, transfer from, R.C.P. 364
- Negotiable instruments law, 541.192
- New parties brought in, R.C.P. 33(b), 34
- Not allowed, 646.1, 648.19, 661.12; R.C.P. 275, 301
- Partition actions, limitation, R.C.P. 275
- Permissive counterclaims, R.C.P. 30
- Relief claim not limited, R.C.P. 32
- Reply to, required, R.C.P. 73
- Surety to make principal, 619.6

**COUNTERFEITING**

- Criminal provisions, 718.1, 718.23
- Punishment, congress to provide, Const., U. S., I, 8

**COUNTY***Accounts, see subhead Funds below***Action by or against**

- Authority to bring action, 332.1
- Blind person's estate, recovery, 241.18
- Change of venue, R.C.P. 167(a)
- County attorney, when to appear, 336.2(2)
- Damage actions, notice, limitations, 614.1(1)
- Dependent support payments received, 252A.5
- Highway patents, governor's duties, 7.5
- Insane person's settlement, 230.12
- Notice of suit, how served, R.C.P. 56(i)
- Place of bringing actions against, 616.16
- Platting, to recover costs of, 409.30
- Poor relief, to determine liability, 252.7
- Railroads, choice of remedies, 474.33, 474.34
- Restrain, action to, notice, R.C.P. 326

Agricultural societies, 174.13–174.19

**Aid given***See also subhead Expenses of Unfortunates Paid below*

- Blind persons, 241.8–241.25
- Child welfare, 239.1–239.18
- County or district fair, 174.13–174.19
- Disabled persons, 214A.1–214A.16
- Emergency relief, 251.3–251.6
- Old-age assistance, 249.1–249.47
- Poor relief, 252.1–252.43, 347.16
- Tuberculous persons, 254.8–254.10

**Airports**

- Aeronautics commission, state, 328.1–328.41
- Aeronautics law, 328.1–330.24
- Bonds issued payable from earnings, 330.14
- Bonds or certificates, 330.7, 330.16
- Bonds payable from earnings, 330.14
- Charges for use, leases, 330.12
- Charges to pay bonds, 330.14
- Collaboration agreements authorized, 330.4
- Definition, 330.1
- Federal aid authorized, 330.13
- Hazard prevention, 329.5
- Improvements, 330.6
- Plans and specifications, 330.9, 330.10
- Power to acquire and operate, 330.2–330.6, 330.14
- Public use, liability, 330.15

**COUNTY—Continued****Airports—Continued**

- Rules and regulations, 330.11
- Tax levies authorized, 330.7, 330.16

Airport zoning, 329.1–329.15

Aqueducts, power of supervisors, 455.1

Area and boundary restrictions, Const., Iowa, III, 30; XI, 2

Assessments for road improvements, 311.16

*See COUNTY ASSESSOR*

Asylum, 227.1–227.18

Audit, yearly, by state auditor, 11.6

**Bang's disease eradication fund**

- Claims allowed and paid, 164.26
- Taxes levied and collected, 164.21–164.25

Bank depositors' agreements, consent, 528.35–528.40, 528.95–528.116

Bank reorganization agreements, 528.36–528.40

Bank stock, purchase prohibited, Const., Iowa, VIII, 4; 346.20

Bank trust certificates, acceptance, 528.105, 528.106

Bee disease eradication appropriation, 160.15

Beer permits, 124.1–124.38

Benefited water districts, 357.1–357.34

**Bids**

*Generally, see BIDS AND BIDDERS*

- Bonds sold, 75.2–75.4
- Buildings erected or repaired, 23.7, 332.7, 332.8
- Collusion, clause forbidding, required, 553.23
- Divulging contents, penalty, 72.3, 622.15(12)
- Drainage district construction, 455.31–455.43, 455.155, 457.20, 466.8, 467.3
- Farm-to-market roads, 310.14
- Hospital construction contract, 347.13(2)
- Iowa coal preferred, 73.6, 73.7
- Iowa labor and products preferred, 73.2
- Medical, dental, care for poor, 252.38, 252.39
- Poor support contracts, 252.38
- Public bidder law, taxes, 446.19
- Water district construction, 357.14–357.17

Blind persons aided, 241.1–241.25

Board of supervisors, *see COUNTY BOARD OF SUPERVISORS*

**Bonds**

- Action on bonds, defenses, estoppel, 346.21
- Airport, 330.7, 330.16
- Application of funds, permissive, 76.4
- Authority to issue bonds, election, 75.1
- Authorization and sale, 75.1–75.9, 345.1–345.9
- Balances used after redemption, 346.13–346.15
- Benefited water districts
  - Contractor's construction bond, 357.17
  - Engineer paid from bonds, 357.24
  - Establishment petition, bond with, 357.1
  - Form of bonds, 357.21
  - Issuance by supervisors, 357.20
  - Maturity and sale, 357.21, 455.83, 455.86
  - Surplus, use after bonds retired, 357.23
  - Tax when bonds inadequate, 357.22
  - Trustees to be bonded, 357.13
  - Trustees to manage after bond sale, 357.25

Board member liable, excess issue, 346.9

Bond fund from tax levies, use, 346.12

Building permits, 358A.3

**COUNTY—Continued****Bonds—Continued**

- Buildings, joint city-county, 368.20, 368.21
- Commission and expense, what permitted, 75.6
- County attorney to enforce forfeitures, 336.2(5)
- County not to become stockholder, 346.20

**County public hospitals**

- Addition to hospital, certain city, 347.2
- Buildings sold or leased to retire, 347.13
- City hospital property sold to aid fund, 348.4
- Construction, 135A.1–135A.15
- Issuance by supervisors, form, 347.5
- Maturity of bonds, 347.5
- Petition requesting election, 347.1
- Questions submitted at elections, 347.3, 347.4
- Sale by treasurer at par value, 347.8
- Tax levy for payment, 347.7
- Trustees not to be bonded, 347.11

Defenses permitted in action on bonds, 346.21

Deposit of funds outside state, 453.4

Detention hospitals, contagious diseases, 256.2

Detention hospitals for venereals, 140.14, 140.15

Disabled persons aid, 214A.1–214A.16

Drainage and levee districts, 455.81–455.115, 457.16–457.28, 461.13–461.23, 463.1–463.28

Election, 60 percent vote to carry, 75.1

Employees of county, 64.8, *see BONDS*

Estoppel in action on bonds, 346.21

Exchange for legal debts permitted, 75.9

Expenditures limited by receipts, 343.10, 343.11, 346.19

Expenditures over receipts permitted, 343.11(7)

Fire and police pensions, invested, 410.3, 411.7(3)

Fraternal insurance investments, 512.48(3)

Fund for payment of bonds, 346.10–346.15

**Funding or refunding bonds**

- Amount of outstanding indebtedness, 346.1
- Authorization and sale, 75.1–75.9, 346.4
- Bond fund, treasurer's duties, 346.12–346.15
- Bridge bonds refunded, 346.2
- Constitutional limit, excess, liability, 346.9
- Drainage bonds, 463.1–463.28
- Form of bonds required, 346.3
- Interest rate maximum, 346.3
- Levy and retirement required, 76.1–76.6
- Maturity date of bonds, 346.1
- Negotiation, treasurer's duty, 346.5
- Proceeds of sale, how applied, 346.6
- Record and report of sales, 346.7, 346.8
- Refusal of county to pay, 346.16, 346.17
- Sale or exchange of bonds, 75.9, 346.4–346.8
- Tax levy for payment, 346.10, 346.11, 346.18

Funds from other sources to pay, 76.4

Funds unused transferred to general fund, 334.12

Hearing on improvements over \$5000, 23.1–23.16

Highway, 75.1–75.9, 309.46–309.55

Hospital for contagious diseases, 256.2

Hospital for venereals, 140.14, 140.15

Hospitals, public, 347.2–347.13, 347A.2

Indebtedness limited, 407.1

Indebtedness reported, appeals, 23.5(9)

Insurance companies, investments, 511.8(2), 512.48, 515.35(2)

Interest, additional levy of tax to pay, 346.18

**COUNTY—Continued****Bonds—Continued**

- Interstate bridge bonds, 309.89
- Investments by fiduciaries, 682.23(4)
- Issuance regulated
  - Aid of named corporations forbidden, 346.20
  - Comptroller's duties, improvement bonds, 23.12–23.16
  - Prohibited issues, 346.20–346.22
  - Public improvement bond issues, 23.12–23.16
  - Supervisors' powers, 346.1
  - Voters' approval, 75.1, 256.1, 345.1–345.9, 347.1–347.6
- Legalizing acts, 585.1, 585.2, 594.2
- Levy, mandatory requirements, 76.1, 76.2
- Limestone quarry bonds, 202.6–202.10
- Mature serially in order as numbered, 76.1
- Maturity and payment, 76.1–76.6, 345.9
- Memorial halls and monuments, 37.3, 37.6, 37.7, 37.20
- Nonlife insurance investments, 515.35(2)
- Nonpayment when no tax levy made, 346.16, 346.17
- Notice of bond sale published, 75.2
- Numbering and maturity of bonds, 76.1
- Officers of county, bonds, 64.8–64.11, *see BONDS*
- Payment, 76.1–76.6, 345.9, 346.16, 346.18
- Penalty for law violations, 24.24, 346.22
- Penalty, officer, failure of duty, 75.8
- Place of payment, 76.6
- Proceeds of sale used to pay debts, 346.6
- Public building bonds, maturity, form, 345.9
- Public building bonds, tax to pay interest, 346.18
- Public contracts, hearing, procedure, 23.12–23.16
- Public improvement contracts, county bonds deposited, 573.4
- Railroad tax aid bonds, consent to relocation of line, 480.3
- Record of sales or exchange bonds, 346.7
- Redemption by treasurer, notice, 346.13
- Report of bonds sold made to board, 346.8
- Retirement, mandatory provisions, 76.1
- Retirement period, 20 years, 76.1, 76.2
- Road bonds, 75.1–75.9, 309.46–309.55
- Sale of bonds
  - Bids accepted or rejected, 75.3, 75.4
  - Commissions prohibited, 75.6
  - Exchange of bonds for indebtedness, 346.5, 346.6
  - Negotiation by treasurer, 346.5
  - Notice of sale, 75.2, 75.4
  - Record and report of sales, 346.7, 346.8
  - Selling price, par with interest, 75.5
  - Statutes made applicable, 346.4
  - Treasurer's duties, 346.5–346.8, 347.8
  - Violations, penalty, 75.7
- Savings banks, investments, 526.25(4)
- Sealed bids, requirements, 75.3, 75.4
- State tax to pay bonds, 346.16, 346.17, 444.20
- Taxation of public bonds, 427.13(8)
- Tax exempt, 427.1(5)
- Tax levy, 346.10–346.19
- Tax limitations, valuation, 76.3
- Treasurer to sell or exchange bonds, 346.5
- Unpaid from failure to levy tax
  - Filed with tax commission, 346.16
  - State levy to pay bonds, 346.17

**COUNTY—Continued****Bonds—Continued**

- Valuation, bonds limited by, 76.3
- Vote, submission of questions, 345.1–345.15
- Voting machines purchased, 52.3
- Borrowing money, voting tax, 345.1–345.15
- Boundaries
  - Changing by law, vote required, Const., Iowa, III, 30
  - Procedure to change, Const., Iowa, III, 30
  - State land survey, engineer's expenses paid, 111.23
  - Streams on borders, concurrent jurisdiction, 332.2
- Bounties, allowance, payment, 350.1–350.7
- Bridge bonds, 309.46–309.55, 346.1–346.22
- Bridges, city aid, 381.1, 381.9–381.15
- Budget, 344.1–344.10
- Budget law, local, requirements, 24.1–24.33
- Buildings and grounds
  - Asylums, maintenance report, 343.3(11)
  - Claims for labor or materials, 573.6–573.26
  - Closing during epidemic, special charter cities, 420.181
  - Construction, submission to voters, 345.1–345.7
  - Contracts and bids, 332.7, 332.8, 368.60
  - County home, *see subhead Homes, County below*
- Courthouse
  - Arson, burning, 707.2, 707.5
  - Auditor has control subject to board, 333.1(8)
  - Bonds to construct, tax levied, 75.1–75.7, 345.4–345.10
  - Condemnation of site, 471.4(1)
  - Construction, submission to voters, 345.1–345.15
  - County without, place procured for court, 604.10
  - Courthouse provided outside county seat, 604.11
  - Defacing building or fixtures, penalty, 714.3
  - Destroyed by fire, rebuilding, 345.2
  - Doors to open outward, 103.8
  - Fire escapes, 103.1–103.17
  - Improvements authorized without vote, 345.3
  - Law library in, 332.6
  - Newsstand for veteran authorized, 332.5
  - Relocation, 353.1–353.16
- Destruction by fire, expenditures, exception, 332.11, 343.11(1), 346.19
- Doors to open outward, 103.8
- Erection and repair, 332.3(15)
- Exempt from execution, 627.18
- Fairgrounds, title in county, control by fair society, 174.13–174.19
- Garage, county operation and service, 332.3(18)
- Hospitals, 347.1–348.5
- Inspection by health officer, 137.10
- Insurance, 332.3(11), 332.11
- Jails, 356.1–356.25
- Joint, city and county, 368.19–368.23, 368.50–368.53
- Legalizing act, levies and bonds issued, 594.2
- Memorial halls and monuments, 37.1–37.27
- Plans and specifications, 332.8
- Prison labor used, 356.17

**COUNTY**—Continued

## Buildings and grounds—Continued

- Questions submitted to voters, 345.4
- Real estate acquired, management, sale, 569.1–569.8
- Repairs and erection, 332.3(15), 332.11, 345.3
- Rules posted, penalty for infraction, 332.3(19)
- Sale or lease authorized, 332.3(4, 13, 17)
- Sanatoriums (tuberculosis), 254.2, 254.3, 347.14
- Site or grounds, purchase, election, 345.4
- Sites for buildings selected, 332.3(12)
- Tax, lands owned by another county, 427.14
- Tax levy, additional, to pay interest, 346.18
- Voters, submission of question, 345.1–345.15

- Businesses licensed, regulated, 332.23–332.30
- Catastrophe, planning assistance from state, 28.10
- Cemeteries, 566.14–566.18
- Census, federal, controlling, 26.2, 26.6
- Census, population determined by record, 26.6
- Certificates of indebtedness, tax exempt, 427.1(5)
- Child support recovered, 252A.5
- Child welfare, 235.1–235.6

## Claims against

- Claim register kept, 331.19(5)
  - Domestic animal damage claims, 352.1–352.6
  - Duties of supervisors, 331.19(5), 332.3(5)
  - Filing and numbering claims, 331.20
  - Payable by auditor without audit, 333.4
  - Payments, exception, 343.10, 343.12, 346.19
  - Registrars of vital statistics, payment, 144.35
  - Unliquidated claim, procedure, 331.21
- Claims due, bank reorganization consent, 528.36, 528.40
- Claims due county, collected, 333.9
- Claims, state against county, procedure, 25.6
- Coal, Iowa, preferred, conditions, 73.6–73.10
- Code and session laws, supervisors may buy, 16.21
- Collusion clause in contracts, penalty, 553.23
- Commission of insanity, 228.1–228.11
- Compromise of claims for support of mental incompetents, 223.17
- Compromise of county owned tax certificates, 446.31
- Compromise of taxes, 445.16–445.19, 682.36
- Condemnation, 471.4–472.41
- Conservation board, 111A.1–111A.9
- Contagious diseases, liability for supplies, 139.24
- Contracts**
- General provisions, see CONTRACTS, subhead Public Contracts*
- Advertisement for bids, 332.7, 332.8
  - Amount, when limited, 343.10, 343.11, 346.19
  - Authority to make contracts, 332.1
  - Bids, 252.38, 332.7, 332.8
  - Medical and dental care, 252.39
  - Plans and specifications on file, 332.8
  - Poor relief contracts, 252.38–252.41
- Preference
- Coal, Iowa, 73.6
  - Labor, Iowa, 73.3
  - Products, Iowa grown, 73.1
- Provisions, mandatory, deemed included, 553.24
- Submission to voters, 345.1–345.15
- Voted, rescission forbidden, 345.12
- Written contracts, when required, 332.7

**COUNTY**—Continued

## Conventions

- Expenses for county officers not allowed, 343.12
  - Memorial hall commission, convention to elect, 37.10–37.13
  - Political convention, 43.84–43.98
- Conveyances executed before 1943, legalized, 589.2
- Convicts, labor earnings to county, 356.18, 356.19
- Corporate body, considered as, 332.1
- Costs of lost records restoration, how paid, 647.5
- Costs of trial on change of venue, 623.1, 778.15; R.C.P. 174, 194
- County board of education, 273.4–273.14
- County court, conveyances legalized, 589.2
- County seat relocation, *see subhead Relocation of County Seat below*
- Courthouse, 345.1–345.14, *see subhead Buildings and Grounds above*
- Damage actions, notice, limitation, 614.1(1)
- Debt, limit, constitutional, Const., Iowa, XI, 3
- Deputies, oaths, power to administer, 78.3
- Detention home, authority to provide, 232.35, 232.36
- Detention home, education of inmates, 273.13
- Detention hospitals
- Authorization, tax, bond, 140.12, 140.15
  - Nurses provided, 140.16
  - Physicians and attendants, appointment and fees, 140.16
  - Rules for operation, 140.17
- Districts, congressional, senatorial or representative, formation, Const., Iowa, III, 37
- Districts, supervisor, establishment of, 331.8–331.11, 331.25–331.28
- Divided into townships, 359.1
- Documents, old, destruction, 332.15
- Dual county seats
- Supreme court reports, free copies, 16.28(9)
  - Terms of court at each, 604.12
- Education, county board of, 273.4–273.14
- Elections, expense paid by county and city, 49.118
- Emergency relief, 251.1–251.6
- Emergency wartime provisions, perpetuation of government, 38A.7–38A.13, 38D.1–38D.3
- Eminent domain, 471.4–472.41
- Employees**
- Compensation for injuries, 85.2, 85.61(1, 3)
  - Federal social security, 97C.1–97C.19
  - Hospital or medical service, wage deduction, 514.16
  - Leave of absence for national guard duties, 29.28
  - Political activity prohibited, 740.13–740.18
  - Temporary appointment, employee in military service, 29.28
- Employment, preference, military service, 70.1–70.8
- Employment stabilization co-operation, employment security commission, 96.11(6)
- Epileptics and feeble-minded, care liability, 222.41, 223.12–223.14
- Examination, finances, yearly by state auditor, 11.6
- Exemption of private property from county debt, 627.18

**COUNTY—Continued**

Exemption of public property from execution, 627.18

Expenditures, limitations, 343.10–343.12, 346.19

Expenditures, vote to levy tax, 345.1–345.15

**Expenses of unfortunates paid**

Annie Wittenmyer home, 244.14

Blind children, 241.2–241.23, 269.2, 270.4–270.8

Burial expense paid, 250.1, 250.13

Children in state orphans home, 244.14

Deaf children, 270.4–270.8

Delinquent, dependent and neglected children, 232.35, 232.36, 240.5

Drug addicts, 224.2

Education of poor children, 249.20

Epileptics care at state hospital, 223.18

Feeble-minded state hospital care, 221.5, 223.18, 230.23

Handicapped children, 263.12

Indigents medical care, 255.26

Inebriates, 224.2

Insane, removal to state hospitals, 227.7, 227.10

Insane, state hospitals, 230.1–230.30

Juveniles and state home, 244.14

Poor law provisions, 252.1–252.43

Psychopathic patients, 225.19–225.23, 225.41

Tubercular patients, 254.8–254.10, 271.14, 347.13, 347.16

Veterans of wars, 250.1–250.18

**Fairs**

County aid provisions, 174.13–174.19

County and district, 174.1–174.23

Grounds sold, 17.25

Grounds, title in county, 174.14, 174.15, 174.24

Fences, railway, local regulations not applicable, 478.8

Financial condition, examination yearly, 11.6

Flood control, 467B.1–467B.14, 467C.2

Forests, 111A.1, 111A.4

**Funds**

*General provisions*, 452.1–452.18

**Accounts**

Accounting before bond approved, 63.13

Bond fund, separate account, 346.12

Examination of, 11.6–11.21, 343.5, 452.11

Failure to account, effect, Const., Iowa, III, 23; 66.26(9)

Kept separate by treasurer, 334.8

Uniform system installed, 11.22

Appropriation, annual, 344.2–344.6

Audit annually by state auditor, 11.6

Balance, inactive fund, transfer, 24.21

Bond funds, 346.12–346.15

Bovine tuberculosis eradication fund, 165.18–165.25, 165.30, 165.31, 165.34

Budget, contents, hearings, 24.1–24.33

Budget of funds, annual, 344.1–344.11

Collections, auditor's duties, 333.9

Contingent fund, 344.3

**Court expense funds**

Clerk of court and deputy salaries, 340.17

Court expenses, levy, 444.10

Dual county seats, salaries allowed, 340.18

Financial report, 333.11(1, 2)

Juvenile court expenses, 231.12, 231.13

**COUNTY—Continued****Funds—Continued****Court expense funds—Continued**

Levy of taxes to meet court expenses, 444.10

Report of county auditor, 333.11(1, 2)

Default in loss payment, remedy, 334.19

Depositories, designation, 452.10, 453.1–453.6

Deposits of public funds, 453.1–453.8

Detention hospital fund, 140.12–140.15

**Domestic animal fund**

Allowance of claims by board, 352.3

Assessor's fees for listing dogs, 351.15, 351.16

Claims filed and paid, 352.1–352.5

Cruelty to animals, prevention, use, 352.6

Damage by dogs and wolves, paid, 352.1

Dog license fees put in fund, 351.6

Excess transferred to general fund, 352.6

Warrants payable from fund, 352.4–352.6

Drainage district fund, 455.61, 461.22

Earnings of county prisoners, 356.18

Emergency fund, levy, transfer, 24.6, 24.22, 251.2

Emergency relief fund from state, 251.2, 251.3

Employees under compensation law, 85.2, 85.61

Epileptics care at state hospital, 223.18

**Expenditures, limitations**

County bonds, law applies to, 346.19

Excess over appropriations, penalty, 344.10

Limited to receipts, exceptions, 343.10–343.12, 344.11

Submitted to voters, when, 345.1–345.15

Fairground funds, levy and control, 174.13–174.19, 174.25

Farmers institute fund, 175.4

Federal insured loans, investment in, 682.45, 682.46

Feeble-minded person's care, 223.18

Financial report of auditor, annual, 333.11

Garnishment, exemption from, 642.2

**General fund**

Annual report of auditor, 333.11

Auditor's plats, expenses collected, 409.30

Audits, expenses paid, 11.6–11.21

Auto, abandoned or stolen, proceeds, 321.90, 321.91

Beer permit fees, clubs, 124.16

Beer permit fees, retained in, 124.33

Bond issue, excess transferred to, 346.15

Buildings constructed, surplus tax, 345.15

Business license fees, 332.26

Carrier's lien, excess to treasurer, 575.12–575.14

Cigarette taxes and fees, 98.35

County education board expenses, 273.8

Courthouse destroyed by fire, 345.2

Defense projects, education board expense paid, 274.45

Deposit of trust funds, unclaimed after ten years, 682.2

Domestic animal fund, transfer, 352.6

Drainage ditches, preliminary expense, 455.164

Engineer, compensation paid from, 309.18

Expenditures, limitation, 343.10, 343.11(9)

Fairgrounds, purchase, 174.15

Feeble-mindedness, hearing, costs, 222.40–222.42



## COUNTY—Continued

## Funds—Continued

## General fund—Continued

Graves of veterans, maintenance paid, 250.17  
 Hotelkeeper's lien, excess to treasurer, 583.6  
 Improvements, county buildings, 345.3  
 Indigents' medical care, expense, transfer, 255.26  
 Insane commission hearing costs, 228.10  
 Insane, failure to levy special tax, 230.23  
 Insane fund deficiencies, payment, 223.18, 230.23  
 Institution fund deficit paid, 444.12  
 Interest and penalty, misappropriation, 445.58  
 Interest and penalty on delinquent taxes, 445.52, 445.57  
 Interest payment to officers prohibited, 453.7  
 Interest, school funds, charged to county, 302.40, 302.41  
 Juvenile court expenses paid, 231.12, 231.13  
 Losses, how replaced, 334.13-334.22  
 Lost property, wrongful sale forfeit, 644.17  
 Mobile home fee, 135D.10  
 Motor vehicle registration fee, county's share, 321.152  
 Motor vehicle stolen or abandoned, sale, proceeds, 321.90  
 Nurses, public health, employment, 143.1-143.3  
 Parks, maintenance, 111.27  
 Plats and surveys, collection of costs, 409.30, 433.15, 434.19  
 Probation officers and deputies, certain counties, 231.13  
 Radio sets for police broadcasts, 750.4  
 Registrars of vital statistics, paid, 144.35  
 Removal from office, costs, 66.23  
 Report of auditor, annual, 333.11  
 Salaries of county officers, 340.16  
 School fund foreclosures, transfer, 302.38  
 Social welfare board expenses paid, 234.10  
 State park maintenance expense, 111.27  
 Surplus from voted tax, 345.15  
 Tax levy for, amount, 444.9(2)  
 Teachers institute, 272.5-272.8  
 Tubercular patients care, 271.14  
 Unclaimed money, 321.90, 321.91, 334.12  
 Unclaimed trust fund deposit, 682.42  
 Veterans grave maintenance, 250.17  
 Voting machine, tax levy to purchase, excess, 52.3  
 Weed costs, advanced, repaid, 317.16, 317.18  
 Women's reformatory commitment costs, 245.9, 337.11(10, 14)

Health board, expenses, paid, 138.4  
 Hospital, county, 347.5-347.8, 348.4  
 Hospital, insane, support fund, 230.23, 230.24  
 Hospitals, benevolent institutions, by gift, 61.14, 565.13-565.15  
 Indebtedness limited, Const., Iowa, XI, 3; 407.1  
 Insane fund, county care, 230.24, 333.11(10)

## Institution fund

Annie Wittenmyer home, 244.14  
 Deaf and blind school expenses, 269.2, 270.7  
 Deficit paid from general fund, 444.12  
 Epileptics, state hospital care, 223.18  
 Established by supervisors, tax levy, 444.12

## COUNTY—Continued

## Funds—Continued

## Institution fund—Continued

Feeble-minded, state hospital care, 221.5, 223.18  
 Insane, state hospital care, 230.21, 230.23  
 Institute, teachers, 272.5-272.7  
 Juvenile home child support, 244.14  
 Psychopathic patients, 225.18-225.21  
 State hospital, patient's care, 223.15, 223.18, 230.21, 230.23  
 Tubercular patient's care, 254.4  
 Insurance, reciprocal, 520.1  
 Interest payments prohibited, 453.7  
 Investments, federal secured loans, 682.2, 682.3  
 Losses, replacement, apportioned, 334.13-334.22  
 Maintenance funds, roads, 312.2  
 Municipal court salaries, 602.49  
 Orphans fund, 444.11  
 Payments to state, 12.8, 12.9  
 Penalties for violations  
 Embezzlement by public officer, 710.1-710.3  
 Failure to report expenditures, 740.11  
 False fee entries, 740.9  
 False statements or reports, 452.14  
 Poor fund  
 Administration by social welfare board, 251.4  
 Blind persons, 241.20, 241.21  
 County welfare board administrators, 251.4  
 General cases, 252.25-252.31, 252.35  
 Indigents medical care, transferred, 255.26  
 Joint care by two counties, 253.11  
 Maximum emergency levy, 251.3  
 Overseer and township trustees, 252.25-252.35  
 Psychopathic patients, 225.18-225.21  
 Quarantine expenses, 139.24, 139.30  
 Reimbursement, quarantine expense, 139.24, 139.30  
 Relief provisions, 252.25-252.43  
 Report of expenditures, 333.11(9)  
 Transfers prohibited, 251.3  
 Tubercular patients, indigent, 254.4  
 Private use or loan of, prohibited, 452.4  
 Railroad maps, expenses of making, 434.19  
 Refund from state, 452.16-452.18  
 Reimbursement fund, losses, 334.13-334.22  
 Report, annual, auditor's duties, 333.11  
 Road clearing fund, road weeds cut, 317.19  
 Road funds, 310.3, 312.2  
 Road use tax apportioned, 312.3  
 School funds, 302.1-302.44  
 School textbook provisions, 301.16, 301.17  
 Sectarian purposes, use prohibited, 343.8, 343.9  
 Soldiers relief fund, 250.1-250.3  
 State money, statements, payments, 334.9-334.11  
 Superintendent of schools, expenses, 273.13  
 Swamp land indemnity fund, 12.16  
 Taxes apportioned  
 Apportionment to funds, 445.57  
 Installment payments, 445.38  
 Interest and penalty, unpaid taxes, 445.52  
 Losses apportioned to counties, 334.15  
 Misapplied delinquencies, penalty, 445.58  
 Uncollectible taxes, 445.20-445.22  
 Telephone and telegraph line maps, expenses of making, 433.15

**COUNTY**—Continued

## Funds—Continued

- Transfer of funds, approval, 24.22
- University hospital, indigents care, 255.26
- Water service fund, 357.25

- Garage, operation of service garage, 332.3(18)
- Garnishment not permitted, 642.2
- Gasoline tax proceeds for roads, state, 324.63

## Gifts received

- Annuity conditions, tax, 565.12–565.15
- Authority to accept, 565.6
- Cemetery donations, 566.14–566.18
- Conditions binding, 565.6
- Management of gifts or bequests, 565.6–565.15
- Tax exemption, 450.4(3)
- Tax voted to maintain gifts, 565.8–565.11
- Trustees appointed by court, bond, 565.7

- Graves of soldiers maintained, 250.17
- Health board, 137.1–137.21, 138.1–138.4
- Highway patent suits, legal counsel, 7.5
- Highways, eminent domain, 471.4
- Historical societies, public library facilities, 378.16
- Holding stock or interest prohibited, 346.20, 346.22

## Homes, county

*General provisions, see subhead Buildings and Grounds above*

- Accounting by steward, 253.8
- Additions, counties over 65,000, 345.3
- Births and deaths, record, available, 144.22–144.24
- Bonds, issuance, tax levy, 345.9, 345.10
- Construction, election, levy, 253.1, 345.1–345.15
- Contracts and purchases, 253.2
- Counties without county home, 252.32
- Dead bodies, disposal of, 142.1–142.11
- Deaths and births, record, 144.22–144.24
- Establishment, vote, 253.1, 345.1–345.15
- Experimental crops, appropriation for, 332.3(14)
- Hospital laws, exempt, 135B.18
- Improvements authorized without vote, 345.3

## Inmates

- Admission, steward's duties, 253.5, 253.6
- Discharge, 253.7
- Education of children, 253.9
- Joint care by two counties, 253.11
- Labor, proceeds, 253.5
- Notice, original, service of, R.C.P. 56(e)
- Transfers to adjoining counties, 253.11
- Vital statistics records, 144.22

- Insane patients, state aid, 227.16–227.18
- Insane, temporary custody, 229.24
- Insane, transfer to, 227.11, 227.16–227.18
- Insane ward, support fund, 229.26, 230.24
- Inspection and visitation, 253.9
- Investigation by control board, 218.30–218.33
- Lease of home and poor support, 253.10
- Management, regulations, 253.2
- Original notice served on inmates, R.C.P. 56(d, e)
- Poor relief, 252.1–252.43, 347.16
- Report, annual, published, 253.3
- Rules and regulations made, 253.2
- Senile, transfer to, 227.11, 227.16–227.18
- Soldiers, residence optional, 252.30
- Special privileges to soldiers and others, 252.30

**COUNTY**—Continued

## Homes, county—Continued

- Steward, appointment, 253.4
- Township trustees duties, 252.25, 252.32, 252.34
- Tubercular patients prohibited, 254.2
- Veterans, special privileges, 252.30

Hospital, detention, 256.1–256.3

Hospitals, 347.1–348.5

Hunting license applications, destroyed, 332.15

Improvements, employment, military preference, 70.1–70.8

Improvements, when vote unnecessary, 345.1–345.3

Indebtedness for private corporations void, 346.20

Indebtedness, limitation on, Const., Iowa, XI, 3; 343.10, 343.11, 346.19, 407.1, 407.2

Insane, medical care, suit to recover, 255.26

Insane care, state reimbursed, penalty, 230.21, 230.22

Insane hospitals, 227.1–227.18

Insane patients, report from hospital, 226.6(5)

## Insane persons

- Dispute of legal settlement, written notice, 230.4
- Expenses certified by state hospital, 230.20
- Legal settlement, liability, 230.1–230.14
- Penalty for failure to pay support, 230.22

Insane persons cared for, 229.26, 230.1–230.30

Insanity commission, 228.1–228.11

## Institutes

- Farmers, 175.1–175.8
- Judge, conveyances legalized, 589.2
- Teachers, 272.1–272.8

Insurance, liability, on employees authorized, 332.3(20)

Insurance proceeds used to rebuild, 332.11

Interest on bonds, additional tax to pay, 346.18

Investigation of private institutions by board of control, 218.30

Isolation hospital, temporary place, 139.11

Jail prisoner's earnings, to county, 356.18, 356.19

Jails, 356.1–356.25

Judgment on officers bond, compromise, 332.12–332.14

Jurisdiction concurrent, boundary, 332.2

Jurors, expense of food and lodging on court order, R.C.P. 202

Juvenile court salaries and expenses paid, 231.12, 231.13

Labor and products, Iowa, preferred, 73.1–73.10

Lands managed, expenses paid, 569.5, 569.6

Lands owned in another county, taxation, 427.14

Lands purchased, costs paid, 569.4

Law library in courthouse, 332.6

## Leases

- Authority to lease in general, 569.5–569.7
- Drainage district lands acquired, 455.171, 455.176, 455.178, 455.195
- Limestone quarries, 202.1
- Property to school districts, 332.3(17)
- Public hospital sites, 347.13
- Settling basins for drainage districts, 455.29, 461.12

## Libraries and library trustees

- Generally, 358B.1–358B.15
- Taxes, 358B.8, 358B.13, 378.13–378.15

## COUNTY—Continued

Licenses for certain businesses, 332.23–332.30  
 Limestone quarries, 202.1–202.11  
 Liquor vehicles seized, requisition for use, 127.19  
 Losses, replacement, apportionment, 334.13–334.22  
 Lost records restoration, costs paid, 647.5  
 Maintenance equipment loaned to conservation commission, 111.58  
 Memorial halls and monuments, 37.1–37.27  
 Microfilm record files, 343.13  
 Motor carriers, right to object to, 325.15  
 Motorcycles, owned and serviced, 332.3(18)  
 Motor fuel tax repaid to county fund, 324.63  
 Motor vehicle carrier fees allocated, 326.13  
 Motor vehicles, liability insurance permitted, 332.3(20)  
 Motor vehicles, owned and serviced, 332.3(18)  
 Mutual assessment insurance associations, 506.9, 521.1, 522.1  
 Newspapers, official, 349.1–349.18  
 Notice of damage action, limitation, 614.1(1)  
 Nurses, public health, employment by, 143.1–143.3  
 Officers, general provisions, *see COUNTY OFFICERS*  
 Old-age assistance, 249.1–249.47  
 Old-age medical assistance, 249A.1–249A.19  
 Ordnance plant, sale of land for, 332.4  
 Organization, size, constitutional limit, Const., Iowa, XI, 2  
 Orphan fund, 444.11  
 Parks, parkways, 111A.1, 111A.4  
 Paternity cases, when costs payable by county, 675.30  
 Peace officers' short course, attendance, expenses, 80.12  
 Planning assistance from state, 28.10  
 Playgrounds, 111A.1, 111A.4  
 Poor relief  
   Cities and town projects, co-operation, 252.42  
   County homes, *see subhead Homes, County, above*  
   Emergency relief, 251.3–251.6  
   Government and city projects, use of funds, 252.42  
   Government projects, co-operation, 252.42  
   Indebtedness, limitation, exception, 407.1  
   Indigent sick, osteopath provided, 150.9  
   Hospital care, 347.16  
   Old-age assistance, 249.1–249.47  
   Support of poor by county, 252.1–252.43  
 Population, determined by census, 26.6  
 Power of the county, calling out, 337.1, 742.2  
 Powers and duties as body corporate, 332.1  
 Preserves, 111A.1, 111A.4  
 Prisoners' care, in counties over 80,000, 338.1–338.12  
 Private property exempt from county debt, 627.18  
 Probation officers, office and supplies furnished, 231.10  
 Proceedings published, newspapers, 349.16–349.18  
 Property, care of, *see subhead Buildings and Grounds above*  
 Property, right to acquire and control, 332.1, 332.3(12), 569.1–569.3, 569.8  
 Property, titles, 332.1–332.3, 569.1–569.8  
 Psychiatric treatment furnished, 230.24  
 Publication, important matters, 618.14

## COUNTY—Continued

Public funds, sectarian use, unlawful, 343.8, 343.9  
 Public improvement contracts and bonds  
   Appeal, limitations, procedure, 23.4–23.11  
   Bonds, notice of hearing, appeal, 23.12–23.15  
   Plans, notice of hearing, objections, 23.2, 23.3  
   Preference, Iowa labor, and materials, 73.1, 73.10  
   Requirements before issuance, approval, 23.1–23.16  
   Taxes to pay bonds, void for noncompliance, 23.16  
 Public property exempt from execution, 627.18  
 Questions submitted to voters, 345.1–345.15  
 Radio broadcasting system, installation paid, 750.4  
 Radio sets for police broadcasts, 750.4  
 Railroad fences, local regulations not applicable, 478.8  
 Railroad line relocation, procedure, 480.1–480.3  
 Railway shares, purchase prohibited, 346.20  
 Real estate acquired under execution, management, 569.1–569.6  
 Real estate acquired under tax deed, sale, 569.8  
 Real estate owned by county, titles, 174.24, 174.25, 332.1–332.3, 569.1–569.8  
 Records photographed for filing, 343.13  
 Records removed to new county seat, 353.13–353.15  
 Records transcribed, 558.16–558.18  
 Recreation centers, 111A.1, 111A.4  
 Refund of taxes from state, 422.45(6), 452.16–452.18  
 Registrar, vital statistics, 144.4  
 Registration of voters, when required, 47.1, 48.22  
 Relocation of county seat  
   Ballot, form, 353.12  
   Canvass of petition and remonstrances, 353.8  
   Constitutional limitations, Const., Iowa, III, 30  
   Court, place of holding, 353.15  
   Election, conduct of, notice, 353.9–353.13  
   Hearing on petition, notice, 353.3, 353.4  
   Notice, proof of service, 353.4, 353.11, 353.16  
   Objections, evidence, 353.5, 353.6  
   Petition, filing, contents, 353.1, 353.2  
   Rejection on petition of remonstrants, 353.7  
   Remonstrances filed, 353.5  
   Removal of records, 353.13–353.15  
   Time of application, limitation, 353.1  
   Vote necessary to change, 353.13, 353.14  
 Relocation of railroad line, notice, 480.1  
 Report when improvement completed, 23.11  
 Represented by board of supervisors, 332.3(6)  
 Road, equivalent to highway, 4.1(5)  
 Road systems, *see HIGHWAYS, subhead Secondary Roads*  
 Sale of real estate, 332.1–332.4  
 Sanatoriums (tuberculosis), 254.1–254.7, 347.14  
 School funds, 302.1–302.44  
 School system, 273.1–273.3  
 School zones, 321.249  
 Scrip  
   Limitations on issue, 346.20  
   Presentment to treasurer, duties, 334.3  
   Purchase by county officers prohibited, 343.7, 343.9  
 Seal  
   Absence on deeds legalized, 589.2  
   Auditor's warrants, 334.1

**COUNTY—Continued****Seal—Continued**

- County bonds, 346.3
- County seal required, 332.1

**Seats, county**

- Changing or locating, laws, special or local, forbidden, Const., Iowa, III, 30
- Dual, short courses, state aid, 175.6
- Relocation, 353.8–353.16

**Sectarian use, public funds, prohibited, 343.8, 343.9****Securities, bank investment, 526.25(4)****Securities, public, tax exempt, 427.1(5)****Short courses for farmers, 175.6–175.8****Social welfare board, aid to disabled persons, 214A.5, 214A.6****Social welfare board, county, 234.9–234.13, 239.1–239.18****Social welfare board to inspect nursing homes, 135C.16****Soil conservation**

- Advisor may be appointed, 467A.6
- Co-operation authorized, 467A.9

**Soldiers' orphans, liability for support, 244.14****Soldiers preference law applicable, 70.1****Soldiers relief, tax levy, 250.1, 250.18****State taxes, liability, 452.1****Stockholder, county as, prohibited, 346.20–346.22****Supervisor districts, establishment, change, 331.8–331.11, 331.25–331.28****Supervisors, see COUNTY BOARD OF SUPERVISORS****Support payments recovered from party responsible, 252A.5****Supreme court reports, free copy to each, 16.28(8)****Swamp land federal indemnity, disposition, 12.16****Tax deed title, proceeds apportioned, 569.8****Tax, depreciated warrants, vote to increase, 345.5**  
**Taxes, levying, budget law requirements, 24.1–24.33****Taxes voted, rescission forbidden, 345.12****Tax exemption on property, 427.1(2)****Tax free property, reimbursement of school districts, 284.1–284.7****Tax levies, see TAXATION, subhead Levies****Tax question, submitted to voters, 345.1–345.15****Tax receipts, destroyed after five years, 332.15****Tax sales, county as purchaser, 446.19****Tax supervision by state commission, 421.17****Tax voted, surplus to county fund, 345.15****Teachers institutes, 272.2–272.8****Titles to real estate, 174.24, 332.1–332.3, 569.1–569.8****Townships, see TOWNSHIPS****Trustees, compensation cases, paid by county, 85.50****Tubercular patients' care, liability, 271.14****Useless documents destroyed by board, 332.15****Use tax, not on purchases from U. S., 422.44, 423.3****Vehicles, liquor, seized, requisition for use, 127.19****Venue of actions against county, 616.16****Veterans, newsstands in courthouses, 332.5****Violations, infraction of posted building rules, 332.3(19)****Vital statistics, registrar, 144.4****Vocational education, assisted by employment security commission, 96.11(6)****COUNTY—Continued****Voters, submission of tax questions to**

- Bonds, maturity, tax, 345.9
- Depreciated warrants, higher tax rate, 345.5
- Expenditures, when vote necessary, 345.1–345.15
- Manner of submitting questions, 345.6
- Petitioned questions, must be submitted, 345.13
- Rate of tax, 345.8
- Regularity presumed, 345.14
- Rescission by subsequent vote, 345.12
- Result published by board, 345.11
- Surplus of tax, general fund, 345.15
- Tax for successive years, 345.10
- Voting of tax, when required, 345.7

**Voters, when required to register, 47.1, 48.22****Voting machine, tax levy to purchase, 52.3****Vouchers, destroyed after ten years, 332.15****War disaster, government perpetuated, 38A.7–38A.13, 38D.1–38D.3****Warrants**

- Amount, overdrawing prohibited, 343.10–343.12, 346.19
- Assignment, unpaid warrants, 74.4
- Audit by board, 333.5
- Authorization of supervisors to issue, 333.2
- Call for unpaid warrants, 74.5, 74.6
- Cancellation and preservation, 334.7
- Condemnation damages, procedure, 472.31
- Convention expense not issued, 343.12
- Depreciated, election, tax, 345.5
- Destruction after ten years, 332.15
- Disbursements by warrants, 334.1
- Discounting warrants, penalty, 343.7, 343.9, 452.3
- Dishonor for lack of funds, 74.2–74.7
- Domestic animal fund, how paid, 352.4, 352.5
- Drainage, 457.22
- Error in, liability of officer, 333.7
- Exchange for bonds, 75.9
- Form of warrants, 333.2, 333.6
- Indorsement of interest by treasurer, 74.7
- Interest on unpaid warrants, receipts, 74.2, 74.7, 452.2
- Issuance prior to audit, 333.3, 333.4
- Issued only after recorded board vote, 333.2
- Legalizing acts, costs, 585.1–585.5
- Nonpayment, lack of funds, effect, 74.2–74.7
- Partial payment, procedure, 72.2, 334.5
- Payment of, treasurer's indorsement, 74.7, 334.3
- Purchase by officer at discount, penalty, 343.7, 343.9, 452.3
- Record book, treasurer's duty, 334.6
- Record kept by auditor, 333.2
- Record of warrants issued, 334.6
- Record of warrants unpaid, 74.3
- Report of auditor, annual, 333.11
- Treasurer's duties, penalty, 334.1–334.8
- Warrants accepted in payment of taxes, 445.34
- Witness fees, municipal court, 602.31

**War surplus commodities, purchase, 20.5****Water districts, benefited, 357.1–357.34****Way, equivalent to highway, 4.1(5)****Weather stations established, 159.5(5)****Weed eradication, 317.1–317.23****Wildlife areas, 111A.1, 111A.4****Witness fees, municipal court, liability, 602.31****Witness fees paid, criminal cases, 622.73**

**COUNTY**—Continued

Women's reformatory, commitment costs paid, 245.9  
 Workmen's compensation law applicable, 85.2  
 Zoning law  
   Airports and vicinity, 329.1–329.15  
   General provisions, 358A.1–358A.26

**COUNTY AGRICULTURAL AGENT**

County conservation commission aided, 111A.7  
 Fees, accounting, 166.23  
 Hog-cholera schools, duties, 166.19–166.23  
 Hog-cholera serum, list furnished, 166.32

**COUNTY AGRICULTURAL EXTENSION COUNCIL**

Consolidated districts, 176A.15  
 Districts established, 176A.4, 176A.15  
 Finances, 176A.8(14–17), 176A.9(4, 6), 176A.10–176A.12  
 Iowa State University, co-operation, 176A.8(7, 8), 176A.13  
 Meetings, 176A.7  
 Members, election, term, 176A.5–176A.8  
 Officers, 176A.14  
 Policy of state, 176A.2  
 Powers and duties, 176A.8, 176A.9, 176A.13  
 Tax, 176A.10, 176A.11

**COUNTY ASSESSOR**

Board of review, 441.31  
 Code copy furnished, 16.24(16)  
 Counsel, 441.41  
 Land sales reported to tax commission, 421.17(6)

**COUNTY ATTORNEY**

*General provisions, see COUNTY OFFICERS*

Absence, substitute appointed, 336.3, 336.4

**Actions and proceedings conducted**

Appeals in criminal cases, duties, 336.4(2), 793.7  
 Appointment of substitute, 336.3, 336.4  
 Arraignment conducted by, 775.7  
 Bond forfeitures, 336.2(5)  
 Criminal appeals, notice to attorney general, 793.6  
 Criminal trials, 780.5–780.13  
 Fines and penalties recovered, 336.2(5)  
 Habeas corpus, notice of writ issuance, 663.12  
 Opinions issued, 109.35, 336.2  
 Ouster proceedings, public officials, 66.3(4, 5), 66.23  
 Preliminary examinations, 761.8, 761.13, 761.30  
 Preliminary hearings, 336.2(3)

Appearance for state and county, 336.2(2)

Appointment of substitute in cases, 336.3, 336.4

**Assistants**

Appointment, supervisors to approve, 341.1–341.3  
 Compensation, 340.10, 341.7  
 Conditions disqualifying, 336.5  
 Powers and duties, 341.6  
 Qualifications, bond, oath, 341.4, 341.7  
 Temporary assistants, 341.7

Bail bonds, examination of surety, 763.13

Bond, amount fixed by supervisors, 64.8, 64.9

Bond, cost paid by county, 64.11

Cigarettes, enforcement of the law, 98.25(3)

**COUNTY ATTORNEY**—Continued

Code, session laws, copies, 16.24(16)  
 Commerce counsel, aid given to, 474.39  
 Commissions, auditor's report of, 333.11(2)  
 Compensation, 333.11, 340.9  
 Counsel for party adverse to county, forbidden, 336.5

County officers, defense of, 336.2(6)

Disinterment, application for, 141.24

Donation soliciting, assist in enforcement, 122.5

Duties in general, 336.2

Elected at general election, 39.17

Election and term, Const., Iowa, Amend. 1884, No. 4

Enforcement of law, duty, 336.2(1)

Escheat action, substitute in, 567.6

Execution sales, bidding in at, 569.2

Expenses paid by county, 340.9

Feeble-minded school, admittance, duty, 222.2, 223.7

**Fees**

*Generally*, 340.9

Commissions, 333.11

Rewards or fees, when prohibited, 336.5

Fire crimes, fire marshal to furnish facts, 100.9

Food and drug law prosecutions, 189.23, 189.24

Food law enforcement, 170.51

Gambling violations before licensing board, 99A.7

Grand jury, assistance to, 771.4, 771.5, 771.19

Grand jury, attendance on, 336.2(8)

Hearing of objections, nonparty nominees, 44.7

Indictments, preparation of, 336.2(8)

**Information**

Authorized, Const., Iowa, Amend. 1884, No. 3

Board of parole, furnished to, on request, 247.15

County attorney's, 769.1–769.33

Governor, furnished to, 248.9

Prepared by county attorney, 336.2(8)

Inheritance tax cases, appearance on request, 450.1

Insane criminal, notice of discharge, to, 226.29

Insane persons, duty to collect support costs, 230.27

Investigation of law infraction by sheriff, 337.4

Itinerant merchants, enjoin violation, 81.14

Jails, inspection and report required, 356.9–356.13

Lawyer, office with county attorney, 332.9

Library not furnished by county, 332.10

License boards, duty to advise in gambling cases, 99A.7

**Liquor law provisions**

Abatement bonds, foreclosure of, 123.87

Clergymen's permit, appear for petitioner, 134.3

Enforcement, 123.93

General duties, 126.5

Habitual violators, duties, 126.21

Injunctions, 123.62, 126.20, 128.1–128.40

Investigation expense, written order, 126.4

Liquor control act, duties, 123.62, 123.87, 126.5

**Nuisance injunction**

Attorney's fees as costs, 128.7–128.9

Brought by county attorney, 123.62, 128.1

Delay in trial, investigation of cause, 128.11

Dismissal of action on report, 128.10

Permit to manufacturers, duties, 133.3

**COUNTY ATTORNEY—Continued****Liquor law provisions—Continued**

- Pharmacists' liquor request stubs, inspection, 130.26
- Pharmacists' permits, duties, 130.6, 130.10, 130.14, 130.26, 130.31
- Physician or druggist, conviction, license revoked, 130.39
- Prosecutions, appear for state, 126.5
- Report of violations by peace officer, 126.2
- Maternity hospitals, birth and death reports, accessible, 236.26
- Military property recovered, 29.34
- Misdemeanors, prosecution of, 336.2(4)
- Motor vehicle accidents, reports received, 321.266
- Narcotic drug record, open for inspection, 204.17
- Neglected, dependent, and delinquent children
  - Investigation prior to petition, 232.5
  - Notice of application for discharge, 232.31, 232.32
- Office furnished by supervisors, 332.9
- Opinions furnished, 336.2(7)
- Oppression in official capacity, penalty, 740.3
- Parole before commitment, recommendation by, 247.7
- Parole board, furnishing facts to, 247.15
- Penitentiary and reformatory visits, 246.46
- Petition in juvenile court approved, 232.5
- Preliminary hearings, prosecution, 336.2(3)
- Prohibited acts, 336.5
- Public safety department requested to act, 80.9
- Qualifications, 336.1
- Railroads, weeds on right of way, 477.55
- Receipts, duplicate filed with auditor, 336.2(9)
- Removal of public officers, duties, 66.3, 66.11
- Removal, special prosecutor appointed, 66.12
- Reports to governor or attorney general, 336.2(10)
- Report to attorney general when requested, 13.2
- Reward in official business prohibited, 336.5
- Salary, 340.9
- Service on, action against the state, 613.9
- Soliciting donations, assist in enforcement, 122.5
- Special agents, assistance to, 80.9
- Substitutes, appointment, pay, 336.3-336.5
- Superintendent, county, render assistance, 273.18 (23)
- Supervision by attorney general, 13.2(7)
- Supplies furnished by supervisors, 332.10
- Supreme court cases, appear for county, 336.2(2)
- Term of office, Const., Amend. 1884, No. 4; 39.17
- Trial of criminal cases, 779.1-780.37
- Vital statistics, prosecute violations on call, 144.51
- Weed law enforcement, 317.23
- Weeds on railway right of way, 477.55
- Witness fees, grand jury, 333.3(2), 333.7

**COUNTY AUDITOR**

*General provisions, see COUNTY OFFICERS*

- Accounting system, uniform, 11.22, 11.23
- Accounts, file and record action, 333.1(5, 6)
- Acknowledgments by, defects cured, 586.1
- Acknowledgments, liability, 558.20, 558.30, 558.40
- Attorney or agent, acting as, penalty, 343.2, 343.6
- Bank deposits, 453.1-453.8, 526.37
- Bills paid, audited by board, 333.5
- Bond, amount fixed by supervisors, 64.8
- Bond, cost paid by county, 64.11
- Bonds
  - Approval by auditor, 64.21

**COUNTY AUDITOR—Continued****Bonds—Continued**

- Custody, filed with county treasurer, 64.23
- Deputy's, amount, 341.4
- Drainage bond record, 455.89
- Minimum amount required, 64.9
- Neglect of duty, liability, 452.15
- New bond, when required, 65.2
- Pharmacist's liquor bond, 130.14
- Recorded in official bond record, 64.24
- School duties, failure to perform, liability on bond, 302.44
- Tax sale fraud, liability, 446.27
- Venereals, release from isolation, 140.25
- Bounties paid, proof destroyed, 350.4-350.6
- Budget, local, duties, 24.10, 24.17, 24.18, 24.25, 24.27, 24.32
- Change of title by court certified, 606.14
- City and town assessments, 368.4
- Clerk, board of health, 137.3
- Clerk of board of supervisors
  - Duties as clerk, 333.1
  - Meetings of board, notice, 331.15-331.17
  - Proceedings of board published, 349.16-349.18
- Clerks and assistants
  - Appointment, supervisors to approve, 341.1-341.3
  - Powers and duties, 341.6
  - Salaries authorized, 340.2
  - Temporary assistants, 341.8
- Code copy furnished, 16.24(16)
- Collection and receipt of county money, 333.9
- Courthouse, control subject to board, 333.1(8)
- Criminal prosecutions report to clerk, 247.31
- Death certificate copy received, 144.10(3)
- Depositories, 453.1-453.8
- Depository banks, location specified, 453.4
- Deposits in banks, 453.1-453.8, 526.37
- Deputy
  - Appointment, supervisors to approve, 341.1-341.3
  - Assistants, paid by drainage districts, 455.165
  - Discounting warrants prohibited, 343.7
  - Powers and duties, 341.6
  - Qualifications, bond, oath, 341.4
  - Salary, 340.2, 340.18
- Discontinued cities, records preserved, 362.15
- Discounting warrants prohibited, 343.7
- Documents, old, destruction, 332.15
- Documents, state, received, open to public, 16.17
- Duties in general, 333.1
- Elected at general election, 39.17
- Election contests
  - Bond for costs filed, 62.6
  - Clerk of election court, duties, 62.3, 62.7
  - Notice of contest filed, 62.5
  - Subpoena issued, 62.11
- Election duties
  - Absent voters, 53.2-53.22, 53.40-53.42
  - Abstract of votes, 43.50, 50.34, 50.46
  - Abstracts indorsed and forwarded, 50.30-50.33
  - Abstracts of canvass, filed, recorded, 43.50, 43.51
  - Adding vacancy nominees to ballot, 49.58-49.62
  - Alphabetical lists of party voters, 43.40
  - Armed forces personnel, 53.40-53.42
  - Ballot boxes to be furnished, 49.26, 49.27

**COUNTY AUDITOR—Continued****Election duties—Continued****Ballots**

- Prepared and printed, 43.27, 49.27, 49.43, 49.51
- Preservation and destruction, 50.9–50.15
- Publication, cost, 49.54, 49.72
- Requirements, 43.26–43.33
- Sample published, 43.29
- Unused, record, 50.9, 50.10

Bond of contestant, filed, 62.6

Bridge election, 381.12

Candidates on one ballot, exception, 49.30

Canvass of returns filed, 43.49, 43.50, 43.61, 50.11, 50.28

Certificate of election issued, 50.29, 50.46

Change of party recorded, 43.41

Clerk of contest court, 62.3

Constitutional amendment, U. S.

Ballots distributed, 55.11

Cost of election certified, 55.18

Publish notice of convention, 55.7

Control printing of ballots, 49.51

Destruction of ballots, 50.13–50.15

District convention delegates, duty, 43.103

Election board, vacancy filled, 49.19

Election book, contest, removal, 62.3, 66.19

Errors to be corrected, 43.25

Facsimile signature on ballots, 43.36

File returns of the county canvass, 50.28

Hearing on objections to nominees, 44.7

Instruction to voters, print and distribute, 49.70

Judicial nominations certified, 46.16

Judicial nominees on ballot, 46.17

Jury lists, election judges instructed, 608.9

List of delegates to central committee, 43.93

List of officers to secretary of state, 333.10

Messengers for missing returns, 43.47, 50.23, 50.47

Nomination blanks furnished, 43.9

Nominations certified by secretary of state, 43.22

Nominations filed, 44.4

Nominations, publish list prior to election, 49.72

Nominees certified by secretary of state, 43.22, 43.73, 43.74

Notice of election published, 43.23, 43.24

Notify delegates and committee members, 43.93

Objections to nonparty nominees, filed, 44.7

Original returns, filed, recorded, 43.61

Petition for drainage district, 455.7

**Poll books**

Party affiliation record, 43.40, 43.41

Prepared and furnished precincts, 49.28

Requirements, 43.33, 43.34

Return, preservation, 50.17–50.19

Preserve ballots six months, 50.9, 50.12

Preserve returns for county canvassers, 43.46

Railroad tax aid election, 483.1–483.20

Receive and file campaign statements, 56.3

Receive and file election books, 50.17, 50.19

Record of number of ballots, 50.10

Registration of voters, 47.13, 47.22, 47.29, 47.35, 47.36, 47.41, 47.42

Returns delivered, primary election, 43.45, 43.46

Returns, general election, 50.28–50.47, 51.13, 359.22

**COUNTY AUDITOR—Continued****Election duties—Continued**

Sample ballot, posting, 43.30

Sanitary district elections, 358.2–358.8

Subpoenas, issue in election contests, 62.11

Supplies furnished election board, 43.33, 49.28

Township ticket, separate from machine, 49.30

Vacancies in election board, fill, when, 49.19

Voter's registration, 47.13, 47.22, 47.29, 47.35, 47.36, 47.41, 47.42

Voting machines examined and tested, 52.9

Withdrawal of nonparty nominations, 44.9

**Fees**

Dog license fees, 351.6, 351.12

Estray services, 188.48(8)

Failure to report, penalty, 343.5, 343.6

Fee book, form, contents, 342.2, 342.3

Fees turned over to county, 342.1–342.3

Land transferred, 333.15

Tax sales and redemption certificates, 333.15

Transfer fee, 558.66

Fixed charges of county, paid by warrant, 333.4

Highway plats, 306.15

**Jury duties**

Apportionment certified, 609.4–609.8

Clerk's certificate of attendance, 607.6

Commission duties, penalties, 609.46

Commissioners' lists filed, 609.12

District court, 609.14–609.24, 609.47, 609.48

Election judges' lists filed, 609.13

Grand jury, selection, 609.25

Superior court, 603.29, 603.39

Library fund, from school fund interest, 292.1

**Liquor law provisions**

Investigation expense, peace officer, filed, 126.4

Manufacturers' permits, reports filed, 133.7

Permit holders, reports and requests filed, 132.1–132.5

Pharmacist's permit, bond, report, 130.14, 130.15

Pharmacists, reports and requests filed, 132.1–132.5

Proceeds, sale of vehicle, receipt filed, 127.22

Request blanks, oath of druggist filed, 130.25, 131.17, 131.18

Wholesale druggists, reports filed, 132.1–132.5

List of officers to secretary of state, 333.10

List of suspended taxes, 427.12

Oaths, power to administer, 78.2(3)

Office furnished by supervisors, 332.9

Official notices, designation of papers, 618.7

Orders signed, 333.1(4)

Original notice of suit served on, R.C.P. 56(i)

Plat books, form, contents, 558.63

Plat of city or town, filed, 409.12–409.16, 558.65

Plat of school subdistricts recorded by auditor, 274.9

Plats legalized, 589.23, 592.4

Plats, roads and highways, 306.15

Platting by auditor, costs taxed, 409.27–409.37

Proceedings of supervisors prepared for publication, 349.18

Publication of legal matter, newspaper selected, 618.7

Quarantine officer, 139.20

Receipts from county attorney, duplicate filed, 336.2(9)

**COUNTY AUDITOR—Continued**

## Record books kept

- Board of supervisors proceedings, 333.1
- Bridge or culvert construction, 309.82
- Dog licenses, 351.22
- Drainage district bonds, 455.89
- Drainage district proceedings, 455.185
- Drainage district trustees, proceedings, 462.34

## Election books

- Election contest proceedings, 62.3
- Elections, canvass of votes, 43.61
- Party affiliation record, 43.40

Estray record, 188.30

Fees collected, 342.2

Forest and fruit-tree reservations, 161.13

Index book, real estate transfers, 558.62

Insane support records kept, 230.26

Official bond records, 64.24

Plat book, 409.12, 558.60, 558.63

Proceedings of supervisors, 333.1

Special assessment book, entries, 445.11–445.14

Street and sewer assessments, 391.34

Surveys and field notes, 355.1, 355.5–355.7

## Tax records

- Separate funds, accounts, 445.59
- Special assessment book, 391.34, 445.11–445.13
- Suspended tax list, 427.12
- Tax lists, 428.4, 443.2–443.9, 446.1
- Tax rates, 444.6
- Tax sales, 446.24

Transfer book, *see Transfer Book, below*

Treasurer's report of county money, 333.1(4)

Water district record, 357.32

Recorder, temporary duties, 335.1

Records of discontinued cities and towns, 362.15

## Reports made

- County officers, list to secretary of state, 333.10
- Criminal expenses, 247.31
- Distribution of financial report, 333.14
- Fees collected, quarterly report, 342.3
- Financial report, contents, 333.11–333.13
- Forest and fruit-tree reservations, 161.13
- Printing of financial report, 333.14
- Reports included in financial report, 333.13
- School funds, to comptroller, 298.12
- School lands, sales, rents, 302.39, 302.42
- Tuberculosis (bovine) fund, 165.20
- Unexpended balances to offices, 344.7
- Vacancy in general assembly, 69.5

## Reports received

City or town, form of government changed, 363.37

County engineers, 311.8

County school superintendent, 273.21

County treasurer, warrants canceled, 334.7

Drainage district trustees, 462.34, 462.40

Engineering examiners, annual, 114.10

Justices, criminal record report, 601.133

Liquor permit holders (druggists), 132.1

Road district, proof of notice, 311.12

School board secretary, 291.11

Settlement with county treasurer, 452.13

Sheriff, condemnation funds, 337.16

Resignation, made to supervisors, 69.4

River channels and islands, sale, 568.2

**COUNTY AUDITOR—Continued**

Road assessments certified, 311.26

Road assessments, transcript, appeal, 311.25

Road plats recorded, 306.15

Salaries, county, paid by warrant, 333.4

Salary, 340.1

## School fund duties

Agricultural land tax credits, 426.1–426.10

Apportionment notice to treasurer, 298.11

Foreclosure, notice, contracts, 302.32–302.35

Funds, report to comptroller, 298.12

Interest and penalties due state, 302.39–302.41

Interest overdue, report to county attorney, 302.10

Loan of funds, auditor's duties, 302.29–302.37

Mortgage release, penalty for failure, 655.1

Penalty for neglect of duty, 302.44

Reimbursement for tax free land loss, 284.1–284.7

School bonds, registration, 298.22

School land grants, sale procedure, 302.4–302.7

School land, sales, rent, 302.39, 302.42

## School lands

Duties of county auditor, 302.4–302.44

Neglect to perform any duty, 302.44

Purchase by auditor personally prohibited, 302.4

Special assessment list to treasurer, 445.13

Supplies furnished by supervisors, 332.10

Surveys, records and plat book, 355.1, 355.5

## Taxation duties

Accounts of separate funds kept, 445.57, 445.59

Agricultural land school tax credit law, 426.1–426.10

Amount of tax computed, 444.1–444.7

Apportionment to certain funds, 445.57

Assessment change, tax commission, 441.49

Assessment districts, road, 311.1–311.31

Assessment, special record kept, 391.34

Assessors meeting called, instructions, 441.17

Audit of treasurer's account, 445.59

Bees, lien for costs collected, 160.8

City assessments and taxes, 368.4, 404.3

City bonds, levy to pay, 76.2

City garbage disposal plant, levy for, 416.121

Comptroller's instruction on legal levies, 444.7

Computation of tax rate, 444.3

Correction of assessment errors, 443.6

Dog licenses, delinquent list certified, 351.18

Electric lines, valuation, levy, 437.9, 437.10

Excess collection, return by state, 452.17, 452.18

Excessive tax on list prohibited, 444.7

Express companies, valuation, 436.9–436.11

Fire hazard tax assessed, hearing, 100.27–100.29

Fractional rates disregarded, 444.4

Gambling house penalty, tax entered, 99.27

Homestead tax credit, 425.1–425.12

House of prostitution, penalty entered, 99.27

Legal levies, comptroller's instructions, 444.7

Mandatory levies certified, 76.2, 444.1–444.8

Military tax credit computation, 426A.3

Nonresidents, personal property, 445.42–445.46

Notice of assessment appeal, 443.11

Notice to property owners, 443.7

Pipe lines, valuation, levy, 438.14, 438.15

Property divided or partitioned, 449.1–449.8

Property divided, tax apportioned, 449.4, 449.7



**COUNTY AUDITOR—Continued**

## Taxation duties—Continued

- Receipt to tax sale purchaser filed, 446.32, 446.33
- Redemption from tax sale, 447.1–447.13
- Refund of taxes from state, 452.16–452.18
- Reimbursement of schools for tax free land, 284.1–284.6
- Sanitary districts, 358.18
- School bonds, levy to pay, 76.2
- School district reimbursement for tax free land, levy for, 284.1–284.6
- Special assessment list, 445.10–445.14
- Special charter cities, books kept, 356.24(12)
- Stockholders of foreign associations, list, 431.18
- Subsequent tax payment receipt filed, 446.32
- Suspended tax list, entries, 427.12
- Tax commission, taxes certified to, 421.13
- Tax lists, preparation, valuations, corrections, delivery, 428.4, 443.2–443.9, 446.1
- Tax redemption certificate issued, 447.3, 447.5
- Tax sale, charter cities collecting own taxes, 420.220–420.229
- Tax sales attended, record made, 446.24
- Tax sale shown on tax list, 446.1
- Telegraph and telephone companies, 433.8–433.10, 433.14, 433.15
- Township bonds, levy to pay, 76.2
- Township hall, tax levy for, 360.8
- Transmission lines, valuation, 437.9, 437.10
- Trees and hedges cut, costs taxed, 318.2
- Trespass damages held pending tax redemption, 658.10
- Unavailable taxes, 445.20–445.22, 446.22
- Uncollectible taxes, 445.22, 446.22
- Valuation certified to commission, 443.5
- Veterans' exemptions filed, 427.3–427.5
- Waste, damages held pending tax redemption, 658.10
- Weed law assessments entered, 317.20
- Tax powers, not impaired by charter cities, 420.43
- Tax sale, charter cities collecting own taxes, 420.220–420.229
- Temporary assistants, compensation, 341.8
- Term of office, 39.17
- Title change certified, 606.14

## Transfer book

- Entries to be made, 558.64
- Entry necessary to record, 558.57
- Errors corrected, 558.67
- Fee for entering, 558.57, 558.58
- Form of index book, 558.62
- Form of transfer book, 558.61
- Misdescribed property, grantee notified, 558.67
- Partition, decree transcripts, R.C.P. 287(b)
- Plats, approval, entry, 558.65
- Title changed by court order, 558.64, 558.66
- Transfer and index books, 558.60

## Vacancy

- Clerk of court takes over, 69.3
- Filled by board of supervisors, 69.8(4)
- State senate or house, to notify governor, 69.5

## Violations

- Absent voters' law, 53.36
- Bribery and corruption, 739.4, 739.5
- Duty violations, 302.44, 343.6, 343.9, 446.26, 452.15
- Embezzlement, 710.1, 710.2

**COUNTY AUDITOR—Continued**

## Violations—Continued

- Estrays and trespassing animals law, 188.46
- Excessive tax levies, 444.7
- Failure to satisfy paid school fund mortgage, 655.1, 655.2
- Jury law violations, 609.46
- Local budget law, 24.24
- Misstatement in acknowledgment, 558.40
- Oppression in official capacity, 740.3
- Plat filing provisions, misdemeanor, 409.14
- Tax sale violations, 446.26, 446.27
- Warrants, 333.2–333.6, 333.11, 334.1–334.8

**COUNTY BOARD OF EDUCATION**

- Aids and supplies furnished, 273.13(4, 5)
- Appeals, 273.13(18)
- Appointments made, 273.13(1, 2)
- Ballots, 273.6
- Bond, textbook depository, 301.16
- Budget, 273.13(10)
- Consolidated district, 273.2
- County superintendent, secretary, 273.18(1)
- Curriculum powers, 273.13(3)
- Detention home inmates, education provided, 273.13(14)
- Discontinued schools, 274.15

## Duties

- General, 273.12
- Specific, 273.13

- Election canvass, 273.7
- Elections, vacancies, 273.4–273.7
- Expenditures, audit, 273.13(11)
- Expenses of members, 273.8
- Federal project, remaining land, 274.42
- Handicapped children, special classes established, 281.4–281.10
- Indian schools, 273.20
- Libraries, 273.13(6), 292.2, 292.4
- Meetings, record, 273.10, 273.18(4)
- Membership, term, 273.4
- Nomination, 273.5
- Oath, 273.8
- Office space, 273.11
- Organization, 273.10
- Qualifications, 273.4
- Reorganization of districts, 273.13(12), 275.1–275.40
- Report, county superintendent, 273.18(26)
- Reversion, federal projects, 274.39
- School districts, twelve-grade minimum enforced, 275.1
- Textbooks, 273.13(4), 301.1–301.28
- Transportation, pupils, *General provisions, see SCHOOLS AND SCHOOL DISTRICTS, sub-head Pupils*
- Appeal, 285.12
- Claims reviewed, 285.1
- Contract for busses, 285.5
- Powers and duties, 273.13(7), 285.1, 285.9
- Pupils sent outside district, 285.4

**COUNTY BOARD OF SUPERVISORS**

- Absence deemed resignation, 331.12
- Accountant to audit officer's accounts, when, 343.5
- Accounts, power to examine and settle, 332.3(5)
- Acts requiring majority vote, 331.18

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

Administration of epileptics and feeble-minded approved, 223.13

Agricultural extension tax levy, 176A.11

Amusement park licensed, regulated, 332.23–332.30

Appearance before board as attorney or agent, county officers, prohibited, 343.2, 343.3, 343.6

Application for street and sewer aid, 391.72, 391.73

**Appointments by board**

Conservation board, 111A.2

Counsel to assist county attorney, 341.7

County surveyor, 355.1

Delegate to state fair convention, 173.2(3)

Deputy county officers, approval by board, 341.1

Engineer, county, 309.17

Medical examiner, 339.1

Osteopath for sick indigents, 150.9

Overseer of poor, 252.26

Recorder when vacancy occurs, 335.1

Social welfare board, county, 234.9

Soldiers relief commission, 250.4

Steward, county home, 253.4

Surveyor, 355.1

Tax collectors, 445.50

Tax ferrets, 443.20

Vacancies in county offices, 69.8

Weed supervisors and deputies, 317.3

**Appropriations**

Bee disease eradication, 160.15

Blind aid, county's share, 241.20

Bridge construction, 309.76–309.78, 331.18

Budget provisions, 344.1–344.11

County fairgrounds, 174.13

Courthouse construction, 345.2

Experimental crops on county land, 332.3

General county appropriation, 344.2–344.10

Highway construction, vote required, 331.18

Poor relief, 252.31

Religious purposes, penalty, 343.8, 343.9

Supplemental appropriations, 344.6

Teachers institute, 272.5(3)

Tubercular care, buildings for, 254.3

Approval of official bonds, 64.19

Approval of public fund depositories, 453.1, 453.2

Approval of soldiers relief commission employees, 250.6

Arbitration, may apply for, 90.1

Assessor's and deputies' salaries fixed, 359.40

Auction sales licensed, 546A.1–546A.9

Audit of all paid bills required, 333.5

Auditor, duties as clerk, 332.3(1), 333.1

Automobiles owned by county, duties, 332.3(18)

Balances of treasurer correct, duty, 452.9

Bang's disease eradication fund

Claims allowed and paid, 164.26

Taxes levied and collected, 164.21–164.25

Bank depositor's agreements, 528.95–528.116

Banks approved for deposits, 453.1

Beer permits, 124.1–124.38

Benefited fire districts, 357A.1–357A.14

Benefited water districts, 357.1–357.34

Billiard room or table licensed, regulated, 332.23–332.30

Blind aid, budget report of board, 241.5

Blind aid, county's share appropriated, 241.20

Blind

Approval by judge or clerk, 64.19

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

Bonds—Continued

Attorney as surety, new bond required, 682.6

Cost paid by county, 64.11

County indebtedness, 346.1, *see COUNTY*

County officers, amount, 64.8–64.11, 64.15

Custody, filed with clerk of court, 64.23

Deputies, prescribes amount of, 64.15

Liability of board members, 314.3, 346.9

Minimum amount required, 64.9

Sureties, release of, 65.4–65.11

Township clerk's bond, approval, 360.7

Books to be kept by board, 331.19

Bowling alley licensed, regulated, 332.23–332.30

Bridge book kept, 331.9(3)

Bridge, boundary rivers, gift, approval, 313.34

Budget, county, duties, 344.1–344.11

Budget estimates received from county officers, 24.25

Building permit required, 358A.3

Buildings and grounds, 345.1–345.15, *see COUNTY*

Burial of war veterans, expense paid, 250.13

Cafe, cafeteria, licensed and regulated, 332.23–332.30

Carrier's lien sales balance, refund, 575.15

Cemetery funds invested, 566.15

Chairman

Election by board, 331.13, 332.5

Election contest court, presiding officer, 62.1

Fire escapes inspected, 103.13–103.15

Notice of suit served on, R.C.P. 56(i)

Oath administered, limitation, 78.2(2)

Petition to governor for labor arbitration, 90.1

Chattel mortgages filed, destruction, 556.19

Cities, special charter, rights reserved, 420.43

Claims

Allowance, limitations, 331.20, 331.21, 332.3(5), 343.10–343.12, 346.19

Audit expenses approved, 11.21

Auditor's subdivision, plat expenses, 409.29

Auditor's warrants audited, 333.5

Bank depositors' agreements, 528.95–528.116

Board of education members expense, 273.8

Bovine tuberculosis claims certified, 165.25

Carrier's lien sale balance, refund, 575.15

Claim register entries, 331.19(5)

Convention expense not allowed, 343.12

Disinfecting premises, limitation, 139.28

Domestic animal damages, 352.3

Filing and entering method, 331.20

Homestead tax credit, allowance, 425.3

Isolation hospital expenses, 139.27–139.30

Labor and material, 573.7–573.11

Numbered consecutively as filed, 331.19

Quarantine expenses, 139.24–139.30

Record of allowance, 331.19(5)–331.21, 332.3(5)

Settlements authorized, 332.3(5)

Sheriff, special investigation expense, 337.4

Unliquidated claims, procedure, 331.21

Clerk of board, duties, 332.3(1), 333.1

Clubs, drinking hours limited, 124.31

Combined county offices, 332.18

Compensation

Auditor's report of amounts drawn, 333.11(7)

Board's compensation and mileage, 331.22–331.24, 333.11(7)

County officers' help, 340.1–340.15

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

## Compensation—Continued

Deputy treasurer and clerks, allowance, 340.2  
Resident deputy collector, 340.2(6), 341.9

Compromise of estate personal taxes, 682.3

Condemnation funds, sheriff's report, 337.16

Construction, submission to voters, 345.1-345.4

## Contracts

*See also COUNTY, subhead Contracts; CON-TRACTS, subhead Public Contracts*

Contractors' bonds, 573.2

Hearing on, publication, appeal, 23.1-23.9

Labor and materials, 573.1-573.27

Medical and dental care of poor, 252.39

Payment for improvements before completion, 573.27

Personal contracts prohibited, 741.11

Personal interest prohibited, 314.2

Submission to voters, 345.1-345.15

Conveyances of real estate, 569.1-569.8

Counting boards, election, appointment, 51.1

County attorney, assistant employed, 341.7

County board of education, expenses, 273.8

County homes, 253.1-253.10

County officers, assistants, number fixed, 341.1

County officers, assistants salaries fixed, 340.1-340.15

County-owned tax certificates, compromise, 446.31

County prisoners, labor, rules made, 356.19

County seat, relocation, duties, 353.1-353.16

County superintendent, compensation, 273.13

Cruelty to animals, prevention, use of domestic animal fund, 352.6

Dance hall licensed, regulated, 332.23-332.30

Deeds and leases executed, 569.7

Defense project, education board expense, 274.45

Depositories, approved for funds, 453.1, 453.2

Deputy county officers, appointments, 341.1

Destruction of filed mortgages, 556.19

Detention home, to provide, 232.35, 232.36

Detention hospital for contagious diseases

Establishment, bonds, tax levy, 256.1, 256.2

Management and control, 256.3

Detention hospital for venereals, 140.12-140.17

Disabled persons aid, 214A.13

Districts established, 331.8-331.11, 331.25-331.28

Docket books furnished justices, 601.15

Documents, old, destruction, 332.15

Dog license fees raised, 351.6

Dog pounds provided, 332.3(21)

Drainage board, acting as, compensation, 331.24

Drainage management, 462.36, 462.41

Drainage session pay, 331.24

Dual counties, apportionment, 39.20

Duties and powers in general, 332.3-332.16

Elected biennially for term of three years, 39.18

Election, 39.18, 331.1, 331.7-331.10

Election board, select members, appoint chairman, 49.15

## Election duties

Ballot boxes and supplies furnished, 51.7

Canvass of returns, general election, 50.24-50.29

Canvass of returns, primary election, 43.49-43.62

Canvass of returns, special election, 50.46

Certificate of election issued, 50.29, 50.46

Counting board appointed, 51.1, 51.4

Counting quarters provided, 51.12

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

## Election duties—Continued

Election boards appointed, 49.12, 49.15

Election in new township called, 359.10

Election on railroad tax aid, 483.5, 483.10

Judges and clerks appointed, 49.14, 49.15, 51.1, 51.4

Precincts established, changed, 49.3-49.8, 49.11

Questions submitted to voters, 345.1-345.15

Returns filed with auditor, 50.28

Voters registration, 47.1-47.5, 47.10, 47.15, 48.22, 48.23

Voting machines, 52.2, 52.3, 52.8, 52.9

Voting places provided, 49.10

Electric lines, franchise for, 489.1, 489.2

Electric lines, franchise, forfeited, 489.21, 489.22

Emergency relief provisions, 251.3-251.6

Epileptics, care, claims, 223.12-223.18

Equipment for weed cutting procured, 317.19

Examination of accounts, unreported fees, 343.5

Execution sales, costs paid, audit, 569.4

Execution sales, property acquired at, 569.1-569.8

Experimental crops, appropriation, 332.3

Fairground fund, levy, control, 174.13-174.19

Fairgrounds purchase, general fund, 174.15

Fairs, financial statement to board, 174.19

Farm-to-market roads, 310.1-310.36, 314.3, 314.5

Feeble-minded persons, care, 223.16, 223.17

Fees and fines, report received, 79.7

Finger-printing, equipment furnished, 749.3

Flood control, 455.201-455.216, 467B.1-467B.16, 467C.1-467C.6

Food establishment licensed, regulated, 332.23-332.30

## Funds

Bond fund excess, disposition, 346.14, 346.15

Condemnation funds, sheriff's report, 337.16

County, 452.1-452.18, *see COUNTY*

Depositories, approved, 453.1, 453.2

Emergency relief fund from state, 251.3

Expenditures, limitations, 343.10-343.12, 346.19

Secondary road fund, 309.8, 309.9

Transfer of funds, 344.8, 344.9

Treasurer's balances correct, 452.9

Unclaimed money to general fund, 334.12

Unreported, accountant's audit, 343.5

Garage for county auto service, 332.3(18)

## Graves of war veterans

Headstones and markers, 250.14-250.16

Maintenance at county expense, 250.17, 250.18

Health board, county, 138.1-138.4

Hedges along highway, destruction, 318.1-318.5

Highway record kept, 331.19(2)

## Highways

Advancement on labor payrolls, 309.61

Advice from highway commission, 309.16

Anticipation of funds, 309.46-309.55, 311.28

Appraisers appointed, 306.22

Assistance from highway commission, 314.10

Bills for road work, certified, allowed, 314.3

Bonds required of contractors, 309.58, 314.1

Budget requirements, 309.93-309.97

Cattleways, permission to construct, 320.4

Construction program, 309.42, 309.43, 314.7

County line roads, joint action, 306.35

County trunk, program adopted, 314.5

Dragging roads, duty to maintain, 309.67

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

## Highways—Continued

- Drainage districts, 460.1-460.13
- Dry runs, supervisors' power to change, 306.48-306.61
- Intercounty roads, duties, 309.68-309.71
- Jurisdiction, secondary roads, 306.3
- Land condemned for future use rented, 306.32
- Liability on bond for violation, 314.3
- Obstructions removed, 319.1-319.13
- Patent infringement suits, state to assist, 307.5
- Secondary road fund, 309.8, 309.9
- Sidewalk to school outside city, 320.1-320.3
- Streams changed to aid roads, 306.21-306.31
- Survey of road projects approved, 309.56
- Tax levy for secondary roads, 309.7, 311.10-311.26
- Township trustees consulted, 309.10
- Use of highway grant, enforcement, 320.8
- Use restricted by resolution, 321.471-321.473
- Violations, road bills, penalty, 314.3
- Water and gas mains, use of highway, 320.4-320.8, 397.37
- Watercourses changed to aid roads, 306.21-306.31
- Widening secondary roads, authority, 306.21-306.31
- Hog-cholera schools, 166.19, 166.23
- Homes, county, 135B.18, 253.1-253.10
- Homestead tax credits, allowance, 425.3
- Hospitals established, 347.1-348.5
- Hospital wards, rules, 347.21, 347.22
- Indigents, hospitalization, duty, 255.2, 255.6
- Injunctions against, hearing, R.C.P. 326
- Insane patients, care for other counties, 227.14
- Insane persons
  - Compromise of liability for care, 230.17
  - Duty to collect support costs, 230.27
  - Expenses paid from institution fund, 230.23
  - Legal settlement, dispute, written notice, 230.4
  - Lien for support, release, 230.29
  - Personal liability for care enforced, 230.15, 230.16
  - Transfer to county home, 227.11
- Institution fund for state established, 444.12
- Instruments, unrecorded, burned, when, 556.19
- Insurance on county buildings authorized, 332.3
- Insurance on employees, 332.3(20)
- Insurance proceeds used to rebuild, 332.11
- Interest in contracts prohibited, 314.2
- Interurban railway use of highways, 484.4-484.9
- Intoxicating liquor law, 126.4
- Jails, labor, rules by board, 356.19
- Judgment on officer's bond, compromise, 332.12-332.14
- Jury lists certified, 609.10, 609.11
- Justice dockets furnished, 601.15
- Juvenile home, voluntary commitments, approval, 244.4
- Key clubs, closing hours fixed, 124.31
- Law libraries in courthouse, authority, 332.6
- Lease or sale, property not needed, 332.3(13, 17)
- Legalizing acts of legislature, cost, 585.1-585.5
- Levees, construction maintenance, 455.1-455.186
- Liability, excessive bond issue, Const., Iowa, XI, 3; 346.9
- Liability insurance on employees, 332.3(20)
- Libraries, 358B.1-358B.16

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

- Library, law, authority to provide, 332.6
- License and regulation of certain businesses, 332.23-332.30
- License of shows and circuses, power, 444.18
- Limestone quarries, 202.1-202.11
- Liquor law investigation, expenses paid, 126.4
- Maintain county buildings, 332.3(15)
- Maintenance equipment loaned to conservation commission, 111.58
- Majority vote, when required, 331.18
- Management of county property and business, 332.3(6)
- Medical aid for indigents, complaints filed, 255.2
- Medical examiner appointed, 339.1
- Meetings
  - Adjournment, 332.3(3)
  - Drainage session pay, 331.24
  - Majority required, when, 331.18
  - Maximum session pay, 331.23
  - Procedure for special meetings, 331.16, 331.17
  - Quorum, exception, 331.14, 331.18
  - Regular meetings, when held, 331.15
  - Special sessions, notice, 331.16, 331.17
  - Time of holding, 331.15
- Members
  - Absence for six months, vacancy, 331.12
  - Compensation drawn, auditor's report, 333.11
  - Elected biennially, 39.18
  - Election of new members, 331.7
  - Not permitted to buy school lands, 302.4
  - Number from dual counties, 39.20
  - Number of members, 331.1-331.7
  - One member for each district, 331.9, 331.10, 331.25-331.28
  - Petition for change in number, 331.1-331.4
  - Qualifications, 331.1
  - Reduced by vote, 331.3
  - Term of office, 331.1, 331.7, 331.11
  - Time reduction takes place, 331.6
  - Vacancy by absence, 331.12
  - Vote on change in members, 331.2-331.5
  - Vote recorded on decisions if requested, 333.1
- Memorial halls, 37.1-37.27
- Mental incompetents, claims for support compromised, 223.17
- Mileage allowance of members, 331.22
- Mileage of peace officers approved, 79.13
- Military reservations, water mains in highways, 397.37
- Minute book kept, 331.19(1)
- Mississippi bridge purchase approval, 313.66(4)
- Moving picture show licensed, regulated, 332.23-332.30
- Name of village changed, 354.1-354.8
- National defense projects, sale of land, 332.4
- Neglect of duty, penalty, 332.16
- Newspaper, legal publications, selected, 618.7
- Newspapers, official, selection, 349.1-349.15
- Nuisances abated, 332.28
- Nurses, public health, employed by, 143.1-143.3
- Officer's compensation, when fixed, 332.3(10)
- Offices furnished conservation board, 111A.3
- Offices furnished county officers, 332.9, 332.10
- Old-age assistance board, 234.9-234.11, 249.1-249.47
- Old-age assistance, taxes suspended or canceled, 427.9, 427.10

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

Opinions of county attorney requested, 336.2  
 Orders regarding county property, power, 332.3  
 Ordnance plant, sale of land, 332.4  
 Organization of board, 331.13  
 Ornamental improvements permitted, 332.3(16)  
 Parks, state, maintained, 111.27  
 Pay and mileage, 331.22–331.24, 333.11(7)  
 Peace officer's traveling expense, allowance, 79.13  
 Platting by auditor, appeal, 409.32–409.34  
 Pool room or table licensed and regulated, 332.23–332.30

**Poor relief**

Annual allowances, when granted, 252.36  
 Appeal from trustees to board, 252.37  
 Applications for aid, 252.33  
 Appropriations for, limitations, 252.31  
 Claims, allowance, paid, 252.34, 252.35  
 Contracts for support, 252.38–252.41  
 Emergency state relief fund, 251.3–251.6  
 Hospitalization, duty to file complaint, 255.2  
 Indigents, medical care, investigation, 255.6  
 Interest in supplies prohibited, 252.29  
 Medical and dental contracts, 252.28, 252.39  
 Osteopaths for indigent sick, 150.9  
 Overseer of poor, appointment, 252.26  
 Poor persons, determined by board, 252.1  
 Psychopathic patients, expenses paid, 225.21, 225.41  
 Relief by township trustees authorized, 252.25  
 Settlement, preventing, 252.22–252.24  
 Stolen property, benefit of poor, 645.5  
 Tax levy for poor fund, 252.43  
 Tubercular persons, care, 254.1–254.7  
 Work projects determined by board, 251.5

Powers and duties in general, 332.3–332.16  
 Precinct, voting, changing, 49.4–49.8  
 Prisoners, expenses for maintenance paid, 356.15  
 Prisoners, labor rules made, 356.19  
 Prison goods price list received, 246.21  
 Private clubs, drinking hours limited, 124.31  
 Proceedings kept by county auditor, 333.1  
 Proceedings legalized, costs, 585.1–585.5  
 Psychopathic commitment expense, 225.21, 225.41  
 Publication of legal matter, newspaper, 618.7  
 Publication of notices, 618.1–618.12  
 Publication of proceedings, cost, 349.1–349.18  
 Qualifications as to residence, 39.19  
 Questions submitted to voters, 345.1–345.15  
 Quorum, 331.14, 331.18  
 Radio broadcasting system, duty to install, 750.4  
 Radio sets for police broadcasts secured, 750.4  
 Railroad tax aid petition, election, 483.1–483.20  
 Real estate acquired for future highway use rented, 306.32  
 Real estate acquired, management, 569.1–569.8  
 Recorded instruments, destruction, 556.19  
 Records and indexes, copies, 558.16–558.18  
 Redistricting, effect, 331.11  
 Reduction in number, election, 331.3–331.7  
 Registration of voters required, 47.1, 48.22  
 Regulation of shows and circuses, license, 444.18  
 Relocation of county seat, duties, 353.1–353.16  
 Removal of officers, 332.3(9)

**Reports made**

Financial report, publication, 333.11–333.14  
 Public improvements on completion, 23.11

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

Reports made—Continued  
 State taxes and revenue collected, 452.6, 452.8, 452.13

**Reports received**

County superintendent's, 272.8  
 Criminal fines and fees by justices and constables, 601.132  
 Failure of county fair board to name delegate, 173.2(3)  
 Fees collected by county officers, 343.3, 343.5  
 Forfeited bonds and fines collected, 666.6  
 Jury fees collected by clerk, 625.8  
 Officers, fees and fines, 79.7  
 Reports under oath from officers, 332.3(8)  
 Settlement with treasurer, 452.8, 452.13  
 Trust funds deposited with clerk, 682.38  
 Weed commissioners' reports, 317.7

Resignation, absence from county deemed, 331.12  
 Restaurants licensed, regulated, 332.23–332.30  
 Road machinery, lights, duty to enforce, 321.401

**Roads**

*See subhead Highways above*  
 Control and jurisdiction, 306.3  
 Hedges, trimming and cutting, 318.1–318.5  
 Trees protected, 318.5  
 Windbreaks on highways, 318.1

Rodeos, regulation, licenses, 444.18  
 Rules and regulations for use of buildings and grounds, 332.3(19)  
 Rules, power to make and enforce, 332.3(2, 19)  
 Salaries, county officers' assistants, 340.1–340.15  
 Sale or lease, property not needed, 332.3(13, 17)  
 Sales contract, destruction, 556.19  
 Sale to defense project, proceeds applied, 332.4  
 Sanitary districts, duties, 358.1–358.10  
 School districts, lease or sell realty, 332.3(17)

**School fund**

Duties, 298.11, 302.3, 302.24, 302.28–302.44, 426.5  
 Management and control, 332.3(7)  
 Reimbursement, tax free lands, 284.1–284.7

School lands, duties, 302.4–302.6, 302.9  
 School sidewalks outside cities, 320.3  
 School system, office space, 273.11  
 Schools, tax levy for, 298.8–298.11, 298.17–298.19  
 Seat, county, relocation, duties, 353.1–353.16  
 Secondary road budget, 309.93–309.97  
 Secondary roads, control and jurisdiction, 306.3  
*See also subhead Highways above*  
 Secondary road tax levy, 309.7  
 Settlements with county treasurer, 452.6–452.9, 452.11–452.14

Sheriff's investigation expenses audited, 337.4  
 Shows and circuses, regulation, license, 444.18  
 Sidewalk to school outside city, 320.3  
 Signs, advertising, on roads, duty to remove, 319.10–319.13

Sites for county buildings selected, 332.3(12)  
 Skating rink licensed, regulated, 332.23–332.30  
 Social security, blind budget report, 241.5  
 Social security, members eligible, 97C.2(3), 97C.14  
 Soil conservation committee aided, 467A.7  
 Soldiers' orphans, census list revised, 244.8  
 Soldiers relief commission, 250.1–250.19  
 Soldiers relief fund, taxes, 250.1–250.18  
 Special sessions called, 331.16, 331.17  
 State fair convention delegate appointed, 173.2(3)

**COUNTY BOARD OF SUPERVISORS—Cont'd.**

State park, maintenance arrangement, 111.27  
 Stolen auto, sale, owner reimbursed, 321.91  
 Streets and sewers, aid from primary road fund, application, 391.72, 391.73  
 Subdivisions, rural, approval, 306.15  
 Superintendent's account audited and published, 272.8  
 Supervisor districts established, 331.8-331.11, 331.25-331.28  
 Supplies furnished county officers, 332.10  
 Supplies, prison-made, mandatory purchase, 246.21-246.23  
 Supplies purchased to feed prisoners, 338.2  
 Survey record book furnished, 355.6  
 Swamp land indemnity, application, 12.16  
 Taverns licensed, regulated, 332.23-332.30

**Tax assessments**

*See also TAXATION, subhead Assessments*  
 Corrected assessments reported to board, 443.10  
 Electric lines, valuation fixed, 437.10  
 Express companies, valuation fixed, 436.10  
 Land divided, apportionment, 449.1-449.8  
 Pipe lines, valuation fixed, 438.15  
 Railroad property, valuation fixed, 434.22  
 Soldiers' exemption, appeal, 427.6  
 Telegraph and telephone property, 433.9  
 Trees or hedges cut on road, cost assessed, 318.2  
 Weeds, cost of destruction assessed, 317.21

**Taxes**

*See also TAXATION*  
 Agricultural land tax credit, 426.6  
 Disabled persons aid, 214A.13  
 Excessive tax prohibited, 444.7  
 Exemptions, aged and infirm persons, 427.8, 427.10  
 Ferrets, tax, employed by county, 443.20  
 Refund for error in assessments, 445.60  
 Remitted when property destroyed, 445.62  
 Unavailable taxes, effect, 445.20

Tax ferrets, authority to employ, 443.20  
 Tax free lands, reimbursement of school funds, duties, 284.1-284.7

Tax levies, *see TAXATION, subhead Levies*  
 Tax loss of schools, reimbursement, 284.1  
 Tax powers, not impaired by charter cities, 420.43  
 Tax sale certificates compromised, 446.31  
 Term of office, 39.18, 331.1, 331.7, 331.11  
 Textbooks, school, when bought by county, 301.17  
 Theater licensed, regulated, 332.23-332.30  
 Township clerk, bond, compensation, 353.15(4), 360.7

Townships created, changed, 359.2-359.16  
 Transmission lines franchise, 489.1-489.12  
 Treasurer, settlement with, 452.6-452.9, 452.11-452.14

Trees on roads protected, 318.5  
 Useless documents ordered destroyed, 332.15

**Vacancies**

Filled by board, 69.8(4)  
 Filled by clerk, auditor, and recorder, 69.8(5)  
 Vagrants confined, duty of board, 746.16-746.25  
 Village name changed, 354.1-354.8

**Violations**

Appropriations, sectarian, 343.8, 343.9  
 Budget and appeal board violations, 24.24

**COUNTY BOARD OF SUPERVISORS—Cont'd.****Violations—Continued**

Discounting warrants, 343.7, 343.9  
 Gravel, prohibited uses, 309.66  
 Levy in excessive tax, 444.7  
 Misdemeanors, punishment, 687.7  
 Neglect of duty, penalty, 332.16, 452.15  
 Refusing to buy prison-made goods, 246.23  
 Weed law, neglect of duty, 317.24  
 Voters, questions submitted, 345.1-345.15  
 Voters, registration required, 47.1, 48.22  
 Voting machines, may purchase, 52.2, 52.3  
 Warrant book kept, 331.19(4)  
 Warrants, 333.2-333.5  
 Watercourse established, 455.1-455.5  
 Water districts, benefited, duties, 357.1-357.34  
 Water mains in highways, 397.37  
 Weed cutting equipment procured, 317.19, 317.20  
 Weed law enforcement duties, 317.3-317.24  
 Weeds in abandoned cemeteries, 317.5, 317.9  
 Weeds, road clearing fund, duties, 317.19  
 Welfare, employees compensation, 234.13  
 Windbreaks on highways, 318.1-318.5  
 Zoning law, 358A.1-358A.26

**COUNTY CONSERVATION BOARD**

Appointment, powers, and duties, 111A.1-111A.9

**COUNTY COURT**

Conveyances legalized, 589.2

**COUNTY DIRECTOR OF SOCIAL WELFARE**

General provisions, 234.12, 238.1

**COUNTY ENGINEER**

*General provisions, see COUNTY OFFICERS*

Appointment, term, 309.17  
 Benefited water district specifications, 357.14  
 Bond, cost paid by county, 64.11  
 Bonds given, 309.19  
 Boundaries, 111.21-111.23  
 Boundary markers replaced, 314.8  
 Bridges and culverts, plans filed, 309.81, 309.82  
 Compensation fixed by board, 309.18  
 Conservation commission, boundaries of state lands  
 Advice, plats and surveys furnished, 111.21  
 Compensation and expenses, 111.23  
 County conservation board, aid given, 111A.7  
 Duties, 111.21, 309.19, 309.21, 311.8  
 Expense accounts filed, 309.20  
 Farm-to-market road duties, 310.8, 310.13-310.19  
 Fences or road obstructions, removal, 319.1-319.6  
 Gravel bed surveys, 314.9  
 Interest in contracts prohibited, 314.2  
 Liability on bond, 314.2, 314.3  
 Line poles, removal, 319.1-319.6  
 Mileage allowed, 309.20  
 Office furnished by supervisors, 332.9  
 Plans for road construction prepared, 311.8  
 Public utility, new lines, located, 319.5  
 Removal from office, 309.17  
 Report to highway commission, 17.9, 309.22, 309.56

**Roads**

Bills for road work certified, 314.3, 314.4  
 Estimates, 311.8

**COUNTY ENGINEER—Continued****Roads—Continued**

- Government corners preserved, 314.8
- Liability on bond for violation, 309.69, 314.2
- Secondary assessment districts, 311.8–311.22
- Violations, road bills, penalty, 314.3
- Secondary road maintenance, duties, 309.67
- Secondary road research, 310.36
- Supervision of road work, 309.21
- Supplies furnished by supervisors, 332.10
- Surveys and reports, 309.56, 311.8, 460.5
- Telephone and transmission lines located, 319.5
- Tenure of office, 309.17
- Transmission lines, poles, removal, 319.1–319.6
- Violations, penalties, 314.3, 314.8
- Witness corners established, record, 314.8

**COUNTY FAIRS**

- General provisions, 174.1–174.23
- Incorporation, 504.1, 504.2, 504.8
- Land condemned, 471.4
- Lunch stand license fees, 170.5
- Schoolhouse used for meetings, 297.9
- Tax exemptions, 422.45, 427.1

**COUNTY INSTITUTES**

- Farmers institutes and short courses, 175.1–175.8
- Teachers institutes, 272.1–272.8

**COUNTY JAILS**

- Bonds to erect, election, 345.1–345.15
- Calendar of commitments, 356.6, 356.7
- Condemnation of site, 471.4(1)
- Construction, submission to voters, 345.1–345.15
- Federal prisoners kept, 356.1, 356.15
- Fee for conveying prisoners, 337.11, 755.15
- Females, separate apartment, 356.4
- Improvements, authorized without vote, 345.3
- Minors separately confined, 356.3
- Persons to be confined, 356.1
- Sheriff's duties, 356.2, 356.6–356.8
- Sheriff's fee, 337.11(11, 12), 337.14, 338.1–338.12, 746.25, 755.15
- Sheriff to be in charge, 356.1

**COUNTY JUDGE**

- Conveyances, legalized, 589.2

**COUNTY MEDICAL EXAMINER**

- Appointed by supervisors, 339.1
- Bodies for scientific use, 142.3–142.11
- Bond, 339.3
- Certificate of death to accompany bodies in transit, 141.15, 141.16
- Cremation, certificate of examiner required, 339.12
- Death without medical attendance, examiner notified, certificate, 141.5, 141.6
- Embalming, when permission of examiner required, 339.12
- Expense of office, 339.8
- Fees, 339.5, 339.12
- Investigation of death
  - Autopsy performed, 85A.19, 339.6, 339.7
  - Circumstances requiring, 83.13, 141.6, 339.4
  - Disposal of body when investigation completed, 339.10

**COUNTY MEDICAL EXAMINER—Continued****Investigation of death—Continued**

- Exhumation, 339.7
- Inmates of state institutions, 222.37, 226.34
- Reports required, 339.5, 339.6
- Unclaimed property of deceased, disposed, 339.11
- Larceny of property lawfully in his custody, 709.9
- Mine accident, 82.116, 83.13
- Oath of office, 339.3
- Occupational diseases, 85A.19
- Qualifications, medical or osteopath license, 339.2
- Reports or evidence, 339.9
- Substitute examiner, 339.2
- Term of office, 339.1

**COUNTY OFFICERS**

- General provisions applying to several or all*
- Accounting, re-elected officers, 63.13
- Accounts examined, 11.6–11.21, 332.7(5), 343.5
- Accounts, uniform system used, 11.22, 11.23
- Acting as agent before board, penalty, 343.2, 343.6
- Actions against, county attorney to defend, 336.2
- Advice given by county attorney, 336.2(7)
- Agent, acting as, before board, 343.2, 343.3
- Appointment, soldiers' preference law, 70.1
- Appointment, temporary, 66.19
- Attorney, acting as, penalty, 343.2, 343.3, 343.6
- Audit of accounts, annual, 11.6–11.10
- Blanks and books furnished by supervisors, 332.10

**Bonds**

- General provisions, 64.8, see BONDS*
- Approval by supervisors, 64.19
- Auditor may approve, when, 64.21
- Beneficiaries, for use and benefit, 64.18
- Cost paid by county, 64.11
- Divulging bids, action on, 72.4, 622.15(12)
- Failure of board to approve, remedy, 64.22
- Failure to give bond, penalty, 64.25
- Judgment on, compromise, 332.12, 332.13
- Liability on bond, 333.7, 343.5
- Minimum amount required, 64.9, 64.10
- Neglect to approve, court hearing, 64.22
- Oath of office attached to bond, 63.11
- Re-elected officers, approval conditioned, 63.13
- Required by supervisors, 64.8, 332.3(8)
- Run, to state, 64.18
- Supervisors act on auditors approval, 64.21
- Time for approval or disapproval, 64.20
- Time of filing, 63.1
- Budget estimates submitted, 24.25, 344.1
- Certificates, errors in, liability, 333.7
- Claim, excessive, allowance, penalty, 343.10, 343.11
- Clerks and assistants
  - Appointment, approval, 341.1–341.3
  - Bond paid by county, 64.15
  - Number fixed by supervisors, 341.1
  - Powers and duties, 341.6
- Coal, Iowa, preference, 73.1, 73.2
- Code, session laws, delivered to successor, 16.21
- Combined offices, 332.17–332.21
- Combined offices separated, 332.22
- Compensation, when fixed by supervisors, 332.3
- Constables, designated as county officers, 39.21
- Contract, excess of receipts, penalty, 343.10, 343.11
- Convention expenses not allowed, 343.12
- Counsel for, in patent cases, 7.5

**COUNTY OFFICERS—Continued**

County attorney, opinions given, 336.2(7)  
 County attorney to defend actions against, 336.2  
 Depository banks, location specified, 453.4  
 Deposits of public funds, 453.1–453.8

**Deputies**

*General provisions*, 341.1–341.8  
 Appointment, 341.1–341.3  
 Bond furnished, 72.2  
 Cost of bond paid by county, 64.15  
 Interest in certain institutions prohibited, 346.21, 346.22  
 Jurat, manner of making, 78.3  
 Number determined by supervisors, 341.1  
 Powers and duties, 341.6  
 Soldiers' preference, exception, 70.8  
 Warrants, discount purchase prohibited, 343.7

Discounting warrants prohibited, 343.7  
 Domestic products and labor, preference, 73.1–73.10

Duties in general, 343.1–343.12, 346.19  
 Duties of several offices combined, 332.17–332.21  
 Election, 39.1–39.7, 39.17–39.19  
 Election contests, procedure, 62.1–62.25  
 Elective officers enumerated, 39.17, 39.18  
 Erroneous certificates, liable on bond, 333.7  
 Estimated budgets submitted, 24.25  
 Excessive expenditures, personal liability, 343.10, 343.11, 346.19

**Fees**

Failure to report, penalty, 343.5, 343.6  
 Fee book, form entries, 342.2, 342.3  
 Payments to county, 342.1, 342.3  
 Quarterly reports on payments, 342.3  
 Reports, annual, 79.7

Fines collected, annual report, 79.7  
 Fuel furnished by supervisors, 332.10  
 Information furnished, penalty, 343.1, 343.6  
 Interest in supplies prohibited, 252.29  
 Investigations by grand jury, 771.2, 771.3  
 Iowa products and labor preferred, 73.1–73.5  
 Judgment against, compromise, 332.12–332.14  
 Justice designated as county officer, 39.21  
 Lights furnished by supervisors, 332.10  
 Loans to religious groups prohibited, 343.8, 343.9  
 Microfilm records kept, 343.13  
 Names reported to secretary of state, 333.10  
 Nepotism prohibited, 71.1, 71.2  
 Newspapers for legal notices selected, 618.7  
 Oath of office, 63.1, 63.10, 63.11  
 Oaths, custody of auditor, 64.23  
 Oaths, power to administer, 78.1, 78.2  
 Offices furnished by supervisors, 332.9  
 Opinions given by county attorney, 336.2(7)  
 Payroll paid by warrant, 333.4(2)  
 Private use of public property, 740.20–740.22  
 Publication, important matters, 618.14  
 Public money for sectarian purpose, 343.8  
 Qualifications, bond, oath, 341.4  
 Qualifying for office, time, 63.1–63.13  
 Records photographed for filing, 343.13  
 Referee in probate, fees to county, 638.1  
 Relatives, employment prohibited, 71.1, 71.2  
 Removal from office, 66.1–66.25  
 Removal from office by supervisors, 111A.2, 332.3(9)

**COUNTY OFFICERS—Continued****Reports**

Fees, 342.3, 343.5  
 Governor or assembly may require, 343.1  
 Supervisors, when required, 332.3(8)  
 Resignations, how made, 69.4(4)  
 Revenues estimated, 24.25  
 Salaries, paid by warrant, 333.4(2)  
 Salaries paid from general fund, 340.16, 340.17  
 Salaries paid monthly, 79.1  
 Sealed bids divulged, penalty, 72.3, 72.4  
 Separation of previously combined offices, 332.22  
 Sex no disqualification for holding office, Const., Iowa, Amend. 1926; 39.25  
 Stationery supplied, 332.10  
 Statistics furnished state when requested, 343.1  
 Stockholding, when prohibited, 346.20–346.22  
 Supplies furnished by supervisors, 332.10  
 Supplies, purchase of, 246.21–246.23, 332.10  
 Suspension pending removal action, 66.7  
 Tax report to state commission, 421.17(6)  
 Tenure of appointees and electees, 69.11, 69.12  
 Term of office, 39.8, 39.17–39.19, 69.3, 69.12  
 Troops requested to suppress civil disorders, 29.8  
 Vacancies, how filled, 69.1–69.14

**Violations**

Accepting reward for duty, 739.10  
 Acting as agent or attorney, 343.6  
 Bonds prohibited, action, estoppel, 346.21, 346.22  
 Discounting warrants, 343.9  
 Divulging contents of sealed bid, 72.4  
 Embezzlement of public money, 710.1–710.3  
 Expenditures exceeding appropriations, 344.10, 344.11  
 Failure to furnish information, 343.6  
 Failure to give bond, 64.25  
 Fees collected, failure to report, 343.5  
 Holding stock in certain concerns, 346.20–346.22  
 Misconduct or neglect in office, 740.1–740.22  
 Money for sectarian purposes, 343.9  
 Neglect to report fees, 343.6  
 Purchase of property at sale, 343.6  
 Stockholders, forbidden, penalty, 346.20, 346.22  
 Warrants, discounting prohibited, 343.7, 343.9  
 Warrants, excess of receipts, 343.10, 343.11

**COUNTY RECORDER**

*General provisions*, see *COUNTY OFFICERS*  
 Affidavits index book, form, 558.50, 558.51  
 Affidavits, limited acknowledgment only required, 558.42  
 Attorney or agent, acting as, penalty, 343.2, 343.6  
 Auditor as temporary recorder, 335.1  
 Bank deposits, 453.1–453.8, 526.37  
 Bond, amount fixed by supervisors, 64.8  
 Bond, cost paid by county, 64.11  
 Books kept  
 Affidavit index, 558.50, 558.51  
 Articles of incorporation index, 491.4  
 Bankruptcy certified copies index, 558.51  
 Chattel mortgage index, 556.9  
 Claimant's book, 614.18  
 Conditional sales index, 556.9–556.11  
 Deed index, 558.49, 558.51–558.54  
 Drainage plat book, 465.25  
 Drainage record and index, 465.26  
 Farm name register, 557.22  
 Federal tax lien index, 335.11



**COUNTY RECORDER—Continued****Books kept—Continued**

- Fee book, 342.2
- Homestead record and index, 561.4
- Income tax lien index, 422.26
- Military discharge record and index, 335.4, 335.9
- Mortgage index, 558.51
- Ordinances and resolutions index, 366.14
- Power of attorney index, 558.51
- Social security number record, 335.12, 335.13
- Time of filing entered in fee book, 335.15
- Town lot deeds and mortgages index, 558.53
- Unemployment contribution liens, index, 96.14
- Veterans' special book, adjutant general form, 335.4
- Warehouse receipt index, 544.37
- Weapon sale record, 695.21

- Brands for domestic animals recorded, 187.2
- Certificate of good title, original plat, 409.9
- Certified copies furnished, 566.14, 566.15
- Chattel mortgage index, 556.9, 556.11, 556.21
- Chattel mortgages deposited, 556.3, 556.4
- Chattel mortgages, when destroyed, 556.19
- Chattel mortgage, when void as to creditors, 556.12
- Claimants' book, real estate claims, 614.15–614.18
- Clerks and assistants
  - Appointment, supervisors to approve, 341.1–341.3
  - Powers and duties, 341.6
  - Salary authorized, 340.2
- Code copy furnished, 16.24(16)
- Conditional sales index, entries, 556.9–556.11
- Corporate lien release, statement by recorder, 558.4

**Corporation documents filed**

- Amendments to articles, 491.20
- Articles of incorporation, indexed, 491.4, 491.5
- Co-operative association articles, 497.3, 497.9
- Farm aid association articles, 176.2–176.5
- Merger and consolidation, 491.107
- Nonprofit corporations, articles, 504.1, 504.20
- Release of corporate lien, 558.4
- Renewal proceedings, 491.27
- Savings bank articles, 526.4, 526.39–526.41
- State bank articles, 527.4
- Trust companies, 532.19

**Corporations, nonprofit, list to secretary of state, 504.4**

- Correction of recording error, 335.3
- Deed anticipating death filed, duties, 450.81
- Deed index, form entries, 558.49
- Depository banks, location specified, 453.4
- Deposits in bank, 453.1–453.8, 526.37

**Deputy**

- Appointment, supervisors to approve, 341.1–341.3
- Number determined by supervisors, 341.1
- Powers and duties, 341.6
- Qualifications, bond, oath, 341.4
- Salary, 340.2, 340.18
- Tax sales conducted by, dual county seats, 446.8

**Destruction of personal property instruments, 556.19**

- Discharge, veterans, recorded free, 335.4–335.10
- Documents, old, destruction, 332.15

**COUNTY RECORDER—Continued**

- Drainage plat book, form, contents, 465.25
- Duties in general, 335.2
- Elected at general election, 39.17
- Error in recording, correction, 335.3
- Evidence, certified copy used as, 622.41–622.51
- Federal tax liens recorded, 335.11

**Fees**

- Amendment, articles of incorporation, 491.20
- Assignment, 335.14
- Auditor's transfer fee, 558.58
- Certified copy of instruments filed, 556.20(2)
- Chain store tax lien, 424.7
- Change of name, reindexing, 674.6, 674.12
- Charges per hundred words, 335.14
- Chattel mortgages, 556.20
- Conditional sales contracts, 556.20
- Co-operative association articles, 497.4
- Deeds covering both land and lot, 558.54
- Drainage records and copies, 465.29
- Eminent domain record, 472.38, 472.39
- Employment security, liens, recording, 96.14(3)
- Errors corrected without charge, 335.3
- Evidence of title, 558.11
- Failure to report, penalty, 343.5, 343.6
- Farm name registered, 557.24, 557.26
- Federal tax lien without fee, 335.11
- Fee book entries, 335.15, 342.2
- Fish and game licenses, 110.1, 110.3–110.9
- Income tax lien, 422.26
- Marginal release or assignment, 556.20(3)
- Old-age assistance papers, no charge, 249.20
- Ordinances establishing districts, 366.15
- Personal property instruments, 556.20
- Recording and transfer fees collected, 558.58
- Release, 335.14
- Report of fees collected, 342.3
- Schedule of charges, 335.14, 556.20
- Social security number, charge, 335.12
- Soldiers' discharge papers free, 335.4–335.10
- Trade name statement, 547.3
- Turned over to county, 342.1–342.3
- Warehouse certificate assignment, 544.38
- Fiduciary transfers, how indexed, 556.11
- Filing time noted, 335.15
- Filing, when equivalent of recording, 556.5
- Homestead book, entries, index, 561.4
- Index book, personal property, 556.9, 556.10

**Indexing**

- Conditional sales, 556.9
- Indexes arranged alphabetically, 558.52
- Inventory transcripts of executions or attachments indexed as chattel mortgages, R.C.P. 260
- Partition transcript as a conveyance, R.C.P. 287(b)
- Real property instruments, 558.49–558.56
- Time of filing noted, 335.15, 558.55
- Transfers in representative capacity, 62.3
- Inheritance tax, instruments reported, 448.2

**Instruments filed or recorded**

- Adoptions under old law, new procedure, 144.45
- Annexation of cities, record, 362.20, 362.33
- Armed forces, papers recorded free, 335.4–335.7
- Assignments by foreign fiduciary, 633.54–633.56
- Assignments for creditors, index, 681.3
- Assignments of chattel mortgages, 556.13

**COUNTY RECORDER—Continued**

Instruments filed or recorded—Continued  
 Attachment inventory transcript, R.C.P. 260  
 Birth certificates under old law, new procedure, 144.45  
 Brands, domestic animals, 187.2  
 Cemetery plats, township, 359.40  
 Chain store tax lien filed, 424.7  
 Change of name, city or town, record, 362.36  
 Change of name of street, 409.17, 589.20  
 Change of township name, 359.15  
 Chattel mortgages, 556.3–556.21  
 Citations of veterans, free, 335.6  
 Claimant's affidavit of title, 614.23  
 Commissioner's deed, where recorded, 624.35  
 Condemnation record, 472.35–472.40  
 Conditional sales, 556.3–556.21  
 Consolidation of cities, record, 362.20  
 Contracts, real estate, forfeiture, proof, 656.5  
 Conveyances, 558.41–558.59  
 Conveyance under court order, transcript, 635.39  
 Discontinuance of towns, record, 362.16  
 Drainage (private) systems, 465.24  
 Drainage (township) decisions, 465.8  
 Employment compensation, liens, notice, 96.14  
 Execution inventory transcript, R.C.P. 260  
 Farm name registered, 557.22–557.24  
 Federal tax lien, 335.11  
 Fence controversy judgments, 113.24  
 Fence viewers' findings, 113.10–113.14  
 Forfeiture of real estate contracts, proof, 656.5  
 Income tax lien, 422.26  
 Incorporation of city or town, record, 362.9  
 Instruments in writing, 335.2, 335.3  
 Lien, notice of, employment security, 96.14(3)  
 Liens for federal tax, 335.11  
 Marginal release or assignment, 556.17, 556.20, 558.45, 558.56  
 Military discharge papers, free, 335.4–335.10  
 Notice, expiration of tax sale redemption period, 447.9  
 Notice of forfeiture, realty contract, 656.5  
 Notice to prevent easement, 564.6  
 Numbered consecutively, 335.15  
 Officers' commissions free, 335.6  
 Oil and gas well affidavits, 84.6, 84.8  
 Old-age assistance lien release, effect, 249.20  
 Ordinances, restricted districts, 366.12–366.15  
 Partition decree transcripts, R.C.P. 287(b)  
 Partition fence orders, agreements, 113.10, 113.13  
 Partnerships certificates, 545.2, 545.49  
 Permits to sell weapons, 695.20, 695.21  
 Plat of city subdivisions, 409.12, 409.14, 409.26  
 Plats, 409.1–409.47  
 Plat, vacation of, 409.18  
 Power of attorney to sell real estate, 558.1  
 Railroad land grants, 558.9–558.11  
 Railroad mortgages, 476.15  
 Real estate instruments, 558.41–558.59  
 Release of chattel mortgage or pledge, 556.17  
 Release of conditional sales contract, 556.17  
 Release of foreign fiduciaries, 633.54–633.56  
 Release of power by donee, 559.1  
 Sale of dangerous weapons, 695.20, 695.21  
 Sale of personal property, 556.3–556.21  
 Severance of cities or towns, record, 362.33  
 Social security numbers, 335.12, 335.13  
 Tax commission notified of instruments taking effect at death, 450.81

**COUNTY RECORDER—Continued**

Instruments filed or recorded—Continued  
 Tax deed, 448.3  
 Tax lien, federal, 335.11  
 Time of filing entered in fee book, 335.15  
 Township cemetery plats, 359.40  
 Trade-marks registered, 713.18  
 Trade names filed, 547.1  
 Transcript, record affecting real estate, 558.13  
 Transcripts of court conveyances, 635.39  
 Veterans' papers, 335.4–335.8  
 Warehouse certificates, 544.36–544.39  
 Jurors drawn, superior court, 603.29, 603.39  
 Jury commission duties, penalties, 609.46  
 Jury commission, member, 608.1, 609.15–609.30  
 Jury lists corrected, 609.47, 609.48  
 Marginal entries indexed, 558.56  
 Military discharges recorded, 335.4–335.10  
 Mortgage index, 558.51  
 Newspaper, legal publications, selected, 618.7  
 Oaths, power to administer, 78.2(2)  
 Office furnished by supervisors, 332.9  
 Official notices published, 618.7–618.12  
 Old-age assistance papers, 249.20  
 Plat book, drainage, form, 465.25  
 Plat by auditor, 409.28, 409.31  
 Plats, bond against encumbrance, approval, 409.11  
 Plats by auditor legalized, 592.4  
 Plats, certificate of good title, 409.9  
 Platting subdivisions, duties, 409.9–409.12  
 Publication of legal matter, newspaper selected, 618.7  
 Real estate mortgages, chattel clause, index, 556.21  
 Receipts, personal property instruments, 556.6  
 Recording of filed instruments, 556.7  
 Recording of instrument, time, 558.59  
 Records lost or destroyed, restored, 647.1–647.5  
 Records used as evidence, 622.41–622.51  
 Reindexing to correct error, 335.3  
 Report of land sales to tax commission, 421.17(6)  
 Reports, publication, 333.13(3), 333.14  
 Representative capacity entered, 556.11  
 Resignation, made to county auditor, 69.4  
 Salary, 340.5  
 Social security numbers recorded, 335.12, 335.13  
 Street name change filed and recorded, 409.17  
 Supplies furnished by supervisors, 332.10  
 Term of office, 39.17  
 Time of filing indorsed on instrument, 558.55  
 Time of filing noted on records, 556.8  
 Vacancy filled by supervisors, 69.8(4)  
 Veterans' free recording, publicity, 335.8  
 Violation, plat filing, 409.14  
 Void personal property instruments destroyed, 556.12, 556.19

**COUNTY SCHOOL SYSTEM**

Board of education, 273.4–273.14  
 Consolidated districts, 273.2  
 Created, 273.1  
 Election areas, 273.3  
 Extent, 273.2  
 Independent districts, 273.2  
 Power of officers, 273.19  
 Pupil transportation, 273.13(7), 273.18(15)  
 Superintendent, 273.14–273.19

**COUNTY SHERIFF**

*General provisions, 337.1–337.20. See also SHERIFF*

**COUNTY SUPERINTENDENT OF SCHOOLS***General provisions, see COUNTY OFFICERS*

Accounts, districts, examination requested, 11.18  
 Appeal from, to state superintendent, 290.5  
 Appeal to county superintendent, 273.18(19), 290.1  
 Appointed by board, 273.14

**Appointments**

Appraisers of school sites, 297.16  
 Arbitrators, distribution of district assets, 274.20  
 Deputies, 341.1–341.3  
 School directors, for vacancy, 273.18(25)

Attendance of pupil in different districts, 282.7  
 Attorney or agent, acting as, penalty, 343.2, 343.6  
 Board of education, duties, 273.18(1–6)  
 Board of education to advise, 273.12, 273.18(3)  
 Bond, amount fixed by supervisors, 64.8  
 Bond premium of textbook depository deducted, 301.16  
 Book fund of closed school apportioned, 292.3  
 Books, exchanges authorized, 292.2  
 Budgets, 273.18(16, 17)

**Cases considered**

Appeal from school board decision, 290.1–290.4  
 Nonresident high school students, 282.19–282.21  
 Nonresident student tuition, 282.7

Census of school children filed, 291.10  
 Chairman, board of education, duties, 273.18(1)  
 Closed school, duties, 279.19  
 Code, session laws, free copy, 16.24(16)  
 Communication, means of, serving as, 273.18(20)  
 Contract to instruct teachers, copy filed, 262.32, 268.3  
 County attorney to aid enforcement, 273.18(23)  
 Demonstration meetings held, 272.1  
 Depository banks, location specified, 453.4  
 Deposits of public funds, 453.1–453.8

**Deputy**

Appointment, supervisors to approve, 341.1–341.3  
 Number determined by supervisors, 341.1  
 Powers and duties, 341.6  
 Qualifications, bond, oath, 341.4  
 Salary, 273.13

Distribution of official register, 16.18  
 Duties in general, 273.18  
 Election to create school township, 274.36  
 Elementary school, less than five pupils, power to prevent closing, 279.15  
 Emergency teachers, request for certificates, 260.18  
 Enforcement of school laws, 273.18(23), 289.7  
 Evening school supervised, 288.3  
 Executive officer of board, 273.18(1)  
 Expenditures, certified, how paid, 260.26  
 Expenses, 273.13  
 Expositions (industrial) conducted, 279.36  
 Financial statements of districts filed, 279.33  
 Handicapped children, census filed, 281.5  
 Injunction, uncertificated teacher, 273.18(24)  
 Institutes, teachers, duties, 272.1–272.8, 273.18(8)  
 Joint action by two counties, 273.14  
 Judgment for money on appeal not permitted, 290.6  
 Library of school books, 273.18(4), 292.2–292.4  
 Member ex officio of county board, 273.18(1)  
 Music teachers, ability ascertained, 280.12  
 New township formed, notice of election, 274.12

**COUNTY SUPERINTENDENT—Continued**

Oaths, power to administer, 78.2(3), 273.18(30)  
 Obstacles to school attendance, adjoining district, 274.13  
 Office furnished by supervisors, 273.11, 332.9  
 Official register, received in bulk, 16.18  
 Part-time school law enforced, 289.7  
 Permission to hire teacher, when required, 279.15  
 Powers and duties, 273.18  
 Proficiency certificate, indigent child, 282.19  
 Qualifications, 273.15

**Record books kept**

Board of education proceedings, 273.18(4)  
 Registration of teachers' certificates, 260.20  
 Report of school secretary filed, 291.10, 291.11, 291.15

**Reports**

Annual to state superintendent, 273.18(26), 293.3, 301.22  
 Blind persons listed, 273.18(28), 291.10(11)  
 Deaf persons listed, 273.18(28), 291.10(11)  
 Failure to make report, penalty, 273.21  
 Feeble-minded persons listed, 273.18(28), 291.10  
 Private school reports received, 299.3  
 Publication by county not required, 349.16  
 School age census, 273.18(27)  
 Standard schools meeting requirements, 293.3, 293.7  
 State superintendent on request, 272.8  
 Teacher reports filed with, 294.5  
 Textbooks and contract price, 301.22

Resignation, made to county auditor, 69.4  
 Revocation of teachers' certificates, appeal, 260.24–260.26, 273.18(18, 19)

**Salary, 273.13**

Schoolbooks, duties, 301.1–301.28  
 School directors, appointment, 273.18(25)  
 School district reorganization duties, 275.12–275.19  
 Schoolhouse emergency repairs, certificate, 297.8  
 School laws, changes, copies furnished, 257.18(22, 23)  
 School laws, duty to enforce, 273.18(23), 289.7  
 School officers' names reported, 291.11  
 State aid, standard schools, duties, 293.3, 293.7  
 Supplies furnished by supervisors, 332.10  
 Teachers' certificates, 260.20, 260.24–260.26, 273.18(18)

Teacher shortage, request for emergency certificates, 260.18, 260.19

Teacher training contracts filed, 268.3

Term of office, 273.14

Textbooks for schools, duties, 301.1–301.28

Trees on school sites required, 279.38

Truancy officer notified of neglect, 299.12

Vacancies, how filled, 273.17

Vacancy filled by supervisors, 69.8(4)

Visits to schools required, 273.18(21, 22)

**COUNTY SUPERVISORS***See COUNTY BOARD OF SUPERVISORS***COUNTY SURVEYOR***General provisions, see COUNTY OFFICERS*

Abandoned river channels, purchase, survey, 568.5–568.8

Appointment, tenure, duties, 355.1

Chainmen, appointment, qualifications, 355.8

City or town plats resurveyed, 409.40–409.47

**COUNTY SURVEYOR—Continued**

Corners established, marked, 355.3  
 Damage by survey, procedure, 355.11–355.14  
 Duties in general, 355.1–355.10  
 Federal survey rules followed, 355.4  
 Fees charged, 355.15  
 Field notes, use, record, 355.2, 355.6  
 Islands, purchase of, survey, 568.5–568.8  
 Lots in vacated plat resurveyed, 409.26  
 Maps, railway lines, when prepared, 434.19  
 Maps, telegraph and telephone, 433.15  
 Monuments, federal, interference, penalty, 355.14  
 Oaths, power to administer, 78.2(4)  
 Office furnished by supervisors, 332.9  
 Plats legalized, 589.23  
 Record book, entries, 355.1, 355.6, 355.7  
 Right to enter upon land, 355.10  
 Rules followed in survey, 355.3, 355.4  
 Supplies furnished by supervisors, 332.10  
 Survey record, presumptive evidence, 355.1–355.5  
 Witnesses subpoenaed, fees, 355.9

**COUNTY TREASURER**

*General provisions, see COUNTY OFFICERS*  
*For various Taxation Duties of County Treasurer, see TAXATION*

**Accounts**

Accounting of comptroller, 8.7–8.10  
 Account kept for supervisors, 334.1  
 Examination and settlement, 452.11–452.13  
 Examination by state auditor, 11.6  
 False statement of, penalty, 452.14  
 Separate account for each fund, 334.8  
 Uniform system used, 11.22  
 Withdrawal by state for investment, 12.8  
 Actions authorized to collect taxes, 445.3, 445.4  
 Agricultural land school tax credit law, 426.7, 426.8  
 Attachment to collect taxes authorized, 445.3, 445.4  
 Attorney or agent, acting as, penalty, 343.2, 343.6  
 Bank accounts, 453.1, 526.37  
 Bank deposits, closed banks, liability, 528.107  
 Bond fund, separate account kept, 346.12

**Bonds**

Amount required, 64.10  
 Cost paid by county, 64.11  
 Liability on bond  
 Condemnation funds, 337.17  
 Custody of bonds, liability, 346.5  
 Deposits, funds lost on, 453.1, 453.8  
 Drainage pumping station bonds, 461.18  
 Failure to report to state or pay state warrants, 334.11  
 Judgment, compromise, 332.12–332.14  
 Misapplied tax interest or penalty, 445.58  
 Mistake in tax certificate or receipt, 445.25  
 Motor vehicle registration fees, 321.151  
 Neglect of duty, 452.15  
 Purchasing property at tax sale, 446.27  
 Swamp land indemnity fund, 12.16  
 Tax collection, when no special bond, 445.4  
 Wrongful tax sale, 448.10  
 Not bonded for tax collection, 445.4  
 Sureties, four freeholders required, 64.16  
 Surety bond, premium paid by county, 64.11  
**Bonds, county**  
 Negotiation by treasurer, 346.5  
 Proceeds, how applied, 346.6

**COUNTY TREASURER—Continued**

**Bonds, county—Continued**  
 Record and report of bonds sold, 346.7, 346.8  
 Redemption, 346.13  
 Sale, treasurer's duties, 75.1–75.9, 346.4–346.8, 347.8  
 Books balanced for successor, 452.9  
 Bovine tuberculosis eradication fund, duties, 165.18–165.25  
 Carrier's lien sale, balance of proceeds, 575.12–575.15  
 Certificate of tax payments by fiduciary, 682.35  
 Chain store tax, delinquent, collection, 424.7  
 Clerk of court duplicate receipts, 606.17  
**Clerks and assistants**  
 Appointment, supervisors to approve, 341.1–341.3  
 Powers and duties, 341.6  
 Salary authorized, 340.2  
 Code, session laws, free copy, 16.24(16)  
 County hospital, duties, 347.12  
 Credit on comptroller's books, affidavit of non-private use, 8.11  
 Custody of public funds, safe or depository, 452.10  
 Depository banks, location specified, 453.4  
 Deposits of public funds, 453.1–453.8  
**Deputies**  
 Appointment, supervisors to approve, 341.1–341.3  
 Automobile clerk, oaths administered, 421.21  
 Certificate of appointment filed, 341.2  
 Number determined by supervisors, 341.1  
 Oaths administered, tax matters, 421.21  
 Powers and duties, 341.6  
 Qualifications, bond, oath, 341.4  
 Resident deputy collector in certain counties, salary, expenses, 340.2(6), 341.9  
 Salary, 340.2, 340.18  
 Tax sales conducted, dual county seat, 446.8  
 Warrants, nonindorsement, penalty, 334.4  
**Disbursements of revenue**  
 Blind children, state school expense, 269.2  
 Constable fees, 601.130  
 Deaf children, state school expense, 270.7  
 Estate or trust funds on court order, 682.41  
 Estrays, surplus proceeds of sale, 188.18  
 Houses of ill fame, abatement proceeds, 99.30  
 Insane, expenses at state hospital, 230.21  
 Insanity commission hearing costs, 228.10  
 Judgments against city, tax levy to pay, 626.24  
 Justice of the peace fees, 601.130  
 Municipal court judges, officers, salary, 602.49  
 Municipal court judges' salaries, 603.43, 603.52  
 Poor claims paid, 252.35, 252.43  
 Reimbursement of school districts for tax-free land loss, 284.4  
 Special charter city peace officers' expenses, 420.16  
 Distress warrants, form, 445.7  
 Documents, old, destruction, 332.15  
 Dog licenses, tax entered, 351.19  
 Drainage districts, duties, 455.75, 455.79, 455.80, 457.22, 457.23  
 Drainage district, tax sale, duty to notify, 455.177  
 Duties in general, 344.1  
 Elected at general election, 39.17

**COUNTY TREASURER—Continued**

Employees, nonindorsement of warrants, penalty, 334.4

Estate or trust funds deposited with, 682.39–682.41

Estates, tax certificate to close, 682.35

Estrays, surplus proceeds of sale, 188.18

**Fees**

Failure to report, penalty, 343.5, 343.6

Fee book, form entries, 342.2, 342.3

Motor vehicle fees, 321.105, 321.112, 321.145, 321.151

Payment to county, 342.1–342.3

Witness fees, justice court, unclaimed, 601.126

**Funds**

Accounts kept, 334.8

Bang's disease eradication fund, 164.22

Bee treatment costs, paid to state, 160.12

Benefited water district, fund, 357.28

Carrier's lien, surplus to treasurer, 575.12–575.14

Certificate of tax sale bought, 455.175

Clerk of court fees, 606.17, 606.18

Condemnation funds, duty, 337.15, 337.17

Deposits, 453.1–453.8

**Domestic animal fund**

Inadequate funds, claims paid pro rata, 352.5

Warrants for dog or wolf damage paid, 352.5

Drainage district, kept separate, 455.61

Drainage installment payments, 455.64

Drainage pumping station bonds, liability, 461.18

Drainage tax assessments, collected as taxes, 455.62

Estate and trust funds, undistributed, 682.39–682.41

Farmers institute fund, 175.4

Hospital funds, how disbursed, 347.12

Hotelkeeper's lien surplus, 583.5, 583.6

Indigents' hospital expenses, transfer of funds, 255.26

Insane funds, transfer to state, 230.21

Loan of public funds prohibited, 452.4

Losses replaced, 334.13–334.22

Lost property sale proceeds, 644.4–644.18

Payments to state, 12.8, 12.9, 334.9–334.11

Permanent school fund, money delivered to state treasurer, 302.2, 302.5, 302.7

**Poor fund**

Claims paid, 252.35

Tax levied to augment revenue, 252.43

Use on government projects, 252.42

Refunds from state, 452.18

Road funds, 312.3

Safekeeping of, custody, 452.10

School funds paid over to state treasurer, 302.2, 302.5, 302.7

Separate account kept for each fund, 334.8

State funds, payment, 12.8, 12.9, 334.10, 334.11

State funds, withdrawal for investment, 12.8

Swamp land indemnity, duties, 12.16

Township as city, funds paid to city, 359.27

Unclaimed money to general fund, 334.12

Homestead tax credits, duties, 425.1–425.14

Hospital service insurance plan funds, 514.16

Hospital trustees, chairman, 347A.1

Indigents' hospital expenses, transfer of funds, 255.26

**COUNTY TREASURER—Continued**

Infected plants, cost of destroying, tax, 267.17

Information furnished, duty, 445.26, 445.27

Itinerant merchant, application fee, part, 81.1, 81.3

Liability for loans of public funds, 452.4

Limestone quarry warrants numbered and registered, 202.8

Liquor conveyance forfeiture notice, 127.11

Medical service insurance plan funds, 514.16

Military service credits distributed, 426A.5

Mobile homes, fees distributed, 135D.10

**Motor vehicles**

Fees and penalties collected, 321.105, 321.109, 321.145, 321.151

Oaths administered, 421.21

Pamphlet laws furnished, 321.15

Registration duties, 321.105–321.107

Seal placed on registration certificate, 334.2

Stolen auto, sale, proceeds, 321.31–321.91

Transfer of title, duties, 321.45–321.52

Use tax collected, 423.6, 423.7

Neglect of duty, penalty, 445.27

Newspaper, legal publications, selected, 618.7

Oath, nonuse of public money, 8.11

Oaths, administration, tax matters, 421.21

Oaths, authority to administer, 78.2(3)

Office furnished by supervisors, 332.9

Peddlers, county license, duties, 444.14

Personal tax certificate, estates, 682.35

Plant disease eradication costs, certified, 267.17

Plat of school subdistrict filed, 274.9

Plats, city certifies no tax lien, 409.9

Publication of legal matter, newspaper selected, 618.7

Public funds kept in safe or depository, 452.10

Public money credit, affidavit of nonprivate use, 8.11

Railroad tax aid, duties, 483.13–483.20

Receipt delivered to taxpayer, 445.5

Record books kept

Bond fund, 346.12

Estate and trust funds, undistributed, 682.40

Fees collected, 342.2

Separate funds, accounts, 334.8

Warrant record, 334.6

Refunds of taxes from state, 452.18

**Reports made**

Fees, 342.3, 343.5

Financial statement, 333.13, 333.14, 349.16(3)

Motor vehicle fees, to state department, 321.153

Motor vehicle registration transfers, 321.46

School funds, to board presidents, 298.13

Supervisors, to, 333.1(4), 342.3

Warrant cancellations to county auditor, 334.7

**Reports received**

Condemnation funds, 337.15

School secretary's report, 291.11

Resignation made to county auditor, 69.4

**Revenues received**

Bang's disease eradication fund, 164.22

Defense plant, land sale proceeds, 274.41

Fees from county officers, 342.1–342.3

Fraternity in high school, fines, 287.4

Hedges, cost of destroying, 318.2

**COUNTY TREASURER—Continued**

- Revenues received—Continued
- Houses of ill fame, abatement proceeds, 99.25, 99.30
  - Infected plants, cost of destroying, 267.17
  - Jury fees collected by clerk, 625.8
  - Liquor vehicle sold, proceeds, 127.21, 127.22
  - Lost property, proceeds of sale, 644.15
  - Military service tax fund, 426A.2
  - Motor vehicle fees, penalties, 321.105, 321.137, 321.145, 321.151
  - Pharmacist's quarterly permit fee, 130.20
  - Refund of taxes from state, 452.18
  - Taxes, *see TAXATION, subhead Collection by County Treasurer*
  - Weed cost assessments, tax, 317.21
- Road matters, duties of treasurer
- Anticipatory certificates, sale, 309.52–309.55, 311.28–311.31
  - Assessment district accounts separate, 311.27
- Salary, 340.3
- School officers' names reported, 291.11
  - School tuition, duties, 282.21
  - Seal affixed to jurat, 421.21
  - Seal, official, 334.2
  - Settlement, annual, made by supervisors, 452.6
- Settlement, final
- Duty of examining officer, 452.12
  - False statement or report, penalty, 452.14
  - Manner and details of settlement, 452.11
  - Report of settlement filed, 452.13
  - Retiring treasurer, settlement, 452.7–452.9
  - Supervisors to make annual settlement, 452.6
- Suit at law to collect taxes authorized, 445.3, 445.4
- Supplies furnished by supervisors, 332.10
  - Swamp land indemnity, safety, liable on bond, 12.16
- Taxation duties
- Acts legalized, 589.14–589.16
  - Assessment of omitted taxes, 443.12–443.15
  - Certificates of payment to close estate, 682.35
  - City taxes and assessments, 404.3
  - Corrected tax list, accounts adjusted, 443.10
  - Corrections on tax list, procedure, 443.12–443.15
  - Deeds, tax, executed, 420.241, 448.1–448.14
  - Entries dated on tax list, 443.16
  - List, delinquent, assessments entered, 445.14
  - Military tax credit certificate, 426A.3
  - Moneys and credits, listed and collected, 429.3
  - Oaths, power to administer, 421.21
  - Omitted property, assessment of tax, 443.12–443.15
  - Railroad tax aid, duties, 483.13–483.20
  - Redemption from tax sale, 447.1–447.13
  - Sales void, exception, 448.8–448.11, 448.13
  - Tax list entries, how made, 443.16
  - Tax receipts, destruction of, 332.15
  - Tax sales conducted, 420.261, 446.7
  - Telegraph and telephone companies, 433.10
  - Time limit on assessment corrections, 443.15
- Tax collection duties
- General provisions*, 445.1–445.62
  - Actions authorized, 443.13, 445.3, 445.4
  - Applicable statutes, 445.4
  - Apportionment, failure, penalty, 445.38, 445.57, 445.58

**COUNTY TREASURER—Continued**

- Tax collection duties—Continued
- Attachment actions authorized, 445.4
  - Attachment, wrongful, county liable, 445.4
  - Authority, tax list as justification, 443.4, 445.1, 446.3
  - Bridge, taxes of city, 381.14
  - Certificate of railway aid, 483.16
  - Charter city taxes, exclusive procedure, 420.229
  - Cigarette tax, 98.35
  - Circus or show tax, 444.18
  - City and town taxes, 404.3
  - City or town taxes, warrants not receivable, 445.35
  - Collection before delinquent, taxpayer about to leave county, 445.6
  - Collectors appointed, 445.47–445.52
  - Communication companies, tax, 433.9, 433.10
  - Compromise, charter cities, 420.228
  - Compromise of tax, 445.16–445.18
  - County for another county, 445.53–445.56
  - County responsible to state, 452.1
  - County taxes, county warrants receivable, 445.34
- Delinquent taxes
- Apportionment when collected, 445.57, 445.58
  - Brought forward on list to hold lien on realty, 445.10
  - Certificate, fiduciary payment, 422.27, 682.35
  - Certificate of tax due, issuance, 445.23–445.25
  - Collection by another county, 445.53–445.56
  - Collection by sheriff or constable, 445.49
  - Collectors appointed, 445.47–445.52
  - Compensation of collectors, 445.48
  - Compromise, 445.16–445.19
  - Compromise, charter cities, 420.228
  - Current year, when delivered, 445.51
  - Delivered for collection, time, 445.51
  - Distress and sale, 445.6, 445.7, 445.47, 445.49
  - Distress warrant, form, 445.7
  - Duty to issue warrant, 445.8
  - Entries of personal taxes, method, 445.8–445.10
  - Entry on tax list to hold lien, 445.10
  - Information as to amount due, 445.23–445.27
  - Interest misapplied, recovery, 445.58
  - Interest rate, exceptions, 445.39–445.41
  - Interest to general fund, 445.52, 445.57, 445.58
  - Lien of personal taxes, 445.29–445.32
  - Lien on migratory property, 445.42–445.45
  - Limitation on penalty and interest, 445.20
  - Limitation on penalty and interest, charter cities, collect own taxes, 420.248
  - Notice given by treasurer, 445.1
  - Old-age assistance head tax, 249.36
  - Penalties, 445.6, 445.39–445.41, 445.55
  - Penalties misapplied, recovery, 445.58
  - Penalties to general fund, 445.52, 445.57, 445.58
  - Personal delinquent taxes, collector, 445.50
  - Personal taxes entered, 445.8, 445.9
  - Personalty, separate books, 445.8, 445.10
  - Realty, brought forward on list, lien, 445.10
  - Record and contents of list, 445.9
  - Special assessments, 404.3, 445.11–445.15
  - Tax sales and deeds, effect, 445.10
  - Time delinquent, 445.10, 445.37, 445.39
- Deputy collector in certain cities, 340.2(6), 341.9
  - Discontinued city, tax for debt of, 362.14
  - Distress and sale, 445.6, 445.7

**COUNTY TREASURER—Continued**

Tax collection duties—Continued  
 Distress warrant, form, 445.7  
 Division of funds proportioned, 429.3  
 Dog tax, 351.19  
 Duty of treasurer to collect, 445.1  
 Electric transmission lines, tax, 437.10, 437.11  
 Erroneous tax, refunding, sale, 445.60, 445.61  
 Express company, tax, 436.10  
 False statement or report, penalty, 452.14  
 Funds kept separate, 334.8, 445.59  
 Ill fame houses, nuisance enjoined, tax, 99.27, 99.29  
 Impeding collection of taxes, penalty, 445.2  
 Income tax, 422.64  
 Information of taxes due, 445.26  
 Law suit to collect authorized, 445.3, 445.4  
 Liability for funds collected, 452.4  
 Lien of taxes, 445.28–445.32, 445.43  
 Limitation on penalty and interest, 445.20  
 Loans of public funds prohibited, 452.4  
 Losses, liability of treasurer, 445.25  
 Loss of property, remission of tax, 445.62  
 Misstatement of tax due, liability, 445.25  
 Moneys and credits, 429.3  
 Nonresident personality, 445.42–445.46  
 Payment of taxes  
 Compromise payment, effect, 445.18  
 Delinquent taxes, 445.6  
 Installments, 445.36, 445.37  
 Medium of payment, 445.33, 445.34  
 Receipt given, 445.5, 445.26  
 Receipt, show homestead credit, 425.1(4)  
 Time, 445.36, 445.37, 445.39, 445.40  
 Time allowed for payment, 445.6  
 Tuition outside district, offset, 282.2  
 Peddlers tax, 444.14  
 Penalties to general fund, 445.52, 445.57, 445.58  
 Penalty for resisting, 445.2  
 Plant disease eradication costs, 267.17  
 Public show or circus tax, 444.18  
 Railroad aid tax, 483.13, 483.15  
 Railroad lines, 434.22  
 Receipt for taxes paid  
 Contents, entry made, 445.5  
 Homestead tax credit shown, 425.1(4)  
 Part payments, receipts issued, 445.5  
 Payment by mail, 445.26  
 Peddlers, duplicate receipts, 444.14  
 Separate receipts for certain taxes, 445.5  
 Record of separate funds, 445.59  
 Refunding of erroneous tax, 445.60  
 Remission in case of loss of property, 445.62  
 Resistance to collectors, penalty, 445.2  
 Sale for erroneous tax, 448.11  
 Sales for taxes, *see subhead Tax Sale below*  
 Sales tax, 422.64(5)  
 School taxes, money only receivable, 445.34  
 Security of the revenue, 452.1–452.18, *see Public Funds, subhead Security of Revenue*  
 Settlement for public funds  
 Examining officer, duty, 452.12  
 False statement or report, penalty, 452.14  
 Manner and details of settlement, 452.11  
 Reconciling balances required, 452.11  
 Report filed with auditor, 452.13

**COUNTY TREASURER—Continued**

Tax collection duties—Continued  
 Settlement for public funds—Continued  
 Retiring treasurer, what required, 452.7–452.9  
 Show or circus tax, 444.18  
 Special assessments, 445.11–445.15  
 Special assessments in cities, 404.3  
 Special charter cities, exclusive procedure, 420.220–420.229  
 State taxes, state warrants receivable, 445.34  
 Subsequent collection of unavailable tax, 455.22  
 Suit at law, ordinary action, authorized, 445.3  
 Suspended by supervisors, 427.8–427.10  
 Time allowed for payment, 445.6  
 Time limit on penalty and interest, 445.20  
 Township hall tax, 360.1, 360.2, 360.8  
 Treasurer, accounting for funds, 452.11  
 Treasurer's liability  
 Certificate of tax paid, error, 445.25  
 Funds used for private purpose, 452.4  
 Misapplied interest or penalty, 445.58  
 Neglect to give tax information, 445.27  
 Receiving excess fee for information, 445.27  
 Treasurer to collect, list as authority, 443.4, 445.1  
 Unavailable, subsequent collection, 445.20–445.22, 446.22, 450.21  
 Unlisted property, 443.12–443.19  
 Water service levy, 357.22  
 Wrongful attachment, county liable, 445.4  
 Tax commission to utilize office, 422.64(5)  
 Taxes  
 Schoolhouse tax kept separate, 298.14  
 School taxes, 298.11–298.14, 334.8  
 Use tax proceeds paid, 423.2, 423.6, 423.7  
 Tax powers, not impaired by charter cities, 420.43  
 Tax receipts  
 Destruction of, 334.4  
 Homestead tax credit, entered on, 425.1(4)  
 Tax sale  
*General provisions, duties*, 446.1–446.37  
 Adjourned sale notice posted, 446.25  
 Annual tax sale conducted, 446.7  
 Certificate, auditor's fee, 333.15  
 Misconduct in sale, penalty, 446.26  
 Notice of sale, 446.2–446.4  
 Redemption from tax sale  
*General provisions, duties*, 447.1–447.13  
 Certificate of redemption, countersigned, 447.5  
 Delivery of deed redemption after, 447.8  
 Notice of expiration, 447.9–447.13  
 Scavenger sale, notice, 446.18  
 Special charter cities, special assessments, 420.261  
 Time of sale, adjournment, 446.5  
 Term of office, 39.17  
 Trust certificates, closed banks, liability, 528.107  
 Trust fund deposit from clerk, duty, 682.39, 682.40  
 Trust fund deposit, recover procedure, 682.1–682.4  
 Unclaimed money, to general fund, 334.12  
 Use tax, oaths administered, 421.21  
 Use tax provisions, 423.6–423.8  
 Vacancy  
 County auditor takes over, 69.3  
 Filled by board of supervisors, 69.8(4)

**COUNTY TREASURER—Continued**

## Violations

- Account to comptroller, neglect to, 8.8–8.10
- Discounting warrants, 452.3
- Erroneous certificate of tax, liability, 445.25
- Failure to pay state money, forfeit, 334.11
- False statement of funds, 452.14
- Loaning public funds, penalty, 452.4
- Misapplied interest or penalty, liability, 445.58
- Neglect of duty, 452.15
- Neglect to give tax information, penalty, 445.26, 445.27
- Private use of public funds, 452.4
- Purchasing real estate sold for taxes, 446.27
- Tax sale misconduct, 446.26, 446.27
- Warrants, breach of duty, 334.4

## Warrants

- General duties*, 334.1–334.8
- Cancellation on exchange for bonds, 346.6
- Discounting warrants, penalty, 452.3
- Drainage warrant duties, 452.3
- Intercounty, paid when audited, 309.71
- Interest on, when allowed, 452.2

**COURT CLERK**

See *CLERK OF THE DISTRICT COURT*

**COURTHOUSES**

- Arson, burning, 707.2, 707.5
- Auditor has control subject to board, 333.1(8)
- Bonds to construct, tax levied, 75.1–75.7, 345.4–345.10
- Condemnation of site, 471.4(1)
- Construction, submission to voters, 345.1–345.15
- County without, place procured for court, 604.10
- Courthouse provided outside county seat, 604.11
- Defacing building or fixtures, penalty, 714.3
- Destroyed by fire, rebuilding, 345.2
- Doors to open outward, 103.8
- Fire escapes, 103.1–103.17
- Improvements authorized without vote, 345.3
- Law library in, 332.6
- Newsstand for veteran authorized, 332.5
- Relocation, 353.1–353.16

**COURT REPORTER EXAMINERS**

General provisions, 115.1–115.9

**COURT REPORTERS**

- Amount in controversy, R.C.P. 178.1
- Appointment and compensation
  - District court, 605.6–605.11
  - Municipal court, 602.46–602.48
  - Superior court, 603.44, 603.51
  - Supreme court reporter, 14.1–14.7
- Bill of exceptions, how certified, R.C.P. 241
- Certification of appeal record, 624.10; R.C.P. 241(d)
- Certified shorthand reporter, 115.1–115.9
- Charge for reporting all cases, taxed, 605.12
- Compensation paid, 333.3(4), 605.8–605.12
- Condemnation court, utilities, appointment, 397.24
- Depositions, R.C.P. 148, 149(a)
- Eligibility for court reporting, 115.4, 115.5
- Evidential use of shorthand notes, 621.9–622.4
- Exhibits identified in notes, evidence, 622.101
- Expenses paid when away from home, 66.25, 605.10
- Fee prepaid, small cases, R.C.P. 178.1

**COURT REPORTERS—Continued**

- Grand jury clerk, 770.20, 770.21
- Guardians for absentee, hearing, transcript, 671.6
- Notes of former testimony, use to impeach, 622.97
- Oaths, power to administer, 78.1(1)
- Oath taken, 605.7
- Per diem certificate, 333.3, 605.8, 605.9
- Pretrial conference, record on request, R.C.P. 137
- Reference to a master or referee, reporter appointed, R.C.P. 209
- Removal by appointing judge, 605.7
- Removal of officers, hearing reported, 66.25
- School appeal hearing, 290.3
- Shorthand notes, use in evidence, 622.97–622.101
- Superior court, compensation, 603.51
- Transcribing their official notes, fee, 605.11
- Transcript fees taxed as costs, 605.12, 625.9
- Transcripts generally, see *TRANSCRIPTS*
- Trial reported, certification, 624.9–624.11
- Workmen's compensation cases, 86.19

**COURTS**

## Bailliffs

- District court appointment, status, 337.7
- Municipal court, 602.7–602.12
- Superior court, marshal to act, 603.23, 603.42
- Supreme court, Polk county sheriff to aid, 684.16

## Calendars

- District court, 624.8, 632.13; R.C.P. 181.1, 181.2
- Supreme court, Ct. R., 10, 12, 14

## Circuit courts, 587.6, 604.5, 604.6

## Conciliation courts, 605.19–605.23

## Courthouses, 333.1(8), 345.1–345.15, 353.1–353.16

## District court, 604.1–604.43

## Emergency wartime succession, 38A.9–38A.13

## Expenses paid by county, tax levy, 444.10

## Federal, inferior, Const., U. S., I, 8

## Judicial districts co-ordinated, consolidated, 2.43

Jurisdiction, generally, see *JURISDICTION*

## Jury, court acting as, law applicable, 624.19

## Justice court, 601.1–601.133

## Juvenile court, 231.1–231.15

## Mayor's court, 367.1–367.15

## Military court, 29.45–29.52, 29.69–29.81

## Municipal court, 603.46–604.36

## Nonrecord, limitation on judgments, 614.1(6)

## Place for holding, 604.9

## Police court, 367.1–367.15

## Practice, general system, Const., Iowa, V, 14

## Probate court, 631.1–631.13

## Record, courts of, 605.1–605.23

Reporters, 115.1–115.9, R.C.P. 178.1, see *COURT REPORTERS*

## Seal, definition, 4.1(14, 20)

## Security in court proceedings, 621.7, 682.5

## Statistics collected, 685.8–685.10

## Superior court, 603.1–603.64

## Supreme court, 684.1–686.18

## Supreme court, U. S., Const., U. S., III

## Tax levy by county to pay court expenses, 444.10

## United States

## Clerks

Annotations, tables, to code, copies, 16.25(6)

Code, session laws, free copies, 16.24(8)

Interpretation of Iowa statutes annotated, 14.3

## Judges

Annotations to code, tables, copy, 16.25(5)



**COURTS—Continued**

United States—Continued

Judges—Continued

- Code, session laws, free copies, 16.24(6)
- Reports of state supreme court, free, 16.28(4)
- Lien of judgments, 624.23, 624.24
- Limitation of actions on judgments, 614.1(7)
- Prisoners in county jails, expense, 338.9, 356.1, 356.15
- Removal to, petition, time, R.C.P. 85(4)
- State may be sued therein, 613.8

War emergency, succession, 38A.9–38A.13

**COURTS OF RECORD**

*General provisions*, 605.1–605.23

- Abstract of evidence and pleadings in equity cases, court may require, 624.5
- Acknowledgments taken, 558.20, 558.30, 558.40
- Appeal from final judgments, R.C.P. 331(a)
- Appeal from interlocutory rulings, R.C.P. 331(b), R.C.P. 332
- Constitutional provisions, Const., Iowa, V, 1–14
- Contempt, punishment, 665.1–665.5
- Declaratory judgments authorized, R.C.P. 261
- District court designated as, 604.1, 604.38
- Judge of, general provisions, 605.13–605.23
- Jury, court acting as, 624.19
- Jury list, clerk to certify, 607.6
- Juvenile court designated as, 231.6
- Limitation of actions on judgments, 614.1(7)
- Municipal designated as, 602.13
- Noninterference, waterworks trustees, insurance decisions, 400.12
- Obstruction of, penalty, 723.1
- Police court designated as, 367.1
- Probate court designated as, 632.11
- Subpoenas, election contests, issued by, 59.2
- Superior court designated as, 603.20
- Supreme court opinions, 684.13–684.15, 685.2

**COVENANTS**

Covenances, when spouse not bound by, 557.13

**CREAM**

*See MILK AND CREAM for general provisions*

- Defined, 190.1(6)
- Grading law, 195.1–195.27

**CREAMERIES**

Associations

- Collective marketing, 500.1–500.3
- Co-operatives, 491.12, 491.31, 497.1–500.3
- Corporation tax, exemptions, 422.34
- Incorporation fees, exemption, 491.12, 491.31
- Iowa trade-mark creameries, *see subhead Iowa Trade-Mark Creameries below*
- Operators' association, president on butter control board, 192.24

Butter

- Agriculture department duties, 189.2
- Butterfat excise tax, 179.5
- Control board, 192.23–192.30
- Defined as food standard, 190.1(1)
- Imitation, oleomargarine, 192.31
- Inspection by dairy association, 178.2(1)
- Iowa trade-mark creameries, 192.23–192.30
- Overrun in manufacture of butter, 193.2–193.6
- Renovated butter, restrictions, 190.1(3), 191.2(2)
- Sale of imitation butter, signs, 191.3

**CREAMERIES—Continued**

Butter—Continued

- Standards of food defined, 190.1(1)
- Trade-mark for Iowa butter, 192.23, 192.24–192.30

Butter control board, 192.23–192.30

Butterfats, record kept, 193.3

Cheese

- Cheese factories, 170.1–170.28, 170.46–170.51
- Coloring imitation cheese forbidden, 190.6
- Imitation cheese, labeled, 190.1(5), 191.2(5)
- Imitation, sale, sign required, 191.3
- Imitation, standards of food defined, 190.1(5)
- Promotion by agriculture department, 159.2(1)
- Standards of food defined, 190.1(4)

Containers, milk bottle regulations, 191.2, 192.33–192.39, 210.15

Cream grading law, 195.1–195.27

Cream stations

- Definition, cream grading law, 195.3(4)
- General penalty statute, 189.19
- Licensed graders required, 195.7
- License to operate, 195.15–195.19
- Price differential required, 195.5
- Records required, 193.3
- Sanitary condition required, 195.21
- Use as dwelling prohibited, 170.25

Defined as food establishment, 170.1(6)

Enforcement of food establishments law, 170.49–170.51

Food establishment law, 170.1–170.28, 170.46–170.51

Food law, 189.1–189.29, *see FOODS*

Grading required, 195.10

Ice cream

- Adulteration with fats and oils, 190.5
- Brand adopted for use on container, 192.35
- Ice cream factories, 170.1–170.28, 170.46–170.51
- Ice cream mix, defined, 190.1(32)
- Pasteurization, 190.1(35), 192.6–192.10
- Sale of imitation, sign required, 190.1(35)
- Standards for production, flavoring, labeling, 190.1(33–37)

Injunction for law violation, 192.9

Inspection by agriculture department, 170.46, 170.47

Iowa trade-mark creameries

- Butter control board, membership, 192.24
- Butter requirements for eligibility, 192.26
- Certificate to qualified creamery, 192.27
- Iowa trade-mark creamery, use of term, 192.25
- Meetings of butter control board, where held, 192.30
- Membership in associations, 192.28
- Membership, trade-mark butter association, 192.30
- Ownership of trade-mark, 192.28, 192.29
- Rules made by butter control board, 192.24
- Trade-mark for butter, Iowa, 192.23

Labeling dairy products, 191.1, 191.2

License

- Milk tester to be licensed, 192.14–192.22
- Operation of creamery or grading, 195.8, 195.9
- Vehicles exempt from itinerant merchants law, 81.1(2, a)

**CREAMERIES—Continued**

Membership in trade-mark butter association, 192.28

Overrun in butter manufacture, 193.1–193.6

**Pasteurization**

Definition, 192.7

Injunction for violation, 192.9

Methods approved, 192.7

Records kept, destruction unlawful, 192.8

Required, when, 192.6

Temperature chart, dated and kept, 192.8

Tuberculin test as alternative, 192.6

Registered trade-mark creameries, 192.23–192.30

Sanitary construction required, 170.9–170.17

Sanitation in conducting business, 170.18–170.28

Sanitation regulations, 170.19, 190.4, 192.6, 192.11

Skimming stations, *see subhead Cream Stations above*

Testing of milk and cream, license, 192.14–192.22

Tuberculin test, alternative, pasteurization, 192.6, 192.10

Use as dwelling, prohibited, 170.25

**Vehicles used on cream routes**

Cooling of cream in transportation, 195.22

Cream route defined, 195.3(5)

Grading of cream when in vehicles, 195.10

Inspection by agriculture department, 195.24

Itinerant merchant, exempt, 81.1(2)

Licensed grader, when required, 195.7

Operating license, 195.15–195.19

Posting of license required, 195.15, 195.16

Prohibited acts enumerated, 195.26

Sanitation, 195.20, 195.26(9, 10)

Walls and ceiling, finish required, 170.13

**CREDENTIALS**

Applicants for professional license, 147.42(2)

Committee on credentials of general assembly, 2.4

**CREDIT**

Credit insurance authorized, 515.48(8), 515.49(6)

Estates, real estate sold on, 635.27

Loans of (small loan law), 536.1–536.25

Taxation, 429.1–429.14

**CREDITORS**

Assignments for benefit of, ch 681

Assignments to defraud, penalty, 713.6

Attachment, ch 639

Auxiliary proceedings, ch 630

Bill of lading, remedies against owner, 489.25

Bulk sales law, protection afforded, 555.1–555.5

Chattel mortgage, lien extended, 556.12

Chattel mortgage, void after five years, 556.12

Chattel mortgage, when valid against, 556.3

Conditional sale when valid against, 556.4

Creditor's bill, equitable proceedings, 630.16

Debtor's examination, 622.15(13), 630.1, 681.19

Definition under bulk sales law, 555.1(2)

**Defrauding**

Concealment to avoid service, publication of notice, R.C.P. 60(h)

Conveyance, by, attachment, 639.30

Conveyance, by, penalty, 713.6

**CREDITORS—Continued****Defrauding—Continued**

Leaving state with intent to delay or defraud, publication of notice, R.C.P. 60(h)

Stock transfer, liability of stockholders, 491.58

Estates opened by, 633.39(3)

Execution, ch 626

Fraudulent sale of goods void, 554.27

Garnishment, ch 642; R.C.P. 54

Husband or wife, creditor's action, evidence, 622.7(4)

Insolvency proceedings, ch 681

Interpleader with officer taking under writ, R.C.P. 41

Judgment creditors, limited partnership, 545.39

Judgment lien, 624.23

Labor claims, priority, 626.69–626.73

Negotiable documents of title, remedies, 554.41

Notice to chain store tax lien, recorded, 424.7

Offer to pay by debtor, written, effect, 538.6–538.8

Partition action, when parties to, R.C.P. 273

Partnerships, limited, rights of creditors, 545.39

**Property exempt from**

*Generally*, ch 627

Bonus, 35A.1

Homestead, ch 561

Insurance, 511.37, 635.8, 635.9

Receiver, right to appointment of, 680.1–680.7

Redemption from execution sales, 628.5–628.22

Required by surety to sue principal, 540.1–540.3

Rights, stock transfer, 493A.8, 493A.13, 493A.14

Sales law, rights under, 554.27, 554.41

Sureties demand, suit against principal, 540.1–540.4

Tender of payment or performance, 538.6–538.8

Will prejudicing rights of, security, 635.19

**CREDIT UNION**

*General provisions*, 533.1–533.28

Chattel loan law not applicable, 536.20

Exempt from income tax, 422.34

**CREEKS**

*See WATERS AND WATERCOURSES, subhead Rivers and Streams*

**CREMATORIES**

City and town powers, 368.28

Cremation of unclaimed bodies, 142.1, 142.5

Medical examiners permit required, 339.12

Person to whom ashes delivered

Named in burial permit, 141.12

Named in death certificate, 141.4

Tax exemption, 427.1(3)

**CRIBS**

Arson, setting fire or burning, 707.3, 707.5

Construction on banks of Mississippi and Missouri rivers authorized, 477.3

**CRIMES**

*For miscellaneous offenses and violations relating to particular subjects, see Violations listed under each particular subject; e.g. INSURANCE, subhead Violations; MOTOR VEHICLES, subhead Violations; TAXATION, subhead Violations; etc.*

**CRIMES—Continued**

- Abandonment
  - After seduction and marriage, 700.3
  - Child, 731.7
  - Family, 731.1
- Abduction
  - Child under 16, penalty, 706.2
  - Definition, kidnaping, punishment, 706.1
  - Female under 18 for prostitution, 724.10
  - Jurisdiction of counties, 753.7
  - Kidnaping for ransom, 706.3
- Abortion
  - Attempt to produce, 701.1
  - Obscene literature regarding, 725.5, 725.6
  - Use of drugs or instruments prohibited, 701.1
- Absent voter's ballot
  - Election official, failure to perform duty, 53.36
  - Voter, mishandling ballot, 53.35
- Academic degrees conferred unlawfully, 504.13
- Accessory
  - After the fact, 688.2
  - Aiding and abetting, public offense, 688.1
  - Bucket shop operations, 552.9
  - Corroboration of testimony required, 782.5
  - Injury to property, 716.7
  - Liquor violations, charges as principal, 125.4
  - Prosecuted as principal, 688.1
  - Prosecuted though principal not tried, 688.2
  - Swindling, 713.30
  - Three-card monte, swindling games, 713.30
- Accomplices, *see subhead Accessory above*
- Accountancy, unlawful practice, penalties, 116.17, 116.18
- Accounts
  - Discounting warrants, state treasurer, 452.3
  - False settlements, treasurer's, penalties, 452.14
- Accusation of crime, malicious, 720.1
- Actions, inciting or stirring up, 740.6
- Admission fee to entertainments, evading, 744.3
- Adoption, disclosures, 600.10
- Adulteration, food and drugs, 189.19
- Adulteration of drugs and cosmetics, 203A.5
- Adultery
  - Limitation of criminal action, 752.2
  - Prosecution and punishment, 702.1
- Advertisements, political, 738.22, 738.23
- Advertising military material, penalty, 30.3
- Advertising, penal provisions, 725.5-725.7, 726.8, 738.22, 738.23
- Advocating criminal syndicalism, 689.10-689.13
- Aeronautics
  - False statements or representations, 328.40
  - Intoxicated operator, 328.41
  - Penal provisions, 328.40
  - Violations of aeronautics commission act, 328.40
- Affrays, 727.1
- Aggravation
  - Burglary with aggravation, 708.2
  - Burglary without aggravation, punishment, 708.3
  - Death from wrongful use of railway, 716.16
  - Railway equipment, causing collision, 716.16
  - Robbery, with and without, penalties, 711.1-711.3

**CRIMES—Continued**

- Aiding or abetting crimes, *see subhead Accessory above*
- Alterations
  - Certificate of vaccination, animal, 163.25
- Instruments
  - Bank bills, notes, drafts, 718.4, 718.8
  - False uttering, 718.2, 718.3, 718.6
  - Forgery, punished as, 718.1
  - Public or corporate seals, 718.18
  - Wills, records, certificates, 718.10
  - Written notes and instruments, 718.8
- Manufacturer's serial number, 321.92, 714.12, 714.13
- Marks
  - Boundary monuments, 714.18
  - Motor vehicle engine number, 321.92
  - Public officer's marks or brands, 713.16
  - Storage batteries, penalty, 715.1, 715.5
  - Storage battery identification, 715.1-715.5
  - Presumption of unlawful alteration, 714.13
  - Stamp or brand of public officer, 713.16
  - Warehouse licenses, 543.38
- Ambulance chasing, 610.24(5), 723.3, 740.6
- Anarchy, penalty for inciting, 689.5-689.7
- Animals, domestic, larceny of, 709.8
- Animals, injuries or cruelty to, 717.1-717.7
- Antifreeze act violation, 208A.11
- Antitipping law, 741.1-741.11
- Arson
  - Agricultural products, 707.3
  - Allowing fire to escape, 707.8
  - Arrest by fire marshal, 100.9
  - Assault with intent to commit, 694.7
  - Attempts to set fire, penalty, 707.5
  - Automobile or other motor vehicle, 707.3
  - Buildings other than dwellings, 696.2
  - Cribs, grains, stacks, 696.3
  - Dwelling house and appurtenances, 696.1
  - Insured personal property, to defraud, 707.4
  - Married women, husband's property, 707.6
  - Murder while attempting or committing arson, 690.2
  - Negligently setting fire to public building, 100.36
  - Personal property of others, 707.3
  - Prairie or timbered land, 707.7, 707.8
  - Road or fields, causing property damage, 707.7
  - Setting out fire, 707.7
- Artists, obscenity law not applicable, 725.10
- Assault
  - Assault and battery, penalty, 694.1
  - Dangerous weapon used while masked, 690.7
  - Demanding entrance to house while masked, 694.4
  - Explosives, injury by, 697.2
  - Intent to
    - Commit felony, 694.4, 694.5
    - Commit rape, 698.4
    - Inflict bodily injury, 694.6
    - Maim, rob, steal, commit arson, burglary, 694.7
    - Murder, 690.6, 690.7
  - Intimidation while masked, 694.3

**CRIMES—Continued****Assault—Continued**

- Legislator or legislative witness, on, 2.24(1, 5)
- Masked entrance with intent to injure, 694.4
- Person operating motor vehicle, 321.280
- Pointing gun at another, 694.2

Assault on National Guardsman, 29.44

Assault while masked as attempt to commit, 694.4

Assembly, unlawful, *see subhead Unlawful Assembly*

Assessors, refusing to assist, 430.8, 431.8

Assignment houses, *see Houses of Ill Fame below*

Athletic contest, bribery, 739.12

**Attempts**

*See also subhead Assault above*

Abortion, attempt to procure, 701.1

Arson, attempt to commit, 696.5

Break and enter, attempt to, 708.10

Drain lake or body of water, 716.5

Entry while masked, 694.4

Escape from jail, 356.21

Escapes, penalty same as completed act, 745.18

Perjury, attempt to suborn, 721.3

Attestation, penalty for forgery, 718.1(4), 718.10

Attorney's retention of client's money, 610.21

Auction sales law violations, 546A.9

Auditors, bribery penalties, 739.6, 739.7

Audit report, inspection refused, 11.14

Automobile railways, railroad law applies, 484.29

Badges, unlawful wearing, 713.28

Ball games on Decoration Day, 730.1, 730.2

**Banking offenses**

Advertising installment loans falsely, 529.12

Advertising private banks, penalty, 524.25

Banking terms illegally used, penalty, 524.25

Certifying checks or deposits illegally, 528.87

Check clearance at par, failure, 528.63

Checks or deposits certified illegally, 528.87

Commissions or gratuities, 528.10

Compensation, illegal, penalty, 528.7

Credits, false statements, 528.88

Deposits received when insolvent, 528.82

Diversion of funds, 528.84

False rumors against banks, 528.89

False statement for credit, 528.88

False statements of entries, 528.84

Fraud or deceit, intentional, 528.85

Fraudulent representation of capital, 526.44

Gratuity or loan to official, penalty, 528.10

Installment loans, false advertising, 529.12

Intentional fraud or deceit, 528.85

List of officers, violations, 528.53

Loan and trust companies, penalties, 528.53

Loans or illegal compensation, 528.7

Loans to officers or employees, 528.6, 528.7

Loans to officials, unlawful, penalty, 528.7

Neglect of official duties, 528.83

Neglect to make condition statements, 528.83

Pledge of bank assets, unauthorized, 528.12

Private banks, advertising, use of terms, 524.25

Sales of real estate or securities illegally, 528.86

Statement of conditions, refusal to make, 528.83

Unlawful practices, 528.50, 528.53

Bank's assets pledged illegally, penalty, 528.12

Batteries, storage, general provisions, 715.1-715.5

**CRIMES—Continued**

Battery, assault and battery, punishment, 694.1

Bawdyhouses, *see subhead Houses of Ill Fame below*

Bear baiting, penalty, 726.7

Beer law violations, 124.37

Beggars, defined as vagrants, 746.1-746.4, 746.19

**Bestiality**

Place of commitment, sodomy, 789.16

Sodomy, definition, punishment, 705.1, 705.2

Betting, 726.1-726.10

Bids, sealed, divulging contents, 72.4, 622.15(12)

Bigamy, 703.1-703.3

Billiard rooms and bowling alleys, minors, 726.9, 730.1

Billies, 695.2, 695.3, 695.17-695.25

**Bills of lading offenses**

False bill to defraud insurer, 713.14

Forging or obliterating, 718.1, 718.2, 718.10

Fraud, generally, 487.44-487.51

Binder twine, label required, 713.22, 713.23

Blackjacks, concealed, carrying, 695.2, 695.3

Blackjacks, display in window prohibited, 695.25

Blacklisting employees, 736.1-736.3

Blackmail, punishment, 720.1

Blank cartridges, use or sale prohibited, 695.27, 695.28, 732.17, 732.19

Blasphemous language, 728.1

Blind person's guide dog denied entrance to public place, 351.52

Boats, fraud to collect insurance on, 714.15

Boats or rafts, injury to, 714.2, 714.14, 714.15

Bodies of water, drainage, 716.1, 716.5

Bodily injury, assault to commit, 694.6

Bombs, tear and gas, 732.10-732.14

Bonds to keep the peace, 695.3, 760.1-760.14

**Bootlegging**

Definitions of term, 123.59, 125.7

First conviction, 125.5

Habitual violator, 126.20

Penalties, 123.59, 125.5, 125.7, 126.19, 126.20

Sales by bootleggers, penalty, 125.7

Second and subsequent convictions, 126.19

Boundary marker, injury to, 714.17, 714.18

Bounty, false claim to procure, 350.7

Bowie knife, penalty for displaying, 695.25

Boxing contest, 727.5

Boycotts, labor, 736B.1-736B.4

Brass knuckles, 695.2, 695.3, 695.18, 695.25

**Breach of peace**

Blasphemous or obscene language, 728.1

Bond to keep the peace, 760.1-760.14

Buildings used for fighting, 657.2(6), 657.3

Disturbing in general, 744.1, 744.2

Evading admission fees, 744.3

Hawking near fairgrounds, 744.4

Interrupting assemblies, 744.1, 744.2

Riot deemed, 743.2

Threat of, peace bond, 760.1-760.13

Troops employed to suppress, 29.7, 29.8

Unlawful assembly, 743.1

Vagrants, security to keep the peace, 746.8

Bread standards, violations, penalty, 210.21

**Breaking and entering**

Aggravation of offense, 708.2

**CRIMES—Continued****Breaking and entering—Continued**

- Armed with weapon, 708.2
- Attempts to commit, 708.10
- Buildings in general, 708.8
- Definitions of crime, 708.1, 708.8
- Dwelling house in nighttime, 708.1–708.3
- Freight car, 708.11
- Habitual criminal provisions, 747.1–747.7
- Peace officer with warrant, 751.9, 755.9, 755.13
- Private person, breaking in to arrest felon, 755.9
- Prohibited generally, 708.8
- Punishment, 708.8
- Safe or deposit box, 708.4–708.6
- Service of subpoena, officer's power, 781.6

**Bribery**

- Acceptance of bribes by official, 739.2
- Acceptance to conceal felony, 722.1, 722.2
- Accepting bribe to influence voting, 738.3
- Accepting reward for public duty, 739.10
- Athletic contest, 739.12
- Conveyance of voters not illegal, 738.4
- Disqualification from holding office, 739.3
- Election officials, 738.14
- Electors, 43.120, 738.1–738.3
- Jurors and court officers, 739.6–739.8
- Jury bribery deemed contempt, 665.3(4)
- Legislative members, 2.24(7)
- Political candidates, workers paid, 738.5, 738.6
- Public officials, 739.1–739.11
- Referees, 739.6, 739.7
- Sheriffs, coroners, police officers, 739.9
- Solicitation of places of trust by, 739.4
- Voting or in election, penalty, 43.120
- Witnesses, suborning of perjury, 721.2, 721.3
- Witnesses, suborning deemed contempt, 665.3

**Brothels, see subhead Houses of Ill Fame below**

- Brucellosis control violations, swine, 163A.10
- Bucket shopping, 552.1–552.11
- Buildings, defacing or injury to, 714.1–714.3
- Buildings, malicious burning, 707.1–707.6
- Bullfights, prohibited, 726.7
- Burglar's tools, possession, 708.7

**Burglary**

- Aggravation, with and without, 708.2, 708.3
- Assault with intent to commit, 694.7
- Attempt to break and enter, 708.10
- Bank robbery, 708.9
- Breaking and entering, 708.8
- Daytime, breaking and entering, 708.8
- Definition, punishment, 708.1
- Electricity or torch, use in, 708.5, 708.6
- Explosive, burglary by means of, 708.4, 708.6
- Freight or express car, 708.11
- Habitual criminal provisions, 747.1–747.7
- Murder while in the act of burglary, 690.2
- Nighttime, entering in, 708.8
- Receiving goods obtained by, 712.1–712.3
- Safe, vault or deposit box, 708.4–708.6
- Third conviction, 747.1, 747.4
- Tools, burglars, possession of, 708.7
- Business transacted without license, 713.27
- Business without filing trade name, 547.4, 547.5
- Candidate for office promising job, 49.120–49.122, 86.5
- Capital punishment, 690.2, 690.5, 706.2, 792.1–792.16

**CRIMES—Continued****Cards**

- Gambling houses and devices, 726.1, 726.5
- Obscene cards, 725.4–725.10
- Careless and reckless driving, 321.283, 321.284
- Carnal knowledge, 698.1, 698.3, 724.2
- Carrying concealed weapons, 695.2, 695.3, 701.1
- Casks, fraudulent use of stamp, 713.19–713.21
- Castration, penalty as mayhem, 693.1
- Cattle sold or shipped without vaccination or test certificate, 164.28
- Cemetery law violations, 566A.9, 566A.10
- Cemetery, vandalism, 714.23
- Challenge to duel, 692.2–692.4
- Chastity, offenses against
  - Enticing to house of ill fame, 724.9, 724.10
  - Forcible marriage or defilement, 699.1
  - Seduction, punishment, 700.1–700.3
- Chattel loan law violations, 536.19
- Chattel mortgage offenses, 487.37, 710.12, 710.13
- Cheating
  - False pretenses, *see subhead False Pretenses and Frauds below*
  - Gross cheat at common law, 713.34
  - Three-card monte and other games, 713.29–713.33
- Checks, false drawing or uttering, 713.3, 713.4
- Checks, subsequent conviction, punishment, 713.3
- Chicken stealing, 709.8
- Child desertion, 731.1, 731.7
- Child labor, violations, penalty, 92.15
- Child-placing agencies, violations, 238.43
- Children
  - Abandoning child, 731.7
  - Beer law violations by minors, 124.37
  - Boarding homes, violations, 237.16
  - Child-placing agency violations, 238.43
  - Cigarette law, violations, 98.2–98.5
  - Contagious diseases, exposing child, 139.31, 139.32
  - Contributing to delinquency, 233.1–233.5
  - Corrupting morals, 725.3
  - Cruelty, assault, 694.1
  - Drugs, samples on porches, 732.8, 732.9
  - Enticing child away, 724.9, 752.2(1), 753.7, 782.4
  - Firearms, sale to minor prohibited, 695.18, 695.26
  - Houses of ill fame, sending child, 233.1–233.5
  - Immoral plays or entertainments, 725.3
  - Juvenile court, 231.1–232.1
  - Labor law violations, 92.1–92.16
  - Lascivious acts with children, 725.2
  - Liquor and beer violations, 123.43, 124.20, 124.21
  - Narcotics, 204.22(2)
  - Obscene literature, gift to minors, 725.8
  - Offense committed by, life imprisonment or death, 232.1
  - Part-time school, parent or employer, penalty, 289.6
  - Pistols and revolvers, sale, 695.18, 695.26
  - Pool halls, permitting in, 726.9, 726.10
  - Prostitution, minor females, 724.7, 724.10
  - Rape, criminal provisions, 698.1, 698.4
  - Refusal to tell where cigarettes obtained, 98.5
  - School law violations, 299.6
  - Suspended sentence, cigarette sale, 98.5
  - Child stealing, 706.2
  - Cigarette law offenses, 98.36–98.41

**CRIMES—Continued**

City ordinances, violations, penalty, 366.1  
 City or town officers, offenses, *see CITIES AND TOWNS, subhead Officers*  
 Civil rights, infringement, penalty, 735.1-735.5  
 Claims, sending out of state, 627.17  
 Classification of crimes, 687.1-687.7  
 Coal mines, schedule of penalties, 82.127  
 Coal weighing violations, railroads, 479.108  
 Cockfighting, 726.7  
 Cohabitation  
   Forcible, penalty, 724.7-724.10  
   Lewd cohabitation, 725.1  
 "Coin silver", misbranding, 119.4, 119.5, 119.9  
 College credits, failure to file, penalty, 264.6  
 Combinations, criminal penalties, 553.1, 553.3, 553.13, 553.17, 553.21  
 Common thief, 709.19  
 Compelling to marry or be defiled, 699.1  
 Competition, fair, ordinance violation, 369.3  
 Compounding felonies  
   Bribe to conceal offense, 722.1, 722.2  
   Definition, 722.1, 722.2  
   Indictment though principal not prosecuted, 773.49  
   Misprision of treason, 689.3  
 Compromising certain offenses, 794.1-794.4  
 Concealed weapons  
   Penalty for carrying, 695.2, 695.3  
   Permits to carry, issuance, 695.7, 695.17  
 Concealment  
   Crime of another, 689.3, 722.1, 722.2, 773.49  
   Escaped prisoner, 745.15  
   Insurance, obtained by concealing facts, 511.18  
 Concubinage  
   Definition, penalty, 725.1  
   Forcible detention for, penalty, 724.8  
 Confederate aiding and abetting burglary, 708.2  
 Confederate, robbery, aiding or abetting, 711.2  
 Confidence games, *see subhead False Pretenses and Frauds below*  
 Congregations, penalty for disturbing, 744.2  
 Conservation commission rules or orders  
   Erections or obstructions, penalty, 111.4  
   Violating provisions, penalty, 111.57  
 Conspiracy  
   Definition of, 719.1, 719.2  
   Defrauding insurance company, 511.19  
   Fire, defrauding by, 100.9  
   Homestead tax credit, to obtain, 425.13  
   Locomotive, conspiracy to seize, 716.14  
   Price fixing conspiracy, 553.1  
   Prosecute, to, 719.2  
   Trade restraint conspiracy, 553.1, 553.3  
 Containers, fraudulent use of, 713.19-713.21  
 Contempt  
   Acts constituting, 665.2  
   Divorce decree disobeyed, penalty, 598.15  
   Pollution of water order, violation, penalty, 135.24, 135.25  
 Contraceptives, distributing, advertising, 725.5, 725.6  
 Contributing to juvenile delinquency, penalty, 233.2

**CRIMES—Continued**

Conversion, *see subheads Embezzlement; Larceny below*  
 Corporations, frauds, *see subhead False Pretenses and Frauds below*  
 Corroboration, 699.1, 782.4-782.7  
 Corruption, *see Graft and Corruption below*  
 Cosmetology license law violations, penalty, 157.15  
 Cosmetology, violation of health law or rules, 135.38  
 Counterfeiting  
   Advertising forms, 548.10, 548.11  
   Alteration of instruments fraudulently, 718.8  
   Bank bills, notes, and drafts, 718.4  
   Bonds, 718.1-718.6  
   Cigarette stamps and licenses, 98.1(6), 98.38  
   Coins, 713.35-713.38, 718.15-718.17  
   Congress to provide punishment, Const., U. S., I, 8  
   Corporate existence, proof, 718.12  
   Foreign coins, 718.17  
   Forgery, *see subhead Forgery below*  
   Labels registered, 548.10, 548.11  
   Marks or brands of another, 713.17, 718.19  
   Penalty for various acts, 718.1-718.23  
   Possession of counterfeit money, 718.16  
   Possession of counterfeit papers, 718.5  
   Possession of tools or instruments, 718.14, 718.20  
   Public securities, 718.3, 718.6  
   Seals, public, 718.18  
   Second conviction, 718.7  
   Stamps or brands, 713.17, 718.19  
   Subsequent convictions, 718.7, 718.11, 747.1  
   Tools for counterfeiting, 718.13, 718.14, 718.20  
   Trade-marks, 548.10, 548.11  
   Warehouse licenses, 543.38  
 County bond action, estoppel, penalty, 346.21, 346.22  
 County officers  
   Accepting reward for duty, 739.10  
   Acting as agent or attorney, 343.6  
   Bonds prohibited, action, estoppel, 346.21, 346.22  
   Discounting warrants, 343.9  
   Embezzlement of public money, 710.1-710.3  
   Expenditures exceeding appropriations, 344.10, 344.11  
   Failure to furnish information, 343.6  
   Failure to give bond, 64.25  
   Holding stock in certain concerns, 346.20-346.22  
   Misconduct or neglect in office, 740.1-740.22  
   Money for sectarian purposes, 343.9  
   Neglect to report fees, 343.6  
   Purchase of property at sale, 343.6  
   Stockholders, forbidden, penalty, 346.20, 346.22  
   Warrants, discounting prohibited, 343.7, 343.9  
 County regulations, infraction of posted building rules, 332.3(19)  
 Crime, accusing person of, 720.1  
 Criminals, habitual, 747.1-747.7  
 Criminal syndicalism, 689.10-689.13  
 Crops or produce, injury to, 714.4, 714.6, 714.7  
 Cruelty or injury to animals, 717.1-717.7  
 Daggers, 695.2, 695.3, 695.18, 695.25  
 Dams, without permit, 469.13  
 Danger signals, penalty for removing, 714.19  
 Dead bodies, 714.21, 714.22  
 Deceiving voter as to ballot, 738.12

**CRIMES—Continued**

Decoration Day, desecration, 730.1, 730.2  
 Deeds, false acknowledgments, 558.40  
 Defacement, *see Malicious Mischief and Trespass below*  
 Defilement, forcible marriage or, 699.1  
 Deformed persons, exhibition, 725.12  
 Defrauding, act of (or intent to defraud), *see subhead False Pretenses and Frauds below*  
 Degrees, academic, conferred illegally, 504.13  
 Desertion  
   Annulment of bond, court's discretion, 731.4  
   Bond to support, release, 731.3  
   Commitment for nonsupport, release, 731.5  
   Definition, 731.1  
   Exposing and abandoning child, 731.7  
   Proof provisions, 731.1, 731.6  
   Punishment, 731.1, 731.7  
   Seduction and marriage, after, 700.3  
   Spouse may testify against other, 731.2  
   Wife desertion, 731.1  
 Destruction of food products, 734.1, 734.2  
 Dice, use in gambling prohibited, 726.1, 726.5  
 Disabled persons aid, violations, 214A.12, 214A.16  
 Discount, accepting or giving, 741.1-741.5  
 Discrimination, unjust  
   Against national guard members, 29.43  
   Criminal liability, penalty, 479.18, 479.29  
   Definition, common carrier acts, 479.11  
   Freight charges over two or more railroads, 479.47  
   Railroads, 479.11-479.31  
   Unlawful and prohibited by common carrier, 479.11  
 Discrimination, unlawful, penalties, 551.3, 551.4  
 Disfiguring persons, 693.1  
 Disorderly houses, penalty, 724.3  
 Disorderly persons  
   Punishment by general assembly, 2.24(3)  
   Vagrancy, 746.1, 746.2, 746.15  
 Disturbances  
   Assemblies for worship, disturbing, 744.2  
   Blasphemous language, 728.1  
   Congregations, disturbing, 744.2  
   Criminal syndicalism, 689.10-689.13  
   Fairs, public, disturbing, 744.4  
   Inciting against government, 689.5  
   Intimidation while masked, 694.3  
   Municipal regulation, 368.7(7)  
   Peace, disturbances of the, 744.1  
   Profane, obscene language, 728.1  
   Public gathering, disturbing, 744.1  
   Riots, 743.1-743.9  
   Security to keep the peace, 727.4, 760.1-760.14  
   Unlawful assembly, riots, 743.1-743.9  
 Diverting funds, 122.6  
 Divulging sealed bids, 72.4, 622.15(12)  
 Dock and wharf rules in cities, penalty, 384.3(5)  
 Dog license violations, 351.20  
 Donations, soliciting, without permit, 122.6  
 Double jeopardy  
   Constitutional prohibition, Const., Iowa, I, 12  
   Narcotic violations, 204.23  
 Drainage or levee ditches, 716.3, 716.4  
 Driving off stock, 717.7  
 Driving while intoxicated  
   Driving while under conviction, 321.282

**CRIMES—Continued**

Driving while intoxicated—Continued  
   Penalty, first, second, third offense, 321.281  
   Sentence, period without license, 321.281  
 Drugs illegally used  
   Abortifacients, 205.1-205.3, 725.5, 725.6  
   Abortion, to procure, 701.1  
   Carnal knowledge of female, 698.3  
   Definition of term "drug", 203.1  
   Drugged liquors, selling, 732.4  
   Inmates, bringing drugs, 745.15-745.18  
   Narcotic drugs defined, 204.1(15)  
   Narcotics, penalties, 204.21  
   Operating motor vehicle while under influence of narcotics, 321.281  
   Possession of prescription drugs, 155.26  
   Samples, depositing, 732.8, 732.9  
   Venereal disease, druggist's record, 140.29, 140.40  
   Venereal disease remedies, advertising, 725.7, 725.8  
 Drunkards, defined as vagrants, 746.1(2)  
 Drunkenness, 123.42, 125.11, 125.12, 746.1(2)  
 Dueling, Const., Iowa, I, 5; 692.2, 692.3  
 Duress  
   Election offenses, 738.13, 738.15  
   Extortion, penalty, 720.1  
   Marriage or defilement, 699.1, 753.7(4)  
   Prostitution, detaining, for penalty, 724.8  
 Dwellings, housing law violations, 413.107  
 Dwellings, injury to, 714.2  
 Dye works, living quarters prohibited, 732.6, 732.7  
 Dynamite  
   Penalty for death or injuries, 697.1-697.4  
   Sales restricted, 695.27, 695.28  
 Egg grading law violations, 196.18  
 Elections, generally, 43.119, 43.120, 49.86-49.122, 51.16, 51.17, 738.1-738.29  
 Electric transmission line violations, 489.24  
 Electric wires, tapping, 716.7, 716.8  
 Elevator law violations, 104.2  
 Embalmer soliciting business, 156.12  
 Embezzlement  
   Agents, officers, clerks, 710.5-710.8  
   Attorney at law, 710.5-710.8  
   Bailees, 710.4  
   Bailees, national guard funds, 29.39  
   Bank personnel, 528.7, 528.12, 532.19, 710.9  
   Carriers or persons entrusted with property, 710.10  
   Commission, retention permitted, 710.7, 710.8  
   Conversion of money by series of acts, 710.6  
   Demand, when necessary, 710.13  
   Executors, administrators, guardians, 710.11  
   Failure to account, no relief from penalty, 710.1  
   Larceny by, public officers, 710.1, 710.2  
   Money converted by series of acts, 710.6  
   Mortgaged property, 710.12, 710.13  
   Motor vehicle fuel tax money, 324.72  
   Motor vehicles, 321.73-321.75, 321.85  
   National guard funds, 29.39  
   Property stolen, disposition, 645.1-645.6  
   Public officers, 710.1-710.3  
   Public officers defined, 710.3  
   Punished as larceny, 710.4-710.12

**CRIMES—Continued****Embezzlement—Continued**

- Punishment, 710.2
- Return of funds, not relieve defaulting officer, 710.1
- Emergency, failure to yield telephone, 714.33, 714.34
- Employment agency acting without license, 95.6
- Employment agency, violations, 94.12
- Employment security commission offenses
  - False statement or fraud, penalty, 97.44
  - Overcharging or misleading, penalty, 97.42
- Endurance contests prohibited, 732.15, 732.16
- English, legal matters not published in, 618.2
- Entertainments
  - Decoration Day desecration, 730.1, 730.2
  - Evading admission fee, penalty, 744.3
  - Exhibition of deformed persons, 725.12
  - Immoral plays, penalty, 725.3
- Enticing away females, 724.9, 724.10
- Entries, false, 713.26, 740.9, 740.12

**Escape**

- Aiding, assisting escape, 745.12-745.18
- Attempts punished as completed acts, 745.18
- Breaking not necessary, 745.2
- Breaking or escaping from jails, 745.2, 745.8
- Concealing escaped persons, 745.15
- Costs and fees, 745.5-745.7
- Definition of prison escape, 745.1
- Institution inmates, aiding, 745.15
- Jurisdiction at place of escape, 745.4
- Officer to use means to prevent, 356.21
- Penitentiary or reformatory, 745.1-745.3
- Permitting escapes, 742.8, 745.9-745.11
- Prison breach, escape, punishment, 745.1
- Recapture of escaped arrested person, 755.13
- Refusing to assist officer, 742.3-742.5, 791.5
- Reward offered, 7.6
- Sheriff's record, 356.6
- Smuggling in materials, penalty, 745.13
- Violation of parole, 745.3
- Working places, aiding escape, 745.15
- Evading admission fee to entertainments, 744.3
- Exemption laws, sending claims out of state to defeat, 627.17

**Exhibitions**

- Deformed or abnormal persons, forbidden, 725.12
- Disturbance of public fairs, 744.4
- Hawking or selling in vicinity of fair, penalty, 744.4
- Immoral pictures and plays, 725.3, 725.4
- Monstrosities prohibited, 725.12
- Obscene or immoral shows, penalty, 725.3
- Prize fights prohibited, 727.2-727.5
- Shows or circuses without license, penalty, 444.19
- Expectorating in certain places, 170.1(6), 170.24
- Explosives, injuries by, 697.1-697.5

**Exposure**

- Exposing child, 731.7
- Persons, indecent or obscene, 725.1

**Extortion**

- Carriers regulated, 479.11, 479.14, 479.19-479.30
- Express companies, 486.7

**CRIMES—Continued****Extortion—Continued**

- Fees, officer overcharging, 740.1, 740.10
- Malicious to extort, 720.1
- Railroads, 474.31, 474.43, 479.19, 479.29, 479.30, 479.47
- Extradition
  - Criminal fleeing to another state, Const., U.S., IV, 2
  - Service or labor, person held, Const., U.S., IV, 2
- False acts
  - Accounts, fees and fines, falsified, 740.9
  - Alarms of fire, 714.31, 714.32
  - Attestation, false, as forgery, 718.1
  - Bounty on animals, false claim, 350.7
  - Certificates by public officers, 740.12
  - Dishonesty of employees, false charges, 736.3
  - Employer's books, false entries, 713.26
  - Entries on corporation books, 713.26
  - Public officers, false returns or entries, 740.9, 740.12
- False advertising, oleomargarine, 191.5
- False branding of merchandise
  - Gold or gold-plated articles, 119.1, 119.7, 119.9
  - Silver or silver-plated articles, 119.3-119.9
- False entries, public officers, 740.9, 740.12
- False imprisonment, 753.7(1)
- False personation
  - Assuming to be an officer, 740.4, 740.5
  - Civil engineers, 114.25
  - Elections, registration, 738.20
  - Obtaining money or goods by, 713.2
  - Practitioners, 147.85, 147.86, 157.15
  - Surveyors, 114.25
  - Veterinarians, 169.44, 169.45
- False pretenses and frauds
  - Academic degree conferred illegally, 504.13
  - Acknowledgments of deeds, penalty, 558.40
  - Advertisements, fraudulent, 713.24
  - Advertising military materials, penalty, 30.1-30.3
  - Affidavits or manifests, false, 713.15
  - Agent acting without license, 522.5
  - Altering stamp or mark of public officer, 713.16
  - Banks, *see subhead Banking Offenses above*
  - Bills of lading, 487.44-487.51, 713.14
  - Binder twine, unlabeled, 713.22, 713.23
  - Board and lodging, obtained, 713.7-713.9
  - Boat or vessel officers, false affidavit, 713.15
  - Boats, fitting out to defraud, 713.10
  - Boats or raft, destruction, 713.9, 714.15
  - Bottles, boxes, kegs, registered, 713.18-713.21
  - Checks, drawing, uttering, 713.3, 713.4
  - Checks, false certification, 528.87
  - Civil engineers, 114.25
  - Collections for charitable institutions, 746.1(5)
  - Containers registered, sale or use, 713.18, 713.19
  - Conveyance of property, fraudulent, 713.6
- Corporation offenses
  - False entries in records, 491.43, 713.26
  - False prospectus, 491.68
  - False statements on stock certificates, 492.3
  - Fraud, civil and criminal penalties, 491.40
- Counterfeiting generally, 548.10, 548.11, 713.17, 718.1-718.23



**CRIMES—Continued**

False pretenses and frauds—Continued  
 Credit, false statements to obtain, 528.88  
 Dealing in certain instruments, 713.12  
 Deeds, acknowledgments, officer liable, 558.40  
 Dependent child aid, 239.14  
 Disabled persons aid procured, 241A.12  
 Emergency, false statement of to obtain telephone, 714.35  
 Engineers, civil, 114.25  
 False pretenses, penalty, 713.1  
 Food, lodging, falsely obtained, 713.7–713.9  
 Fraternal insurance representatives, 512.41  
 Goods received by false personation, 713.2  
 Grain or seed, fictitious price papers, 713.12  
 Grain sales, swindling, penalty, 713.11  
 Gross fraud or cheat at common law, 713.34  
 Homestead tax credit, securing, 425.13  
 Horse-racing violations, 174.20, 174.21  
 Hotelkeepers, frauds on, 713.7–713.9  
 Imprisonment for debt, fraud, Const., Iowa, I, 19  
 Income tax returns, false, penalty, 422.25  
 Installment stock sales, illegal, 501.6  
 Interest charged in excess of legal rate, 535.6  
 Investment dealers and salesmen, 502.26, 502.27  
 License, transacting business without, 713.27  
 Loan business restrictions, 536.12, 536.19  
 Marks of another, counterfeiting, 713.17  
 Marriage health test, false, 596.6  
 Membership sales company, violations, 503.13  
 Military material stores, penalty, 30.1–30.3  
 Motor vehicle fuel tax certificate, 324.74  
 Narcotics, obtained by, 204.18, 204.22  
 Old-age assistance obtained by, 249.46  
 Old-age medical assistance obtained, 249A.5  
 Package, cask, stamped, use by another, 713.21  
 Pension records, firemen and policemen, 411.14  
 Practitioner's license procured, 147.85, 147.86, 157.15  
 Prostitution, detaining female, 724.8  
 Public employees retirement system, false claims, 97B.40  
 Public officers in general, 740.12  
 Punishment for false pretenses, 713.1  
 Reciprocal contracts, exchanged illegally, 520.14  
 Registered containers, 713.18–713.21  
 Sale of real estate or securities illegally, 528.86  
 Sales tax, failure to report, 422.58  
 Securities law violations, 502.26–502.30  
 Settlements, treasurers', penalties, 452.14  
 Soliciting funds, diversion, 122.6  
 Stamped casks, packages, fraudulent use, 713.21  
 Stamps or marks, false, 713.17  
 Surveyors, 114.25  
 Swindling with cards and devices, 713.29–713.33  
 Swine, hog cholera control, 163.30(9)  
 Tax assessment, 441.25  
 Tax exemption, veterans, penalty, 427.7  
 Tax sale, fraud in conducting, 446.26, 446.27  
 Telephone, false statement of emergency, 714.35  
 Transient merchants, 81A.7  
 Unemployment compensation provisions, 93.16  
 Veterinarian's license procured, 169.43–169.45  
 Warehouse provisions  
 Deception in use of warehouse receipt, 543.37  
 Delivery of goods without receipt, 543.37

**CRIMES—Continued**

False pretenses and frauds—Continued  
 Warehouse provisions—Continued  
 Delivery of grain without certificate, 544.24  
 Deposit of goods without title, 543.37  
 Duplicate certificates unlawfully issued, 544.31  
 Duplicate receipts illegally issued, 543.38  
 False statement in warehouse receipt, 543.37  
 Forging or altering warehouse license, penalty, 543.37  
 Fraudulent issuance of certificates, 544.30  
 Fraudulent issue of warehouse receipt, 543.37  
 Goods deposited subject to mortgage or lien, 543.37  
 Provisions of law violated, penalty, 543.36  
 Receipts, warehouse, offenses, 542.50–542.55  
 Unlawful breaking of warehouse seals, 544.23  
 Unlawful sale or pledge of stored grain, 544.25  
 Will, destruction, suppression, 713.5  
 False representations, *see subhead False Pretenses and Frauds above*  
 False return, public officer making, 218.31  
 False statements  
*See also subhead False Pretenses and Frauds above*  
 Housing law, plans, perjury, 413.96  
 Insurance companies, 515.91–515.93  
 Liquor, to procure or ship, 125.14, 125.15, 130.29, 130.43  
 Public officers on settlement, 452.14  
 Seller of oleomargarine, 191.5  
 Telephone obtained for emergency, 714.35  
 Treasurers' settlements, 452.14  
 Veterans, tax exemption, 427.7  
 Warehouse receipts, 541.151  
 False swearing  
 Housing law plan statement, perjury, 413.96  
 Penalty for, 721.1  
 Subornation of perjury, 721.2, 721.3  
 False use of name of military organization, 29.40  
 False warehouse receipts, 542.50–542.55  
 False wearing of military uniform, 29.40  
 False weights and measures  
 Mining, production price determined, 215.7(3)  
 Possession of, when in business, 189.19, 215.6  
 Transactions by, 189.19, 215.7  
 Family abandonment, 700.3, 731.1–731.7  
 Faro, penalties, 726.1, 726.5  
 Feeble-minded, wrongful commitment, penalty, 222.38  
 Fee-splitting, 94.9, 94.12, 147.56, 625.24  
 Felony  
 Assault with intent to commit, 694.5  
 Compounding  
 Bribe to conceal offense, 722.1, 722.2, 773.49  
 Misprision of treason, 689.3  
 Third conviction, penalty, 747.1  
 Conspiracy to commit, 719.1  
 Definition, 687.2  
 Females committing felonies, 687.3  
 Habitual criminal, third conviction, 747.1  
 Juror, conviction cause for challenge, 779.5(1); R.C.P. 187(f)  
 Motor vehicle violations, penalty, 321.483  
 Parole violation, imprisonment, 247.28

**CRIMES—Continued****Felony—Continued**

- Public offense, 687.1
- Sales tax frauds, 422.58
- Witness, interrogation as to, permitted, 622.17
- Fences, injury to, 714.4, 714.23
- Fertilizer law violations, 200.19
- Fighting, penalty, 727.1
- Fines, applied to school fund, Const., Iowa, IX, 2nd, 4, 7
- Fire, *see Arson above*
- Fire apparatus, injury to, 714.28–716.1
- Firearms, chs 695, 696, *also see WEAPONS*
- Fire marshal, 100.4–100.9
- Fire marshal's safety regulations, 100.35
- Firemen, false claim to exemption, 102.4
- Fire, setting or allowing to escape, 707.7, 707.8
- Fireworks, 695.27, 695.28, 732.17–732.19
- Fish and game penalties, generally, 109.32–109.34, 109.119, 110.14, 110.25
- Fishing in private lakes, 714.25
- "Fixing" sports, 739.12

**Flags**

- Desecration, 32.1–32.6
- Inciting treason by use, 689.5–689.7
- Red flag law, 689.4–689.7
- Removal of danger signals, 714.19
- Fluoroscope used in fitting shoes, 732.24
- Food, destruction to raise prices, 734.1, 734.2
- Forcible marriage and defilement, 699.1

**Forgery**

- Acts deemed forgeries, 717.8
- Bills, notes, drafts of corporation, 718.4, 718.12
- Bonds forged, 718.3, 718.6, 718.7
- Cigarette stamps forged, felony, 98.38
- Corporate bills, notes or drafts, 718.4, 718.12
- Counterfeiting, 718.1–718.23, *see subhead Counterfeiting above*
- Death certificate, forging, penalty, 141.33
- Elections, nomination papers, ballots, 738.21
- Engineer's certificate, 114.25
- Expert witnesses to prove, 718.12
- Foreign bank notes, circulation, 718.21–718.23
- Habitual criminals, 747.1–747.4
- Intoxicants, forgery to procure, 130.29
- Joining parts of several instruments, 718.8
- Marriage, false certificate of, 595.8
- Negotiable instruments, signatures, 541.23
- Obliteration of records, instruments, 718.10, 718.11
- Possession of forged papers, 718.5, 718.12
- Practitioner's license, false procurement, 147.84
- Proof, general reputation, experts, 718.12
- Public instruments, 718.3, 718.6
- Securities, 718.3, 718.6, 718.7
- Signatures, affixing fictitious, 718.9
- Stamps or marks, 718.19
- Surveyor's certificate, 114.25
- Uttering forged instrument, 718.2
- Veterinarian's papers, 169.43
- Warehouse licenses, 543.38

Fornication, detaining female for, 724.8

**Fowl**

- Larceny of domestic fowl, 709.8
- Wild fowl, 109.32–109.37

**CRIMES—Continued**

Frauds, *see subhead False Pretenses and Frauds above*

- Frauds in elections, 738.1–738.29
- Fraudulent claims, public employees retirement system, 97B.40
- Fraudulent conveyances, 713.6
- Free passes illegally issued or used, 479.97
- Fruit, stealing or knocking off, 714.9, 714.10
- Fuel in transit, appropriation, penalty, 479.115
- Fugitives from justice, 759.1–759.29
- Funeral director soliciting business, 156.12

**Gambling**

- Betting defined, 726.1
- Betting on contests, elections, 726.6
- Bucket shopping, dealing in options, 552.1–552.10
- Bullfights and other contests, 726.7
- City power to suppress, punish, 368.7(8, 9)
- Devices for gambling defined, 99A.1, 726.1, 726.3, 726.5
- Futures, dealing in, 552.1–552.11
- Gamblers deemed vagrants, 746.1
- Gaming defined, 726.1
- Gift enterprises, 553.15–553.17, 726.4, 751.3(5)
- Houses used for gambling, penalty, 726.1
- Keeper of gambling place defined, 726.2
- Keeping gambling houses, 726.1
- License to do business revoked, 99A.1–99A.9
- Lotteries and raffles, 726.8
- Minors barred from billiard halls, 726.9, 726.10
- Penalties, 726.1, 726.3, 726.6–726.10
- Pool selling or places used for, 99.1, 726.6
- Possession of gambling devices prohibited, 726.5
- Slot machines, 726.1, 726.5
- Three-card monte and other games, 713.29, 713.33
- Wagers, properly forfeited to state, 726.4
- Witness, crimination no excuse, immunity, 622.15(1), 622.16
- Game breeding and shooting preserve law violations, 110A.9

Garbage, illegal use as animal feed, 163.26–163.29

Gate crashing, penalty, 744.3

Gold and silver articles, misbranding, 119.1–119.9

**Graft and corruption**

- Accepting tips or gratuities, 741.1–741.10
- Bribery and acceptance of bribes, 739.1–739.11
- Election, ground of contest, 57.1
- Legislator, penalty for corrupting, 2.24(2)
- Liquor control commission, prohibited acts, 123.14, 123.92
- Public contracts, officers' interest in, 741.8, 741.11
- Public officials, 739.1–739.11

**Gratuities and tips**

- Accepting or giving, penalty, 741.1, 741.2
- Bank officials making loans, 528.10
- Incriminating testimony, 741.3
- Institutional employees, 741.6, 741.7
- Public contracts, interest by officers, 741.8–741.11
- State officers or employees, 741.8–741.10
- Graves, injury to or disturbing, 714.21–714.24
- Great bodily injury, assault with intent to inflict, 694.6

**CRIMES—Continued**

Gross frauds, common law violation, 713.34  
 Guideboards, injury or removal, 714.18  
 Guns, *see Weapons below*  
 Gypsies, penalty for vagrancy, 746.1  
 Habeas corpus, eluding writ, 663.20  
 Habitual criminals, 747.1-747.7  
 Harness, penalty for injuring, 714.11  
 Hashish joints, 657.1-657.3  
 Hawkers, 444.17, 744.4  
 Health facilities law, violations, 88.13  
 Health professions, license under practice act  
   False use of professional title, 147.74  
   Forgery of papers to secure license, 147.84  
   Personating falsely a licensee, 147.85  
   Violations of provisions of act, penalties, 147.86  
 Health violations  
   Basic science law, penalty, 146.22  
   Contagious diseases, penalty, 139.32  
   Dangerous fluids, use forbidden, 732.6, 732.7  
   Dead animals, refuse, throwing in streams, 732.3  
   Diseases, 139.32, 732.1, 732.2  
   Drugged liquors, selling, 732.4  
   Drugs, 203A.5, 204.22, 205.10  
   Endurance contests, 732.15, 732.16  
   Exposing to contagious disease, 139.31, 139.32  
   Health officer, interference, penalty, 135.36  
   Indians, disposing of liquor to, 732.5  
   Infected person, putting on conveyance, 732.2  
   Infectious diseases, spreading, 732.1  
   Interference with local board, 137.18, 137.19  
   Local board of health, 137.18, 137.19  
   Penalty, misdemeanor, 135.38  
   Samples of drugs on porches, 732.8, 732.9  
   Shoes fitted by X-ray or fluoroscope, 732.24  
   Stench bombs prohibited, 732.10-732.14  
 Venereal disease  
   False information, 140.7  
   Transmitting disease, penalty, 140.31  
 Highways  
   Law of the road, *see subhead Motor Vehicles below*  
   Use of highway, grant violated, penalty, 320.8  
   Violations, penalties  
     Bond regulation violated, 75.7  
     Burning roads causing damage, penalty, 707.7  
     Contracts, requirements, violations, 72.3, 72.4, 741.11  
     Danger signals or barriers, removal, 306.66, 714.19  
     Embezzlement, 313.18  
     Grant for use, 320.8  
     Gravel, unlawful disposal, 309.66  
     Injuring signs, milestones, 714.18  
     Injury to roads, 716.6, 716.7  
     Injury to viaducts with explosives, 697.3  
     Obstructing road, 657.2, 657.3  
     Obstructions in highway, 319.8-319.12, 716.7  
     Removal of barriers from vacated road, 306.66  
     Removal of safeguard or danger signal, 714.19  
 Hit-and-run drivers, 321.261-321.274  
 Hog brucellosis control violations, 163A.10  
 Hog cholera control violations, 163.30(9)

**CRIMES—Continued**

**Homicide**  
 Conviction reported in motor vehicle accidents, 321.209, 321.491  
 Death by motor vehicle, 321.280  
 Dueling, 692.1-692.4  
 Explosive, high, death caused by, 697.1, 697.2  
 Feloniously causing death bars benefits, 636.47-636.49  
**Manslaughter**  
 Definition, punishment, 690.10  
 Driver's license revoked, 321.209(1)  
 Liquor supplied illegally causing death, 690.11  
 Penalty for manslaughter, 690.10  
 Railway equipment illegally used, 716.16  
**Murder**  
 Advising or inciting murder, 690.8  
 Assault with explosives, 697.1, 697.2  
 Assault with intent to murder, 690.6, 690.7  
 Bail not allowed, 763.1, 763.2  
 Definition, 690.1  
 Degree, how determined, 690.4  
 Duel with deadly weapons, 692.1  
 Explosives, death caused by, 697.1, 697.2  
 First degree murder, punishment, 690.2, 690.5  
 Indeterminate sentence, exception, 789.13  
 Indictment, short form, 773.34  
 Limitation of action for prosecution, 752.1  
 Malice aforethought, 690.1  
 Parole by court not permitted, 247.20  
 Place of commitment, 789.16  
 Poisoning, punishment, 690.2-690.10  
 Second degree murder, punishment, 690.3  
 Training school commitments, exception, 242.6  
 Premeditated killing, 690.2  
 Punishments, 690.2-690.10  
 Supplying liquor, resulting in death, 690.11  
**Horse racing**  
 Bets or wagers, 726.6  
 Decoration Day desecration, 730.1, 730.2  
 Fraudulent entries at fairs, 174.20, 174.21  
 Pool selling bets, 726.6  
 Horse stealing, 709.8  
 Hospitals, license, 135B.15  
 Hostility, inciting, 689.4-689.9  
**Hotels and inns**  
 Denial of equal privilege, 735.1-735.5  
 Fire escape law, 103.17  
 Fraud of guest, 713.7-713.9  
 General penal provisions, 170.49  
 Presumptive evidence of fraud, 713.8  
 Swindlers, failure to eject, 713.32  
**House crimes**  
 Arson, 707.1-707.5  
 Breaking and entering  
   Attempt, punishment, 708.10  
   Defined as burglary, 708.1-708.3  
 Burglary, 708.1, 708.10  
 Criminal syndicalism, use for, 689.13  
 Dangerous fluids, use of, 732.6, 732.7  
 Defacing or shooting at dwelling, 714.1-714.3  
 Defined as burglary, 708.1-708.3  
 Demanding admission while masked, 694.4  
 Drug addicts, use by, nuisance, 204.13

**CRIMES—Continued**

## House crimes—Continued

- Drugs, depositing samples near, 732.8, 732.9
- Explosives used, 708.4-708.6
- Explosives, willful use to injure, 697.1-697.4
- Inhabitants, injuring or terrorizing, 714.2
- Larceny from, 709.4, 709.5
- Penalties, 708.1-708.6
- Riot injury, 743.9

## Houses of ill fame

- Child, sending to, 233.1-233.4
- Contempt punished, 99.12, 99.18-99.20, 99.23
- Detaining female in house of ill fame, 724.8
- Entering closed building, 99.23, 99.24
- Enticing female to house of ill fame, 724.9
- Gambling house, 726.1, 726.2, 726.10
- Inhabiting such house, 724.1-726.2
- Injunction, violation of, 99.18, 99.19
- Keeping, 99.1, 657.3, 724.3, 726.1, 726.2, 726.6, 738.9
- Landlord's liability, 724.6
- Leasing house for prostitution, 724.6
- Nuisance, penalty for maintaining, 657.3
- Permitting minors to be inmates, 724.7
- Pool selling, 726.6
- Removal of notice of injunction, 99.9

## Housing law violations, penalty, 413.107

## Hunting from aircraft, 109.120

## Hunting on land without permission, 714.25-714.27

## Hunting with artificial lights, 109.93

## Illegal voting, 43.120

## Imitation cheese sold in restaurants without proper notice, 191.3

## Immorality, penal provision, 725.2, 725.3, 725.5, 725.6

## Impersonating an officer, 740.4, 740.5

Incendiarism, chs 696, 707, *see Arson above*

## Incest

- Definition and punishment, 704.1
- Indictment, short form, 773.34
- Place of commitment after conviction, 789.16

## Income tax, failure to comply, 422.40

## Income tax return information disclosed, 422.20

## Indecency, 725.1-725.12

## Infringement of civil rights, penalty, 735.1-735.5

## Inheritance tax property, removal from state, felony, 450.50

## Insane persons

- Cruelty to, 229.38
- Letter writing, refusal to permit, 229.39
- Official neglect of, 229.38

Insurance offenses, *see INSURANCE*

## Insurrection, inciting, 689.4-689.13

## Interest charged in excess of legal rate, 535.6

## Interference with administration of justice, 723.1

## Intimidation

- Bank robbery, 708.9
- Detention of females for prostitution, 724.8
- Masked or in disguise, 694.3
- Obstructing justice, 723.1
- Train robbery, 711.4(9)
- Vagrant, instilling fear in residents, 746.3

## Intoxicated driver, 321.280

## Intoxicating liquors

- Accessories charged as principals, 125.4
- Advertising regulations, 123.47(1)

**CRIMES—Continued**

## Intoxicating liquors—Continued

- Automobiles, drinking on streets, 124.37
- Bootlegger, sales, 125.7
- Bribes, penalty applies, 123.92, 739.2
- Buildings illegally used, nuisances, 125.9, 125.10
- Carrying liquor on trains, 125.17, 125.18
- Clergymen's permit, illegal use, 134.9, 134.10
- Clubrooms, selling liquor, 125.13
- Collecting payment for liquor, 129.10
- Commission member, employees, 123.92
- Consumption of liquor in public places, 123.42
- Contempt, injunction violations, 123.68-123.70
- Convictions, second and subsequent, 126.19
- Death from intoxicating liquor, 690.11
- Defenses to charge of possession, 126.24
- Delivery of shipment to unauthorized person, 125.23
- Drinking liquor on trains, 125.17
- Drinking on streets or highways, 124.37
- Driving while intoxicated, 321.280-321.282
- Drugged liquors, sale, 732.4
- Employees, corruption by, 123.14
- False statements in applications, 123.91
- False statements in permit papers, 124.37
- False statements in shipments, 125.14
- Federal law, effect, 125.3
- First conviction, bootlegger, 125.5
- General prohibitions, 123.3, 125.3
- Habitual violator, 126.20

## Illegal transportation

- Defense to charge, 125.28
- Engaging in such activities, penalty, 125.27
- Penalty, first and subsequent offenses, 125.26

## Improperly labeled liquors, sale, 123.48

## Indians furnished liquor, 732.5

## Inmates of institutions furnished liquor, 745.15, 745.18

## Inspection of audit report refused, 11.14

## Interdicted persons, giving liquor, 123.44

## Intoxicated person, sale or gift, 123.46(3)

## Judgment for fines, costs, attorney's fees, 126.15-126.18

## Judgment rendered on each count, 126.8

## Manslaughter, death from liquor, 690.11

## Manufacturer's permit, 133.8

## Manufacturing liquor illegally, 125.3

## Mines, intoxicants in or near prohibited, 82.79

## Minors, liquor sold or given, 123.43

## Misabeled shipments, 125.16

## Nuisance injunction contempt, 128.13-128.16

## Peace officer's liquor law duty not performed, 126.3

## Penalties, 123.91, 124.37

## Pharmacist permit holder, 130.32, 130.43, 130.44, 130.45

## Pharmacist's request, false statements, 130.29

## Poisoning with intent to kill, 690.9

## Poisons, sale to intoxicated persons, 205.9

## Possession of packages without seal, 123.24, 125.3

## Prescriptions, filling more than once, 130.44

## Prescriptions for nonmedical purposes, 130.33, 130.37

## Purchase of liquor for illegal use, 131.27

## Sacramental wines, use for other purposes, 134.9, 134.10

**CRIMES—Continued****Intoxicating liquors—Continued**

- Second and subsequent convictions, 126.19, 126.20
- Shipments unlawful, 125.19
- Shipping records, refusal of inspection, 125.21
- Unlawful transportation, defenses stated, 125.28
- Unlawful transportation or shipment, 125.17, 125.18
- Wholesale druggist's permit, illegal use, 131.26, 131.27, 133.8

- Intoxication punished, penalty, 125.11
- Involuntary servitude, Const., Iowa, I, 23
- Iowa products, failure to give preference to, 73.5
- Itinerant merchants' law, violation, 81.13, 444.17
- Jack lights, hunting law, 109.93

**Jails**

- Annoyance of prisoners, 356.25
- Breaking or escaping, 745.2, 745.8
- Cruel treatment of prisoners, 356.23
- Sheriff's failure to keep calendar, 356.7

- Jitney bus operating without license, 388.12
- Jurors, false excuse, penalty, 607.4
- Jury officers, delinquency, 609.46
- Jury trial, guaranteed, Const., U. S., III, 2

**Justice**

- Conspiracy against justice defined, 719.1, 719.2
- Injunction to prevent obstruction, 723.2
- Obstructing, penalty, 723.1-723.3
- Solicitation and promotion unlawful, 723.3

- Justice of the peace, failure to account, 601.127
- Juvenile cases, 231.1-232.1
- Juvenile crimes, 232.1, 321.482
- Juvenile delinquency, contributing, 233.1, 233.2
- Keno, 726.1-726.5

**Kidnaping**

- Child under 16, penalty, 706.2
- Death penalty or life imprisonment, 706.3
- Definition, punishment, 706.1
- Jurisdiction, where committed, 753.7
- Kidnaping for ransom, 706.3

- Klondyke table, penalty, destruction, 726.5

**Knives**

- Bowie knife displayed, 695.25
- Carrying concealed weapons, 695.2, 695.3
- Going armed with, 695.1

- Knuckles, metallic, 695.2, 695.3, 695.18, 695.25
- Ku Klux Klan, acts prohibited, 690.7, 694.3, 694.4
- Labor and material on public contracts, 614.15-614.20

**Labor unions**

- Boycott, 736B.1, 736B.2
- Check-off, 736A.5
- Strikes, 736B.1-736B.4
- Union shop, 736A.3, 736A.4

- Lamps, breaking or removal, 714.18, 714.19, 716.7

**Larceny**

- Appropriating found property, 709.11
- Assault with intent to steal, 694.7
- Bailees, 710.4, 710.10
- Boat or vessel, stealing from, 709.4
- Bridges, removal or injury, 716.7
- Building on fire, 709.6

**CRIMES—Continued****Larceny—Continued**

- Carriers or persons entrusted, 710.10
- Common thief defined, 709.19
- Crops under landlord's lien sold, 570.9
- Daytime larceny, 709.5
- Definition, 709.1
- Domestic fowls or animals, 709.8
- Electric current, water, steam, gas, 609.7
- Embezzlement, larceny by, 710.1, 710.2
- Embezzlement punished as, 710.4-710.12
- Executors or guardians, 710.11
- Farm aid association, diversion of funds, 176.14
- Found property, appropriating, 709.11
- Fourth conviction of petty larceny, 747.2
- Fruit stealing, 714.9, 714.10
- Highways, injury to, 716.7
- Logs and lumber, 709.12-709.18
- Measure of value of stolen goods, 709.3
- Mortgaged property, 710.12, 710.13
- Motor vehicles, 321.82, 321.83
- Narcotic drugs, 204.22(3)
- Nighttime, larceny in, 709.4
- Officer's custody, 709.10
- Officer, taking goods from, 709.9
- Person, stealing from, 709.6
- Pickpockets, 709.6
- Public utilities, injury to property, 716.7
- Punishment generally, 709.2
- Railroads, injury to property, 716.7
- Receiving goods by false personation, 713.2
- Receiving stolen property, 712.1-712.3
- Sale of crops held by landlord's lien, 570.9
- Shoplifting, 709.20, 709.21
- Stealing fruit, 714.9, 714.10
- Taking goods from officers, 709.9, 709.10
- Third conviction, punishment, 747.1-747.4

- Lascivious acts with child, 725.2

- Levees, injury, 716.2, 716.4

**Lewdness**

- Enticing female, 724.9
- Keeping house of ill fame, 724.3
- Leasing house for lewd purposes, 724.6
- Lewd acts with children, 725.2
- Lewd literature, 725.5
- Lewdness punished, 725.1
- Penalty for leading lewd life, 724.1

**Libel**

- Constitutional provisions, Const., Iowa, I, 7
- Definition, 737.1, 737.5
- Jury determines law and fact, 737.7
- Prosecutions, 737.2-737.7, 773.26, 773.34
- Publication required, 737.5, 737.6
- Punishment, 737.2
- Truth and good intent, 737.4

- Library books, public, injury to, 714.16

- Lights, use in hunting, 109.93

**Liquor law offenses**

- Beer and malt liquors, 124.37, 124.40
- Intoxicating liquors, *see Intoxicating Liquors above*

- Locks or dams, penalty for injuring, 706.1

- Logs, larceny, 709.12-709.17

**Lottery**

- Forfeiture of wager or prize, 726.4

**CRIMES—Continued**

## Lottery—Continued

- Penalty for engaging in, 726.8
- Prohibited in this state, Const., Iowa, III, 28
- Search and seizure, 751.3-751.43
- Tickets or advertising schemes, 726.8

Lumber, penalty for larceny, 709.12-709.17

Lyceums, penalty for disturbing, 744.2

Machine guns, 696.1, 696.11

Machinery, altering serial numbers, 714.12, 714.13

Maiming, 693.1, 694.7, 695.5

## Malicious circulation of false reports

- Banks and trust companies, 528.89

## Malicious mischief and trespass

- Alteration of serial number, 714.12, 714.13
- Animals, injuries to, 717.1-717.7
- Boat insurance, fraudulent collection, 714.15
- Boats or rafts, 714.2, 714.14, 714.15
- Bodies of water, drainage, 716.1, 716.5
- Boundary monuments, 714.18
- Bridges, 716.7
- Buildings and fixtures, 714.1-714.3
- Buildings, malicious burning, 707.1-707.6
- Cemetery property, injury to, 714.23
- Chattels or papers of another, injure or secrete, 714.1

Conspiracy, 719.1, 719.2

Crops or produce, 714.4, 714.6, 714.7

Dams, locks, mills, or machinery, 716.1

Danger signals, 714.19

Dead bodies, exposing, 714.21, 714.22

Defacing buildings, 714.3

Drainage or ditch obstruction, 716.3, 716.4

Drawing water from lake or pond, 716.1, 716.5

Dwellings, 714.2

Electric utility apparatus, 716.7

Electric wires, tapping, 716.7, 716.8

False alarm of fire, 714.31, 714.32

Fences, 714.3, 714.4, 714.23

Fire apparatus, 714.28-714.30, 716.1

Food destroyed to raise prices, 734.1, 734.2

Fraud to collect insurance on boat, 714.15

Fruit, stealing or knocking off, 714.9, 714.10

Gas plant equipment, 716.7

Gates or bars left open causing damage, 714.4

Graves, violating sepulcher, 714.21-714.24

Harness, cutting or unfastening, 714.11

Highways, 321.369-321.371

Hunting on land without permission, 714.25-714.27

Lakes, meandered, draining or attempting, 716.5

Lamps or lampposts, 714.18, 714.19, 716.7

Levees, 716.2, 716.4

Machinery serial number, 714.12, 714.13

Military reservation, camp, armory, 29.42

Minerals, 714.6

Motor vehicles, intent to injure, 321.79

Notices or proclamations posted, 714.20

Posted lists at polls, 49.111

Public library books or property, 714.16

Public utility apparatus, 716.7

Railroads and railroad property, 716.7-716.19, *see RAILROADS*

Roads, obstructing or injuring, 321.369-321.371, 716.6, 716.7

**CRIMES—Continued**

## Malicious mischief and trespass—Continued

Safeguards or danger signals, 714.19

Sidewalks, 714.5

Signboards or guiding marks, 714.18, 714.19

State boundary monuments, 714.17

Stench bombs in public places, 732.10-732.14

Storage batteries, 715.1-715.5

Tapping electric or water connections, 716.7

Telegraph and telephone apparatus, 716.7

Trees, fruit or timber, 714.6-714.10, 714.23

Vehicle or harness, injury to, 714.11

Water, drawing from reservoir, 716.7

Water plant equipment, 716.7

Malicious prosecution, 719.2

Malicious threats, penalty, 720.1

Manslaughter, 690.10, 690.11, 716.16

Marriage license illegally issued, 595.9

Marriage offenses, 595.8, 595.9, 596.6, 598.18, 699.1, 700.2, 700.3, 703.1-703.3, 753.7

Maternity hospital law violation, penalty, 236.34

## Mayhem

Animals, cruelty or injury to, 717.1

Assault with intent to maim, 694.7

Bank robbery, penalty for maiming, 708.9

Definition and punishment, 693.1

Display of maimed persons, 725.12

Murder while committing mayhem, 690.2

Mutilating or disfiguring, 693.1

Robbery with intent to maim, 695.5

Train robbery, mayhem in committing, 711.4

Membership sales violations, 503.13

Messages, delay, willful error, revealing contents, 488.6

Military badges, unlawful wearing, 713.28

Military material stores, penalty, 30.3

Military offenses, 29.63

Military organizations, name not to be used for trade purposes, 29.40

Military uniforms, unlawful wearing, 29.40

Milldams and races, 469.13

Minerals, digging or carrying away, 714.6

Mining law offenses, 82.17, 82.21, 82.104, 82.127, 83.23, 87.14

Minors, illegal sale, prescription, administration of narcotic drugs to, 204.22(2)

Minors, *see subhead Children above*

## Misbranding merchandise

Drugs, 203.3-203.5

False labels, prohibited, 189.14

Gold and gold-plated articles, 119.1, 119.7, 119.9

Gold and silver alloy, 119.9

Hybrid seed corn, 199.5

Illuminating oils, 208.6

Lime, agricultural, 201.6

Narcotic drugs, 204.10

Penalty generally, food and drugs, 189.19

Possession of mislabeled goods, 189.16

Sale by false name, 190.9

Silver and plated articles, 119.6, 119.8, 119.9

Sterling silver, coin silver, 119.3, 119.4, 119.9

## Miscarriage

Abortion, professional license revoked, 147.56(6)

Attempt to procure, penalty, 701.1

Indictment of attempt, joined with homicide, 773.37(5)

**CRIMES—Continued**

Mischief, malicious, chs 714, 716, *see Malicious Mischief and Trespass above*  
 Misconduct or neglect in office, 740.1–740.22  
 Misdemeanor, definition, 687.4, 687.6, 687.7  
 Misprision of treason defined, 689.3  
 Mobile homes, violations of licensing regulations, 135D.18  
 Models, penalty for sale if obscene, 725.5  
 Money of client unlawfully retained by attorney, 610.21  
 Monstrosities, exhibition unlawful, 725.12  
 Mortgaged goods, warehouse receipt on, 542.55  
 Motive in criminal libel, 737.4

**Motor vehicles**

Accidents, failure to aid and report, 321.261–321.274  
 Alteration of plates or permits, 321.100(1)  
 Antitheft law, 321.72–321.96  
 Appearance to summons, 321.487  
 Arson, setting fire or burning, 707.3, 707.5  
 Axle-weight limits, schedule of penalties, 321.463  
 Beer drinking, on streets, highways, 124.37  
 Blind with white cane, penalties, 321.334  
 Bulk sales of used vehicles by dealers, 321.68  
 Burning of motor vehicles, 707.3, 707.5  
 Buying vehicle without certificate of title, 321.67

**Carriers**

Certificated, penalties, 325.34  
 Certificates revoked or altered, 321.96  
 Chauffeur's certificate or badge, fictitious, 321.96, 321.216(1)  
 Chauffeurs, employing when unlicensed, 321.221  
 Children, juvenile law not applicable, 321.482  
 Dealers violating law, penalties, 321.104, 322.2, 322.11, 322.14  
 Driving hours, excess permitted, 321.227  
 Driving under influence of narcotics, 321.281  
 Driving unregistered vehicle, 321.17  
 Driving while intoxicated, 321.281, 321.282  
 Driving while license revoked, 321.218, 321.282  
 Driving while license suspended, 321.218  
 Driving without license, 321.174  
 Employing unlicensed chauffeur, 321.221  
 Equipment in unsafe condition, 321.381, 321.383  
 Equipment required, penalty for failure, 321.381  
 Exceeding maximum size or weight, 321.452  
 Failing to stop after accident, 321.261  
 Failing to surrender certificate, 321.104  
 Failure or refusal to allow officer to weigh vehicle, 321.465  
 Failure to obtain manufacturer's or importer's certificate or certificate of title, 321.104  
 False evidence of registration, 321.100  
 False statement as to fees, perjury, 321.108  
 False swearing, general provision, 321.217  
 Felony, 321.483  
 Financial responsibility act, 321A.32  
 Forbidden acts as misdemeanor, 321.482  
 Forging of documents or plates, 321.100(2)  
 Fraud in application for registration, 321.97  
 Fraud in obtaining license, 321.216(5)  
 Fraudulent alteration of engine numbers, 321.92  
 Fuel, motor vehicles, penalties, 323.3–323.11  
 Fuel tax violation, 324.14, 324.20, 324.62, 324.72–324.74  
 Fuel transporters with no license, 324.38

**CRIMES—Continued****Motor vehicles—Continued**

Hit-and-run drivers, 321.261–321.274  
 Hitchhikers standing in roadway, 321.331  
 Hours of driving vehicle, limit, 321.225–321.227  
 Improper use of registration, 321.99  
 Injuring or tampering, 321.78, 321.79  
 Intersection signs, compliance required, 321.311  
 Jitney busses operating without license, 388.12  
 Larceny of motor vehicle, 321.82, 709.4, 709.5  
 Lending of license, 321.216(2, 6)  
 Lending registration plates, 321.99  
 License provisions, 321.216–321.224  
 License, revocation upon conviction, 321.209  
 Liquor conveyances, 127.1–127.22  
 Liquor drinking on streets or highways, 123.42  
 Maximum period for continuous driving, 321.225–321.227  
 Minors not to drive carriers, 321.179  
 Misdemeanor penalties, 321.482  
 Moving vehicle when fee not paid, 321.17  
 Narcotics kept in vehicle, nuisance, 204.13  
 Nonspecified penalty, felony, 321.483  
 Numbers, altering or defacing, felony, 321.92  
 Obstructing weighing officer, 321.467  
 Obstruction of highway, 716.7  
 Official cars, not exempt from penalties, 321.19  
 Operating jitney or bus without license, 388.12  
 Operating while intoxicated, 321.281, 321.282  
 Operating with excess weight, 321.466  
 Operating without consent of owner, 321.76  
 Operation of vehicle unlawfully, 321.484  
 Operation while certificate revoked, 321.104  
 Operation without registration, 321.17, 321.98  
 Overloading unlawful, 321.466  
 Owner directing driver to act illegally, 321.484  
 Passenger bus, use without license, 388.12  
 Passing signal, failure to heed, 321.300  
 Penalty statutes, generally, 321.482, 321.483  
 Perjury in obtaining license, 321.217  
 Perjury in obtaining registration, 321.108, 321.209(5), 321.217  
 Permitting unauthorized minor to drive, 321.219  
 Permitting unauthorized person to drive, 321.205  
 Plates, certificates, prohibited use, 321.96  
 Possession of improper plates, 321.100(3)  
 Possession of unlawful license, 321.216(1)  
 Preventing weighing officer from performing his duties, 321.467  
 Purchase without certificate of title, 321.67  
 Reckless driving  
 Definition, 321.283  
 Driver's license revoked, 321.209, 321.210  
 Punishment, 321.284  
 Refusal to permit weighing of load, 321.465  
 Renting vehicles to unlicensed persons, 321.222  
 Renting without inspecting license, 321.223  
 Revoking registration, grounds, 321.101, 321.102  
 Sale without certificate of title, 321.67, 321.104  
 School bus requirements, penalty, 321.379  
 Size, weight, and load regulations, 321.452  
 Slow speed blocking traffic, 321.294  
 Stolen vehicles, receiving or transfer, 321.77  
 Testing station violations, 321.243  
 Transfer, failure to record, 321.49  
 Transfer of ownership, delinquency, 321.49

**CRIMES—Continued****Motor vehicles—Continued**

- Truck operators, general penalty, 327.22
  - Unlawful use of license, 321.216
  - Unsafe condition, driving prohibited, 321.381, 321.383
  - Used cars, bulk sale by dealer unlawful, 321.68
  - Use of license unlawfully, 321.216
  - Weigh load, refusal by driver, 321.465
  - Weight limits, schedule of penalties, 321.423
- Murder, 690.1, 690.4, *see subhead Homicide above*

**Mutilation**

- Gravestones and cemetery property, 714.23
- Library books or property, 714.16
- Malicious injury to property, chs 714, 716, *see Malicious Mischief and Trespass above*
- Mayhem, 693.1
- Serial numbers, manufactured goods, 714.13
- Serial numbers, motor vehicles, 321.81, 321.92, 321.94

**Narcotic drug violations, 204.22****National Guard**

- Assault on guardsman, 29.44
- Discrimination against guardsman, 29.43
- Embezzlement by bailee, misuse of funds, 29.39
- False certificate or returns, 29.38
- False wearing of uniform, 29.40
- Injury or destruction of property, 29.36
- Military offenses, 29.63
- Molest or interfere with guardsmen, 29.42
- Neglect to return property, 29.35
- Sale or disposal of property, 29.36

**Neglect of child, wanton, 731A.1–731A.4**

- Neglect or misconduct in office, 740.1–740.22
- Nonresident unlicensed auctioneers, sales, 546.3
- Notice or proclamation posted, injury to, 714.20
- Notices and writs, delay to serve, penalty, 123.88
- Nuisances, 657.3, 746.4
- Nursing home, license law violation, 135C.21

**Obliteration**

- City lot boundaries, markers removed, 714.18
- Houses of ill fame, restraining order posted, 99.9
- Instruments in writing as forgery, 718.10
- Machinery factory numbers, 714.12, 714.13
- Motor vehicle engine numbers, 321.81, 321.92, 321.94
- Posted proclamations or notices, 714.20
- Public library books, defacing, 714.16
- Railroad signs or signals, 321.260
- Signboards on highways, 714.18
- Storage batteries, 715.1–715.5
- Tombstones, defacing, 714.23
- Traffic signs or signals, 321.260
- Valuable papers, injury or destruction, 714.1
- Wills, defacement or suppression, 713.5

**Obscenity**

- Abortion devices, 725.5, 725.6
- Advertising drugs for venereal disease, 725.7
- Advertising obscene matter, 725.5
- Articles for immoral use, 725.5, 725.6
- Artists models excepted, 725.10
- Circulating obscene matter, 725.6
- Cohabitation, when deemed obscene, 725.1
- Contraceptive devices, 725.5
- Contraceptives, possession and sale, 725.5, 725.6

**CRIMES—Continued****Obscenity—Continued**

- Corrupting morals of children, 725.2, 725.3
- Deformed or abnormal persons, exhibit, 725.12
- Exceptions, doctors, druggists, artists, 725.10
- Exhibition of deformed persons, 725.12
- Exposure, obscene
  - Lascivious acts with children, 725.2
  - Lewdness, 725.1
  - Vicious association or cohabitation, 725.1
- Language, profane and indecent, 728.1
- Literature, obscene
  - Circulation of obscene matter, 725.6
  - Gift, sale, or exhibition to minors, 725.8
  - Immoral use, penalty, 725.5
  - Medical books excepted, 725.10
  - Printing or distributing, 725.4
  - Sale, 725.4, 725.5
- Marks in water closets prohibited, 88.2
- Models, artist, exception, 725.10
- Models or casts, obscene, 725.5
- Phonograph records, indecent, 725.11
- Pictures, circulation, 725.4, 725.6
- Plays or exhibitions, immoral, 725.3
- Search or seizure, warrants, 725.9
- Obstructing drainage, 455.160, 716.3, 716.4
- Obstructing justice, 723.1–723.3
- Obstructing secretary of agriculture, 201.13
- Obstructing telephone in emergency, 714.33, 714.34
- Officers against the government, 689.1–689.13
- Officers' failure of duty, 24.24, 75.7, 617.2, 740.1–740.22
- Officers' misconduct, 740.1–740.22
- Old-age assistance offenses, 249.33, 249.44–249.47
- Old-age medical assistance offenses, 249A.5, 249A.18
- Oleomargarine advertised as dairy product, 191.5
- Oleomargarine sold in restaurants without proper notice, 191.3
- Operating motor vehicle illegally, *see subhead Motor Vehicles above*
- Oppression in office
  - Grounds for removal from office, 66.26(4)
  - Penalties, 740.3, 740.4
- Options, dealing in, penalty, 552.1–552.11, 622.15(1)
- Ordinances, city or town, violations
  - Competition, fair, penalty, 369.3
  - Fair trade practice, 369.3
  - Personal service trades, penalty, 369.3
- Ore, penalty for carrying away, 714.6, 714.7
- Parking meters, slugs, 713.35
- Park rules, city, penalty, 370.22
- Parole violation, felony, 247.23
- Passenger bus operating without license, 388.12
- Passes or free tickets, carriers, illegal, 479.97
- Passing counterfeit money
  - Coin, 718.16
  - Foreign bank notes, 718.21
  - Public instruments, 718.3
  - Second conviction, 718.7
  - Securities, 718.6
- Patrolman, impersonating, penalty, 80.6
- Pauper imported, penalty, 252.19
- Peace officer, delay service, 123.88, 128.36
- Peddling without county peddler's license, 444.17



**CRIMES—Continued**

## Penitentiary officers

- Failure to perform duty, 246.10
- Privileges accorded convicts, 246.9

## Perjury

- Absent voter, false affidavit, 53.7, 53.34
- Attempt to suborn, 665.3(4)
- Contempt, subornation punishable as, 665.3(4)
- Definition, 721.1
- False statement on tax return, 441.25
- Gratuity and tip prosecution, 741.4
- Housing law, plans, false oaths, 413.96
- Liquor permit, false oath, 123.91, 130.43

## Motor vehicle law

- Affidavit for registration fee, 321.108
- False statement as to fees, 321.108
- False swearing, general provision, 321.217
- License, revocation upon conviction, 321.209

## Pardon hearing before governor, 248.9

## Pardons and reprieves, testimony, 248.10

## Punishment, 721.1

## Subornation of perjury, 665.3(4), 721.2

## Tax assessment, 441.25

## Voter at primary election, 738.28

## Witnesses, no immunity, 96.11(10), 622.16

## Personal rights, violations, 735.1–735.5

## Personal service trade violations, 369.3

## Pickpockets, punishment, 709.6

## Pictures

- Distributing, when obscene, 725.4–725.10
- Libel, 737.1–737.7

## Plants, diseased

- Crop pest act, 267.1, 267.2
- Cultivating or selling, penalty, 733.1
- Destruction of diseased plants, 733.3
- Seizure of hop roots, 733.2

## Plat filing violations, 409.14

## Plays, obscene, 725.3

## Pledging bank assets illegally, 528.12

## Pointing weapon, assault, 694.2

## Poisoning food or drink, to kill, 690.9

## Poisons

- Attempts on human beings, 690.9
- Definition and enumeration of poisons, 205.5
- Domestic animals, 717.1
- Drugs defined as poisons enumerated, 205.5
- Fish and game, 109.32, 109.76
- Food or drink, with intent to kill person, 690.9
- Homicide by poison defined as murder, 690.2
- Procuring by false statements, 205.10
- Well or water supply poisoned, penalty, 690.9

## Poker table, penalty, 726.5

## Political activity

- Bribery, 738.1–738.6, 738.14
- Bribery and corruption in elections, 738.2–738.6
- Campaigning for self permitted, 740.17, 740.18
- City employees, 365.29, 399.31
- Corporation officials, 491.69–491.71
- Industrial commissioner, 86.4, 86.5
- Liquor commission and employees, 123.14, 123.92
- Motor vehicles, state, campaign use, 740.15, 740.18
- Nonresident contributions, 740.14, 740.18
- Procuring vote by duress, 738.15

**CRIMES—Continued**

## Political activity—Continued

- Solicitation from employees, 740.13, 740.18
- State employees campaigning, 740.16, 740.18
- Statement of contributions, 56.1–56.9
- Voting illegally, 738.7–738.10, 738.24–738.29
- Waterworks trustees or employees, 399.31

## Polygamy, bigamy, 703.1–703.3

## Pool rooms, penalties, 233.1(2), 233.2, 726.9, 726.10

## Pool selling, 726.6

## Pools, trusts, unlawful agreements, 553.1–553.24

## Posse, refusal to join, 742.3–742.5, 743.6

## Possession

## Burglar tools, 708.7

## Fish and game laws, articles violating, 109.32

## Lumber and logs, 709.12

## Poultry dealers' licenses, penalty, 197.6

## Poultry, larceny of, 709.8

## Practice acts, 147.84–147.86, 147.113, 157.15

## Prescription drugs, wrongful possession, 155.26

## Principal and accessories, 688.1, 688.2

## Prior offense, 747.1–747.7

## Prison break, escape, 745.1, 745.2

## Prison goods, mandatory purchase, penalty, 246.23

## Prison-made goods, unlabeled, penalty, 216.2

## Prize fights

## Affrays defined, 727.1

## Aiding or abetting, 727.3

## Boxing contest, sparring exhibition, 727.5

## Engaging in, 727.2, 727.5

## Prevention by peace officer, 727.4

## Process, officer refusing to execute, 337.6, 742.8

## Process, resisting execution of, 742.1–742.7

## Profanity

## Blasphemous or obscene language, 728.1

## Disturbing public assemblies, 744.2

## Obscene language in print, 725.4

## Public use disturbing the peace, 728.1

## Trains, or streetcars, on, 477.56, 477.57

## Prohibited acts, no penalty provided, misdemeanor, 687.6

## Promoters

## Endurance contests, 732.15, 732.16

## Prize fights, 727.3, 727.5

## Property subject to inheritance tax, removal from state, felony, 450.50

## Prostitution

## Detention of females, 724.8

## Enticing female child for prostitution, 724.10

## Enticing to house of ill fame, 724.9

## Keeping house of ill fame, 724.3

## Leasing house for prostitution, 724.6

## Permitting minor females as inmates, 724.7

## Prostitutes

## Defined as vagrants, 723.2(1), 725.3

## Juvenile court commitment, 232.27(3)

## Keeping in house of ill fame, 724.7–724.10

## Punishment, 724.1

## Solicitation, 724.2

## Venereals not released on bond, 140.24

## Punishment, 724.1

## Sending child to house of prostitution, 233.1(2)

## Solicitation, penalty, 724.2

**CRIMES—Continued****Prostitution—Continued**

- Suppression by local health officers, 140.30
- Publication of legal matter, public official's non-performance of duty, 618.2
- Public building, negligent arson, 100.36

**Public funds violations**

- Discounting warrants, state treasurer, fine, 452.3
- Interest paid to public officer illegal, 453.7
- Loans by county treasurer, penalty, 452.4
- Loans by state treasurer, misdemeanor, 452.5
- Neglect of duty, penalties, 452.15
- Sinking funds, duty failure, penalty, 454.27

**Public library books, injury, 714.16****Publicly owned motor vehicles labeled, 740.21****Public offenses, classification, 687.1–687.7****Public officials, violation of duty, 24.24****Public schools or institutions, religious test, 735.4, 735.5****Punch boards, 726.5****Punishment, procedural matters, see CRIMINAL PROCEDURE, subhead Punishment; punishment for specific offenses, see appropriate subhead****Quarrels, stirring up, 740.6****Quo warranto, refusing to obey order, 660.11****Railroad and railroad property offenses, see RAILROADS****Ransom, kidnapping, 706.3****Rape**

- Assault with intent to commit, 698.4
- Consent, female unable to give, 698.1–698.3
- Definition, punishment, 698.1
- Female under age of consent, 698.1
- Imbecile or female unable to resist, 698.3
- Jurisdiction of parole board, 698.2
- Murder while attempting, 690.2
- Statutory rape, 698.1

**Rates, unlawful insurance combinations, 515.132****Real estate broker's license law, violations, 117.43****Rebellion, treason and other offenses, 689.1–689.13****Receiving stolen property**

- Definition and punishment, 712.1
- Motor vehicles, 321.62, 321.80
- Receiver convicted without principal, 712.3
- Second conviction, 709.19, 712.2

**Recording plats, violations by officers, 409.14****Red flags**

- Display, penalty for inciting treason, 689.5, 689.7
- Motor vehicle requirements, 321.394, 321.448, 321.450, 321.482
- Removal of danger signals, 714.19

**Registration of voters, wrongful, penalty, 47.43****Religious test, Const., Iowa, I, 4; 735.3–735.5****Removing property subject to inheritance tax, 450.50****Representations, false, see subhead False Pretenses and Frauds above****Rescues**

- Person arrested by legislative order, 2.24(6)
- Refusing to assist an officer, 742.3, 742.5
- Residence district restrictions violated, 415.3

**CRIMES—Continued****Resisting an officer**

- Collector of taxes, 445.2
- Execution of process, 742.1–742.8
- General assembly officer, 2.24(7)
- Health officer, 137.17, 138.4
- Penalty, 742.1

**Resisting commission of crime, 691.1–691.3****Reward by governor for arrest of fugitive, 7.6****Riotous conduct, property or personal injury, 743.9****Riots, 743.1–743.9****River-front rules, penalty, 372.13****Roads****Law of the road, see subhead Motor Vehicles above****Obstructing or defacing, 321.369, 321.482, 716.6, 716.7****Violations, penalties, see subhead Highways above****Robbery**

- Aggravation, with, 711.2
- Aggravation, without, 711.3
- Assault with intent to rob, 694.7
- Bank entry with intent to rob, 708.9
- Definition, punishment, 711.1
- Grave robbery, 714.21
- Murder while robbing, 690.2
- Receiving goods obtained by robbery, 712.1–712.3
- Train robbery, penalty, 711.4

**Rodeo or circus without license, penalty, 444.19****Roulette**

- Keeping gambling houses, 726.1, 726.2
- Players defined as vagrants, 746.1(6)
- Possession of wheel prohibited, 726.5

**Sabotage, 689.10–689.13****Safeguards, injury, 714.19****Safety appliance law, violations, 88.13****Sales by unlicensed nonresident auctioneers, 546.3****Sales tax violations, penalties, 422.58****Sandbags, penal provisions, 695.2, 695.3, 695.18****Scales and oil meters, public, violations, 214.8****School law violations**

- Barbed wire on school grounds, penalty, 297.14
- Budget law violations, penalty, 24.24
- Compulsory school attendance law, penalty, 299.6

**Disturbing schools punished, 744.2****Embezzlement, 710.1–710.3****English language, failure to teach in, 280.5****Failure to report to state superintendent, 257.7****Part-time school, parent or employer violations, penalty, 289.6****Rebating tuition punished, 282.20****Reports, officers failure to make, 257.7****Rushing for outside organizations, penalty, 287.4****School book agents, acting as, penalty, 301.28****School bus illegally operated, penalty, 285.14****School bus, unauthorized construction, 321.379****Transportation duty failure, 285.15****Truancy officer neglect, penalty, 299.12****Secretion of chattels or papers of another, 714.1****Securities act violations, 502.26–502.29**

**CRIMES—Continued**

Security to keep peace, 740.1–740.14  
 Seditious, penalty for inciting, 689.4–689.13  
 Seduction  
   Corroboration required, 782.4  
   Criminal action limitation, 752.2(2), 753.7(5)  
   Definition, punishment, 700.1  
   Desertion after seduction and marriage, 700.3  
   Marriage a bar to prosecution, 700.2  
 Seeds, agriculture, unlawful acts, penalty, 199.13  
 Sepulchers, penalty for violating, 714.21  
 Serial numbers, alteration, 321.92, 714.12, 714.13  
 Settlements with treasurer, false statements, 452.14  
 Sex crimes  
   Adultery, 702.1  
   Cohabitation, 725.1  
   Enticing female for prostitution, 724.9, 724.10  
   Forcible defilement, 699.1  
   Ill fame houses, *see subhead Houses of Ill Fame above*  
   Incest, 704.1  
   Lascivious acts with children, 725.2  
   Lewdness, indecent exposure, 725.1  
   Prostitution, 724.1–724.10  
   Rape, 698.1–698.4  
   Seduction, 700.1–700.3  
   Sodomy, 705.1, 705.2  
 Sheriff, failure to give judge criminal calendar, 356.7  
 Shoes fitted by fluoroscope or X-ray, 732.24  
 Shooting, when prohibited  
   Birds as targets, 109.21  
   Boats and vessels, shooting, 714.2  
   Disturbing stock, 717.6  
   Dueling, 692.1–692.4  
   Dwellings, at, 714.2  
   Game refuges, 109.7  
   Hunting laws, 109.48  
   National guard members, 29.44  
   Shooting over public highways or water, 109.54  
   Trains and wires, shooting at, 716.11  
 Shoplifting, 709.20, 709.21  
 Shows or circuses without license, penalty, 444.19  
 Sidewalks, injuring, 714.5  
 Signboards, injuring, 714.18  
 Silencer, sale prohibited, 695.18  
 Silver and gold articles, misbranding, 119.1–119.9  
 Skull crackers, penal provision, 695.2, 695.3, 695.18  
 Slot machines, illegal possession, 726.1, 726.5  
 Slugs, coin machine, 713.35–713.38  
 Slug shot concealed, carrying, 695.1, 695.2  
 Slugs, penalty for displaying in window, 695.25  
 Sodomy  
   Definition, 705.1  
   Place of commitment, 789.16  
   Punishment, 705.2  
 Soldier's relief records misused, 250.10  
 Soliciting  
   Alms, misrepresentation, 746.1(5)  
   Bootlegging, 125.7  
   Damage suit against nonresident, 723.3  
   Donations, soliciting, without permit, 122.6  
   Election campaigns, 49.107, 49.121  
   Funeral directors and embalmers, 156.12  
   Interinsurance contracts, 520.14

**CRIMES—Continued****Soliciting—Continued**

Peddlers, near fairgrounds, 744.4  
 Personal injury claims, against nonresidents, 724.3  
 Place of trust or public office, 739.4, 739.10  
 Political aid, 491.70, 491.71, 622.15(6), 740.13–740.18  
 Prostitution, for purposes of, 724.2  
 Proxies for insurance company elections, 523.4  
 Public donation, license, 122.1–122.6  
 School pupils by fraternities, 287.4  
 Sparring exhibitions, penalty, 727.5  
 Speech  
   Blasphemous or obscene language, 728.1  
   Criminal syndicalism, 689.10–689.12  
   Hostilities, incitement, 689.4–689.9  
   Obstructing justice, intimidating, 723.1  
   Profanity, when prohibited, 477.56, 728.1, 744.2  
 Spitting in food establishments, 170.1(6), 170.24  
 Sports and ball games on Decoration Day, 730.1, 730.2  
 Sports, bribery, 739.12  
 State boundaries, monuments removed, 714.17  
 State car, personal use prohibited, 21.5  
 Statistics of crimes for parole board, 247.29–247.31  
 Stealing, *see subheads Embezzlement, False Pretenses and Frauds, Larceny*  
 Stench bombs, 732.10–732.14  
 “Sterling” silver, misbranding, 119.3, 119.5, 119.9  
 Stilettoes  
   Carrying concealed, 695.2, 695.3  
   Sale or display, 695.18, 695.25  
 Stirring up quarrels, 740.6  
 Stock sales, illegal  
   Installment sales unauthorized, penalty, 501.6  
   Securities law violations, 502.26–502.30  
 Stolen goods, receiving, 712.1–712.3  
 Stolen property, examination to discover, 368.7(4)  
 Storage batteries, general provisions, 715.1–715.5  
 Street railway, failure to heat car, 484.28  
 Street railway regulations, penalty, 402.4  
 Subornation  
   Perjury provisions, 721.1–721.3  
   Witness subornation, contempt, 665.3(4)  
 Subsequent offenses, 747.1–747.7  
 Suspension of officer, continue to act, 67.6  
 Swearing  
   False swearing, 721.1, *see Perjury above*  
   Profanity, 477.56, 477.57, 725.4, 728.1, 744.2  
 Swindling  
   Frauds, *see subhead False Pretenses and Frauds above*  
   Sale of grain or seed, 713.11  
   Three-card monte or other device, 713.29–713.33  
 Swine brucellosis control violations, 163A.10  
 Swine, hog cholera control violations, 163.30  
 Swivel guns, use in hunting forbidden, 110.24  
 Swords, carrying concealed, 695.2, 695.3  
 Syndicalism, criminal, 689.10–689.13  
 Taxation offenses  
   Banks refusal to give information, 430.8  
   Chain store tax, 424.13  
   Excessive tax, penalty, 444.7

**CRIMES—Continued****Taxation offenses—Continued**

- Income tax, 422.25, 422.40
- Inheritance tax violations, 450.50
- Officers misconduct in tax sales, 446.26
- Peddlers without license, 444.17
- Sales tax, 422.49, 422.58
- Show or circus without license, 444.19
- Use tax, penalties, 423.11, 423.19
- Taxation statement, refusal to make, 430.8
- Tax commission, violating confidences, 422.65
- Tax, excessive, entry of, penalty, 444.7
- Tax sales, misconduct of officers, 446.26, 446.27
- Telephone or telegraph
  - Apparatus or equipment, injury to, 716.7
  - Failure to yield telephone in emergency, 714.33, 714.34
  - False statement of emergency, 714.35
  - Notice in directory of user's duty, failure to include, 714.36
  - Slugs in coin-phone, 713.35-713.37
  - Tapping wires, 716.8
  - Wrongful handling of messages, 488.6
- Terrorism
  - Advocacy punished, 689.10-689.13
  - Inhabitants of dwellings, 714.2
- Theaters
  - Denial of equal privileges to all, 735.1, 735.2
  - Exhibiting monstrosity, 725.12
  - Failure to pay admission fee, 744.3
  - Obscene shows, 725.3
- Theft, *see subheads Embezzlement, False Pretenses and Frauds, Larceny*
- Theft, motor vehicle antitheft law, 321.72-321.96
- Third conviction, penalty, 747.1, 747.3
- Threatening communications, 723.1
- Threats
  - Malicious threats to extort, 720.1
  - Obstruction of justice, 723.1
  - Penalty when used at elections, 738.13, 738.15
- Three-card monte, swindling, 713.29
- Throwing at trains and wires, 716.11
- Timber
  - Cutting or carrying away, 714.6, 714.7
  - Setting on fire, 707.7, 707.8
- Tips, antitipping law, 741.1-741.7
- Tobacco
  - Advertising near schools, 98.40, 98.41
  - Cigarette law violations, 98.14, 98.23, 98.36-98.38, 98.41
  - Sale or gift to minor, 98.2-98.5
- Toilets
  - Cabooses, failure to maintain, 479.78, 479.79
  - Depot, unsanitary closets, penalty, 477.40
- Toy pistols, 695.26-695.28
- Trade names incorporating names of military organizations, 29.40
- Trade names, use without registration, 547.4, 547.5
- Trailer parks, violation of licensing regulations, 135D.18
- Train robbery, 711.4
- Tramps
  - Definition, 746.2
  - Entering unoccupied public buildings, 746.4

**CRIMES—Continued****Tramps—Continued**

- Intimidation or misconduct, 746.3
- Weapons, penalty for carrying, 746.3
- Transient merchant law violation, 81A.9
- Transmission line violations, 489.24
- Treason
  - Arrest of legislators, Const., Iowa, III, 11
  - Bail not allowed, 763.2, 789.18
  - Constitutional provisions, Const., Iowa, I, 16
  - Criminal syndicalism, 689.10-689.13
  - Defined and penalty prescribed, Const., U. S., III, 3
  - Definition, Const., Iowa, I, 16; 689.1
  - Evidence, witnesses, Const., Iowa, I, 16; 689.2
  - Inciting hostilities, 689.8
  - Inciting insurrection against state, 689.4
  - Inciting treason, red flag display, 689.5, 689.7
  - Indeterminate sentences, 789.13
  - Misprision of treason, defined, 689.3
  - Organizations for inciting hostilities, 689.9
  - Place of commitment, 789.16
  - Presumptive evidence, red flag, 689.6
  - Red flag, inciting treason, 689.5, 689.7
- Trees, defacement of trees in city parks, 370.21
- Trees, injury to, 714.6-714.10, 714.23
- Trees or shrubs, injury, river-front, 372.13
- Trenches, penalty for injuring, 716.1
- Trespass, chs 714, 716, *see subhead Malicious Mischief and Trespass above*
- Trial by jury, guaranteed, Const., U. S., III, 2
- Troops, assault on, felony, 29.44
- Uniform, unlawfully wearing, misdemeanor, 29.40
- United States lands, on, 1.10
- Unlawful assembly
  - Aid officers, duty when called, 743.5-743.8
  - Definition, 743.1
  - Injuries resulting, penalty, liability, 743.9
  - Officers, failure in duty to disperse, 743.4-743.7
  - One party may be convicted alone, 743.3
  - Refusing to aid officer, 743.6
  - Riot defined, 743.2
- Unlawful discrimination, violations, 551.3, 551.4
- Unlawful fees, conspiracy by officers, 746.24
- Unlawful retention of client's money, 610.21
- Unlawful solicitation or promotion of action, 723.3
- Use tax, retailer absorbing, penalty, 423.11
- Usury, 535.6
- Utility rate discrimination, penalty, 399.26
- Vaccination certificate, animal, altering, 163.25
- Vagrants
  - Refusal to work, 746.19
  - Tramp defined, 746.2
  - Vagrancy provisions, 746.1-746.25
- Vehicles or harness, malicious injury to, 714.11
- Vending machine, slugs, 713.35
- Veneral disease law violations, 140.40, 140.41
- Veterinary license offenses, 169.44-169.47
- Viaducts, railroads, city enforcement, 387.16
- Violence
  - Advocation published, 689.10-689.13
  - Affrays, 727.1
  - Procuring vote by duress, 738.15
  - Riots defined, 743.2
  - Robbery defined, 711.1-711.4
  - Unlawful assembly, 743.1-743.9

**CRIMES—Continued**

Vital statistics violations  
 Penalties, 144.53, 144.54  
 Physician, second offense, 144.54  
 Voting violations, 43.119, 43.120, 49.86–49.122, 51.16, 51.17, 738.1–738.29  
 Wagers, *see Gambling above*  
 Walkathon, prohibited, 732.15, 732.16  
 Walls, defacement or injury, 714.3  
 Warehouse offenses, 542.50–542.55, 543.36–543.38, 544.24–544.30, 544.45  
 Waste, food products, to increase price, 734.1, 734.2  
 Watches, second-hand, law violation, 121.5  
 Watchmaker and repairmen law violations, 120.13  
 Water, constructing dam without license, 469.13  
 Water, drawing from pond or lake, 716.1, 716.5  
 Weapons  
 Generally, 695.1–696.11  
 Game laws, 109.7, 109.54, 110.22–110.25, 111.42  
 Weed law officials, penalty, 317.24  
 Weighing coal violations, railroads, 479.108  
 Weighmaster violating duties, penalty, 214.8  
 Weights and measures, false, 215.6, 215.7  
 Wife desertion, 731.1  
 Wills, failure to produce or file after notice, 633.17  
 Wire tapping, 716.7, 716.8  
 Witness fees, justice, failure to account for, 601.127  
 Wood, cutting and carrying away, 714.6, 714.7  
 Worship, penalty for disturbing, 744.2  
 Wound treatment, failure to report, 147.113  
 Writings  
 Libel, 737.1–737.7  
 Obscene writings, *see subhead Obscenity above*  
 Seditious, criminal syndicalism, 689.4–689.12  
 Written instruments, forgery, 718.1, 718.10  
 X-ray used in fitting shoes, 732.24  
 Zoning offenses generally, 329.14, 358A.26, 368.19

**CRIMINAL INVESTIGATION BUREAU**

*General provisions*, 749.1–749.3  
 Agents and employees appointed, 80.8  
 Bertillon system, use authorized, 782.8  
 Cigarette law enforcement aided, 98.25(3)  
 Conveyances used in liquor violations, 127.11–127.19  
 Duties, general, allocated, 80.9, 80.17  
 Employees, appointment and dismissal, 80.8, 80.15  
 Establishment of division and bureau, 80.17  
 Fingerprinting, 749.2, 749.3  
 Identification by photographs, measurements, 782.8  
 Identification department established, 749.1  
 Information for crime detection, 80.9(2, d)  
 Information, liquor convictions, 125.6  
 Instruction in criminal investigation, 80.11  
 Liquor conveyance forfeiture notice, 127.14, 127.15  
 Local peace officers to co-operate, 749.1  
 Radio broadcasting system, 750.1–750.5  
 Sheriffs may use services of department, 337.1  
 Wounds indicating crime, reported, 147.112

**CRIMINAL PROCEDURE****Accessories**

After fact, prosecuted without principal, 688.2  
 Aiding and abetting, public offense, 688.1  
 Before fact, treated as principal, 688.1

**CRIMINAL PROCEDURE—Continued****Accessories—Continued**

Bucket shopping, accessories to, 552.9  
 Corroboration of testimony required, 782.5  
 Injury to property, 716.7  
 Liquor violation, 125.4  
 Prosecuted as principal, 688.1, 688.2  
 Swindle, 713.30

**Accused, rights**

Arraignment, right to counsel, 775.4  
 Communication with family, etc., 755.17  
 Compulsory process to procure attendance, Const., U. S., Amend. 6  
 Confronted with witnesses, Const., U. S., Amend. 6  
 Constitutional rights, Const., Iowa, I, 9–13, 17, 19, 21, 23  
 Counsel for his defense, Const., U. S., Amend. 6; 755.17, 777.12  
 County to pay court appointed attorney, 775.5  
 Impeachment, right to hearing and counsel, 68.8  
 Jury trial  
 Common law right, Const., U. S., Amend. 7  
 Speedy and public, Const., U. S., Amend. 6  
 Trial arguments, limitation, 780.6  
 Witness against himself, Const., U. S., Amend. 5

**Acquittal**

Bars another prosecution, Const., Iowa, I, 12; 753.10, 777.20, 777.21  
 Dismissal of action by court, effect, 777.17  
 Evidence of acquittal, when excluded, 777.17  
 Felonies, dismissal of prosecution when deemed bar, 795.5  
 Former acquittal, fact issue raised by plea, 777.16  
 Grounds for, 785.3, 785.18  
 Inadmissible under not guilty plea, 777.17  
 Indictment, setting aside, not acquittal, 776.9  
 Informal judgment of jury, 785.13  
 Insanity as grounds for acquittal, 785.18  
 Issue of fact, raised by plea, 777.16  
 Judgment of acquittal, time, 789.1  
 Jury trial required after plea, 777.16  
 Liquor prosecutions, 126.9–126.22  
 Misdemeanors, dismissal of actions deemed, 795.5  
 Narcotic violations, when prosecuted by federal government, 204.23  
 Order of trial requested on plea of acquittal, 780.14  
 Plea to indictment, 777.11, 777.13, 777.16, 777.17  
 Several defendants, form of verdict, 785.7, 785.8  
 Verdict of acquittal, form, 785.1

**Actions**

*General provisions*, 780.2  
 Accused, right to counsel, Const., Iowa, I, 10; 775.4, 775.5  
 Affecting substantial rights, 786.4  
 Attorney's fees, 126.6, 775.5  
 Bonds, 682.18, *see subhead Bail below, there-under Bail bonds*  
 Change of venue, 778.1–778.16  
 Classification of municipal courts, 602.25  
 Commencement, 769.1  
 Complaint, 754.1  
 Constitutional provisions, Const., Iowa, I, 9–13, 17, 19

**CRIMINAL PROCEDURE—Continued**

Actions—Continued  
 Continuances, 780.2, 780.3, 780.10–780.13  
 Counsel for state of Iowa, when appointed, 7.3  
 County attorney fees allowed, 340.9  
 Defendant must be present, 775.2, 777.22, 789.3  
 Dismissal of action, effect, 795.1–795.5  
 Evidence, penal provisions, 780.5–780.14, 781.1–782.8, *see subhead Evidence below*  
 Insanity during trial, effect, 783.1–783.5  
 Issues, how made, 777.1–777.4, 777.10, 777.11, 777.13  
 Issues, how tried, 777.5, 777.6, 777.15, 780.4, 780.23  
 Judgment and sentence, *see subhead below*  
 Jurisdiction, ch 753, *see subhead below*  
 Jurors, accusation in criminal prosecution as cause for challenge, 779.5(6); R.C.P. 187(f)  
 Justice court, 762.1–762.52  
 Limitation of actions, 752.1–752.6  
 Mental examination, R.C.P. 132, 134  
 Municipal court, classifications, 602.25  
 Order of trial, 780.5–780.9, 780.14  
 Place of bringing actions, 616.3(1), 753.1–753.9  
 Pleas, 777.1–777.22, *see subhead Pleading below*  
 Practice and procedure, 780.4  
 Time to prepare for trial, 780.3  
 Title, Const., Iowa, V, 8  
 Trial, *see subhead Trial below*  
 Verdict of jury, general provisions, 785.1–785.18

Additional testimony, 780.10, 780.11  
 Admonitions to jury, 780.21, 780.22

Affidavits  
 Abandonment, affidavit to annul bond, 731.4  
 Additional testimony, motion, 780.11  
 Arrest by warrant, 757.5, 757.8  
 Arrest without warrant, 758.1–758.7  
 Attorney's fee for defending, 775.6  
 Bail, affidavit of surety, 763.12  
 Change of venue, 761.2, 762.13, 778.2–778.8  
 Exceptions, bill by bystanders, 786.6  
 Security to keep the peace, 760.4, 760.7

Aiding and abetting, 688.1

Alias  
 Arraignment, effect, 775.8–775.10  
 County attorney's information, effect, 769.12  
 Indictment by, valid, 773.17(1, 3, 4)  
 Justice court information, effect, 762.10  
 Use, estoppel, 762.10, 769.12, 775.8–775.10

Alibi as defense, notice requirements, 777.18  
 Amendments to indictment, 773.42–773.46  
 Antitheft laws, motor vehicles, 321.72–321.96

Appeals  
 Justice court, 762.34–762.46  
 Mayor's court, 367.8  
 Municipal court, 602.44  
 Police court, 367.8  
 Superior court, 603.17  
 Supreme court, ch 793

Appearance bond, *see subhead Bail below*

Appearance of defendant  
 Arraignment in felony cases, 775.2  
 Failure of term, effect, 604.32  
 Judgment pronounced, 789.3  
 Misdemeanors, not required, 777.19, 785.10, 789.3  
 Motor vehicle offense summons, 321.487

**CRIMINAL PROCEDURE—Continued**

Appearance of defendant—Continued  
 Supreme court, not required, 793.13  
 Trial in felony cases, 777.19  
 Verdict in felony cases, 785.10

Arguments  
 Former trial, reference to, 787.4  
 Insanity plea of defendant, 783.2  
 Supreme court, 793.16, 793.17  
 Trial of case generally, 780.6–780.9

Arraignment  
 Upon indictment  
 Answer, time granted, 775.11  
 Attorney defending, fee, affidavit, 775.5  
 Corporate defendant, not required, 775.1  
 Counsel appointed by court, 775.4–775.6  
 Failure to appear for, effect on bail, 775.3  
 Felony, defendant must be present, 775.2  
 Minutes to show name as given, 775.10  
 Name given, estoppel, 775.9  
 Officers who may make arraignment, 775.7  
 Personal presence, when necessary, 775.2  
 Pleading or demurring to indictment, 775.11  
 Procedure on arraignment, 775.8  
 Right to counsel, 775.4  
 Time of arraignment, 775.1  
 Waiver of arraignment, 775.1

Upon information  
 District judge, vacation, 769.23–769.25  
 Justice court, 762.9, 762.10  
 Pleading to information, 762.11  
 Preliminary examination, 761.1

Arrest  
*General provisions*, 755.3  
 Acts necessary to make arrest, 755.2, 755.7  
 Aid summoned in making arrest, 755.11  
 Arrest of judgment, 788.1–788.4, 789.7  
 Bail, 757.3, 758.6  
 Bench warrant, 774.1–774.11  
 Breaking and entering to make, 755.9  
 Breaking out after lawful entrance, 755.10  
 City or town marshal, authority to arrest, 368A.17  
 Communication by arrested person with family, etc., to be permitted, 755.17  
 Conveying prisoner to jail, fees, 755.15  
 Convict in penitentiary, 774.10  
 Convicts, escaped, force justified, 246.32, 246.33  
 County attorney's information, procedure, 769.13  
 Crime committed in foreign county, 780.29–780.32  
 Defendant on bail, failure to appear, 769.29  
 Definition, 755.1  
 Disposition of prisoners arrested by private persons, 755.14, 757.7, 758.1  
 Election judges, disorder, authority, 49.105, 49.106  
 Escape after arrest, recapture, 755.8, 755.13

Escaped inmates  
 Feeble-minded persons, 222.50, 222.51  
 Insane persons, 226.16, 226.17  
 Penitentiary and men's reformatory, 246.34  
 Women's reformatory, 245.15

Failure to arrest  
 Opposing or resisting officer, 742.1  
 Refusal of officer, penalty, 742.8

**CRIMINAL PROCEDURE—Continued****Arrest—Continued**

## Failure to arrest—Continued

Refusing to assist, 742.3, 742.5, 743.5, 743.6, 755.11

Unlawful assembly, penalty, 743.7

Feeble-minded, escape, costs, 222.50, 222.51

Fees for conveying prisoner to jail, 755.15

Force used to make arrest, 755.2, 755.8

Fresh pursuit law, 756.1–756.6

Fugitives from justice, 759.9, 759.13–759.15

Habeas corpus proceedings, 663.16, 663.17, 663.23

Insane patients, escaped, expense, 226.16, 226.17

Judgment debtor examination, warrant, 630.11, 630.14

Legislator, arrest as contempt, 2.24(1)

Legislators, privileged from arrest, Const., Iowa, III, 11; 2.24(1)

Legislature's power to make, 2.26, 68.7

Magistrate's duty to make, 743.5, 743.8, 755.6

Manner of making arrest, 755.7

Military districts, martial law, 29.47

National guard members, immunity, 29.41

National guard members, on order of officer, 29.41

Oral order of magistrate, 755.6

Persons authorized to make arrests

Bondsmen surrendering defendant, 768.2

Cemetery officers, 359.39

Conservation officers, state, 109.11

Election judges, 49.105, 49.106

Fire marshal, when, 100.9

Fresh pursuit officers from another state, 756.1–756.6

Marshal, 368A.17

Mayors, 368A.2

Peace officers, 368A.17, 368A.18, 748.4, 755.4, 755.6

Women's reformatory staff, when, 245.15

Private persons, 713.31, 713.32, 755.5, 755.6, 755.9, 768.2

Public offense threatened, 760.1–760.14

Public safety department prisoners, 755.16

Recommitment after giving bail, 767.1–767.4

Refusing to assist in making arrest, 755.11

Resistance to arrest, use of force, 755.8

Reward offered by governor for arrest, 7.6

Right of bail, exception, 759.16–759.18

Shoplifting, 709.22–709.24

Support of dependent cases, 252A.11

Swindler, who may arrest, 713.31

Time made, day or night, 755.1

Trainmen, interference with operation, 716.18

Troops, authority under martial law, 29.47

Vagrants, 746.5, 746.6

Voter's exemption, election day, Const., Iowa, II, 2

**Warrant, arrest with**

Affidavit as ground, 757.5, 757.8, 758.5

After indictment, bench warrant, 774.1–774.11

Arrest process issued by mayor, 368A.2

Bail, order indorsed on warrant, 754.6

Bench warrant, 774.1–774.11

Breach of peace threatened, 760.1–760.14

Clerk to issue warrant after indictment, 774.3

Corporation as defendant, procedure, 762.8, 774.7–774.9

**CRIMINAL PROCEDURE—Continued****Arrest—Continued****Warrant, arrest with—Continued**

County attorney's information, 769.13

Crime committed in foreign county, defendant held when on trial, 780.29–780.32

Delivery of warrant to clerk, 757.5

Disposition of prisoner, 757.1

Election judges, power to issue warrant, 49.106

Failure to give bail, 757.6

Felony charged in warrant, 757.2

Forfeiture of bail, order for warrant, 789.4

Fugitives from justice, 759.9, 759.13–759.15

Hearing before another magistrate, 757.8

Impeachment, legislative warrant, 68.7

Indictment, order for warrant indorsed, 755.7

Information to person arrested, 755.7

Insane criminal, release to jail, 226.27, 226.28

John Doe warrant, 754.5

Legislative warrants for contempt, 2.26

Marshal to execute process, 368A.17

Misdemeanor, charged in warrant, 757.3

Nonindictable offenses, procedure, 754.5–754.7

Order for bail indorsed on warrant, 754.6

Order of discharge on giving bail, 757.4

Peace officer's authority, 755.3, 755.4

Preliminary information, on, 754.3–754.7

Proceedings after arrest, 757.7

Resistance to arrest, force, 755.8

**Warrant, arrest without**

Affidavit of grounds for arrest, 758.1, 758.5

Bail, 758.6

Commitment and discharge filed, 758.6

Crime in magistrate's presence, 755.6

Disposition of prisoner, 755.14, 758.1

Duty of person making arrest, 758.1

Employees, public, who authorized, 713.31, 713.32

Feeble-minded, escape, detention, 222.50

Hearings before magistrate, 758.2

Information to person arrested, 755.7

Injunction, violation, prostitution, nuisance, 99.19

Insane patients, escaped, 226.16, 226.17

Marshal's power to arrest, 368A.17

Mayor may arrest on view, 368A.2

Motor vehicle offenses, 321.485, 321.488

Offense triable in another county, 758.5

Officer's return on commitment, 758.9

Peace officer's authority, 748.4, 755.3, 755.4

Private person, authority to arrest, 755.3, 755.5

Proceedings in case of transfer, 758.7

Proceedings same as under warrant, 758.4

Taken before most accessible magistrate, 758.1

Transfer for convenience, 758.3

Unlawful assembly, officer's duty, 743.5, 743.8

Weapons taken, delivery to magistrate, 755.12

Arson, 707.1–707.8

Arson, fire marshal's duties, 100.9

Assault, 694.1–694.7

Assembly, unlawful, *see subhead Unlawful Assembly below*

Assignment houses, 99.1–99.31

Attorney

Appointed to defend criminal, fee, 775.5, 775.6

**CRIMINAL PROCEDURE—Continued****Attorney—Continued**

- Felony, right to counsel, 777.12
- Prosecuting, 336.1-336.5
- Suspension of license, 610.15, 610.23, 610.38
- Undue influence of, change of venue, R.C.P. 167

**Attorney general, 13.1-13.9, 748.6****Bad character**

- Evidence, testing credibility, 622.18
- Houses of ill fame, 99.14, 724.4

**Bail**

- Accused persons admitted to bail, Const., Iowa, I, 12

**Affidavit of surety, 763.12****After indictment, 789.17****After judgment and sentence, 789.19****Amount fixed in warrant, 754.6, 774.5****Appeal**

- Clerk's certificate of giving, 793.11
- Conditions of admittance to appeal, 763.9
- Defendant's execution stayed by, 793.10
- Sureties, conditions, 763.9-763.16
- Taken, by whom, 763.10

**Arrest, 757.3, 758.6****Attested copies, filing in other counties, 764.2****Authentication of court record, page liv, Vol. I; 622.52-622.55****Ballable offenses, 763.1****Bail bonds**

- Cash, 765.1-765.4
- Construction when defendant bound over, 769.30
- Form of bail bonds
  - Appeal from justice, 762.44
  - Indictment, 763.8
  - Preliminary examination, after, 763.4
- Lien on real estate, indexed, 764.1, 764.2
- Supreme court appeals, conditions, 763.9
- Sureties requirement, 762.45, 763.11-763.13
- Surety company law not applicable, 682.18

**Cash bail**

- Bond may be substituted for cash, 765.3
- Deposited in lieu of bond, 765.1
- Disposition of deposited money, 765.4
- Judgment satisfied, surplus refunded, 745.10
- Posting exonerates bail, 765.2
- Return on dismissal of prosecution, 795.4
- Return, on surrender of prisoner, 768.3

**Clerk's duties when given on appeal, 793.11****Commitment, during trial of defendant, who has given bail, 780.34****Constitutional guaranty, Const., Iowa, I, 12, 17****Continued when term fails, 604.32****Disallowance on appeal, detention, 763.16****Discharge of defendant on appeal, 763.15****Discharge order, 757.4, 757.5****Duty of court to accept when sufficient, 763.3****Examination, preliminary, 761.19****Exceptions, Const., Iowa, I, 12; 763.1, 763.2****Excessive, prohibited, Const., Iowa, I, 17; Const., U. S., Amend. 8****Execution of sentence stayed on appeal, 793.11****Exoneration**

- Arrest, improper county, 780.31
- Cash substituted for bail, 765.2

**CRIMINAL PROCEDURE—Continued****Bail—Continued****Exoneration—Continued**

- Demurrer sustained, 777.9
- Dismissal of action, 795.4
- Failure to indict or bring to trial, 795.4
- Indictment set aside, 776.7
- No indictment found, bail exonerated, 771.21
- No offense charged in indictment, 780.33
- Reversal by supreme court, 793.21

**Failure to give, misdemeanor cases, 757.6****Felony cases, 763.6, 763.7****Females released from institutions, 240.9****Forfeiture**

- Actions, by whom prosecuted, 666.4
- Auditor to report, 333.13
- Clerk to retain funds, 766.5
- Judgment on bail, setting aside, 766.6
- Judgment on forfeiture of bail, 766.3
- Judgment on nonappearance, 766.1, 789.4
- Justice court forfeiture procedure, 766.4
- Motor vehicles, conviction reported, 321.491
- Nonappearance, arrest, 766.1, 775.3, 789.4
- Notice to show cause on forfeiture, 766.2
- Presence lawfully required, 766.1
- Reports by magistrates of forfeiture, 666.6
- Revocation driver's license, 321.A.17, 322.9
- School fund to receive balance, 666.3
- Surrender of defendant, judgment set aside, 766.6

**Trial, failure to appear, 766.1****Fugitive eligible upon arrest, 759.16-759.18****Habeas corpus proceedings, 663.38, 663.39****Indictable offenses, indorsement, 774.2, 774.5****Insurance companies, nonlife, may execute, 763.11****Jurisdiction, trial disclosing lack of, 780.28-780.32****Justice court, appeal, procedure, 762.44, 762.46****Kidnaping for ransom nonballable, Const., Iowa, I, 12; 763.1****Lien, 764.1, 764.2****Minors, 232.17****Misdemeanors, arrest by warrant, 757.3-757.5****Misdemeanors indictable, immediate bail, 763.5****Murder, Const., Iowa, I, 12; 763.1, 763.2****Nonballable offenses, 763.2****Offenses triable in another county, 758.5-758.8****Officers authorized to take bail, 713.17****Officers, take bail on appeal, 763.10****Order of allowance, 763.14****Peace bonds, 695.3, 760.1-760.14****Preliminary examination, amount, 761.5-761.19****Qualifications of sureties, 763.11-763.14****Recommitment after giving bail, 767.1-767.4****Release, see Exoneration above****Resubmission of case to grand jury, 776.8****Return of bail to district court, 761.25****Right, exceptions, Const., Iowa, I, 12; 763.1, 763.2****Security to keep peace, 695.3, 760.1, 760.14****Sexual psychopath, 225.A.3****Sufficiency, examination, 763.13, 763.14****Sufficient bail must be accepted, 763.2****Surrender of defendant, 768.1-768.3****Term of court, failure, effect on, 604.32****Treason, nonballable after conviction, 763.2****Trial on appeal, procedure, 762.48**



**CRIMINAL PROCEDURE—Continued****Bail—Continued**

- Undertakings, attested copies filed, 764.2
- Undertakings, lien on real estate, 764.1
- Vagrancy cases, 746.7-746.12
- Witness bound over, 761.21-761.24, 761.28, 762.47
- Witnesses' undertakings enforced, 781.9

**Bawdyhouses, 99.1-99.31****Bench warrant**

- Arrest after conviction, 789.4, 789.5
- Arrest of person indicted, 774.1, 774.2
- Arrest on nonappearance for arraignment, 775.3, 789.4, 789.5
- Bail fixed, procedure, 774.2, 774.6
- Convict ordered brought to court, 774.10
- Court ordered warrant, 774.2
- Form of warrant, felony, 774.4
- Form of warrant, misdemeanor, 774.5
- Issuance by clerk, 774.3
- Judgment debtor examinations, grounds, 630.11, 630.14
- Process against corporation, 774.7-774.9

**Bertillon system, 749.4, 782.8****Betting, 726.1-726.8****Bill of exceptions, 786.1-786.9****Bill of particulars**

- Absence of particulars, 773.4
- Grounds for, 773.5
- Identification of defendant, 773.7
- Identification of others than defendant, 773.17
- Indictment set aside, bill shows no offense, 773.6
- Instruments, general allegations, 773.19
- Ownership or possession alleged, 773.12
- Pictures, description in general, 773.20
- Place of commission of offense, 773.9
- Rules of interpretation, 773.32
- Spoken or written words, alleged, 773.20
- Statutes, private, pleaded by title, 773.48
- Time of commission of offense, 773.8
- Value alleged when necessary, 773.11
- Words or phrases used, 773.32

**Bonds, see Bail above****Bootlegging, see Intoxicating Liquors below****Boys committed, 232.1-232.39, 242.5, 242.6****Breach of peace, see CRIMES****Broadcasting system, police, 750.1-750.5****Brothels, 99.1-99.31****Burden of proof, see Evidence below****Bureau of criminal identification, 749.1-749.3****Burglar's tools, possession, evidence, 708.7****Calendar of criminal actions, 624.8****Capital punishment**

- Execution of death sentence, 792.1-792.16
- Kidnaping cases, 706.3
- Murder cases, punishment fixed by jury, 690.2, 690.5
- Offenses, nonbailable, Const., Iowa, I, 12; 763.1, 763.2

**Certification of records**

- Appeal from death sentence, certificate by clerk, 792.14
- Certified copies, see **CERTIFIED COPIES**
- Change of venue, clerk to certify record, 778.11, 778.12
- County attorney's information, transfer to municipal court, clerk certifies record, 769.33

**CRIMINAL PROCEDURE—Continued****Certification of records—Continued**

- Inmates of institutions, state pays costs, 789.20
- Judgment enforced after appeal, certificate by clerk, 793.25
- Preliminary examination, shorthand notes, 761.15

**Challenges, 770.3-770.7, 779.5****Change of venue, ch 778, see Venue below****Character, moral, testing credibility as witness, 99.14, 622.18, 724.4****Children****Exception, offenses punished by life imprisonment or death, 232.1****Juvenile court, generally, 231.1-233.5****Cigarettes, forfeiture not bar to criminal action, 98.33****Citizenship, restoration by governor, 248.12, 248.16****City ordinance violations, no jury, 602.28, 603.17****Civil remedy not merged in crime, 611.21****Combinations, pools and trusts, 553.1-553.24****Commitments****After giving bail, recommitment, 767.1-767.4****Authority for, 791.1****Bail on commitment to answer, 763.3****Children, 232.1-232.39, 242.5, 242.6****Commutation by governor, ch 248, see *Commutation of Sentence below*****Compounding felonies, see *Felony below*****Contempt, warrant of commitment, 665.5, 665.10****Cumulative sentence, 789.12****Death penalty, ch 792, see *Execution below*****Defendant arrested, 789.5****Discretion of court, 789.15, 789.16****During trial, when bail given, 780.34****Execution of, ch 791, see *Execution below*****Fines, ordinance violations, 420.36****Habeas corpus, questioned in reply, 663.35****Hard labor at penitentiary or reformatory, 246.31****Insanity of defendant****After commitment, transfer, 246.15, 246.16, 783.5****During trial, procedure, 783.1-783.4****Jail of another county, 789.18****Justice court, how executed, 762.39-762.42****Juvenile, 232.1-232.39****Military courts, 29.48****Minors****General provisions, 232.17, 232.20-232.24****Alternative commitments, 232.21****Annie Wittenmyer home, 232.1-232.9, 244.3, 244.4****Attorney appointed for child, 232.15****Boys and girls training schools, 232.27, 242.1-242.6****Child-placing agencies, 238.32****Children committed, 232.1-232.4, 232.20****Conditions and restrictions in order, 232.23****Continuance of hearing, 232.13****County detention home, 232.35****Custody of child pending hearing, 232.14, 232.17****Delinquent girls, 240.6-240.12****Family home, 232.21(2)****Guardian ad litem appointed, 232.15**

**CRIMINAL PROCEDURE—Continued****Commitments—Continued****Minors—Continued**

- Hearings, time and place, 232.7, 232.19
- Hospital for treatment, 232.21(4)
- Indigent persons to hospital, 255.1–255.14
- Institutions approved by welfare board, 232.37
- Intent of the law, 232.28
- Juvenile home commitments, 232.27(1, 4)
- Mandatory commitments, 232.27, 232.30, 232.34
- Notice of hearing, service, 232.8–232.10
- Petition filed, requirements, 232.5, 232.6
- Privacy of hearings, when ordered, 232.19
- Private institutions, 232.21(3), 232.37, 238.32, 240.1–240.12
- Probation officer, 232.21(1)
- Procedure, 232.5–232.19
- Religious beliefs respected, 232.24
- Report, 232.34
- Reports to social welfare board, 232.38
- Revoking committal orders, 232.20
- Segregation of dependent and delinquent, 232.28
- Term of commitment, 232.30
- Training schools, boys or girls, 232.27(3)
- Transfers by board of control, 232.29
- Trial in equity, 232.13
- Truants, 299.13, 299.14

- Peace bond, failure to give, 760.6, 760.8
- Penitentiary and reformatory, 246.31, 789.16
- Place of commitments, males, 789.16
- Police courts, fines and costs unpaid, 420.36
- Recommitment after bail, 767.1–767.4
- Sentence for two or more offenses, 789.14
- Stay of execution, 790.2

**Women committed**

- Conviction on appeal, 245.6
- Cost of commitment, 245.9
- Delinquent under 18 years, 232.27
- Escort, woman required, 245.8
- Indeterminate sentence, 245.11
- Institution defined, supervision, 240.11, 240.12
- Institutions, in lieu of jail, 240.6, 240.7
- Juvenile cases, *see Minors above, this sub-head*
- Life imprisonment, age 10 to 18, 245.5
- Place of commitment, 242.5, 242.6, 245.4, 245.7
- Punishment exceeding 30 days, 245.4
- Recommitment from private institution, 240.8
- Record of conviction, vagrancy, 746.9
- Release from institution on bond, 240.9
- Subsequent to sentence, 240.7
- Surrender by institution, recommitment, 242.5
- Term of commitment, 245.7
- Training school commitments, 242.5, 242.6
- Women's reformatory, 245.4–245.9

**Commutation of sentence**

- Authority to grant, Const., Iowa, IV, 16; 248.1
- Conditions of granting, 248.6
- Copies required, 248.14–248.16
- Death sentence to life imprisonment, 248.6
- Duty of clerk of court, 248.15, 248.17
- Felony, advice of parole board required, 248.6
- Governor may take testimony, 248.10
- Governor's constitutional power not impaired by parole law, 248.1

**CRIMINAL PROCEDURE—Continued****Commutation of sentence —Continued**

- Information furnished to governor, 248.9, 248.10
- Investigation of application, 248.9, 248.10
- Report by governor to general assembly, Const., Iowa, IV, 16; 17.5

**Complaint**

- Generally*, 754.1–754.3
- Filing for arrest of fugitive from justice, 759.7
- Threat to commit public offenses, 760.1

**Compounding felony, 722.1, 722.2, 747.1, 773.49****Compromising certain offenses, 794.1–794.4****Concurrent jurisdiction**

- Fines, recovery when watercourse or road is boundary between two counties, 616.3(1)
- Jurisdiction in any county in certain cases, 753.7
- National forests, 1.9, 1.10
- Offenses on or near boundary of two counties, 753.5
- Offenses on trains, boats, or aircraft, 753.6
- Offenses partly in county, 753.4

**Confessions**

- Additional proof, exception, 782.7
- Treason, Const., Iowa, I, 16; 689.2

**Conspiracy defined, 719.1, 719.2****Constitutional provisions**

- Bill of rights, Const., Iowa, I
- Constitution supreme law of the state, Const., Iowa, XII, 1
- Electors privileged from arrest, Const., Iowa, II, 2
- Felony conviction, right to vote deprived, Const., Iowa, II, 5
- Fines to school fund, Const., Iowa, IX, 2nd, 4
- Legislators privileged from arrest, Const., Iowa, III, 11
- Pardons, reprieves and commutations, Const., Iowa, IV, 16

**Contempt**

- Acts constituting, in general, 665.2, 665.3
- General assembly
  - Grounds, fines and imprisonment, 2.24–2.28, 2.44
  - Punishment no bar to other action, 2.28
- Military court, witness refusing to testify, 29.76
- Procedure for trial, 665.6–665.12
- Punishment, 665.4, 665.5

**Continuance**

- Amendment of indictment, no ground, 773.46
- Civil procedure applies, 780.2
- Costs of continuance, 780.2
- Delay in trial, discharge of defendant, 795.3
- Delay in trial, not on defendant's motion, 795.2
- Failure of judge to appear, 604.29, 604.32
- Failure to give notice of alibi or insanity defense, 777.18
- Failure to try or indict, ground, 795.3
- General provisions, 780.2, 780.3
- Offering additional witnesses, 780.10–780.13
- Witnesses, insufficient time, 780.11–780.13

**Control, board of, 217.1–218.73****Conversion, *see subhead Embezzled Property below***

**CRIMINAL PROCEDURE—Continued**

Convictions  
 Bars action in another county, 753.10  
 Bars another prosecution, Const., Iowa, I, 12; 777.20-777.22  
 Conviction necessary before punishment, 687.5  
 Conviction of lower degree, 785.4-785.6  
 Disfranchises vote, Const., Iowa, II, 5  
 Habitual criminal cases, evidence, 747.3  
 Jeopardy, double, pleading, 777.11, 777.13, 777.17  
 Joint defendants, conviction of one, 785.7, 785.8  
 Judgment of conviction, time for, 789.2  
 Motor vehicle offenses  
   Abstracts made by clerk, 321.491  
   No bar to assault or homicide charge, 321.280  
   Notice to motor vehicle department, 321.491  
   Records and reports, 321.491  
 Narcotic drug violations, notice to licensing board, 204.16  
 Prior conviction, 777.13, 780.14  
 Report by clerk, statistical, 247.29-247.31, 321.491  
 Treason, evidence necessary, Const., Iowa, I, 16  
 Witness, impeachment of, 622.17  
 Witness, perjury, punishment, 721.1  
 Convicts, 246.6-246.46  
 Corroboration, 782.2-782.7  
 Costs  
   Action against state institution inmates, 789.20  
   Appeals to supreme court, 793.19  
   Attorney fees in trial on information, liquor cases, 126.5, 126.6  
   Change of venue, 778.15  
   Continuances, 780.2  
   County, liable for, 337.12, 778.15  
   Diseased plants, seizure, 733.3  
   Escapes, paid by state, 745.5, 745.6  
   Fugitives from justice, 759.24  
   Intoxication charge, 125.11  
   Justice court cases, 762.34  
   Labor credit applied, 356.22  
   Liquor enforcement cases, 126.15-126.18  
   Mayor and police courts, power, 367.10  
   Municipal court, 602.23, 602.32  
   Photographs and fingerprints, 782.8  
   Preliminary hearings, 760.4, 761.15, 761.29  
   Prisoner's earnings applied on costs, 218.43, 356.22  
   Prosecuting witness, when liable for, 761.29, 762.34, 769.10, 772.2  
   Searches and seizures, 751.24, 751.35, 751.41  
   Security to keep peace actions, 760.4, 760.11  
   Sheriff's fees, when county liable, 337.12  
   Special charter cities, 420.36, 420.39  
   State, when liable, 789.20  
   Superior court, city's liability, 603.26  
   Witness called to another state, costs advanced, 781.15, 781.17  
   Witness fees, 781.2  
 Counsel appointed, 775.4-775.6, 777.12; R.C.P. 13  
 Counterfeiting, evidence admissible to prove, 718.12, 718.22  
 County attorney, 336.1-336.5  
 County attorney's informations, ch 769  
 Criminal statistics, 247.29-247.31, 321.491  
 Criminating questions, immunity, 96.11(8), 515.136, 622.14-622.16, 741.3, 741.4

**CRIMINAL PROCEDURE—Continued**

Cross-examination, defendant, 781.13  
 Cross-interrogatories in deposition, preliminary examination, 761.9  
 Cruel and inhuman punishment prohibited, Const., Iowa, I, 17  
 Death penalty, ch 792, *see Execution below*  
 Debt, imprisonment for, prohibited, Const., Iowa, I, 19  
 Defendant  
   Alias, use of, 762.10, 769.12, 773.17, 775.8-775.10  
   Appearance  
     Felony cases, mandatory, 775.2, 777.19, 785.10, 789.3  
     Misdemeanors, not required, 775.2, 777.19, 785.10, 789.3  
   Committed during trial, discretion of court when bail given, 780.34  
   Degree of proof to convict, 785.3  
   Discharge  
     Acquittal in justice court, 762.33  
     Bail furnished, 763.15, 765.1  
     Crimes committed in another state, 759.17  
     No offense charged, 780.33  
     Reversal of judgment on appeal, 793.21  
     Verdict of acquittal, 785.17  
     Warrant from wrong county, 780.31  
   Nonresident at trial served with process, 617.1  
   Personal presence, when required  
     Arraignment, 775.2  
     Judgment pronounced, 789.3  
     Supreme court, not required, 793.13  
     Trial, 777.19  
     Verdict rendered, 785.10  
   Process in another action served, 617.1  
   State may call as a witness, when, 781.12  
 Defenses  
   Acting in defense of another, 691.3  
   Alibi, notice and witnesses' names, 777.18  
   Insanity, notice and witnesses' names, 777.18  
   Motor vehicle with changed numbers, 321.93  
   Plea, 777.1, 777.11  
   Self-defense, 691.1, 691.2  
   Some place else at time of crime, 777.18  
 Degrees of offenses  
   Conviction of lower degree in case of doubt, 785.4  
   Included offenses, 785.6  
   Murder, 690.2-690.5  
   Verdict in case of lower degree, 785.5  
 Delinquent minors, *see subhead Juvenile Cases below*  
 Demurrer to indictment, 777.1-777.10  
 Depositions  
   Preliminary examination, 761.8-761.11  
   Rules in civil cases made applicable, 781.10  
 Desertion, 731.1-731.6  
 Detention of feeble-minded, escape, without warrant, 222.50  
 Discharge of defendant  
   Acquittal in justice court, 762.33  
   Bail furnished, 763.15, 765.1

**CRIMINAL PROCEDURE—Continued**

- Discharge of defendant—Continued
  - Crimes committed in another state, 759.17
  - No offense charged, 780.33
  - Reversal of judgment on appeal, 793.21
  - Verdict of acquittal, 785.17
  - Warrant from wrong county, 780.31
- Discrimination, unfair, 735.1–735.5
- Dismissal of actions, 795.1–795.5
- Disorderly
  - Assembly, 368.7, 689.9–689.13
  - Conduct, 2.24, 746.1–746.25
  - Houses, 99.1–99.31, 724.1–724.10
  - Persons, 2.24, 746.1–746.25
- Disqualification of judge, 605.17
- Disqualification of jurors, 609.2; R.C.P. 187
- Double jeopardy, Const., U. S., Amend. 5
- Doubt, reasonable, effect, 785.3, 785.4
- Due process of law, Const., Iowa, I, 9
- Embezzled property
  - Automobiles, notice, disposition, 321.85, 321.91
  - Delivery to county auditor, 645.5
  - Delivery to owner, 321.87, 645.2, 645.4
  - Demand, when necessary, 710.13
  - Holding by peace officer, 321.85, 645.1
  - Mortgage or conditional sale, demand, 710.13
  - Proof of title required, 321.87, 645.2, 645.3
  - Receipt for property, given by officer, 645.6
  - Restoration when taken under warrant, 751.30
  - Sale of motor vehicle, proceeds, 321.88–321.90
  - Search warrant, seizure under, 751.3
- Enticing away females
  - Child stealing, jurisdiction, 706.2, 753.7
  - Evidence in prosecution, 782.4
  - Limitation of action, 752.2
  - Penalty, 724.9, 724.10
  - Place of bringing action, 753.7
- Errors
  - Amendment of indictment to correct, 773.42
  - Appeals, no assignments of error, 793.15
  - Decisions of supreme court, technical errors disregarded, 793.18
  - Justice court appeals, 762.37, 762.48
- Escape
  - Aiding, assisting escapes, 745.12–745.18
  - Attempt punished same as act, 745.18
  - Breaking not necessary, 745.2
  - Breaking or escaping from jails, 745.8
  - Concealing escaped prisoner, 745.15
  - Costs and fees of prosecution, 745.5–745.7
  - Devices for escape, presumption, 745.17
  - Feeble-minded, detention without warrant, 222.50
  - Institutions, aiding inmates to escape, 745.15
  - Jurisdiction of offense, 745.4
  - Officer to use means to prevent, 356.21
  - Penitentiary or reformatory, 745.1–745.3
  - Permitting escapes, 742.8, 745.9–745.11
  - Recapture of escaped arrested person, 755.13
  - Reward offered, 7.6
  - Sheriff's record in event of, 356.6
  - Violation of parole, 745.3
- Evidence
  - General principles, see EVIDENCE*
  - Additional testimony, notice, 780.10, 780.11

**CRIMINAL PROCEDURE—Continued**

- Evidence—Continued
  - Aeronautics reports admissible, 328.12(9)
  - Assault while masked, felony intended, 694.4
  - Assisting escapes, evidence of intent, 745.17
  - Bad character, houses of ill fame, 99.14, 724.4
  - Bertillon system, measurements, 782.8
  - Bucket shopping, violations, when presumed, 552.11
- Burden of proof
  - Burden on state, 785.3
  - Fish and game brought into state, 109.31
  - Free passes on common carriers, 479.96
  - Insanity during trial, 783.2
  - Order of offering evidence on trial, 780.5
  - Reasonable doubt, 785.3, 785.4
  - Relationship to woman or child, 236.33, 237.15, 238.42
  - Securities act violations, 502.19
- Burglar's tools, possession, 708.7
- Certified copies, *see EVIDENCE*
- Character, effect on credibility of witness, 622.18
- Checks, false drawing, uttering, 713.4
- Circulating foreign bank notes, 718.22
- Civil rules applied generally, 782.1
- Conclusive evidence
  - Conviction, breach of peace bond, 760.14
  - Motor vehicle speed limits on bridges, 321.295
- Confession of defendant, proof, 782.7
- Confession of treason, 689.2
- Conspiracy, overt acts, 782.6
- Corporate existence, forgery, proof, 718.12
- Corroboration, 782.2–782.7
- Counterfeiting, proof, 718.12, 718.22
- Criminating questions, immunity, 515.136, 622.14–622.16, 741.3, 741.4, 782.1
- Defendant as a witness, 781.12
- Defilement, 699.1
- Degree of murder determined, 690.4
- Degree of proof required, 785.3, 785.4
- Depositions, 781.10
- Desecration of flag or other insignia, 32.5
- Desertion or neglect, willfulness, 731.6
- Display of red flag, 689.6
- Embezzled property, proof of ownership, 751.30
- Enticing away female, 782.4
- Evidence before magistrate, minutes to grand jury, 771.18, 771.20
- Expert witnesses, 622.25, 622.72, 718.12
- False drawing or uttering of checks, 713.4
- Fish and game law violations, 109.37
- Flag, red, display to incite treason, 689.6
- Forcible marriage or defilement, corroboration, 699.1
- Former verdict, evidence, not usable, 787.4
- Free passes on carriers, burden of proof, 479.96
- Gambling in options, 552.1–552.10
- Grand jury, evidence before, 771.11–771.20, 771.23–771.25, 772.3, 772.4
- Habitual criminals, 747.3–747.7
- Hotel and eating houses, frauds upon, 713.8
- Husband or wife, crime committed, 622.7(1)
- Inciting treason or anarchy, 689.6
- Insulting flag, 689.6
- Introduction, order of, 780.5–780.14
- Juror, testimony of, 780.17

**CRIMINAL PROCEDURE—Continued****Evidence—Continued**

- Larceny, property restored, ownership proved, 751.30
- Libel, truth and publication of, 737.4, 737.6
- Lottery prosecutions, 622.15
- Lumber, logs, possession of, 709.15
- Machine guns, evidence of conviction of felony, 696.11
- Magistrate's minutes, preliminary examination, 771.18, 771.20
- Minutes of grand jury
  - Bill of particulars, when incomplete, 773.5
  - Clerk's duty to keep, 771.11
  - Evidence, minutes of, not public, 772.4
  - Failure to return, effect, 776.1
  - Magistrate's minutes, competent evidence, 771.18, 771.20
  - Read by witness, 771.12
  - Resubmission of case, minutes used, 772.5
  - Witnesses names indorsed, 772.3
- Minutes of preliminary proceedings
  - Bail, order as to, indorsed, 761.19
  - Certification of proceedings, 761.16
  - Commitment indorsed, 761.18
  - Deposition to be attached, 753.5
  - Discharge of defendant to be indorsed, 761.17
  - Grand jury may use, competent evidence, 771.18
  - Magistrate's duty to keep, contents, 761.14
  - Return of minutes to district court on discharge of defendant, 761.25
  - Shorthand notes certified same as deposition, 761.15
  - Time and place of examination noted, 761.16
  - Witness, record of name, address, fees, 761.14
- Moral character to test witnesses credibility, 622.18
- Motive in criminal libel, 737.4
- Motor vehicle accident reports, confidential, without prejudice, 321.271
- Murder, degree determined by court or jury, 690.4
- Options, gambling in, 552.11
- Order and manner of introduction, 780.5-780.14
- Ordinances admissible, 367.8, 420.38, 622.62
- Overt acts, proof, 782.6
- Peace officers, duty to secure and present, 748.4
- Perpetuating testimony
  - Affidavits, filing, 622.96
  - Applicability of statute, 781.11
  - Depositions of witnesses, 781.10
- Photographs, Bertillon system, 782.8
- Presumption and prima-facie
  - Affidavits, foreign, 622.86, 622.96
  - Alterations of manufacturers serial numbers, 714.13
  - Attempt to destroy liquor, 126.25
  - Bucket shops, failure to furnish statement, 552.11
  - Burglar's tools, possession, 708.7
  - Carrying concealed weapons, 695.17
  - Coal weights, bill of lading, 479.107
  - Common carriers, rate discrimination, 479.20, 479.28, 486.4
  - Containers, misuse as unlawful, 713.20
  - Desertion or neglect, willful, 731.6

**CRIMINAL PROCEDURE—Continued****Evidence—Continued**

- Presumptions and prima-facie—Continued
  - Embezzlement, evidence of disposal, 710.13
  - Escapes, aiding in, 745.17
  - Fish and game laws, 109.3, 109.37
  - Flag, display of red flag, 689.6
  - Flag, insulting, 32.5
  - Former liquor convictions, 126.21, 126.22
  - General reputation, houses of ill fame, 99.14, 724.4
  - Habitual criminals, 747.3, 747.6
  - Hotels and inns, defrauding, 713.8
  - Judgment of prior felony conviction, machine gun, violation, 696.11
  - Label, certificate of registration, 548.3
  - Lodging, food, fraudulent intent, 713.8, 713.9
  - Lumber and logs, possession, 709.15
  - Mortgaged property, failure to produce, 710.3
  - Motor vehicle, disguise, alteration, or change of serial numbers, 321.81
  - Possession or control of liquor, 126.23
  - Profession, effect of practicing, 147.93
  - Railroad rate discrimination, 479.20, 479.28
  - Railroads, obstructing highways, 782.2
  - Rate schedules presumed just, 479.74, 486.4
  - Red flag, display as treasonable, 689.6
  - Registered containers, misuse of, 713.20
  - Serial numbers, alteration, 714.13
  - Trade-mark, certificate of registration, 548.3
  - Voting, double voting at elections, 746.18
  - Weights of coal, certificates, 479.107
- Profession, practicing, 147.93
- Prohibition law violations, 126.11-126.14, 126.17
- Railroad discrimination, 479.20, 479.22, 479.28
- Railroad obstructing highway, 782.2
- Rape, corroboration required, 782.3-782.5
- Receiving stolen property, proof, 712.3
- Registered containers, sale or use, 713.20
- Religious affiliation, asking, as violation, 735.4
- Reputation
  - Chaste character in seduction prosecution, 700.1
  - Forgery, proof of corporation, 718.12
  - Houses of ill fame, 99.14, 724.4
  - Liquor injunctions, 123.67, 128.6, 128.40
  - Prostitution, 724.4
  - Witness, credibility, 622.18
- Search warrant, grounds for, 751.3
- Seduction, corroboration, 782.4, 782.5
- Self-incrimination, 622.14, 782.1
- Shoplifting, 709.21
- Sobriety in liquor cases, 130.47
- Tips, incrimination, 741.3, 741.4
- Tools of a burglar, possession, 708.7
- Treason, evidence necessary, 708.5
- Unlawful assembly and riot, 743.3
- Value of stolen goods, measure of, 709.3
- View of premises by jury, 780.15, 780.16
- Voting at primaries illegally, 738.26-738.28
- Weight certificates of railroads, 479.107
- Willful desertion or neglect, 731.6
- Witnesses, 689.2, 781.1-781.17
- Exceptions
  - Bill of exceptions, purpose, 786.1
  - Bystanders, bill taken by, 786.6
  - Grounds, 786.3, 786.4

**CRIMINAL PROCEDURE—Continued****Exceptions—Continued**

- Judge, bill taken, 786.5
- Modification of bill, 786.8
- No exception to decisions required, 786.2
- Prosecutions on information, 769.12
- Record, what constitutes, 786.2
- Time to prepare, approval, 786.7, 786.9
- Excessive bail, fines, or punishment prohibited, Const., Iowa, I, 17
- Excusable homicide, self-defense, 691.1–691.3
- Excusable neglect, wife and children, 731.1

**Execution**

- Abatement of nuisance, 791.7
- Affirmance by supreme court, effect, 793.22–793.26
- Authority, copy of judgment, 791.1
- Collection of fine by, 791.6
- Copy of judgment as execution, 791.1

**Death penalty**

- Affirmance of judgment, proceedings, 792.15, 792.16
- Appeals, proceedings, 792.13–792.15
- Authority for execution, 792.3
- Certificate of execution published, 792.12
- Copy of judgment as authority, 792.3
- Executive warrant of execution, 792.8, 792.16
- Insanity of prisoner, examination, 792.5–792.8
- Manner of execution, 792.9, 792.16
- Pregnancy of prisoner, examination, 792.5–792.7
- Record sent governor, 792.2, 792.16
- Reprieve or suspension, 792.4–792.7
- Sheriff's duty to execute, report, 792.9, 792.16
- Stay of execution by appeal, 792.13
- Suspension of execution, commissioners finding, 792.7
- Time of execution, 792.1, 792.8, 792.9, 792.16
- Witnesses to execution, 792.10
- Discharge, record made of, 791.4
- Escape and recapture of defendant, 79.5
- Fines, judgments for, 420.36, 791.6
- Justice court appeal, 762.50, 762.52
- Justice court cases, 762.39–762.42
- Outside county of trial, 791.3
- Stay of execution, 762.44, 790.2, 792.4–792.7, 792.13, 793.9–793.11
- Within county of trial, 791.2

**Exhibits**

- Jury use in deliberations, 784.1
- Returned to clerk when indictment found, 771.13

**Expenses, criminal, reported by county auditor to clerk, 247.31****Expert witnesses to prove forgery, 718.12****Extradition**

- Accused held pending requisition, 759.15
- Application for extradition, 759.23
- Arrest on affidavit, 759.13, 759.15
- Arrest without warrant, 759.14, 759.15
- Arrest with warrant, 759.9
- Attorney, right to consult, 755.17
- Bail, 759.16–759.18
- Constitutional provision, Const., U. S., IV, 2
- Construction of act, 759.28
- Crime in third state, 759.6

**CRIMINAL PROCEDURE—Continued****Extradition—Continued**

- Demand for extradition
  - Form, 759.3
  - Investigation, 759.4, 759.20
- Discharge, 759.17
- Expenses, 759.24
- Extradition agent
  - Appointment, 759.22
  - Transporting prisoner, 759.12
- Governor's duty, 759.2
- Local prosecution pending, 759.19, 759.26
- Merits, investigation, 759.20
- Preliminary hearing, 759.10, 759.11, 759.20
- Prisoners of other states, 759.9
- Reservations, state's power, 759.26
- Right to counsel, 755.17
- Terms defined, 759.1
- Title of act, 759.20
- Transporting prisoner, local aid, 759.12
- Trial for other crimes, 759.27
- Waiver, 759.25

**Warrants**

- Authority, 759.8
- Execution, 759.9
- Issue, 759.7
- Recalling, 759.21

**Facts determined by jury, see Findings of Fact below****Fair trial, Const., Iowa, I, 9, 10****Fees**

- Constable's fees, 601.129–601.131
- District court
  - Attorney, juror, or officer, limitation of witness fees, 622.70
  - Auditor authorized to pay witness fees, 333.3(3)
  - Clerks of court, fees in general, 606.15(27)
  - County to pay witness fees, 622.73
  - Jurors' fees, 607.5
  - Jury fees on change of venue, 623.1
  - Peace officers, 622.71
  - Witness fees and mileage, 622.69–622.73
  - Witness fees payable in advance, 781.4

**Grand jury**

- Auditor authorized to pay witness fees, 333.3
- Jurors' fees, 607.5
- Witness fees and mileage, 622.69–622.73
- Witness fees on county attorney's information, 769.22

**Jurors**

- Amount to be taxed as costs, 625.8
- Auditor authorized to pay jurors' fees, 333.3
- Courts of record, fees and mileage, 607.5(1)
- Justice of the peace court, 607.5(2, 3)

**Justice court**

- Accounting for fees, 601.131
- Amounts for various services, 601.128, 601.130
- Constable's fees, 601.129, 601.130
- County to pay, when, 601.130, 622.73
- Jurors' fees, 607.5
- Jury fees taxed as costs, 601.124
- Penalty for failure to report, 601.127
- Quarterly report to county auditor, 601.133
- Report and payment of fees, 601.126, 601.127, 601.131

**CRIMINAL PROCEDURE—Continued****Fees—Continued****Justice court—Continued**

Report of criminal fees and fines, 601.132  
 Witness fees, payment, 622.69–622.73

Mayor's court, 367.7, 367.15

**Municipal court**

Accounting, 602.32  
 Bailiff's witness fees, 602.30, 602.31  
 Jury fees, 607.5  
 Peace officers, witness fees, 622.71  
 Witness fees and mileage, 602.30, 622.69–622.73

**Police court**

Fees on transfer of case, paid by city, 367.7  
 Jurors, 607.5  
 Peace officers, witness fees, 622.71  
 Witness fees, 622.69–622.73

**Superior court**

Accounting by clerk, 603.25  
 Criminal cases, fees, same as justice court, 603.27  
 Fees in advance, 781.4  
 Jurors' fees, 607.5  
 Witness fees, 622.69–622.73

**Violations**

Extortion, 740.1, 740.10  
 Failure to pay over, 740.7–740.9  
 Failure to report, 343.5, 343.6  
 False entries as to fees, 740.9  
 Misappropriating fees, penalty, 740.8

**Witness fees**

Defense witness, state expense, court order, 781.2  
 False certificate as to fees, 740.2  
 Witness fees advanced, outside of state, 781.17  
 Witness fees advanced, unless by court order, 781.4

**Felony**

Arraignment, defendant's presence, 775.2  
 Assault with intent to commit, 694.4, 694.5  
 Bail taken upon indictment, for, 763.7  
 Bench warrant, arrest of indicted person, 774.4

**Compounding a felony**

Bribe to conceal offense, 722.1, 722.2, 773.49  
 Definition, 722.1, 722.2  
 Indictment without principal, 773.49  
 Misprision of treason, penalty, 689.3

**Conspiracy to commit, 719.1**

Counsel appointed before plea or judgment, 777.12

**Definition, 687.2, 687.3**

Dismissal no bar to further prosecution, 795.5

Evidence of previous conviction, 622.17

Female committing, 687.3

Fire apparatus, injury to, 714.28

Fresh pursuit, crime outside state, 756.1–756.6

Guilty plea, right to counsel, 777.12

Habitual criminal, third conviction, 747.1

Legislator, subject to arrest, Const., Iowa, III, 11

Offenses, classification, 687.1

Outside state, fresh pursuit, 756.1–756.6

Punishment, 687.2

Removal from office, grounds, 66.1, 66.26, 66.29

Right to counsel, 777.12

**CRIMINAL PROCEDURE—Continued****Felony—Continued**

Taxable property, removing from state, 450.50  
 Third conviction, penalty, 747.1  
 Trial, defendant's presence required, 777.19  
 Witness, interrogated for his previous conviction of, 622.17

**Findings of fact**

General and special verdicts, 785.1  
 Jury bound by institutions, 780.24  
 Libel, jury determines law and fact, 737.7  
 Questions of law and fact, generally, 780.23  
 Verdicts generally, 785.1–785.18

**Fines****Accounting**

City or town, 420.39  
 City treasurer to county, 602.32  
 District court, 666.6  
 Failure to account, penalty, 740.7  
 Grand jury, charge of court, 770.16  
 Justice of the peace, 762.40–762.42  
 Mayor's court, 666.6  
 Municipal court, 602.32, 666.6  
 National guard, 29.78  
 Police courts, 666.6  
 Sheriff, 762.41, 762.42  
 Superior courts, 603.25, 666.6

**Actions to recover, 367.9**

Assessment of excessive fines, penalty, 740.1

Bail on appeal, liability for fines, 763.9

Cities, power and limitations, 366.1

Cities, use of fines, 364.4, 367.9

City ordinance violation, nonpayment of fines, penalties, 356.16–356.22, 367.10, 420.36

Commission for collection, 333.11(2), 340.9

Commitments, nonpayment of city fine, 420.36

Commitment to jail, ordinance violation, 367.10

Concurrent jurisdiction for recovery, 616.3(1)

Contempt, amount of fine, 665.4

Contempt, general assembly, 2.27

County attorney, collection of fines, 336.2(5)

County attorney, fee on fines, 340.9

County attorney's information, jurisdiction, 769.1

County auditor, report of fines, 333.11(14), 333.13

Discretion as to sentence by court, 789.15

Disposition of fines, 666.3, 666.6

Docks, municipal board's power, 384.3(5)

Excessive, constitution prohibits, Const., Iowa, I, 17

Excessive, prohibited, Const., U. S., Amend. 8

Execution for fine, 791.6

Execution to collect city fines, 420.36, 790.2, 791.6

Execution within county of trial, 791.2

False entries of fines, penalty, 740.9

Ferries, ordinances enforced by fines, 368.38

Grand jury to investigate accounting of fines, 770.16

Imprisonment for nonpayment, 762.32, 789.17

Inure to state, county or school fund, Const., Iowa, XII, 4

Jurisdiction, action to recover fine, 616.3(1)

Justice's jurisdiction, amount of fine, 762.1

Liens on real estate, 790.1, 790.2

Limitation on cities, 366.1

Liquor fines, property subjected, 126.16–126.18

Loans by county or state treasurer, 452.4, 452.5

**CRIMINAL PROCEDURE—Continued**

## Fines—Continued

- Military fines, 29.48, 29.78
- Misappropriating fines, penalty, 740.8
- Misdemeanors, general penalties, 687.7
- Municipal publicity expenses paid from, 364.4
- Nonindictable offenses, 762.31, 762.32, 762.38–762.42
- Ordinance violations, 366.1, 420.31, 420.34–420.38
- Place of bringing action for recovery, 616.3
- Practice act violations, 147.86
- Prisoner's earnings applied, 218.43, 356.22
- Remission by governor
  - Application, information furnished, 248.9
  - Clerk's duty, 248.17
  - Duplicate copies, 248.14, 248.16
  - Governor's power, Const., Iowa, IV, 16; 248.13
  - Report to general assembly, 17.5
  - Testimony taken, 248.10
- Reports
  - Annual, required of various officers, 666.6
  - Auditor's annual, publication, 333.13, 333.14
  - Clerks of various courts, 666.6
  - Forfeited recognizances reported, 666.6
  - Governor's reports on remissions, 17.5
  - Justices of the peace, 601.132, 666.6
  - Mayors of cities and towns, 666.6
  - Officers, general, yearly report, 79.7
  - School district funds to receive, Const., Iowa, IX, 2nd, 4; 302.3, 666.3
  - Special charter cities, 420.31, 420.35–420.39, 420.172, 420.186
  - Stay of execution, 790.1, 790.2
  - Supreme court, mandates enforced, R.C.P.347(a)
  - Veneral disease violations, penalty, 140.40, 140.41
  - Wages of institution inmates applied, 218.43
  - Wages of jail prisoners applied, 356.22
- Finger and palm prints
  - Destruction, when required, 749.2
  - Equipment for taking supplied, 749.3
  - Taking, when required, 749.2
- Fish and game violators
  - Arrest without warrant, 109.11
  - County attorney to prosecute, 109.35
  - Each violation a separate offense, 109.32
  - Presumptive evidence, 109.37
  - Venue, 109.36
- Forfeitures, *see* **FORFEITURES**
- Forgery, 717.8, 718.1–718.23
- Former acquittal, *see* **Acquittal above**
- Fourth offense, false check, 713.3
- Fourth offense, petty larceny, 747.2
- Fresh pursuit law
  - Construction of statute, 756.3
  - Definition of terms, 756.5
  - District of Columbia officers, 756.4
  - Name of act, 756.6
  - Officers from other states, authority, 756.1
  - Procedure following arrest, 756.2
- Girls committed, 232.1–232.39, 242.5, 242.6
- Governor, power to call aid to enforce law, 748.6
- Grand jury
  - Access to jail and public records, 771.3
  - Action without, authorized, Const., Iowa, Amend. 1884, No. 3
  - Additional jurors drawn, 770.2

**CRIMINAL PROCEDURE—Continued**

## Grand jury—Continued

- Appearance before, 771.5, 771.14, 771.15
- Appointment, not a member, oath, 770.17
- Ballots preserved, drawing of jurors, 609.44
- Challenges decided by court, 770.6
- Challenge to individual juror, grounds, 770.5
- Challenge to panel allowed, 770.3, 770.4, 770.7
- Charge of court, general, 770.15
- Charge of court, special, 770.16
- Clerk of court to issue subpoenas, 771.7
- Clerk of grand jury
  - Absent on indictment vote, 770.18
  - Appointment, not a juror, oath, 770.17
  - Assistant clerk, 770.22
  - Compensation, 770.21
  - County attorney to assist, 769.21
  - Discharge of grand jury, 770.24
  - Member appointed clerk, when, 770.23
  - Minutes to be kept, 771.11
  - Opinion, not to express, 770.16
  - Shorthand reporter, compensation, 770.20, 770.21
- Combinations, pools and trusts inquiry, 553.8, 553.14, 553.22
- Compensation, 607.5
- Competency, of jurors, 607.1
- Constitutional provisions, Const., Iowa, I, 11; Amend. 1884, No. 3
- County attorney's right to appear, 771.4
- County attorney to attend, 336.2(8)
- Court and county attorney to advise, 771.3
- Court may discharge or order new one, 609.37
- Dismissal, new panels, 770.8
- Drawing jurors, 770.2, 770.3, 770.9
- Duties of grand jury
  - Indictable offenses, 771.1
  - Jails inspected, 771.2(2), 771.3
  - Pools, trusts, inquiry into, 553.4, 553.8, 553.22
  - Special duties listed, 771.2
- Evidence received
  - Defendant, evidence for, optional, 771.15
  - Kind of evidence required, 771.17
  - Minutes of exhibits filed, 771.13
  - Minutes of preliminary examinations, 771.18, 771.19
  - Minutes presented to court, 772.3, 772.4
  - Sufficiency for indictment, 771.16
  - Transcript read to and signed by witness, 771.12
- Expenses and fees paid, auditor's report, 333.11
- Expenses paid on judge's certificate, 333.3
- Fees of jurors paid by warrant, 333.3
- Foreman appointed, oath, 770.12, 770.13
- Foreman, indictment signed by, 772.1
- Grain combinations, inquiry into, 553.19–553.22
- Impaneling, generally, 770.1–770.24
- Indictment, constitutional requirement, Const., U. S., Amend. 5
- Indictment, finding, presentation, 772.1–772.5
- Indictment not found, dismissal, 771.21, 771.22
- Instructions, charges by court, 770.15, 770.16
- Jurors excused, exemptions, 607.2, 607.3
- Jurors, false excuse, penalty, 607.4
- Jurors summoned, 608.1–608.11
- Jury commission, 608.1–608.11
- Liquor permit books, inspection, 130.26
- Liquor records of pharmacists, inspection, 130.26



**CRIMINAL PROCEDURE—Continued****Grand jury—Continued****Lists**

- Apportioned according to votes, 609.1–609.7
- Certification of apportionment, 609.8
- Certification of jury lists, 609.10
- Correcting illegality in original lists, 609.47
- Drawing, procedure, 609.20, 609.21, 609.24, 609.29
- Duty of election judges to make, 609.9
- Duty of supervisors to make, 609.10
- Filing, effect, 609.12–609.14
- Judicial divisions of county, separate, 609.3
- Jury commission to make list, 608.1, 608.2
- Maximum service permitted, 609.26
- Names rejected, 609.16, 609.28
- Noneligible names, 609.2
- Notice to commissioners to draw, 609.48
- Number from townships limited, 609.27, 609.28
- Preparation of ballots, boxes, 609.15, 609.17
- Selection by jury commission, 608.1, 608.2, 608.11, 609.4–609.10

Magistrate's evidence, minutes kept, 771.20

**Members**

- Competency, qualifications, 607.1, 609.2, 609.11
- Influencing or impeding justice, 723.1
- Manner of selection, 609.1–609.25
- Maximum service permitted, 609.26
- Number from township limited, 609.27, 609.28
- Number of members, Const., Iowa, Amend. 1884, No. 3; 609.25, 770.1, 770.2
- Oath, 770.14
- Panel to consist of twelve, 609.25
- Privileges of jurors, 771.25
- Resummoning discharged jurors, 609.35
- Summoned but once for term, 609.32
- Summons to appear, 609.30–609.33
- Witness before grand jury, sworn, 771.14

Minutes, exhibits returned with indictment, 771.13

Minutes of preliminary examination, 771.18

Minutes of proceedings kept, 771.11–771.13

Misconduct of officials investigated, 771.2(3)

Names on lists made official, 609.14

New panels, refilling, added jurors, 770.8–770.11

No indictment found, effect, 771.21, 771.22

Noneligible jurors, 609.2

Nonperformance of duty by officers, 609.46

Number, Const., Iowa, Amend. 1884, No. 3

Number, panel of twelve persons, 609.25

Panels selected from lists, method, 609.15–609.25

Pharmacist's liquor request stubs, inspection, 130.26

Private prosecutor, indictment at instance of, 772.2

Proceedings kept secret, exception, 771.23, 771.24

Refilling panel, 770.11

Resealing ballot box after selection, 609.29

Resubmission, 771.21, 771.22, 772.5, 780.25, 780.33

Secrecy of vote on indictment, 771.5

Special term, drawing, summons, 604.22, 604.28

Subpoenas issued for witnesses, 771.6

Summoning additional jurors, 770.9

Trusts and combinations, inquiry into, 553.8, 553.14, 553.22

**Violations**

- Acceptance of bribes by jurors, 739.7

**CRIMINAL PROCEDURE—Continued****Grand jury—Continued****Violations—Continued**

- Bribery of jurors, 739.6
- Delinquency of officers, penalty, 609.46
- Disclosure of secret evidence, 771.23
- Failing to obey summons to appear, 609.33
- Illegal filling of panels, contempt, 770.10
- Intimidating or influencing jurors, 723.1
- Vote, number necessary to indict, 772.1
- Vote, only jury members present, 771.5

**Witnesses**

- Attachment to coerce attendance, 771.8
- Contempt, failure to testify, 761.16, 771.8
- Disclosure of testimony, when allowed, 771.24
- Evidence requirements, 771.17
- Examination by county attorney, 771.5
- Failure to obey subpoena, 771.8
- Fees and mileage paid by warrant, §33.3
- Juror's privileges as witness, 771.25
- Member as witness, 771.14
- Minutes of evidence secret, 772.4
- Names indorsed on indictment, 772.3, 776.1
- Oath administered by foreman, 771.9
- Presence unnecessary, 771.18, 771.19, 772.5
- Publication of fees not required, 349.16
- Refusal to testify, procedure, 761.16, 771.10
- Resubmission, witnesses unnecessary, 772.5
- Secrecy requirements, 771.23, 771.24

Guilty, plea of, 777.12, 777.15

Habeas corpus proceedings, ch 663

**Habitual criminals**

- Common thief defined, 709.19
- Definition, 747.5

**Eugenics board hearing**

- Inherited tendency, basis for order, 145.9
- Procedure on hearing, 145.3–145.22
- Report of habitual criminals, 145.2
- Sterilization order, 145.9

Evidence, prima-facie, 747.3, 747.6

**Fourth offense**

- Checks, false drawing and uttering, 713.3
- Petty larceny, 747.1

**Intoxicating liquor violations**

- Generally, 126.9–126.11, 126.19–126.22
- County attorney, duties, 126.21
- Court, duty of, 126.22
- Defenses, 126.24
- Former conviction, allegation, 126.9
- Habitual violator defined, 126.20
- Prima-facie evidence, 126.11, 126.23, 126.25
- Record of conviction, evidence, 126.11
- Second conviction defined, 126.10
- Second conviction, penalty, 126.19

Judge and jury, duties, 747.4

Machine guns, possession, 696.1–696.3

Pardon for former crime, 747.7

**Second offense**

- Driving while under liquor or drugs, 321.281
- Larceny, penalty, 709.19
- Military material sale, 30.3
- Prohibition law violations, 126.19, 126.20
- Receiving stolen goods, 712.2

**CRIMINAL PROCEDURE—Continued****Habitual criminals—Continued****Third offense**

- Felonies, penalty, 709.19
- Habitual criminals, felonies, 747.1
- Larceny, penalty, 709.19
- Operating motor vehicle while drugged, or intoxicated, 321.281
- Thief, penalty, 747.1

**Hanging, 792.1–792.16****Hard labor**

- Mandatory in commitments to penitentiary, 246.31
- Persons refusing to pay fines, 420.36
- Sentence by court, 356.16–356.22
- Tramps, other vagrants, 746.2, 746.18–746.21

**Homicide, degree in murder cases, 690.4, 690.5****Houses of ill fame**

- Abatement, 99.1–99.31, 657.1, 657.3, 657.7
- Closing and sale of property, 99.21–99.23
- County attorney's duty, fee, 99.24, 99.30
- Evidence in prosecutions, 99.14, 622.15(3), 724.4
- Injunction, notice, trial, 99.2–99.13
- Municipal regulations, 368.7(9)
- Nuisance established, 99.24
- Owner's liability, 99.4, 99.27–99.31, 724.6
- Release of property from order, 99.26
- Restraining order, 99.3, 99.6, 99.21
- Tax penalty, 99.27–99.31
- Temporary injunction, 99.6–99.8, 99.10–99.18
- Termination of lease by landlord, 724.5
- Wagers, property forfeited to state, 726.4

**Husband and wife as witnesses, 622.7–622.9, 731.2****Identification of criminals**

- Bertillon system use authorized, 782.8
- Equipment furnished for, 749.3
- Finger and palm prints taken, 749.2
- Prints destroyed on acquittal, 749.2

**Immunity from prosecution, witness**

- General provisions*, 622.14, 622.16
- Insurance investigation admissions, 515.136
- Tip or gratuity, admissions, 741.4

**Imprisonment**

- City ordinance violations, 366.1
- Contempt, general assembly, 2.24–2.28, 2.44
- Contempt, warrant to specify, 665.5
- Debt, prohibited, Const., Iowa, I, 19
- Execution of judgment, 791.1–791.7
- Felony, 687.2
- Fine, failure to pay, 762.32, 789.17
- Hard labor requirements, 356.16–356.22
- Health ordinance violations, 420.172
- Illegal imprisonment a crime, 753.7
- Jails, 356.1–356.25
- Kidnaping, penalty, 706.1–706.3
- Mandates of supreme court, R.C.P. 347(a)
- Minors, imprisonment, 356.3, 356.16
- Misdemeanors, extent of confinement, 687.7
- Photographs, when authorized, 782.8
- Prohibited for militia fine in peacetime, Const., Iowa, I, 19
- Time while appealing deducted, 793.26
- Vagrants and tramps, 746.2–746.25

**Incrimination**

- Gratuity and tip prosecutions, 741.3
- Insurance commissioner, hearings, 515.136

**CRIMINAL PROCEDURE—Continued****Incrimination—Continued**

- Right against self-incrimination, 622.14–622.16
- Unemployment compensation hearings, 96.11(10)

**Indictment**

- Absence of particulars, 773.4

**Allegations**

- Bill of particulars, 773.4–773.7, 773.32
- Description of place or thing, 773.16
- Disjunctive or alternative, 773.24
- Identification of other than defendant, 773.17
- Immaterial, unnecessary, 773.14, 773.15
- Indirect or inferential, 773.25
- Intent, 773.13, 773.14, 773.34
- Intoxicating liquors, 126.7
- Libel, extrinsic facts unnecessary, 773.26
- Machine gun offense, prior conviction, 696.10
- Means by which offense committed, 773.10
- Money or securities, 773.18
- Negating exception not necessary, 773.23
- Ownership of property, 773.12
- Perjury, record not required, 773.27
- Pictures described generally, 773.20
- Place of offense, 773.9–773.16
- Prior conviction, 696.10, 773.22
- Private statute, pleading, 769.9
- Receiving stolen property, conviction of principal, 712.3
- Repugnant, 773.29
- Surplusage, 773.30
- Time of offense, 773.8
- Value, 773.11
- Words and phrases, 773.21
- Words, spoken or written, 773.20

**Amendments, 773.42–773.49**

- Arraignment of defendant after, 775.1–775.11
  - Bail after indictment, 763.1, 763.5, 774.2, 774.6
  - Bill of particulars, 773.4–773.7, 773.32
  - Charging of offense, 773.35–773.41
  - Circulation of foreign bank notes, 718.22
  - Compounding of public offense, 773.49
  - Constitutional requirements, Const., Iowa, I, 11; III, 20
  - Contempt punishment not a bar, 665.12
  - Contents, 773.1–773.3
  - Continuance because of amendment, 773.46
  - Convict brought from prison, 774.10, 774.11
  - Counts in same indictment, 773.36–773.41
  - County attorney's information, ch 769
  - County attorney to prepare, 336.2(8)
  - Definition, 773.3
  - Definition includes information, 773.41
  - Degrees of offense, not set out, 773.28
- Demurrer**
- Action in wrong county, effect, 777.7
  - Creates issue of law, 777.5
  - Discharge when sustained, 777.8
  - Failure constitutes waiver of defects, 777.3
  - Grounds for, 777.2
  - Joinder not necessary on hearing, 777.5
  - Judgment no bar to second prosecution, 777.22
  - Method of making, 777.4
  - Pleading over if overruled, 777.10
  - Resubmission, defendant's rights, 777.9
  - Sustained by court, effect, 777.7, 777.8
  - Time of hearing, 777.6

**CRIMINAL PROCEDURE—Continued****Indictment—Continued**

Descriptions, 773.16, 773.19, 773.20  
 Dismissal, 795.1-795.5  
 Duplicity of offenses, 773.35-773.41  
 False pretenses, 773.39, 773.40

**Finding and presentation**

Evidence required, 771.16, 771.17  
 Grand jury duties, 771.1-772.1  
 Indorsement, 772.1-772.3  
 Minutes of evidence, use of, 772.4, 772.5  
 Presentation to court, 772.3  
 Private prosecutor, 772.2  
 Vote necessary, 772.1

Food and drug law, offenses charged, 189.20  
 Former conviction, 144.54, 696.10, 747.1, 747.4, 773.20

Form of indictment, 773.2, 773.33, 773.34  
 Forms (short forms) permitted, 773.34

**Grand jury**

Constitutional requirement, Const., U. S., Amend. 5  
 General requirements, chs 770, 771  
 Identification of defendant, 773.7, 775.8-775.10  
 Identification of third parties, 773.17  
 Impeached state officers, Const., Iowa, III, 20  
 Indictment includes information, 773.41  
 Insanity commission without jurisdiction, 228.8  
 Insufficient proceedings, 772.5  
 Interpretation of statutes, 773.33

**Intoxicating liquors**

Counts and allegations, 123.90, 126.7-126.10  
 Former conviction, how alleged, 126.9  
 Joint indictment, 780.1, 785.7, 785.8  
 Judgments, separate on each count, 773.38, 773.40  
 Judicial proceedings, pleadings, 773.47  
 Larceny, 773.39, 773.40  
 Libel, 737.3, 773.26  
 Minutes of indictment, use of, 772.4, 772.5  
 Misdemeanors, Const., Iowa, I, 11  
 Misdemeanor, transfer to municipal court, 769.32  
 Negating of statutory exceptions, 773.23  
 Neglected or delinquent children, charged with crime, 232.16  
 Offense more serious than charged, 780.25, 780.26  
 One offense charged, alternative allegations, 773.35  
 Perjury, 773.27  
 Pleading of judicial proceedings, 773.47  
 Pleading private statute, 773.48  
 Pleadings of defendant, 777.1-777.22  
 Pleas of indictment, 777.12-777.17  
 Preparation by county attorney, 336.2(8)  
 Prior conviction, 144.54, 696.10, 747.1, 747.4, 773.20  
 Prior law, indictments under, valid, 773.31  
 Private prosecutors name indorsed, 772.2  
 Private statute, pleading, 773.48  
 Process after indictment, 769.16-769.26  
 Receiving stolen property, 773.39, 773.40

**Setting aside**

Answer to arraignment, time, 775.11  
 Correction of witness' name, 776.3

**CRIMINAL PROCEDURE—Continued****Indictment—Continued****Setting aside—Continued**

Grand jury objection, 776.1, 776.2, 776.4  
 Grounds stated, 776.1, 776.2  
 Hearing on motion, 776.1-776.7  
 Innocence of defendant, 773.6  
 Order to set aside, 776.9  
 Overruled, defendant must answer, 776.6  
 Particulars of bill insufficient, 773.6  
 Prosecution not barred by order, 776.9  
 Resubmission, bail, 776.8  
 Statute of limitations, 773.6  
 Sustained, defendant discharged, 776.7

Short form may be used, 773.34

Statute of limitations, 752.1-752.6

Sufficiency in general, 773.31, 773.32

Time of finding, 752.6

Title to be "The State of Iowa", Const., Iowa, V, 8

Trial of issues of fact, 780.1-780.37

Trial of issues of law, 777.5, 777.22

"True bill" indorsed on indictment, 772.1

Vital statistics law violations, prior offense alleged, 144.54

Vote in presence of grand jury only, 771.6

Vote necessary to indict, 772.1

Vote not recorded, 771.11

**Witnesses' names indorsed**

Member of grand jury as witness, 760.3  
 Names on indictment, 761.3, 770.4

**Information, county attorney's**

Absence of county attorney, substitute, 336.3  
 Additional witnesses, procedure, 769.5  
 Amendments permitted, 769.11, 772.2-773.45  
 Approval by judge, 769.7  
 Arraignment and pleas in vacation, 769.23, 769.24  
 Assistant county attorney, powers, 769.14  
 Authorized, Const., Iowa, Amend. 1884, No. 3  
 Bail, construction, 769.13, 769.30  
 Charging several offenses, when permitted, 773.36, 773.41  
 Contents, construction, 769.12  
 Convict in prison, trial of, 774.10, 774.11  
 Copy to accused or attorney, 769.9  
 County attorney to prepare, 336.2(8)  
 Demurrer, 769.12, 777.2-777.9  
 District and supreme courts, powers, 769.1  
 Evidence minutes on information, 769.4, 769.5  
 Filing  
 District court, time of filing, 769.2  
 Private prosecutor, indorsement, 769.10  
 Food and drug law, inspector files, 189.25  
 Form like indictment sufficient, 769.12, 773.33, 773.34  
 Form of information, 769.31  
 Indictment, similarity, 769.1, 769.11, 773.41  
 Indictment statutes applicable, 769.12  
 Indorsement, 769.3, 769.4, 769.10  
 Insanity commission without jurisdiction, 228.8  
 Intoxicating liquors, 123.90, 126.7, 126.8  
 Judgment on written plea of guilt, 769.26-769.28  
 Limitation of actions, 752.1-752.6, 754.1  
 Motion to set aside, 769.16, 769.17  
 Multiple charges, 773.36-773.41  
 Municipal court, jurisdiction, 602.16, 602.29

**CRIMINAL PROCEDURE—Continued**

## Information, county attorney's—Continued

- Offenses prosecuted, 769.1
- Prepared by county attorney, 336.2(8)
- Private prosecutor, when filed by, 769.10, 772.2
- Record required, 769.25, 769.27, 769.29
- Setting aside for grand jury, 769.8
- Setting aside, ground, 769.16
- Statutes applicable, 769.12
- Time for setting aside motion, 769.17
- Time of commencing prosecution, 769.15
- Transfer of record or proceedings, 769.29
- Transfers to municipal court, 769.32, 769.33
- Verification by oath, 769.6
- Warrant for arrest, 769.13
- Witnesses' names on information, 769.4, 769.5
- Witnesses, subpoena of, 769.18, 769.20
- Witness fees, 769.22

## Information, preliminary

- Appearance of defendant, 761.1
- Arrest without warrant, 758.2, 758.4, 758.7
- Bail, indorsed on warrant, 754.6
- Complaint defined, form, 754.1
- Constitutional provisions, Const., Iowa, I, 11
- Definition, 754.1
- Demurrer, 769.22
- Fish and game violations
  - Each charge in separate count, 109.36
  - Venue in county of act, 109.36
- Food and drug law violations, 189.20
- Form, 754.2
- Form like indictment sufficient, 773.33, 773.34
- Juvenile court cases, 232.16
- Liquor law violations, 126.1
- Liquor transportation, 127.6, 127.10
- Motor vehicle, speed specified, 321.291
- Neglected or delinquent children, charged with crime, 232.16
- Peace officer's duties, 748.4, 754.7
- Preliminary examination, 761.26, 761.27
- Railroad depot sanitation, 477.40
- Summons, contents, service, 754.3
- Superior court, 603.9, 603.50

## Warrant of arrest

- Bail indorsement on warrant, 754.6
- Directed to peace officer, 754.5
- Failure to obey summons, on, 754.3
- Form and contents, 754.4, 754.5
- Magistrate may issue warrant, 754.3
- Manner of executing warrant, 754.7

## Insanity of defendant

- Acquittal, commitment, 785.18
- Arrest of judgment for insanity, 789.7
- Commission without jurisdiction, when, 228.8
- Commitment to jail, after, 783.5
- Commitment to reformatory, 783.3, 783.4
- Death penalty, execution suspended, 792.5–792.7
- Defense, as a, notice requirement, 777.18
- Doubt as to sanity, procedure, 783.1
- During trial, 783.1–783.5, 789.8
- Feeble-mindedness to suspend proceedings, 222.43–222.45
- Method of trial, 783.2
- Notice to state of defense required, 777.18
- Procedure to determine sanity, 783.1, 783.2, 789.8
- Trial after regaining sanity, 783.4
- Warrant, jail return, 226.27, 226.28

**CRIMINAL PROCEDURE—Continued**

## Instructions

- Court to charge jury in writing, 780.9
- Rules in civil cases applicable, 780.35

## Interrogatories

- Jury answers, 785.2
- Preliminary examination, use, 761.8–761.11

## Intimidation, 723.1

## Intoxicating liquors

- Attempt to destroy, prima-facie evidence, 126.25
- Attorney fees, taxed as costs, 125.10, 125.14, 125.27
- Convictions, costs, auditor's report, 333.11(14)
- Defenses to charge of possession, 126.24
- Delay in trial, investigate cause, 128.11
- Former convictions, proof required, 126.21, 126.22
- Judgment for fines, costs, attorney's fees, 126.15–126.18
- Judgment rendered on each count, 126.8
- Parole of violators not permitted, 247.20
- Prima-facie evidence, 126.23, 126.25
- Proof of sale, 126.12–126.14
- Record of former convictions admissible, 126.11
- Remission of penalty for intoxication, 125.12
- Report of number of arrests, 123.53(9)
- Reputation evidence admissible, 126.17
- Search warrants, 127.7, 127.8
- Summary trial, contempt, 128.13, 128.16
- Unlawful transportation, defenses stated, 125.28
- Unlawful transportation, venue, 125.29
- Witnesses, purchaser, peace officer, 126.13, 126.14

## Intoxication, 125.11

- Investigation by grand jury, 771.1–771.3
- Investigation by state officers, 80.9, 749.1–749.4
- Involuntary servitude, Const., Iowa, I, 23
- Jails, 356.1–356.25
- Jeopardy, double, Const., U. S., Amend. 5
- John Doe warrants, 754.5
- Joint indictment, separate trials, 743.3, 746.22, 780.1

## Judgment and sentence

- Acquittal, judgment immediately, 769.7
- Appearance for judgment, 789.6
- Arrest of judgment
  - General provisions*, 788.1–788.4
  - Cause shown by defendant, 789.7
  - Court on own motion, 788.3
  - Defendant held to answer, 788.4
  - Definition of motion in arrest of judgment, 788.1
  - Disposition during vacation, 789.10
  - Granting of motion, when proper, 769.3
  - Grounds for motion, 788.1
  - Procedure after motion, 769.15
  - Time of making motion, 788.2
- Bail on appeal fixed, 789.19
- Cash bail used to pay fines, 765.4
- Commitment, ch 789, *see subhead above*
- Commutation of sentence, ch 248
- Constitutional provisions, Const., Iowa, I, 12, 17; IV, 16
- Contempt, 665.4, 665.5, 665.12
- Conviction, time for judgment, 769.8
- Corrections because of mistakes, 604.43

**CRIMINAL PROCEDURE—Continued**

Judgment and sentence—Continued  
 Costs when payable by state, 789.20  
 Credit for labor earnings, amount, 218.43, 356.22  
 Cumulative sentences, 789.12  
 Death penalty, sentence, 690.5, ch 792  
 Defendant, when presence required, 769.9  
 Delinquent feeble-minded child, suspension, 222.43–222.45  
 Demurrer, effect of judgments on, 777.10, 777.22  
 Demurrer overruled and no repleading, 777.10  
 Discretion of court, 789.15  
 Entry during vacation, 789.10, 789.11  
 Execution of death penalty judgment, ch 792  
 Execution, stay, 420.36, 762.44, 790.2, 792.4–792.7, 792.13, 793.9–793.11  
 Feeble-mindedness, suspension of, 222.43–222.45  
 Felony, court's discretion as to, 789.15  
 Fine, imprisonment for, time, 367.10, 789.17  
 Fine, lien on real estate, 790.1  
 Forfeiture of bail, 766.1–766.6, 769.10  
 Habitual criminals, 321.281, 709.19, 747.1–747.3, 747.6  
 Hard labor, imprisonment at, 356.16–356.22  
 Imprisonment for fine, 789.17  
 Increasing by supreme court prohibited, 793.18  
 Indeterminate sentence  
   Felony, person over 16, 789.13  
   Sentence pronounced, 789.13  
   Statutory provisions, 246.38, 246.43  
   Two or more offenses, 789.14  
   Women's reformatory, 245.6, 245.7  
 Insanity of defendant, 789.7, 789.8  
 Jail of another county, commitment to, 789.18  
 Justice court cases, 762.31–762.52  
 Labor earnings credited on, 218.43, 356.22  
 Lien of judgments, 790.1  
 Mistakes, in, correction of, 604.43  
 Modified but not increased by supreme court, 793.18  
 More than one offense, 718.21, 789.14, 789.15  
 Motor vehicle accident damages, 321.281  
 Municipal court, powers as to, 602.28  
 New trial, motion for, defers, 789.9  
 Nonindictable offenses, 762.31, 762.32, 762.50, 762.52  
 Pardon, ch 248  
 Parole, ch 247  
 Parole time not counted in fixing, 247.12, 247.27  
 Place of commitment, 789.16  
 Pronouncement in defendant's presence, 789.3  
 Reduction for good behavior, 246.39–246.43  
 Rendition by jury, when authorized, 785.1  
 Revocation or suspension, 247.26, 247.27  
 Sentence in vacation, 789.10  
 Solitary confinement time not part of sentence, 356.21  
 State losing, costs apportioned, 337.12, 751.35, 789.20  
 Superior courts, 603.17, 603.19  
 Supreme court's powers as to, 793.18  
 Suspension of sentence  
   Court's power, 247.20  
   Feeble-mindedness, 222.43–222.45  
   Municipal court cases, 602.29  
   Pardon granted, 248.2  
   Parole board, after commitment, 247.5

**CRIMINAL PROCEDURE—Continued**

Judgment and sentence—Continued  
 Suspension of sentence—Continued  
   Parole board, before commitment, 247.7  
   Revocation of parole, 247.26, 247.27  
 Transcript to district court, 420.37, 762.36  
 Transcript to governor, 792.2  
 Transcript to liquor control commissioner, 328.41  
 Transcript to supreme court, 793.6–793.8  
 Vacation entry, validity, 789.10  
 Verdicts, general and special, 785.1, 789.1  
 Warrant issued on bail forfeiture, 789.4  
 Written plea of guilty, judgment on, 769.26–769.28  
 Jurisdiction of public offenses  
   Abduction, any county, 753.7  
   Acquittal in one county bar in other, 753.10  
   Aircraft while in flight, 753.6  
   Bigamy cases, 753.8  
   Boats on river, lake or canal, 753.6  
   Change of venue, ch 778, *see subhead Venue below*  
   Commission near county boundaries, 753.5  
   Commission partly in two counties, 753.4  
   Concurrent, 616.3, 753.4–753.7  
   Consummation of acts in state, 753.3  
   Conviction in one county bar in other, 753.10  
   County attorney's information, 769.1  
   District court, crimes within county, 753.1–753.10  
   District court, generally, 604.1  
   Duelling outside, death inside state, 753.9  
   False imprisonment, 753.7  
   Federal lands, crimes committed on, 1.4, 1.9, 1.10  
   Fines, recovery of, place of action, 616.3(1)  
   Fish and game violations, 109.35, 109.36  
   Fresh pursuit law, 756.1–756.6  
   Justice of the peace court, Const., Iowa, I, 11; 762.1  
   Kidnaping, any county, 753.7  
   Larceny of motor vehicles, 321.83  
   Marriage, compelling against her will, 753.7  
   Mayor's court, jurisdiction, 367.5  
   Military districts established, 29.33  
   Municipal court jurisdiction, 602.15, 602.16  
   Persons liable to laws of Iowa, 753.1  
   Pleading and proof, 773.47  
   Police court jurisdiction, 367.1  
   Prostitution, enticing for, 753.7  
   Seduction, 753.7  
   Series of offenses, amount determines, 718.23  
   Superior court jurisdiction, 603.9–603.14  
   Trains, offenses on, 753.6  
 Jury  
   Accused entitled to, Const., U. S., Amend. 7  
   Acquittal, accused discharged, 762.33  
   Adjournment pending liberation, 784.5  
   Admonitions by the court, 780.21, 780.22  
   Alternate jurors impaneled, 779.18  
   Answers to interrogatories, 785.2  
   Argument, opening and closing, 780.6–780.8  
   Attendance on religious Saturday, R.C.P. 188  
   Bribery of jurors, penalty, 747.2, 747.3  
 Challenges  
   Bias not ground for challenge, 779.16  
   Cause, challenges for, 779.5

**CRIMINAL PROCEDURE—Continued****Jury—Continued****Challenges—Continued**

- Examination to test, 779.6, 779.7
- Individual juror, to, kinds, 779.4
- Justice court, 601.50, 762.22
- Juvenile cases, special provision, 232.16
- Multiple charges, 779.12
- Municipal court, 602.40
- Nonindictable cases, 762.22
- Order of making, 779.8, 779.9
- Peremptory, number, 779.4, 779.9–779.14
- Superior court, 603.47
- Trial of challenges, 779.6

Change of venue, fees paid by original county, 623.1, 778.15

City ordinance, violation, no jury, 602.28, 603.17

Clerk to prepare list, 779.13

Closing argument by defendant, 780.7

Conduct after submission, 780.36, 780.37, 784.1–784.5

Conduct before submission, 780.19–780.22

Constitutional provisions, Const., Iowa, I, 9–12

Corrupt acts by jurors, 747.4

Decision in court or retirement, 780.36

Defendant committed during trial, 780.34

Degree of murder decided, 690.4

Degree of offense determined when demurrer overruled, 777.10

Deliberation in charge of officer, 780.37

**Discharged**

Crime committed in another state, 770.19

Higher offense proved than alleged, 780.25

Justice court, 762.29, 762.30

Lack of jurisdiction, 780.27

No offense charged, 780.27

Sickness of juror, 780.18

Submission or retirement, after, 784.3

Drawing and completing panel, law in civil cases applies, 779.1, 779.2

Evidence used after retiring, 784.1

Exhibits, when used in deliberation, 784.1

Fact questions determined, *see Findings of Fact above*

Fees of jurors on change of venue, 623.1, 778.15

Instructions, 780.9, 780.24, 780.35, 784.2

Interrogatories to be answered, 785.2

Juror as witness, 780.17

Juror biased, waiver, 779.16

Justice court, 601.39, 601.49–601.51

Law and fact tried, 777.16, 780.23

Libel, determines law and fact, 737.7

Mayor's court, 367.8, 420.34

Mode and manner of trial, 780.4

Municipal court, 602.28, 602.33–602.41

Names of jury read, 779.15

**Nonindictable offenses**

Acquittal, defendant discharged, 762.33

Bystanders summoned, 762.23

Challenges, 762.22

City ordinances, no jury, 602.28, 603.17

Conduct after submission, 762.26–762.30

Conduct before submission, 762.26

Demand for jury or waiver, 762.12, 762.15, 762.16

Discharge of jury, 762.30

Drawing of jury, 762.20, 762.21

Jurors summoned, 762.18

**CRIMINAL PROCEDURE—Continued****Jury—Continued****Nonindictable offenses—Continued**

Jury kept together, 762.29

Oath of jurors, 762.25

Oath of officer having custody, 762.27

Panel of 18 obtained, 762.16

Proceedings before jury, 762.26

Retirement for consideration, 762.27

Six chosen as jury, 762.24

Striking names, 762.16, 762.17

Venire issued and served, failure, 762.17, 762.19

Verdict, 762.28

Oath, 779.17

Officers sworn to keep jury, 780.20, 780.37

Order of trial, 780.5

Panel completed, 779.2

Papers taken by jury, 784.1

Police court, 367.3, 367.8, 420.34

Polling of jury, 785.15

Punishment for murder fixed, 690.5

Reading of names after challenge, 779.15

Report for information, 784.2

Retirement for deliberation, 780.37

Retrial, when allowed, 784.4

Return to read verdict, roll call, 785.9

Rules for drawing, same as civil, 779.1

Segregation during trial, 780.19–780.22

Separation, when permitted, 780.19

Sickness of juror, 780.18

Special charter city, 420.34

Special findings, 785.1

Submission, jury after, 784.1–784.5

Superior court, 603.17, 603.27–603.42

Swearing of twelve jurors, 779.17

Vacancies filled after challenges, 779.14

Vagrancy hearings, 746.13

Verdicts, ch 785, *see Verdicts below*

View of premises, 780.15, 780.16

Voir dire examination, 779.6

Waiver of trial by jury, 762.12, 762.15

Justice court procedure, *see JUSTICE OF THE PEACE, subhead Criminal Procedure in Justice Court*

Justice department, criminal cases appealed, 793.1–793.26

Justifiable homicide, 691.1–691.3

**Justification**

Arrest of defendant, habeas corpus proceedings, 663.23

Libel, 737.4

Prisoner wounded or killed by guards, 246.32, 246.33

Self-defense, 691.1–691.3

Sureties on bail bond, 763.11–763.16

**Juvenile cases**

Conviction, alternative punishment, 232.20

Death or life cases, 232.1

Jails, minor committed, 356.3, 356.16

Juvenile court, 231.1–233.5

Motor vehicle law violations, 321.498

Kidnaping, 706.1–706.3, 753.7

Larceny, ch 645

Libel, 737.1–737.7

**Life imprisonment**

Court or jury to determine in murder, 690.5

**CRIMINAL PROCEDURE—Continued**

## Life imprisonment—Continued

- Crimes punished, 689.1, 690.2–690.5, 692.1, 697.1, 698.1, 706.3, 708.2, 708.9
- Death sentence commuted, 248.6
- Pardon in case of, Const., Iowa, IV, 16; 248.6–248.12
- Perjury in capital offense case, 721.1
- Sentence to be at hard labor, 246.31
- Train wreckers, robbery, 711.4, 716.9

## Limitation of actions

- Absence from state deducted, 752.5
- Appeal from justice court, 762.43
- Appeal to supreme court, 793.2
- Eighteen months limitation, 752.2
- Embezzlement by fiduciaries, 710.11
- General criminal limitations, 752.1–752.6
- Larceny by executor or guardian, 710.11
- Misdemeanor triable before a justice, 752.4
- Murder, 752.1
- One-year limitation, 752.4
- Ordinance violation, 420.35, 752.4
- Prosecutions begun by information, 769.15
- Public offense indictment, 752.2
- Sex crimes, 752.2
- Special charter city's suit for fine, 420.35
- Three-year limitation, 752.3
- Time of finding indictment, 752.6

## Magistrates, 746.1, 746.2

## Malice

- Criminal libel, 737.1
- Murder, malice as element, 690.1, 690.2
- Search warrants, effect, 751.38

## Malicious mischief, 714.1–714.32

## Malicious prosecution, 719.2, 761.29, 762.34, 772.2

## Manslaughter, 321.209, 690.10, 690.11, 716.16

## Marshals, 363.30, 739.9, 742.3–742.8

## Mayor's court, 367.1–367.15

## Military courts, martial law, 29.46–29.50

## Minors, imprisonment, 356.3, 356.16

## Misdemeanors

- Conviction necessary before punishment, 687.5
- County attorney's information, where municipal court, 769.2
- County attorney to prosecute, 336.2(4)
- Definition, 687.4
- Indictable, Const., Iowa, I, 11
- Limitation of action, 752.4
- Offenses, classification, 687.1
- Presence of defendant at trial, 777.19
- Prohibited acts as misdemeanors, 687.6
- Punishment, 687.5–687.7
- Transfer from district to municipal court, 769.32
- Warrant of arrest after indictment, 774.5

## Motions

- General provisions, see MOTIONS*
- Bill of particulars, 773.5
- Change of venue, misdemeanors, 762.13, 762.14
- Continuances, 780.2, 780.3, 780.11–780.13
- Dismissal of actions, 795.5
- Indictment set aside, 776.1–776.7
- Information set aside, 769.16, 769.17
- Proceedings in vacation, 789.10
- Verdict set aside, juror as witness, 780.17

## Motor vehicle offenses, 321.482–321.492

**CRIMINAL PROCEDURE—Continued**

## Municipal court

- Classification of causes of action, 602.25
- Costs, 602.23, 602.32
- County attorney's information, 602.16, 602.29, 769.2, 769.10
- Hard labor required on conviction, 356.16, 356.20
- Instructions to jury, written, 602.41
- Jurisdiction in criminal matter, 602.15, 602.16
- Method of trial, 602.28
- Misdemeanor cases from district court, 769.32
- Paroles and suspension of sentences, 602.28
- Searches and seizure, appeal, 751.40

## Murder, 690.2–690.10, 752.1, 763.1, 773.13, 789.13

## Names, 762.10, 769.12, 773.17, 775.8–775.10

## New trial

- Appeal from justice court, 762.48
- Application before judgment, 787.2
- Definition, 787.1
- Disposition in vacation, 789.10
- Effect of granting new trial, 787.4
- Grant on appeal by supreme court, 793.18, 793.21
- Grounds, 787.3, 789.7, 789.9
- Motion to obtain, 787.1–787.4
- Time of imprisonment deducted, 793.26

## Nolle prosequi, 795.5

## Nonindictable offenses, ch 762

Not guilty plea, *see Pleas below*

## Notice

- Additional testimony, notice required, 780.10, 780.11, 780.13
- Alibi defense, names of witnesses, 777.18
- Appeal, nonindictable offenses, notice, 762.35, 762.43
- Appeal, notice of taking, 793.4
- Bail forfeiture, notice to show cause, 766.2, 766.4
- Corporations, nonindictable offenses, 762.8
- Depositions, defendant may take, 781.10
- Depositions for preliminary examination, 761.8
- Indictment, amendment at trial, 773.44
- Insane person recovered, notice to officers, 783.4
- Insanity defense, names of witnesses, 777.18
- Jury's report for information, notice to attorneys, 784.2
- Search warrants, notice of seizure, 751.16, 751.17
- Surrender of defendant on bail, 768.1
- Witness outside of state, 781.14

## Nuisances, 657.4–657.7

## Nunc pro tunc, correction of mistakes, 604.43

## Officers of justice, defined, 748.5

## Order of trial, 780.5–780.14

## Order, resistance to execution of process, penalty, 742.1

## Orders

- Abandonment, order of forfeiture for failure of undertaking, 731.5
- Appeal, order for allowance of bail, 789.19
- Appeal, order for sheriff to retain defendant, 793.10
- Arrest on warrant, order for discharge on taking bail, 757.4, 757.5
- Arrest without warrant, orders of magistrate, 758.2–758.9
- Assault in presence of court, order to keep the peace, 760.8

**CRIMINAL PROCEDURE—Continued****Orders—Continued****Bail**

- Order for allowance necessary, 763.14
- Order of discharge of defendant, 773.5

Bill of particulars, order for, 773.5

Burglar tools, detention by sheriff, 708.7

**Change of venue**

- Delivery of defendant, 778.13
- Order for change, 778.10

Commitment to jail of another county upon order, 789.18

Compromising of offenses, order of discharge, 794.2, 794.3

Crime committed in another state, order to hold defendant, 780.28

Defendant committed during trial, 780.34

Defendant's failure to appear for arraignment, order for arrest, 775.3

Depositions for preliminary hearing taken on order, 761.8, 761.10

Discharge of defendant on failure of grand jury to indict, 771.21

**Dismissal of actions**

- Delay in trial, order of dismissal, 795.2
- Discharge on undertaking, 795.3
- Dismissal by court, effect of order, 795.5
- Failure to indict, order of dismissal, 795.1
- Grand jury, order for refilling panel, 770.11

**Indictment**

Convict in penitentiary, order for appearance, 774.10

Discharge of defendant, effect, setting aside indictment, 776.7, 776.9, 780.33

Resubmission on minutes of former hearing by order, 772.5

Resubmission on order when indictment set aside, 777.9

Insanity during trial, order of commitment, 783.3

Misdemeanor cases transferred from district to municipal court, 769.32, 769.33

**Preliminary examinations**

- Order of commitment and bail, 761.18–761.28
- Order of discharge indorsed on minutes, 761.17

Recommitment after bail on order of court, 767.1–767.4

Search warrant defined as order, 751.1

Search warrants, order for disposition of property, 751.24–751.26, 751.30–751.37

Security to keep the peace, order as to procedure, 760.1–760.14

Sick juror, may be discharged on order, 780.18

Subpoena for county attorney's information, order necessary, 769.18

**Supreme court**

- Order for new trial, 793.18
- Order of reversal, 793.21

Surrender of defendant, order for return of ball, 768.3

True name inserted in indictment upon order, 773.7

View of premises by jury upon order, 780.15

**CRIMINAL PROCEDURE—Continued****Orders—Continued**

Weapon or firearm conviction, order for bond to keep peace, 695.3

**Witnesses**

- Defense witnesses, order and fees, 781.2, 781.3
- Fees in advance, exception, 781.4
- Witness from outside of state, 781.14–781.17

**Ordinances**

- Judicial notice taken, 367.8
- Prosecuted, 356.16, 356.20, 367.4–367.7, 367.10

Panel of jury, 779.2

Pardons, Const., Iowa, IV, 16; 248.1–248.17

Pardons, former, effect on habitual criminal law, 747.7

Paroles, 247.1–247.32

Paroles limited for narcotics violators, 204.22(4)

Paroles, rape cases, 698.2, 698.4

Peace bonds, 695.3, 760.1–760.14

Peace, bond to keep, 760.1–760.14

Peace officers, 748.3, 748.4

Peace, security to keep, ch 760

Penal servitude, except for crime, prohibited, Const., Iowa, I, 23

Penitentiary, 246.1–246.46

Peremptory challenge, 779.4, 779.9–779.14

Perjury, 721.1–721.3

Perpetuation of testimony, 781.11

Petit jury, chs 779, 780

Photographs of prisoners, may be taken, 782.8

Place of bringing actions, 604.1, 753.1–753.10, 778.1–778.10

**Pleading**

Consists of demurrer or plea, 777.1

**Demurrer**

- Discharge, when absolute, 777.8
- Failure to demur, waiver, 777.18
- Grounds of demurrer, 777.2
- Issues raised by, tried by court, 777.5
- Jurisdiction, procedure, 777.7
- Method of demurring prescribed, 777.4
- Overruled, defendant to plead, 777.10
- Pleading allowed defendant, 777.1
- Pleading over, final judgment, 777.10
- Resubmission, 777.9, 777.22
- Sentence on failure to plead over, 777.10
- Sustained, no bar to prosecution, 777.9
- Time of hearing, 777.6

Judicial proceedings, 773.47

**Pleas**

- Appearance of defendant, 762.9
- Arraignment for plea, 769.23–769.27, 775.1–775.11
- Definition, 777.11
- Failure to plead, court enters plea, 777.14
- Former conviction or acquittal, 777.11, 777.13

**Guilty plea**

- Attorney to be present, felony, 777.12
- Form and entry, 777.12
- Nonindictable offenses, 762.9–762.11
- Not guilty plea, 777.11, 777.17
- Permissible plea to indictment, 777.11
- Vacation, entered in, any county, 777.12
- Withdrawal of guilty plea, 777.15



**CRIMINAL PROCEDURE—Continued**

## Pleading—Continued

## Pleas—Continued

Issue of fact raised by, trial, 777.16

Justice court pleas, 762.11

Not guilty, admissible evidence, 777.11, 777.13, 777.17

Withdrawal of plea of guilty, 777.15

Wrong name, waiver, 762.10

Private statute specially pleaded, 773.48

Police, *see* **CITIES AND TOWNS**, *subhead* **Police Department**, *also see* **PEACE OFFICERS**

Police court, 367.1–367.15

Police judges, 725.9, 746.7, 748.1, 748.2

Police radio broadcasting system, 80.9, 750.1, 750.5, 750.6

Polling jury, 785.15

## Posse

Governor's aid to sheriff, 742.6, 742.7

Military forces called out, 742.6

Power to summon, 337.1, 742.2, 743.5

Refusal to join when called, 743.6

Prejudicial error, 786.4

## Preliminary examinations

Absence of jail, custody, 761.6

Adjournment, 761.4, 761.5

Bail, order, 761.5, 761.19

Certification of proceedings, 761.16

Change of venue, 761.2, 761.3

Child as defendant, 232.16

Commitment, order, 761.5, 761.18, 761.20

Contributing to juvenile delinquency, 233.4

Counsel allowed defendant, 761.1

County attorney, duty, 336.2(3)

Depositions used, 761.8–761.11

Discharge, of defendant, 761.17

Duration, 761.4

Evidence taken in writing, 761.30

Examinations, adjournments, 761.4

Habeas corpus, commitment, reviewed, 663.38

Informant, when liable for costs, 761.29

Information, filed, if case nonindictable, 761.26

Interrogatories used, 761.8–761.11

Jurisdiction, transfer on failure, 761.27

Motor vehicle offenses, procedure, 321.485–321.487

Municipal court, report, 602.47

Nonindictable offense, 761.26

Private hearing, 761.13

Procedure, 761.1

Promise to appear, motor vehicle offenses, 321.486, 321.487

Return to district court, 761.25

Waiver, 761.1

## Witnesses

Appearance bond, 761.21–761.23, 761.28

Commitment, 761.24

Depositions, 761.8–761.11

Examination, record taken, 761.14–761.18

Exclusion from court room, 761.12

Minutes of evidence, shorthand, 761.14, 761.18, 761.20

Minutes, use by grand jury, 760.6, 760.9

Separation, 761.12

Subpoenas, 761.7, 761.21

**CRIMINAL PROCEDURE—Continued**

Preliminary hearings, county attorney to appear, 336.2(3)

Preliminary information, 754.1, *see subhead* **Information**, *Preliminary* *above*

## Presence of defendant

Arraignment, felony, 775.2

Criminal trial, 777.19

Judgment rendered, felony, 789.3

Justice court, nonindictable offense, 762.9

Misdemeanors, not required, 771.19, 785.10, 789.3

Verdict rendered, felony, 785.10

Presumptive evidence, *see subhead* **Evidence** *above*, *thereunder* **Presumption** *and* **Prima Facie**Prima-facie evidence, *see subhead* **Evidence** *above*, *thereunder* **Presumption** *and* **Prima Facie**

Principals, 688.1, 688.2, 713.30, 716.7, 782.5

Prior convictions, 777.11–777.21

Prior offenses, ch 747

## Prisoners

Jails, 356.1–356.25

Penitentiary, 246.6–246.46

Procedendo, supreme court, 686.14, 686.15, 793.24

Proceedings, civil remedy not merged in crime, 611.21

Proceedings, criminal, form, 611.1

Proceedings in vacation, 789.10

Process, service on defendants, authorized, 617.1

Production of books and papers, 782.1

Prohibited acts, no penalty provided, misdemeanor, 687.6

Prosecuting attorney, ch 336, *see* **COUNTY ATTORNEY**

## Prosecuting witness

Appeal from costs in justice court, 762.35–762.37

Corroboration required, 699.1, 782.4

Indictment, name indorsed, 772.2

Information, name indorsed, 769.10

Liability for costs, 761.29, 762.34, 769.10, 772.2

## Prosecutions

Commencement on information, 769.1–769.33

Compromise of offenses as bar, 794.3

Dismissal by court, 795.5

## Immunity

Insane hospital, officers, 226.9

Witnesses, 515.136, 622.14–622.16, 741.4

Limitation of actions, 752.1–752.6, 769.15

Limitation on ordinance prosecution, 420.35

## Punishment

Authority of supreme court on appeal, 793.18, 793.20

City ordinance violations, 366.1

Contempts, 665.4, 665.5

Conviction necessary before punishment, 687.5

Cruel and unusual, prohibited, Const., U. S., Amend. 8

Ex post facto law, Const., Iowa, I, 21

Felony, 687.1–687.3

Fines, *see subhead* **Fines** *above*

Fixed by jury in first degree murder, 690.5

## Hard labor

Failure to pay fine, 420.36

**CRIMINAL PROCEDURE—Continued****Punishment—Continued****Hard labor—Continued**

Mandatory in commitments to penitentiary, 246.31

Sentence by court, 365.16–365.25

Tramps punished, 746.2, 746.18–746.21

Imprisonment, *see subhead above*

Legal conviction required, 687.5

Manner of, 687.5

Misdemeanors, 687.1, 687.4, 687.7

Penalty for crimes, *see CRIMES and thereunder specific offense*

Prohibited acts as misdemeanor, 687.6

Solitary confinement, tramps, 746.19

Pursuit, fresh, officers from another state, 756.1

Qualification of sureties, bail, 763.11–763.14

**Quashing**

Dismissal of criminal actions, 795.1–795.5

Indictment, setting aside, 776.1–776.8

**Rape**

Corroboration in prosecution, 782.4

Evidence to sustain indictment, 782.3

Limitation of actions, 752.2

Parole board, jurisdiction, lesser offense, 698.2, 698.4

Parole by court not permitted, 247.20

Place of commitment, 789.16

Punishment, indeterminate sentence not controlling, 698.1, 698.4

**Reasonable doubt**

Degree of offense charged, verdict, 785.4

Guilt of defendant, acquittal, 785.3

Reasonable time, accused to obtain counsel, 761.1

Receiving stolen property, 321.62, 321.80, 712.1

Reciprocal parole agreements by governor, 247.10

**Recognizance**

*See also subhead Bail above*

Adjournment of court, continuance, 604.31, 604.32

Report by clerk, 666.6

Report of auditor, publications, 333.13, 333.14

**Recommitment after bail**

Arrest of defendant, 767.3

Contents of order, 767.2, 767.4

Defendant committed during trial, 767.1

Grounds for recommitment, 767.1

Paroled prisoners, 247.11

Reformatories, 245.1–246.46

Reform schools, 242.1–242.13

Remission of fines, Const., Iowa, IV, 16; 248.9–248.17

Report of expense statistics by auditor, 247.31

Report of motor vehicle accidents, confidential, 321.271

**Reprieves**

Clerk's duties, 248.17

Constitutional power of governor, Const., Iowa, IV, 16

Copies required, 248.14–248.16

Governor's constitutional power not impaired by parole law, 248.1

Governor's power, Const., Iowa, IV, 16

**CRIMINAL PROCEDURE—Continued****Reprieves—Continued**

Investigation of application, 248.9, 248.10

Report by governor to general assembly, Const., Iowa, IV, 16

Treason, by general assembly, Const., Iowa, IV, 16

Warden of penitentiary, power, 792.4–792.7

**Rescue**

Person arrested by legislative order, 2.24(6)

Recapture by officer of person rescued, 755.13

Refusing to assist officer, penalty, 742.3, 742.5

**Resistance**

Aid or defense of assaulted person, 691.3

Arrest, officer may use force, 755.8

**Execution of process**

Contempt, 665.2(3, 4)

Definition, penalty, 742.1

Militia called out to assist, 742.6, 742.7

Names of resisters reported to court, 742.4

Officer may call assistance, 337.1, 742.2

Officer's refusal to execute process, 742.8

Posse, authority to call, 742.2, 742.6

Refusal to assist officer, 742.3, 742.5

General assembly, officer of, 2.24(7)

Health officers, 137.17, 138.4

Resisting an officer, 742.1

Self-defense, 691.1, 691.2

Restoration to citizenship by governor, 248.12, 248.16

Retrial, grounds, 784.4–785.9

Reversal by supreme court on appeal, 793.18, 793.21

**Rewards**

Bribery of public officers, 739.1–739.11

Governor's authority, felony, 7.6

Gratuities and tips, penalties, 741.1–741.11

Penitentiary prisoner, escape, 246.34, 246.35

Women's reformatory inmate escape, 245.15

Rights, civil, Const., Iowa, I, 1–25; 735.1–735.5

**Right to counsel**

Extradition, 755.17

Felony, 777.12

Right to jury, Const., Iowa, I, 9, 10

**Riots**

Aid to officers by citizens, 337.1, 743.5, 743.8

Cities, power to suppress, 368.7(7)

Compromising of offense prohibited, 794.1(2)

Deputized persons, peace officer's powers, 365.17

Failure of duty to suppress, 743.7

Individual convictions permitted, 743.3

Injury to person or property, damages, penalty, 743.9

Marshal's duty to suppress, 743.4–743.8

Militia to aid sheriff, 742.6, 742.7

One party may be convicted alone, 743.3

State fund for suppression, 19.7

Suppression of unlawful assembly, 743.1–743.9

Rules of evidence, *see subhead Evidence above*

Search provisions, shoplifting act, 709.22–709.24

Search warrants, 751.1–751.43

**Security to keep peace**

Appearance, defendant's duty, 760.10

**CRIMINAL PROCEDURE—Continued**

Security to keep peace—Continued  
 Assault in presence of court or magistrate, 760.8  
 Bond, breach, suit on, 760.12–760.14  
 Bond, condition of, 760.5–760.7, 760.9, 760.10  
 Commitment to jail, 760.6, 760.8  
 Complaint, arrest, 760.1  
 Concealed weapons, person carrying, 761.11  
 Costs, of proceedings, to obtain, 760.4, 760.11  
 Defendant bound over, sureties, 760.5  
 Discharge for lack of ground, 760.4  
 Evidence, record of conviction, 760.14  
 Frivolous complaint, costs assessed, 760.4  
 Grounds for requiring, 760.1, 760.8, 760.9  
 Hearing, judgment, 760.11  
 Prize fights prevented by, 741.8  
 Procedure to require, 760.1, 760.6, 760.10, 760.11  
 Proceedings before magistrate, 760.2  
 Public offense threatened, 760.1  
 Record from magistrate to district court, 760.7  
 Suit brought by county attorney, 760.13  
 Venue, change of, when allowed, 760.3  
 Segregation of the jury, 780.19–780.22  
 Self-defense, 691.1–691.3  
 Self-incrimination, 622.14–622.16  
 Sentence, ch 789  
 Sentence not suspended, narcotics violators, 204.22(4)  
 Separate trials of joint defendants, 780.1  
 Separation of witnesses, 761.12  
 Setting aside indictments, 776.1–776.9  
 Sexual psychopath law, 225A.1–225A.15  
 Solitary confinement  
 Refractory prisoners, county jail, 356.14  
 Tramps refusing to work, 746.19  
 Special findings  
 Habitual criminals, 747.4  
 Interrogatories by jury, 785.2  
 Murder, degree of punishment, 690.4, 690.5  
 Verdict insufficient, reconsideration, 785.12  
 Verdicts, 785.1  
 Special state agents, 80.23  
 State police, 80.1–80.25  
 Statistics, report of expense, 247.31  
 Statute of limitations, 752.1–752.6  
 Stay of executions, 762.44, 790.2, 792.4–792.7, 792.13, 793.9–793.11  
 Sterilization, 145.1–145.22  
 Stolen goods or property  
 Automobiles, 321.72–321.96  
 Held by officer, subject to court order, 645.1  
 Junk or second-hand dealers, discovery, 368.7(4)  
 Order directing return, when granted, 645.4  
 Pawnbroker, examination to discover, 368.7(4)  
 Penalty for receiving such goods, 712.1–712.3  
 Proof of title required of owner, 645.2, 645.3  
 Property taken from prisoner, receipt given, 645.6  
 Receiving stolen property  
 Definition, 712.1  
 Motor vehicles, 321.62, 321.80  
 Obtained by larceny, robbery, or burglary, 712.1–712.3  
 Proof when aiding or abetting, 712.3  
 Punishment, 712.1  
 Receiver convicted without principal, 712.3  
 Second conviction, 712.2

**CRIMINAL PROCEDURE—Continued**

Stolen goods—Continued  
 Reclaiming, time allowed owner, 645.5  
 Return to owner, procedure, 645.2–645.4, 751.30  
 Search by warrant, 751.3  
 Second-hand dealers, regulations, 368.7(4)  
 Unclaimed goods to county auditor, how used, 645.5  
 Subornation of perjury, 721.1–721.3  
 Subornation of witness, contempt, 665.3(4)  
 Subpoenas in criminal cases  
 Accused person, constitutional right, Const., Iowa, I, 10  
 Affidavit, how compelled, 622.87–622.90  
 Depositions generally, 781.1, 781.10, 781.11  
 Disobedience to subpoena, effect, 781.7–781.9  
 Duces tecum, 622.65  
 Form of subpoena, 781.3  
 Grand jury investigations, 771.7, 771.8  
 Issuance in blank upon request, 781.1  
 Preliminary examinations, 761.7  
 Service, how made, 781.5, 781.6  
 Witness at state expense, showing required, 781.2  
 Witnesses outside of state, 781.14–781.17  
 Witness fees demanded in advance, 781.4  
 Subsequent offenses, ch 747  
 Superior court  
 Appeals to district court, 603.17, 762.43–762.52  
 Commitment to city or county jail, 603.13  
 Criminal actions, 603.11, 603.17, 603.27  
 Information by city attorney, 603.11, 603.50  
 Jurisdiction, 603.8, 603.9  
 Marshal as sheriff, 603.23  
 Power of judges, 603.19  
 Rules for trial prescribed by court, 603.11  
 Summary proceedings without jury, 603.17  
 Supreme court appeals, ch 793  
 Surety, affidavit for bail, 763.12  
 Surrender of defendant, by surety, 768.1–768.3  
 Suspended sentence not permitted for narcotics violators, 204.22(4)  
 Suspension of sentence, 247.20  
 Talesman, 609.41–609.43, 762.23  
 Time  
 Additional testimony, insufficient time for notice, procedure, 780.11  
 Answer to indictment, 775.11  
 Appeals  
 County attorney to deliver manuscript to attorney general, 793.7  
 Defect corrected in reasonable time not to be dismissed, 793.14  
 Time of taking from final judgment, 793.2  
 Arguments, counsel not to be restricted, 780.8  
 Bigamy, exceptions, absence of spouse, 703.2  
 Bill of exceptions, time allowed to prepare, 786.9  
 Death penalty, sheriff's certificate to show time, 792.11  
 Death penalty, time of execution, 792.1  
 Demurrer, time of hearing, 777.6  
 Indictment, time need not be alleged, 773.8  
 Information, contents to allege time, 762.3  
 Judgment of conviction, time for, 789.2

**CRIMINAL PROCEDURE—Continued****Time—Continued**

- Prosecutions, time of commencing, 769.15
- Search warrants, notice of hearing, 751.16
- Stay of execution, 626.58–626.62, 790.2
- Subpoenas, time shown on return, 781.5
- Title of indictment, Const., Iowa, V, 8

Transcripts, 793.6, 793.8, *see TRANSCRIPTS*

**Trial****District court**

- Acquittal bars second trial, Const., Iowa, I, 12
- Actions, *see subhead Actions above*
- Additional testimony, notice, 780.10
- Alibi, notice, witnesses' names, 777.18
- Argument to jury, 780.6–780.8
- Arrest of judgment, 788.1–788.4
- Burden of proof, 780.5, 783.2, 785.3
- Calendar kept by clerk, 624.8
- Case resubmitted to grand jury, 780.25, 780.33
- Change of venue, 778.1, 778.16
- Civil rules apply, 780.4
- Confession, weight given to, 782.7
- Constitutional provisions, Const., Iowa, I, 9–11
- Continuances, ch 780
- Convicts in prison, 774.10, 774.11
- Costs, 789.20, *see subhead Costs above*

**Crime committed in another county**

- Arrest of defendant, 780.32
- Defendant committed or bailed, 780.29
- Improper warrant, defendant discharged, 780.31
- Papers transmitted to proper county, 780.30

**Decision by jury in court allowed, 780.36**

Defendant committed, court's discretion, 780.34

**Defendant discharged**

- Charge constituting no offense, 780.27, 780.33
- Crime committed in another state, 780.28
- Dismissal, 795.1–795.5
- Failure to arrest, outside crime, 780.31
- Insanity as ground, 783.3
- Jurisdiction lacking, 780.27, 780.29

**Defendant's presence, when required, 777.19**

Delay in trial, effect, 795.2

Duties of court and jury, 780.23, 780.24

Evidence, ch 782

Examination of defendant, limitation, 780.13

Exceptions, ch 786

Executions, ch 791

Execution stayed, 790.2

Fines a lien on realty, 790.1

Former conviction or acquittal, order reversed, 780.14

Habitual criminals, 747.1–747.7

Higher offense proved, procedure, 780.25

Impeachment of officers, Const., Iowa, III, 20

Indictment amendment, before or during, 773.42–773.46

**Insanity of defendant**

- Defendant discharged or committed, 783.3
- Defense of, names of witnesses, 777.18
- Feeble-mindedness, suspend proceedings, 222.43–222.45
- Insanity after conviction, 783.5, 789.8
- Method of trial as to sanity, 783.2

**CRIMINAL PROCEDURE—Continued****Trial—Continued****District court—Continued****Insanity of defendant—Continued**

- Notice to state of defense, 777.18
- Suspension of trial to determine sanity, 783.1
- Trial after sanity restored, 783.4

**Instructions**

- Civil rules apply, 780.35
- Court required to give, 780.9
- Jury bound by, 780.24
- Oral explanation not allowed, 780.9

**Issues**

- Demurrers, 777.5–777.10
- Issues of law and fact determined, 777.16, 780.23
- Pleas to indictment, 777.11–777.17

Joint defendants, separate trials, 780.1

Joint trial of defendants, 743.3, 746.22, 780.1

**Judgment**

- General provisions*, ch 789
- Arrest of judgment, 788.1–788.4
- Effect as bar to further proceedings, Const., Iowa, I, 12; 777.20, 777.22
- Entry, 789.11

Jury, 780.9, ch 784

Law and fact questions decided, 780.23

Mode and manner, civil rules apply, 780.4

New indictment not found, procedure, 780.26

New trial defined, grounds, 787.1–787.3

Nonindictable offenses, ch 762

Notice of additional testimony, 780.10

Order of trial, 780.5–780.14

Order of trial reversed, when, 780.14

Preliminary examinations, ch 761

Prohibition law cases, 126.1–126.25

Questions of law and fact, 780.23

Reasonable doubt, effect, 785.3, 785.4

Receiving stolen property, proof, 712.3

Report by shorthand reporter, 605.6, 780.4

Retrial, when allowed, 784.4, 785.9

Separate trial of joint defendants, 780.1

Time to prepare for trial, 780.3

Vagrants, 746.9–746.14

Verdicts, ch 785

View of premises by jury, 780.15

Witnesses, ch 781

**Justice court, jury trial**

Demand necessary, 601.39

Discharge of jury, 601.51

Instructions barred, 601.49, 601.51

Jurors summoned, 601.49, 601.51

Nonindictable offenses, 762.15–762.31

Rulings on objections to evidence, 601.52

Selection of jury, 601.50

Separate trials of joint defendants, 780.1

Time of, 601.22, 601.35

**Mayor's or police court**

Causes transferred, 367.7

Commitment for unpaid fines and costs, 367.10

Jurisdiction, 367.1, 367.4–367.6

Jurors, 367.3

Mayor as magistrate, 367.5

Ordinance violations, 367.8, 420.34, 602.28, 603.17

**CRIMINAL PROCEDURE—Continued****Trial—Continued**

## Mayor's or police court—Continued

- Procedure and appeal, 367.8
- Separate trials of joint defendants, 780.1

## Municipal court

- Appeals, 602.44, 602.45
- Criminal cases divided and classified, 602.25
- District court procedure, when applicable, 602.28
- Fees, costs, and expenses, 602.32
- Information, 602.29
- Instructions to jury, 602.41
- Judgments, 602.42, 602.43, 602.45
- Jurisdiction, 367.4, 602.15
- Jury, 602.33–602.40
- Justice of peace procedure applicable, 602.28
- Ordinance violations, no jury, 367.8, 420.34, 602.28, 603.17
- Report by shorthand reporter, 602.46, 602.47
- Separate trials of joint defendants, 780.1
- Witness fees, 602.30–602.32

## Nonindictable offenses

- Appeal from justice, how taken, 762.43
- Appeal to supreme court, 762.51, 762.52
- Appearance of defendant, 762.9
- Bail on appeal, 762.43–762.46
- Certification of conviction, 762.38
- Change of venue, 367.8, 420.34, 762.13, 762.14
- Commenced by information, 762.2
- Constitutional provision, Const., Iowa, I, 11
- Costs, appeal, record, 762.35–762.37
- Costs, taxed to prosecutor, 762.34
- Defendant discharged on acquittal, 762.33
- Demand for jury, waiver, 762.12
- Fines, payment and receipt, 762.40–762.42
- Imprisonment for nonpayment of fine, 762.32
- Information, contents, form, 762.2–762.4
- Information filed by justice, 762.5
- Judgment, district court rules apply, 762.31
- Judgment, warrant on, 762.39
- Jurisdiction, 762.1
- Jury, 762.16–762.33
- Justice to try case, if no jury demand, 762.12
- Ordinance violations, no jury, 367.8, 420.34, 602.28, 603.17
- Pleadings of defendant, 762.11
- Preliminary examinations, 761.26
- Procedure when defendant produced, 762.9–762.11
- Public trial, constitutional, Const., Iowa, I, 10
- Separate trials of joint defendants, 780.1
- Trial by justice, 762.12
- Venire, 762.17–762.19, 762.23
- Waiver of trial by jury, 762.12, 762.51
- Warrant for arrest, service, 762.6–762.8
- Wrong name, waiver, 762.10

## Order of trial, 780.5

## Superior court

- Appeals, 603.17
- Change of venue, 603.15
- Commitments of defendant, 603.13
- Fees, accounting, 603.27
- Information, filing, 603.50
- Jurisdiction, 367.4, 603.9
- Ordinance violations, 602.28, 603.17, 603.26

**CRIMINAL PROCEDURE—Continued****Trial—Continued**

## Superior court—Continued

- Rules prescribed by court, 603.11
- Separate trials of joint defendants, 780.1
- Summary trial without jury, 603.17

## Term

- Causes triable during, exception, 624.6, 624.7
- District court, 604.13–604.23, 604.31, 604.35
- Municipal court, 602.22
- Superior court, 603.7

## Undertakings, 764.1, 764.2

## Unfair discrimination, 735.1–735.5

## Unknown defendants, warrants, 754.5

## Unlawful assembly

- Aid called to disperse, 337.1, 743.5–743.8
- Officers' duty to disperse, 743.4–743.7
- Separate trials of offenders, proof, 743.3

## Vacations, motions and proceedings valid, 789.10

## Vagrancy

- Bail provisions, 746.7–746.12
- Definition and punishment, 746.1, 746.2
- Entry of unoccupied public building, 746.4
- Fees of officers, 746.23–746.25
- Imprisonment of vagrants
  - Confinement restrictions, 746.20
  - Employment while confined, 746.17, 746.18
  - Entry of unoccupied buildings, 746.4
  - Proceeds of labor, 746.21
  - Punishment for refusal to work, 746.19
  - Sentence, hard labor, 746.15
  - Solitary confinement, 746.19
  - Tramps, misconduct, punishment, 746.2, 746.3

## Intimidation or other misconduct, 746.3

## Proceedings against

- Breach, commission of vagrancy acts, 746.10
- Complaint, warrant, arrest, 746.5–746.7
- Costs and expenses of proceedings, 746.16
- Hearing on charge, jury, 746.13
- Judgment, 746.14
- Record of conviction, commitment, 746.9
- Security for good behavior, 746.8
- Taking before magistrate, 746.7
- Trial jointly, 746.22

## Punishment, 746.2–746.22

## Tramps defined, 746.2

## Value, allegation in indictment, 773.11

## Venue

## Bigamy cases, 753.8

## Change of venue

- Additional testimony, affidavits, 778.7
- City ordinances, when allowed, 367.8
- Cost attending change, 778.15
- Cost paid by original county, 623.1, 778.15
- County attorney of original jurisdiction to prosecute, 336.2(2)
- Delivery of accused to sheriff, 778.13
- Discretion of court in granting, 778.9
- Jury fees, paid by original county, 623.1, 778.15
- Justice court, mandatory, 762.13, 762.14
- Mayor's absence, to justice of the peace, 367.6
- Municipal judge absent, to justice, 367.6

**CRIMINAL PROCEDURE—Continued****Venue—Continued**

## Change of venue—Continued

- Order for change of venue, 778.10
- Ordinance violations, no change, 367.8, 420.34, 762.13, 762.14
- Peace bond cases, 760.3
- Petition and affidavits filed with clerk, 778.8
- Petition by defendant, 778.1–778.3, 778.6
- Petition by state, 778.1, 778.4, 778.6
- Petition to allege in general terms, 778.6
- Police judge absent, to justice, 367.6
- Police or mayor's court, no change, 367.8, 420.34, 762.13, 762.14
- Prejudice as grounds, 761.2, 778.2–778.10
- Preliminary examinations mandatory, 761.1–761.4
- Proceedings after change, 778.14
- Removal to nearest county, 778.10
- Right of offendant to change, 778.1
- Second change, petition for, 778.5
- Sheriff's fees for delivering prisoner, 778.16
- Superior court judge absent, to justice, 367.6
- Transmission of record, 778.11, 778.12
- Verification of petition, when required, 778.3
- Compelling woman to marry, 753.7(4)
- Consummation of crime in state, 753.3
- Conviction in one county, bar in another, 753.10
- Counties in or through which crime committed, 321.83, 753.6, 753.7
- County attorney's information, 769.1
- Dueling outside of state, death within, 753.9
- Enticing child away, 753.7(2)
- Enticing unmarried female for prostitution, 753.7(3)
- False imprisonment, any county, 753.7(1)
- Federal lands, crimes committed on, 1.4, 1.9, 1.10
- Fines, place of bringing action to recover, 616.3
- Fish and game violations, 109.36
- Kidnaping, 753.7(1)
- Motor vehicles, larceny, any county where taken, 321.83
- Offense committed in two counties, 753.4
- Offense near boundary, 753.5
- Pleading jurisdiction, proof, 773.47
- Seduction of unmarried woman, 753.7(5)
- Trains, boats, or aircraft, offense committed on, 753.6

**Verdicts****Acquittal**

- Discharge of defendant, 762.33, 785.17
- Insanity ground to be stated, 785.18
- Reasonable doubt, 785.3, 785.4
- Answers to interrogatories given, 785.2
- Certainty in verdict required, 785.14
- Conviction of one of several, 785.7, 785.8
- Defendant's presence, when required, 785.10
- Degree, different, finding of, 785.5
- Disagreement, entry on record, 785.8, 785.16
- Finding of law and facts, 737.7, 780.23, 785.1
- General verdict, 785.1, 785.2
- Included offense, 785.6
- Informal verdict, 785.12, 785.13
- Insufficient verdict, 785.12, 785.13
- Juror absent on roll call, new trial, 785.9
- Jury polled, 785.15

**CRIMINAL PROCEDURE—Continued****Verdicts—Continued**

- Justice court, 762.27, 762.31
- Motion to set aside, 780.17
- Murder in first degree, punishment fixed, 690.5
- Murder, jury must determine degree, 690.4
- Offense of different degree, 785.4, 785.5
- Reading and entry, 785.16
- Reconsideration, 785.12, 785.16
- Rendition of verdict, 785.11
- Return, clerks duty to question jurors, 785.11
- Return of jury, roll call required, 785.9
- Setting aside on jurors personal knowledge, 780.17
- Several defendants, 785.8
- Special verdict, 785.1
- Waiver of trial by jury, 762.12, 762.15
- Warrants, arrest with or without, chs 757, 758
- Weapons, 695.1–695.28

**Witnesses**

*For law also applicable as in civil cases, see*

**WITNESSES**

- General provisions, 622.69–622.75*
- Additional testimony notice, 780.10–780.13
- Advancement of fees, 781.17
- Alibi defense, names disclosed, 777.18
- Appearance bond, 761.21–761.24, 762.47, 781.9
- Attendance from out of state, 781.14–781.17
- Bond forfeiture on failure to appear, 781.9
- Breaking in to serve subpoena, 781.6
- Change of venue testimony signed by witnesses, 760.3
- Civil liability for damages, 781.8
- Civil liability, no excuse from testifying, 622.13
- Civil rules apply, 780.4, 781.4, 782.1
- Competent witnesses, 718.12, 781.12
- Constitutional rights of defendant, Const., Iowa, I, 10
- Contempt for failure to testify before grand jury, 665.3(1), 781.7
- Corroboration, accomplice, 699.1, 782.4, 782.5
- Costs paid in advance, 781.15
- County attorney's information, names indorsed, 769.4
- Credibility, testing witness, 321.490, 622.2, 622.17, 622.18
- Cross-examination of defendant, 781.13
- Cross-interrogatories, order, 761.9, 761.10
- Death penalty executions, 792.10, 792.11
- Defendant a competent witness, 781.12
- Defendant cannot be called by state, 781.12
- Defendant's witnesses, subpoena, fees, 781.2–781.4
- Defense witnesses, state expense, 781.2
- Depositions for defense, 761.8–761.11, 781.10
- Detention in jail, 356.1(2)
- Disobedience of witness, 781.7
- Evidence taken in writing, 761.30
- Examinations in defendant's presence, 761.7
- Exception, grounds for, court's ruling, 786.3
- Expert witnesses, 622.25, 622.72, 718.12
- False certificate as to fees, penalty, 740.2
- Fees, 622.69, 622.73, 769.22, 781.2, 781.4, 781.17
- Fees and mileage paid on clerk's certificate, 333.3
- Felony convictions, interrogating witness to test credibility, 321.490, 622.17

**CRIMINAL PROCEDURE—Continued**

**Witnesses—Continued**

- Forcible marriage, prosecuting witness to be corroborated, 699.1
- Forfeiture of bond, 781.9
- Handwriting experts, 718.12
- Hearing private, 761.13
- Husband or wife may be witness, 622.7(1), 731.2
- Immunity from prosecution, 741.3, 741.4
- Impeachment of testimony, 321.490, 622.2, 622.17, 622.18, 622.97
- Incrimination, exceptions, 741.3
- Indictment, names indorsed on, 772.3, 776.1(2)
- Insanity defense, names disclosed, 777.18
- Intimidation of, 723.1
- Judge as witness, 622.12
- Juror a witness, ground for challenge, 779.5(15), 779.6, 779.7
- Juror a witness, verdict set aside, 780.17
- Magistrate to indorse names on warrant, 757.5, 762.28
- Material witness bound to appear, 761.21-761.24, 761.28
- Mileage, 781.17
- Minors, married women may be bound, 761.23
- Moral character, testing credibility, 622.18
- Murder, guilty plea, court to examine witnesses, 690.4
- Notice of introduction by state, not before grand jury, 780.10, 780.11
- Notice of names in alibi or insanity defense, 777.18
- Offenses nonindictable, evidence written, 761.30
- Order to enforce attendance, 781.16
- Penalty for contempt, 781.7
- Perpetuating testimony, 781.11
- Preliminary examination, witnesses kept separate, 761.12
- Prosecutor pays costs, when, 762.34-762.36
- Protection from service and arrest, 781.17
- Refusal to testify before grand jury, 771.10
- Search warrants issued after examination, 751.5
- Separation of witnesses, 761.12
- State payment of defense, when, 781.2
- Subornation constitutes contempt, 665.3(4)
- Subpoenas, 761.7, 781.1-781.8
- Transfer of trial for convenience of witnesses, 758.3
- Treason, number required, Const., Iowa, I, 16; 689.2
- Trial of challenge to juror, 779.6, 779.7

Women committed, *see Commitments above*

Women's reformatory, 245.1-246.16

Writs of error, 367.8, 601.97-601.104

**CRIMINALS**

- Citizenship rights, restored, 248.12, 248.14, 248.16
- Disqualified from voting, Const., Iowa, II, 5
- Habitual, 747.1-747.7
- Reward for arrest offered by governor, 7.6

**CRIMINAL STATISTICS**

- Auditors report to clerk, 247.31
- Biennial report of board of parole, 247.32
- Clerk's report to board of parole, 247.29, 247.30
- Motor vehicle violations, convictions, reported, 321.491

**CRIMINAL SYNDICALISM**

Criminal syndicalism, 689.10-689.13

**CRIMINATING QUESTIONS**

- Civil cases, 96.11(10), 622.13-622.15; R.C.P. 143
- Criminal cases, 515.136, 622.14-622.16, 741.3, 741.4, 782.1

**CROP IMPROVEMENT ASSOCIATION**

- Agricultural marketing board membership, 159.25
- Delegate to state fair convention, 173.2(8)
- Recognition of organization, 177.1-177.5
- Reports and data published in book of agriculture, 159.10(2)

**CROPS**

*See also GRAIN AND GRANARIES*

- Arson, setting fire or burning, 707.3, 707.5
- Bulletins issued, 159.5
- Bushel measure, pounds enumerated, 210.10
- Croppers, lease terminated, 562.5, 562.6
- Experimental appropriation for county lands, 332.3(14)
- Failure of crop, limitation on lien, 570.4
- Growing crop, real action possession, 646.23
- Injuring willfully, penalty, 714.4
- Insurance on, notice, action, 515.48(1), 518.21, 518.22, 518.25
- Itinerant merchant's law, when applicable, 81.1
- Landlord's lien, 570.1-570.10
- Liability for damage to crops
  - Electric transmission line construction, 489.16
  - Estray animals causing damage, 188.42-188.44
  - Pipe-line construction, 490.26
  - Railroad causing destruction by fire, 479.126
  - Weed law enforcement, 317.15
- Malicious injury, 714.4-714.10
- Mortgage foreclosure moratorium, crop failure, grounds for, 654.15
- Pests on crops, Iowa crop pest act, 267.1-267.22
- Production demonstrations by state horticultural society, 186.2
- Real property recovery, growing crops, bond, 646.23
- Root crops, weight per bushel, 210.10
- Soil conservation for better crops, 67A.7
- Statistics and information compiled, 159.5(7)
- Termination of tenancy, effect on, 562.5
- Weather reports, crop conditions, 159.5(5, 6)
- Weights per bushel enumerated, 210.10

**CROSS-EXAMINATION**

- Affiants on affidavits, 622.90; R.C.P. 116
- Defendant in criminal case, limitation, 781.13
- Depositions
  - Affiant may be cross-examined, R.C.P. 116
  - Deponent may be cross-examined, R.C.P. 148
  - Election, instead of cross-interrogatories, R.C.P. 150(c)
  - Failure to attend, costs and attorney fees taxed, R.C.P. 157(b)
  - Interested persons, when permitted, 622.89
- Evidence by affidavit, 622.89, 622.90; R.C.P. 116
- Motions, affiant cross-examined, R.C.P. 116
- Perpetuation of testimony, guardian ad litem, for his ward, R.C.P. 162
- Witness, damages on default, R.C.P. 232(b)

**CROSSINGS**

Grade crossings, 389.24, 389.25, *see RAILROADS; CITIES AND TOWNS*

Highway crossings, *see HIGHWAYS*

Intersections, *see MOTOR VEHICLES*

Overhead crossings, 381.1, 381.7, 387.1-387.17

Railroad crossings, ch 478, *see RAILROADS*

Signals and traffic lights, *see MOTOR VEHICLES*

**CROSS-INTERROGATORIES**

Depositions, R.C.P. 148

**CROSS-PETITION**

*See* 598.10; R.C.P. 33, 34, 74, 215

**CROWS**

Bounty, 350.2, 350.5

**CRUEL AND UNUSUAL PUNISHMENT**

Constitutional prohibition, Const., Iowa, I, 17  
Officer's treatment of prisoners, 356.23

**CRUELTY**

Animals, 479.85, 479.88, 717.1-717.6

Children, 252.10, 731.1-731.7

Divorce ground, 598.8

Officer's treatment of prisoners, 356.23

**CULVERTS**

*See BRIDGES AND CULVERTS*

**CURATIVE ACTS**

*See LEGALIZING ACTS*

**CURATOR**

Historical department, 303.1-303.13

**CURBING**

*See* 389.10, 391.2, 391.3

**CURBLINERS**

General provisions, 321.1(2), 417.54

**CURRENCY**

Issuance restrictions, Const., Iowa, VIII, 8

**CURSING**

Penalty, 728.1

**CUSTODIAL HOMES**

Care provided, 135C.4

Defined, 135C.1(2)

Infirmaries licensed, 135C.5

Inspection, enforcement, 135C.16-135C.19

License, 135C.6-135C.13

Persons not admitted, 135C.4

Rules and regulations, 135C.2, 135C.14, 135C.15

Violations, penalty, 135C.21

**CUSTODIANS**

Banks, rights and duties, 532.8

Children, work permits, 92.6

Duty to raise flag, 31.3

Historical building and archives, 303.6, 303.9

Insane person, notice served on, R.C.P. 56(c)

State buildings and grounds, *see SUPERINTENDENT OF STATE BUILDINGS AND GROUNDS*

State parks, duties, 107.13, 111.50, 111.51

Township halls, 360.6

**CUSTOM AND USAGE**

*See* 542.23, 554.16(5), 554.19(2), 554.44, 554.45, 554.72

**CUSTOM INSPECTORS**

Free railroad passes permitted, 479.94(4)

**DAGGERS**

Criminal provisions, 695.2, 695.3, 695.15

**DAIRIES AND DAIRY PRODUCTS**

Adulteration, standards, required, 190.3-190.5

Agriculture department duties, 189.2

Associations, collective bargaining, 500.1-500.3

Bacteriologists co-operate for sanitary control, 192.13

Book of agriculture, data published, 159.10

Bovine tuberculosis law, 165.1-165.36

Butter, *see FOODS*

Butter, graded, required score, 192.32

Butterfat excise tax, 179.5

Buttermilk, 190.4, 190.5, 192.6-192.9, 368.10

Cattle, *see ANIMALS*

Cheese factories, 170.1-170.28, 170.46-170.51

Cities and towns, power to regulate, 368.25

Collective marketing, 500.1-500.3

Containers, defined and regulated, 192.33-192.39

Co-operative associations, 497.1-499.60

Creameries, *see CREAMERIES*

Cream grading law, 195.1-195.27

Dairy calf club exposition, 180.1-180.5

Dairy industry commission, 179.1-179.12

Defined as food establishment, 170.1(6)

**Enforcement**

Food establishments law, 170.49-170.51

Food standards law, 189.22-189.25

Excise tax on butterfat, 179.5

Food establishments law, 170.1-170.28, 170.46-170.51

Ice cream, 190.1, 190.5

Inspection, 170.46, 170.47

Inspection, samples for analysis, 189.3-189.8

Iowa trade-mark butter, 192.23-192.30

Labeling requirements, 191.2, 191.3

Laboratory facilities for sanitary control, 192.12, 192.13

License for milk dealers, 192.1-192.4

Marks or brands protected, 192.39

Milk and cream, *see FOODS*

Milk borne disease, sanitary control, 192.12, 192.13

Milk cows, priority for tuberculin test, 165.9

Milk wagons, dairy name painted on sides, 192.5

Oleomargarine, 192.31

Overrun in manufacture of butter, 193.1-193.6

Pasteurization, 192.6-192.10

Registered mark, protected, 192.39

Samples for examination or analysis, 189.3-189.8

Sanitary construction required, 170.9-170.17

Sanitary control of production and marketing, 192.13

Sanitary regulations, 170.19, 190.4, 192.11

Sanitation in conducting business, 170.18-170.28

State dairy association, 178.1-178.5

Truckers, overloads permitted, 321.466

Tuberculin test as alternative to pasteurization, 192.6-192.10

Tuberculin test, priority for milk cows, 165.9

Use as dwelling, prohibited, 170.25

Vehicles exempt from itinerant merchants law, 81.1(2, a)



**DAIRY ASSOCIATION, STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Agricultural marketing board membership, 159.25  
Calf club exposition, 4-H, 180.1-180.5  
Compensation, officers serve without, 178.5  
Delegate to state fair convention, 173.2(6)  
Duties and objects of association, 178.2  
Employees, employment, salary, 178.4  
Executive committee, composition, 178.3  
Expenses of officers paid, 178.5  
Recognition of organization, 178.1  
Reports and data published, 159.10(2)  
State aid provisions, 178.1

**DAIRY INDUSTRY COMMISSION**

Advertising contracts negotiated, 179.3(7)  
Advertising counsel and agencies employed, 179.3  
Attorneys, authority to employ, 179.3  
Audit of records annually required, 179.3(8)  
Books and records kept, inspection, 179.3(8)  
Chairman and secretary selected, 179.3(1)  
Compensation of employees, 179.3(3)  
Contracts entered into, authority, 179.3(4)  
Creation of commission, 179.2  
Dairy industry fund, 179.5, 179.8  
Dealer's duties, 179.6  
Definitions, 179.1  
Employees hired and discharged at pleasure, 179.3(3)  
Enforcement of law, 179.3(2)  
Entry on premises to collect tax, 179.9  
Examination of records of tax delinquents, 179.9  
Excise tax imposed on butterfat sold, 179.5  
Expense not to exceed taxes collected, 179.8  
Expenses paid from dairy industry fund, 179.8  
Gifts received, 179.3(9)  
Information disseminated, 179.4  
Members of commission, 179.2  
Offices established, 179.3(4)  
Orders to have the force of law, 179.3(1)  
Patrons, returns available for inspection, 179.8  
Powers and duties of commission, 179.3  
Producer's duties, 179.6  
Publicity and promotion campaign, 179.4  
Records kept by dealers and producers, 179.6, 179.7  
Report to state dairy association, 179.10  
Return of business done, filed, 179.5  
Rules and regulations, authority to adopt, 179.3  
Salaries subject to approval of governor and comptroller, 179.12  
Sales promotion and publicity by dairy industry commission, 179.4  
Scientific research conducted, 179.3(6)  
Standards by federal government, dairy industry commission duties, 179.4(3)  
Tax, collection and remission, 179.5  
Tax of one cent per pound on butterfat sold, 179.5  
Violations  
  Prosecutions by county attorney and attorney general, 179.11  
  Provisions of act, penalty, 179.11  
  Reported to attorney general, 179.3(5)

**DAMAGES**

Acknowledgments, misstating facts, 558.40  
Actions, judgment creditor against insurer, 516.1-516.3

**DAMAGES—Continued**

Advertising registered, unlawful use, 548.8  
Animals, estrays or trespassers, 188.3-188.15  
Appeals, judgment on appeal bond, R.C.P. 337(a), 339  
Appeal, taken for delay, justice court, 601.95  
Attachment by state, wrongful, 641.5  
Attachment, failure to release, 626.36  
Attachment, wrongful, 639.14, 639.15, 641.5  
Bill boards and signs removed, nonliability, 319.13  
Bill of lading provisions, 487.2, 487.7, 487.23  
Boats or rafts, damage done, 667.1  
Boundary rivers, recovery, 455.162  
Bridge lessee's liability, 381.16  
Cemetery or gravestones, injuries, 714.24  
Cigarette permit holder bonded, 98.14  
Coal taken from adjoining land, 82.126  
Combinations and trusts, unlawful, liability, 553.12, 553.20, 553.23  
Common carrier, refusal to transport goods, 486.9  
Common carrier, violation of law, 474.36  
Condemnation for pipe line, 490.25-490.27  
Condemnation for private drainage, 465.5-465.13  
Condemnation for telephone and telegraph lines, 488.3, 489.14-489.18  
Condemnation proceedings, Const., Iowa, I, 18; 471.5, 471.18, 472.4-472.35  
Conservation dams, 112.3-112.10  
Construction companies, venue of actions against, 616.9  
Contagious diseases, exposing, 139.31, 140.31  
Co-operative association contracts, breach, 499.9  
Corporations, liability for fraud, 491.40  
Death by wrongful means, 635.9  
Debt and damages, distinction in judgment unnecessary, 624.18  
Deed acknowledgments, false, liability, 558.40  
Default judgment, computation, R.C.P. 232  
Defense of employer, 85.7, 85.8, 85.15, 479.124, 479.125; R.C.P. 97  
Detention of specific chattels, summary judgment, R.C.P. 237(d)  
Dog owner's liability, 351.28  
Drainage and levee districts  
  Appeal to district court  
    Exclusive remedy, 455.106  
    Procedure generally, 455.92-455.108  
    Trial by ordinary proceeding, 455.101  
  Appraisers to assess, 455.30, 455.31  
  Award by board, 455.32  
  Compensation of appraisers, 455.167  
  Condemnation cases, 472.14-472.24, 472.26  
  Constitutional provisions, Const., Iowa, I, 18  
  Damming or diverting water in ditches, 455.159  
  District owned property, 455.162  
  Injury to ditches, damages awarded, 455.159  
  Intercounty districts, 457.7, 457.10  
  Mutual agreement district, 455.153(4)  
  Payment or security, 455.37  
  Presumption of benefit, 455.2  
  Railroad right of way crossed, 455.123, 455.124  
  Re-established districts, awards, 455.132  
  Waiver by failure to file claim, 455.25  
Drainage ditches, individual, damages, 465.19  
Election contest appeals, county, 62.21  
Electric transmission lines, negligence, 489.15  
Employment agencies, unlawful practices, 94.7, 95.2

**DAMAGES—Continued**

Entries in judgment docket, 606.7  
 Estray animals, 188.4-188.22, 188.44, 188.48  
 Excessive, ground for new trial, R.C.P. 243, 244  
 Execution, failure to release, 626.36, 626.54  
 Execution sales, liability, 626.54, 626.77, 626.101  
 Executors and administrators, de son tort, 638.19

**Exemplary damages**

Appeal for delay only, 601.95; R.C.P. 339  
 Attachment, malicious, 639.14  
 Blacklisting employee, treble, 736.1, 736.2  
 Boats or rafts, double, 714.17  
 Coal taken from adjoining land, double, 82.126  
 Common carrier, law violations, treble, 479.17  
 Common carrier, shipper's pass, treble, 479.76  
 Conversion of logs or lumber, double, 709.14  
 Deceit by attorney, treble, 610.15  
 Drainage ditch injuries, 465.19  
 Drainage improvement injuries, 455.159  
 Intoxicants causing injury, 129.2  
 Libel and slander, 659.2-659.6  
 Livestock injury, unfenced right of way, 478.6, 478.7  
 Malicious injury to property, treble, 714.1  
 Recovery of real estate, damages for wanton aggression, 746.21  
 Stirring up quarrels or suits, treble, 740.6  
 Treasurer to pay coal miners' wages, 82.112  
 Wanton aggression on real property, 646.21  
 Waste by guardian or tenant, treble, 658.1  
 Waste by tax certificate holder, treble, 658.9

Failure to file or return original notice, 617.2  
 Failure to weigh coal on ton wages, 82.109  
 Federal survey monuments, defacement, 355.14  
 Fence on another's land, removal, 113.15  
 Forfeitures, *see FORFEITURES*  
 Gravel prospecting by county, 314.9  
 Guest statute, 321.494  
 Highways, establishment or vacation, 306.4-306.31  
 Highway use by grant, owner responsible, 320.6  
 Hog-cholera serum manufacturer's liability, 166.7, 166.9  
 Hotelkeeper's liability, 105.7-105.9  
 Husband not liable for wife's torts, 597.19  
 Improvements to realty as set off, 646.20  
 Injunction actions, R.C.P. 320, 327  
 Insurer's liability for debtor's unpaid judgment, 516.1-516.3  
 Interstate bridges, cities, 383.20  
 Interurban along highways, liability, 484.6  
 Intoxicating liquor, actions involving, 123.13, 125.24, 129.2-129.4, 129.5, 130.12  
 Inurement of insurance to judgment creditor, 516.1-516.3  
 Itinerant merchant's bond, action, 81.4  
 Jitney bus licensees' liability, 388.6  
 Judgment by default, hearing to determine damages, R.C.P. 232(b)  
 Judgment on motion, R.C.P. 239  
 Judgment sustained on vacation motion, R.C.P. 253(e)  
 Judgment unpaid, insurer's liability, 516.1-516.3  
 Justice court, appeal taken for delay, 601.95  
 Labels and trade-marks, unlawful use, 548.8  
 Land surveys, 355.11-355.14  
 Libel and slander, 659.2, 659.3

**DAMAGES—Continued**

Limitation, emergency vehicles, city drivers, 321.496

**Liquidated damages**

Appeal for delay, 601.95  
 Bond of child-placing agency, breach, 238.35  
 Bond of parents, child support, breach, 232.26  
 Collective marketing, breach of contract, 500.2  
 Co-operatives, breach of contract, 498.19, 499.9  
 Divulging contents of sealed bid, 72.3, 72.4  
 Execution sales without notice, 626.77  
 Failure to pay coal miners, 82.112  
 Forfeitures, *see FORFEITURES*  
 Habeas corpus order disobeyed, 663.42  
 Illegal life insurance business, 511.17  
 Judgment, action to vacate, costs and damages, R.C.P. 253(e)  
 Life insurance contracts, 511.17  
 Motor vehicle license plate contracts, 321.164  
 Oil or gas well lease, refusal to release, 84.7  
 Penalties, *see PENALTIES*  
 Public contracts, mandatory provision, 553.23  
 Restraint of trade contracts, 553.23  
 State officers failure to account, 8.8, 8.9  
 Stay of execution on judgment, R.C.P. 253(e)  
 Summary judgment on claim for, R.C.P. 237

**Liquor law provisions**

Bond, liability for civil damages and cost, 129.5  
 Intoxicated persons, suit for care of, 129.1  
 Intoxication, causing, civil action, 129.2  
 Married woman's right to recover, 129.3  
 Minor, recovery of damages, 129.4  
 Lost property, recovery by owner, 644.18  
 Mandamus proceedings, 661.6, 661.9, 661.13  
 Messages, telephone or telegraph, 488.6-488.9

**Mitigation of damages**

Contributory negligence, carriers, R.C.P. 97  
 Pleading facts, 619.7, 619.8; R.C.P. 97  
 Railroad cases, contributory or comparative negligence, 479.124, 479.125

**Motor vehicle operation**

Bond or insurance by motor carriers, 325.26  
 Damage or injury actions, bond for costs, 616.18  
 Emergency vehicles, cities and towns  
 Damage suit defended, 321.495  
 Drivers indemnified, 321.495  
 Insurance, liability, permitted, 321.497  
 Limit of liability, 321.496  
 Maximum damage, amount, 321.496  
 Settlement of damages authorized, 321.495

**Exemption from execution barred on highway damage case, 627.7**

Guests, liability, owner or driver, 321.494  
 Negligence of driver of car, 321.493  
 Nonresident subject to jurisdiction, 321.498  
 Overloads, owner and driver liable, 321.475  
 Owner consenting to use of car, liable, 321.493  
 Transfer, owner not liable thereafter, 321.493  
 Truck operator's bond and insurance, 327.15  
 Notice by city to persons liable over, 420.46  
 Nuisances, damage arising from, 657.1  
 Officers' neglect, deposit of funds, 452.15  
 Oppression in official capacity, 740.3  
 Original notice, failure to file or return, 617.2  
 Passenger bus licensees' liability, 388.6

**DAMAGES—Continued**Penalties, *see* **PENALTIES**

Pipe lines, payment of damages, 490.26

**Pleadings**

Contracts within statute of frauds, 622.34

Contributory negligence, carriers, 479.124, 479.125; R.C.P. 97

Denial is assumed, R.C.P. 102

Itemization not required, R.C.P. 95

Malice to affect, must be averred, R.C.P. 96

Mitigating facts, 619.7, 619.8; R.C.P. 97

Nuisance, abatement and damage joined, 657.1

Unliquidated, not itemized, R.C.P. 95

Power dams and races, 469.17–469.24

Price cutting on trade-marked articles, 550.3

Proceeds, income tax exempt, 422.7

Prospecting for gravel by county, 314.9

Quo warranto proceedings, 660.2, 660.3, 660.11

Railroad's liability, *see* **RAILROADS**; **BILLS OF****LADING**

Recovery, debt or damage, immaterial, 624.18

Recovery of realty, 646.6, 646.18–646.21

Replevin actions, 643.5, 643.12, 643.16–643.18

Restraint of trade, actions, 553.12, 553.20, 553.23

Riots, injury to person or property, 743.9

Roads, establishment or vacation, 306.4–306.31

**Sales law provisions**

Breach of contract, acceptance no bar, 554.50

Breach of warranty, 554.70

Delivery in installments, failure, 554.46

Failure to deliver goods, 554.68

Goods damaged in transit, 554.47

Loss from breach of contracts, 554.61

Nonacceptance of goods, 554.65

Rescission by seller, damages recovered, 554.62

Special damages and interest, 554.71

Specific performance, damages assessed, 554.69

Sanitary districts, liability, 358.16

School land waste, damages for injury, 302.7

Securities law violations, 502.18

Slander and libel, 659.2, 659.3

Special constables' liability, 601.119

Specific chattels, damages for detention, summary judgment, R.C.P. 237(d)

Street grade changes, 389.24, 389.25

Subdivider's failure to file plat, 409.2

Survey of land, damage procedure, 355.11–355.14

Tax sales, officer's misconduct, 446.26, 446.27

Telegraph and telephone companies, messages, mistaken or delayed, 488.6–488.9

Telephone and telegraph companies, construction, 488.3

Trade-marked articles, price cutting, 550.3

Trade-marks and labels, unlawful use, 548.8

Trade restraints, unlawful, 553.12, 553.20, 553.23

Transmission lines, negligence presumed, 489.15

Transmission line work, land or crop damage, 489.16

Trees, treble damages for injury, 658.4, 658.8

Trespassing animals, 188.3–188.22, 188.44, 188.48

Trespass to realty, 658.1, 658.9

Unliquidated damages need not be itemized in pleading, R.C.P. 95

Venereal diseases, transmitting, 140.31

Viaducts, cities, assessed and paid, 387.3–387.5

Warehouseman's bond, actions on, 543.14

**DAMAGES—Continued**

Warehouse receipt law, 542.2, 542.6, 542.20

Waste to real estate, 302.7, 658.1–658.9

Weighmaster, law violations, 214.8

Wife's liability for own torts, 597.19

Wills, failure to produce, 633.17

Witness's failure to attend and testify, 622.76, 781.8

Woman's right to recover, 613.11

Workmen's compensation, 85.3–85.62

Wrongful death, 635.9

**DAMS AND RACES**

Abatement, 455A.33–455A.39

Cities, authority to build, 407.3(8), 407.5–407.10

Condemnation by cities, powers, 397.8(1)

Condemnation of land by railway, 471.9(4)–471.12

Conservation commission, 112.1–112.10

Construction, condemnation, limitation, 472.27

Construction for mill or power purposes, 469.1–469.31, *see* **Milldams** under this subhead

Damages from dams in boundary rivers, 455.162

Dams and spillways erected by state, 112.1–112.10

Destruction or injury, penalty, 109.15, 109.33, 716.1

Executive council, duties and powers, 469.1–469.30

Fee for permit and annual license, 469.9

Fish life, waters rendered deleterious to, 469.5, 469.8

Fishways required, 109.14

Health of public, adversely affected, 469.5

Hydroelectric power, 469.1–470.6

Injury or destruction, 109.15, 109.33, 716.1

Manufacturing purposes, restrictions, 469.6–469.8

**Milldams**

Banks of streams, protection provisions, 469.23

Combinations or trusts, receiverships, 469.15

Condemnation of property

Appeal from damage award, 469.22

Damages assessed by jury, 469.21

Guardian appointed for incompetents, 469.19

Jury summoned for hearing, 469.18

Jury sworn, costs, 469.21

Lands in different counties, 469.20

Petition required, contents, 469.17

Service of notice on land owner, 469.18

**Construction and operation**

Access to works for inspection, 469.11

Banks, protection and repairs, 469.23, 469.24

Cities and towns, authority, 469.31

Damages to land owners affected, 469.17–469.22

Failure to have permit, penalty, 469.13

Fall, right to utilize, 469.25

Investigation and methods, 469.10

Prohibited without permit, 469.1

Time limit for completion, 469.26, 470.5

Embankments, damages for injury, 469.24

Enforcement of law, 469.12

Nuisance, abatement, 455A.33, 469.16

**Permits required**

Action to collect fees, 469.14

Application for dam, contents, 469.2

Existing dams, permits granted, 469.29

Fees for permits, annual license, 469.9

Fish injury, permit refused, 469.5–469.8

**DAMS AND RACES—Continued****Milldams—Continued****Permits required—Continued**

Health board approval certificate, 469.6-469.8

Hearing by executive council, 469.3, 469.4

Issuance by executive council, 469.1, 469.5

Legislative control, 469.27

Natural resources council, 455A.33, 455A.34

Navigation, obstruction to, 469.5

Notice of hearing, publication, 469.3

Penalty for not obtaining permit, 469.13

Pending applications, requirements, 469.28

Public rights affected, 469.5

Requirement of permit, 469.1

Revocation or forfeiture, 469.26

State lands affected, permit of board, 469.30

Price fixing on output, state action, 469.15

**Violations**

Action to collect fees, 469.14

Failure to obtain permit, penalty, 469.13

Nuisance, abatement as additional remedy, 469.16

Penalty, 455A.39

Price fixing, state action, 469.15

Unlawful combination or trust, 469.15

Mill ponds, penalty for drawing off water, 716.1

Natural resources council, 455A.14, 455A.18

Navigation, obstructing, permit, 469.5

Pollution or diminution of water, 135.20, 469.5

Public rights adversely affected, 469.5

Removal or changes, approval, 109.15, 455A.33

Return of water to same stream, 469.5

Riparian water power rights, city streams, 372.6

River-front commission, power, 372.8, 372.9

Screens, protect fish from pumping plants, 109.14

Soil conservation law to protect, 467A.2

Water level lowered by changes, approval, 109.15

**DANCING AND DANCE HALLS**

Beer sold, dancing regulated, 124.35, 124.39

Cities and towns, regulation of dancing, 368.8(1)

Dancing, beer business, regulations, 124.39(1)

Endurance contests barred, 732.15, 732.16

Floor space in beer taverns regulated, 124.39

Food served, dancing regulated, 368.8(1)

Public dance hall defined, 368.8(1)

Sunday, Decoration day restrictions, 730.1

**DANGER SIGNALS**

Highways or bridges, removal, penalty, 714.19

Railroad crossings, 319.10, 319.11, 321.259, 321.260, 321.341, 389.41, 478.1, 478.19, 478.20

**DAYS OF GRACE**

Negotiable instruments, 541.86, 541.198

**DEAD ANIMALS**

Dogs, 368.8(4)

Stream pollution, 732.3

Use and disposal, 167.1-167.21

**DEAD BODIES**

See *chs* 141, 142, also *DEATH*

Attorney general to enforce law, 144.52

**DEAD BODIES—Continued**

Autopsy performed, consent required, 141.35

Board of health, power, 135.11(13), 137.7(5)

**Burial**

Cities and towns, regulation, 368.28

Expenses paid by estate, priority, 635.65

Health, local board, powers, 137.7(5)

Indigents, expenses paid by county, 250.1, 250.13, 250.15

Jurisdiction in state health department, 135.11(13)

Old-age assistance recipients, 249.18

Veterans by soldiers' relief, 250.13-250.18

Workmen's compensation benefit, 85.28, 85.29

Cemeteries, 566.1-566A.11

Control by state board, 135.11(13)

Crematories, 142.1, 142.5, 363C.7(11), 368.28, 427.1

Definition, 141.1(5)

Disinfection, contagious disease, 139.21, 139.22

**Disinterment**

Application for court order, 141.24-141.26

Autopsy, permit or court order, 141.22

Cities and towns, power, 368.28

Communicable disease causing death, 141.11, 141.21

Delivery of permit to cemetery sexton, 141.28

Forgery of permit, penalty, 141.33

Method of making a disinterment, 141.27

Permit required, 141.21-141.26

Reburial permit required, 141.21-141.26

Sexton's duties, 141.28, 141.32

Violations, penalty, 141.33, 141.34

Embalmer's regulations, 156.1-156.12

Enforcement of law, 144.50-144.54

Exposure of dead bodies, penalty, 714.22

Forgery of papers, 141.33

Funeral director's duties, 141.1-141.34

Funeral director's regulations, 156.1-156.13

Grave robbing, 714.21

Gypsum mines, accidents, reported, 83.13

Importation, permit, 141.14-141.20

Jurisdiction, state department of health, 135.11

Keeping, conditions, 141.2(1)

Medical examiner's permit to embalm, 339.12

**Permit for burial or removal**

Application for reburial, contents, 141.23

Autopsy, special permit, 141.22, 141.25, 141.26

Bodies imported from without state, 141.19

Burial in district other than that of death, 141.13

Communicable disease, 141.11, 141.21

Contents, form, 141.12

Delivery to sexton before burial, 141.28

Fees, local registrar not allowed, 141.9

Forgery of permit, penalty, 141.33

Indorsement and return of permit, 141.30

Issuance by local registrar, 141.8, 141.21

Keep or dispose of body, requirements, 141.2

Reburial, permit, 141.2, 141.21, 141.23, 141.26

Science use, no permit required, 141.20

Sexton's duties, 141.28-141.30

Shipment, permit, 141.15, 141.17, 141.19

Stillbirths, when permit required, 141.7

Time within which required, 141.2

Psychopathic hospital, 225.33-225.35

Reburial, disinterment order or permit, 141.22-141.25

**DEAD BODIES—Continued**

Rules furnished with casket, 144.28  
 Scientific purposes, 142.1–142.13  
 Supervisory powers, 135.11(13), 144.8, 144.9  
 Transportation  
   Embalmer's certificate attached to casket, 141.14  
   Forgery of permit, 141.33  
   Importation from outside state, 141.18, 141.19  
   Papers carried by escort, 141.15  
   Permit required, 141.12(3), 141.17  
   Scientific purposes, for, 141.10  
   Shipment by express, 141.16  
   Transit permit required, 141.15, 141.17, 141.19  
 Undertaker, duties, 141.1–141.34  
 Violations, 141.33, 142.5–142.11, 714.21, 714.22  
 Will to scientific or medical use, 142.12

**DEADLY WEAPONS**

Possession, use, sale, regulated, 695.1–696.11  
*See ch 695, also WEAPONS*

**DEAD MAN STATUTE**

Transaction with person since deceased, evidence, 622.4–622.6

**DEAF PERSONS**

Census taken, 273.18(28), 299.17  
 Compulsory education for children, 299.17–299.23  
 Education, schools, state aid, 295.1–295.5  
 Handicapped children, how treated, 281.2  
 Report of school board secretary, 291.10  
 School census, report, listed, 279.22(3), 291.9(3), 291.10(11)  
 State school, 270.1–270.8

**DEAF, SCHOOL FOR (COUNCIL BLUFFS)**

Administered by board of regents, 262.7  
 Admission requirements, 270.3  
 Appropriations payable in installments, 262.28  
 Clothing and transportation furnished, 270.4  
 Code, session laws, free copy, 16.24(9)  
 Compulsory attendance enforced, 299.18–299.23  
 County commitment costs, institution fund, 444.12  
 County superintendent's report, 273.18(28)  
 Employee's sick leave, 79.1  
 Executive officer's report, 262.24  
 Governed by state board of regents, 262.7  
 Handicapped children, co-operation with other agencies, 281.3(10), 281.7

**Indigents**

Expenses paid by county, 270.4–270.8  
 Medical care, transfer to hospital, 255.28  
 Residence of children during vacation, 270.8

Labor of pupils utilized, 270.2

Nonresidents admitted, conditions, 270.3

**Secretarial officer**

Elected by board of regents, 262.9  
 Report to board of regents, 262.25

**Superintendent**

Annual report, 262.24  
 Elected by board of regents, 262.9(2)  
 Qualifications, 270.1  
 Salary includes residence and board, 270.1

Transfer to university hospital, 255.28

**Treasurer**

Duties, 262.23  
 Elected by board of regents, 262.9(2)

**DEALERS**

Aeronautics certificate, 328.28–328.33  
 Hog-cholera serum dealers, 166.1–166.16, 166.32  
 Motor vehicles, 322.1–322.26, *see MOTOR VEHICLES*  
 Securities law, definition, 502.3(4)

**DEATH****Actions**

Child's death, suit by parents, 613.6  
 Estate, against, limitation extended, 614.2  
 Joint and several obligations, survivors, 613.1  
 Limitation extended, 614.9  
 Limitation on time for substitution, R.C.P. 15  
 Minor, death or injury of, R.C.P. 8  
 Nonabatement by death, 611.20–611.22, 613.1; R.C.P. 18  
 Woman, death or injury, 613.11

Assignment for creditors, death of assignee, 681.29  
 Beneficiary feloniously causing, 636.48, 636.49  
 Bigamy, belief in spouse's death, 703.2  
 Blind, needy, funeral expenses, 241.17  
 Certificate of death, 141.2–141.10, 144.9(8), 144.10(2)  
 Certificate sent to county of residence, 144.9(8)

**Child**

Dependent aid paid, funeral expenses, 239.9  
 Parents, action for death, 613.6  
 Compensation of employees, 85.28, 85.29, 85.31, 85.62

**Damages for death**

Estate, disposal as personal property, 635.9  
 Limit on amount, city car driver, 321.496  
 Dead animals, ch 167, *see DEAD ANIMALS*  
 Dead bodies, *see ch 141, 142, also DEAD BODIES*

**Deceased persons**

Dead-man statute, 622.4, 622.5  
 Estates settled, *see ESTATES OF DECEASED*  
 Executions against property, 626.88–626.91  
 Inmates, property disposition, 218.65–218.70  
 Perpetuating testimony, R.C.P. 159–166  
 Simultaneous death act, 637.1–637.8  
 Transactions with, evidence, 622.4–622.6  
 Writings, when admissible, evidence, 622.27

Deed in contemplation of death, inheritance tax, 450.3, 450.8

Embalmers, 156.1–156.13

Executions, death of holder of judgment, 626.103

Explosives, causing death by, murder, 697.1

Feloniously causing, not inherit, 636.47, 636.48

Felony, when punishable by death, 687.2

Funeral directors, 156.1–156.13

**Funerals, expenses paid**

Blind aid recipients, 241.17  
 Deductible from inheritance tax, 450.12(1)  
 Institution inmate, old-age assistance, 249.18, 249.23  
 Insurance exempt, 511.37, 635.8  
 Old-age assistance recipients, 249.18, 249.23  
 Probate estates, payments from, 249.18, 450.12, 635.65  
 Soldiers and sailors, paid by county, 250.1, 250.13  
 Workmen's compensation allowance, 85.28, 85.29  
 Funerals, prearranged or prepaid, 523A.1–523A.4  
 Garnishee proceedings revived, 642.4

**DEATH—Continued**

Inheritance lost for feloniously causing, 636.47–636.49  
 Insurance beneficiary causing, no proceeds, 636.48  
 Insurance distribution on simultaneous death, 637.4  
 Judges, successor to certify record, 601.116; R.C.P. 241  
 Judgment execution, effect, 626.103, 626.107  
 Judgment holder, effect on execution, 626.103  
 Judgment, vacated as result of, R.C.P. 252(d)  
 Jurors excused on death in family, 607.3  
 Limitation of actions, extended, 614.2, 614.9  
 Maternity hospitals, reports of deaths, 236.25  
 Missing in action, presumption, 634.12  
 Missing, or missing in action, not notice, 29.92  
 New trial, grounds, R.C.P. 252(d)  
 Old-age assistance, recipients, burial expenses, 249.18, 249.23  
 Partner's death, 545.2(13), 545.11(7), 545.36–545.38  
 Paternity cases, death of defendant, 675.22  
 Paternity cases, death of mother, 675.21  
 Penalty, death, ch 792  
 Pension benefits, firemen and policemen dependents, 410.10, 411.1, 411.6  
 Pharmacist permit holder, effect, 130.57  
 Post mortem examinations, consent required, 141.35  
 Power of attorney, armed forces, 29.92–29.94  
 Presumption, missing in action, 634.12  
 Railroad employees, effect on damages, 479.124  
 Referee, successor to certify record, R.C.P. 241(d)  
 Sheriff duties, performed by successor, 337.10  
 Simultaneous death act, 637.1–637.8  
 Statute of limitations, extended by death, 614.2  
 Substitution of parties, 611.22; R.C.P. 15  
 Survival of actions, 609.26, 611.20–611.22, 613.1, 642.4; R.C.P. 18  
 Trustees death, effect on trust fund, 532.4  
 Veterans, papers recorded free, 335.4–335.7  
 Workmen's compensation, 85.28, 85.29, 85.31  
 Wrongful death statutes, 613.8, 635.9, 636.47–636.49; R.C.P. 8

**DEBENTURES**

Co-operative nonprofit associations, 498.20, 498.33  
 Corporation bonds  
 Blue sky law, 501.1–502.31  
 Foreign corporations to file amount, 494.2(3)  
 Installment sale of bonds, 501.1, 501.5  
 Insurance companies, investments, 511.8(4, 7), 512.48, 515.35(6)  
 Insurance investments, nonlife, 515.35(6)  
 Membership sales law, 503.2, 503.6, 503.7  
 Selling costs, included as stock value, 492.8  
 Tax exemption of bonds owned, 431.13  
 Transportation equipment bonds, insurance company investments, 511.8(6, 7), 512.47  
 Federal agencies, *see UNITED STATES, subhead Securities of Federal Agencies*  
 Sale on installment plan, regulation, 501.1–501.7  
 Taxation, 391.12

**DEBTOR AND CREDITOR**

Absconding debtor, exemptions to family, 627.4  
 Absconding from hotel, 713.8  
 Absconding, ground for attachment, 639.3(6)  
 Assignment for creditors, 681.1–681.31

**DEBTOR AND CREDITOR—Continued**

Examination of debtor, 622.15(13), 630.1, 681.19  
 Executions, 626.1–626.108  
 Judgment debtor examined, 622.15(13), 630.1–630.19  
 Judgment debtor garnished, 642.1

**DEBTS**

Evidence of debt, personal property, 4.1(9)  
 Imprisonment for, prohibited, Const., Iowa, I, 1  
 Judgment debtor examination, 622.15(13), 630.1–635.4  
 Labor claims preferred on seizure, 626.69–626.73  
 Limitations, Const., Iowa, XI, 3; 407.1, 407.2

**Private debts**

Admission in writing, tolls statute, 614.11  
 Assignment, 539.1–539.6  
 Assignments, forging, 718.1(8)  
 Assumption by state prohibited, Const., Iowa, VII, 1; VIII, 3  
 Assumption, statute of frauds, 622.32(2)  
 Attachment for debt not due, 639.9, 639.10  
 Counterclaim, pleading, R.C.P. 29, 30  
 Default of another, statute of frauds, 622.32(2)  
 Estates of decedents, 635.53–635.71  
 Evidence of debt as personalty, 4.1(9)  
 Execution, debtor may pay officer, 626.23  
 Execution, levy on, 626.25–626.27  
 Garnishee's debt not due, executions suspended, 642.16  
 Garnishment by attachment, 639.25, 642.1–642.20; R.C.P. 54(b)  
 Garnishment under execution, 626.26–626.31  
 Guaranty of liquidated claim, summary judgment, R.C.P. 237(c)  
 Homestead, when liable, 561.21  
 Husband and wife, 597.14, 597.17–597.19  
 Imprisonment for, Const., Iowa, I, 19  
 Interest rate, 535.2  
 Liquidated, summary judgment, R.C.P. 237  
 Receivership, priority, 680.5–680.7  
 Revival by admission in writing, 614.11  
 Sales tax, added, recoverable debt, 422.48  
 Security for mortgage, extension, 614.21  
 Tax deduction, moneys and credits, 429.4–429.6  
 Tax deductions, 429.4–429.10, 432.8, 432.9, 518.38  
 Tender of payment, 538.1–538.8  
 Recovery, debt or damage, immaterial, 624.18  
 State  
 Credit not to be loaned, Const., Iowa, VII, 1  
 Limitation, Const., Iowa, VII, 2  
 Repeal of authority for debt, Const., Iowa, VII, 6  
 School fund losses, Const., Iowa, VII, 3  
 Tax distinctly stated, Const., Iowa, VII, 7  
 Vote by people required, Const., Iowa, VII, 5  
 War debts, Const., Iowa, VII, 4  
 Statute of frauds, when applicable, 622.32, 622.33  
 Townships, 407.1

**DECEASED PERSONS**

*See DEATH; ESTATES OF DECEDENTS*

**DECEIT**

Architect's license revoked, 118.13  
 Attorney, disbarment, treble damages, 610.15  
 Bank officials and employees, penalty, 528.85

**DECEIT—Continued**

Chattel loan company advertisements, 536.12  
 Corporations, deceit by, penalty, 491.40  
 Criminal offenses, elections, 738.12  
 Employment agency practices, penalty, 94.7  
 Engineer's certificate revoked, 114.21  
 Fraud, *see CRIMES, subhead False Pretenses and Frauds*  
 Insurance application, effect, 511.31–511.34  
 Narcotics obtained by deceit, penalty, 204.18  
 Negotiation of bill of lading, penalty, 487.47, 487.48  
 Negotiation of warehouse receipt, penalty, 542.57  
 Voters deceived by election officials, 738.12

**DECISIONS**

Certification to trial court, 793.24  
 Judgments, *see JUDGMENTS AND DECREES*  
 Rules regarding, supreme court, 793.17, 793.18  
 Written necessary, supreme court, R.C.P. 343, 346, 349  
 Written on request, trial court, R.C.P. 179

**DECLARATION OF INDEPENDENCE**

Printed on page xx et seq., Vol. I

**DECLARATORY JUDGMENTS**

Authority granted, R.C.P. 261  
 Beneficiaries' rights, R.C.P. 264  
 Contracts construed, R.C.P. 262, 263  
 Declaration is a final decree, R.C.P. 261  
 Discretionary with court, R.C.P. 264  
 Drainage bonds, 455.81  
 Estates of decedents, rights, R.C.P. 264  
 Fiduciaries' rights, R.C.P. 264  
 Force and effect, R.C.P. 261  
 Insolvency, rights determined, R.C.P. 264  
 Jury trial rights preserved, R.C.P. 268  
 Minors, declaration of rights, R.C.P. 264  
 Person defined, R.C.P. 269  
 Remedies existing, no bar, R.C.P. 261  
 Review of judgments, R.C.P. 267  
 Supplemental relief, R.C.P. 266  
 Trusts, rights determined, R.C.P. 264  
 Wills, construction, R.C.P. 262, 264

**DECORATION DAY**

*See* 541.85, 730.1, 730.2; R.C.P. 366

**DECREES**

Civil cases, *see JUDGMENTS AND DECREES*  
 Criminal cases, *see CRIMINAL PROCEDURE*  
 Legalizing acts, ch 587, *see LEGALIZING ACTS*  
 Limitations, ch 615  
 Orders of courts, *see main index topics for desired court*

**DEDICATION**

Plats and subdivisions, 409.12, 409.13, 409.26  
 Public squares, transfer to schools, 409.46, 409.47  
 Streets and alleys to city, acceptance, 389.2  
 Vacation of plat does not affect, 409.25

**DEEDS**

Acceptance for old-age assistance, 249.40  
 Acknowledgments, 558.26–558.39  
 Actions, limitations on  
 Ancient deeds, real estate, 614.22, 614.23  
 Bond for deed, after 20 years, 614.20, 614.21  
 Claims antedating 1940, 614.17  
 Contract for deed prior to 1930, 558.5

**DEEDS—Continued**

Actions, limitations on—Continued  
 Contract for sale after 20 years, 614.21  
 Deeds before 1905, quieting title, 649.7  
 Real estate mortgages after 20 years, 614.21  
 Setting aside deed before 1940, 614.22  
 Spouse failing to join, 614.15, 614.20  
 Trust deed after 20 years, 614.21  
 Trustees deed prior to 1940, 614.14  
 After-acquired interest, when it inures, 557.4  
 Ancient deeds, actions affecting, limitation, 614.22, 614.23  
 Anticipating death, copy to tax commission, 450.81  
 Authentication of acknowledgments, form, 558.25  
 Commissioner by court authority, 624.29–624.36  
 Contingent remainder, 557.7–557.9  
 Court approval of commissioners deed, 624.33  
 Demand for quitclaim, quiet title actions, 649.5  
 Error of land office, correction, 10.7, 10.10  
 Estoppel by deed, 557.4  
 Evidence, admissibility in court, 622.36  
 Execution by municipalities, 569.7  
 Execution by state, 569.7  
 Execution sale deed, 337.11(7), 626.95–626.100  
 Executors and administrators, 635.35–635.37  
 Fee simple, with or without warranty, 558.19  
 Form of commissioner's deed, 624.30, 624.34  
 Forms, what sufficient, 558.19  
 Guardians of incompetents, 670.16, 673.1–673.5  
 Guardians of minors, 668.14–668.23, 673.1–673.5  
 Instrument conveying lands, 4.1(20)  
 Interstate bridges, title to city, 383.6  
 Land grant lists, recording, effect, 10.11, 10.12  
 Larceny of deeds, 709.1  
 Legalizing acts, 558.14, 589.2, 589.12, 589.14, 614.1–614.22  
 Municipalities, execution by, 569.7  
 Names of signers typed or printed, 335.2  
 Obliteration deemed forgery, 718.10  
 Old-age assistance gifts accepted, 249.40  
 Old-age assistance recipients, effect, 249.20  
 Original entry, when deemed deed, 558.7  
 Platted subdivision, owners warranty, 409.2  
 Power of appointment, 559.1–559.7  
 Power to appoint by deed, release, 558.68  
 Presumptions as to recitals, 649.7  
 Quitclaim deed, form, 558.19(1)  
 Recitals, presumed true, when, 649.7  
 Referee's deed in partition, R.C.P. 291, 292  
 Sealed instrument, not implied, 4.1(20)  
 Sheriffs' deeds, execution sale, 626.95–626.100  
 Simultaneous death act not applicable, 637.6  
 State, execution by, 569.7  
 Statutory construction, 4.1(20)  
 Tax deeds, 448.1–448.14  
 Trust, *see DEEDS OF TRUST*  
 Trust deeds, chattels, foreclosure, 652.12  
 Warranty deed, form, 558.19(3)

**DEEDS OF TRUST**  
*See also MORTGAGES ON REAL PROPERTY*  
 Action on, equitable proceedings, 611.5  
 Action to recover land conveyed, limitation, 614.14  
 Assignment by foreign fiduciary, 633.53–633.56  
 Declaration of trusts, execution, 557.10  
 Foreclosure, 611.5, 652.12, 654.2, 654.5  
 Insurance company, investments, 511.8(8), 512.48  
 Limitations on enforcing judgment, 615.1–615.4

**DEEDS OF TRUST—Continued**

Limitations on foreclosure, 614.14, 614.20, 614.21  
 Moratorium provision, 654.15  
 Mortgage construed as, 652.12, 654.2  
 Names of signers typed or printed, 335.2  
 Railroad issuance, coverage, 476.13–476.17  
 Release by foreign fiduciary, 633.53–633.56  
 Releases, legalization, 589.8, 589.21  
 Spouse failing to join, limitation, 614.15, 614.20  
 Two-year limitation on judgments, 615.1–615.4

**DEER**

Game law provisions, 109.2, 109.38, 109.41, 110.1

**DEFACEMENT**

Boats and vessels, 714.2  
 Boundary marks, 355.14, 714.18  
 Buildings and fixtures, 714.1–714.3  
 Cream tags, 195.26(12)  
 Crop pest act certificates, 267.18  
 Election law provisions, 52.20, 738.21  
 Engine numbers, motor vehicles, 321.80–321.95  
 Fences, ledges, or ditches, 714.4  
 Flags or insignia of state or U. S., 32.1  
 Gasoline pump license tags, 214.5  
 Graves or cemetery property, 714.23  
 Highway traffic control signs, 321.260  
 Labels, 189.13  
 Malicious injuries generally, ch 714  
 Manufacturers' serial numbers, 714.12, 714.13  
 Posted lists at polls, penalty, 49.111  
 Proclamations, 714.20  
 Public buildings, furniture, penalty, 714.3  
 Public library books, 714.16  
 Skins after bounty collected, 350.6  
 State library books, 303.3  
 State park provisions, 111.35, 111.41  
 Storage battery identification marks, 715.1  
 Trees or shrubs on city property, 370.20, 372.13  
 Utility property, 716.7  
 Voting machines or ballots, 52.20, 738.21  
 Wills, 713.5

**DEFAMATION**

Insurance trade practice act provision, 507B.4  
 Libel actions  
 Candidate for office, newspaper libel, 659.4  
 Damages for newspaper libel, 659.2–659.4  
 Limitation of actions, 614.1(3)  
 Malice, proof, 659.6  
 Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97  
 Pleading requirements, 659.1  
 Retraction of newspaper libel, 659.2–659.4  
 Unchastity imputed, retraction, 659.4  
 Verification of pleading not required, R.C.P. 80  
 Libel prosecution  
 Acquittal for truth, Const., Iowa, I, 7; 737.4  
 Definition of criminal libel, 737.2  
 Indictment  
 Application facts not required, 773.26  
 Contents required, 737.3  
 Short form, 773.34  
 Jury to determine law on fact, 737.7, 738.2  
 Motive considered, Const., Iowa, I, 7; 737.4  
 Publication required to constitute libel, 737.5  
 Publication, what constitutes, 737.6  
 Punishment for libel, 737.2  
 Truth, proof, Const., Iowa, I, 7; 737.4

**DEFAMATION—Continued**

Malice not proved by failure to prove truth, 659.6  
 Radio, liability for defamatory statements, 659.5  
 Slander actions  
 Limitation of actions, 614.1(3)  
 Malice, proof, 659.6  
 Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97  
 Pleading requirements, 659.1  
 Radio, liability for defamatory statements, 659.5  
 Verification of pleading not required, R.C.P. 80

**DEFAULT JUDGMENTS**

See R.C.P. 230–236, also *JUDGMENTS AND DECREES*

**DEFECTS**

Parties, ground for motion, R.C.P. 27  
 Pleadings, correction, terms, R.C.P. 81  
 Proceedings, when disregarded, 619.16

**DEFENDANTS**

Civil cases, see *ACTIONS*  
 Criminal cases, see *CRIMINAL PROCEDURE*  
 State as defendant, 613.8–613.10

**DEFENSE OF ANOTHER**

Resistance sufficient to prevent injury, 691.3

**DEFENSE PROJECTS, NATIONAL**

School lands purchased, 274.39–274.45

**DEFENSES**

Civil cases  
 Abatement or bar in answer or reply, R.C.P. 103  
 Accord and satisfaction pleaded, R.C.P. 101  
 Actions on county bonds, 346.21  
 Affirmative, must be pleaded, 619.7, 619.8  
 Answer or reply, made in, R.C.P. 103, 104  
 Antitrust cases, purchase price action, 553.5  
 Assignments, 539.1, 539.3; R.C.P. 7  
 Attachment action on delivery bond, 639.47  
 Bar or abatement, R.C.P. 103  
 Bill of lading, third party's title, 487.22  
 Claim not recoverable, raised by motion to dismiss, R.C.P. 104(b, d)  
 Confession of defenses arising after action brought, costs, 625.10  
 Contracts, 537.3, 541.28; R.C.P. 101  
 Contributory negligence, 85.7, 85.15, 85.16, 479.124, 479.125  
 Contributory negligence, burden, R.C.P. 97  
 Corporation, de facto, estoppel, 491.65  
 Counterclaim, defense even when barred, 614.12  
 Counterclaim, reply as a defense to, R.C.P. 73  
 Discovery after action brought, 625.10  
 Discovery after judgment, 611.15  
 Excuse to be specially pleaded, R.C.P. 101  
 Frauds, statute of, 554.4, 554.5, 563.12, 622.32–622.35  
 Inconsistent defenses, R.C.P. 72, 103  
 Insane person, defense for, 597.7  
 Jurisdiction, general appearance, R.C.P. 103, 104  
 Jurisdiction, special appearance, R.C.P. 66, 104 (a)  
 Justification, specially pleaded, R.C.P. 101  
 Law and fact, must plead, R.C.P. 103, 104



**DEFENSES—Continued**

**Civil cases—Continued**

- Libel and slander, truth as malice, 659.6
- Life insurance suits, 511.30–511.32
- Liquor law enforcement proceedings, 126.24
- Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97
- Negotiable instruments, 541.58
- Numbering, form, R.C.P. 79
- Original notice not sufficient, special appearance, R.C.P. 104(a)
- Proof required to sustain defense, 619.9
- Special defenses, 622.34; R.C.P. 101
- Sufficiency, motion to strike, R.C.P. 104(c, d)

**Criminal cases**

- Acting in defense of another, 691.3
- Alibi, notice and witnesses' names, 777.18
- Insanity, notice and witnesses' names, 777.18
- Motor vehicle with changed numbers, 321.93
- Pleas, 777.1, 777.11
- Self-defense, 691.1, 691.2
- Some place else at time of crime, 777.18

**DEFERRED ESTATES**

- Conveyance of contingent remainders, 557.7, 557.8
- Inheritance tax provisions, 450.27, 450.44, 450.53
- Partition actions, effect, R.C.P. 273(b)

**DEFICIENCY JUDGMENTS**

- Authorization for, foreclosures, 654.6
- Limitation, two years, 615.1, 615.2
- Revival prohibited, 615.2

**DEFILEMENT**

- Forcible marriage and defilement, 699.1

**DEFINITIONS**

- Statutory constructions, 4.1
- Synonymous euphemisms to be used by board of control institutions, 218.95

**DEFORMED PERSONS**

- Exhibition unlawful, 725.12

**DEGREES**

- Academic, 147.72, 147.73, 263.2, 504.12, 504.13
- Kinship, 4.1(24), *see CONSANGUINITY*
- Murder, determination, 690.2–690.5
- Offenses, 785.4–785.6

**DELEGATES TO CONVENTIONS**

- Banking superintendent, 524.16
- Cemetery officials, 566.17
- County officials, 343.12
- League of municipalities, expenses, 363.41, 363.42
- Political party conventions, 43.1, 43.4, 43.85, 43.90, 43.91, 43.97
- State officers, 8.13

**DELINQUENT CHILDREN**

- Generally, 231.1–233.5

**DELIVERY BOND**

- Attachment proceedings, 639.45–639.47
- Foreign guardians, 669.6
- Release of surety, 65.1–65.11
- Replevin, delivery to defendants, 643.12, 643.13

**DELIVERY BOND—Continued**

- Replevin, delivery to plaintiff, 643.5, 643.6
- Stay bond given, 682.15

**DEMAND**

**Contracts**

- Performance demand before action, 538.1
- Sale of goods, delivery, 554.44(4), 554.52
- Tender, demand for subsequent delivery, 538.7
- Embezzlement of mortgaged property, 710.13
- Goods, delivery, 554.44(4), 554.52
- Goods sold, demand for delivery, 554.44(4), 554.52
- Negotiable instruments, 541.198
- Quitclaim, quieting title action, costs, 649.5

**DEMURRAGE**

- Common carrier lien, 487.26, 575.2, 575.11

**DEMURRER**

- Civil cases, abolished, R.C.P. 67
- Criminal cases, 777.1–777.10, 777.18

**DENIALS**

- See R.C.P. 72, 98–102, PLEADINGS*

**DENTAL EXAMINERS**

- General provisions, 147.1–147.93*
- Fund, 147.115
- Inspector employed, 147.114

**DENTISTRY**

- Approved hygiene school, 165.8
- Associated dentists, restrictions, 153.6
- Barbering license not required, 158.2
- Basic science law not applicable, 146.5
- Board of dental examiners, 147.12–147.28
- Clinics, authorized in schools, 280.11
- Commissioner, 153.10
- Deceased dentist, representatives may operate, 153.6
- Degrees and abbreviations, 147.72–147.74
- Dental care of poor, 252.39
- Dentists and dental hygienists
  - Advertising restrictions, 153.25
  - Alcohol permits, 123.27
  - Change of residence, 147.9, 147.54
  - Dental hygiene defined, 153.7
  - Dentistry practice defined, 153.1
  - Drugs, prescriptions, regulations, 203.5, 204.5–204.11, 204.18, 205.1, 205.3, 205.8(2)
  - Exemption for books and instruments, 627.6(17)
  - Fee-splitting as unprofessional conduct, 147.56
  - Hygiene school, approved, 165.8
  - Hygienist, practicing revokes license, 147.57
  - Injunction against practice, grounds, 147.83
  - Jury service, exemption, 672.2(2)
  - Liability insurance, 515.48(5), 519.1–519.13
  - License provisions, *see subhead License to Practice below*
  - Liquor, special permits, 123.27
  - Liquor, use of in practice, 131.7(10), 131.8
  - Mutual hospital service insurance, 514.1–514.17
  - Names of assistants to be posted, 153.4
  - Pharmacy license not required, 155.2(3)
  - Practice act, enforcement, 147.87–147.93
  - Practice, by hygienists prohibited, 147.57, 153.7

**DENTISTRY—Continued**

Dentists and dental hygienists—Continued  
 Prescriptions, 123.27(2, b), 203.5, 204.6, 204.7,  
 205.1–205.3, 205.8(2)  
 Unlicensed dentists, employment of, 153.5  
 Women licensed as dental hygienists, 153.7

Enforcement expenses, 147.115  
 Examination for license to practice, 147.29–147.43,  
 147.81, 153.3  
 False use of titles, penalty, 147.74  
 Fund, dental examiners, 147.115  
 Inspector, dental examiners, 147.114  
 Itinerants, 147.75–147.79

License to practice  
 Affidavit of applicant for renewal, 153.11  
 Age and character qualifications, 147.3  
 Appeal, renewal refused, 153.20, 153.21  
 Certificate as presumptive evidence, 147.6  
 Change of residence, record, 147.9, 147.54  
 Dental hygienists not to practice dentistry,  
 153.7  
 Display of license required, 147.7, 147.10  
 Examination for license, 147.29–147.82, 153.3  
 Fees, 147.80–147.82, 147.115  
 Fees, reinstatement on lapse, 147.11  
 Form of certificate under seal, 147.5  
 Grounds for refusing license, 147.4, 153.18  
 Itinerants, 147.75–147.79  
 Notice of expiration, 153.13  
 Persons not included, 153.2  
 Qualifications, 147.3, 153.3, 153.8, 153.9  
 Reciprocity with other states, 147.44–147.54  
 Record, public inspection, 147.8  
 Reinstatement, 147.11, 153.22, 153.23  
 Renewal, 147.10, 147.115, 153.11–153.21  
 Required to practice profession, 147.2  
 Requirements for license, 153.3, 153.8  
 Revocation of licenses, 147.55–147.71, 153.24  
 Titles and degrees, restrictions, 147.72–147.74  
 Violations, enforcement, 147.83–147.93  
 Women licensed as dental hygienists, 153.7

Narcotic drugs, provisions, 203.3, 204.1–204.25  
 Old-age assistance recipients, dental service to,  
 allowed, 249.29  
 Persons not practicing dentistry, 153.2  
 Poisons, use regulated, 205.1–205.13  
 Poor relief, contract for dental service, 252.39  
 Practice under own name required, 153.6  
 “Profession” defined, 147.1  
 Report of treatment of wounds, 147.111, 147.113  
 Reports of law violators, 147.87, 147.89  
 Schools, dental hygienists, 147.23, 147.34, 153.3(1),  
 153.7–153.9  
 Titles and degrees, use regulated, 147.72–147.74  
 Unlicensed person not to practice, 153.5  
 Unprofessional conduct, 147.56, 153.14, 153.25  
 Veterinary, examination, 169.10  
 Violations, 147.111–147.113  
 Violations, failure to report wound treatment,  
 147.113

**DEPARTMENT OF AGRICULTURE**

*See ch 159, also AGRICULTURE DEPARTMENT*

**DEPARTMENT OF DOCUMENTS**

Printing board, control of, 16.6, 16.9

**DEPARTMENT OF HEALTH, STATE**

*See chs 135, 136; HEALTH DEPARTMENT, STATE*

**DEPARTMENT OF JUSTICE**

*See ch 13; 80.22, ATTORNEY GENERAL*

**DEPARTMENT OF MINES AND MINERALS**

*See ch 82; MINES AND MINERALS, STATE DEPARTMENT*

**DEPARTMENT OF PUBLIC INSTRUCTION, STATE**

*See chs 257–260; PUBLIC INSTRUCTION DEPARTMENT, STATE*

**DEPARTMENT OF PUBLIC SAFETY**

*See ch 80; PUBLIC SAFETY DEPARTMENT, STATE*

**DEPARTMENT OF SOCIAL WELFARE, STATE**

*See ch 234; SOCIAL WELFARE DEPARTMENT, STATE*

**DEPARTMENTS, MUNICIPAL**

Commission plan cities, 363B.4

**DEPENDENT CHILDREN**

Aid, 239.1–239.18  
 Juvenile court, 231.1–233.5

**DEPENDENTS**

Death cases, workmen's compensation, 85.31  
 Dependent children, care of, commitment, 232.1–  
 232.39  
 Income tax, 422.12  
 Inmates of state institutions, wages paid to,  
 218.44  
 Insurance payments, insolvent employer, 87.8  
 Occupation disease provision, 85A.6  
 Old-age assistance, dependents of recipients,  
 249.29  
 Old-age medical assistance, 249A.3(7)  
 Support, uniform act, ch 252A  
 Trustee for alien dependents, 85.51–85.53  
 Trustee for incompetent dependent, 85.49  
 Workmen's compensation, 85.42–85.44

**DEPOSITIONS**

Admissible under rules of evidence, R.C.P. 144  
 Adverse party, R.C.P. 141  
 Affidavit, deposition in lieu of, 622.88  
 Affidavits taken before trial  
 Compelling attendance, 622.84, 622.87–622.90  
 Definition of affidavit, 622.85  
 Facts proved by affidavits, 622.94, 622.95  
 Foreign, credibility, 622.86  
 Notices served or posted, proof, 622.94  
 Perpetuated by filing with clerk, 622.96  
 Persons before whom taken, 622.85  
 Presumptive evidence of facts, 622.91, 622.96  
 Signature and seal, presumptions, 622.91  
 Subpoena issued for witness, 622.84, 622.88

Answer filed, taken before, R.C.P. 141  
 Arbitration hearing, 86.21  
 Armed forces, proof of will, 633.22  
 Attorney, service on, R.C.P. 156  
 Avoidance of dead-man statute, 622.6  
 Certificate of officer taking, fee, 622.103

**DEPOSITIONS—Continued**

Certification and return by officer, R.C.P. 152  
 Commissioner to take will proof, 632.1(4)  
 Condemnation court, utility plants, 397.24, 397.25  
 Conditionally taken before or after action, 622.6  
 Conditional, to avoid dead-man statute, 622.6  
 Contempt, enforcing testimony, 622.84, 622.102  
 Continuance in equity case to take, 624.3  
 Copies supplied, fees, 622.103  
 Copy furnished on request, R.C.P. 152(c)  
 Costs, advanced, taxed, R.C.P. 157  
 Costs, taxation, 622.103  
 Court order or leave of court  
   Before answers filed, R.C.P. 141(b)  
   Costs and attorney fees taxed, R.C.P. 157(b)  
   Good-faith application, R.C.P. 141  
   Notice of written interrogatories, R.C.P. 150(b)  
 Criminal cases  
   Preliminary examinations, 761.8–761.11  
   Prisoners, leave of court, R.C.P. 141(b)  
   Procedure in civil cases applies, 781.10  
 Criminating matter barred, R.C.P. 143  
 Cross-examination, notices, 622.89, 622.90  
 Cross-examination of deponent, R.C.P. 148  
 Default judgment, R.C.P. 142  
 Disclosure of proof not required, R.C.P. 141(a)  
 Discovery interrogatories, use in lieu of oral answers, R.C.P. 127  
 Discovery, not to be taken for, R.C.P. 141(a)  
 Divorce actions, authorized, 598.5  
 Effect of taking or using, R.C.P. 145  
 Entries in book of account, 622.28  
 Equity cases, authority to take, 624.3  
 Evidence  
   Admissible under rules of evidence, R.C.P. 144  
   Criminating matter, R.C.P. 143  
   Depositions taken conditionally, 622.3  
   Exceptional cases, order for use, R.C.P. 144(d)  
   Objections at examination, R.C.P. 148  
   Objections, when made, R.C.P. 158(e)  
   Privileged matters barred, R.C.P. 143  
   Unsigned depositions, R.C.P. 149(b)  
   Use at hearing or trial, R.C.P. 144  
 Examination of party, discovery, waives privilege, R.C.P. 133  
 Examination scope, R.C.P. 143  
 Failure to attend, costs taxed, R.C.P. 157(b)  
 Fees for taking, 622.103  
 Filing application with clerk, 622.96  
 Foreign, credibility, 622.86  
 Governed by civil procedure, R.C.P. 140  
 Impeachment of witness, R.C.P. 144(a)  
 Incriminating matter barred, R.C.P. 143  
 Insane person, use in trial against estate, 622.6  
 Interlocutory hearing, admissible at, R.C.P. 144  
 Interrogatories for discovery, R.C.P. 127  
 Irregularities waived if no objection, R.C.P. 158  
 Letters rogatory, R.C.P. 154  
 Motion to suppress, R.C.P. 158(f)  
 Notice  
   Default judgment proof, R.C.P. 142  
   Filing, R.C.P. 152(b)  
   Oral examination, R.C.P. 147  
   Parties in default, R.C.P. 142  
   Taking depositions, notice service, 622.89  
 Oath, deponent, R.C.P. 148  
 Oaths administered by court reporter, 78.1(2)

**DEPOSITIONS—Continued**

Objections during examination, R.C.P. 148  
 Objections, when to be taken, R.C.P. 158  
 Officers before whom taken, 622.85  
 Oral cross-examination, notice, 622.89, 622.90  
 Oral examination, procedure, R.C.P. 147, 148  
 Ordinary actions, use as evidence, 624.1  
 Party may take, R.C.P. 140  
 Paternity action, 675.21  
 Perpetuating testimony  
   Actions at common law preserved, R.C.P. 159  
   Affidavit filed with clerk, 622.96  
   Appeal pending, R.C.P. 166  
   Application before action, R.C.P. 160  
   Chattel mortgage foreclosure, 652.9  
   Conditionally taken depositions, 622.6  
   Court orders, R.C.P. 163  
   Dead-man statute, to avoid, 622.6  
   De bene esse, 622.6  
   Discovery, not permitted, R.C.P. 163, 166  
   Facts shown by affidavit, preserved, 622.96  
   Guardian ad litem, R.C.P. 162  
   Hearing upon application, R.C.P. 163  
   Notice on expected adverse party, R.C.P. 161  
   Taking and filing testimony, R.C.P. 164  
   Use in later action, R.C.P. 165  
 Persons before whom depositions may be taken  
   Armed services, R.C.P. 153(d)  
   Foreign lands, R.C.P. 153(c), 154  
   Persons not eligible, R.C.P. 153(a)  
   United States or territories, R.C.P. 153(b)  
 Photographic copies of accounts attached, 622.30  
 Presence of deponents not procurable, R.C.P. 144  
 Prisoner, 622.82, 622.83  
 Prison inmates, R.C.P. 141  
 Probate clerk, commissioner to prove will, 632.1  
 Proof of wills, 633.21  
 Reading and signing by deponent  
   Refusal to sign, R.C.P. 149(b)  
   Signing after changes, R.C.P. 149(b)  
   Unsigned depositions, use at trial, R.C.P. 149(b)  
   Waived when by official reporter, R.C.P. 149(a)  
   Waiver by stipulation, R.C.P. 140  
 Real estate commission hearings, 117.40  
 Refusal of witness to appear or testify, 622.102  
 Reporter's notes on previous trial, 622.97, 622.101  
 Restrictions, R.C.P. 141  
 Service method, R.C.P. 156  
 Signature and seal of officers, 622.91  
 Stipulation of parties, R.C.P. 140  
 Subpoena issued, nonappearance penalty, 622.102  
 Subpoenas for witnesses, 622.84, 622.88, 622.102  
 Subpoenas issued for witnesses, R.C.P. 155  
 Substituted parties, successive actions, R.C.P. 146  
 Tax commission hearings, 421.17(8), 422.63  
 Trial, admissible. R.C.P. 144  
 Unsigned, use at trial, R.C.P. 149(b)  
 Wills, armed forces, proof permitted, 633.22  
 Wills, proof by depositions, 633.21, 633.22  
 Witnesses  
   Deponent as witness, R.C.P. 145  
   Disclosure of names, R.C.P. 141(a)  
   Objection to competency, R.C.P. 158(e)  
   Resident, subpoena outside county, R.C.P. 155(b)  
   Subpoena, fee, 622.102, 622.104  
 Workmen's compensation cases, 86.21

**DEPOSITIONS—Continued**

## Written interrogatories

- Answers to interrogatories, R.C.P. 151
- Cross-interrogatories, service, R.C.P. 150
- Notice requirement, R.C.P. 150
- Objections, notice required, R.C.P. 158(c)
- Service on party or attorney, R.C.P. 156
- Time for serving, R.C.P. 150
- Waived to examine orally, R.C.P. 150(c)

**DEPOSITS**Bank deposits, *see BANKS AND BANKING, sub-head Deposits*

- Banking records to superintendent, 524.20
- Carrier's lien, excess proceeds of sale, 575.12
- Cash bail, 765.1-765.4, 768.3, 775.3, 776.8, 793.21, 795.4
- Chattel mortgage, with recorder, 556.3, 556.4
- City discontinued, records, 362.15
- County treasurer, 453.1-453.8
- Depositions with clerk, 622.96; R.C.P. 152, 163
- Deposits in court, 532.2, 538.5, 682.29-682.44
- Drainage district election returns, 462.17
- Examining board records, 146.8, 147.104
- Hotelkeeper's liability, 105.1-105.6
- Hotelkeeper's lien, excess proceeds sale, 583.5
- Individual drainage improvement through railroad, 465.16, 465.17
- Inheritance tax, 450.3(5), 450.39-450.43, 450.86
- Insurance papers with commissioner
  - Bonds of officers deposited, 518.33, 520.16
  - Records relating to insurance, 505.6
  - Securities deposited, *see INSURANCE*
- Interstate bridge funds and bonds, 383.7, 383.10, 383.23
- Jury fee before trial, 602.39, 603.35, 603.37
- Justice of the peace
  - Cash in lieu of cost bond, 621.9
  - Records on leaving office, 601.112, 601.113
- Lost property, excess proceeds of sale, 644.4
- Mayor's court discontinued, records, 362.15
- Membership sales associations, 503.6-503.11
- Mineral and geological deposits, 111.2, 305.3
- Notary public's fee for witnessing a deposit, 77.19
- Official newspapers, list of subscribers, 349.5, 349.9
- Pharmacist's liquor permit bond, 130.14
- Public bids, 15.16, 218.61, 262.34, 357.14, 391.31, 395.8, 455.40, 455.42
- Public contract bonds, 573.2-573.4
- Public funds, *see PUBLIC FUNDS*
- Public records to state curator, 303.9, 303.10
- Receiving when insolvent, 528.29, 528.81, 528.82
- Soldiers' home inmate's income, 219.5-219.20
- Steamboat owner's liability, 105.1-105.6
- Superior court abolished, 603.59, 603.60
- Taxation provisions, 427.13(4), 429.2
- Tender of payment, holder of note absent, 538.5
- Vital statistics, original certificates, 144.8(6)
- Wages of inmate of state institution, 218.44
- Warehouses, 542.8, 542.16, 542.22-542.36, 542.55, 543.15, 543.17, 543.28, 543.37, 544.19, 544.30
- Will deposited for safekeeping, 633.11
- Witness fee for subpoena, 622.67

**DEPOSITS OF PUBLIC FUNDS**

Generally, 453.1-454.35

**DEPOTS AND GROUNDS**

- Abandonment or removal, 474.15-474.17
- Additions or changes ordered, 474.14
- Airport plans, distance from depot, 330.9
- Bulletin of trains, posted, 477.10, 477.11
- Changes ordered by commission, 474.14
- Changing names, penalty, 477.58-477.60
- City donation of grounds, 403.4-403.8
- City petition for change of name, 477.58-477.60
- Closets, sanitary, requirements, 477.37
- Commission, duty to provide shelter, 474.13
- Crossings, required stations, 478.14, 478.18
- Eminent domain for depot grounds, 471.9(1)
- Expense of crossing station, 478.15
- Fee for sanitary inspection, 477.41
- Fenceless grounds, depot, speed limit, 478.9
- Freight depots, 477.9, 477.11, 477.42, 479.71
- Freight rates posted, 479.71
- Freight transfer at station point, 479.39
- Gamblers arrested or evicted, 713.31-713.33
- Heating and lighting required, 478.14, 478.18
- Joint rates not to discriminate, 479.33
- Redemption of tickets, posted, 479.99-479.101
- Reports of expenditures for construction, 476.25
- Revised rates schedule, 479.62, 479.64, 479.70, 479.71
- Sanitation inspection, closets, 477.37-477.41
- Schedule of rates, posting notice, 479.51-479.56
- Shelter required at stations, 474.13
- Sites donated by cities, 403.4-403.8
- Speed limit at depots, 389.42, 478.9
- Stockyards required, 477.35, 477.36
- Stopping of train, commission order, 478.16, 478.18
- Taxation, listing of station property, 434.2
- Telegraph office, 477.10, 477.11, 477.42
- Telephones required, 477.9, 477.11
- Ticket sale, 477.42-477.44
- Toilets, sanitation, inspection, 477.37-477.41
- Track scales at division stations, 479.103
- Transfer of shipments, rates, 479.39
- Village name change, 477.58-477.60

**DEPUTIES**

- Administration of oaths, 78.1-78.3
- Bids, penalty for revealing contents, 72.3, 72.4
- Bonds, amount fixed, liability of principal, 64.15
- County officers, 340.2-341.8
- Nepotism prohibited, 71.1, 71.2
- Soldiers preference law, 70.8
- State officers, general provisions, 27.1, 27.2

**DESCENDANTS**

Included in term "issue", 4.1(7)

**DESCENT AND DISTRIBUTION**

- Intestate property, 636.1-636.55
- Motor vehicles, certificate of title, 321.47

**DESECRATION**

- Decoration Day, 730.1, 730.2
- Graves, 714.21

**DESERTION**

- Abandonment of family, 252.10-252.12, 597.10-597.13
- Action by wife, R.C.P. 11
- Child desertion, 731.1

**DESERTION—Continued**

Criminal offenses, 700.3, 703.2, 731.1–731.7  
 Custody of children, 597.15  
 Definition and punishment, 731.1  
 Divorce grounds, 598.8, 598.9  
 Evidence of willful desertion, prima-facie, 731.6  
 Illegitimate child, paternity, 675.29  
 Old-age assistance denied guilty spouse, 249.6(6)  
 Release of defendant on bond, 731.3–731.5  
 Seduction and marriage, after, penalty, 700.3  
 Spouse may testify against other, 731.2  
 Wife desertion, 731.1  
 Wife may prosecute or defend, R.C.P. 11

**DES MOINES**

*Special provisions relating to, see CITIES AND TOWNS, subhead Des Moines*

Seat of government, Const., Iowa, XI, 8

**DE SON TORT**

Administrators, 638.19

**DESTRUCTION**

Food products, to increase price, 734.1, 734.2  
 Malicious destruction, 714.1–714.32  
 Negotiable instruments, indemnity bond, 541.199, 541.200

**DETECTIVES, PRIVATE**

Licensing and regulation, 80A.1–80A.12

**DETENTION**

Homes and schools for children, 232.35–232.37  
 Houses for women, matron's rights, 363A.19  
 Hospitals, 139.18, 256.1, 420.183  
 Venereals, 140.12–140.17

**DEVELOPMENT COMMISSION, IOWA**

Appointment, powers, duties, 28.1–28.10

**DEVICES AND BEQUESTS**

*See chs 633, 635, also WILLS*

**DICE**

Gambling use, penalty, 726.1, 726.5

**DIESEL FUEL**

Tax law, 324.31–324.38

**DIGESTS, LEGAL**

New editions, 17.18  
 Number printed, 17.26  
 Price fixed by printing board, 17.22  
 Printing and binding, 17.21, 17.24  
 Skeleton digest, 14.9, 16.27

**DINING CARS**

*See 98.23, 124.14, 434.1, 434.6, 434.16*

**DIPHTHERIA**

*See 139.1(3), 732.2, also DISEASES*

**DIPLOMA**

Teacher's qualifications, 260.7, 260.8, 260.23–260.26, 294.1

**DIRKS**

Possession, sale, use, 695.1–695.24

**DISABLED PERSONS**

Exemption from jury duty, 607.2(4)  
 Special entrance in public building, 19.32  
 Tax listing, by person in charge, 428.1(1)  
 Vocational rehabilitation, 259.1–259.8

**DISABLED PERSONS AID**

Appeal to state board, district court, 241A.8  
 Application for assistance, 241A.5  
 County board, duties, 241A.5, 241A.6  
 County supervisors, duties, 241A.13  
 Definitions, 241A.1  
 Eligibility determined, 241A.2, 241A.10  
 Exemption from legal process, 241A.7  
 Fraud in procurement, misdemeanor, 241A.12  
 Funeral expenses, 241A.11  
 Guardian appointed, 241A.9  
 Indian on reservation, cost paid by state, 241A.13  
 Inmates in public institutions not eligible, 241A.2  
 Mental patients not eligible, 241A.2  
 Need as basis for aid, 241A.2, 241A.3, 241A.10  
 Penalty, disclosure of records, 241A.16  
 Property transferred or assigned, effect on eligibility, 241A.2  
 Records confidential, 241A.16  
 Residence of recipient, 241A.2, 241A.15  
 State board, powers and duties, 241A.3–241A.5, 241A.8  
 State fund established, 241A.14  
 Tax, county levy, 241A.13  
 Tubercular patients not eligible, 241A.2

**DISAFFIRMANCE**

Contracts by minors, 599.2

**DISBARMENT OF ATTORNEYS**

Grounds, procedure, 610.15, 610.23–610.38

**DISCLAIMER**

Quieting title actions, by defendant, 649.4

**DISCOUNTS**

Allowance on payments for capital stock, 492.8  
 Associations to purchase at discount, 503.2  
 Bank provisions, 526.29, 528.7(2), 528.14, 528.22 (7, 8), 528.88  
 Chain store tax deductions, 424.2(8)  
 Cigarette stamps, discount authorized, 98.8(1)  
 Old-age assistance warrants, prohibited, 249.33  
 Public officer or corporate employee accepting, 741.1–741.10  
 Railroad earnings, not deductible, 434.13  
 Railroads, discriminatory rates, 479.9, 479.11, 479.14, 479.17–479.47, 479.65–479.73, 479.93–479.98  
 Sales tax deductions, 422.42(6)  
 State warrants, penalty, 249.33, 452.3  
 Use tax deductions, 423.1(3)

**DISCOVERY**

Action to obtain, when allowed, 611.16–611.18  
 Answers delivered, R.C.P. 126  
 Attachment cases, examinations, 639.34  
 Depositions not for discovery, R.C.P. 141(a)  
 Duces tecum subpoena, 622.65  
 Examination of party to action on court order  
 Deposition of examiner, privilege waived, R.C.P. 133(b)  
 Disobedience of order, R.C.P. 133(c), 134  
 Mental or physical, R.C.P. 132, 133  
 Execution, auxiliary proceedings, 630.1–630.19  
 Funds in litigation, deposit on order, 682.29, 682.30  
 Insolvent assignor, court citation, 681.19  
 Inspection of property, court order, R.C.P. 131

**DISCOVERY—Continued**

- Interrogatories filed
  - Actions in which permitted, R.C.P. 121
  - Copies of answers to parties, R.C.P. 125(a)
  - Corporation, representative answers, R.C.P. 124(b)
  - Deposition in lieu of oral answer, R.C.P. 127
  - Introduction, party not his witness, R.C.P. 128
  - Motion to strike, R.C.P. 125(b), 126
  - Oral answers, time and place fixed, R.C.P. 127
  - Oral examination, R.C.P. 125(c)
  - Part offered, all admissible, R.C.P. 128
  - Separate response to each, R.C.P. 124(a)
  - Time to answer, R.C.P. 123
  - Use of answers, R.C.P. 128
  - Witness rules, R.C.P. 127
- Interrogatories, procedure
  - Disobedience of order, R.C.P. 133(c), 134
  - Hearing on application and motion, R.C.P. 126
  - Hearing upon objections, R.C.P. 123
  - Nature and scope, R.C.P. 121
  - Notice of hearings prescribed, R.C.P. 126
  - Number limited, R.C.P. 121, 122
  - Objections, time to answer, R.C.P. 123
  - Oral examination if unanswered, R.C.P. 125(c)
  - Right to object preserved, R.C.P. 123
  - Time of filing, after pleading, R.C.P. 121
  - Witnesses' names, no disclosure, R.C.P. 121
- Judgment debtor examination, 622.15(13), 630.1-630.19
- Perpetuating testimony, not for, R.C.P. 163, 166
- Petition for discovery, costs, 611.17, 611.18
- Production of papers, R.C.P. 129, 130
- Property delivered to judge on order, 630.6
- Property withheld from taxation, 443.20
- Protective orders, R.C.P. 125
- Receivership cases, 528.45, 680.10
- Replevin cases, examination, 643.11, 643.21
- Restrictions on use of interrogatories, R.C.P. 125
- Tax assessments, 441.17
- Witnesses, names not revealed, R.C.P. 121

**DISCRIMINATION**

- Bridges, joint use by utilities, 314.11
- Bridge tolls, discrimination forbidden, 383.5
- Carriers, penalty, 479.20-479.30
- Cemeteries, 566A.8
- Civil liability, carriers, 479.17, 479.30
- Civil rights infringed, Const., Iowa, I, 2-7; 735.1-735.5
- Co-operative association exemption, 499.11
- Criminal liability, 479.18, 479.29
- Doctors in county public hospitals, 347.18
- Doctors in municipal hospitals, 380.6
- Free utility service by official, penalty, 399.26
- Hog-cholera serum licenses revoked, 166.13(3)
- Hospital, public, 347.18, 348.3, 380.6
- Infringement of civil liberties, 735.1-735.5
- Insurance discrimination statutes, 511.15
- Insurance rebates prohibited, 515A.16, 515B.15
- Medical librarian, state, books, 303.13(3)
- Motor vehicle carrier rates, 325.5
- Motor vehicle reciprocal, 321.250
- Patients in public hospitals, 348.3
- Public utility service, penalty, 399.26, 741.1
- Railroad rates, 479.1-479.102
- Reciprocity, *see* **RECIPROCITY**

**DISCRIMINATION—Continued**

- Sales and purchases, 551.1-551.10
- Soldiers favored in employment, 70.1-70.8
- Suffrage right, Const., Iowa, II
- Telegraph and telephone companies, 488.5, 488.11-488.13
- Unfair discrimination, sales, 551.1-551.10
- Unjust discrimination, carriers, 479.20-479.30
- Warehouses, bonded, 543.27

**DISEASES**

- Animal disease, regulations, 163.1-163.25
- Antitoxins
  - Distribution by state, stations, 135.11(11)
  - Health board, state, advisory duties, 136.3(2, d)
- Bang's disease, 164.1-164.27
- Barbers not to treat diseases, 158.1
- Blood tests required, 140.3-140.5
- Board of health duties, 136.3, 136.4, 137.7, 139.27
- Bovine tuberculosis, 165.1-165.36
- Bubonic plague is quarantinable disease, 139.1(3)
- Chicken pox as placard disease, 139.1(2)
- Cholera as quarantinable disease, 139.1(3)
- Communicable diseases, defined, 139.1(1)
- Contagious and infectious diseases
  - Advise state department, 136.3(2, b)
  - Bills filed and audited, 139.27
  - Care of person infected, orders, 139.5
  - Claims for supplies, allowance, 139.28, 139.29
  - Communicable diseases, defined, 139.1(1)
  - Congregations barred, charter cities, 420.181
  - Custodial homes not to receive persons, 135C.4
  - Damages for exposure to, 139.31
  - Death from, restrictions on body disposal, 141.11
  - Definitions, 139.1
  - Detention hospitals, city
    - Expenses filed, paid, 139.27-139.29
    - Isolation, special charter cities, 420.183-420.185
    - Location, how determined, 139.19
    - Powers of local board, 139.18
    - Temporary places provided, 139.11, 139.27
  - Detention hospitals, county
    - Bonds to erect, tax levy, 256.2
    - Consolidated, county and city, 348.2(4)
    - Location, how determined, 139.19
    - Management and control, 256.3
    - Option to establish, 347.14(3)
    - Petition to establish, 256.1
    - Tubercular, 254.1-254.7
    - Veneral diseases, 140.12-140.17
  - Disinfection provisions, 139.12, 139.21, 139.22
  - Dwellings infected, vacation, 413.79
  - Employment of diseased food handlers, 170.26
  - Exposure to, damages, 139.31
  - Fumigation provisions, 139.12, 139.21, 139.22
  - Health officer, duties, 137.9-137.12
  - Hog cholera, 166.1-166.39
  - Housing law provisions, 413.79
  - Isolation
    - County liable for care and supplies, 139.24-139.30
    - Definition, 139.1(5)
    - Detention place provided by local board, 139.11
    - Expenses of removal, how paid, 139.13, 139.17

**DISEASES—Continued**

## Contagious and infectious diseases—Continued

## Isolation—Continued

- Fees of officers for removing patients, 139.13
- Forcible isolation, procedure, 139.12, 139.13
- Health board, state, duties, 136.3(2, d)
- Hospitals, establishment, 139.11, 139.18, 139.19
- Instructions furnished to patients, 139.10
- Medical care, how furnished, 139.23–139.25
- Persons isolated, rights, 139.25
- Removal to another jurisdiction, 139.14, 139.16
- Removal to residence, method, 139.15–139.17
- Special charter cities, 420.183–420.185
- Supplies furnished, 139.23–139.26
- Termination of isolation, 139.20

Local board of health to audit bills, 139.27

Moving diseased persons, permits, 139.14–139.17, 420.183

Nurses to be instructed, 152.3, 152.4

Nursing homes not to receive patients, 135C.3

Orders of local board executed, 139.5

## Placard diseases

- Death from disinfection of premises, 139.22
- Definition, 139.1(2)
- Diagnosed and posted, 139.8
- Disinfection required, death, 139.22
- Physician to report to local board, 139.3
- Post office, local board reports, 139.3
- Quarantine not to be established, 139.7
- Report to state department, 139.4
- Warning signs to be posted, 139.7, 139.8

Quarantinable diseases, 139.1–139.32

## Quarantine

- County liable for care, 139.23–139.30
- County public hospital department, 347.14(3)
- Definition, 139.1(4)
- Disinfection after death from disease, 139.21
- Enforcement by peace officers, 137.17
- Expenses, how paid, 139.23–139.30
- Health board, state, duties, 136.3(2, d)
- Health officers duties, 137.9(3)
- Instructions furnished to patients, 139.10
- Local board of health, duties, 137.7(3), 139.11
- Medical care and supplies, 139.23–139.25
- Placard diseases not included, 139.7
- Post office informed of quarantine, 139.3
- Record kept by local health officer, 137.9(4)
- Relatives, financial inability, care, 139.23
- Removal and isolation authorized, 137.7(3), 139.6, 139.13, 139.17
- Required in all quarantinable diseases, 139.6
- Rules, local and state, 139.6
- Temporary quarantine, duration, 139.9
- Termination of quarantine, 139.20
- Venereal diseases, when, 140.11, 140.35
- Violations, 137.18, 137.19
- Warning signs, form posting, 139.2, 139.8

## Quarantine officers

- Appointment by mayor, 137.5
- Definition, 135.1(7)
- Post office, report required to, 139.3
- Record kept by local health officer, 137.9(4)

Reimbursement from outside county, 139.30

Removal of patient, effects, forcible, 139.12

Reports, 139.2–139.4, 420.171, 420.175

Spreading intentionally, penalty, 732.1, 732.2

**DISEASES—Continued**

## Contagious and infectious diseases—Continued

Supplies furnished, claims allowed, 139.26, 139.29

Surveys by state department, 135.11(4), 136.3

Venereal diseases, *see subhead Venereal Diseases below*

Violations, 139.32, 732.1, 732.2

Warning signs, 139.2, 139.7, 139.8

Dead bodies, disposal, 141.4(16–19), 141.11, 141.21

Diphtheria as quarantinable disease, 139.1(3)

Diphtheria, putting person on conveyance, 732.2

## Epidemics

Causes investigated by state, 135.11(4), 136.3

Reports of boards of health, 420.186

Special charter city provisions, 420.181

Spreading diseases, penalty, 732.1, 732.2

Study of causes at university, 263.7

Epileptics, ch 223

Food establishments, diseased employees, 170.26

Gonorrhoea, *see subhead Venereal Diseases below*

Health board, state, report causes, 136.3

Health insurance, *see INSURANCE*

Health law, *see HEALTH*

Health officer, sickness without medical attention, report, 137.10

Health tests before marriage, 596.1–596.8

Hospitalization insurance, *see INSURANCE*

## Hospitals

City hospitals, 380.1–380.8

County hospitals, 347.1–348.5

County tubercular hospitals, 254.1–254.7

Detention hospitals, *see subhead Contagious and Infectious Diseases above*

Epileptic hospital, 223.1–223.12

Insane hospitals, state, 226.1–226.34

Maternity hospitals, 236.1–236.34

Psychopathic hospitals, state, 225.1–225.42

Reports of diseases, 144.22

Tubercular sanatorium, state, 271.1–271.16

Infantile paralysis quarantinable, 139.1(3)

Influenza, Spanish, quarantinable, 139.1(3)

Insanity, chs 226–230, *see INSANITY and MENTAL HEALTH INSTITUTES*

Investigations, health department, 135.11(4–7)

Isolation, ch 139, *see under subhead Contagious and Infectious Diseases above*

Leprosy as quarantinable disease, 139.1(3)

Local board of health, 137.1–137.9

Marriage, health tests required, 596.1–596.8

Measles, as placard disease, 139.1(2)

Medicines, *see DRUGS AND DRUGGISTS*

Meningitis, quarantinable disease, 139.1(3)

Mental diseases, chs 225–230, *see INSANITY*

Mumps as placard disease, 139.1(2)

Nurses' instructions, communicable diseases, 152.3, 152.4

Occupational, 85A.16–85A.26

Oral cavity diseases treated by physicians, 153.2(2)

Physicians, *see PHYSICIANS AND SURGEONS*

Plants, diseased, seizure, 733.1, 733.3

Poliomyelitis quarantinable, 139.1(3)

Quarantine, ch 139

## Reports

Contagious diseases, 139.2–139.4

Death certificate, cause of death, 141.4(18)

**DISEASES—Continued****Reports—Continued**

- Health officer to receive reports, 137.9(2)
- Hospitals or homes, reports of patients, 144.22
- Local board of health, duties, 137.7(2), 139.27
- Local health officer, duties, 137.9(5)
- Mental diseases, physician's report, 225.12, 225.20, 225.31, 229.7
- Special charter cities, 420.169–420.189
- State health department, biennial report, 135.37
- Venereal diseases, *see subhead below*

Scarlet fever quarantinable, 139.1(3), 732.2

**Smallpox**

- Defined as quarantinable disease, 139.1(3)
- Penalty for spreading disease, 732.1
- Putting person on public conveyance, 732.2

**Special charter cities**

- Congregations prevented, 420.181
- Removal of infected person, 420.183

Special charter cities, board of health law, 420.168–420.189

Syphilis, *see subhead Venereal Diseases below*

Tubercular hospital, state, 271.1–271.16

Tubercular patients, county care, 254.1–254.10, 347.13–347.16

Vaccines, 135.11(11), 136.3(2, d)

**Venereal diseases**

- Advice furnished state by board, 136.3
- Annulment of adoption, cause, 600.7
- Blood tests, pregnant women, 140.3, 140.4
- Blood tests, when required of others, 140.3
- Certificate of freedom, officers not to give, 140.30

Chancroid, defined as venereal disease, 140.1

Circulars and forms supplied doctors, 140.9

Confidential matters, 140.28, 140.32

Damages, liability for transmitting, 140.31

Definition, 140.1

Detention hospitals, 140.12–140.17

Division of state health department, 135.11

**Enforcement of law**

- Department of health, state, duty, 135.11
- General penalty provisions, 140.40, 140.41
- Health certificates prohibited, 140.30
- Peace officers to enforce, 137.17
- Power of local board, quarantine, 140.10, 140.11

Eye treatment at birth, 140.36, 140.37, 140.38

Fee for physician for examination, 140.22

**Gonorrhea**

Defined as venereal disease, 140.1

Tests for infectiousness, 140.19

Health board, state, duties, 136.3(2, d)

Health certificates by officers prohibited, 140.30

Hospital treatment, 347.14(3), 347.22(3, 4)

Information given patient by doctor, 140.5

Local boards, powers, 140.10

Marriage, physician's certificate, 596.1–596.8

Notice from one physician to another, 140.6

Parole not permitted, 247.5, 247.20

**Persons infected**

Bond for release from isolation, 140.24–140.26

Children, religious exemption, 140.38

Confidential, records not public, 140.28

**DISEASES—Continued****Venereal diseases—Continued****Persons infected—Continued**

- Diagnosis, dispute, determined, 140.20
- Druggist's record of purchaser, 140.29
- Examination by health officer, 140.34
- Examination, physician selected, 140.20
- Eye infection of infants detected, 140.37
- Failure to report for treatment, 140.8
- Fee for physicians, 140.22
- Identity of patient confidential, 140.28
- Information circular furnished, 140.5
- Inspection of suspected cases, 140.33, 140.34

**Isolation**

- Detention hospital, 139.1(5), 140.12–140.17
- Examination before release, 140.26
- Expenses, how paid, 140.23
- Quarantine procedure, 140.11
- Release on bond, conditions, 140.24–140.26
- Required by local board, when, 140.12
- Temporary, 140.35
- Termination, when noninfectious, 140.18

Liability for transmitting disease, 140.31

Minors, responsibility of parents, 140.27

Names kept secret, 140.28

Physicians and attendants, 140.16

Power of local board, 140.10

Prostitutes not released on bond, 140.24

Quarantine, may be required, 140.11

Record, patient, access to own, 140.28

Refusal to give information, falsifying, 140.7, 140.40, 140.41

Report required, conditions, 140.8, 140.10

Sterilization proceedings, 145.1–145.22

Suspected cases, inspection, 140.33

Test for infectiousness, 140.19

Transmitting disease, penalty, 140.31

Woman, right to female physician, 140.21

Prophylactic eye treatment for babies, 140.36, 140.37

Prostitution, officers to suppress, 140.30

Quarantine, local board may require, 140.11

Records, confidential, not public, 140.28

Religious scruples, exceptions, 140.38, 140.39

**Reports**

Births or stillbirths, blood tests, 140.4

Blood tests of pregnant women, 140.3, 140.4

County health officer's report, 140.2

Failure of patient to return, 140.8

Forms, standard, supplies by state, 140.3, 140.9

Local board, duty to report, 140.2

Physician, after examination, 140.2–140.4

Physician's notice to former doctor, 140.6

Source of infection reported, 140.2

State to local board, 140.2, 140.8, 140.10

Sources of infection, investigation, 140.33

**Syphilis**

Defined as venereal disease, 140.1

Eugenics board, quarterly reports, 145.2

Eye prophylactic for babies, 140.36, 140.37

Family of pregnant woman, tests, 140.3

Marriage, physician's certificate, 596.1–596.8

Pregnant women, blood tests, 140.3, 140.4, 140.39

Sterilization to prevent, 145.9

Syphilology taught in osteopath college, 150.6



**DISEASES—Continued**

## Venereal diseases—Continued

## Violations

- Advertisement of drugs, 725.7
- False information, penalty, 140.7, 140.40, 140.41
- Physician failing to report, 140.32, 140.40, 140.41
- Provisions generally, penalty, 140.40, 140.41
- Refusal to give information, 140.7, 140.40, 140.41

- Whooping cough as placard disease, 139.1(2)
- Workmen's compensation law, when disease considered as injury, 85.61(5, c)

**DISFIGURING PERSONS**

Mayhem, 693.1

**DISFRANCHISEMENT**

- Convicts from citizenship, Const., Iowa, II, 5; 248.12
- Violation of double election board law, 51.16

**DISINTERMENT**

- Application for court order, 141.24–141.26
- Autopsy, permit or court order, 141.22
- Cities and towns, power, 368.13
- Communicable disease causing death, 141.11, 141.21
- Delivery of permit to cemetery sexton, 141.28
- Forgery of permit, penalty, 141.33
- Method of making a disinterment, 141.27
- Permit required, 141.21–141.26
- Reburial permit required, 141.21–141.26
- Sexton's duties, 141.28, 141.32
- Violations, penalty, 141.33, 141.34

**DISORDERLY OFFENSES**

## Assembly

- Advocating criminal syndicalism, 689.10–689.13
- City power to suppress, 368.7(7)
- Inciting against government, 689.9
- Riots, 743.1–743.9

## Conduct

- City power to restrain and prohibit, 368.7(7)
- Disturbing proceedings, general assembly, 2.24
- "Vagrants" defined, penalty, 746.1, 746.2

Houses, chs 99, 724–726

## Persons

- Penalties for vagrancy, 746.1, 746.15
- Punishment by city, power, 368.7(7)
- Punishment by general assembly, 2.24(3)

**DISPATCHER, STATE CAR**

- General provisions, 21.1–21.6
- Official registration plates, 321.19
- Political activity, use of state car, 740.15

**DISPOSAL PLANTS**

- Dead animals, 167.1–167.21
- Sewage, 393.1–394.9

**DISTRESS AND SALE**

- Collection of personal taxes, 445.6, 445.7
- Express and freight lines, taxation, 435.8
- Nonresident's property, removal, tax, 445.42–445.44
- Tax sales, ch 446, *see TAXATION*
- Treasurer's duty to act, 445.8

**DISTRIBUTIVE SHARE**

*See* 636.5, *also ESTATE OF DECEDENTS*

**DISTRICT AGRICULTURAL SOCIETY**

- Generally*, 174.1–174.23
- Eminent domain, 471.4(2)
- Incorporation, 504.1, 504.2, 504.8
- Tax exemption, 422.34, 427.1(9, 10)

**DISTRICT COURT**

- Abuses in inferior tribunals, 604.2
- Actions, ch 611, *see ACTIONS*

## Adjournment

- Absence of judge, 604.29–604.32
- Decisions and entries in vacation, 604.35, 604.39
- Failure of term, continuances, 604.31
- Recognizances continued until next term, 604.32
- Regular adjournment, cases continued, 604.33
- Special adjournments, grounds, method, 604.30
- Trial, during, R.C.P. 193

- Adjudication of law points before trial, R.C.P. 105
- Administration, rules for, 684.21

## Appeals from district court

- Abstracts, R.C.P. 340
- Amount in controversy, R.C.P. 333
- Appellate jurisdiction, Const., Iowa, V, 4; R.C.P. 331, *see SUPREME COURT*

## Bond

- Amount of penalty, R.C.P. 337(b)
- Approval presumed on filing, 682.10
- Clerk's refusal to approve, R.C.P. 338
- Cost bond also authorized, 686.12
- Insufficient security, new bond, R.C.P. 338
- Supersedeas bonds, stay, R.C.P. 337

Bonus, World War II, 35A.7

- Coparties not joining, 686.4
- Correcting record, certification, R.C.P. 341
- Criminal cases, ch 793
- Docketing in supreme court, R.C.P. 342
- Error in interlocutory ruling, R.C.P. 331(b), 332

## Executions

- Part of judgment unstayed, 686.9
- Recalled on filing appeal bond, 686.10
- Stay, *see Stay of Proceedings below*
- Surrender of property levied upon, 686.11

- Interlocutory rulings, R.C.P. 331(b), 332
- Mistake of clerk, procedure, 686.1
- Motion for new trial not necessary, 686.2
- Notice of appeal, delivery, R.C.P. 336
- Part of judgment or order, appeal from, 686.5
- Perfection by notice, R.C.P. 336
- Preparation in trial court, *see SUPREME COURT, subhead Record on Appeal*
- Printed record filed by appellant, R.C.P. 342
- Record settled and certified, R.C.P. 340
- Redemption barred by appeal or stay, 628.4
- Remand, process, 686.14
- Return of original papers on remand, 686.8
- Reversal, title not affected, 686.16

## Stay of proceedings

- Bond, affidavit of surety, 626.58, 626.59, 626.61
- Execution recalled, property released, 626.62, 626.63, 686.10, 686.11
- Hearing on supersedeas bond, R.C.P. 338

**DISTRICT COURT—Continued**

Appeals from district court—Continued  
 Stay of proceedings—Continued  
 Order granting appeal, R.C.P. 332(b)  
 Part of judgment, no stay on the rest, 686.9  
 Stay waives appeal, 626.60  
 Supersedeas bond, R.C.P. 337, 338  
 Supplemental record, R.C.P. 341  
 Supreme court procedure, *see SUPREME COURT*  
 Time for appeal, R.C.P. 335, 686.3  
 Title of cause, R.C.P. 342(a)  
 Transcript by reporter filed, R.C.P. 340(a)  
 Transmission of papers or exhibits, 686.7

**Appeals to district court**

Administrative bodies, R.C.P. 368  
 Amendment to change remedy, R.C.P. 107  
 Blind assistance denied by state board, 241.11  
 Boards, from decisions, R.C.P. 368  
 Bonus board, 35A.7  
 Condemnation proceedings, 472.18–472.34  
 County zoning law, 358A.18, 358A.25  
 Criminal cases in superior court, 603.17  
 Docketing time, 601.90, 601.103; R.C.P. 356  
 Drainage and levee district matters  
 Damages, ordinary proceedings, 455.101  
 Dissolution of drainage districts, 456.4  
 Equity trials, consolidation, 455.101  
 Mutual drains, 465.32  
 Natural resources council orders, 455A.37  
 Procedure generally, 455.92–455.106  
 Employment security commission decisions, 97B.21, 97B.29–97B.31  
 Failure to docket, 601.90, 601.103; R.C.P. 342, 356  
 Financial responsibility act, 321A.2(2)  
 Hospital license, 135B.14  
 Insurance rate regulation, 515A.18, 515B.17  
 Insurance trade practice cases, 507B.8, 507B.10  
 Jurisdiction, inferior courts, 604.2  
 Justice court appeals, 601.79–601.105, *see JUSTICE OF THE PEACE, subhead Appeals from Justice Court*  
 Municipal court cases, 602.44, 751.40  
 Nursing home license hearing, 135C.13  
 Peace officers' retirement, 97A.6(14)  
 Public safety department employees, dismissal, 80.15  
 Remedy, change to different relief, R.C.P. 107  
 Road assessment, 311.24, 311.25  
 School reorganization questions, 275.15  
 School transportation matters, 285.12, 285.13  
 Social welfare board, blind assistance, 241.11  
 Specific remedy, change, R.C.P. 107  
 Superior court criminal cases, 603.17

**Appointments by judge or court**

Arbitrator, co-operative contracts, 499.9  
 Attendant for psychopathic patients, 225.18  
 Cemetery perpetual care trustee, 566.1  
 Clerk of court, when vacancy, 69.8(6)  
 Commissioner to convey realty, 624.29  
 Commission to incorporate town, 362.5  
 Conciliators, 605.19  
 Conservator, defaulted drainage bonds, 464.6–464.12  
 Court reporter, 605.6  
 Grand jury, clerk and foreman, 770.12, 770.17

**DISTRICT COURT—Continued****Appointments by judge or court—Continued**

Insanity commission, 228.3  
 Jury commission, 608.2–608.8  
 Master, R.C.P. 207  
 Officers of fraternal insurance institution, 512.72  
 Physician, psychopathic examination, 225.11

**Receivers**

Authority of court to appoint, 491.66  
 Banks and trust companies, 528.33–528.45, *see BANKS AND BANKING*  
 Conditions warranting appointment, 680.1  
 Corporation for pecuniary profit, 491.66  
 Drainage bonds defaulted, 464.6  
 Drainage district, delinquent taxes, 455.190–455.196  
 Foreign public utilities, 495.6  
 Installment stock sale companies, 501.4, 501.8  
 Membership sales company, 503.11  
 Petition by party to civil action, 680.1  
 Proofs on appointment hearing, 680.2  
 Securities act violations, 502.15  
 Reporter, shorthand, 605.6  
 Trustees, 85.52, 565.7, 566.1, 604.4, 633.32, 660.4

Arbitration, labor disputes, 90.1–90.27

Arbitration of cases, 679.1–679.18  
 Assignment of cases for trial, R.C.P. 181.2  
 Bailiffs, appointment, status, 337.7  
 Bill of exceptions signed, R.C.P. 241(c)  
 Bonds approved by, 64.19(3), 64.22

**Calendars**

Acceptance of offer to confess judgment, 677.8  
 Criminal cases, 624.8  
 Form and distribution, 624.8; R.C.P. 181.1  
 Pretrial calendar, R.C.P. 135  
 Probate, 632.13  
 Ready calendar list, R.C.P. 181.1  
 Short cause calendar, small claims, 605.23  
 Trial calendar, R.C.P. 181.1, 181.2

Certiorari writ, authority to grant, R.C.P. 309  
 Circuit court abolished, successor, 604.5  
 City and town assessments approved, 391A.18  
 Clerk, ch 606, *see CLERK OF DISTRICT COURT*  
 Code, session laws and annotations, received, 16.24(16), 16.25(5)

**Commitment proceedings**

Children, *see MINORS, subhead Commitments*  
 Contempts, civil cases, 665.5–665.12  
 Criminals, *see CRIMINAL PROCEDURE*  
 Drug addicts and inebriates, 224.2  
 Feeble-minded persons, ch 222, *see FEEBLE-MINDED PERSONS*  
 Insane persons, ch 229, *see INSANITY*  
 Juvenile court, 231.1–232.39  
 Psychopathic patients, 225.14–225.18  
 Training schools, 242.6  
 Tuberculous persons, 254.6, 254.7  
 Wayward girls to institutions, 240.6, 240.11  
 Women convicts, 245.4, 245.9

Conciliation, controversies settled, 605.19–605.23  
 Condemnation court, public utilities, 397.21–397.25  
 Consolidation of actions for trial, R.C.P. 185  
 Constitutional amendments, action to test, 6.10  
 Contempts, ch 665, *see CONTEMPTS*  
 Continuance, costs, R.C.P. 182(b), 184

**DISTRICT COURT—Continued**

Counterclaim transfer from justice court, R.C.P. 355

Court acting as jury, 624.19

**Court room**

Annotations and tables to Code, copy, 16.25(12)

Code, session laws, copy for use in, 16.24(16)

County to provide, 604.10, 604.11

Decisions in vacation, when valid, 604.34

Deposits in court, *see* **CLERK OF THE DISTRICT COURT**, *subhead* *Deposits of Fiduciaries' Funds*

Dockets, 606.7, 606.8, 632.10

Dockets in certain counties published, 618.13

Dual county seats, court terms, records, 604.12, 604.13

Emergency wartime succession, 38A.9-38A.13

Entries corrected nunc pro tunc, 604.43

Expenses paid, auditor's report, 333.11(3)

Fees, auditor's report of payment, 333.11(3)

Fees for witnesses, 622.69-622.75, *see* **WITNESSES**

Fines, collecting and reporting, 666.6

Guardian ad litem, *see* **GUARDIAN AD LITEM**

Habeas corpus writ, power to issue, 663.3, 663.11

Incorporation of cities and towns, 362.3

Inheritance tax duties, *see* **TAXATION**, *subhead* *Inheritance Tax*

Injunction, temporary power to grant, R.C.P. 325

Judges, 604.14-605.23, *see* **DISTRICT COURT JUDGES**

Judgments, chs 624, 789

**Judicial districts**

Consolidation recommended, 2.43

State divided, 604.8

**Jurisdiction**

*General provisions*, 604.1-604.7

Appeals from inferior courts, 367.8, 601.79-601.96, 604.2

Circuit court records, 604.5

Concurrent with municipal court, 602.15, 602.24

Concurrent with superior court, 603.8

Constitutional amendments, test case, 6.10

Constitutional provisions, Const., Iowa, V, 6

Counties bordering on Missouri river, 604.7

Criminal cases, 1.4, 753.1-753.10, 769.1

Disbarment proceedings, 610.23-610.25

Incorporation of cities and towns, 362.3

Juvenile court, 231.2, 231.3, 232.20

Small claims cases, rules adopted, 605.23

Superior court abolished, cases, 603.62

Transcripts and processes of circuit court, 604.6

Transfers from superior court, 603.18

Writs of error from inferior courts, 367.8, 604.2

Jury, chs 607-609, 779; R.C.P. 187, *see* **JURY**

Jury trials, discretion, R.C.P. 177(d)

**Justice court appeal or transfer to**

Counterclaim, on, R.C.P. 355

Dismissal for lack of prosecution, R.C.P. 359

Judgment upon appeal or dismissal, R.C.P. 360

Notice of appeal, R.C.P. 357

Justice court, writ of error, R.C.P. 359, 360

Juvenile court, 231.1-231.15

Juvenile criminal cases transferred, 232.20

Law points adjudicated before trial, R.C.P. 105

**DISTRICT COURT—Continued**

Leave of court, *see subhead* *Orders below*

Local rules, R.C.P. 372

Lost record restored, 647.3

**Mental examination**

Examiner's report, privilege waived, R.C.P. 133

Noncompliance, penalties, R.C.P. 133(c), 134

Party to action, when ordered, R.C.P. 132

Psychopaths, procedure, 225.10-225.21, 225.25

Representative permitted present, R.C.P. 132

Motion days, R.C.P. 117, 118

Motions decided, time, R.C.P. 117(c)

Municipal court, transfer, bond, R.C.P. 364

Municipal court transfer cases, district court procedure applies, R.C.P. 365

Nunc pro tunc correction of entries, 604.43

Officers, not acceptable as security, 621.7

Open for probate business always, 631.1

**Orders**

Corrected nunc pro tunc, 604.43

Corrections directed, 601.88, 604.41-604.43

Defined, R.C.P. 119

Depositions, R.C.P. 141, 150(b), 157(b)

Enforcement by contempt, 626.1, 665.1-665.12

Enforcement by execution, 626.1

Entered at any time by supreme court, 684.6

Entered, when and how, R.C.P. 120

Exceptions, when unnecessary, R.C.P. 180

Fee for service by sheriff, 337.11(6)

Files taken from court, only on order, 619.4

Habeas corpus writ, 663.3

Interdiction order made, authority, 123.49

Interpleader of third party ordered, R.C.P. 35

Judgments, *see* **JUDGMENTS AND DECREES**

Modification of judgment in equity, 611.15

Nunc pro tunc, 604.43

Orders issued in vacation, R.C.P. 120

Orders signed outside district, R.C.P. 120

Parole, custody, 247.21

Pretrial procedure, entry, R.C.P. 138

Production of documents, R.C.P. 129, 130

Production of recorded instruments, 556.16

Separate trials, R.C.P. 186

Signed anywhere, when effective, R.C.P. 120

Signed by judge, 604.38, 604.39; R.C.P. 120

Subpoenas, witnesses beyond jurisdiction, 622.67

Tuberculous persons, 254.9

Vacation orders, *see subhead* *Vacation Proceedings below*

Vacation or modification, R.C.P. 252

Parolees, custody, reports, 247.20-247.27

Peace officers' expenses approved, 79.12

Perpetuating testimony, R.C.P. 161, 163

**Physical examination**

Noncompliance with orders, penalties, R.C.P. 133(c), 134

Party to action, when ordered, R.C.P. 132

Privilege lost by asking report, R.C.P. 133

Representative permitted to be present, R.C.P. 132

Place of holding court, 604.9-604.11

Pleading, issues heard and final order before trial, R.C.P. 105

Pretrial procedure, R.C.P. 135-139

**DISTRICT COURT—Continued**

Probate business, always open for, 631.1  
 Probate court, acting as, 631.1-632.15

Psychopathic persons  
 Compensation, physician or attendant, approval, 225.19-225.21  
 Discharge, notice, attendant, 225.27  
 Examination, report, trial, 225.11-225.14  
 Information for commitment to hospital, 225.10  
 Order committing to hospital, 225.14, 225.17  
 Order, hospital commitment, 225.14, 225.17  
 Public patient, commitment order, 225.25

Quo warranto proceedings ordered, R.C.P. 300

Receivers, *see subhead Appointments above; also RECEIVERS*

Record of pretrial procedure, R.C.P. 137

Records  
 Amending or correcting, 604.40-604.43  
 Clerk's duty to make record, 604.28, 604.29, 606.1  
 Conviction, driver's license surrendered, 321.206  
 Corrections, when allowed, 604.43  
 Entries authorized in vacation, 604.40  
 Kept by clerk, *see CLERK OF THE DISTRICT COURT, subheads Books Kept, Records*  
 Signing by judge, 604.38, 604.39  
 Unauthorized alteration, 604.42  
 What constitutes, 606.7

Referee, appointment in vacation, R.C.P. 207

Removal from office, proceeding, 66.1-66.28

Removal of public officer  
 Appointment to try, 66.14  
 Jurisdiction, 66.1-66.30

Reporters, 115.1-115.9, 605.6-605.11

Report of trial, certification, 624.9, 624.10

Reports to court, special  
 Bank receiver final report, 528.39  
 Custodian of paroled person, 247.25  
 Jail inspectors' reports, 356.10, 356.11  
 Trustee under workmen's compensation, 85.50

Rules, local, R.C.P. 372

Security, attorneys and officers not acceptable, 621.7, 682.5

Sentence not suspended, narcotics violators, 204.22(4)

Sentence suspended, feeble-minded, 222.44

Separate trials may be ordered, R.C.P. 186

Special term ordered, requirements, 604.22

State, actions against, 613.8-613.10

Statistics collected, 685.8-685.10

Superior court abolished, causes transferred, 603.3

Superior court vacancy, causes transferred, 603.18

Supervision of inferior tribunals, 604.2

Terms of court  
 Additional terms on order, 604.14  
 Adjournments, 604.30-604.33, 784.5; R.C.P. 201  
 Alternation of judges, 604.15, 604.16, 604.21  
 Assignment of judges, 604.23, 604.24  
 Buildings for holding, 604.10, 604.11  
 Change in time, effect on defendant, R.C.P. 53  
 Disagreement about terms, 604.23  
 Division of work among judges, 604.24  
 Dual county seat counties, 604.12, 604.13  
 Eighth district, alternation of judges, 604.16  
 Expenses of transferred judge paid, 604.26

**DISTRICT COURT—Continued**

Terms of court—Continued  
 Expiration of term, trial finished, 604.35  
 Failure of judge to appear, adjournment, 604.29  
 Failure of term, proceedings valid, 604.31, 604.32  
 First district, alternation of judges, 604.15  
 Forcible entry terms, appearance, trial, 648.16  
 Interchange of judges permitted, 604.24, 604.36  
 Judges not to sit together, 604.37  
 Noncounty seat terms, effect, 604.13  
 Number to be held, 604.14  
 One term in each county by each judge, 604.21  
 Pottawattamie county, 604.12  
 Schedule of terms, 604.14, 604.17, 604.20, 604.23  
 Signing record after term, 604.39  
 Simultaneous terms held, 604.15, 604.16, 604.23  
 Special or temporary term, 604.22, 604.25, 604.27  
 Tabular statement, distribution, 604.19, 604.20  
 Transfer of judge, 604.25-604.28  
 Vacation entries, *see subhead Vacation Proceedings below*

Transcripts, *see CLERK OF THE DISTRICT COURT*

Trials, *see chs 624, 780*

Vacation proceedings  
 Advisement and decision, 604.34  
 Approval of sales, 624.36  
 Criminal cases, 789.10  
 Entries and record signed, 604.38-604.40  
 Judgments, orders or decrees, R.C.P. 120  
 Orders entered in vacation, R.C.P. 120  
 Referee appointed, R.C.P. 207  
 Venue change, R.C.P. 168

Warrants outside of state, approval, 79.12

Wartime emergency succession, 38A.9-38A.13

Witnesses, chs 622, 781, *see WITNESSES*

Writs of error from inferior courts, 367.8, 604.2

**DISTRICT COURT JUDGES**

*Pending constitutional amendment re judges selection and terms see Acts 59GA, ch 343*

Acknowledgments taken by, 558.20, 558.40

Administrative rules and regulations, copies furnished, 17A.5

Advisement, cases taken under, 604.34

Annotations and tables to Code, copies, 16.25(5)

Appointments, *see DISTRICT COURT*

Assignments by chief justice, 604.23, 604.24

Attorney, judges required to be, 605.14

Bonds not required of judges, 64.1(4)

Canons of ethics, Ct. R. 119

Change of venue, interest or prejudice, R.C.P. 167

Code, session laws, free copies, 16.24(5)

Conciliation rules, 605.19-605.23

Conciliator, judge may act as, 605.19

Condemnation, utilities, 397.21-397.25

Conservators of the peace, Const., Iowa, V, 7

Contest, to whom salary paid, 605.3

Criminal calendar furnished by sheriff, 356.7

Death of judge, clerk to notify comptroller, 606.2

Death or disability of judge, R.C.P. 367

Decisions and entries in vacation, 604.34

De facto judge's acts legalized, 605.4

Disability, bill of exceptions, R.C.P. 241(d)

Disability of judge, other judge to act, R.C.P. 367

Disagreements over holding terms, 604.23

Disqualification in certain cases, 605.17, 605.22

Elected at the general election, 39.14

**DISTRICT COURT JUDGES**—Continued

Elected for four years, Const., Iowa, V, 5, 11  
 Election, 39.14, 46.13, 46.17, 46.19, 49.30  
 Election contested, effect, 605.3, 605.4  
 Election contests, contest court members, 60.1, 61.1  
 Emergency wartime succession, 38A.9–38A.13  
 Expenses, 604.26, 605.2–605.5, 610.35  
 Expenses audited by comptroller and paid, 605.5  
 Expenses of court approved, 79.12, 333.3(4), 333.7  
 Expenses paid when transferred, 604.26  
 Failure to appear at court, 604.29–604.32  
 Habeas corpus writ allowed, 663.3, 663.11  
 Habeas corpus writ, refusal, penalty, 663.10  
 Impeachment, 68.1–68.14; Const., Iowa, III, 20  
 Inability to act, effect, 604.24, 604.29–604.32  
 Interchange, 604.24, 604.36, 631.5; R.C.P. 171  
 Judgment order, where made, R.C.P. 232(b)  
 Judgments or decrees, time entered, R.C.P. 120  
 Juvenile court, judges constitute, 231.2  
 Juvenile judge designated, 231.2–231.4  
 Marriage of minor without guardian, consent given, 595.3  
 Motions pending, disability, other judge to act, R.C.P. 367  
 Motions to be decided within 30 days from submission, R.C.P. 117(c)  
 Municipal judge, substituting for, 602.22  
 Nomination procedure, 46.8–46.17, 46.19, 46.20  
 Nonappearance at term, effect, 604.29–604.32  
 Number, Const., Iowa, V, 10; 604.8  
 Oath of office, 63.6  
 Oaths, power to administer, 78.1(1)  
 Orders, *see* **DISTRICT COURT**  
 Orders entered at any time wherever signed, R.C.P. 120  
 Parole information furnished, 247.15  
 Paroles, 247.20–247.27  
 Penitentiary and reformatory visits, 246.46  
 Practice of law prohibited, 605.15  
 Probate court, 604.3, 631.5, *see* **PROBATE COURT**  
 Public judicial proceedings required, 605.16  
 Qualifications required, 605.13, 605.14  
 Quo warranto, leave to bring action, R.C.P. 300  
 Record of proceedings signed, 604.38–604.40  
 Residence in district required, 605.13  
 Resignations, made to governor, 69.4  
 Retirement or disability of judge, other judge to act, R.C.P. 367  
 Retirement system, 605A.1–605A.11  
 Salary, Const., Iowa, V, 9; 605.1–605.5  
 Signing of the record, 604.38–604.40  
 Sitting together prohibited, 604.37  
 Special terms ordered, 604.22  
 Sunday, permissible judicial acts, 605.18  
 Supreme court reports, free copies, 16.28(3)  
 Suspending sentences, 204.22(4), 247.20  
 Temporary additional judge, 604.25  
 Term, four years, Const., Iowa, V, 5, 11; 39.14  
 Terms, schedules prepared, 604.17–604.23  
 Transfer by chief justice, 604.24–604.27  
 Vacancies filled by the governor, 69.8(2)  
 Vacation entries signed at next term, 604.40  
 Wartime emergency succession, 38A.9–38A.13

**DISTRICT FAIRS**

*General provisions*, 174.1–174.23  
 Book of agriculture, data furnished, 159.10  
 Eminent domain, 471.4(2)

**DISTRICT FAIRS**—Continued

Incorporation, 504.1, 504.2, 504.8  
 Lunch stand license fees, 170.5(7)  
 Tax exemptions, 422.45(4), 427.1(9, 10)

**DISTRICTS**

Congressional, counties enumerated, 40.1  
 County agricultural extension districts, 176A.4  
 Drainage, chs 455–467, *see* **DRAINAGE AND LEVEE DISTRICTS**  
 Election districts enumerated, 40.1–42.3  
 Judicial  
 General assembly to district, Const., Iowa, XII, 12; Amend. 1884  
 Judges qualify by oath, 63.6  
 Representative, state  
 Number, 42.2  
 Ratio of representation, 42.1  
 Tie, determined by lot, 42.3  
 Senatorial, counties enumerated, 41.1

**DISTURBANCES**

Blasphemous language, penalty, 728.1  
 City power to suppress, punish, 368.7(7)  
 Criminal syndicalism, penalty, 689.10–689.13  
 Disturbing congregations, 744.2  
 Disturbing public fairs, penalty, 744.4  
 Disturbing public gatherings, penalty, 744.1  
 Inciting against government, penalty, 689.4–689.9  
 Intimidation while masked, penalty, 694.3  
 Noise restrained, 368.7(7)  
 Profane, obscene language, penalty, 728.1  
 Riots, 743.1–743.9  
 Security to keep the peace, 727.4, 760.1–760.14  
 Unlawful assembly, riots, penalty, 743.1–743.9

**DIVISION OF PERSONNEL**

Classification and compensation of state employees, 8.5(6b)  
 Director, 8.5(6a)  
 Established in comptroller's office, 8.5(6)  
 Liquor control commission employees, 123.10  
 Merit system, 8.5(6b, d)  
 Personnel administration, 8.5(6b)

**DIVORCE AND ALIMONY**

Action in equity, no joinder, 598.2  
 Alimony  
 Actions for, joined with divorce, 598.2  
 Contempt for failure to pay, 598.15  
 Illegal marriage annulled, compensation, 598.24  
 Permanent, jurisdiction retained, 598.14  
 Personal earnings not exempt, 627.11  
 Temporary maintenance, 598.11  
 Wages not exempt, 627.11, 627.12  
 Annulment of marriage, 598.19–598.24  
 Attachment of property, 598.12, 598.13  
 Constitutional limitation, Const., Iowa, III, 27  
 Corroboration of plaintiff required, 598.7  
 Counterclaim, 598.10  
 Custody of children, 598.14  
 Disposition of property, 598.14  
 Equitable proceedings, 598.2  
 Evidence, depositions, 598.4, 598.5  
 Exemptions, alimony not included, 627.11  
 Former spouse, bigamous marriage validated, 595.19

**DIVORCE AND ALIMONY—Continued**

General assembly, Const., Iowa, III, 27  
 Grounds, 598.8, 598.9  
 Hearings open to public, 598.5  
 Homestead exempt to spouse obtaining, 561.16  
 Husband from wife, other causes, 598.9  
 Injunctions, temporary, bond, R.C.P. 327  
 Joinder of other actions not permitted, 598.2  
 Judgment by agreement prohibited, R.C.P. 226  
 Jurisdiction where either party resides, 598.1  
 Legalization of decrees, 587.1–587.11  
 Maintenance during litigation, 598.11  
 Marital rights forfeited, 598.16  
 Notice by publication, R.C.P. 60(i)  
 Petition requirements, 598.3, 598.4  
 Record book kept by clerk of courts, 144.36–144.39  
 Remarriage, when prohibited, 598.17, 598.18  
 Report to state registrar, 144.40  
 Residence requirements, proof, 598.6  
 Retrial on default, exception to rule, R.C.P. 251  
 Separate maintenance, 598.11; R.C.P. 226, 327  
 Suit money allowed, 598.11  
 Vital statistics, 144.1–144.54  
 Waiting period, 598.25

**DOCKETS**

District court, 606.7, 606.8, 632.10  
 False entries made by officer, penalty, 740.9  
 Justice of the peace court, 188.29, 601.90, 601.102;  
 R.C.P. 181.1, 181.2, 356  
 Mayor's court, justice court law applicable, 367.8  
 Municipal court, 602.7, 602.19, 602.23, 602.32  
 Neglect or refusal to make entries, penalty, 740.9  
 Police court, justice court law applicable, 367.8  
 Probate court, 632.4, 632.10, 633.25, 633.46  
 Publication in certain counties, 618.13  
 Superior court, 603.20, 603.60, 603.61  
 Supreme court, 684.6; Ct. R. 10, 12

**DOCKS AND WHARVES**

See *CITIES AND TOWNS*

**DOCTORS**

See *PHYSICIANS AND SURGEONS*

**DOCUMENT DEPARTMENT**

Printing board, control of, 16.2, 16.9

**DOCUMENTS**

Evidence and proof, see *EVIDENCE; BOOKS AND PAPERS*

Genuineness admitted in pleading, R.C.P. 127, 128  
 Production and inspection, R.C.P. 129, 130

**State documents**

Custody and storage, 16.2(7), 16.9  
 Distribution, 16.9–17.27, 304.7, 305.10  
 Preparation and distribution, 16.2–16.31, 17.1,  
 17.20, 17.27, 304.7, 305.10

**DOGS**

Assessors to list dogs, fees, 351.15, 351.16  
 Biting an animal or person, right to kill, 351.27  
 County pounds, 332.3(21)  
 Cruelty prevention society, contract, 368.8(4)  
 Disturbing stock, penalty, 717.6  
 Dog fights, penalty, 726.7  
 Duplicate tag issued, 351.14

**DOGS—Continued**

Field retriever meets, game, restrictions, 109.22  
 Fund of county for damages caused, 352.1–352.6  
 Guide dog for blind in public places, 351.30–351.32  
 Harboring, city license, 368.8(4)  
 Hunting with, on enclosed land, penalty, 714.25  
 Hydrophobia, liability of owner, 351.28  
 Kennel dogs, no license required, 368.8(4)  
 Killing licensed dog, unauthorized, 351.27  
 Killing unlicensed dog, duty, 351.26  
 Liability for damages caused by, 351.28  
 Licensing by cities and towns, 351.24, 368.8(4)  
 Licensing by counties, 351.1–351.29  
 Listed by assessor, fees, 351.15, 351.16  
 Medical research, use, 351A.1–351A.7  
 "Owner" defined, 351.2  
 Poisoning, penalty, 717.1  
 Property, considered as, when licensed, 351.25  
 Rabies, 351.28  
 Running at large, disposal, 368.7(5), 368.8(4)  
 Running at large in parks forbidden, 111.45  
 Scientific research, use, 351A.1–351A.7  
 Tag, imprints on, use, 351.7, 351.8  
 Taxation, cities and towns, 351.24, 368.8(4)  
 Taxation, county, 351.15–351.23  
 Training for hunting  
 Closed season, restrictions, 109.56  
 Field retriever meets, provisions, 109.22  
 Training on wild game, penalty, 109.56

**DOMESTIC**

Animal fund, 351.6, 351.16, 352.1–352.6  
 Fur-bearing animals, 109.40  
 Products and labor, preference required, 73.1–  
 73.10  
 Servants, workmen's compensation, 85.1(1)  
 Service, unemployment compensation, 96.19(7,  
 g[5])

**DOMESTIC RELATIONS**

Abandonment of family  
 Bigamy, three years absence, 703.2  
 Children, custody, 597.15  
 Contracts by other during absence valid, 597.11  
 Criminal prosecution, 731.1–731.7  
 Custody of children awarded, 597.15  
 Deserted wife to sue or defend, R.C.P. 11  
 Desertion after seduction, penalty, 700.3  
 Divorce ground, 598.8(2), 598.9  
 Jury trial in prosecution, 249.3  
 Property to abandoned spouse, 597.10–597.13  
 Spouse as witness, 622.7(1), 731.2  
 Support, deserting spouse's property taken,  
 252.10–252.12, 597.10–597.13

Absentee estates administered, 634.1–634.11

**Actions**

Child custody upon abandonment, 597.15  
 Deserted wife to sue or defend, R.C.P. 11  
 Family expenses, recovery, 597.14  
 Injury or death of minor, R.C.P. 8, 12  
 Joint suit, rights of each, R.C.P. 10

**Spouse**

Confined in prison, property taken for sup-  
 port, 597.10–597.13  
 Evidence as witness in civil cases, 622.4–622.9  
 Notice served on spouse, R.C.P. 56 (a, c, d)  
 Party after desertion, R.C.P. 11

**DOMESTIC RELATIONS—Continued**

Actions—Continued  
 Spouse—Continued  
     Recovery of realty by spouse, dower, limitation, 614.15–614.20  
     Seizure of property of deserting spouse, 252.10–252.12, 597.10–597.13  
     Wife alone liable for own torts, 597.19  
     Wife may sue and be sued, 597.16, 597.18, 613.11; R.C.P. 10  
 Adoption, 600.1–600.8  
 Adultery, 702.1  
 Allowance to widow from estate, 635.12  
 Annulment of marriages, 598.19–598.24  
 Assessment insurance on property of minors, 518.1(5)  
 Bastards legitimized by marriage, 595.18  
 Bastardy proceedings, 675.1–675.36  
 Bigamy, 703.1–703.3  
 Boarder not member of family, 627.1  
 Child or children  
     *See also MINORS*  
     Custody of incompetents, drunkards or spend-thrifts, 670.19  
     Homestead, removal from prohibited, 561.15  
 Contagious diseases, duty to report, 139.3  
 Dependents, support (uniform act)  
     Additional remedies, 252A.8  
     Construction, 252A.9  
     Definitions, 252A.2  
     Husband's liability  
         Child, seventeen or over, 252A.3(3)  
         Child, under seventeen, 252A.3(1)  
         Other dependent, 252A.3(1)  
         Wife, 252A.3(1)  
     Jurisdiction of court, 252A.4, 252A.5  
     Mother's liability, 252A.3(2)  
     Order for support, 252A.4(2), 252A.6(11, 12)  
     Parents' liability  
         Child seventeen or over, 252A.3(1, 2)  
         Child under seventeen, 252A.3(1, 2)  
         Common law marriage, 252A.3(5, 6)  
         Divorced parents, 252A.3(7)  
         Legitimate child, 252A.3(4)  
         When enforceable, 252A.5  
     Procedure  
         Appearance by petitioner, 252A.6(5), 252A.7  
         Bond, 252A.6(11)  
         Choice of law, 252A.6(2)  
         Contempts, 252A.6(10, 13)  
         Default, 252A.6(10, 11)  
         Hearing and order, 252A.6(4–12)  
         Nonresident respondent, 252A.6(3–11)  
         Payments, 252A.6(12–16)  
         Petition, 252A.6(1)  
         Purpose of act, 252A.1  
         Testimony, 252A.4  
         Title of act, 252A.1  
 Desertion, *see subhead Abandonment of Family above*  
 Divorce, 598.1–598.18, 598.25  
 Dower, 636.5, *see ESTATES OF DECEDENTS*  
 Exemptions, chs 561, 627, *see EXEMPTIONS*  
 "Family" defined, exemption statutes, 627.1  
 Family necessities  
     Allowance from estate, 635.12, 636.4

**DOMESTIC RELATIONS—Continued**

Family necessities—Continued  
     Allowance from guardian, 670.17  
     Definition under sales law, 554.2  
     Exemption from execution, 627.6  
     Illegitimates, father liable, 675.1–675.6  
     Parents' property liable, 597.14  
     Partial distribution of estate, 636.4  
 Grandchildren  
     Exemption under inheritance tax, 450.9(5)  
     Incest, penalty, 704.1  
     Inheritance when parents dead, 636.40  
     Liability to support grandparents, 252.5  
     Marriage, when void, 595.19  
 Grandparents, support of grandchildren, 252.5  
 Head of the family  
     Deductions on income tax, 422.12  
     Exemptions, 556.1, 627.6, 627.10, 627.15  
     "Family" defined, 627.1  
     Income tax law definition, 422.4  
     Mortgage of exempt property, spouse sign, 556.1  
     Original notice substituted service, R.C.P. 56(a)  
     Wage assignment, requirements, 539.4  
 Homestead, ch 561, *see HOMESTEADS*  
 Husband and wife  
     Abandonment, *see subhead above*  
     Absentee estate administered, 634.1–634.11  
     Acknowledgment by wife, 558.35  
     Actions, *see subhead Actions above*  
     Administration granted to spouse, 633.39  
     Adultery, 702.1  
     Annulment of marriage, 598.19–598.23  
     Arson, husband's property by wife, 707.1  
     Assignment of wages, both must sign, 536.17  
     Attorney in fact for other, 597.5  
     Bank deposits by a woman, 526.37  
     Bigamy, 703.1–703.3  
     Communications between, evidence restrictions, 622.9  
     Competency as witnesses, 622.4–622.9, 731.2  
     Contracts of wife are valid, 597.18  
     Conveyances, 557.4, 557.11–557.13; ch 597  
     Custody of incompetents, drunkards or spend-thrifts, 670.19  
     Desertion, *see subhead Abandonment of Family above*  
     Divorce, 598.1–598.19  
     Divorce forfeits rights, 598.16  
     Drunkards, priority of claim to custody, 670.19  
     Earnings not taken for spouse's debts, 597.17  
     Education of children, both liable, 597.14  
     Family expenses, each liable, 597.14  
     Homestead, ch 561, *see HOMESTEADS*  
     Husband to make marriage return, 595.16  
 Inheritance  
     Allowance from estate, 635.12, 636.4  
     Causing death of spouse, 636.47, 636.49  
     Damages for death of child, R.C.P. 8  
     Damages for wrongful death of spouse, 635.9  
     Homestead, 561.11–561.14, 633.1, 633.2, 636.7, 636.22–636.30  
     Insurance proceeds to survivor, 635.10, 635.11  
     Taxation, 450.1–450.96  
 Insane spouse, support, 230.15, 230.25, 230.28  
 Insanity of spouse, deed, proceedings, 597.6–597.9

**DOMESTIC RELATIONS—Continued**

## Husband and wife—Continued

## Liability

- Earnings exempt from other's debts, 597.17
- Husband not liable for wife's torts, 597.19
- Individual liability for nonnecessities, 597.17
- Insane spouse support, 230.15, 230.25, 230.28
- Joint liability for family expense, 597.14
- Separate debts, 597.17
- Torts, 597.19

## Marriage, 595.1–595.19

Property exempt from execution, ch 627, *also see EXEMPTIONS*

## Property owned by either

- Abandonment, taken for support, 252.10–252.12, 597.10–597.13
- Attorney in fact for other, 597.5
- Conveyance of insane spouse's property, 597.6
- Conveyance to each other valid, 597.4
- Insanity, court order conveyance, 597.6–597.9
- Nonliability for other's debts, 597.17
- Remedy by one against the other, 597.3
- Rent not to be taken for spouse's debts, 597.17
- Spouse's interest, 597.2, 636.5
- Wife may own separate property, 597.1

## Recovery of property from other, 597.3

- Settlement, legal, poor relief, 252.16
- Spendthrifts, priority of claim to custody, 670.19
- Suits brought or defended, R.C.P. 10
- Support ability, old-age assistance denial, 249.6
- Support, husband under guardianship, 670.17
- Wage assignment, both must sign, 536.17
- Wages of wife, 597.14, 597.16, 597.17
- Widow's allowance, 635.12
- Wife entitled to exemptions, when, 627.6(21, 22)
- Witnesses, evidence as, 622.4–622.9

## Marriage, 595.1–595.19

Married women, *see WOMEN*

Old-age assistance, obligations, 249.6, 249.20

Orphans, 35.7–35.11, 244.1–244.14, 444.11

## Parents

## Adopted children

- Birth certificates, 144.44, 144.45
- Status of child and parent, 600.6
- Adopted parents, inheritance, 636.42
- Bastardy, father obligation, 675.1–675.6
- Births reported, 144.15
- Child neglect, wanton, 731A.1–731A.4
- Children, education and support, 597.14
- Child support, divorce cases, 598.14, 598.15
- Child support, parents wages not exempt, 627.11, 627.12
- Custody of child, equally entitled, 668.1
- Dependent child aid, 239.1–239.18
- Drunkards, priority of claim to custody, 670.19
- Education, blind or deaf child, 299.18–299.21
- Family expenses, 597.14
- Feeble-minded, commitment, 222.3–222.13, 223.9
- Guardianship, ch 668, *see GUARDIANS*
- Illegitimate children, 675.1–675.36
- Natural guardians of their minor children, 668.1
- Spendthrifts, priority of claim to custody, 670.19

## Support of children

- Abandoned children, 252.10–252.12, 597.10–597.13
- Divorce cases, 598.14, 598.15
- Liability generally, 252.2, 597.14

**DOMESTIC RELATIONS—Continued**

## Parents—Continued

## Support of children—Continued

- Neglected children committed, 232.25
  - Poor children, 252.2, 252.3
  - Seizure of property for, 252.10–252.12, 597.10–597.13
  - Wages and earnings not exempt, 627.11, 627.12
- Property owned by either
- Wife's right to convey or encumber, 557.11
  - Wife's right to own or sell, 597.1
- Separate maintenance during litigation, 598.11
- Wearing apparel of family exempt, 627.6(1)

**DOMESTIC SCIENCE**

- Advancement by farm bureau, 176.1
- Expositions held by schools, 279.36
- Extension work at Ames, 266.5
- Short courses, farmers institutes, 175.6
- Vocational training, 258.4

**DOMICILE AND RESIDENCE**

## Change of residence

- Election requirements, *see subhead below*
- Notice after commencing action, 616.21

## Definition

- Exemption from execution laws, 627.2
- Homestead tax exemptions, 425.11(1)
- Income tax, individual, 422.4(8)
- Liquor control act, 123.5(8)
- Old-age assistance law, 249.1(5, 6), 249.6

## Election requirements

- Absent voters, 53.5, 53.6

## Change of residence

- Notice given, 48.7
- Not to affect primary election rights, 43.42
- Test under registration law, 47.20

- Constitutional provision, Const., Iowa, II, 1
- Voting only in precinct of residence, 49.9
- Voting when not qualified, penalty, 738.8–738.10

Indigents, medical care, legal residence, 255.8

## Legal settlement acquired

- Insane support law, 230.1–230.6
  - Poor relief law provisions, 252.16–252.24
- Old-age assistance requirements, 249.6

## Poor relief purposes

- Contests between counties, trial, 252.22, 252.23
- Foreign paupers, removal, 252.18
- Military service, status quo preserved, 252.16(7)
- Settlement, how acquired, 252.16
- Terminated, method, 252.17

**DONATIONS**

*See GIFTS*

**DOORS**

- Abandoned refrigerators, removed, 732.21
- Breaking by peace officer, 751.9, 751.10, 755.9, 755.10, 781.6
- Fire escape exits, 103.3–103.17
- Housing law provisions, 413.36, 413.40, 413.42, 413.43, 413.88–413.90
- Public buildings, doors open outward, 103.8
- School doors unlocked during school hours, 100.31



**DORMITORIES**

Erection at state educational institution, 262.35–262.42

**DOUBLE-BARRELED CERTIFICATE**

Evidence requirements, 622.52–622.55  
Records authenticated, federal statute, page liv, Vol. I

**DOUBLE JEOPARDY**

Former acquittal, Const., Iowa, I, 12  
Former conviction or acquittal, 753.10, 777.20, 777.21

**DOUBT, REASONABLE**

See 785.3, 785.4

**DOWER**

See 636.5 *ESTATES OF DECEDENTS*

**DRAFTS**

Acceptance regulated, 528.71–528.73  
Banks authorized to deal, 526.29, 532.1(5)  
Banks, trust companies, may accept, 528.71–528.73  
Clearing payment drafts preferred, 528.34  
Insuring parties fidelity, 515.48(2)  
Purchasers, preference in closed bank, 528.34  
Selling, business regulated, 533B.1–533B.5  
Stock order on payment, method, 528.62

**DRAINAGE**

See also *DRAINAGE AND LEVEE DISTRICTS*  
Cities and towns

County district embracing city, 459.1–459.11  
Flood protection, bids, construction, 395.1–395.25  
Constitutional authorization to establish, Const., Iowa, I, 18; Amend. 1908

**Costs**

Appeal from trustees' finding, costs taxed, 465.11  
Trustees' and clerks' costs, 465.13

**Mines and mineral lands**

Damages, coal land drain over other land, 468.1  
Lead or zinc lands  
Condemnation of right of way, 468.7  
Limitation of provisions, 468.8  
Right of way procured, 468.6  
Royalties, 468.2–468.5

**Private rights**

Adjoining owners, boundary dispute, 465.20, 465.21  
Appeal, trial, costs, 465.9–465.13  
Application, drain over another's land, 465.1  
Boundary disputes, trustees decide, 465.20, 465.21  
Coal lands, 468.1  
Connection with drain on highway, 465.23  
Construction  
Appeal not to delay work, 465.14  
Costs predetermined, 465.15  
Damages paid before work starts, 465.14  
Highway, across or along, rights, 465.23  
Railroad, option to do own work, 465.15–465.17  
Specifications by trustees, 465.7, 465.14

**Damages**

Award by trustees, 465.7  
Claims for damages, waiver, 465.5  
Payment before start of construction, 465.14  
Payment to railroad, 465.15, 465.16  
Penalty for injury to drains, 465.9

**DRAINAGE—Continued****Private rights—Continued**

Drainage across highway, rights, 465.23  
Drainage in natural watercourse, right, 465.22  
Drains on adjoining boundary line, 465.20  
Fees for recording and copies, 465.29  
Findings recorded, finality, 465.8  
Hearing on application, 465.6  
Highway drainage, 460.1–460.13  
Jurisdiction, township trustees, 465.7, 465.20, 465.21

Location fixed by trustees, 465.7

**Mutual drains**

Appeals, 465.32  
Districts, 465.31–465.35  
Records, 465.30, 465.34

Notice of hearing, service, 465.2–465.4

Obstruction, injury, penalty, 465.19, 714.4, 716.3, 716.4

Plat book for drainage records, 465.24, 465.25

Plat, original, may be filed, 465.27

Private drainage system, record, 465.24–465.29

Record book and index, recorder's, 465.26

Record not part of title, 465.28

Repairs, disputes determined, 465.18

Township clerk, duties, 465.1–465.3

Township trustees decision, findings, 465.7, 465.8

Transcript filed on appeal, 465.10

Road construction, drainage protected, 314.7

**Road drainage**

Constitutional authority to construct, Const., Iowa, I, 18; Amend. 1908

Highways, 460.1–460.13

Obstruction or injury to drains, penalty, 714.4, 716.3, 716.4

Private drains, see *subhead Private Rights above*

Road funds proportionately liable, 455.50, 455.84

**Township drains or ditches**

Compensation of trustees for locating, 359.32(3)

Construction, 465.1–465.29

Fee for filing application, 359.47(3)

**DRAINAGE AND LEVEE DISTRICTS**

Actions against, construction contracts, damages, venue, 616.9

Actions at law or equity authorized, 455.162

**Appeals**

Annexation of more land to district, 455.129

Assessments, 455.65, 455.92, 455.93, 455.102, 455.135, 459.4

City or town districts, 459.4

Consolidation of cases, 455.101

Costs, how taxed, 455.104, 455.105

Counsel employed, 455.98

Damages, 455.92–455.95, 455.101, 455.103, 455.106, 455.129

Decree on appeal, effect, 455.105, 455.106

Dissolution of districts, appeal, 456.4

District's right to sue or appeal, 455.100

Drainage through other's land, findings, 465.9–465.13

Equity proceeding, when triable, 455.101

Establishment, 455.92–455.95, 455.105–455.108, 455.184, 458.3, 458.4

Exclusive remedy, 455.106

**DRAINAGE DISTRICTS—Continued****Appeals—Continued**

- Filing fee, failure to pay as waiver, 455.96
- Intercounty districts, 455.93–455.108, 457.24–457.27
- Intracounty to intercounty, 458.3–458.5
- Mutual drains, 465.32
- Nonappellants not bound by appeal decree, 455.106
- Notice of appeal filed with auditor, 455.94
- Ordinary proceedings, damage appeal, 455.101
- Parties in appeal cases, 455.98–455.100
- Petition, pleadings, 455.96, 455.97
- Plaintiffs and defendants, designated, 455.99, 455.100
- Pleadings and parties, 455.97–455.100
- Presumption of benefit applies, 455.102
- Refunding bonds, 463.7, 463.8, 463.28
- Repairs assessment, 455.135
- Reversal on appeal, effect, 455.107, 455.108
- Time and manner of taking, 455.94
- Transcript of notice and bond, 455.95
- Trials, consolidation, 455.101, 455.102
- Assessment of benefits, *see subhead Taxation below, thereunder see Assessment for Benefits*
- Assessments, lien, 455.67
- Attorneys employed, fees, 455.98, 455.162, 455.166, 455.169
- Authorization, Const., Iowa, Amend. 1908
- Benefit commissioners
  - Appointment, 455.143
  - Hearings, notice, 455.144
  - Report, 455.145

**Bonds**

- Action on contractor's bond for default, 455.115
- Amount fixed by auditor, 457.22
- Amount fixed by board, 455.81–455.84
- Approval by court, trustees issue, 462.30
- Assessments, when payable in cash, 455.90
- Authority to issue, 455.81, 455.87, 455.88, 461.13, 462.30
- Authorization by election, 75.1
- Bondholder may purchase tax sale certificate, 455.178
- Budget law regulations, 24.1–24.33
- City or town as district, 459.6, 459.7
- Contractor's bond for performance, 455.43, 455.115
- Declaratory judgment, 455.81
- Defaulting bonds extended, 464.1–464.12
- Deficiency levy, additional bonds, 455.87
- Dissolution of district, effect, 455.35
- District with pumping station, 461.13–461.23
- Exchange authorized, 75.9
- Form and contents, 455.82
- Funding bonds, 455.88, 459.7, 461.13–461.23
- Intercounty districts, cost payments, 457.16, 457.17, 457.22, 457.23, 457.28
- Intercounty districts, law applicable, 457.28
- Interest rate fixed, 455.83, 455.84
- Interstate districts, 467.5, 467.6
- Issuance withheld until litigation ended, 467.5
- Legalizing acts, 593.2
- Maturity fixed, 455.83, 455.84
- Mutual agreement districts, 455.155
- Payable only from drainage taxes, 455.82
- Payment before issuance, limited, 455.91

**DRAINAGE DISTRICTS—Continued****Bonds—Continued**

- Payment to contractor, 455.110
- Premiums from sale of bonds credited, 455.86
- Pumping station bonds, *see subhead Pumping Stations below*
- Record of bonds kept by auditor, 455.89
- Refunding bonds
  - Additional assessments to cover, 463.19
  - Additional powers granted, 463.25
  - Appeal from new assessments, 463.28
  - Appeal, time and manner, 463.7, 463.8
  - Applicability of funds received, 463.20
  - Assessment payment time extended, 463.6, 463.9, 463.18
  - Authority of drainage districts, 455.88
  - Authority of supervisors, 463.1
  - Cancellation of old bonds on exchange, 463.16
  - Composition with creditors, 463.26
  - Exchange for indebtedness, 463.16
  - Extended time for assessments, 463.6
  - Federal loans available, 463.26–463.28
  - Form of bonds, 463.10, 463.11
  - Funds held in trust to pay bonds, 463.21
  - Interest rate, maximum, 463.10
  - Issuance authorized, 463.1, 463.6, 463.25
  - Liability of treasurer, reports, 463.15
  - Liens of assessment not affected, 463.18, 463.22
  - Limitation, action attacking validity, 463.23
  - Maximum extension allowed, 463.9
  - Notice required, 463.4, 463.5
  - Petition, sufficiency, hearing, 463.2
  - Pumping stations, 461.13–461.23
  - Refinancing powers, 463.27
  - Registration of bonds, 463.14
  - Report and hearing, 463.28
  - Resolution authorizing, record, 463.12, 463.13
  - Sale, use of proceeds, 463.16
  - Tax sale, redemption, refunding, 463.1, 463.17
  - Void bonds or assessment, 463.24
- Renewal or adjustment, 455.88
- Sale, 75.1–75.9, 455.86
- Tax certificate, purchase by bondholder, 455.178
- Tax exempt, 427.1(5)
- Trustees of districts
  - Issuance of bonds, report, 462.30, 462.40
  - Qualifying bond required, 462.25
- Boundary rivers, damages recovery, 455.162
- Bridges at natural waterways, 455.121
- Bridges on roads relocated, 455.118
- Budget law, local, not applicable, 24.2
- Certificates of indebtedness, *see subhead Improvement Certificates below*
- Change of conditions, plans modified, 455.69
- City or town within district, 459.1–459.11
- Classification request by nonpetitioners, 455.8, 455.9, 455.19
- Conservator, defaulted bonds, 464.6–464.12
- Construction work
  - Abandonment procedure, 455.114, 455.115
  - Bridges built over ditches, cost, 455.118, 455.121
  - Division of work into sections, 455.38
  - Equipment moved across tracks, 455.124
  - Highways, on or along, 455.116–455.118
  - Intercounty districts, payment with warrants, bonds or certificates, 457.16, 457.17, 457.22, 457.23, 457.28

**DRAINAGE DISTRICTS—Continued**

## Construction work—Continued

- Mutual agreement districts, 455.152–455.155
- Objections to completion report, 455.112
- Payment on estimates, completion, 455.110–455.113
- Performance bond, 455.43, 455.115
- Public utilities, building across, 455.125–455.127
- Railways, construction across, 455.119–455.124
- Report of completion, refusal, 455.111–455.113
- Supervising engineer's bond, 455.39
- Survey, plat, and profile filed, 455.36
- Waste banks, use by owner, limitation, 455.163

## Contract letting

- Advertisements for bids, 455.40
- Awarding of contract by sections, 455.41
- Bids, deposits, bonds, 455.41–455.43
- Changes in work, bids required, 455.73
- Contract, contents specified, 455.44
- Performance bond, 455.43
- Unfinished work, new contract bids, 455.115

- Contractor's failure, demand, suit, 455.114, 455.115
- Contract with city to discharge sewage into ditches, 393.12

## Costs

- Appeal from damage award, cost taxed, 455.124
- Apportioned, 455.46
- Apportionment determined by board, 455.53
- Bond to assure payment, 455.10
- Defaulted bonds, costs taxed, 464.8
- Dismissal on remonstrance, cost paid, 455.34
- Dissolution, costs paid before order, 455.35
- Highway drainage district, dismissal cost, 460.9
- Railroad construction costs recovered, 465.15
- Reclassification, 455.74

- Counsel, 455.98, 455.162, 455.166, 455.169
- Counsel, engineering, authorized, 455.162

## Damages

- Appeal to district court
  - Exclusive remedy, 455.106
  - Procedure generally, 455.92–455.108
  - Trial by ordinary proceeding, 455.101
- Appraisers to assess, 455.30, 455.31
- Award by board, 455.32
- Compensation of appraisers, 455.167
- Condemnation cases, 472.14–472.24, 472.26
- Constitutional provisions, Const., Iowa, I, 18
- Damming or diverting water in ditches, 455.159
- District-owned property, 455.162
- Injury to ditches, damages awarded, 455.159
- Intercounty districts, 457.7, 457.10
- Mutual agreement district, 455.153(4)
- Payment or security, 455.37
- Presumption of benefit, 455.2
- Railroad right of way crossed, 455.123, 455.124
- Re-established districts, awards, 455.132
- Waiver by failure to file claim, 455.25

- Damage to drainage, penalties, 455.159–455.161

- Definition of terms, 455.3, 455.4

- Dissolution of drainage districts, 455.35, 456.1–456.6

## Districts within counties

- Addition of benefited land, 455.128–455.130
- Appraisers file account for time, 455.167
- Assessment of benefits, *see subhead Taxation below*

**DRAINAGE DISTRICTS—Continued**

## Districts within counties—Continued

- Associations, membership, fees, 455.187–455.189
- Banks of ditches, use, limitation, 455.163
- Borrow money to make up short fund, 455.174
- Change of course, assessments, 455.132, 455.141
- Change of management, 462.36–462.41
- Cities and towns included, 459.1–459.11
- Condemnation, rights of owners, 472.26
- Constitutional provisions, Const., Iowa, I, 18; Amend. 1908
- Division of pumping districts, 461.6
- Election of trustees to manage, 462.1–462.41
- Existing rights not affected by act, 468.9
- Jurisdiction to establish, 455.1
- Legalizing act, 593.2
- "Levee" defined, 455.3
- Levy of tax, *see subhead Taxation below*

## Management

- Change, trustees to supervisors, 462.36–462.41
- Trustees, election, 462.1–462.41

- Memberships, drainage associations, 455.189
- Payment, assignment of certificate, 455.174
- Petition for district, 455.1, 455.9
- Premiums from sale of bonds credited, 455.86
- Receivership for tax sale land, 455.190–455.196
- Redemption from tax sale, 455.172, 455.173, 463.17
- Special assessment tax lists, 445.11–445.14
- Statutes liberally construed, 455.182, 573.1(2)
- Supervisory powers of board, 455.135, 462.41
- Tax sale, district may purchase, 455.170
- Trustee management, election, 462.1–462.41
- Unsuccessful project, re-establishment, 455.132
- Watchmen, compensation, 455.181

- Diverting or injuring drains, penalties, 455.159–455.161

- Easements over state land, 455.217

## Engineer

- Annexation of additional land, duties, 455.128
- Appointment, bond, 455.12
- Assistants employed, 455.15
- City or town districts, 459.3–459.11
- Commissioner to assess benefits, 455.45
- Compensation, 455.13
- Costs of intercounty ditches ascertained, 455.164
- County districts, 455.12–455.186
- Damage appraiser, 455.30
- Defined, 455.4
- Discharge by board, 455.14
- Equipment across utilities, duty, 455.126
- Flood control report, 455.18(9), 455.204, 455.205
- Highway drainage districts
  - Appointment, compensation, 460.4
  - Laws applicable, 460.11
  - Survey and report, 460.5
- Individual drain plats recorded, 465.25–465.27
- Inspection costs, claim filed, 455.180

## Intercounty districts

- Commissioner to assess benefits, 457.14
- Damage appraiser, 457.10
- Duties of engineer, 457.4, 457.9
- Examination as commissioner, report, 457.3
- Monthly and final estimates, 455.110, 457.22, 457.23
- Report of engineer, contents, 457.4
- Report of work completion, 455.111–455.113

**DRAINAGE DISTRICTS—Continued****Engineer—Continued****Intercounty districts—Continued**

- Supervising engineer, bond, 455.39
- Supervising engineer, duties, 457.18, 457.19

**Interstate drainage districts**

- Laws applicable, 467.6
- Report on establishment, 467.1

**Mutual agreement district, 455.152–455.155**

- Outlet benefits commissioner, 455.143
- Plans of district, adoption, 455.19, 455.20, 455.28

**Pumping station districts**

- Division of district investigated, 461.6
- Investigation as to establishment, 461.3

**Record of work kept, 455.16**

- Supervising engineer, bond, 455.39
- Survey and report, 455.17, 455.18
- Survey prior to establishment, 455.12–455.19
- United States levees connected with districts
  - Laws applicable, 466.8
  - Report of engineer, 466.3
- Use of abandoned surveys, 455.131

**Engineering counsel authorized, 455.162, 455.166**

- Erosion easement acquired, 455.135(6)
- Erosion of river land, taxes removed, 455.56

**Establishment by board**

- Additional benefited land added, 455.128–455.130
- Agreement by persons interested, 455.152–455.155

**Constitutional authority, Const., Iowa, I, 18; Amend. 1908**

- Dismissal of petition, grounds, 455.27, 455.33, 455.34

**Division into sections, 455.38**

- Engineers appointed to survey, 455.12–455.19
- Findings, establishing district, 455.28
- Further investigation, postponement for, 455.28
- Intercounty districts, subdistricts in, 455.151
- Jurisdiction of county supervisors, 455.1
- Mutual agreement district, 455.154
- New district including old, 455.133, 455.134
- Notice of hearing, service, 455.20–455.26
- Objections, waiver, hearing, 455.20, 455.24–455.28
- Order, final, when conclusive, 455.184
- Petition, contents, bond, 455.7–455.11
- Plans of engineer, adoption, 455.19, 455.20, 455.28
- Powers of supervisors, 455.1, 455.28, 455.33, 455.154

**Re-establishment after failure, 455.132**

- Setting aside by court, 455.107, 455.108
- Subdistricts in intercounty districts, 455.151
- Subdrainage district on branches, 455.70
- Survey, plat and profile, permanent, 455.36
- Surveys of former district, use, 455.131

**Exemption from tax, right of way, 427.2**

- Expense, preliminary, how paid, 455.164
- Expenses and costs, how paid, 455.169
- Federal loans authorized, 463.26, 463.28
- Fees and expenses, payment, 455.164–455.169
- Flood control, 395.1–395.34, 467A.1–467C.6

**Fund, drainage district**

- Attorney fees, 455.166, 455.169
- Establishment of fund, interest, 455.61
- General fund advancements, 455.164

**Payments from**

- Additional help for auditor, 455.165

**DRAINAGE DISTRICTS—Continued****Fund, drainage district—Continued****Payments from—Continued**

- Inspection fees of engineer, 455.180
- Order by trustees, 462.28, 462.29
- Outlet in adjoining county or state, 455.156, 455.157
- Removal of obstructions, 455.148
- Repairs to ditches, 455.136, 455.181
- Restrictions, 455.61, 455.169
- Tax certificates, purchase, 455.174, 455.175
- Tax sales, land purchased, 455.170
- Watchmen, services and expenses, 455.181

**Preliminary expenses paid from general fund, 455.164**

- Premium from bond sale credited, 455.86
- Surplus in fund, refund, 455.68
- Utility right of way, crossing expenses, 455.127
- Warrants drawn, 457.22, 466.6
- Warrants received for assessments, 455.75

**Highway district, 460.1–460.13****Impounding areas, 455.137****Improvement certificates**

- Assessments paid with, 455.80
- City council's authority to issue, 459.6
- Form and negotiability, 455.78
- Funding and refunding, 455.88, 461.13–461.23
- Intercounty districts, cost payments, 457.16, 457.22, 457.23, 457.28
- Interest rate fixed, 455.79
- Issuance authorized, 455.77, 455.155, 457.16, 459.6
- Issuance to contractor, 455.110
- Mutual agreement district, 455.155
- Payment, time and place, 455.79, 455.80
- Received for assessments, 455.76
- Rights of holder, 455.78–455.80
- Sale at par required, 455.80
- Supervisor's authority to issue, 455.77
- Tax exemption, 427.1(5)
- Trustees, issuance, report, 462.30, 462.40
- Waivers indorsed thereon, 455.64

**Improvements, remonstrance against, 455.135(7)**

- Income from improvements, uses, 455.138
- Injury to drainage, double damage, 455.159
- Inspection by engineer, fees, 455.180

**Intercounty districts**

- Adjournment of hearings, 457.8
- Appeals, 455.93–455.108, 457.24–457.27
- Apportionment of costs, 457.14, 457.15
- Appraisers appointed, duties, 457.10, 457.11
- Assessment of benefits, 457.14–457.16
- Bond of petitioner filed in duplicate, 457.1
- Bonds, issuance, proceeds, 457.16, 457.17
- Certificates issued, 457.16
- Commissioner's duties and report, 457.3, 457.14
- Commissioners to assess, appointment, 457.2, 457.14
- Construction work, payment, 457.21–457.23
- Contracts, letting, 457.20–457.23
- Conversion into intercounty districts, 458.1–458.5
- Damage claims filed, waiver, 457.7
- Dismissal of petition by boards, 457.9
- Dismissal on objections filed, 455.34
- Division for pumping purposes, 461.6–461.11
- Election of trustees, 462.1–462.23

**DRAINAGE DISTRICTS—Continued**

## Intercounty districts—Continued

- Engineer's duties, 457.4
  - Establishment by boards, 457.9
  - Establishment by district court, 457.24–457.27
  - Failure of board to establish, appeal, 457.24–457.27
  - Final settlement, payment, 457.23
  - Hearing on commissioner's report, 457.15
  - Law applicable, 457.28
  - Levy of tax, 457.16
  - Management by boards or trustees, 462.36–462.41
  - Meetings of joint boards, place, 457.12
  - Notice of assessment of benefits, 457.15
  - Notice of establishment, service, 457.5, 457.6
  - Objections to assessment, hearing, 457.15
  - Payment with warrants, bonds, or certificates, 457.16, 457.17, 457.22, 457.23, 457.28
  - Petition dismissed, 455.34
  - Petition filed in two or more counties, 457.1
  - Preliminary hearing, organization, 457.8, 457.9
  - Procedure applicable generally, 457.28
  - Pumping stations, *see subhead below*
  - Receiver, appointment, 455.190–455.196
  - Refinancing indebtedness, 463.1–464.12
  - Report of commissioners to assess, 457.3, 457.14
  - Report of engineer, contents, 457.4, 457.14
  - Subdistricts, 455.151
  - Supervising engineer, duties, 457.18, 457.19
  - Supervision by boards, 455.1, 462.36–462.41
  - Tax levied and collected, 457.16, *see also subhead Taxation below*
  - Tentative adoption of plans, 457.9, 457.10
  - Trustees, management, 462.1, 462.27
  - Voting power equalized, 457.13
  - Warrants issued, 457.16, 457.22
  - Work certified to auditor, 457.23
- Interstate districts, 467.1–467.6
- Land acquired, 455.135, 455.137
- Land bought at tax sale, management, 455.170–455.179
- Lateral drain outlets, use permitted, 455.150
- Legal counsel employment, 455.162, 455.166
- "Levee" defined, 455.3
- Liberal construction of drainage laws, 455.182
- Lien of tax levies
- Assessment levy lien, 455.58, 455.67
  - Conservator's bonds, assessment lien, 464.10
  - Deferred installment lien, 455.67
  - Pumping station funding bonds, 461.13, 461.22
  - Refunding bonds, lien unimpaired, 463.18, 463.22
  - Time lien attaches, 455.67
- Location of drains, ditches, and levees
- Authority of supervisors, 455.1, 455.154
  - Engineer's survey and report, 455.17, 455.18
  - General rule for location, 455.5
  - Highway, on or along, 455.116–455.118
  - Location across railroad, 455.6, 455.119–455.124
  - Permanent survey, plat and profile, 455.36
  - Utilities, passage across, 455.125–455.127
- Mutual agreement districts, 455.152–455.155
- Mutual drains
- Appeals, 465.32
  - District established, 465.31
  - Petition to annex, 465.35
  - Records lost, 465.31, 465.34

**DRAINAGE DISTRICTS—Continued**

- National association membership, 455.187, 455.188
- New district added to old, 455.133, 455.134

## Obstructions

- Abatement as nuisance, 455.161
- Criminal penalty, 455.160, 716.3, 716.4
- Damages, double or treble, 455.159
- Removal, payment, 455.148
- Trees and hedges removed, 455.148, 455.149

## Outlets

- Adjoining county, purchase, 455.156
  - Adjoining state, purchase, 455.157
  - Joint outlet repaired, benefits, 455.142–455.147
  - Lateral drains, connection, 455.150
  - Notice, repair joint outlet, 455.22
  - Plans modified, 455.69
  - Tax to pay for out-of-state outlet, 455.158
- Petition to auditor, 455.7, 455.9
- Preliminary expenses, how paid, 455.164
- Presumption of legality, order conclusive, 455.184
- Presumption of public benefit, 455.2, 455.152

## Pumping stations

- Additional pumping stations, 461.3–461.5
- Assessments not affected, 461.10
- Authorization to establish, 461.1
- Bankruptcy available, federal, 461.24
- Bonds, funding, *see also subhead Bonds above*
  - Assessments to pay, 461.13, 461.20, 461.22
  - Authorization for board to issue, 461.13, 461.16
  - Exchange for indebtedness, 461.19
  - Funds available to pay bonds, 461.22
  - Interest rate fixed, 461.14
  - Levy to pay bonds, 461.20
  - Liability of county treasurer, 461.18
  - Limitation, action attacking validity, 461.23
  - Petition to issue, signers required, 461.3
  - Resolution required, 461.6
  - Sale of bonds, application of proceeds, 461.19
  - Scope of act, 461.21
  - Tax levy to pay bonds, 461.20
- Change from trustee to supervisor management, 462.36–462.41
- Construction, 461.1
- Construction or excavation near levee prohibited, 461.26–461.29
- Costs of additional plants, 461.5
- Districts covered by law, 461.25
- Division into pumping districts
  - Assessments levied, 461.8, 461.10
  - Division, when made, 461.6, 461.9
  - Hearing on division, jurisdiction, 461.8
  - Jurisdiction of board, trustees, 461.8–461.11
  - Maintenance tax, apportionment, 461.10
  - Notice of division, publication, 461.7
  - Trustees, election, jurisdiction, 461.11
- Election of trustees, procedure, 462.20
- Establishment, 461.1, 461.3
- Federal loans, debts adjusted, 463.26–463.28
- Levy of tax, 461.20
- Management by trustees, 462.1, 462.27
- Petition, procedure, 461.2
- Receiver, appointment procedure, 455.190–455.196
- Settling basin, condemnation, 461.12

**DRAINAGE DISTRICTS—Continued****Pumping stations—Continued**

- Supervision by board, 455.1, 461.1, 462.36–462.41
- Transfer of pumps, 461.4
- Violations, 461.27

**Receivership for drainage lands, 455.191–455.196****Records**

- Auditor's drainage record book, 455.185
- Drainage record book, assessments entered, 455.60
- Engineer's record of work done, 455.16
- Filing with auditor required, 455.186
- Property of drainage district, 455.186
- Tax records, assessments entered, 455.60

**Remonstrance against improvement, 455.135(7)****Repairs**

- Additional land to aid repairs, 455.139
- Assessment report, 455.143–455.145
- Assessments, 455.132, 455.135–455.141
- Improvements, 455.135–455.141
- Levy under old and new classification, 455.146, 455.147
- Notice to county auditor, 455.142
- Outlet, clean out and repair, 455.142
- Payment from district fund, 455.136
- Reclassification, assessments, 455.141–455.147
- Replacement line, 455.135
- Review of assessments by board, 455.145
- Subdistricts in intercounty district, 455.151
- Supervisor's powers, 455.135, 455.151

**Revenues from improvements, 455.138****Rights of way, tax exempt, 427.2****Securities, bank investments, 526.25(4)****Securities, public, tax exempt, 427.1(5)****Settlement of actions authorized, 455.162****Settling basins**

- Condemnation to care for overflow, 461.12
- Establishment, 455.29, 457.3, 461.12
- Intercounty districts, 457.3
- Obstructing or damaging, penalty, 455.159–455.161
- Pumping stations, to prevent floods, 461.12
- Repair or enlargement, cost assessed, 455.135
- Separate section, separate bids, 455.38, 455.41
- Supervisors to buy or lease lands for, 455.29

**Sewage discharged into ditches, 393.12****State-owned lands assessed, 455.50****State-owned lands, easements over, 455.217****Subdistricts in intercounty districts, 455.151****Subdrainage district**

- Benefit to public presumed, 455.71
- Drains across another's land, 455.70
- Intercounty districts, 455.151
- Jurisdiction, supervisors to control, 455.71
- Merger in drainage district, 455.71
- Petition to construct, 455.70

**Supervising engineer, bond, 455.39****Supervisors as drainage board, compensation, 331.24****Survey, plat and profile, permanent, filed, 455.36****Surveys of former district, use, 455.131****Swamp and overflow land, law liberally construed, 455.182****Taxation**

- Assessments for benefits
- Additional levies, 455.87

**DRAINAGE DISTRICTS—Continued****Taxation—Continued****Assessments for benefits—Continued**

- Agreement, 455.152–455.155
- Annexation of additional land, 455.128, 455.129
- Appeals, *see subhead Appeals above*
- Apportionment, 455.46–455.56, 455.72, 455.74
- Appraisers of benefits, compensation, 455.167
- Assessment, 455.45, 455.211
- Assessments for lateral ditches, 455.48
- Assignment of tax certificate, 391.68
- Basis same for future assessments, 455.56
- Benefit commissioners, 455.143–455.145
- Benefit presumption conclusive, 455.55
- Benefits appraised, 455.28, 455.30–455.35, 455.45, 455.48, 455.210
- Benefits reported, 455.18(3)–455.20
- Bonds issued to cover, *see subhead Bonds above*
- Bonds received in payment, 455.76
- Certificates issued to cover, *see subhead Improvement Certificates above*
- Certified to county auditor, 455.51
- Change of watercourse, 455.132
- Cities and towns, 459.3
- Cleaning out ditches, 455.135–455.141
- Collection from highway funds, 455.50
- Collection from railroads, 455.49
- Collection same as other taxes, 455.62
- Commissioner's duties, time limit, 455.46, 455.48, 455.72
- Commissioners to classify and assess, 455.45
- Common outlet, improvements, 455.142–455.147
- Compensation of appraisers, 455.167
- Converting intracounty district into intercounty district, effect, 458.2–458.4
- Counsel allowed objectors, 455.54
- Credit for old improvement, 455.134
- Credit on re-established districts, 455.132
- Deepening and widening drains, 455.135–455.141
- Deferred installments, lien attaches, 455.67
- Dissolution of district, refund, 456.5
- Districts connected with U. S. levees, 466.4–466.8
- Districts with city or town, 459.1, 459.3–459.5
- Districts with pumping stations, 461.1–461.10, 461.22
- Diversion of funds prohibited, 455.61
- Dividing a classified tract, 455.56
- Drainage warrants received in payment, 455.75
- Entry on tax records, 455.60
- Eroded river lands, assessment removed, 455.56
- Extension of payment time, 463.6–463.9, 463.18
- Failure assessments on same basis, 455.56
- Flood control, 455.211
- Hearing by board, notice, 455.52–455.54
- Highway assessment collection, 455.50
- Highway districts, 460.3, 460.6
- Increase of assessment, notice to owner, 455.55
- Installment payments, waiver, 455.64–455.67
- Intercounty drainage, 455.151, 457.14, 457.16, 457.28
- Interest rate fixed, 455.57, 459.5

**DRAINAGE DISTRICTS—Continued**

## Taxation—Continued

## Assessments for benefits—Continued

- Interstate drainage districts, 467.1–467.6
- Lateral ditch benefits, 455.48
- Levy, interest, 455.57, 455.59
- Lien of tax levy, 455.58, 455.67
- Maturity payment, 455.57, 455.62–455.67
- Mortgagor, mortgagee, time lien binds, 455.67
- Mutual agreement districts, 455.155
- New district added to old, 455.133, 455.134
- Notice, assessment hearing, 455.20–455.27, 455.52–455.56
- Notice to owners, half and full completion, 455.66
- Old districts included in new, 455.133
- Options of payment, waiver, 455.64
- Payable in cash, when, 455.90, 455.91
- Payment before bonds issued, 455.63, 455.91
- Payment, manner, 455.62, 455.90
- Payments in installments, waiver, 455.64–455.67
- Payment with drainage warrants, 455.75
- Platted lands, 455.56
- Public highways, benefits assessed, 455.50
- Railroad property assessed, 455.49
- Reapportionment, procedure, 455.72–455.74
- Reassessment to cure illegality, 455.109
- Reclassification for new assessment, 455.72–455.74
- Repair costs, 455.135, 455.141–455.148
- Repairs and new territory, 455.132–455.141
- Report of assessment commission, 455.31, 455.51
- Road funds available, 455.50, 455.84
- Rules of classification, 455.46, 455.47
- Scale of benefits, 455.46, 455.47
- Subdistricts in intercounty district, 455.151
- Subdrainage districts, 455.70, 455.74–455.76
- Surplus funds, refunds, 455.68
- Tax sale, 448.13, 455.170–455.172, 589.16
- Time for payment, 455.91
- Time of making assessment, 455.46
- Vendor and buyer, when lien attaches, 455.67
- Voting rights given taxpayer, 462.9, 462.14
- Waiver issued for assessments, 459.6
- Warrants in payment of assessment, 455.75
- Eroded river land, taxes removed, 455.56
- Funds, drainage or levee, kept separate, 455.61
- Irregularities in proceedings immaterial, 455.183
- Levy of drainage taxes
  - Annexed land, 455.130
  - Assessments for benefits, levy by board, 455.57
  - Budget requirements, 24.1–24.24
  - City or town districts, 459.3, 459.5
  - Deficiency, levy for additional amount, 455.59
  - Deficiency, levy for additional bonds, 455.87
  - Entered in drainage record, 455.60
  - Flood control, 455.212, 455.213, 455.216
  - Highway drainage districts, 460.11
  - Intercounty district levy, 457.16
  - Interest on levy for assessments, 455.57
  - Interstate districts, 467.6
  - Lien of drainage taxes, 455.58
  - Outlet in another state for, 455.158
  - Pumping station districts, 461.20
  - U. S. levee district, use joined, 466.4–466.7

**DRAINAGE DISTRICTS—Continued**

## Taxation—Continued

- Levy of taxes, 24.1–24.24, 455.158, 466.4–466.7
- Refunds to owners, 455.68
- Tax certificates
  - Assignment for district, 455.174
  - Board of trustees may buy, 455.172–455.178
  - Payment by district, funds, 455.175
  - Purchase by bondholder, 455.178
  - Purchase, district benefit, 455.172, 455.176
- Tax deed, 455.171–455.176
- Tax entries, U. S. levees, districts, 466.4–466.6
- Tax exempt drainage bonds, 427.1(5)
- Tax sale, 455.173–455.177
- Technical defects to be disregarded, 455.183
- Tax certificate, purchase, 455.172, 455.176
- Tax deed, management of property, 455.171, 455.176
- Tax exemption, rights of way, 427.2
- Tax levies, 24.1–24.24, 455.57–455.59, 455.87, 455.147, 455.158, 466.4–466.7
- Tax sale, district may purchase, 455.170
- Trees and hedges removed, 455.148, 455.149
- Trustees of districts
  - Bonds, approval, 462.25, 462.30
  - Change to supervisor management, 462.36–462.41
  - Compensation of clerk and trustees, 462.35
  - Costs and expenses paid, 462.28
- Elections
  - Absentee voting, 462.12
  - Assessment shows right to vote, 462.9, 462.12
  - Authorization, 462.1
  - Ballots, 462.15
  - Candidates, 462.16
  - Canvass of votes, 462.17, 462.18
  - Certificate of election issued, 462.18
  - Day of election fixed, 462.3–462.20
  - Division into election districts, 462.5, 462.6, 462.21
  - Eligibility of trustees, 462.7
  - Hours polls open, 462.17
  - Intercounty district, procedure, 462.4
  - Judges and clerks appointed, 462.3
  - Levee and pumping station districts, 462.20
  - New owner entitled to vote, 462.10
  - Notice of election, publication, 462.8
  - Order for election by board, 462.3
  - Petition for election, filing, 462.2
  - Place of holding designated, 462.3
  - Pumping station districts, procedure, 462.20
  - Qualifications of voters, 462.1, 462.9–462.14
  - Record and plat of election districts, 462.6
  - Subsequent elections, conduct, 462.21–462.23
  - Time of holding, 462.3
  - Voters, 462.1, 462.9–462.14
- Eligibility of trustees, 462.7
- Final report of trustees, 462.40
- Flood control, 455.216
- Fund created by levy, 462.28
- Fund, disbursement by warrant, 462.29
- Improvement certificates issued, 462.30
- Levy to meet costs and expenses, 462.28
- Management by trustees authorized, 462.1
- Organization of board, 462.26
- Powers and duties of trustees, 462.27
- Qualifications of trustees, 462.7

**DRAINAGE DISTRICTS—Continued**

## Trustees of districts—Continued

- Receiver, appointment procedure, 455.190–455.196
  - Refund of surplus assessments, 455.68
  - Reports, recording, publication, 462.34
  - Statements for compensation filed, 462.35
  - Supervisors, change back to, procedure, 462.37–462.41
  - Tax certificates bought, 455.172
  - Tax deeds taken, management, 455.171, 455.176, 455.190
  - Tax sale duties, 455.170–455.172
  - Tax sales, drainage land bought, 455.170
  - Tax sales, redemption, 455.172–455.175
  - Term of office of trustees, 462.19
  - Vacancies, how filed, 462.24
- United States levees connected with district
- Applicability of other laws, 466.8
  - Assessments for benefits, 466.4–466.6
  - Collection of tax assessed, 466.6
  - Co-operation of board authorized, 466.1, 466.2
  - Costs of construction, assessment, 466.4–466.6
  - Engineer's plan and report, 466.3
  - Establishment of district, 466.3, 466.4
  - Federal co-operation with supervisors, 466.1–466.3
  - Federal loans authorized, 463.26–463.28
  - Laws applicable, 466.8
  - Levy of tax, 466.4–466.7
  - Levy of tax, installments, 466.5, 466.6
  - Maintenance tax, collection, 466.7
  - Manner of co-operation, 466.2
  - Presumption of benefits, 466.1
  - Tax entries, collection, 466.4–466.6
- Utilities, passage across, 455.125–455.127
- Venue of actions on construction contracts or for damages, 616.9

## Violations

- Diverting or obstructing, 455.160
  - Obstructing drains or ditches, 716.3, 716.4
- Voting power of trustees or board, 455.179

## Warrants

- Amount, 457.22
  - Exchange for bonds authorized, 75.9
  - Funding or refinancing, 455.88
  - Highway funds, advance payments, 460.7
  - Intercounty districts, cost payment, 457.16, 457.22, 457.23, 457.28
  - Mutual agreement districts, 455.155
  - Nonpayment for lack of funds, 74.1–74.7
  - Payment of assessments with warrants, 455.75
  - Special warrants issued, 460.7
  - United States levee districts, 466.6
- Waste banks, use by owner, limitation, 455.163
- Watercourse altered, easement, 455.135(6)

**DRAKE UNIVERSITY LAW DEPARTMENT**

Supreme court records received, Ct. R. 22

**DRAMSHOP LAW**

Civil liability, intoxicating liquor illegally furnished, 129.1–129.12

**DRAYMEN**

Exemption from legal process, 627.6(18)

Prices and rates fixed by municipality, 389.39(2)

**DRAYMEN—Continued**

Tax and license by cities and towns, 389.39

Taxation, exemption, 427.1(17)

**DRINKING CUPS**

Common cups, use prohibited, 170.22

**DRIVERS LICENSE**

- Accidents, display of license, 321.263, 321.265
- Agriculture, implement temporarily operated, exempt, 321.176
- Application for license or permit, 321.182–321.185
- Application may be granted or refused, 321.14
- Approval by commissioner, 321.13
- Cancellation, suspension, or revocation
  - Accident, failing to stop, conviction, 321.261
  - Accident, failure to report, 321A.4
  - Appeal from denial or revocation, 321.215, 322.10
  - Authority to cancel, 321.201
  - Cancellation, 321.201, 321.202
  - "Conviction" defined, 321.208
  - Conviction out of state as ground, 321.205
  - Driving during suspension, 321.176
  - Driving while intoxicated, 321.281
  - Foreign license, use without right, 321.214
  - Grounds for cancellation, 321.201
  - Hearing after suspension, 321.210, 321.211
  - Issuance after suspension, 321.177(3), 321.212
  - Judgment, accident, 321A.13
  - Mandatory revocation, 321.206, 321.207, 321.209, 321.261
  - Nonresident, notice to foreign state, 321.204
  - Nonresidents, privileges suspended, 321.203, 321A.14
  - One-year period for revocation, 321.212
  - Period of suspension, 321.177(3), 321.212
  - Record of convictions, 321.200, 321.207
  - Surrender, 321.202, 321.206, 321.213, 321A.31
  - Suspension without hearing, 321.210

**Chauffeurs**

- Accidents, display of license, 321.263, 321.265
- Accompanying person, when required, 321.180
- Age minimum, 321.177(2), 321.179
- Appeal on license revocation, suspension, 321.215
- Application for license or permit, 321.182, 321.185
- Badge issued with license, 321.189
- Carrier driver to be licensed, 325.29
- Carrying license required, 321.190
- Common carrier of persons, age limit, 321.176
- Definition of "chauffeur", exceptions, 321.1(43)
- Display of license on demand, 321.190
- Driving record bad, examination, 321.186
- Driving while license revoked, 321.218
- Duplicate license, fee, 321.195
- Employing unlicensed chauffeurs, 321.221
- Examination for license, 321.186
- Examiners, highway patrol, 321.187
- Exemption from license, 321.176
- Expiration time, 321.196
- Farmer or hired help not chauffeurs, 321.1(43)
- Fee for license, 321.191
- Fifteen-day license by sheriff, 321.188
- Flammables or combustibles, age limit, 21.179
- Hours of operation, limit, 321.225–321.227
- Incompetent to drive, examination, 321.186
- Issuance of license, 80.9(2, b), 321.189
- License inspection, when renting car, 321.222



**DRIVERS LICENSE—Continued**

**Chauffeurs—Continued**

- License required to drive, 321.174
- Light delivery trucks, age limit, 321.177(2)
- Military service, extension, 321.198
- Nonresidents exempt, 321.176(4)
- Operating vehicle without consent, 321.76
- Operator's license not needed, 321.175
- Panel delivery truck, age limit, 321.177(2)
- Pickup, age limit, 321.177(2)
- Possession or display unlawfully, 321.96
- Renewal procedure, 321.197
- Restricted licenses, 321.193
- Revocation of license, 321.201–321.215, 321.261
- School bus drivers, 321.1, 321.376, 321.378
- Seventeen-year-old, when authorized, 321.178
- “Share the ride” plan, application, 321.1(43)
- Sheriff's license in lieu of examination, 321.188
- Tests for applicants, 321.186
- Truck driver to be licensed, 327.18
- Unlawful use of license, 321.174
- Violations entered, 321.207
- Vision tested, 321.197

- Contents of application for license, 321.183
- Death of minor's application signer, 321.185

**Department duties**

- Generally*, 321.174–321.198
- Accident reports filed, 321.200
- Cancellation or revocation, 321.201–321.208
- Conviction file maintained, 321.200
- Disposal of license fees, 321.192
- Duplicate certificates issued, 321.195
- Examination of new or incompetent operators, 321.186
- Examiners appointed, 321.187
- Expiration of licenses, discretion, 321.196, 321.197
- Forms supplied, 321.8, 321.182
- Instruction permits, 321.180
- Licenses issued, 321.189
- Military service, renewals, when authorized, 321.198
- Minors' applications, 321.184, 321.185, 321.194
- Minors, special chauffeur license, 321.178
- Record file of applications kept, 321.199
- Refusal, persons to whom license denied, 321.177
- Restricted license issued, 321.193, 321.194
- Suspension extended, 321.28
- Temporary driver's permit, 321.181
- Vision test, 321.196, 321.197
- Display of license on demand, 321.190
- Driving vehicle without license, prohibited, 321.174
- Duplicate licenses or permits, fees, 321.195
- Duplicates of certificates, fee, 321.195
- Examination of new applicants, 321.186
- Examiner, license to be displayed, 321.190
- Examiners appointed, 321.187
- Examiners' uniforms and badges prescribed, 321.187
- Fees, use of funds, 321.145, 321.191, 321.192
- Field deputy, license to be displayed, 321.190
- Forms supplied by commissioner, 321.8, 321.182
- Fuel transporter, 324.33–324.36
- Incompetency to drive, suspension permanent, 321.212
- Incompetents refused, 321.177(4, 5, 7)
- Issuance, 80.9(2, b), 321.189

**DRIVERS LICENSE—Continued**

- Itinerant merchants, 81.1
- Judgment, licenses suspended, 321A.13–321A.18
- “License” defined, 321A.1(3)
- Licenses issued, requirements, 321.189
- Mechanical controls, department's discretion, 321.193
- Military service
  - Exemption from license, 321.176(1)
  - License extension without fee, 321.198
  - Renewal six months after discharge, 321.198
- Motor vehicle fuel in bulk, transport, 324.33
- New license after surrender, 321.212
- Operators
  - Age, minimum, 321.177
  - Appeal on license revocation, suspension, 321.215
  - Cancellation or revocation of licenses, 321.201–321.215
  - Carrying license required, 321.190
  - Chauffeurs, no operator's license needed, 321.175
  - Definition of “operator”, 321.1(42), 321A.1(7)
  - Display of license on demand, 321.190
  - “Driver” defined, 321.1(44)
  - Driving record bad, examination, 321.186
  - Driving while license revoked, 321.218
  - Duplicate license, fee, 321.195
  - Examination for license, 321.186
  - Exemptions from license requirements, 321.176
  - Expiration time, 321.196
  - Fee for license, 321.191
  - Imprisonment for law violations, 321.243
  - Incompetent to drive, examinations, 321.186
  - Instruction permits, 321.180, 321.184
  - Issuance of license, 80.9(2, b), 321.189
  - License to drive motor vehicles, 321.174
  - Military service, extension, 321.198
  - Military service, persons exempt, 321.176(1)
  - Minors' applications, 321.184, 321.185
  - Minors, with parent or guardian, 321.194
  - Nonresidents exempt, 321.176(3–5)
  - Record abstract furnished, 321A.3
  - Renewal, procedure, 321.196
  - Restricted licenses, 321.193, 321.194
  - School, minors, to and from, 321.194
  - Suspension or revocation extended, 321.218
  - Temporary driver's permit, 321.181
  - Temporary instruction permit, 321.180
  - Tests for applicants, 321.186
  - Unlawful use of license, 321.174
  - Violations entered, 321.207
  - Vision test, 321.196
- Permitting unauthorized person to drive, 321.219, 321.220
- Persons not requiring licenses, 321.176
- Persons not to be licensed, 321.177
- Possession, display, 321.190
- Production of license in court sufficient defense, 321.190, 321.198
- Records kept by department, 321.199
- Renting of vehicles, record, 321.222–321.224
- Requirement for license to drive, 321.174
- Restricted licenses issued, 321.193
- Signature required on application, 321.182
- Signature required on license, 321.189
- Tests for applicants, 321.186
- Transport, motor vehicle fuel in bulk, 324.33

**DRIVERS LICENSE—Continued**

Travel orders for nonresident carriers, 326.10  
Uniform and badge for examiners, 321.187

**DRIVING OFF STOCK**

Criminal provisions, 717.7

**DRIVING WHILE INTOXICATED**

Penalty, license revoked, 321.280–321.282

**DRUGS AND DRUGGISTS**

Abortifacients, sale regulated, 205.1, 205.2, 701.1, 725.5, 725.6

Adulteration and labeling regulations

“Adulteration” defined, 203.2, 203A.2(13), 203A.3 (2)

Alcohol content on label, 203.3

Commercial foods excepted, 203.8

Curative or therapeutic effect, false label, 203.4

Drugs and cosmetics, ch 203A, *see below*

“Drugs” defined, 155.3(1), 203.1

Drugs exempted from provision, 203.5

Labeling, 203.3, 203.4, 203A.10, 203A.13

National formulary and pharmacopoeia, U. S.

Copy required to be kept, 203.9

Labeling of drugs, exception, 203.5

Pharmacy examiners duties, 189.2

Standards recognized, 203.1, 203.2

Pure food law applicable, 189.1(1)

Antitoxins and vaccines, distribution by state health department, 135.11(11)

“Article”, subject to regulation, 189.1(1)

Beer and malt liquors, alcoholic content for medicine, exception, 124.31

Criminal use, *see CRIMES*

Drug addicts

Civil service disqualification, 365.17(4)

Commitment by county commissioners, 224.1–224.5

Motor vehicle license denied, 321.177(4)

Practitioner's license, revoked, 147.55(4)

Premises resorted to, nuisance, 204.13, 368.7(9), 657.2(6)

Soldiers home, not received, 219.13

Veterinarian's license revoked, 169.36(4)

“Drug” defined, 155.3(1), 203.1

Drugs and cosmetics act

Analysis by state chemist, 203A.18

Adulterated cosmetics, 203A.12

Adulterated drugs, 203A.2(13), 203A.3(2), 203A.9

Advertising liability, 203A.5(3)

Attorney general to prosecute, 203A.7

Board of pharmacy examiners, 203A.2

Definitions, 203A.2

Embargoed merchandise, 203A.6

False advertising, 203A.14

Information published, 203A.17

Injunctions, 203A.4

Inspection by board, 203A.16

Manufacturers and processors, 203A.2(15)

Minor violations, 203A.8

Misbranding, 203A.2(10), 203A.3(2), 203A.10, 203A.13

New drugs, 203A.2(13), 203A.11

Penalties, 203A.5

**DRUGS AND DRUGGISTS—Continued**

Drugs and cosmetics act—Continued

Prohibited acts, 203A.3

Regulations, enforcement, 203A.15

Scope of act, 203A.19

Uniformity with federal act, 203A.1

Illegal use of drugs

Abortifacients, 205.1–205.3, 207.4

Abortion, to procure, 701.1

Carnal knowledge of female, 698.3

Definition of term “drug”, 203.1

Drugged liquors, selling, 732.4

Inmates, bringing drugs, 745.15–745.18

“Narcotic drugs” defined, 204.1(15)

Narcotics, penalties, 204.21

Operating motor vehicle while under influence of narcotics, 321.281

Samples, depositing, 732.8, 732.9

Insecticides and fungicides, exception from poison label requirements, 205.8

Insurance against negligence, druggist's, 519.1–519.13

Intoxicating liquors, 130.1–130.58

Itinerant merchants' law inapplicable, 81.1(2, c)

Itinerant vendor, license, 203.6, 203.7, 444.16

Labeling, 203.3–203.5, 203A.10, 203A.13, 205.7

Liability insurance, 519.1–519.13

Licenses, 203.6, 203.7

License to do business

Applicability of license law, 155.3, 155.22, 155.23, 155.25

Definitions, 155.3

Enforcement, 155.27, 155.28

Exempt transactions, 155.3, 155.22, 155.23, 155.25

Inspection, 155.24

License denied, suspended, revoked, 155.13–155.16

Prescription drugs, possession prohibited, 155.26

Retail license, 155.10, 155.12, 155.13

Rules governing the conduct of business, 155.17–155.21

Wholesale license, 155.11–155.13

Narcotics

Addicts, insane, committed to institutions, 224.1–224.5

Alphaprodine hydrochloride, 204.1(15, 24)

Authorized possession by individuals, 204.11

Automobile, unlawful use, forfeiture, 204.14

Boys training school, instruction, 242.4

Building used for, nuisance, 204.13

Burden of proof, exemption, 204.19

Chemical analysis made, 205.12

Confiscation and disposal, 204.15

Conviction, double jeopardy forbidden, 204.23

Convictions, notice to board, 204.16

Corporations exempted, 204.8

Definition of terms, 204.1

Disposal of forfeited drugs, 204.15

Enforcement duties, 189.2(1), 204.20, 205.11–205.13

Exemptions from provisions, 204.12

Federal conviction or acquittal, effect, 204.23

Forfeiture, disposition, 204.15

Fraud in procuring, penalty, 204.18, 204.22

Girls training school, instruction, 242.4

Interpretation of the law, 204.24

Label requirements, 204.10

**DRUGS AND DRUGGISTS—Continued**

**Narcotics—Continued**

**Licenses**

- Conviction notice sent board, 204.16
- Exception as to cannabis, 204.3
- Manufacturers and wholesalers, 204.3
- Qualifications for license, 204.4
- Revocation or suspension, 130.39, 130.40, 204.4, 204.16

Marijuana (cannabis), 203.3, 204.1

Minors, violations involving, 204.22(2)

Motor vehicles, driving while under influence, 321.281

Motor vehicles, license refused addict, 321.177

Name of act, 204.25

Pharmacists, sale regulated, 204.6

**Pharmacy examiners' duties**

- Drug and cosmetic law, 203A.15–203A.17
- General provisions, 147.1–147.104
- Narcotics and poisons, 204.20, 205.13

Possession requirements, exemptions, 204.2, 204.5(4), 204.11, 204.12

Preparations exempted, conditions, 204.8

**Prescriptions**

- Form required, 204.6, 204.7
- Physicians and dentists, 204.7(1)
- Veterinarians, 204.7(2)

Professional use of narcotic drugs, 204.7

Professions, license exemption, 204.3

Prohibited use, 204.2

Purchase, persons entitled to, 204.5, 204.6

Pure food law applicable, 189.1–189.29, 203.1–203.9

Records confidential, 204.17

Records to be kept, contents, 204.9

Removal from original container, 204.11

Revocation of motor vehicle license, 321.209

Sales contrary to law, 204.2

School pupils, use prohibited, 279.9

Schools, effects taught, 280.10

Search warrant, 204.21

Storage and transportation, 204.12

Theft, 204.22(3)

Trial in federal court, effect, 204.23

Unused portions returned, 204.7(3)

Vehicles, drug violations, 204.13, 204.14

**Violations**

- Labels, failure, false, penalty, 204.10(3)
- Minors involved, 204.22(2)
- Operating motor vehicle while under influence of, 321.281
- Parole limited, 204.22(4)
- Provisions generally, penalty, 204.22(1)
- Record, failure to keep, penalty, 204.9(6)
- Search warrants authorized, 204.21
- Stealing narcotic drugs, felony, 204.22(3)
- Suspended sentence not permitted, 204.22(4)

Who may purchase, 204.5, 204.6(3)

Written orders, form preservation, 204.5, 204.6(3)

National formulary, standard, 203.1, 203.2, 203.5, 203.9

“Package” defined, 189.1(4)

**Patent (or proprietary) medicines**

Adulteration or labeling of drugs, 203.1–203.9

Defined for pharmacy license law, 155.3(7)

**DRUGS AND DRUGGISTS—Continued**

**Patent medicines—Continued**

- Depositing samples on porches, 732.8, 732.9
- Dispensers, no pharmacy license required, 155.2(4), 155.3(8), 155.25

Exempted from poison label requirements, 205.8

Manufacturer, liquor permit, 123.27, 133.1–133.7

Pharmacy practice, 155.2, 155.6

Sale, 123.27(3), 154.1(4), 205.8

Veterinary license not required to dispense, 169.2(4)

Wholesale druggists liquor permit, 131.1, 131.7

**Pharmacists**

Jury service, exemption, 672.2(2)

License to practice, 147.94–147.101

Liquor permits, 130.1–130.58

Narcotic drugs, provisions, 204.1–204.25

Poisons, enumerated, 205.5

**Prescriptions**

Drugs, poison or narcotic, filled by, 205.3

Narcotic drug, label required, 204.10(2)

Preservation and inspection of requests, 130.26

Record of narcotic drugs kept, 204.9

Special permit, liquor control act, 123.27

Pharmacopoeia, U. S., standard, 155.3(1), 203.1, 203.2, 203.5, 203.9

**Pharmacy**

Approved colleges, requirements, 155.9

Association, state, funds from fees, 147.100

Basic science law not applicable, 146.5

Beer permit, restrictions, 124.10

Definition of “pharmacy”, 155.3

Degrees and abbreviations, regulated, 147.72–147.74

“Drugs and medicines” defined, 155.3

Examination, license to practice, 147.29–147.43, 147.81, 147.94–147.101, 155.5

False use of titles, penalty, 147.74

Injunction against illegal practice, 147.83

License to practice, 147.94–147.101

Persons practicing pharmacy, 155.1–155.3

“Profession” includes pharmacy, 147.1

Report of treatment of wounds, 147.111, 147.113

Reports of law violators, 147.87, 147.89

Sales by unlicensed person forbidden, 155.6

Signs, use of words regulated, 155.8

Titles and degrees, use, 147.72–147.74

“Unprofessional conduct” defined, 147.56

**Violations**

Failure to report wound treatment, 147.113

Penal provisions, 147.84–147.86

Words and terms, use regulated, 155.8

**Poisons**

Commercial feeds, prohibition, 198.13

Enforcement provisions, 205.11–205.13

Labeling, 205.7

Pharmacy examiners, duties, 189.2

Prescriptions for poisons, 205.1–205.3

Procuring by false statements, 205.10

Register of poisons kept, contents, 205.6

Regulations for sale of poisons, 205.5

Sales, 205.5–205.9

Schools, dangers taught, 280.10

Wood and denatured alcohol, restrictions, 205.4

**Prescriptions**

Labeling not required, 203.5

**DRUGS AND DRUGGISTS—Continued**

## Prescriptions—Continued

## Liquor law provisions

- Evidence in prosecutions, 130.47
- Filling once only, 130.22(6), 130.44
- Issuance, restrictions, 130.33
- Medical purposes only, 130.33
- Permits to buy, use, 123.27(2, b)
- Permit to wholesale druggists, 131.7(5)
- Record by physician, 130.34–130.36
- Requests to buy, form requirements, 130.24
- Restrictions on issuance, 130.22, 130.33
- Sale, illegal, penalties, 130.37–130.40
- Sales by pharmacist, requirement, 130.22
- Violations, penalties, 130.37–130.40

## Narcotic drugs, 204.7

Poisons, ch 205, *see subhead Poisons above*

Purposes of prescription, 205.3

Regulations on sale of drugs, 204.5–205.8

Proprietary medicines, *see subhead Patent Medicines above*

Sale by standard weight, exception, 210.9

Sales on order for shipment, no license, 203.7

Samples, inspected, analyzed, 189.3–189.8

Transient vendors of drugs, exceptions, 444.16

Uniform narcotic drug act, 204.1–204.25

## Venereal disease remedies

Advertising prohibited, penalty, 725.7, 725.8

Copy of sale record to state department, 140.29

Record of nonprescription sale, 140.29

## Violations

Abortifacients, 205.1, 205.2, 725.5, 725.6

Abortions, drugs used to procure, 701.1

Drugged liquor, selling, 732.4

Institution inmates, drugs to, 745.15–745.18

Labels, illegal use, penalty, 204.10(3)

Mislabeling curative drugs, 203.4

Operating motor vehicle while under influence of narcotic drugs, 321.281

Samples, depositing on porches, 732.8, 732.9

Venereal disease remedies, advertising, 725.7, 725.8

Weight, exception to dry measure, 210.9

## Wholesale druggists

Adulteration, *see subhead Adulteration and Labeling Regulations above*

Liquor permits, 131.1–131.28

Narcotics, 204.1(6)–204.5, 204.10

Pure food provisions, 189.1–189.29, *see FOODS***DRUNKARDS**

Civil service disqualification, 365.17(4)

Commitments to institutions, 224.1–224.5

Custody, order of priority on claim, 670.19

Defined as vagrants, 746.1, 746.1(2)

Divorce ground, 598.8(4), 598.9

Guardians for, 668.13, 670.1–670.19

Interdicted persons, 123.35, 123.44, 123.49

Liquor permit revocation ground, 123.35

Motor vehicle license not issued, 321.177

Necessaries, liability, 554.2

Nuisance, premises abated, 657.2(6), 657.3

Prescription for liquor refused, 130.27

Soldiers home, inebriates not received, 219.13

**DUCKS**Domestic, *see ANIMALS, subhead Poultry*Wild ducks, *see FISH AND GAME***DUE BILLS**

Assignment, effect, 539.1–539.6

**DUELING**

Criminal provisions, Const., Iowa, I, 5; 692.1–692.4, 753.9

Disqualification for office, Const., Iowa, I, 5

**DUE PROCESS OF LAW**

Life, liberty, or property

Inviolate, Const., Iowa, I, 9

Protected, Const., U. S., Amend. 5

State shall not deprive person of, Const., U. S.,

Amend. 14, Sec. 1

Right protected, Const., Iowa, I, 9

**DUMB AND DEAF PERSONS**

School, 270.1–270.8

**DUMP GROUNDS***See CITIES AND TOWNS***DURESS**

Bill of lading, 487.38, 487.52

Election offenses, 738.13, 738.15

Extortion, penalty, 720.1

Marriage or defilement, 699.1, 753.7(4)

Negotiable instruments, negotiation, 541.55

Prostitution, detaining, for penalty, 724.8

Sales contracts, effect, 554.39, 554.74

Sales of goods, law applies, 554.74

Sales of goods, validity of negotiation, 554.39

Votes, to obtain or prevent, 738.13, 738.15

Warehouse receipts, 542.47, 542.56

**DUTCH ELM DISEASE**

Cities and towns, control, 368.3

Infected trees, nuisance, 657.2(13)

**DWELLINGS**Buildings, *see BUILDINGS; HOUSING LAW*

## Condemnation

Damages paid, owner dispossessed, 472.26, 472.27

Exemption, 306.14, 471.4(4, 5), 471.12

Protection from, roads, 306.14

Fire escapes, when required, 103.7

Homesteads, *see HOMESTEADS*

Housing law, 413.1–413.125

**DYNAMITE**

Caps, sales restricted, 695.27, 695.28

Causing death by, when murder, 697.1

Municipal regulations, 368.11

Persons willfully injured by, 697.2

Property, intent to injure or destroy, 697.3, 697.4

Storage in mines, 82.86, 82.87, 82.127

**EARNINGS**

County jail prisoners, 356.18, 356.20, 356.22

Exempt from execution, exceptions, 627.10–627.12

Minors, 599.4

Priority allowed, 626.69, 635.67, 680.7, 681.13

Spouse's separate debts, each not liable, 597.17

State convict labor, price, 246.18, 246.20

Wages, *see WAGES*

Wife's right of action, 597.16

Workmen's compensation, basis, 85.36, 85.40

**EASEMENTS**

Acquisition, how prevented, 564.4–564.8

Action to establish, 564.8

**EASEMENTS—Continued**

Adverse possession, evidence requirements, 564.1  
 Board of regents power to grant, 262.55  
 Certified copy of recorded notice, evidence, 564.7  
 Cities, control of water front, 384.3(3)  
 Condemnation for U. S., conveyance, 471.3  
 Conservation commission, 108.8  
 Egress and ingress, how obtained, 471.4(4)  
 Footway not acquired by adverse use, 564.3  
 Guardians, power to act, 564.6  
 Interruption of use by notice, 564.5  
 Light and air, not acquired by use, 564.2  
 Motor vehicles, landowners to control use, 321.251  
 Notice to prevent acquisition, 564.4, 564.6  
 Railways, abandonment, 471.15–471.18, 473.1, 473.2  
 Recording of notice and return, 564.6, 564.7  
 Roadway to land condemned, 471.4(4)  
 Schoolhouse site, nonuser, effect, 297.15–297.21  
 State lands for drainage purposes, 455.217  
 Vehicle use, landowner's right to prohibit, 321.251  
 Water-power improvements, public lands, 470.3

**EATING PLACES**

See *ch 170, also RESTAURANTS*

**EDITOR**

Code editor, *ch 14, see CODE EDITOR*

**EDUCATION**

City board of education, 279.1–279.39  
 Colleges in general, *see COLLEGES AND UNIVERSITIES*  
 Compulsory education, 299.1–299.23  
 Constitutional provisions, Const., Iowa, IX  
 Co-operative associations, funds, 497.18, 498.23, 499.30  
 County board of education, 273.4–273.14  
 County school system, 273.1–273.4  
 County superintendent, 273.14–273.21  
 Credits in discontinued colleges perpetuated, 264.1–264.7  
 Deaf instruction in public schools, 295.1–295.5  
 Deaf school, 270.1–270.8  
 Educational examining board, 260.1–260.29  
 Evening schools, 288.1–288.3  
 Feeble-minded, schools for, state, 223.1  
 Junior colleges, 278.1(8), 280.18  
 Juvenile home, state, 244.1–244.14  
 Parochial schools, *see RELIGION*  
 Part-time schools, 289.1, 289.7  
 Private institutions for dependent children, 240.2  
 Private schools, *see SCHOOLS AND SCHOOL DISTRICTS*  
 Public instruction department, 257.1–257.24  
 Public schools, *see SCHOOLS AND SCHOOL DISTRICTS*  
 Societies  
 Corporation report and fees, exempt, 496.19  
 Income tax provisions, 422.6, 422.9, 422.34(2)  
 Incorporation, 504.1  
 Inheritance tax exemptions, 450.4(2), 450.10(4)  
 Sales tax, activities receipts exempt, 422.45(3)  
 Use tax, receipts exempt, 423.4(6)  
 State institutions, *see STATE INSTITUTIONS for list of state educational institutions*  
 University, state, *chs 262, 263*

**EDUCATIONAL EXAMINERS, STATE**

Account of receipts and expenditures, 260.28  
 Books for schools, list prepared, 292.4  
 Certificates and diplomas, 260.2–260.26  
 Examinations conducted by county superintendent, 280.12  
 Expenditures certified, how paid, 260.27  
 Expenses allowed, 260.27  
 Library books, lists and regulations, 292.4, 292.6  
 Members, board of public instruction constitutes, 260.1  
 Oaths, power of board to administer, 78.2(2)  
 Personnel, 260.3  
 Powers of board, 260.2  
 Printing obtained, 15.25–15.35, 260.29  
 Regulations for teachers not retroactive, 294.2  
 Shortage of teachers  
 Emergency measures, 260.18, 260.19  
 Limited elementary certificates, when discontinued, 260.20  
 Supplies furnished by executive council, 19.25  
 Teacher qualification rules made by board not retroactive, 294.2

**EDUCATION, STATE BOARD OF** (for State Educational Institutions)

See *REGENTS, STATE BOARD OF*

**EFFIGY MOUNDS NATIONAL MONUMENT**

Conveyance to United States authorized, 1.11

**EGGS**

Agriculture department duties, 189.2, 196.2  
 Breaking plant, license, 170.2  
 Candling and grading required, 196.11–196.19  
 Hatcheries, 196.5  
 License, candlers and graders, 196.7, 196.8  
 License, egg dealers, 196.4–196.6  
 Retailers, no bond, 196.9  
 Shells as commercial feeds, 198.3  
 Statistics published, 159.5(7)  
 Truckers, overloads permitted, 321.466  
 Unfit for human food, 196.10–196.13  
 Vehicles used to transport, 196.20

**EGRESS**

Obtained by condemnation, 471.4(4)

**EIGHT-HOUR LAW**

Child labor provision, 92.2  
 Driver of commercial vehicle, rest, 321.225  
 Penitentiary employees, 246.4

**EJECTMENT**

Forcible entry and detainer, 648.1–648.23  
 Recovery of real property  
 Abstract attached to pleadings, 646.7–646.9  
 Aggression, wanton, damages, 646.21  
 Ancient deeds and instruments of record, limitations, 614.14–614.22  
 Answer, 646.7, 646.10  
 Class actions, jurisdiction, R.C.P. 42–47  
 Conveyances unrecorded, copy, 646.8  
 Counterclaim not permitted, 646.1  
 Crops growing, bond as security, 646.23  
 Escheated land of aliens, limitation, 614.13  
 Estate insufficient, realty recovered, 635.16  
 Evidence of title, admissibility, 646.9  
 Improvements set off, 646.20

**EJECTMENT—Continued**

- Recovery of real property—Continued  
 Joinder not permitted, 646.1  
 Judgment for damages, 646.18  
 Landlord substituted for tenant, 646.11  
 Limitation of actions, 614.1(6)  
 Limitation on recovery for use, 646.19  
 Muniment of title, unwritten, 646.8  
 New trial, procedure, R.C.P. 252–255  
 Nonresident, service on agent, 646.5  
 Notice, service, 646.5, 646.11  
 Ordinary proceedings, 646.1  
 Parties allowed in action, 646.2  
 Parties, class actions, representation, R.C.P. 42–47  
 Petition, requirements, 646.6, 646.7  
 Place of bringing action, 616.1  
 Possession, judgment and writ of, 646.24  
 Possession, proof, 646.12  
 Purchase pending suit, 646.13  
 Recovery by cestui, limitation, 614.14  
 Rent accruing, judgment, 646.19, 646.25  
 Service on agent, 646.5  
 Spouse failing to join in instrument, limitation, 614.15  
 Summary judgment to settle title, R.C.P. 237(e)  
 Survey by court order, 646.14, 646.15  
 Tenant, action against cotenant, 646.4  
 Tenant, extent of liability, 646.22  
 Title, requirement of plaintiff, 646.3, 646.4  
 Transfer, wrongful, estate insufficient, 635.16  
 Unrecorded deed, copy to party, 558.11  
 Use and occupation, 646.19  
 Venue of action, 616.1  
 Verdict, general or special, 646.16, 646.17  
 Writ of possession obtained in real actions, 646.24

**ELDORA, BOYS TRAINING SCHOOL**

See ch 242, also *BOYS TRAINING SCHOOL*

**ELECTION OF REMEDIES**

- Buyer's rights, 554.50, 554.67–554.71  
 Common carriers, actions, against, 474.33  
 Separate suits on note and mortgage, 654.4  
 Unpaid seller's rights, 554.53–554.66

**ELECTIONS**

- Absent voters, 53.1–53.52  
 Abstracts of votes, *see subhead Canvass of Votes below*  
 Applicable provision to all but school elections, 49.1  
 Arrest of disorderly persons at polls, 49.105, 49.106  
 Ballot box  
 Auditor furnishes to each precinct, 49.26, 49.27  
 Expense paid by county, 49.118  
 Furnished counting board, 51.8  
 Number, when double board used, 51.7  
 Special, for township officer elections, 49.27  
 Ballots  
 Absent voters, 53.1–53.36  
 Adding names of vacancy nominees, 49.58–49.62  
 All elections to be by ballot, Const., Iowa, II, 6; 49.29  
 Arrangement of nominees, 49.31, 49.35, 49.40  
 Candidates' names on one ballot, exception, 49.30

**ELECTIONS—Continued**

- Ballots—Continued  
 Candidate's name to appear but once, 49.38  
 Canvass, ch 50  
 Circle on ballot, effect, 49.94–49.97, 52.10  
 Columns, party tickets separated by line, 49.37  
 Constitutional amendments, requirements, 49.43–49.50, 52.24, 52.25  
 Constitutional provisions, Const., Iowa, II, 6; Amend. 1916  
 Correction of errors in printing, 49.63  
 Counting of ballots, *see subhead below*  
 Custody by judges of election, 49.77  
 Defective ballot not to nullify vote, 49.101, 49.102  
 Defective ballots indorsed by judges, 50.3, 50.4  
 Delivery to judges, 49.55, 49.64, 49.65, 52.15  
 Deposit of ballot in box by judge, 49.85  
 Destroyed ballots on election day, replacement, 49.66  
 Destruction, if no contest, 50.13, 50.14  
 Destruction in abeyance pending contest, 50.15  
 District judge nominees, 49.41  
 Double ballots, rejected, 50.3  
 Dual nominations, designation required, 49.39, 49.40  
 Exhaustion of supply at polls, replenished, 49.66  
 Form of official ballot, 49.42–49.45, 52.7, 52.10, 52.12  
 Furnished to voters by judges, 49.77  
 Group candidates, manner of voting, 49.96  
 Identified ballot not counted, 49.98  
 Indorsement and delivery for public measures, 49.50  
 Inspection by candidates allowed, 49.63  
 Judges to have custody, 49.77  
 Judicial ticket, 46.17  
 Lost ballots at polls, replaced, 49.66  
 Machine ballots, extra names, 49.30  
 Marked ballot returned to judge, 49.84  
 Markings on ballot, rules for counting, 49.98  
 Name of candidate to appear but once, 49.38–49.41  
 Nonparty candidates, status, 49.36  
 Number of ballots delivered, 49.64  
 Objections to ballot, procedure, 50.4  
 "Official ballot" placed on outside, 49.57(5)  
 Order of names on ballot, 49.31, 49.35, 49.40  
 Packed separate for each precinct, 49.65  
 Parties in separate columns, 49.35  
 Part of ticket only, how marked, 49.95  
 Pasters may be used, 49.61, 49.62  
 Presidential candidates on ballot, 49.32  
 Presidential electors, names not on ballot, 49.32  
 Primary elections  
 Auditor's facsimile signature thereon, 43.36  
 Counting, sealing, recording results, 43.39, 43.45  
 Delegates to party conventions, 43.91  
 Destruction if no contest, 50.14  
 Errors and omissions corrected, 43.25  
 Form and arrangement, 43.26–43.28  
 Furnished election board, 43.33, 49.28  
 Judges indorsement thereon, 43.36  
 Order of listing names, 43.28  
 Printed by county auditor, 43.27  
 Recount, grounds, ruling final, 43.56–43.59, 50.14, 50.15

**ELECTIONS—Continued****Ballots—Continued****Primary elections—Continued**

Sample ballots posted, 43.30

Supplies furnished by auditor, 43.33, 49.28

**Printing**

Controlled by auditor or city clerk, 49.51, 49.53

Cost allowed, maximum, 49.56

Expense paid by county or city, 49.118

Form of official ballot, illustrated, 49.42

Judicial nominees names on ballot, 46.17

Nominees for vacancy added, if time, 49.58

Number of ballots required, 49.64

Paper stock, kind required, 49.57(1)

Public measures, requirements, 49.49

Time of printing, 49.63

Type size and style, 49.57

Publication of official ballot, cost, 49.54, 49.72

Public measures, requirements, 49.43–49.50

Railroad tax aid, 483.8, 483.9

Record of ballots delivered and returned, 50.10

Removal from polling place prohibited, 49.87

Required, Const., Iowa, II, 6

Reserve supply, number, form, 49.66, 49.67

Return and preservation of ballots, 50.12

Return of ballot by voter without voting, 49.86

Return of unused or spoiled ballots by judges, 50.9

Sample, posted at polling places, 49.71

Sample published, 43.29

Seal and return after canvass of votes, 50.12

Special for constitutional or public measures, 49.43–49.50

Spoiled ballot, another allowed, 49.100

Spoiled or unused ballots returned, 53.22

Square for president and vice-president, 49.33

Stickers may be used, 49.61, 49.62

Taking ballot from polling place prohibited, 49.87

Tickets, party, in separate columns, 49.35

Township nominees, special ballot, when, 49.52

Township ticket, separate from machine, 49.30

Two-party nominations, procedure, 49.39, 49.40

United States senators, names on ballot, 49.34

Unused ballot, 49.86

Vacancy nominees, after ballot printed, 49.59–49.62

Voting machine, printed ballots used with, 49.30

Voting machines, authorized, 52.1

Voting machine, sets furnished, 52.14–52.16

Voting, method, 49.82–49.97

Voting shall be by printed ballots, 49.29

Writing in candidate's name on ballot, 49.99

Wrong ballot counted for right candidates, 49.103

Benefited fire districts, 357A.9

Blind voters assisted, 49.89, 49.90

**Booths for voting**

Arrangement and specifications, 49.25

Expense of providing, 49.118

Bribery, illegal voting, penalty, 43.120

Campaign expenses, statement required, 56.1–56.9

**Candidates**Certificates of election, *see subhead Certificates of Election below*Contests, *see subhead Contests below***ELECTIONS—Continued****Candidates—Continued**

Contracts for political activities void, 738.3–738.6

Expense statements, 56.1–56.9

Libel of candidate, retraction, 659.4

Nominations, *see subhead Nominations below*

Political activities, exceptions, 740.17

Promise of position, unlawful, 49.120, 49.122

Vacancies in nominations, *see subhead Nominations below***Canvass of votes***General provisions*, 50.1–50.47

Ballots in excess of poll list, 50.6, 50.8

City or town board, 50.20–50.22

Constitutional amendments, 6.8

Contests, *see subhead Contests below***County board of canvassers**

Abstracts, requirements, 50.25–50.28

Abstracts to secretary of state, 50.30–50.34

Constitutional amendments, requirement, 6.8

Duties, 50.24, 50.27, 50.29

Fraud, misconduct, effect of, 57.1

Membership, meetings, 50.24

Missing returns procured, 50.23

Publication not required, 349.16

Railroad tax aid elections, 483.10

Special election, canvass and certificate, 50.46

Delivery and preservation of books, 50.17–50.19

Double election boards, duties, 51.7, 51.13

**Election boards***See subhead Counting of Ballots below*

Ballots in excess of poll lists, noted, 50.6

Counting boards, receiving, distinguished, 51.3

Declaration and certificate of election, 50.2

Defective ballots rejected, 50.3

Delivery and preservation of books, 50.17–50.19

Disputed ballots returned separately, 50.5

Excess votes, when new election, 50.7, 50.8

Objection to ballot, procedure, 50.4

Proclamation of result, 50.11

Public counting after polls close, 50.1

Public measure election, 6.8

Railroad tax aid elections, 483.10

Receiving, counting boards, defined, 51.3

Return and preservation of ballots, 50.12

Return made in poll books, form, 50.16

Seal and return ballots after canvass, 50.12

Secrecy of ballot, 51.10

Special elections, 50.46

Spoiled or unused ballots, return, kept, 50.9

Election, greatest number of votes, 50.45

Governor, lieutenant governor, by general assembly, 2.33, 2.34, 50.31, 50.35

Machine voting, 52.21, 52.23

Messenger for missing returns, 50.23, 50.34

Persons elected, certificates to, 50.42

Primary elections, *see subhead Primary Elections below*

Public, all canvass of returns, 50.45

Returns telephoned or delivered to auditor, 50.11

**State board of canvassers**

Abstracts and record, 50.36, 50.39, 50.40

Certificates of election, 50.41–50.43

Constitutional amendments, requirement, 6.8

**ELECTIONS—Continued**

- Canvass of votes—Continued
  - State board of canvassers—Continued
    - Legislative members, certificate, 50.41
    - Membership, executive council, 50.37
    - Missing abstracts procured, 50.34, 50.47
    - Public measures, laws applicable, 6.8
    - Record of canvass, 50.40
    - Special elections, laws applicable, 50.46
    - Tie vote, 50.44
    - Time of state canvass, 50.38
  - Supervisors as county board
    - Abstracts of votes, requirements, 50.25, 50.26
    - Certificate of election, 50.29
    - Declaration of election, 50.27
    - Duplicate abstracts, sent secretary of state, 50.26, 50.30, 50.33
    - File returns with county auditor, 50.28
    - Special elections, requirements, 50.46
    - Time and method of canvass, 50.24
    - Tie vote decided by lot, 43.75, 50.44
    - Voting machine, 52.21, 52.23
- Certificate of nomination, 43.55, 43.69, 43.70, 43.88
- Certificates of election
  - Annulment, contest, 62.18
  - City or town officers, 50.20–50.22
  - County officers, form, 50.29
  - Evidence, effect, 50.29
  - General assembly, seats, 2.3, 2.38, 50.30, 50.41, 50.42
  - Precinct offices, election judges to issue, 50.2
  - Presidential electors, 54.3–54.8
  - Senators and congressmen, 50.43
  - Special elections, same as general, 50.46
  - State offices, form, 50.41, 50.42
  - Township offices, 50.2, 50.20–50.22
  - Withheld in case of contest, 57.2
- Challenge of voters
  - Absent voter, judge decides, 53.21
  - Challenging committee permitted at polls, 49.104
  - Duty of judge and clerk to challenge, 43.43, 49.79
  - Examination on challenge, 49.80
  - Oath to overcome challenge, 49.81
  - Party challengers, rights, 43.43
  - Right to challenge unqualified voter, 49.79
- Cities and towns, general provisions, 363.8–363.28
- Citizens
  - Military duty, freedom from, Const., Iowa, II, 3
  - Privilege from arrest on election day, Const., Iowa, II, 2
  - Voting qualifications, Const., Iowa, II, 1
- City election, definition, 49.2
- Clerks of election
  - Arrest, may order for disorder at polls, 49.105, 49.106
  - Assistance to voters, noted on poll book, 49.91
  - Canvass of votes, keep tally, 50.1
  - Compensation allowed, 49.20
  - Counting board, member, 51.1–51.17
  - Deceiving voter, punishment, 738.12
  - Duties as members of receiving board, 51.5, 51.7
  - Duties as to voting machines, 52.16–52.23
  - List of voters returned to city clerk, 47.35
  - Misconduct to render election void, 738.18
  - Number of clerks on board, 49.12, 49.17

**ELECTIONS—Continued**

- Clerks of election—Continued
  - Oath, before opening polls, 49.75, 49.76, 51.5, 51.6
  - Oaths, power to administer, 78.2(4)
  - Penal provisions, *see Violations below*
  - Poll books, enter voter's name, 49.83
  - Poll books, failure to return, 738.19
  - Qualifications, 49.12
  - Registration, permanent, duties, 47.35, 48.21
  - Results publicly announced, 50.11
  - Returns attested, 50.16
  - Township clerks to be clerks of election, 49.14
  - Unlawful acts, *see Violations below*
  - Vacancy, election day, filled by board, 49.18
  - Voters checked off on poll lists, 47.28
  - Voting machines, duties at polling place, 52.16, 52.24, 52.25
- Committees, *see Political Party Committees below*
- Conduct of elections, 49.1–49.122
- Constables
  - Contests, county, duties, 62.4
  - Disturbance arrests, 49.105, 49.106, 49.115, 49.116
  - Duties at elections, 49.115, 49.116
  - Township, notice posted, 359.13
- Constitutional amendments, federal, 55.1–55.23
- Constitutional amendments, state, Const., Iowa, X, 1–3; 6.1–6.11, 39.4, 49.43–49.50
- Constitutional convention, vote on, 39.4
- Contests
  - Applicability section, 57.6
  - Ballots preserved, 50.13
  - Certificate withheld pending contest, 57.2
  - Change of result, judges' misconduct, 57.4
  - Constable's duties, 62.4
  - Contestants, notice filed, 58.1, 59.1, 60.4, 61.3, 62.5
- County officers
  - Certificate withheld from incumbent, 57.2
  - Court for contest, how constituted, 62.1, 62.2
  - Grounds of contest, 57.1, 57.4
  - "Incumbent" defined, 57.3
  - Primary election procedure, 43.56, 43.59, 50.14, 50.15
  - Recanvass, when allowed, 57.5
  - Sheriff to attend, 57.6, 62.4, 62.20
- Courts for trial
  - County officers, 62.1–62.25
  - Evidence, crimination rule inapplicable, 622.15
  - General assembly seats, 59.1–59.6
  - Governor and lieutenant governor, 58.4–58.7
  - Presidential electors, 60.1–60.6
  - State officers, 61.1–61.14
  - Evidence, no crimination, immunity, 622.15(7), 622.16
  - Fraud or corruption, grounds of contest, 57.1
  - General assembly, 57.1–57.6, 59.1–59.6, Const., Iowa, III, 7
- Governor and lieutenant governor
  - General provisions*, 57.1, 57.6
  - Certificate withheld from incumbent, 57.2
  - Committee of each house, contest court, 58.4
  - Contest court, procedure, 58.4–58.7
  - General assembly decides contest, Const., Iowa, IV, 5



**ELECTIONS—Continued****Contests—Continued**

- Governor and lieutenant governor—Continued
  - Grounds and notice of contest, 57.1, 57.4, 58.1
  - "Incumbent" defined, 57.3
  - Law of county contest applicable, 57.6
  - Notice to incumbent, 58.2
  - Recanvass, when allowed, 57.5
  - Selection of assembly committee, 58.4
  - Testimony confined to specifications, 58.6
  - Time to file contest, 58.1

- Grounds of contest, 57.1, 57.4
- Incumbent defined as person declared elected, 57.3

- Judge's misconduct, change of result, 57.4
- Law of county contests to apply, 57.6
- Notice of contest, 57.2
- Offices contestable, 57.1
- Presidential electors, 60.1–60.6
- Primary elections, 43.56, 43.59, 50.14, 50.15
- Recanvass, when allowed, 57.5
- School election contests, law applicable, 277.22
- Sheriffs' duties, 57.6, 62.4, 62.20
- State officers, 61.1–61.14
- Witness, crimination no excuse, immunity, 622.15(7), 622.16

**Conventions, see subhead Primary Elections below****Conventions of parties, see subhead Political Party Conventions below****Convicts, disfranchisement, Const., Iowa, II, 5; 248.12****Counting boards, 51.6–51.17****Counting of ballots**

- General provisions*, 50.1, 50.11
- Applicability to senators, 49.34
- Counting boards, duties, 51.1–51.17
- Defective ballots, how counted, 49.98–49.103
- Error as ground of election contests, 57.1(6)
- Markings on ballot, rules for counting, 49.98
- Method, rules, errors and defects, 49.98–49.103
- Misconduct as contest grounds, 57.1
- Public admitted to counting, 50.1
- Secrecy when double boards used, 51.10, 51.11
- Voting machines, independent candidate, 52.16, 52.22, 52.23
- Voting machines, use, 52.1
- Witnesses, party, permitted at polls, 49.104
- Wrong ballot counted for candidates, 49.103

**County agricultural extension council, 176A.5–176A.8****County auditors' duties, see COUNTY AUDITOR, subhead Election Duties****County buildings and site elections legalized, 594.2****County hospital trustees, 347.25****County questions, see Questions Submitted to Voters below****Definition of general, special, and city, 49.2****Delegates to conventions selected, see Political Party Conventions below****Destruction of ballots, if no contest, 50.13, 50.14****Disfranchisement, convicts, Const., Iowa, II, 5; 248.12****Disorderly persons arrested, 49.105, 49.106****Districts**

- Congressional, designated, 40.1

**ELECTIONS—Continued****Districts—Continued**

- Representative, state, 42.1–42.3
- Senatorial, state, designated, 41.1

**Double election board, 51.1–51.17****Drainage district trustees, 462.1–462.41****Election boards**

- Canvass of votes, *see subhead Canvass of Votes above*
- Compensation of members, 49.20
- Council to select members in cities and towns, 49.16
- Counting of ballots, *see subhead Counting of Ballots above*
- Double board, when permitted, 49.12, 51.1, 51.15
- Membership, 49.12–49.14
- One voting machine precinct, board, 49.17
- Party affiliation requirements, 49.12–49.14
- Special elections, provisions, 49.19
- Supervisors to select members, 49.15
- Vacancy, election day, filled by board, 49.18

**Election books**

- Auditor to record abstracts, 50.28
- Proceedings of contest entered, 62.3
- Removal of officer entered, 66.19, 66.20
- Temporary appointments entered, 66.19
- Vacancies in office recorded, 65.3, 65.8

**Election day**

- General election, 39.1
- Military duty, freedom from, Const., Iowa, II, 3
- Negotiable paper, effect on, 541.85
- Privilege from arrest, Const., Iowa, II, 2
- Proclamation of governor, 39.3–39.6
- Special elections, 39.2, 39.6
- Time fixed, 39.1–39.6

**Electioneering**

- Prohibited near polls, 49.107, 49.108
- State officers and employees, 740.16–740.18

**Electors, disqualified persons, Const., Iowa, II, 5****Error in counting, sufficiency, effect, 57.1****Evidence in prosecutions, immunity, 622.15(5), 622.16****Excess of votes over poll list, new elections, 50.7, 50.8****Expenses**

- Auditor's annual report, 333.11(1)
- Candidates' expenditures, statements filed, 56.1–56.9
- Constitutional measures, state pays, 6.9
- Payment by county, city or state, 49.118, 50.23, 50.47
- Primary elections, 43.32, 49.118
- Public measures, state pays, 6.9

**Federal constitutional amendments, 55.1–55.23****Federal offices**

- President, electors, Const., U. S., II, 1; Amend. 12
- Representatives in congress, Const., U. S., I, 4
- Senators, Const., U. S., Amend. 17

**Frauds, see Violations below****General assembly, procedure, 2.36–2.38****General election**

- Definition, 49.2
- Officers to be elected, 39.7–39.17

**ELECTIONS—Continued**

## General election—Continued

- Proclamation, governor, designating offices, 39.3
- Time, Const., Iowa, Amend. 1916; 39.1, 39.2
- Hospital trustees, county, 347.25
- Illegal voting, bribery, 43.120
- Instructions to voters, 49.68–49.71

## Judges

## District court judges

- Elected at general election, 39.14
- Laws of general election applicable, 46.19
- Names printed on ballot, 46.17
- Nominated by convention, procedure, 46.8–46.12
- Nomination certificate, 46.13, 46.14, 46.16
- Objections to eligibility, 46.15
- Petition, nomination by, permitted, 46.20
- Superior court judges, 46.18, 46.19

## Supreme court judges

- Certification of nomination, 46.14, 46.16
- Elected at general election, 46.6
- Laws of general election applicable, 46.19
- Names printed on ballot, 46.17
- Nominated by convention, procedure, 46.1–46.6
- Objections to eligibility, 46.15

## Judges of election

- Absent voters ballots, duties, 53.23–53.32
- Appointment, 49.12, 49.15, 49.16
- Arrest, may order for disorder at polls, 49.105, 49.106
- Assistance to voters, 49.89–49.91, 52.19
- Ballots delivered to them, 49.55, 49.64, 49.65, 52.15
- Ballots handed voters by judges, 49.77, 49.78, 49.100
- Bribery, punishment, 738.14
- Canvass of public measure vote, 6.8
- Canvass of votes, generally, 50.1–50.22, 52.21, 52.23
- Cards of instruction posted, 49.71
- Certificates of election issued, 50.2, 50.21
- Certificates of registration received, 47.35
- Compensation allowed, 49.20
- Constables at township polls, appointment by, 49.115
- Constitutional amendment, canvass of vote, 6.8
- Councilmen as judges in cities, 49.13
- Counting board, member, 51.1–51.17
- Counting of ballots, 50.1–50.12, *see subhead Counting of Ballots above*
- Deceiving a voter, punishment, 738.12
- Delivery of books to proper officer, 50.17–50.19
- Depositing ballots in ballot box, 49.85
- Double election board law violations, 51.16, 51.17
- Duties as receiving board, 51.4, 51.7, *see also Receiving Boards below*
- Failure to return poll books, punishment, 738.19
- Indorsement of ballots, 49.50, 49.67, 49.82, 49.84, 49.101(2)
- Initialing of ballot required, 49.82
- Instructions received, posted, 49.70, 49.71
- Jury list prepared, 607.4, 609.1, 609.9–609.13
- Members selected, 49.12, 49.15, 49.16
- Misconduct in general, penalty, 49.119

**ELECTIONS—Continued**

## Judges of election—Continued

- Misconduct of judges as contest grounds, 57.1, 57.4, 57.5
- Misconduct, rendering election void, penalty, 738.18
- Names of voters checked, 47.28
- New nominees, names pasted on ballots, 49.61
- Number of judges on board, 49.12, 49.19, 51.1
- Oath administered to voter, township election, 49.27
- Oath, before opening polls, 49.75, 49.76, 51.5
- Oaths, power to administer, 78.2(4)
- Party affiliation requirements, 49.12–49.14
- Penal provisions, *see subhead Violations below*
- Police and constables, obey judge's orders, 49.116
- Policemen appointed at polls, 49.114, 49.115
- Post sample ballots and instructions, 49.71
- Preserve order, duty to, 49.116
- Primary election, *see subhead Primary Elections below*
- Qualifications, 49.12–49.17, 51.2
- Receipt for ballots delivered, 49.65
- Receiving or rejecting votes illegally, penalty, 738.17
- Registered voters, list, use, 47.26–47.29
- Registration law violations, 47.43, 48.16
- Registration, permanent, duties, 48.21
- Requesting name on jury list, penalty, 607.4
- Return and tally sheet, voting machine, 52.21
- Return of absentee ballots, 53.26, 53.30, 53.32
- Return of unused ballots, 50.9
- Returns of election, how made, 50.16
- Spoiled ballot, another furnished voter, 49.100
- Trustees of township as judges, 49.14
- Vacancy, election day, filed by board, 49.18
- Voters challenged, procedure, 49.79–49.81
- Voting machine, additional judge authorized, 49.12
- Voting machines, duties, use, 52.1–52.25
- Warrant of arrest, may issue, 49.105, 49.106
- Judges of supreme court, elected at general election, 39.11
- Messengers for missing returns, 50.23, 50.34, 50.47
- Method of conducting, general provisions, 49.1–49.122
- Military duty, freedom from on election day, Const., Iowa, II, 3
- Misconduct of officials, 43.119, 46.19, 47.43, 738.16
- New elections, when ordered, 50.7, 50.8
- Nominations
  - City and town offices, 363.11–363.16
  - Committee, party, nominations by, *see subhead Political Party Committees*
- Judges
  - District court, by convention, 46.8–46.12
  - Petition by, permitted, 46.20
  - Superior court, same as city officers, 46.18, 603.4
  - Supreme court, by convention, 46.1–46.6
- Municipal court judges, bailiff, and clerk, 602.12
- Nomination papers or certificates
  - Affidavits required, 43.17–43.19
  - Blank nomination papers furnished, 43.8–43.10
  - Contracts permitted to secure voters names, 738.6

**ELECTIONS—Continued**

## Nominations—Continued

## Nomination papers—Continued

- Filing requirements, 43.11–43.13, 43.21
- Form required, 43.14
- Penalty for destruction or forgery, 738.21
- Requirements for signing, 43.15, 43.16
- Signatures required, 43.20, 43.21(1)

## Nonparty organization nominations, 43.121, 44.1–44.16

Party committee nominations, *see subhead Political Party Committees below*

## Petition, nomination by, 45.1–45.4

## Petitions to nominate, 45.1–45.4, 46.20

Primary election, *see subhead Primary Elections below*

## Published prior to election, 49.72

## Vacancies filled

- Central committee may call convention, 43.86
- Certificate of nomination, 43.88
- Congressman, 43.83
- Convention, 43.76, 43.97, 43.109
- County convention reconvened, 43.85
- County offices, 43.76
- District offices, 43.76
- Failure of convention to fill, 43.77
- Legislators, state, 43.83, 43.84
- Nonparty organizations, 44.9–44.13
- Occurrence after convention, 43.78
- Occurrence before convention, 43.81, 43.97(2, 3)
- Presidential electors, 43.80
- Representative, state, 43.84
- Senators, U. S., 43.79, 43.82
- State officers, 43.76
- State senator, 43.83
- Subdivisions of county, offices in, 43.87

## Nonpolitical parties, definition of term, 43.2, 54.4

## Notice of elections, by sheriff, publication, 39.5, 39.6

## Officers

- Commencement of term of elective officers, 39.8
- Duelers disqualified to hold office, Const., Iowa, I, 5
- Elected prior to expiration of term, 39.7
- Religious test as qualification, prohibited, Const., Iowa, I, 4; 735.3
- Sex no disqualification for office, 39.25
- Successor, time of choosing, 39.7

## Officers elected

- City and town officers, *see CITIES AND TOWNS, subhead Elections*
- Congressmen, 39.3, 40.1, 50.43
- Constables, 39.21
- County central committee members, 43.99
- County convention delegates, 43.90–43.94
- County education board, 273.4–273.7
- County officers, 39.17–39.20
- District court judges, Const., Iowa, V, 10, 11; 39.14, 46.8–46.20
- Justices of the peace, 39.21
- Municipal court judges and officials, 602.10–602.12
- Precinct committeemen and committeewomen, 43.99
- President of the United States, 54.1–54.9

**ELECTIONS—Continued**

## Officers elected—Continued

## Representatives, state, Const., Iowa, III, 3, 7, 12, 21–23; 39.16, 42.1–42.3

## School officers, 275.5, 275.6

## Senators, state, Const., Iowa, III, 5, 7, 12, 21–23; 39.15, 41.1

## Senators, U. S.

## Certification of election, 50.43

## Elected same as state officers, 39.10

## Names of candidates on ballots, 49.32, 49.34

## Popular vote, Const., U. S., Amend. 17

## Primary nominations, when, 43.6

## Qualifications and tenure, Const., U. S., I, 3

## Regulations, Const., U. S., I, 4

## Resignations, made to the governor, 69.4

## Vacancies, filled by whom, 69.8(1)

## Vacancies in nominations, how filled, 43.79, 43.82

## State officers, Const., Iowa, IV, 22; 39.9

## Superior court judges, 46.18, 603.4, 603.7

## Supreme court judges, Const., Iowa, V, 3, 11; 39.11, 46.1–46.20

## Township officers, 39.18, 39.21–39.23

## Vice-president of United States, 54.1–54.9

## One hundred feet of polls, limit, 49.107, 49.108

Party, political, *see subhead Political Parties below*

## Peace officer may arrest disorderly person, 49.106

## Policemen, appointment, duties, 49.114–49.117, 51.10

## Political

## Advocating violence, 689.10–689.13

## Affiliation

## Balloting for another party's candidate, 43.39

## Change of affiliation made, 43.41, 43.44

## Designation by primary election clerk, 43.35

## New voters may declare, 43.42

## Record of voters' affiliations, 43.40, 48.24

## Voter confined to his party at primary, 43.38

## Districts

## Congressional, Const., Iowa, III, 35–37; 40.1

## Judicial, Const., Iowa, V, 10; XII, 12; Amend., 1884, No. 2; 604.8

## State senatorial, Const., Iowa, III, 35–37; 41.1

Political activities and contributions, *see Violations below, thereunder Political Activities and Contributions*

## Political parties

## Affiliation of voters at primaries, 43.35, 43.38–43.44

## Candidates nominated

*See also subhead Political Party Conventions below*

## Bar associations may nominate judges, 49.41

## Petition, 43.121, 45.1–45.4, 46.20

Primary election, *see Primary Election below*

## Chairmen of committees, campaign expense statements, filed, 56.4

## Challenging committee permitted at polls, 49.104

Committees, *see subhead Political Party Committees below*

## Election board, membership, 49.12

## Evidence of contributions, 622.15(6)

## Members, illegal voting, 738.24–738.26

**ELECTIONS—Continued**

## Political parties—Continued

- Names on ballots, 49.31–49.42
- Nonparty organizations, nominations, *see subhead Nominations above*
- Officials barred from old-age assistance appointments, 249.3
- Penal offenses, *see subhead Violations below*
- Primaries, definition, 43.2
- Records of party affiliation, 43.35, 43.38–43.44, 48.24
- State platform, 43.111
- Tickets in separate columns on ballot, 49.35

## Political party committees

- Campaign statements of expenses, 56.4
- Certification of nominations, 43.88
- Challengers at polls, 49.104
- Challenging committees for elections, 43.43, 49.104(2)
- City central committee
  - Register of voters, appointment, 47.2
  - Special election police, appointment, 49.114
- City precinct committee, 43.99, 43.116, 43.117
- Committeemen selected at primaries, 43.1(3), 43.4
- Congressional district committee, member selected at county convention, 43.97
- Contracts to convey voters to polls, 738.4

## County central committee

- Certification of nominees, 43.55, 43.70, 43.88
  - Chairman's duties at convention, 43.95
  - Delegates to county convention, 43.90
  - Election at primaries, 43.1(3), 43.4, 43.92, 43.99
  - Nominations for county subdivisions, 43.87
  - Nominations for general assembly, 43.84
  - Nominees, certified list, 43.69, 43.70
  - Notice of election, 43.93
  - Removal of members, 43.99
  - Returns of members, 43.92
  - Term of office of members, 43.99
  - Vacancies in committee, 43.77–43.81, 43.100
  - Woman member selected from precinct, 43.98
- County convention chairman, duties, 43.95

## District central committee

- Call for convention, 43.102
  - Challengers at polls, 49.104
  - Conventions, when held, 43.101
  - Members, election, 43.97(6), 46.7
  - Nomination for state senator, 43.83, 43.84
  - Nominations for congress, 43.83
  - Nominees, certified list, 43.69, 43.70, 43.88
  - Vacancies after convention, 43.78
  - Vacancies in office before convention, 43.81
  - Vacancies not filled by convention, 43.77
- Election of members, 43.1(3)

## Judicial district central committee

- Judicial district convention, call, 46.9, 46.10
- Member selected at county convention, 43.97, 46.7
- Vacancies, how filled, 46.7
- Local offices, filling nomination vacancies, 43.87
- Misconduct, penalty, 43.119
- Nomination vacancy, may call convention, 43.86
- Precinct, names on ballot, 43.21, 43.26

**ELECTIONS—Continued**

## Political party committees—Continued

- Senatorial district committee member selected, 43.97
- Soliciting from corporations, 491.70, 491.71
- State central committee
  - Campaign expenses, statement, 56.1–56.9
  - Challengers at polls, 49.104
  - Convention, no proxies, 43.108
  - Judicial convention, state, call for, 46.2
  - Membership, 43.111
  - Nominations of U. S. senator, 43.79, 43.82
  - Nominees, certified list, 43.68–43.70, 43.88
  - Organization and tenure, 43.111
  - Platform, 43.111
  - Presidential electors nominated, 43.109(4)
  - Presidential nominee certified, 54.5
  - Tie vote for members, 43.75
  - Vacancies, 43.77, 43.81
- Vacancies in nominations, when filled, 43.77–43.88

## Political party conventions

- Called for nominating, 43.86
- Certification of nominations, 43.88
- Certification of nominees, 43.73
- City convention, special charter cities, nominations, 43.112

## County convention

- Date of holding, 43.89
  - Delegates elected, 43.4, 43.90, 43.91
  - Delegates to district convention, 43.85, 43.97(4)
  - Duties, 43.97
  - Nominations prohibited, 43.98
  - Proxies prohibited, 43.96
  - Returns and notice to delegates, 43.92, 43.93
  - Term of office of delegates, 43.94
  - Vacancies in nominations filled, 43.76(1), 43.84
- Delegates selected at primaries, 43.1(2)
- District conventions, 43.101–43.106
- Failure to fill vacancies, 43.77
- Judicial district convention, 46.8–46.12
- Primary election, delegates selected, 43.1
- State convention, 43.108–43.112
- State judicial convention, 46.1–46.20
- Tie vote for delegates, 43.75
- Time for holding, 43.107
- Vacancy in office prior to convention, 43.81

## Political power inherent in people, Const., Iowa, I, 2

## Poll books

- Assistance to voters noted, 49.91
- Auditor to furnish with supplies, 49.28
- Destruction, when permitted, 50.19
- Failure to return to auditor, 738.19
- Form required, 49.28
- Jury commission name list from, 608.11
- Jury commission to receive, 609.5
- Oaths entered, 49.76
- Preservation, time, 50.19
- Primary election, *see subhead Primary Elections below*
- Recording of voters' names, 49.83
- Record of ballots delivered and returned, 50.10
- Return of election entered, 50.16

**ELECTIONS—Continued****Poll books—Continued**

- Return to auditor required, 50.17, 51.13
- Return to clerk of township or city, 50.18
- Used in preparation of registry books, 47.39, 47.41
- Voter's name entered, exception, 48.25, 49.83, 49.91, 53.23

**Polling places**

- Arrangement and construction, 49.25
- Building, by whom provided, 49.21–49.24
- Change, notice required, 49.23
- Change of precinct, notice, procedure, 49.11
- Constables at township polls, appointment, 49.115
- One-hundred-foot limit, 49.107, 49.108
- Outside precinct, when permitted, 49.10
- Persons permitted at polls, 49.104, 51.11
- Police, special, disturbances, arrest, 49.105, 49.106, 49.114
- Precincts, 49.3–49.11
- Preserving order, judges control, 49.116
- Sample ballots posted, 43.30, 52.13
- Supervisors provide, certain cases, 49.10
- Time of opening and closing, 43.37, 49.73
- Voters present at closing hour may vote, 49.74
- Voting booth requirements, 49.25

**Precincts**

- Areas prescribed, 49.3
- Boundaries recorded and published, 49.11
- City council may change, 49.5
- Combination of precincts, method, 49.6–49.8
- Committee men and women elected, 43.100
- Representation at party conventions, 43.90
- Supervisors may change, 49.4, 49.8
- Voter must vote in precinct of his residence, 49.9

**Presidential elections**

- Abstract of votes, 50.25
- Ballots, form, 49.30, 49.32, 49.33
- Campaign expense statement filed, 56.1–56.9
- Certificate issued to electors, 54.5, 54.6
- Contest of elector's election, 60.1–60.6

**Electors, presidential**

- Canvass of votes, 50.26, 54.3
- Compensation and mileage, 54.9
- Congress to determine, Const., U. S., II, 1; Amend. 12
- Meeting of electors, procedure, 54.7, 54.8
- Named by state convention, 43.109(4)
- Names not on ballot, 49.30, 49.32
- Nonpolitical party, status, 43.2, 54.4
- Number and qualifications, 54.1
- Selected by vote for candidates, 54.2
- Substitute, how selected, 54.7

- Nominated by state committee, 43.80
- Nominees for president, certified, 54.5
- Proclamation concerning, 39.3
- Results of electors' votes, certified, 54.8
- Voting machines, electors' names, 49.30, 52.7, 52.16

**Primary elections**

- Absent voters participation, 53.1, 53.8, 53.14
- Affidavit by candidate, filing, 43.18, 43.19, 43.21

**ELECTIONS—Continued****Primary elections—Continued**

- Ascertaining vote cast, right of elector, 43.48
- Auditor to remain on duty, 43.45
- Australian ballot system used, 43.36

**Ballots**

- Auditor's facsimile signature thereon, 43.36
- Counting, sealing, recording results, 43.39, 43.45
- Delegates to party conventions, 43.91
- Destruction if no contest, 50.14
- Errors and omissions corrected, 43.25
- Form and arrangement, 43.26–43.28
- Furnished election board, 43.33, 49.28
- Judges indorsement thereon, 43.36
- Order of listing names, 43.28
- Printed by county auditor, 43.27
- Recount, grounds, ruling final, 43.56–43.59, 50.14, 50.15
- Sample ballots posted, 43.30
- Supplies furnished by auditor, 43.33, 49.28

**Boards, *see subhead Election Boards above***

- Bribery and corruption, general law applies, 43.5, 738.1–738.29
- Bribery, illegal voting, 43.120
- Campaign expense statement filed, 56.1–56.9
- "Candidate" defined, 43.59
- Candidate of another party, how counted, 43.39
- Candidate's affidavit, filing, 43.18, 43.19, 43.21(2)

**Canvass of votes**

- Abstract filed with county auditor, 43.50, 43.61
- Abstract filed with secretary of state, 43.60, 43.63
- County supervisors, procedure, 43.49–43.62
- Delegates and committee members, judges, 43.92
- Election boards, duties, 43.39, 43.45, 43.46
- Findings of boards conclusive, 43.51, 43.58, 43.64
- General law applies, 43.5, 50.1–50.47
- Missing returns, auditor sends messenger, 43.47
- Publication of proceedings, 43.62
- Returns filed with auditor, 43.61
- State board, executive council, by, 43.63
- State nominees certified to auditor, 43.73
- Tie vote, determined by lot, 43.75

- Certificates of nomination issued, 43.55, 43.69, 43.70, 43.88
- Challenge of voters, how made, 43.43
- Cities and towns, 363.16–363.25

**Clerks of election**

- Appointment and compensation, 43.31, 43.32, 49.12–49.18
- Challenge voters, clerk may, 43.43
- Counting ballots and returns, 43.39, 43.45
- Deliver returns to county auditor, 43.46
- General penalty clause, 43.119
- Party affiliation, record made, 43.35, 43.44
- Selection and appointment, 43.31
- Committees for nomination, *see subhead Political Party Committees above*
- Conduct of elections generally, 49.1–49.122
- Contests, ballots preserved, 43.56–43.59, 50.5, 50.14

**ELECTIONS—Continued**

## Primary elections—Continued

## Conventions

## City conventions

Candidates nominated, special charter cities, 43.112

Delegates' names not on ballot, 43.116

Congressional district convention, 43.101–43.106

County convention, 43.4, 43.89–43.98

## Judicial district convention

Call for meeting, 46.8–46.16

Delegates selected at county convention, 43.97

## Judicial state convention

Call for meeting, 46.1–46.6

Certification of nominations, 46.14, 46.16

Reconvened to select district delegates, 43.85

Senatorial district convention, 43.101–43.106

## State convention

Delegates selected, 43.97

Nominations, 43.109, 43.110

Organization procedure, 43.108

Platform and business authorized, 43.111

Presidential electors selected, 43.109

Proxies prohibited, 43.108

Time for holding, 43.107

Vacancies, when filled by, 43.76–43.88

Correction of errors by auditor, 43.25

Corruption and bribery, 43.5, 738.1–738.29

Counting ballots and returns, method, 43.45

Counting board, 51.1–51.17

County nominees, vote required, 43.52

Definition of "primary election", 43.1

Deliver returns to county auditor, 43.46

District nominees, vote required, 43.65, 43.66

Election boards, *see subhead above*

Envelope returns, right to see them, 43.48

Expenses, how paid, 43.32, 49.118

Expense statement of candidates, 56.1–56.9

Failure to nominate, lists to party committees, 43.55, 43.69, 43.70

General penalty clause, 43.119

Illegal voting, penalty, 43.120, 738.24–738.29

## Judges of election

Challenge voters, judge may, 43.43

Compensation, 43.32

Counting ballots and returns, 43.39, 43.45

Delegate and committee members, certify, 43.92

Deliver returns to county auditor, 43.46

Deposit ballots in ballot box, 43.38

Misconduct, penalty, 43.119

Party affiliation of voter changed, 43.44

Sample ballots posted, 43.30

Selection and appointment, 43.31, 49.12–49.18, 51.1–51.4

Tie vote, determined by lot, 43.75

Voters challenged, 43.43, 43.44

Voters examined under oath, 746.19

Messenger sent for returns, when, 43.47, 43.71

Method of conducting, 43.5, 49.1–49.122

Method of voting, 43.38

**ELECTIONS—Continued**

## Primary elections—Continued

## Missing returns

County, auditor sends messenger, 43.47

State, secretary of state sends messenger, 43.71

## Municipal court elections, 602.11

Nomination by convention, *see subhead Political Party Conventions above*

## Nomination papers

Affidavit of qualified voter, contents, 43.17, 43.19

Blanks, by whom furnished, 43.8–43.10

Candidate's affidavit, filed with, 43.19

Destruction, 50.14

Failure to file papers, 43.13

Filing requirements, 43.11–43.13

Form and size required, 43.14

Payment to secure names permitted, 738.6

Penalty for destruction or forgery, 738.21, 746.19

Signers, requirements, 43.15, 43.20, 43.21

Withdrawals and additions not allowed, 43.16

## Nominations

Petitions, may be made by, 43.121

Vacancies, how filled, 43.76–43.88

Nominations by petition, 43.121, 45.1–45.4

Nominations certified by secretary of state, 43.22

## Nominees

Certified by secretary of state to auditors, 43.73, 43.74

Certified list to party chairmen, 43.55, 43.68

Certified to canvassing boards, 43.55, 43.68, 43.88

County office, who nominated, 43.52, 43.54

Percentage of votes to nominate, 43.52, 43.53, 43.66

Place on ballot, right of candidate, 43.54, 43.67

State offices, who nominated, 43.65

Township offices, who nominated, 43.53, 43.54

Nonpartisan primaries, certain cities, 43.113

Nonpolitical organizations, *see subhead Nominations above*

Notice of elections, proclamation published, 43.23, 43.24

## Offices affected, 43.3

Order of appearance on ballot, certified, 43.73

Original returns filed with county auditor, 43.61

Original state returns filed and recorded, 43.72

Party affiliation, 43.38–43.44

Party committeemen chosen, 43.92, 43.99

Plurality vote nominates and elects, 43.118

"Political party" defined, 43.2

## Poll books

Change of party affiliation entered, 43.41

Contents, custody and return, 43.40

Delivery by judges to auditor, 43.40, 43.46

Form required, 43.34

Furnished election board, 43.33, 49.28

Party affiliation of voter designated, 43.35

Polling places, *see subhead Polling Places above*

Poll lists furnished boards by auditor, 43.40

Polls, time of opening, 43.37

**ELECTIONS—Continued**

## Primary elections—Continued

Receiving boards, *see subhead Receiving Boards below*

Recount, procedure, 43.56–43.58, 50.14, 50.15

Return of books to auditor, 43.40, 43.46

## Returns

Auditor to file and record abstracts, 43.61  
Canvassing board proceedings published, 43.62

Delivery to auditor, time, 43.44, 43.47, 43.92

Filing with secretary of state, 43.60, 43.72

Supplies furnished by auditor, 43.33

Telephone or deliver to auditor, 43.45

Vote ascertained prior to canvass, 43.48

Sending results to county auditor, 43.45

State nominees, vote required, 43.65, 43.66

Supplies furnished election board, 43.33, 49.28

The vote, determined by lot, 43.75

Time of holding, 43.7

Township nominees, vote required, 43.53

## Vacancies in nominations

Certified when filled, 43.88

How filled, 43.76–43.88, 44.11–44.17

List to party committees, 43.55, 43.69, 43.70

## Voters

Blind, assisted, 49.89, 49.90

Bribery, punishment, 43.120, 738.1–738.3

Challenges at poll, 43.43, 43.44

Change of party on election day, 43.44

Confined to party ticket, 43.38

Examined under oath, 738.27

New voter may declare party to vote, 43.42

Party affiliations, must declare, 43.35, 43.40, 43.41

Penalty for illegal voting, 746.16–746.21

Voting machines may be used, 52.1

Withdrawal of nominee, effect, 44.9, 44.10

Proclamations, notice of elections, 39.3–39.5

Prohibited acts on election day, 49.107, 49.108

## Questions submitted to voters

Benefited water districts, establishment, 357.12, 357.16

Bond issues, municipal, 75.1; ch 407

Bond issues, schools, 275.32

Boundary of county changed, Const., Iowa, III, 30

Bridges, interstate, 382.1–382.3, 383.6, 383.7, 383.28

Bridges to be constructed, 309.78, 309.86

Buildings, erection or repair, 345.1–345.15

City and town elections, *see CITIES AND TOWNS, subhead Elections, thereunder see Questions Submitted to Voters*

## Constitutional amendment

Convention to revise, Const., Iowa, X, 3

Submission procedure, 6.1–6.9

United States, 55.1–55.23

Vote of people, Const., Iowa, X, 1–3

Voting machine, 52.24, 52.25

Contracts for public library, tax, 378.13

Corporation with banking powers, Const., Iowa, VIII, 5

County conservation board, 111A.2

**ELECTIONS—Continued**

## Questions submitted to voters—Continued

County conservation bonds, 111A.6

County homes, 253.1, 345.1–345.15

County library, 358B.6, 378.15

County school system, 273.3

County zoning, 358A.1–358A.3

Courthouse construction, 345.1–345.15

Diversion of taxes, 345.12

Form of government changed, cities and towns, 363.31–363.38

Hospitals, public, 256.1, 347.1–347.6

Jails constructed, 345.1–345.15

Manner of submitting questions, 345.6

Memorial hall, monument, 37.3, 37.4

Municipal court buildings, 602.55, 602.56

Municipal court establishment, 602.2–602.4

Notice published, contents, 345.6, 345.12

Number of supervisors, 331.2–331.4

Petition by voters, effect, 345.13

Public measures, 6.1–6.11, 49.43–49.50

Purchase of land for county fair, 174.12

Railroad tax aid, 483.1–483.10

Real estate purchased for county, 345.1–345.15

Regularity of vote presumed, 345.14

Relocation of county seats, 353.9–353.14

Reorganization, school districts, 275.6, 275.10, 275.18–275.23

Rescission by subsequent vote, 345.12

Rescission of contract or tax prohibited, 345.12

Results published, 445.11

## Sanitary districts

Election of trustees, 358.9

Establishment of district, 358.2–358.8

School district reorganization, 275.4–275.6

School questions, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Elections*

Special election provisions, *see subhead Special Elections below*

State bank, Const., Iowa, VIII, 6

## State debts

Procedure, 6.2–6.11

Vote of people, Const., Iowa, VII, 5

Voting machine, 52.24, 52.25

Symphony orchestra tax, 379A.3

Tax aid for institutions created by gift, discontinuance, 483.10, 483.13

Tax for depreciated warrants, 345.5–345.15

Tax levy to pay bonded debt, 346.10, 346.18

Tax, school building, repair, improvement, 275.32

Town hall erection and repair, 360.1

Township bond issues, 75.1–75.7

Township hall, 360.1

Transit system acquired by city, 386B.4

Transit system subsidy, 386A.1–386A.12

Warrants depreciated, tax at higher rate, 345.5

## Receiving boards

Additional members, appointment, 49.15, 49.16

City or town, who acts, 49.13–49.16

Compensation allowed, 49.20

Counting boards, acting with, 51.7

Definition of “receiving board”, 51.3

Double boards, when permitted, 49.12, 51.1, 51.15

Duties of board, 51.3, 51.4, 51.7

Member's political affiliation, 49.12

**ELECTIONS—Continued**

- Receiving boards—Continued
  - Returns made, 50.16, 51.13
  - Special elections, who acts, 49.19
  - Vacancies occurring on election day, 49.18
  - Violations, punishment, 51.16
  - Voting machine, one, when, 49.17
- Record of number of ballots to be kept, 50.10
- Registration of voters
  - Absent voters, affidavit upon envelope, 47.31, 53.28–53.30
  - Alphabetical lists of registration, 47.23–47.31
  - Applicability of law, 47.1
  - Books and supplies furnished registers, 47.5
  - Certificate of registration
    - Election day, granted on, 47.32–47.35
    - Names to other precincts, 47.36, 47.37
    - Striking names of transfers certified, 47.36, 47.37
    - Use by judges and record, 47.35
  - Check of lists at polls, 47.28
  - Cities requiring registration, 47.1
  - Clerk or auditor to furnish and preserve records, 47.41, 47.42
  - Consolidation of precincts, 47.4–47.6
  - County supervisors may require, 47.1, 48.22
  - Death certificate copy to officer in charge, 144.10(4)
  - Election day registration, to whom, 47.32
  - List of voters, use by judges, 47.26–47.37
  - New registry
    - Cumulative lists, nonpresidential years, 47.39
    - Presidential election years, 47.38
  - Notice, time and place of registration, 47.10, 47.11
  - Oath administered to applicant, 47.19, 47.20, 47.21
  - Ordinance in cities of four to ten thousand, 47.1
  - Penalty for wrongful acts in registration, 47.43
  - Permanent, cities over 125,000, 48.1–48.25
  - Permanent, other cities and counties, adoption by, 48.22, 48.23
  - Personal appearance, when required, 47.30
  - Questions propounded to applicants, 47.20
- Registers of voters
  - Appointment, 47.2
  - Books and supplies furnished, 47.5
  - Certification of names to other precincts, 47.36
  - Compensation allowed, 47.9, 47.13
  - Completion of registration, 47.21
  - Correction of lists, 47.25, 47.30
  - Delivery of lists to election judges, 47.26
  - Division of alphabetical lists, 47.27
  - Duration of meetings, 47.17
  - List of persons registered, 47.23–47.31
  - Meeting place, 47.4, 47.15
  - Oath required to qualify, 47.8
  - Paid by whom, 47.13
  - Penalty, violation of duty, 47.43
  - Public proceedings, 47.30
  - Qualifications, 47.2, 47.4, 47.7
  - Records furnished by clerk, 47.41
  - Term of office, 47.6, 47.9
  - Time of meeting, 47.16, 47.17, 47.23, 47.25
  - Vacancies filled, 47.3

**ELECTIONS—Continued**

- Registration of voters—Continued
  - Registry books
    - Clerk or auditor to keep, 47.22, 47.42, 50.18
    - Consolidation of precincts, entries, 47.5
    - Correction by registers, 47.25
    - Delivery to registers, 47.25
    - Form specified, 47.12
    - Furnished by city clerk, 47.13
    - Method of keeping, 47.22
    - Names transferred to new books, 47.39, 47.40
    - Nonpresidential election years, 47.39
    - Public inspection, open for, 47.14
    - Time preserved, 47.42, 50.19
  - Required in all cities of 10,000 or more, 47.1
  - Return of alphabetical lists with votes, 47.29
  - Right of registration, 47.18, 47.21
  - School elections, generally, 47.1, 277.16–277.18, 277.33, 277.34
  - School elections, no registration required, 47.1
  - Sick voters, how registered, 47.31
  - Signature under oath, 47.18
  - Temporary
    - Affidavit of absent voter constitutes, 53.28
    - Binding of lists required, 47.27
    - Correction of registry books and lists, 47.25, 47.26, 47.30
    - Expense and supplies, 47.13
    - Form of registry book, 47.12
    - Improper registration, punishment, 47.43, 738.20
    - Persons registered, procedure, 47.18–47.22
    - Public inspection of registry books, 47.14
    - Time fixed for making, 47.2, 47.38
    - Use of lists at election, return, 47.28, 47.29
  - Voters on registration lists, entitled to vote, 47.40
  - Wrongful acts, penalty, 47.43
- Representatives in congress
  - Abstract of votes, 50.25(4), 50.30(4)
  - Certificate of election, 50.43
  - Congressional districts designated, 40.1
  - Constitutional provisions, Const., U. S., I, 4
  - Nomination papers, 43.11, 43.20
  - Nominations, 43.83, 43.101
  - Proclamation for election, 39.3
  - Resignation, how made, 69.4(3)
  - Special election to fill vacancy, 43.83, 69.14
- Representatives, state, 39.16
- Result of election proclaimed by judge, 50.11
- Returns
  - Canvass, *see subhead Canvass of Votes above*
  - Constitutional amendments and public measures, 6.8
  - Entered in poll books, 50.16
  - Filing of returns by auditor, 50.18
  - Independent ballots, 50.12, 52.22, 52.23
  - Messengers sent for returns, 50.23, 50.34, 50.47, 738.19
  - Primary election, *see subhead above*
  - Public measures, 6.8
  - Railroad tax aid election, 483.9, 483.10
  - Sample ballot published, 43.24
  - School elections, 277.1–277.34 *General method of conducting elections not applicable to school elections*, 49.1
  - Secrecy required, 49.113, 51.10, 52.18, 53.13, 53.15



**ELECTIONS—Continued**

## Senators, state

- Certificate of election, 50.43
- Election and term, 39.15

## Senators, U. S.

- Election, same as state officers, 39.3, 39.10
- Names of candidates on ballot, 49.32, 49.34
- Nominations, 43.6, 43.11–43.13(1), 43.79, 43.82
- Popular vote, procedure, Const., U. S., Amend. 17
- Regulations, Const., U. S., I, 4
- Resignation, how made, 69.4
- Vacancies, how filled, 69.8
- Vacancy in nomination, 43.79, 43.82

## Setting aside, 50.7, 51.10, 62.18, 62.24

## Sex no disqualification for holding office, Const., Iowa, Amend. 1926; 39.25

## Soil conservation elections, 467A.5(3–5), 467A.6, 467A.10

## Special elections

- Campaign expenses, 56.1–56.9
- Canvass of votes by county board, 6.8, 50.46
- Conduct of special elections, 49.1, 50.46
- Constitutional amendment, Const., Iowa, X, 1–3; 6.1–6.11, 39.4, 49.43–49.50
- Constitutional amendments, Const., U. S., V; 55.1–55.19
- Definition, 49.2
- Election boards, 49.19
- Notice given by sheriff, 39.4, 39.5
- Proclamation, governor, designating time, Const., Iowa, III, 12; 39.6, 69.14
- Questions submitted to voters, *see subhead above*
- Railroad tax aid, 483.1–483.10
- Registration of voters, *see subhead above*
- Returns on public measures, 6.8
- Time of holding, 39.3
- Vacancies in office, called by governor, Const., Iowa, III, 12; 69.12–69.14

## State officers' terms of office, 39.9

## Supplies prepared and furnished by auditor, 49.28

## Terms of officers elected, 39.8–39.23

## Tickets, party, general requirements, 49.31–49.41

## Tie vote, how decided, 43.75, 50.8, 50.44

## Time of election, Const., Iowa, III, 3; Amend. 1904, No. 1; Amend. 1916; 39.1–39.7, 43.7

## Time to vote, employees entitled, 49.109

Town, *see CITIES AND TOWNS*

## Township

- Ballots, separate from machine, 49.30
- Clerk, election, term of office, 39.22, 39.23
- Clerk's duties, 359.22
- Clerk's financial report, posting, 359.23
- Constables at polls, appointment, 49.115
- Constables elected, 39.21
- First election in new township, 359.10–359.13
- Judges and clerks, 49.14
- Justices of the peace, 39.21
- Primary election ballots, names arranged, 43.28
- Questions submitted, *see subhead above*
- Trustees, election, term of office, 39.18, 39.22
- Voters required to register, 47.1
- Voting machines, 52.1

## Vacancies in offices

- Filled by election, 69.11–69.14

**ELECTIONS—Continued**

## Vacancies in offices—Continued

- Special election, called by governor, Const., Iowa, III, 12; 69.13, 69.14

## Violations

- Absent voters law, 53.34–53.36
- Accepting bribes, 43.120, 738.1, 738.3
- Advertising requirements, 738.6, 738.22, 738.23
- Arrest ordered by judge or clerk, 49.105, 49.106
- Betting on results, 726.6
- Bribery, 43.120, 738.1–738.3, 738.14
- Campaign expense, statement, penalty, 56.9
- Candidate promise of position, penalty, 49.120, 49.122
- Change or destruction of ballot by official, 738.16
- Circulating results of counting, 51.16, 51.17
- Conducting elections, general penalties, 49.113, 49.119
- Contributions, *see Political Activities and Contributions this subhead*
- Conveyance of voters legal, 738.4
- Counseling disqualified person to vote, 738.11
- Deceiving voter as to ballot, 738.12
- Defacing ballots, 738.21
- Defacing posted election papers, 49.111, 49.112
- Delay in delivering ballots, 738.21
- Depositing improper ballot in ballot box, 738.16
- Destroy election supplies unlawfully, 49.111, 49.112
- Destruction of nomination papers, 738.21
- Destruction of voter's ballot, 738.16
- Disclosing ballot markings, 49.107, 49.108, 49.113
- Disorderly conduct at polls, 49.106
- Disturbance of peace, 744.1
- Double election board law, penalties, 51.16, 51.17
- Duress to influence voting, 738.13, 738.15
- Electioneering near polls, 49.107(1), 49.108
- Employer influencing employee's vote, 49.110
- Evidence in prosecution, immunity, 622.15(5), 622.16
- Expense statement, failure to make, 56.9
- Failure to return poll books, 738.19
- False entries by election officials, 738.16
- False personation, 738.20
- False registration, 47.43, 48.16
- False statement by voter, 49.107, 49.108
- Forgery of papers, ballots, 738.21
- Fraud or corruption, ground of contest, 57.1
- Hindering voters at polls, 49.107, 49.108
- Identifying ballot by marks, 49.107, 49.108
- Illegally receiving or rejecting ballots, 738.17
- Illegal voting, 43.120, 46.19, 738.24–738.29
- Improper registration, 738.20
- Improper use of party name, 43.121
- Injuring voting machines, 52.20
- Intimidation of employees by employer, 49.110
- Judges or clerks, 43.119, 46.19, 49.103, 51.16, 51.17, 738.12, 738.16–738.19
- Loitering near polls, 49.107, 49.108
- Misconduct to invalidate elections, 738.18
- Noncompliance of election officer's order, 49.119
- Offenses by officers, 53.36
- Official misconduct, penalty, 49.113
- One hundred feet of polls, acts prohibited, 49.107, 49.108
- Perjury, false affidavit, 53.7, 53.34
- Political activities and contributions
  - Board of control, 217.5, 740.13

**ELECTIONS—Continued****Violations—Continued****Political activities—Continued**

City waterworks trustees and employees, 399.31

Civil service employees of city, 365.29, 365.30

Commerce counsel, 475.4

Conservation commission, 107.22

Corporations, 491.69–491.71, 740.14, 740.18

Employees of state, prohibited, 740.13, 740.18

Evidence in prosecution, immunity, 622.15(6), 622.16

Industrial commissioner, 86.4, 86.5

Liquor control commission officers and employees, 123.14

Motor vehicles of state, use of, 740.13, 740.18

Nonresident contributions, use prohibited, 740.14, 740.18

Old-age assistance employees, 249.3

Primary elections, illegal voting, 738.24–738.29

Procuring vote by duress, 738.15

Prosecutions, witnesses, 515.135(6)

Services for hire, 738.2–738.6

Soliciting from state employees, 740.13, 740.18

Statement of contributions of candidates, 56.1–56.9

Tax commission members, 421.4

Unemployment compensation appointments, 96.11(d)

Voting more than once, 738.7

Voting when not qualified, 738.8–738.10

Waterworks board and employees, city, 399.31

Witness, crimination no excuse, immunity, 622.15(6), 622.16

Preserving order, required, 49.116

Primary election law, general penalties, 43.119, 46.19

Prohibited acts on election day, 49.107

Promise of influence or position, 49.120, 49.122

Refusal to return ballot, 53.35

Refusing to obey election official, 49.86, 49.119

Registration law, 47.43

Soliciting corporate aid, 491.70

Soliciting funds from state employees, 740.13, 740.18

Soliciting position from candidate, 49.121

Soliciting votes near polls, 49.107, 49.108

Treating voters at polls, 49.107, 49.108

Use of publicly owned vehicles, 740.13, 740.18

Voting illegally, 43.120, 46.19, 738.24–738.29

**Voters**

Blind, assisted, 49.89, 49.90

Challenges, *see subhead Challenge of Voters above*

Contracts to convey voters not illegal, 738.4

Convicts disqualified, Const., Iowa, II, 5

Disabled voters, 53.1–53.36

Disfranchisement, Const., Iowa, II, 5; 51.16, 249.20

Employees entitled to time to vote, 49.109

Idiots and insane disqualified, Const., Iowa, II, 5

Instructions to voters, 49.68–49.71, 52.19

Military residence not voting residence, Const., Iowa, II, 4

Names of voters in poll books, 43.35

Present at closing hour may vote, 49.74

Primary election, *see subhead above*

**ELECTIONS—Continued****Voters—Continued**

Privileged from arrest or military duty, Const., Iowa, II, 2, 3

Qualification, Const., Iowa, II, 1, 4, 5; 47.18, 47.19, 48.3, 49.78–49.81, 363.6

Qualifications, city and town primaries, 363.21

Registration of voters, 47.1–48.25, *see subhead above*

Residence requirements, Const., Iowa, II, 1; 363.6

Testimony of voters in contest, 62.17

Violations, *see subhead Violations above*

**Voting**

Absent voters, 53.1–53.36

Acts prohibited, 49.107

Assistance to voters, 49.89–49.91, 52.18, 52.19

Ballot handed voter by judge, 49.77, 49.78, 49.100

Ballots furnished to voters, 49.29, 49.77

Booth, voter to enter alone to mark ballot, 49.84

Candidate's name written on ballot, 49.99

Challenge of voters, *see subhead above*

Clerk to enter voter's name on poll book, 49.83

Defective ballot not to nullify vote, 49.101, 49.102

Deposit ballot in box, by judge, 49.85

Failure to vote, return of ballot, 49.86

Folded ballot to be deposited by judge, 49.84, 49.85

Group candidates, manner of voting, 49.96

Identified ballot not counted, 49.98

Independent ballots, 50.12, 52.22, 52.23

Judge to initial ballot given voter, 49.82

Marking ballots, 49.84, 49.92–49.97, 49.107(7), 53.15

Mark on ballot, cross in circle or square, 49.92

Mixed ticket, manner of voting, 49.97

Name of voter checked on registry list, 49.82

No numbers or names on ballot at polls, 49.84

Official ballot from judge only to be voted, 49.87

One ballot only to each voter, 49.82

One vote for same office except in groups, 49.93

Part of ticket only, how marked, 49.95

Persons permitted at polling places, 49.104

Present at closing hour, may vote, 49.74

Procedure in general, 49.77–49.103, 52.18–52.20

Registration required, when, method, 49.78

Rejection of ballots, 49.98, 49.101

Removal of ballot from polls prohibited, 49.87

Return of ballot by voter without voting, 49.86

Right to vote when in polling place, 49.74

“Scratch” voting, how accomplished, 49.97

Spoiled ballot, another allowed, 49.100

Straight ticket, manner of marking, 49.94

Time allowed, 49.88

Use of voting machine, 52.18, 52.19

Voter's name checked off after voting, 49.82

Voting after closing hours, when permitted, 49.74

Voting to be by ballot, Const., Iowa, II, 6; 49.29

Voting under registration, 47.20, 47.32, 49.78

Writing name of candidate on ballot, 49.99

Wrong ballots counted for right candidates, 49.103

**Voting booths**

Arrangement and specifications, 49.25

**ELECTIONS—Continued**

## Voting booths—Continued

Expense of providing, 49.118

Voting machine commissioners, 52.4–52.7

## Voting machines

Absent voters' ballots, voting by judges, 53.24

Absent voters, laws made applicable, 53.33

Additional judge authorized, 49.12

After-election latch to be used, 52.9

Applicability sections, 51.15, 52.24, 277.14

Authorized use at elections, 52.1, 277.13–277.15

Ballots for extra candidates names, 49.30

Ballots, form, use in machines, 52.10–52.16

Canvass of votes, 52.21

Certificate of examination and testing, 52.9

Certificate of indebtedness for purchase, 52.3

Commissioners to inspect machines, 52.4–52.6

Constitutional amendment, 52.24, 52.25

Construction specified, 52.7

Counting board law not applicable, 51.15

County conservation board election, 111A.6

Delivery of ballots, 52.15

Double board law inapplicable, 51.15

Duties of local authorities, 52.9

Examination, approval of use, 52.5, 52.9

Experimental use permitted, 52.8

Extra names, separate ballots, 49.30

Independent ballots, use, when void, 52.16, 52.22

Instructions given to voter, 52.19

Law of elections generally, applies, 52.24

Locking machine when count is finished, 52.22

Method of voting by machine, 52.18

Officers of election, duties, 52.16–52.25

Party rows, locking when unused, 52.11

Position, plain view, guardrail, 52.17

Prohibited in U. S. constitution amendment elections, 55.15

Protection of machine during election, 52.20

Public measures, 52.24, 52.25

Purchase by supervisors or council, 52.2, 52.3

Return and tally sheet, 52.21

Sample ballots, 52.13

School elections, permitted, 277.13–277.15

State debts, vote of people, 52.24, 52.25

Statement of election, by judges, 52.23

Statutory law, 52.24

Voting shall be by printed ballot, 49.29

Witness, crimination no excuse, immunity, 622.15(5), 622.16

**ELECTRICITY**

Burglary by means of electricity, 708.5

City and town regulation of installation, 368.9

Coal mine electrical equipment requirements, 82.105, 82.106

Coal mines, electric cap lights required, 82.102

Larceny of electric current, 709.7

Sales tax, 422.42(3), 422.58(2)

Treatment by electricity

Cosmetology, 157.1–158.3

"Healing art" defined, 146.2

**ELECTRIC UTILITIES**

City franchises and regulations, 386.1–386.7

Interurban railroads, 484.1–485.6

Motorbus lines, city franchises, 386.2–386.7

Municipal plants, 397.1–397.43

**ELECTRIC UTILITIES—Continued**Privately owned utilities, *see PUBLIC UTILITIES*, *subhead Privately Owned Utilities*

Railroads electrified, tax aid, 483.1–483.20

Simmer law, 397.9–397.19

Street railways, 402.1–402.4

Transmission lines, 437.1–437.15, 489.1–489.29

**ELEEMOSYNARY INSTITUTION***See CHARITABLE INSTITUTIONS AND SOCIETIES; incorporation provisions, see CORPORATIONS, subhead Nonprofit Corporations***ELEVATORS**

Coal mine elevators, 82.62–82.67, 104.1

General construction standards required, 104.1, 104.4

## Grain elevators

Bonded warehouses, 543.1–543.38

Collective marketing, 500.1–500.3

Combinations, pools and trusts forbidden, 553.19

Co-operative associations, 497.1–499.60

Grain handling tax, 427.1(22), 428.35

Location near railroad, 481.1–481.8

Railroad liable for destruction, 481.2

Spur tracks, requirements, 481.3–481.8

Unbonded warehouses, 544.1–544.46

Warehouse receipts law, 542.1–542.58

Guide dogs for blind may enter, 351.30–351.32

Housing law requirements, 413.42, 413.54

## Passenger and freight elevator

Child labor regulations, 92.4–92.16

Construction standards required, 104.1–104.4

Fire escape signs near, 103.6(5)

Regulation and inspection, municipal, 104.3

Standards for construction fixed, 104.1

Taxation, basis, 434.20

**EMBALMERS AND FUNERAL DIRECTORS, EXAMINERS***General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointment by governor, 147.12, 147.20

Apprenticeship required, 156.4(5), 156.5(4)

Appropriation to pay expenses, 147.25

Board, 147.13

Business connections, what prohibited, 147.18

Clerk furnished, 147.39

Colleges and schools approved, 147.32, 147.33

Compensation and expenses of members, 147.24

Concurrent study, apprenticeship, 156.6

Definitions, 147.1

Disqualifications for examiners, 147.18

Embalmer defined, 156.1(3)

## Examinations

Applications, form, verified, 147.29, 156.4(3), 156.5(2)

Basic science certificate, prerequisite, 146.4

Certificate in lieu of basic science proficiency, 146.23

Certification of applicants, 147.40

Clerk, duties and expenses, 147.39

Eligibility, prerequisites, 156.3, 156.8

Eligible candidates listed, 147.35

Fees for examinations, 147.80(5, 10), 147.101

**EMBALMER EXAMINERS—Continued****Examinations—Continued**

- Identity of candidate concealed, 147.37
- National board examinations accepted, 156.13
- Notice, public, of time and place, 147.30
- Partial examinations, rules, 147.41, 147.42
- Place for conducting furnished, 147.27
- Quorum for conducting, 147.38
- Reciprocal licenses, for, 147.50, 147.51
- Records, open to public, 147.43
- Registration as student, a prerequisite, 156.8
- Rules for conducting and grading, 147.36
- Schools, colleges, accredited, list, 147.31–147.33
- Subjects included, 156.4(4), 156.5(3)
- Time and place, 147.30, 147.34, 156.4(4), 156.5(3)

Fee for renewal, for advancement, pharmacy, 147.101

Funeral director defined, 156.1(2)

Interest in schools forbidden, 147.18

**Licenses to practice embalming**

- Age and character qualifications, 147.3
- Another state license, procedure, 147.49–147.51
- Association fee collected, 147.101
- Certificate as presumptive evidence, 147.6
- Change of residence, record, 147.9, 147.54
- Display of license required, 147.7, 147.10
- Fees, 147.80–147.82, 147.101
- Fees on reinstatement, 147.11
- Forgery and fraud, penalty, 147.84–147.86
- Form of certificate under seal, 147.5
- Grounds for refusing license, 147.4
- Issuance, 147.2–147.11
- Persons not included, 156.2
- Qualifications of applicants, 147.3
- Reciprocity with other states, 147.44–147.54
- Record, public inspection, 147.8
- Reinstatement of licensee, 147.11
- Renewal, 156.7
- Renewal application, 147.10
- Renewal fee to advance science, 147.101
- Required to practice embalming, 147.2

**Revocation of licenses**

- Court action, proceedings, 147.58–147.71
- Grounds in general, 147.55, 156.9
- Unprofessional conduct defined, 147.56, 156.9

Mail, transaction of business, 147.23

Membership of board, 147.14

Name of board, 147.13

National board examinations accepted, 156.13

National organization, membership, fees, 147.28

Nomination by association, 147.20

Oaths, power to administer, 78.2(2)

Officers selected annually, 147.22

Profession means embalming, 147.1

Qualifications of examiners, 147.15, 147.16

Quarters furnished for examinations, 147.27

Reciprocal license agreements, 147.44–147.54

Reinstatement after lapse of license, 147.11

Reports of law violators, 147.87, 147.89

Schools of embalming, 156.4–156.6

Secretary selected from board, duties, 147.22, 147.104

Studentships, 156.4(5), 156.5(4), 156.8

Supplies furnished, 147.26

Term of office, commencement, rotation, 147.19

Vacancies, how filled, 147.21

**EMBALMERS AND FUNERAL DIRECTORS**

Apprenticeship, 156.4(5), 156.5(4), 156.8

Association, educational program, 147.101

Basic science law not applicable, 146.5

**Burial permit**

Delivery to sexton, 141.28

Permit required, 141.6

**Burials, see DEATH**

Casket dealers, 144.9(4), 144.25–144.29

Change of residence to another state, 147.54

Concurrent study, apprenticeship, 156.6

Contagious diseases, death from, disinfection of premises, 139.22

**Dead bodies, see DEATH**

Death certificates executed, 141.3–141.10

Death of licensed embalmer, continuing business, 156.11

Definition of embalming, 156.1(3)

Degree and abbreviations, regulated, 147.72–147.74

**Disinterments, see DEATH**

Embalmer defined, 156.1(3)

Enforcement provisions, 147.87–147.93

Examination for license to practice, 147.29–147.43, 147.81

Exemption from jury duty, 672.2(2)

False use of titles, penalty, 147.74

Fee-splitting as unprofessional conduct, 147.56

Funeral director defined, 156.1(2)

Funeral home may be operated by any person or corporation, conditions, 156.1

Funeral home or establishment required, 156.4(1)

Injunction against illegal practice, 147.83

Inspection of premises authorized, 156.10

Jury duty, exemption, 672.2(2)

License, see **EMBALMER EXAMINERS**

Old-age assistance provisions, 249.18

Persons to whom licensing law not applicable, 156.2

“Profession” includes funeral directing and embalming, 147.1

Regulation and inspection, 156.10

Reinstatement, when allowed, 147.11

Renewal fee to advance embalming art, 147.101

Report of treatment of wounds, 147.111, 147.113

Reports of law violators, 147.87, 147.89

Shipment of bodies, permit, requirements, 141.14–141.20

Solicitation of business, 156.12

Studentships, 156.4(5), 156.5(4), 156.8

Unlicensed practice prohibited, 156.4(2), 156.5(1)

Unprofessional conduct defined, 147.56, 156.9

**Violations**

Failure to report wound treatment, 147.113

Penal provisions, 147.84–147.93

**Vital statistics**

Casket only sold, information necessary, 144.28

Casket sales record kept, 144.26

Deaths without medical attendant, report, 141.6

Information furnished to registrar, 144.29

Instructions and copy of law furnished, 144.9

Register name with local registrar, 144.25

Report of casket sales, 144.27

**EMBANKMENT**

City construction, flood protection, 395.1

Millowner's recovery for injury, 469.24

**EMBEZZLEMENT**

Criminal provisions, 710.4-710.13  
Return of funds no relief from penalty, 710.1

**EMBLEMS**

Penalty for wearing military badge unlawfully, 713.28

**EMERGENCY**

Emergency printing contracts, state, 15.29  
Emergency relief fund, 251.2-251.6  
Moratorium law, 654.15  
Sheriff's authority to summon aid, 337.1  
Telephone, failure to yield, 714.33, 714.34  
Troops called by governor, 742.6, 742.7  
Vehicles, 321.1  
Wartime disaster, provisions for state and local governments, 38A.1-38D.3

**EMINENT DOMAIN**

Agricultural societies' rights, 471.4(2)  
Attorney's fees on appeal, 472.33  
Authority includes right to purchase, 471.5  
Bridges constructed by public utility, 471.4(3)  
Bridges, interstate, cities, 383.7, 383.18, 383.25  
Bridges protected, *see subhead Protection from Condemnation below*  
Building lines, city and town, 368.10(4, 5)  
Canals constructed by public utility, 471.4(3)  
Cemeteries protected, *see subhead Protection from Condemnation below*  
Cemeteries, township trustees, power, 359.28  
Cemetery associations, 471.4(6)  
Cities and towns, general powers, 368.37, 368.38  
Coal mine drainage, 465.1-465.29, 468.1-468.9  
Commission to assess damages, *see subhead Proceedings to Condemn below*  
Compensation required, Const., U. S., Amend. 5; Const., Iowa, I, 18  
Conservation commission's rights, 107.24(2), 111.8-111.10  
Construction as to grant of power, 471.19  
Corporations  
  Foreign corporations, conditions, 494.11  
  Public utility canals, roads or bridges, 471.4(3)  
  Railroads, *see subhead Railroad Corporations below*  
  Water power improvements, 470.1-470.6  
Counties  
  County hospital, land for, 347.13(1)  
  Drainage outlet in adjoining county, 455.156  
  Highways, *see subhead Highways below*  
  Land for courthouse or jails, 471.4(1)  
  Limestone quarries, 202.1  
  Right of way ditch or drain, 460.10  
  Right to condemn and purchase, 471.4, 471.5  
  Settling basins, channel to drain, 461.12  
Damages assessed by commission, 472.4-472.7  
Dams and races, 469.17-469.22, 471.9(4)-471.12, 472.27  
Delegation of powers in cities, 397.8(3)  
Dormitories, state board of education, 262.36  
Drainage  
  Coal mine drainage, 468.1-468.9  
  Highway drainage, 460.10-460.13  
  Mineral land drainage, 468.1-468.9  
  Outlet in adjoining county, 455.156  
  Settling basins and channels, 461.12

**EMINENT DOMAIN—Continued**

Educational institutions, dormitories, 262.36  
Egress to land without roadway, condemnation rights, 471.4(4)  
Electric transmission lines, 489.14  
Federal government's power, 1.4, 1.8-1.10, 471.2, 471.3  
Flight strips, highway commission's power to condemn, 315.5  
Flood control, 455A.15  
Flood protection in cities, 395.2  
Funds from condemnation, 337.15-337.19  
Gardens protected, *see subhead Protection from Condemnation below*  
Gravel from water power land condemned, 470.1  
Gravel pits, city and town authority, 389.43  
Guardian appointed by court, when, 472.15, 472.16  
Highways  
  Cities and towns condemnation, authorization, proceedings, 471.4, 471.5  
  Constitutional provisions, Const., Iowa, I, 18  
  Corporations, public utility improvement, 471.4(3)  
  County condemnation  
    Authorization generally, 471.1-471.5  
    Farm-to-market roads, 310.22  
    Funds reported by sheriff, 337.15-337.19  
    Gravel and material beds, 309.63, 314.7  
    Optional procedure, 306.22-306.31  
  Drainage of highways, 460.10-460.13  
  Established, altered, vacated, 306.4-306.31  
  Private individual's rights, 471.4(3-5)  
  Procedure generally, 306.13, 306.22-306.31, 472.1-472.41  
  Protection from condemnation, *see subhead Protection from Condemnation below*  
  State condemnation  
    Authorization, 471.1-471.5  
    Farm-to-market roads, 310.22  
    Flight strips, 315.5  
    Park highway and roads thereto, 111.7-111.10  
    Trees outside highways, 460.13  
  Interpretative clause, 471.19  
  Interurban railways, 484.7, 484.10, 484.21-484.26  
  Jury to assess damages, fees, 337.11(5), 472.4  
  Landowner's egress road, 471.4(4)  
  Lead mine drainage, 465.1-465.29, 468.1-468.9  
  Millraces and dams, 469.17-469.22, 471.9(4)-471.12, 472.27  
  Mineral land drainage, 465.1-465.29, 468.1-468.9  
  Mineral land, owner seeking railway, 471.4(5)  
  Municipal corporations, general powers, 368.37-368.38  
  Orchards protected, *see subhead Protection from Condemnation below*  
  Owner incompetent, guardianship, 472.15, 472.16  
  Owners of mineral lands, 471.4(5)  
  Parks, public  
    City park board, power, 370.24  
    Lands for, 111.7-111.10  
    Roads to, 111.8-111.10  
  Pipeline company's rights, 490.25, 490.26  
  Private individual's rights, 471.4(3-5)  
  Proceedings to condemn  
    Appeal, costs, 472.33  
    Appeal procedure, 472.8-472.24, 472.32

**EMINENT DOMAIN—Continued**

## Proceedings to condemn—Continued

- Applicability section, 472.1
- Applicant's right of possession, 472.25–472.30
- Application for condemnation, filing, 472.3, 472.6
- Appraisal procedure, *see Commission to Assess Damages below*
- Attorney to conduct, fees, 472.2, 472.33, 472.34
- Clerk's duty to file record, 472.35–472.37
- Clerk's liability, failure to record, 472.40

## Commission to assess damages

- Appointment by chief justice, when, 472.6
- Appointment by sheriff, when, 469.18, 472.4
- Appraisalment final unless appealed, 472.17
- Assessment of damages, 472.14
- Dams, jury to assess, 469.17–469.21
- Form of assessment notice, 472.9
- Freeholders as members, 472.4, 472.6
- Freeholders, resident, eligible, 472.4, 472.6
- Notice of assessment, service, 472.8–472.13
- Number on commission, 472.4, 472.6
- Oath and qualifications, 472.7
- Ownership of title, dual, duty, 472.14
- Qualification of commissioners and jury, 472.4–472.7
- Report of appraisalment filed, 472.14
- Service of assessment notice, 472.11–472.13
- Sheriff's duties, 469.18–469.22, 472.4–472.17
- Signing of notice of assessment, 472.10
- Vacancies, how filled, 472.5, 472.6
- View of premises, notice, 472.8, 472.14

- Condemner removed, failure of duty, 472.32
- Conduct of proceedings, 472.2
- Costs and attorney fees, 472.33, 472.34
- Costs on appeal, 472.33
- Damages, facts considered, 471.4(5)
- Damages paid, before dispossession, 472.26
- Damages, reduction on appeal, 472.24
- Dams erected, limitation, 472.27
- Dams, procedure, 469.17–469.22
- Decision on appeal, 472.23, 472.24, 472.32
- Deposit pending appeal, 472.25
- Dispossession of owner, 472.26
- Funds, sheriff's duty and liability, 337.15–337.19
- Incompetent owner, 472.15, 472.16
- Interurban water supply, 484.21–484.26
- Notice of appeal by written notice, 472.18
- Notice of appeal, highway matters, 472.19
- Notice of assessment, service, 472.8–472.13
- Owner under disability, 472.15, 472.16
- Owner, when dispossessed, 472.26, 472.30
- Parks, state, by executive council, 111.7–111.10
- Payment of damages by public bodies, 472.31
- Persons allowed to conduct proceedings, 472.2
- Possession, applicant's rights, 472.25–472.30
- Presumption, record of condemner's title, 472.41
- Procedure applicable, 472.1
- Proceedings, by whom conducted, 472.2
- Recorder's record, fee, liability, 472.38–472.40
- Record filed by sheriff and clerk, 472.35–472.37
- Record, form, certificate, 472.37
- Refusal to pay final award, penalty, 472.34
- Removal of condemner for failure of duty, 472.32
- Roads to park, 111.8–111.10
- Sheriff's duties, dams, and races, 469.18–469.22

**EMINENT DOMAIN—Continued**

## Proceedings to condemn—Continued

- Sheriff's duties in general, 472.4–472.41
- Sheriff's duty to file record, 472.35–472.37
- Sheriff's liability, failure to record, 472.40
- Title of condemner, validity presumed, 472.41
- Warrants to pay damages, 472.31
- Water supply for interurbans, 484.21–484.26

## Protection from condemnation

## Buildings

- Damage paid before dispossession, 472.26
- Dams erected, protection, 472.27
- Dwellings, 306.14
- Interurban water supply, 484.22
- Mineral land, owner's right of way, 471.4(5)
- Owners of land seeking egress, 471.4(4)

## Cemeteries

- Highways and roads, 306.14
- Landowner seeking egress, 471.4(4)
- Mineral land, owner's right of way, 471.4(5)
- Railway companies cannot take, 471.7
- Gardens, damages paid before taking, 472.26
- Gardens, interurban water supply, 484.22
- Hedges along highways, limitation, 318.1–318.4
- Lawn or dwelling, 306.14
- Railroads, water supply protected, 471.12

## Trees and orchards

- Damage paid before taking, 472.26
- Dams erected, overflowing prohibited, 472.27
- Drainage in general, procedure, 455.149
- Highway drainage, 314.7, 460.12, 460.13
- Highways and roads, 306.14
- Interurban water supply, 484.22
- Landowners seeking egress, 471.4(4)
- Mineral land, owner's right of way, 471.4(5)
- Railway condemnation, 471.12
- Supervisors' discretion, highways, 455.149, 460.12, 460.13
- Water supply, access by landowner, 484.21
- Windbreaks, 318.1–318.5, 460.12, 460.13
- Public grounds or buildings, 359.28
- Public improvements, power to condemn, 471.1, 471.4
- Public officers, right to purchase, 471.5

## Public utilities

- Cities, power to condemn
  - Delegation of powers generally, 397.8(3)
  - Existing plants, 397.20–397.25
  - Property for utility plants, 397.8(1)
- Public utilities corporations, foreign, 494.11
- Public utility, certain works, 471.4(3)

## Railroad corporations

- Abandoned right of way, 471.15–471.19, 473.1, 473.2
- Abandonment, reversion to owner, 473.1, 473.2
- Access of landowner to water, protected, 471.12
- Authority to acquire by condemnation, 471.6
- Cemetery lands exempt, 471.7
- Change in stream beds, 471.13, 471.14
- City flood protection rights, 395.2, 395.18
- Diversion of watercourse prohibited, 471.14
- Finding by commerce commission, 471.10
- Mineral land, owner's right of way, 471.4(5)

**EMINENT DOMAIN—Continued**

- Railroad corporations—Continued
    - Overflow protection for landowner, 471.12
    - Pipeline under right of way, 490.25
    - Procedure, 472.1–472.41, *see subhead Proceedings to Condemn above*
    - Purposes in general, 471.6, 471.9
    - Reversion upon abandonment, 473.1, 473.2
  - Right of way
    - Mineral lands, 471.4(5)
    - Purposes authorized, 471.9
    - Size limitation, 471.8
    - When deemed abandoned, 471.15
  - Riparian rights, 471.12, 477.4
  - Spur tracks, 471.9(2), 481.3–481.8
  - Union depots, 482.2, 482.3
  - Viaducts, 387.3, 387.4
  - Water access protected, 471.12
  - Water power improvements, 470.2
  - Water station land, 471.11
- Reversion of condemned land, 473.1, 473.2
- Right conferred, 471.4
- Right to purchase included, 471.5
- Riparian owners on boundary rivers, 477.3, 477.4
- River bed or channel in cities, 372.7
- Road construction as public utility work, 471.4(3)
- Roads, *see subhead Highways above*
- Roadway, access to private property, condemnation rights, 471.4(4)
- Sanitary districts, authorized, 358.17
- School land reversion, procedure, 297.15, 297.20
- School sites, 297.6, 472.26
- Sheriff's duties, procedure, 472.1–472.41
- Sheriff's duty as to funds, 337.15–337.19
- Site for memorial hall or monument, 37.5
- Soil conservation subdistricts, 467A.21, 471.4
- State's power
  - Authority includes right to purchase, 471.5
  - Authority of state to condemn, 471.1, 471.4
  - Conveyance to federal government, 471.3
  - Executive council to institute proceedings, 471.1
  - Federal government, on behalf of, 471.2, 471.3
  - Highways and parks, 111.7–111.9
  - Procedure, *see subhead Proceedings to Condemn above*
- Stone taken from water power land, condemned, 470.1
- Street railway tracks, property for, 402.2
- Surveying, entry on land, 489.14
- Telegraph and telephone companies, 488.1–488.5, 488.14
- Title to land for parks and highways, 111.10
- Township cemeteries, 359.28, 471.5
- Townships, power to condemn, 471.5
- Transmission lines, electric, 489.14
- Trees protected, *see subhead Protection from Condemnation above*
- Union depots, 482.1–482.4
- United States land
  - Condemnation, acquisition, 1.4
  - Forest preserves, acquisition, 1.5–1.9
  - Wildlife refuges, acquisition, 1.5–1.9
- United States right to condemn, 1.4, 1.9, 471.2, 471.3
- Viaducts of railways in cities, 387.3–387.6

**EMINENT DOMAIN—Continued**

- Water districts, right of way, 357.31
- Water power improvements, 470.1–470.6
- Zinc mine drainage, 465.1–465.29, 468.1–468.9

**EMPLOYEES, STATE**

- Leave of absence for national guard, 29.28
- Merit system established, 8.5(6)
- Personnel administration, 8.5(6)
- Retirement, rights existing prior to June 30, 1953, preserved, 97.50–97.53
- Retirement system, 97B.1–97B.67
- Social security, federal, 97C.1–97C.19
- Soldiers preference, 70.1
- Temporary appointment, employee on active duty with national guard, 29.28
- Vacations and sick leave, 79.1

**EMPLOYERS AND EMPLOYEES**

*See LABOR LAWS; RAILROADS; WORKMEN'S COMPENSATION; for state offices and political subdivisions, see appropriate heading*

**EMPLOYMENT AGENCY LICENSE COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Compensation not allowed members, 95.1
- Employment agencies, private
  - Agencies required to obtain license, 95.1
  - Application for license, bond, 95.2
  - Contract form of agencies required, 95.2
  - Expiration date of license, 95.2
  - Fee for license, annual, 95.4
  - Penalty for operating without license, 95.6
  - Revocation of license, grounds, 95.2, 95.5
  - Schedule of fees, to be submitted, 95.2
  - Violations of law, penalty, 94.12
- Fees remitted to state treasurer, 12.10
- Members of commission
  - Ex officio, 95.1
  - Oath, power to administer, 78.2(2)

**EMPLOYMENT BUREAU**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Authority to contract for offices, 96.12(2)
- Bonds, commission may require, 96.11(4)
- Director, personnel appointed, 96.12(1)
- Established as division of employment security commission, 96.10(2), 96.12(1)
- Financing requirements, 91.17, 96.12(2)
- Labor commissioner's duties transferred, 91.5, 94.1, 96.12
- "National employment system" act utilized, 91.17, 96.12
- Personnel, qualifications required, method of selecting, 96.11(4)
- Salary limitations inapplicable, 96.11(4)
- Service to be free, 94.4, 96.12(1)

**EMPLOYMENT SECURITY COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Action to enforce employment security law
  - Civil action, counsel for commission, 96.17(1)

**EMPLOYMENT SECURITY COMM.—Continued**

## Action to enforce law—Continued

- Criminal action, attorney general or county attorney, 96.17(2)
- Advisory councils appointed, 96.11(5)
- Agreements with federal agency authorized, 97.52
- Appeal procedure for benefit claims
  - Attorney fees approved by commission, 96.15(2)
  - Fees not to be charged claimant, 96.15(2)
- Assignment of benefits, void, 96.15(3)
- Attorney for claimant, 96.15(2)
- Attorneys for commission, 96.6(8), 96.11(4), 96.17
- Base period, 96.19(11), 96.23

## Benefits

- Agreement to waive or release, void, 96.15(1)
- Appeal procedure, 96.6
- Assignment of benefit rights, void, 96.15(3)
- Available only to amount of funds, 96.18
- Claims for benefits, 96.6, 96.15
- Computation of benefits, 96.3
- Disqualifying conditions, 96.5, 96.22

## Eligibility conditions

- Able and available for work, 96.4(3)
- Claim properly filed, 96.4(2)
- Earned wages required, 96.3(1), 96.4(5), 96.20(2)
- Military service, 96.22
- Registration and reporting, 96.4(1)
- Wages paid above award, 96.4(5)
- Waiting period requirements, 96.4(4)
- Error, refund of benefits received, 96.16(4)
- False statement to obtain benefits, 96.16(1)
- Maritime workers not excluded, 96.19
- Misrepresentation, refund of benefit, 96.16(4)

## Payment of benefits

- Amounts and how paid, 96.3(1)
- Limitation upon state's liability, 96.18
- Payments through employment offices, 96.3
- Voluntary payments or contributions, 96.7(3)
- Reciprocal benefit arrangements
  - Authority of commission, 96.19(7, g, 3), 96.20
  - Federal government benefits, 96.20(2)
  - Reimbursement of fund, 96.20(2)
  - Terms authorized, 96.19(7, g-3), 96.20
  - Under another state, 96.20(2)

Retirement, *see subhead Retirement System, Public Employees below*

- "Benefit year", defined, 96.19(16), 96.22
- Buildings, land, purchased with federal funds, 96.25-96.28

## Commission

- Annual meeting, when held, 96.10(1)
- Appointed by governor, 96.10
- Compensation of members, 96.10(1), 97B.66
- Creation of commission, 96.10(1)
- Delegation of power to officers, 96.11(4)
- Destruction of records, when permitted, 96.11(12)
- Divisions to be established, 96.10(3)
- Duties and powers, 96.9-96.11
- Employees' duties and powers, 96.11(4)
- Expenses allowed, 96.10(1)
- Full time devoted to office, 96.10(1)
- Number of members, 96.10(1)
- Oaths, power to administer, 78.2(2)

**EMPLOYMENT SECURITY COMM.—Continued**

## Commission—Continued

- Oath taken by members, where filed, 63.10, 96.10
- Office in Des Moines, 96.10(1)
- Organization of commission, 96.10(1)
- Party affiliation, ratio fixed, 96.10(1)
- Personnel, appointment, 96.11(4)
- Political activity limited, 96.10(1)
- Publication of rules and reports, 96.11(3)
- Recommendations to governor and legislature, 96.11(1)
- Removal by governor, procedure, 96.10(1)
- Report to governor, 96.11(1)
- Rules and regulations, 96.11(2)
- Salary of members fixed, 96.10(1)
- Seal to be adopted, 96.10(1)
- Terms of office, 96.10(1)
- Vacancies, how filled, 96.10(1)
- Compensation of personnel, 96.11(4)
- Competency and fitness of personnel, 96.11(4)
- Confidential information, disclosure prohibited, penalty, 96.11(7)

## Contributions (tax paid by employer)

- Collection of contributions, 96.14
- Coverage of employers, 96.8
- Determination and assessment, 96.7
- Employer refusing to make contributions, 96.14, 96.16(2)
- Payment, rates, 96.7
- Predecessor employers record assumed, 96.7
- Review of contributions, 96.7

## Contumacy of witnesses, remedy, 96.11(9)

## Counsel authorized, 13.7

## Counsel may appear for claimant, 96.15(2)

## Counsel, special, governor appoints, when, 96.17(1)

## County reserves for public works encouraged, 96.11(6)

## Declaration of policy supporting act, 96.2

## Definitions, 96.19

## Destruction of records, when permitted, 96.11(12)

## Employee's notice to employer upon entering military service, 96.24

## Employer's report, 96.11(7), 96.14(2)

## Employer's reserve amount credited with interest, 96.9

## Employment service

## Commission replaces other employment agencies, 96.12(1)

## Duties of commission, 94.2, 96.12(1)

## Employment agencies

- Administered by employment security commission, 96.12(1)
- Duties and powers, 94.1-94.12
- Fees for service, restrictions, 94.4-94.9
- License, issuance, revocation, 95.1-95.6
- Records required, 94.8-94.11
- Transferred to employment commission, 96.12(1)
- Unlawful acts, civil liability, 94.7-94.9
- Violations of act, penalty, 94.12
- Federal act utilized, 91.17, 96.12(1)
- Free employment offices to be set up, 94.1, 96.12(1)
- Offices, established by commission, 96.12(1)



**EMPLOYMENT SECURITY COMM.—Continued**  
 Employment service—Continued  
   Railroad retirement board, arrangements with, 96.12(1, 2)  
   Retransfer to labor bureau, 96.12(1)  
   Wagner-Peyser Act, accepted, 96.12(1)  
 Employment stabilization encouraged, 96.11(6)  
 Exemptions, waiver or assignment void, 96.15(3)  
 Expenses apportioned, 97.52  
 Federal social security, co-operation, 96.11(11)  
 Federal-state co-operation, 96.11(11)  
 Fees not to be charged to claimants, 96.15(2)  
 Fees of claimant's attorney, 96.15(2)  
**Funds**  
   Employment security administration fund, 96.13  
   Expenses of commission apportioned, 97.52  
   Federal "unemployment trust fund", 96.9, 96.21  
 Interagency liaison, 28C.1  
 Interest from trust fund credited to employer's reserve account, 96.9  
 Interpretation of the law, guide to, 96.2  
 Investigation of unemployment, 96.11(6)  
 Law published and distributed, 14.21, 96.11(3)  
 Liability of state and commission, limited, 96.18  
 Local advisory councils, 96.11(5)  
 Misrepresentation, refund of benefit, 96.16(4)  
 Municipal reserves, public works, encouraged, 96.11(6)  
**Nonresident employing units**  
   District court, subject to jurisdiction of, 96.14(6)  
   Secretary of state, process agent, 96.14  
 Penalty, employer's failure to report, 96.14(2)  
 Personnel law applicable, 97B.67  
 Persons entering military service, 96.22–96.24  
 Police powers of state, act comes under, 96.2  
 Policy, aided by advisory councils, 96.11(5)  
 Policy declared to support act, 96.2  
 Protection of rights and benefits, 96.15  
 Public employees, retirement system, *see subhead Retirement System, Public Employees below*  
 Reciprocal benefit arrangements, 96.20  
 Records and reports kept by employers, 96.11(7)  
 Recovery of benefits illegally paid, 96.16(4)  
 Representation in court, 96.6(8), 96.17  
 Retirement, firemen and policemen, 410.1–411.14  
 Retirement system, public employees  
   Generally, 97B.1–97B.67  
   Peace officers, 97A.1–97A.13  
   Rights prior to June 30, 1953, preserved, 97.50–97.53  
 Rights and benefits protected, 96.15  
 School district reserves for public works encouraged, 96.11(6)  
 Self-incrimination, protection, 96.11(10)  
 Short title of act, 96.1  
 Social security act credits, grants of funds, 96.9 (1f, 3, 4, 5), 96.25–96.28  
 Social security, federal, 97C.2–97C.19  
 State advisory council, 96.11(5, 6)  
 State-federal co-operation, 96.11(11)  
 State reserves for public works encouraged, 96.11(6)  
 Subpoenas, refusal to obey, contempt, 96.11(9)  
 Termination of law, effect, 96.21  
 Title of act, 96.1

**EMPLOYMENT SECURITY COMM.—Continued**  
 Unemployment compensation fund, 96.9  
 Unemployment, steps taken to reduce, 96.11(6)  
 Vacation pay as "wages", 96.5(7)  
 Validity of the law, special counsel to defend, 96.17(1)  
 Violations of employment security law  
   Contumacy, 97B.23  
   Disclosure of confidential information, 96.11(7)  
   Employer refusing to make contribution, 96.16  
   Employer violating rights or duties, 96.15(1)  
   Failure to disclose material facts, 96.16(1, 2)  
   False statement to avoid contributions, 96.16(2)  
   False statement to obtain benefit, 96.16(1)  
   Limitation on fees charged, penalty, 96.15(2)  
   Misrepresentation, refund of benefit, 96.16(4)  
   Retirement system violations, fraud, 97B.40  
   Subpoena, refusal to obey, 96.11(9)  
   Unlawful acts, penalty, 96.16(3)  
 Vocational training and guidance work, 96.11(6)  
 Vocational training and rehabilitation, chs 258, 259  
 Wagner-Peyser Act, accepted by state, 96.12(1), 96.25–96.28  
 Waiver of benefit rights, void, 96.15(1)  
 Witnesses, subpoenaed, oaths, 96.11(8)

**ENACTING CLAUSE**

Constitutional provisions, Const., Iowa, III, 1

**ENACTMENT**

City ordinances, 366.1–366.15  
 Legislative bills, 3.1–3.16

**ENCUMBRANCE BOOK**

Attachment canceled by settlement of case, 639.64, 639.69, 639.70  
 Attachment levies entered, 603.12, 639.28, 639.70  
 Duty to keep and make entries, 606.7(5)  
 Entry in county where real estate is located, 626.9, 626.20  
 Poor support liens entered, 252.11  
 Real estate, pending actions entered, 617.13

**ENCUMBRANCES**

Chattel mortgages, 556.1–556.21  
 Liens, chs 572–584, *see LIENS*  
 Real estate mortgages, 558.19, ch 654, *see MORTGAGES ON REAL PROPERTY*

**ENDURANCE CONTESTS**

Prohibited, 732.15, 732.16

**ENGINEER, COUNTY**

*See COUNTY ENGINEER*

**ENGINEERING EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*  
 Applicability, 114.1–114.26

**ENGINEERS**

Applicability, 114.26  
 Benefited fire district surveys, 357A.5–357A.8

**ENGINEERS—Continued**

- Board of examiners, 114.3
- City engineer, *see CITIES AND TOWNS*
- Civil engineer
  - Boundary commission member an engineer, 568.15
  - Certificates, fees, registration, 114.16–114.20
  - Corporation, full-time employee, exception, 114.26
  - Definitions of words and phrases, 114.2
  - Drainage and levee districts, *see DRAINAGE AND LEVEE DISTRICTS*
  - Drainage plats of individuals recorded, 465.25–465.27
  - Exempt tools, instruments, and books, 627.6(17)
  - Fees in water districts, 357.24
  - Foreign registrants, 114.20
  - General penalty clause, 114.25
  - Oath, 114.13
  - Practice without permit prohibited, 114.1
- Registration
  - Exceptions, when not required, 114.26
  - Required of engineers and surveyors, 114.13
  - Seal, engineers required to obtain, 114.16
  - Transmission lines, survey for franchise, 489.5
  - Water districts, employment, duties, 357.6–357.11, 357.18, 357.24
- Corporations, when law applies, 114.26
- County engineer, *see COUNTY ENGINEER*
- Definition of words and phrases, 114.2
- Examination requirements, 114.13–114.15
- Highway engineer, *see HIGHWAY COMMISSION, subhead Engineer*
- Marine engineer license
  - Fee, 106.21
  - No license, penalty, 106.25
  - Required, issued, 106.22
  - Revoked, intoxication or narcotics, 106.14
  - Suspended, revoked; reasons for, procedure, 106.23
- Mine engineers, 82.67–82.69, 82.71–82.75
- Penalty for illegal practice, 114.25
- Practice without certificate forbidden, 114.1
- “Professional engineering” defined, 114.2, 114.26
- Railroad crossing signals, stops, 478.19, 478.20, 478.31, 478.32
- Stationary engineers, city regulation, 368.6(2)
- Unauthorized practice enjoined, 114.24, 114.25
- Violation of injunction or law, penalty, 114.25
- War effort, certificate renewal fee, 114.18

**ENGINES**

- Insurance against explosion, 508.29, 515.48(6)
- Motor vehicle engine numbers, 321.80–321.94
- Railroad engines, *see RAILROADS*
- Safety appliances required, 88.5, 88.6, 88.14
- Steam boiler safety valves, gauges required, 88.5

**ENGLISH LANGUAGE**

- Arabic figures, considered part, 4.1(22)
- Child labor permit requirements, 92.6
- Civil service employee qualifications, 365.17
- Commercial feed labels, 198.2–198.6
- Construction in statutes, 4.1
- Co-operative association articles, 499.40

**ENGLISH LANGUAGE—Continued**

- Exclusive medium of instruction, 280.5
- Food labels, 189.9
- Jurors, qualification of, 607.1
- Mattress and comfort labels, requirements, 209.3
- Narcotic labels, 204.10
- Penal provisions, 280.5, 618.2
- Poison labels to be in English, 204.10
- Prison-made goods, labels, 216.1
- Roman numerals, considered part of, 4.1(22)
- Use in legal publications required, 618.1, 618.2

**ENGRAVINGS**

- Counterfeiting, 718.13, 718.14, 718.20

**ENSIGNS, UNITED STATES**

- Desecration punished, 32.1–32.6

**ENTERTAINMENTS**

- Amusements, *see AMUSEMENT PLACES*
- Ball games on Decoration Day, starting time, 730.1, 730.2
- Disturbing public assembly punished, 744.2
- Evading payment of admission, penalty, 744.3
- Obscenity in entertainment prohibited, 725.3
- Theaters, *see THEATERS*

**ENTICING**

- Child stealing, situs of action, 706.2, 753.7(2)
- Females, 724.9, 724.10, 752.2(1), 753.7(3), 782.4

**ENTIRETY, TENANTS BY THE**

- Deed, requirement, 557.15
- Inheritance tax, 450.3(5)
- Simultaneous death act, 637.3

**ENTOMOLOGIST, STATE**

- General provisions, see STATE OFFICERS AND DEPARTMENTS*
- Actions to enforce act, parties plaintiff, 267.21
- Agriculture department's jurisdiction, 267.3
- Appropriation, limitation, 267.4
- Barberry, harmful, defined, prohibited, 267.19
- Corn borer eradication, federal refund, 267.17
- Corporation, officers and agents liable, 267.20
- Cost of treatment assessed to owner, 267.17
- Definitions of terms, 267.2
- Duties of entomologist in general, 267.5
- Enforcement of regulations authorized, 267.6
- Entomologist of experiment station as state entomologist, 267.3
- Eradication of pests and diseases as nuisance, procedure, 267.5, 267.7, 267.17
- Federal quarantine, enforced, 267.12
- Fee for inspection, 267.9
- Importation and sale of plants, regulated, 267.8–267.10
- Inspection of plants before sale, certificate, 267.9
- Interstate commerce, not affected by law, 267.22
- Notice of infection to owner, 267.7
- Nuisances, declared on listed pests and diseases, 267.5
- Nurseries, inspection, provisions, 267.9
- Owner liable for agent's failure, 267.20
- Owner's duty, costs assessed, 267.17
- Pests on crops, Iowa act, 267.1–267.22
- Public notice of quarantine, 267.13

**ENTOMOLOGIST, STATE—Continued**

Quarantine powers, 267.11–267.13  
 Refund of federal expenditures, 267.17  
 Report of infected plant purchases required, 267.5  
 Report of violations required, 267.10  
 Review of ruling by agriculture secretary, 267.15  
 Right of access to property, 267.14  
 Rules and regulations, powers, 267.3–267.11  
 Sale of plants, inspection, fee, 267.9  
 Seizure and destruction on quarantine, 267.11–267.13  
 Seizure on boats, vehicles, or carriers, 267.11–267.13  
 Short title, Iowa crop pest act, 267.1  
 Taxes, costs certified and collected as taxes, 267.17  
 Violations, 267.16–267.19

**ENTRIES**

Against interest, admissible evidence, 622.27  
 Deceased person's, when admissible, 622.27  
 Falsifying, penalties, 713.26, 740.9, 740.12  
 Penalty when false as to fees and fines, 740.9  
 Use as evidence, 622.43–622.46

**EPIDEMICS**

See 135.11, 136.3, 420.181, 420.186, 732.1, 732.2

**EPIDEMIOLOGICAL LABORATORIES**

See 263.7, 263.8

**EPIDEMIOLOGIST**

Examinations, 263.7, 263.8

**EPILEPTICS**

Annulment of adoption, cause for, 600.7  
 Commitment, procedure, insanity law applicable, 223.7

**EPILEPTICS, HOSPITAL AND SCHOOL FOR MENTALLY RETARDED (WOODWARD)**

Administration by board of control, 218.1  
 Admission, 223.7  
 Business manager, 218.6–218.8  
 Code, session laws, free copy, 16.24(9)  
 Commitment procedure, 223.7  
 Control, board of, state, power to administer, 218.1  
 County attorneys, notice of admission districts, 223.10  
 Districting the state for commitments, 223.10  
 Escape, aiding, punished, 745.15–745.18  
 Hospital service corporations, 514.5  
 Inmates or patients  
     Admission, persons eligible, 223.4, 223.13  
     Commitment, statutes applicable, 223.7  
     Communications allowed, 222.35  
     Compromise of county support liability, 223.17  
     County commitment costs, institution fund, 444.12  
     County liability for support, 223.14, 223.18  
     Dangerous, transferred, 218.92  
     Death of inmate, when inquest held, 222.37  
     Disabled persons aid, not eligible, 241A.2  
     Discharge of patients, readmission, 223.9  
     Escapes, capture and return, 222.50, 222.51  
     Insane or violent patients, hearing, 223.6

**EPILEPTICS—Continued**

Inmates or patients—Continued  
     Leave of absence, 222.36  
     Lien for care, 223.16, 223.20  
     Minors, no lien for charges, 223.16  
     Payment of charges, 223.15, 223.16, 223.20, 230.21, 230.22  
 Private patients  
     Compensation paid to state, 223.5  
     Insane, hearing, effect, 223.6  
 Rape of feeble-minded, penalty, 698.3  
 Readmission after voluntary discharge, 223.9  
 Removal without permission, return, 222.50, 222.51  
 Support statutes applicable, 223.16  
 Transfer of patients  
     Glenwood, to, and vice versa, 223.11  
     Insane, 222.46–222.48  
     Power, transfer or retransfer, 218.20, 223.8  
     Voluntary inmates, 223.4–223.6, 223.9, 223.13  
 Liquor and drugs, penalty for providing, 745.15–745.18  
 Objects of hospital, 223.1  
 Property of deceased inmates, 218.65–218.70  
 Superintendent  
     Appointment, salary, 218.9, 223.2  
     Duties of superintendent, 223.3  
     Member of eugenics board, 145.1  
     Record kept of patient's condition, 223.3(3)

**EQUALIZATION**

Boards of equalization, *see TAXATION, subhead Assessments, thereunder see respective review boards*

**EQUAL RIGHTS AND PRIVILEGES**

Civil rights protected, 735.1  
 Municipal hospitals, practitioners, 380.6  
 National guard members, 29.43  
 Penalty for infringement, 735.2  
 Religious test for public employees prohibited, Const., Iowa, I, 4; 735.3–735.5  
 Special privilege laws prohibited, Const., Iowa, I, 6  
 Telephone and telegraph facilities, 488.5  
 Uniform operation of laws, Const., Iowa, I, 6

**EQUIPMENT COMPANIES**

Freight lines taxation, 435.1–435.8

**EQUITABLE**

Equitable actions  
     Abstract of evidence, when required, 624.5  
     Amendment to change remedy, R.C.P. 107  
     Annulment or modification of judgment, 611.15  
     Appeals triable de novo, Const., Iowa, V, 4; 624.4; R.C.P. 334  
     Bill of exceptions, when necessary, R.C.P. 241  
     Cases tried in equity, 611.3–611.5  
     Cold storage locker lien, 578.2  
     Creditor's bill, 630.16–630.19  
     Default, proving case, R.C.P. 232(b)  
     Depositions, continuance to take, 624.3  
     Depositions, use in evidence, R.C.P. 144

**EQUITABLE**—Continued

## Equitable actions—Continued

## Issues transferred

Cases docketed separately for improper joinder, R.C.P. 27(b)

Correction in kind of action, 611.7–611.11, 626.44

Court may direct change, 611.11

Error in kind of action, waiver, 611.12

Ordinary proceedings, equitable issues, 611.10

Issues tried in law action, 611.10

## Jurisdiction

District court, Const., Iowa, V, 6; 604.1

Equity jurisdiction in general, 611.4

Justice court prohibited, Const., Iowa, XI, 1

Municipal court, 602.14–602.16

Superior court, 603.8, 603.9

Supreme court, Const., Iowa, V, 6; R.C.P. 331, 332

Mandamus, 661.3

Motion to dismiss, R.C.P. 111

Municipal court, classification, 602.25

Note and mortgage, action on, 611.5, 654.4

Pleadings, *see PLEADINGS*

Procedure, 611.13

Remedy, specific asked, other relief awarded, R.C.P. 107

Special actions, proper remedy awarded, R.C.P. 107

Subject property to judgment, 630.16–630.19

Title put in issue, 648.15

Trial term, 624.6

## Interest

Absentee's estate, administration bars, 634.11

Attachment, 639.27, 639.30, 639.69, 639.70

Definition in relation to land, 4.1(8)

Equitable sale, how made, 630.8

Issues transferred, 611.7–611.12

Issues, trial in law action, 611.10

Law points adjudicated separately, R.C.P. 105

Lien, auxiliary to execution, 630.16–630.19

Relief when probate claims filed late, 635.68

Subject property to judgment, 630.16–630.19

**EQUITY**

Action in equity, enjoin nuisance, 99.2

Annulment of judgment by, limitation, 611.15

Bills of lading, rules applicable to, 487.52

Corporate dissolution, receivership, 491.66

Creditor's bill, 630.16

Judgment annulled by, limitation, 611.15

Limitation of actions, 614.1(5)

Mistakes in estate settlement corrected, 638.9

Partnerships, limited, 545.56

Sales law, when applicable, 554.74

Warehouse receipts, law applicable to, 542.56

**EQUITY OF REDEMPTION**

Execution sales, 628.1–628.25

Moratorium act, 654.15

Realty mortgage foreclosures, 654.5

**ERASURES**

Bill of lading, renders void, 487.16

Jury instructions requested, R.C.P. 196

Pleadings not to be amended by, R.C.P. 89

**EROSION**

Soil conservation, 467A.2–467A.7

**ERRORS**

Appellate review, *see SUPREME COURT, subhead Appellate Jurisdiction*

Assignment on appeal, 793.15; R.C.P. 344(a)

Certiorari to correct errors, ch 662

Error in interlocutory ruling not waived by proceeding to trial, R.C.P. 331(b)

Errors, immaterial, disregarded, 619.16

Errors waived unless objection, 611.12

**ESCAPE**

Criminal provisions, 745.1–745.18

**ESCHEAT**

Administration, 636.50–636.54

Aliens and foreign corporations, 567.1–567.8

Constitutional provisions, Const., Iowa, IX, 2nd, 3

Institution inmates, 218.67–218.70, 229.12

Limitation on recovery, 636.54

Nonresident alien land, 567.1, 567.2

Notice to persons interested, 636.52

Payment afterwards to person entitled, 636.54

Permanent school fund, proceeds to, 302.1, 302.2

Proceedings for escheat, 636.50–636.54

Proceeds to school funds, Const., Iowa, IX, 2nd, 3; 302.1, 302.2, 567.5, 636.53

Real estate of aliens, procedure, 567.1–567.8

Recovery by person entitled to deposit, 636.54

Sale after six months from date of notice, 636.53

Unclaimed deposits with clerk, 682.39

Uninherited property escheats to state, 636.50

**ESCROW**

Pleaded specially, R.C.P. 101

Securities law requirement, 502.20

**ESTATES**

Absentees, estates of, 634.1–634.12

Assignee for insolvent estates, ch 681, *see ASSIGNMENT FOR BENEFIT OF CREDITORS*

Banks and trust companies as fiduciaries, 532.1–532.21

Contingent estates, inheritance tax, 450.96

Deceased persons, chs 631–638, *see ESTATES OF DECEDENTS*

Estate tax, 451.1–451.13

Expectant estate, not barred by alienation, 557.9

## Fee simple

Form for deed in fee simple, 558.19

Words used to convey, 557.2, 558.19

Inheritance tax, 450.1–450.96

Leasehold estate, *see LANDLORD AND TENANT; LEASES*

Partition proceeds, trustee holds for deferred estates, R.C.P. 277

Pleading requirements, 619.11, 619.12

Real property, ch 557, *see REAL PROPERTY*

Tenancies, *see TENANCY*

**ESTATES OF DECEDENTS**

Absentees' estates, 634.1–634.11

Accounting, ch 638, *see subhead Executors and Administrators below*

**ESTATES OF DECEDENTS—Continued****Actions**

- Answer of guardian ad litem, R.C.P. 14
- Beneficiaries, declaratory judgments, R.C.P. 264
- Bond for costs, 621.2
- Costs, *see subhead Costs below*
- Declaratory judgments authorized, R.C.P. 264

**Devisees and legatees**

- Costs prorated against heirs, 638.20
- Evidence, dead-man statute, 622.4, 622.5
- Limitation on recovery, spouse not joining in deed, 614.5–614.20
- Party in specific performance of decedent's contract, 638.21
- Proportionate liability for costs, 638.20
- Recovery of undistributed funds, 682.41
- Tender by one on joint suit, 638.20
- Title of deceased patentee inherited, 636.55

**Executors and administrators**

- Actions against estate, limitations, 614.2
- Actions against several, considered one, 638.22
- Actions on bonds, venue, 616.3(4)
- Appraisal as presumptive evidence, 638.7
- Bond to prevent realty sale, suit on, 635.31
- Claims trial, notice, 635.55–635.64
- Coexecutors and coadministrators, 638.22
- Costs, personal liability, 635.80, 636.12, 638.13
- Dead-man statute, 622.4–622.6
- Death of party, limitations tolled, 614.2, 614.9
- Declaratory judgment, R.C.P. 264
- Discovery of assets, 630.1–630.19, 635.14–635.16, 682.29, 682.30
- Execution issued, considered as one, 638.22
- Failure to account, penalty, 638.17, 638.29(2)
- Garnishment action, survival, 642.4
- Heirs and devisees sued, costs, tender, 638.20
- Illegitimate's support claim, 675.6, 675.22
- Indemnity paid, no bar to negligence action, 479.123
- Inheritance tax on bequests, 450.61
- Jointly sued, considered as one, 638.22
- Joint obligations, executor joined, 613.1
- Judgment against, considered as one, 638.22
- Limitation on substitution as party, R.C.P. 15
- Minor's death while action pending, executor substituted, R.C.P. 18
- Notice by publication, 638.15, 638.16
- Notice, serving one executor for all, 638.22
- Orders affecting executors, publication, 638.15
- Paternity support action, 675.6, 675.22
- Pending actions against decedent, 635.63
- Plaintiff, executor in own name, R.C.P. 2

**Pleadings**

- Claims denied without pleading, 635.57
- Counterclaims submitted to referees, 635.62
- Permissible conclusions and denials, R.C.P. 98
- Special defenses to be pleaded, 635.57
- Verification abolished, affidavits, R.C.P. 80
- Property in litigation, deposit, 682.29, 682.30
- Publication notice, prescribed, 635.24
- Realty recovery suit, 635.16
- Realty subjected to judgment against decedent, 626.88
- Recovery of land sold by executor, 635.40
- Rent from life-estate lease, 562.1
- Specific performance of contracts, 638.21

**ESTATES OF DECEDENTS—Continued****Actions—Continued****Executors and administrators—Continued**

- Substitution as party in action, *see subhead Executors and Administrators below*
  - Suit in own name, R.C.P. 2
  - Surety deceased, suit against principal, 540.1–540.4
  - Surety, suit on creditor's refusal, 540.1–540.4
  - Survival of actions, substitution as defendant, 611.20, 611.22, 635.63
  - Transferred real estate, recovery, 635.16
  - Unreasonable action or defense, liability, 638.13
  - Will contest, 633.19, *see also Wills, established or contested, this subhead*
  - Will, setting aside, limitation, 614.1(3)
  - Wills, publication against nonresidents, R.C.P. 60
  - Women, wrongful death, damages, 613.11
- Heirs, *see subhead Heirs below, thereunder see Actions***
- Inheritance tax collected by tax commission, 450.55, 450.62, 450.65, 450.87, 450.88
  - Inheritance tax refunds, notice, 450.94
  - Limitation, extension, 614.1, 614.2
  - Limitation on partition when estate pending, R.C.P. 270
  - Motion for cost bond, procedure, 621.1–621.4
  - Partition not permitted for six months, R.C.P. 270
  - Pending actions completed, 635.63
  - Wills, action to construe will, R.C.P. 60, 264
- Wills, established or contested**
- Attorney for minors and unrepresented, 638.37
  - Execution conclusive until set aside, 633.38
  - Guardian ad litem appointed, 638.37–638.40
  - Guardian ad litem for minors and unrepresented, 638.7–638.41
  - Jury trial on contest, 633.19
  - Legalization of defective notice, 587.5
  - Limitation of actions, 614.1(3)
  - Notice after probate, time limit, 614.1(3)
  - Notice by publication, R.C.P. 60(e)
  - Notice of hearing, 633.20
  - Publication of notice authorized, R.C.P. 60

**Administration**

- Absentees' estates, ch 634, *see subhead Absentees' Estates above*
- Admission of wills to probate, 632.1, 632.2, 633.23
- Ancillary administration, 633.33, 633.35, 633.50–633.56, *see subhead below*
- Classes given preference, 633.39, 633.40
- Closing in three years, exception, 638.4
- Costs of administration, given priority, 635.65
- Creditors right to open, 633.39(3)
- Declaratory judgments to determine questions, R.C.P. 264
- Deposits in bank, court order, 532.2, 682.23(13)
- District court, sole jurisdiction, 604.3, 604.4
- Executors and administrators, *see subhead Executors and Administrators below*
- Five-year limitation, exception, 633.47, 633.48
- Foreign estates, 633.33, 633.35, 633.50–633.56
- Granted to classes of persons, 633.39
- Jurisdiction in district court, 604.3, 604.4

**ESTATES OF DECEDENTS—Continued**

## Administration—Continued

- Letters of administration issued, 633.45
- Limitation on original administration, exception, 633.47, 633.48
- No administration, inheritance tax procedure, 450.16, 450.22
- Persons eligible, time limits, 633.39, 633.40
- Realty in another county, 633.25, 633.26
- Reopening after five-year limit, 633.48
- Special administration, 633.41, 633.42
- Tax commission's request, 450.21
- Time limits on preferred classes, 633.40
- Administrators, *see subhead Executors and Administrators below*
- Administrators de son tort, liability, 639.19
- Administrator, term includes executor, 4.1(21)
- Advancements, 636.44

## Aliens

- Constitutional provisions, Const., Iowa, I, 22
- Escheat, 567.1–567.8
- Inheritance tax rate, 450.11, 450.93
- Notice to consul, 632.15
- Purchaser's rights, dower priority, 636.8
- Reciprocity provision, 567.8
- Right to inherit, Const., Iowa, I, 22; 567.1, 567.2
- Allowance, widow, children, 635.12, 635.13, 635.65

## Ancillary administration

- Alien beneficiaries, notice to consul, 632.15
- Certificate of authority filed and recorded, 633.54–633.56
- Claims paid before property removed, 633.52
- District court jurisdiction, 604.3(1)
- Foreign executors, administrators, trustees
  - Aets legalized, 589.8, 589.11, 589.18, 589.21, 589.24
  - Appointment in Iowa, conditions, 633.34, 633.35, 633.50, 633.51
  - Bond required, inheritance tax law, 450.23
  - Bond resident sureties, 633.51
  - Certificates of appointment filed and recorded, 633.35, 633.51, 633.54, 633.56
  - Claims of Iowa residents, 633.51, 633.52
  - Compromise of inheritance tax, 450.92
  - Corporation stock transfer, inheritance tax, 450.87
  - Deeds of trust released, 633.53–633.56
  - Inheritance tax requirements, 450.23, 450.89–450.91
  - Judgments in Iowa released, 633.53–633.56
  - Mortgages, judgments, power to assign or satisfy, 633.53–633.56
  - Mortgages released, 633.53–633.56
  - Nonresident executors, 633.50
  - Probated in county of property location, 604.3
  - Sale of Iowa realty, 633.35–633.37
  - Inheritance tax deductions, 450.12, 450.89, 450.90
  - Inheritance tax, reciprocity exemption, 450.91
- Intestate estates
  - Administrator appointed, 633.50, 633.51
  - Claims paid before property removed, 633.52
  - Procedure for administration, 633.50, 633.51
- Inventory filed with clerk, 450.89
- Inventory filed with tax commission, 450.89
- Jurisdiction of district court, 604.3

**ESTATES OF DECEDENTS—Continued**

## Ancillary administration—Continued

- Removal of property, payment of claims, 633.52
  - Sale of real estate, 633.35–633.37
  - Testate estates
    - Authority to probate foreign will, 633.33
    - Executors and trustees, powers, 633.34–633.37
    - Legalizing acts, 589.8, 589.11, 589.18
    - Probate conclusive, 633.38
    - Procedure for probate, 633.33, 633.34
    - Sales and conveyances, 633.35–633.37
  - Appeals
    - See DISTRICT COURT, subhead Appeals from District Court; SUPREME COURT*
    - Estate tax rulings, 451.9
    - Inheritance tax ruling, 450.33–450.35, 450.59
  - Applications in writing, self-explanatory, 638.35
  - Appraisalment
    - Absence of issue and intestacy, 636.32–636.37
    - Appointment of appraisers, 450.24, 450.30, 635.5, 635.6, 636.33
    - Appraisers, duties, 635.5, 635.6, 635.26
    - Costs deducted from inheritance tax, 450.12
  - Inheritance tax
    - Commission issued, 450.27, 450.46
    - Contingent estates, 450.96
    - Deferred estate, 450.46
    - Fees deducted from tax, 450.12
    - Life and term estate, 450.45
    - Market value, 450.37, 450.38
    - Notice given of appraisal, 450.28
    - Objections to appraisal, trial, 450.31–450.35
    - Relief from tax, 450.39–450.43
    - Remainders, 450.44
  - Oath of inheritance tax appraisers, 450.24
  - Personal property, 635.5–635.7
  - Presumptive evidence on accounting, 638.7
  - Property in another county, 635.6
  - Qualification of appraisers, 635.6
  - Real estate sales, 635.5, 635.6, 635.26
  - Reports of appraisers, 636.33, 636.35
  - Sale of real estate, 635.26, 635.28
  - Spouse's exempt property, 635.7
  - Waiver of valuation by order, 635.5
- Assets of estate
    - Appraisal of personalty, 635.5, 635.6
    - Bank deposits, 450.86, 526.37, 532.2, 532.4, 532.19
    - Damages for wrongful death, 635.9
    - Debts collected, 635.20
    - Debts to estate compounded, 635.17
    - Delivery to fiduciary bank's successor, 532.10
    - Discovery of assets, 635.14–635.16
    - Escheat to state, 636.50–636.54
    - Estate tax refunds, 451.8–451.11
    - Estray animals held by decedent, 188.41
    - Exempt personalty to widow, 635.7
    - Inheritance tax, 450.3, 450.86–450.88
    - Inmates of institutions, asset disposal, 218.65–218.70
    - Insurance, 509.2(6), 509.12, 511.37, 512.7, 635.8
    - Inventories, 635.1–635.5
    - Limited partnerships, 545.37
    - Money, report made, 638.2
    - Mortgages, 635.18

**ESTATES OF DECEDENTS—Continued**

## Assets of estate—Continued

- Newly discovered after five years, 633.48, 635.3
- Perishable personality sold, 635.21
- Personality insufficient, realty recovered, 635.16
- Preservation, special administrator, 633.41, 633.42
- Property acquired after first inventory, 638.6
- Real estate possessions, 635.48
- Real estate, recovery in equity, 635.16
- Real property generally, *see subhead below*
- Rents and profits, 562.1, 635.48, 635.49
- Transfer, notice to tax commission, 450.86
- Unclaimed inheritances, 682.31–682.41

## Attorneys

- Alien property escheat case, 567.6
- Appointment as guardian ad litem, 638.37, 638.40; R.C.P. 14
- Appointment for trust beneficiaries, 532.15
- Compensation or fees
  - Affidavit required, 638.27
  - Appointment for minors and incompetents, 638.39; R.C.P. 14
  - Court to determine fees, 638.23–638.25, 638.39
  - Division of fees on substitution, 638.40
  - Escheat cases, alien property, 567.6
  - Estate tax appeal fee allowed, 451.9
  - Extraordinary services or expense, 638.25
  - Guardian ad litem, acting as, 638.39; R.C.P. 14
  - Inheritance tax deduction, 450.12
  - Itemized claims, when required, 638.26
  - Schedule of maximum fees, 638.23, 638.24
  - Trust beneficiary, appointment, fee, 532.15
- Executor's or administrator's attorney, 638.24–638.27
- Guardian ad litem appointment, 638.37–638.40; R.C.P. 14
- Substitution of attorneys, fees divided, 638.40
- Bank deposits, 526.37
- Banks and trust companies as fiduciaries, 532.1–532.21

## Beneficiaries

- Aliens, *see subhead Aliens above*
  - Children born after testator's death, 633.13
  - Declaratory judgment, R.C.P. 264
  - Feloniously caused death or disability bars benefits, 636.47–636.49
  - Heirs of deceased devisee, 633.16
  - Inheritance tax
    - Barred as appraisers, 450.24
    - Compromise of tax, 450.92
    - Contingent estates, 450.96
    - Removal of property, penalty, 450.50
  - Inheritance tax provisions, 450.5, 450.8, 450.16, 450.36, 450.57, 450.94, 450.96
  - Simultaneous deaths, distribution, 637.2
  - Unclaimed inheritance, recovery, 682.41
  - Will beneficiaries, *see WILLS, subhead Devises and Bequests*
  - Witness to will, right as beneficiary, 633.9
- Bequests, 635.66, *see WILLS, subhead Devises and Bequests*

## Bonds

- Annual examination of bonds, 632.8, 632.9
- Appeal from inheritance tax appraisal, 450.34

**ESTATES OF DECEDENTS—Continued**

## Bonds—Continued

- Approval by clerk, 631.10, 632.1(1), 632.7
- Conveyances without bond legalized, 589.11
- Deferred estates, payment secured, 450.48
- Executors and administrators
  - Action for failure to account, 638.17
  - Action for failure to pay claims, 635.79, 635.80
  - Action on, venue, 616.3(4)
  - Added bond to sell or mortgage realty, 635.34(5)
  - Approval of bonds, 632.1(1), 632.7, 633.43
  - Bank or trust company as fiduciary, 532.8
  - Burdensome bond reduced by deposit, 532.3
  - Cemeteries, bequest exempt on inheritance tax, 450.4
  - Contents of bond, filing, 64.2, 64.4, 633.43
  - Deposit of assets to reduce bond, 532.3
  - Deposit of funds or securities, 682.29–682.41
  - Examination of bonds annually by clerk, 632.8
  - Excessive bond reduced by deposit, 532.3
  - Exemption from bonds by will, 635.51
  - Expense deducted from inheritance tax, 450.12
  - Failure to file bond causes vacancy, 633.29
  - Failure to pay claims, bond liability, 635.79
  - Foreign administrator, 633.35, 633.51
  - Guaranty company as surety, 682.14, 682.15
  - Inheritance tax deduction for premium, 450.12(1)
  - Inheritance tax, liability on bond, 450.55
  - Inheritance tax, nonresidents, bond to pay, 450.23
  - Investment of funds in bonds, 682.23
  - Investments in federal bonds, 682.23(1, 2, 11), 682.45, 682.46
  - Irregular conveyance, bond legalized, 589.18
  - Liability for failure to account, 638.17
  - Liability for failure to pay claims, 635.79
  - New bond, when necessary, 633.44
  - Power granted after filing bond, 633.45
  - Premium paid from estate funds, 682.15
  - Record book kept by court clerk, 632.12
  - Reduction of bond by depositing funds, 532.3
  - Requirement of bond, filing, 633.43
  - Sales of real estate, 633.35, 633.37, 635.34(5)
  - Sureties, annual checkup by clerk, 632.8, 632.9
  - Sureties protected, 540.4, 638.29(3), 638.30
  - Surety may not force creditor to sue, 540.4
  - Vacancy in office when bond not given, 633.29
  - Venue of action on bond, 616.3(4)
  - Will exemption from giving bond, 635.51
- Fiduciaries, bond reduced by deposit, 532.3
- Filing with clerk of court, 631.10
- Inheritance tax requirements, 450.23, 450.34, 450.47–450.50, 450.86
- New bonds, when necessary, 633.44
- Power granted after filing bond, 633.45
- Prevention of sale by bond, 635.30–635.32
- Probate bonds, conditions, to whom payable, 450.49
- Probate, filed and approved by clerk, 631.10
- Record book kept by court clerk, 632.12
- Removal of property from state, 450.50
- Report of estate bonds filed, 635.1(14)
- Sale of realty stopped by bond, 635.30–635.32
- Sales of real estate, 633.35, 635.34(5)
- Specific legacies turned over on bond, 635.73

**ESTATES OF DECEDENTS—Continued****Bonds—Continued**

- Surety bonds, 682.1–682.10
  - Trustee, excessive bond reduced by deposit, 532.3
  - Trustees to give bond, 633.32
  - Vacancy in office when bond not given, 633.29
- Borrowing money, when allowed, 635.29
- Burial lot of decedent, maintenance, 566.19

**Burials**

- Inheritance tax deduction, 450.12
- Insurance exemption, 511.37, 635.8
- Old-age assistance recipients, 249.18
- Paid by executor or administrator, 635.65
- Workmen's compensation law, 85.28

**Business of decedent continued, 96.19(5), 153.6, 635.52****Causing death, feloniously, bars benefits, 636.47–636.49****Cemeteries**

- Perpetual care bequests, 359.32, 450.4(4), 566.19
- Perpetual care of lot, court order, 566.19
- Certificate, income taxes paid, 422.27
- Certificate, personal tax paid, required, 682.35
- Chain store tax, liability, 424.2(2)–424.16
- Change of realty title, clerk certifies, 558.66, 606.14

**Children**

- Adopted children, 600.6, 636.32, 636.42
- After-born children, 633.13
- Allowance for year, 635.12, 635.13, 635.65
- Guardianships, ch 668, *see GUARDIANS*
- Homestead tax credit, 425.11(2)
- Illegitimates, 636.45, 636.46
- Inheritance tax, 450.9, 450.10
- Insane deceased, homestead occupancy, 230.28
- Notice to widow to elect, dower or will, 636.22, 636.24
- Procedure prescribed by testator limited, 635.51
- Rules of descent, 636.31–636.46
- Simultaneous death act, inheritance, 637.1, 637.2
- Veteran's, child tax exemption, 427.4
- Workmen's compensation, 85.31, 85.42

**Claims against estate**

- Action pending, judgment as established claim, 635.63
  - Aid to blind, state to recover, 241.18
  - Assets insufficient, realty recovered, 635.16
  - Barred after six months, 635.68
  - Burden of proof, 635.58
  - Claimant examined as to payment, 635.58
  - Claims in disregard of will, 633.14
  - Classes of claims, 635.65–635.71
  - Compound claims permitted, 635.17
  - Contingent liabilities, proof required, 635.61
  - Counterclaims, proof before referees, 635.62
  - Debts collected, use to pay debts, 635.20
  - Defenses, special, must be pleaded, 635.57
  - Demands not due presentable, 635.60, 635.70
  - Denial of claim, no pleading required, 635.57
  - Devise by will subject to debts, 633.1
  - Encumbrances, unexecuted purchases, 635.72
  - Equitable relief, when filed too late, 635.68
  - Executor interested, temporary appointment, 635.64
  - Filing, time limit, six months, 635.54, 635.68
  - Foreign executors, 633.51, 633.52

**ESTATES OF DECEDENTS—Continued****Claims against estate—Continued**

- Form, copy of writing attached, 635.53
- Hearing, jury trial, 635.59
- Illegitimates, support claim, 675.6, 675.22
- Insane persons, care and support
  - Insane support claims, 230.18, 230.19, 230.30
  - Insurance proceeds, exempt from, 509.12, 511.37, 512.17, 635.8
  - Liability of estate, 230.18, 230.19
  - Proof, presumption of certificate, 230.16, 230.19
  - Second class claim, 230.30
- Interest of executor bars acting on claim, 635.64
- Interest rebate on demand not due, 635.70
- Judgment in action pending at death, 635.63
- Jury trial, 635.59
- Late filing, equitable relief, 635.68
- Limitations on filing, 635.68
- Mortgage claim filed, paid though not due, 635.60
- Notice of hearing, exceptions, 635.52
- Old-age assistance, 249.19–249.21, 249.23, 249.35
- Old-age medical assistance, 249A.14
- Order of payment, 635.65–635.71, 635.79, 635.80
- Payment of claims
  - Administration costs, 635.65
  - Allowance to widow, preference, 635.65
  - Assets insufficient, property recovered, 635.16
  - Bar to payment, not filed in time, 635.68
  - Contracted purchases, paid as claims, 635.72
  - Demands not due, 635.70
  - Distributive share, unpaid, 636.2–636.4
  - Dividends, when required, 635.71
  - Encumbrances paid, procedure, 635.72
  - Expenses of administration, 635.65
  - Failure to pay as ordered, remedy, 635.79, 635.80
  - Foreign estate property, claims paid before removal, 633.52
  - Funeral and last sickness expense, 249.18, 509.2(6), 635.65
  - Hearing and judgment, nonpayment of claims, 635.80
  - Insane support, 230.30
  - Insufficient means, dividends, 635.71
  - Labor claims preferred, 635.67
  - Land contracts fulfilled or paid, 635.72
  - Old-age assistance, 249.19–249.23
  - Order of payment, 635.65–635.71
  - Payment according to class, 635.69, 635.71
  - Promise of executor, writing required, 622.32(2)
  - Ratable payment from heir's interest, 633.14
  - Ratable payments to creditors, 633.14, 635.67, 635.71
  - Transcript to another county, cost, paid, 633.26
  - Unemployment security contributions, 96.14(4)
- Pleading by executor or administrator
  - Counterclaims submitted to referee, 635.62
  - Denial stands without pleading, 635.57
  - Permissible conclusions and denials, R.C.P. 98
  - Special defenses to be pleaded, 635.57
  - Verification abolished, affidavits, R.C.P. 80



**ESTATES OF DECEDENTS—Continued**

Claims against estate—Continued  
 Pleading of denial by estate not required, 635.57  
 Referees, claims proved before, 635.62  
 Time for filing, six months, 635.68  
 Title, how claims filed, 635.56  
 Trial, 635.55–635.59  
 Verification and filing, 635.54  
 Wills, disposal subject to debts, 633.1

Clerk of the district court, probate duties, 632.1–632.9, 635.39

Codicils, 4.1(17), 557.8, 633.8

Compounding of claims against estate, 635.17

Compromise of inheritance tax, 450.92

Compromise of personal taxes for estate, 682.36

Construction of legal rights or relations, declaratory judgment, R.C.P. 264

Contested settlements, 638.10, 638.37

Continuation of decedent's business, 96.19(5), 153.6, 156.11, 635.52

Contract with decedent enforced specifically, 638.21

Convicts, disposal of property, 218.65–218.70

Corporate stock, voting rights, 491.55, 534.42

Costs  
 Absentee's estate, sale of realty, 634.7  
 Appraisement, inheritance tax, 450.12, 450.25, 450.26  
 Attorney fees, 451.9, 638.24, 638.39  
 Bond for costs on motion, 621.2, *see also BONDS, subhead Cost Bonds*  
 Estate tax appeals, 451.9  
 Execution liability, 638.13  
 Failure to revive action, 625.11  
 Foreign executors, inheritance tax deducted, 450.87  
 Inheritance tax appraisement, 450.25, 450.26  
 Inheritance taxes, court cost deducted, 450.12  
 Inheritance tax, payment, 450.84, 450.87  
 Judgment against executor, liability, 635.80, 638.13  
 Prorated against heirs and devisees, 638.20  
 Referee's liability, failure to obey orders, 636.12  
 Transcript of probate records, 633.26

Court, probate, 631.1–632.15, *see PROBATE COURT*

Creditors  
 Administration granted, 450.21, 633.39, 633.40  
 Attorney as guardian ad litem for creditors, 638.37  
 Beneficiary in life policy, limitation, 510.10  
 Declaratory judgment, rights determined, R.C.P. 264  
 Executor or administrator, removal, 638.30  
 Notice on widow to elect, will or dower, 636.24  
 Old-age assistance, 249.19, 249.35  
 Prejudice to creditors bars testator's prescribing procedure, 635.51  
 Will prejudices creditors, security, 635.19

Damages for death, 85.43, 635.9

Dead-man statute, 622.4, 622.5

Death, feloniously caused, bars benefits, 636.47–636.49

Deaths of persons simultaneously, 637.1–637.8

Debts of estate  
 Borrowing money to pay debts, 635.2

**ESTATES OF DECEDENTS—Continued**

Debts of estate—Continued  
 Debts collected, debts paid, 635.20  
 Encumbrances on decedent's land, 635.72  
 Funeral and last illness, 633.1, 635.65  
 Inheritance tax, deducted, 450.12, 450.37, 450.38, 450.89  
 Insurance proceeds, exempt from, 509.2(6), 509.12, 511.37, 512.17, 635.8  
 Liens on real estate refinanced, 635.42  
 Mortgage of real estate to pay debts, 635.23, 635.29  
 Order of payment, 635.66, 635.71  
 Payment before widow alters homestead, 636.7  
 Payment made, 633.1, 636.31, 636.32, 636.38  
 Personal property to pay debts, 635.21, 635.22, 636.1  
 Real estate contracts of decedent, 635.72  
 Real estate loans, expenses paid, 635.42  
 Realty, when cleared of debts by bond, 635.32  
 Report made, 638.2  
 Sale of real estate to pay debts, 635.23  
 Taxes paid, 635.50, 635.66  
 Unexecuted purchases, 635.72

Declaratory judgments authorized, R.C.P. 264

Deeds, *see subhead Real Property below*

Deeds presumed valid, 635.37

Definitions, 4.1(21), 633.15

Dentist, representative may continue business, 153.6

Deposits in bank or with clerk, *see subhead Funds below*

Deposit to reduce burdensome bond, 532.3

Descent and distribution  
 Advancements, how considered, 636.44  
 After-born children will inherit, 633.13  
 Alien's rights, Const., Iowa, I, 22; 567.1, 632.15, 636.8  
 Change of title, clerk's certificate, 558.66, 606.14  
 Deposit with clerk, *see subhead Funds below*

Distribution generally  
 In kind, 636.3  
 Partial distribution, 636.4  
 Personal property, same as realty, 636.1  
 Proceeds when property sold, 636.13

Distributive share, 636.5

Dower, 636.5

Escheat, 636.50

Estate tax, 451.1–451.13

Feloniously causing death, 636.47–636.49

Foreign beneficiaries, notice to consul, 632.15

Heir or beneficiary causing death, 636.47–636.49

Homesteads, 561.11–561.14, 561.18, 633.1, 633.2, 636.7, 636.22–636.30

Inability to distribute, deposit, 682.31–682.35

Inheritance tax, 450.1–450.96

In kind, when equitable, 636.3

Insurance, group, exempt, 509.12

Insurance, not to person causing death, 636.48, 636.49

Judgments, clerk indorses execution, 626.103

Kind, distribution in kind, 636.3

Litigation pending, deposit, 682.29, 682.30

Partial distribution, security required, 636.4

Perpetual care set apart for cemetery, 566.19

Personal property same as realty, 636.1–636.4

**ESTATES OF DECEDENTS—Continued**

## Descent and distribution—Continued

- Personalty, clerk's powers, 632.7(3)
- Proceeds of property sold, 636.13
- Realty after debts cleared by bond, 635.32
- Reopening, newly discovered property, 633.48

## Rules of descent

- Absence of issue, procedure, 636.32–636.39
- Adopted children, 600.6, 636.32–636.43
- Advancements deducted, 636.44
- Children, descent after charges, 636.31
- Children, illegitimate, 636.45, 636.46
- Collateral heirs, 636.40, 636.42, 636.43, 636.49
- Consanguinity and affinity computed, 4.1(24)
- Deaths simultaneously, 637.1–637.8
- Escheat when uninherited, 636.50–636.54
- Father of illegitimates, 636.46
- Feloniously causing death, bar, 636.47–636.49
- Heirs of devisee, 633.16
- Heirs of intestate deceased spouse, 636.41
- Heirs of parents, 636.40
- Heirs of parents by adoption, 636.42
- Homestead, when no spouse surviving, 561.18
- Illegitimate children, 636.45, 636.46
- Issue defined, 4.1(7)
- Land patent to decedent, title descends, 636.55
- Mother of illegitimate children, 636.45
- Parents both dead, 636.40
- Parents by adoption, 636.32, 636.42, 636.43
- Parents, natural, 636.32, 636.39, 636.43
- Personal property same as realty, 633.52
- Simultaneous deaths, 637.1–637.8
- Spouse, more than one, 636.41
- Spouse, surviving, no issue, 636.32–636.39, 636.41
- Surviving parent, 636.39

- Sale of property, proceeds distributed, 636.3
- Secret disposal, inheritance tax liability, 450.3

## Simultaneous death act

- Applicability of act, 637.1–637.8
- Beneficiaries, distribution, 637.2
- Devolution and title to property, 637.1
- Insurance policies, distribution of proceeds, 637.4
- Joint tenants or tenants by the entirety, 637.3
- Survivorship evidence lacking, 637.1–637.8
- Surviving spouse, share set apart, 636.5–636.30
- Title, change certified by clerk, 606.14
- Title of deceased patentee inherited, 636.55

Devises and bequests *see WILLS*

- Discharge of executor or administrator, 638.12, 638.36
- Discovery proceedings, 635.14–635.16
- Distribution of personal property, 636.1
- Distribution of property in kind, 636.3

## Distributive share (Dower)

- Absence of issue, \$15,000 estate, 636.32–636.39
- Absentee's right barred, 634.11
- Action to recover, limitation, 614.15, 614.20, 636.14
- Affidavit of spouse's incompetency, 636.25
- After-acquired interest, when no inurement, 557.4
- Alien's land, right of purchase, 636.8
- Amount when no issue, 636.32–636.39, 636.41

**ESTATES OF DECEDENTS—Continued**

## Distributive share—Continued

- Applicable to husband and wife alike, 636.6
- Application to set off contents, 636.9
- Bond to prevent sale for dower, 636.18, 636.19
- Conclusiveness of dower setoff, 636.14
- Conclusive presumption from nonelection, 636.25
- Confirmation of referee's report, 636.13
- Controverting amount set off, 636.15
- Conveyances under power legalized, 589.17
- Definition of dower, 636.1, 636.5

## Election between dower and homestead occupancy

- Failure to elect, homestead waived, 636.28
- Mentally incapable spouse, 636.29
- Notice by heir or administrator, 636.27
- Record entered when election made, 636.27
- Setting off dower upon election, 636.30
- Time to elect, 636.27

## Election between will and dower

- Affidavit of spouse's incompetency, 636.25
- Failure to elect, law presumes under will, 636.25
- Insane spouse, election by court, 636.26
- Made in open court or by writing filed, 636.22
- Notice by executor to spouse to elect, 636.22
- Notice by interested party, 636.24
- Record entered when election made, 636.23
- Setting off dower upon election, 636.30
- Time to elect, 636.22

## Estoppel by deed, 557.4

## Homestead occupancy, 561.11, 561.12, 636.27, 636.29

- Homestead set off as part of dower, 636.7
- Husband surviving has same right, 636.6
- Insane spouse, dower election, 636.26
- Method of setting off dower, 636.5–636.14
- Nonresident alien denied dower, 636.8
- One-third in value set apart, 636.5–636.7
- Option of different arrangement, 636.7
- Payment before removing from state, 633.52
- Payment made as soon as proper, 636.2
- Payment, order of priority, 635.66, 636.2
- Payment when property not divisible, 636.16
- Personal property, 636.1
- Purchase of new homestead, 636.17
- Real property, how set off, 636.5–636.30
- Referees to select property, 636.9–636.13
- Release, not convey after-acquired interest, 557.4
- Right of survivor, 636.5, 636.7

- Sale, nondivisible property, 636.16, 636.20
- Security by spouse to keep property, 636.19
- Security to avoid sale for dower, 636.18, 636.19
- Setting off as a homestead, disposal, 561.11
- Setting off dower, referees, 636.9–636.20
- Surveyor employed to set off dower, 636.11
- Time limit in which to set off dower, 636.9
- Time of payment, 636.2
- Time to elect, 636.22, 636.27
- Will, devised to spouse, in lieu of dower, 633.2
- Will, disposal subject to, 633.1
- Wills, dower unaffected, 633.1–633.3, 636.21
- Election, dower or homestead, 636.27–636.30
- Election, will or dower, 636.22–636.26

**ESTATES OF DECEDENTS**—Continued

Embalmer, representative may continue business, 156.11

Encumbrances on land, paid by executor, 635.72

Equitable relief, belated claims, 635.68

Equitable relief for mistakes, 638.9

**Escheat**

Administration, 636.50–636.54

Aliens and foreign corporations, 567.1–567.8

Constitutional provisions, Const., Iowa, IX, 2nd, 3

Institution inmates, 218.67–218.70, 229.12

Limitation on recovery, 636.54

Nonresident alien land, 567.1, 567.2

Notice to persons interested, 636.52

Payment afterwards to person entitled, 636.54

Permanent school fund, proceeds to, 302.1, 302.2

Proceedings for escheat, 636.50–636.54

Proceeds to school funds, Const., Iowa, IX, 2nd, 3; 302.1, 302.2, 567.5, 636.53

Real estate of aliens, procedure, 567.1–567.8

Recovery by person entitled to deposit, 636.54

Sale after six months from date of notice, 636.53

Unclaimed deposits with clerk, 682.39

Uninherited property escheats to state, 636.50

Estate not opened, inheritance tax procedure, 450.22

Estate tax, 451.1–451.13

Evidence, dead-man statute, 622.4–622.6

Execution levied, 626.13, 626.88–626.91, 638.13, 638.22

**Executors and administrators**

**Accounting**

Accounting at appraisal value, 638.6, 638.7

After-acquired property, 638.6

Appraisal price, presumption, 638.6, 638.7

Clerk's approval of accounts, 632.1(2)

Coexecutors and coadministrators, 638.14

Contests of settlement, 638.10

Costs of administration, 638.23–638.28, 638.39

Deposit of funds, *see subhead Funds below*

Examination by referee, 638.1

Examination of executor, 638.5

Failure to account, 638.17, 638.29(2)

Final report, 422.27, 638.34, 682.33

Final settlement within three years, 638.4

First report, 638.2

Inventoried value, 635.1–635.4, 638.6

Loss without fault, nonliability, 638.8

Mistakes corrected, time, method, 638.9

Notice of order, publication, 638.15, 638.16

Opening settlement by adverse party, 638.11

Presumption from appraisement, 638.7

Profit and loss, no right to profit, 638.8

Receipts by one executor allowed, 638.14

Referee, accounts examined, 638.1

Rents and profits, disposition, 635.49

Settlement contested, 638.10

Time for accounting, 638.1

Actions, *see subhead Actions above*

Administration, *see subhead above*

Administrator of administrator barred, 638.18

Administrators de son tort, liability, 638.19

Advancements, how considered, 636.44

Affidavit relative to fees, 638.27

**ESTATES OF DECEDENTS**—Continued

**Executors and administrators**—Continued

Age or imbecility, ground for removal, 638.29(1)

Ancient deeds, limitation of actions, 614.22

Appeals, *see subhead Appeals above*

**Applications**

Bank as fiduciary, successor appointed, 532.9

Bond reduced as burdensome, 632.3

Borrowing money, 635.29

Discharge, application for, 638.36

Encumbrances and land contract payment, 635.72

Estate tax appeals allowed, 451.9

Form and contents, in writing, 638.35

Inheritance tax appraisal, 450.36, 450.72

Inheritance tax, payment extended, 450.56

Inheritance tax refund, 450.94

Mortgage of real property, 635.22

Reducing burdensome bond, 532.3

Refinancing realty liens, 635.42–635.47

Relief from inheritance tax, 450.39–450.43

Sale of perishable personal property, 635.21

Setting off dower, 636.9

Summary judgment, nonpayment of claim, 635.80

Trust funds, depository designated, 532.2

Written and verified, 638.35

**Appointments**

Banks appointed, 532.1, 532.5

Bond, 633.43, 633.44

Clerk's power to appoint, 632.1(1)

District court's power, 604.4, 633.12

Escheat, administrator for, 636.51

Foreign appointees, 633.50, 633.51

Guardian ad litem for minors or unrepresented, 638.7–638.41

Interest in claim, temporary appointee, 635.64

Legalization, appointments before, 125.15, 590.1

Letters issued by clerk, 633.45

Limitation on administration, 633.47, 633.48

Notice, defective, legalized, 590.1

Notice of appointment, how published, 633.46

Oaths taken, subscribed, and filed, 633.43

Persons eligible, priority, 633.27, 633.28, 633.39

Preservation of estate, 633.41

Special administrators, purpose, 633.41

State and savings banks, 532.1(1, 2)

Tax commissioner's request, 450.21

Temporary appointee, when required, 635.64

Time allowed in which to apply, 633.40

Trust companies appointed, 532.1

Vacancy filled, or other continues, 633.30

Will appoints none, court appoints, 633.12

Appraisement, *see subhead Appraisement above*

Assets, *see subhead Assets of Estate above*

Attorneys, *see subhead Attorneys above*

Authority lacking from deceased executor, 638.18

Bank deposits, 450.86, 526.37, 532.2–532.4, 532.19

Banks and trust companies, 532.1, 532.5, 532.8

Banks as, compensation, 532.8

Bequest, inheritance tax on, 450.61

Bills of lading cases, law applicable, 487.52

Bonds, *see subhead Bonds above*

Borrowing money, 635.29, 635.42

**ESTATES OF DECEDENTS—Continued****Executors and administrators—Continued**

- Broker's real estate license, exempt, 117.7(4)
- Bulk sales law inapplicable, 555.3
- Business of decedent continued, 96.19(5), 153.6, 156.11, 635.52
- Cemetery lot maintenance allowance, 566.19
- Certified copy of will received, 633.24
- Citation on removal petition, how served, 638.31
- Claims against estate, *see subhead above*
- Coexecutors and coadministrators, 638.14, 638.22, 638.27

**Compensation**

- Affidavit required, 638.27
  - Banks and trust companies, 532.8
  - Bequests in excess of fees taxable, 450.61
  - Corporate fiduciary, officer's affidavit, 638.28
  - Court to determine fees, 638.23, 638.25
  - Deduction from inheritance tax, 450.12
  - Extraordinary services and expenses, 638.25
  - Real estate managed, compensation, 635.49
  - Schedule of maximum fees, 638.23
- Compounding debts to estate, 635.17
- Compromise of inheritance tax, 450.92
- Contract, realty, specific performance, 638.21
- Conveyances, *see subhead Real Property below*
- Corporation as executor or administrator, affidavit by executive officer, 638.28
- Corporation stock transfers, report, 450.88
- Corporation stock, voting, 491.55, 526.18
- Dead-man statute, how affected by, 622.4–622.6
- Debts collected, 635.20
- Deceased executor's executor, 638.18
- Deceased notary's papers, deposit, 77.16
- Declaratory judgment, R.C.P. 264
- Deeds presumed valid, 635.37
- Definition, 4.1(21)
- Definition in estate tax law, 451.1
- Dental business of deceased continued, 153.6
- Deposit of trust funds, court order, 532.2
- De son tort administrator, 638.19

**Discharge**

- Banks and trust companies, successor, 532.9–532.11
  - Distribution impossible, deposit procedure, 682.29–682.43
  - Final discharge, receipt for deposit, 682.33
  - Notice of application for discharge, 638.36
  - Order upon final settlement, 638.12
- Discovery, 635.16, 635.17, 682.29, 682.30
- Distribution of personal property, 636.1
- Distributive shares paid, *see subhead Distributive Share (Dower) above*
- District court, sole jurisdiction, 604.3, 604.4
- Dower election, spouse executrix, 636.25
- Duty to enter inheritance tax lien, 450.16
- Duty to pay inheritance tax, 450.53, 450.57, 450.63
- Embalming business continued, 156.11
- Embezzlement by, larceny, 710.11
- Escheat cases, *see subhead Escheat above*
- Estates of absentees, 634.1
- Estate tax, executor's duties, 451.5, 451.6
- Estray animals held by decedent, 188.41
- Examined as to accounts, 638.5

**ESTATES OF DECEDENTS—Continued****Executors and administrators—Continued**

- Executions, procedure, 626.1, 626.88–626.91, 626.103, 638.13, 638.22
  - Executor of executor not permitted, 638.18
  - Executors de son tort, liability, 638.19
  - Exemptions, securities sold, 502.5(1)
  - Expenses allowed, 638.25
  - Extraordinary expenses and attorney fees, 638.25
  - Failure to qualify and act, 633.12
  - Federal insured loans, 682.45, 682.46
  - Federal stock, authority to purchase, 635.41
  - Fees, 450.61, 532.8, 635.49, 638.23–638.28
  - Final settlement, *see Reports below under this subhead*
  - Forcible entry and detainer action, parties, 648.2
  - Foreign appointees, 633.33–633.36, 633.50, 633.51
  - Funds, *see subhead Funds below*
  - Funeral director's business continued, 156.11
  - Garnishee proceedings revived by, 642.4
  - Garnishment, 642.1
  - Incapacity, ground for removal, 638.29(1)
- Income tax duties**
- Charge against estates, 422.6
  - Final report, tax first paid, 422.27
  - Hearing, notice, court order, 422.23
  - Return required, 422.14, 422.23
- Incompetent's legacy, how payable, 638.41
- Inheritance tax duties, 450.1–450.96
- Inmates of state institutions, 218.65–218.70
- Insolvency, ground for removal, 638.29(3)
- Insurance, endowment and annuity, investment, 682.23(13)
- Insurance, mutual, membership, 518.1–518.43
- Interest in claim, temporary executor, 635.64
- Interlopers, liability de son tort, 638.19
- Inventory**
- Appraisal of inventory chattels, 635.5
  - Business continued, inventory required, 635.52
  - Extension of time for inheritance tax inventory, 450.72
  - Failure to make, reported to court, 635.2
  - Filing mandatory, 635.4
  - Foreign estates, inheritance tax inventory, 450.89
  - Required within thirty days, contents, 635.1
  - Special administrator's inventory, 633.42
  - Supplemental inventories, 635.3
- Investment of estate funds, 682.23–682.46
- Judgment against all, service on one, 638.22
- Jurisdiction of district court, 604.3, 604.4
- Letters testamentary or administration, 633.45
- Liability**
- Costs, action without reasonable cause, 638.13
  - Estate tax, 451.6
  - Executor de son tort, 638.19
  - Failure to account, penalty, 638.17, 638.32
  - Failure to pay claims as ordered, 635.79, 635.80
  - Inheritance tax, 450.5
  - Losses, caused by own fault, 638.8
  - Nonresident motor vehicle cases, 321.499(4)
  - Taxes, *see subhead Taxes below*

**ESTATES OF DECEDENTS—Continued**

## Executors and administrators—Continued

- Lien for inheritance tax to be entered, 450.16
- Limitation on original administration, 633.47, 633.48
- Limitations begin with first letters of appointment, 633.31
- Limitations, embezzlement actions, executors or administrators, 710.11
- Limited partnerships, duties, 545.37
- Listed in inheritance tax records, 450.13(3), 450.19
- Losses, liability rule, 638.8
- Maladministration, ground for removal, 638.29
- Married woman as executor, 633.27
- Minor's share, how paid when small, 638.41
- Minor, when competent as executor, 633.28
- Mistakes in settlements corrected, 638.9
- Moneys and credits, deductions, 429.10
- Mortgage of personal property, 635.22
- Mortgages, court approval required, 635.35, 635.36
- Mortgages satisfied, 635.18
- Mutual insurance associations, members, 518.1
- Names indorsed on execution after death, 626.103
- National bank as an executor, 532.5
- Negotiable instruments
  - Notice of dishonor to, 541.99
  - Presentment to personal representative, 541.76
- Newspaper publishing notices, selected, 618.6
- Nondelivery of property on removal, 638.32
- Nonresident executors, 633.50
- Notary public, death of
  - Duty to file record with clerk, 77.14
  - Neglect to file records, penalty, 77.16
- Notice after probate, limitation on will contest, 614.1(3)
- Notice of appointment
  - Legalization of defects, 590.1
  - Publication, 633.46
- Notice to spouse to elect, dower or will, 636.22
- Oath and bond required, 633.43
- Old-age assistance duties, 249.19-249.23
- Orders, form and contents, in writing, 638.35
- Partnerships, limited, duties, 545.37
- Party to action, successor, R.C.P. 20, 21
- Pensioner's property, 249.21
- Perishable personal property, sale, 635.21
- Perpetual care of cemetery lot ordered, 566.19
- Personal property distribution, 636.1
- Personal property, mortgage or sale, 635.21, 635.22
- Preservation of estate until appointment, 633.31
- Profits prohibited, 638.8
- Property of decedent, taxation listing, 428.1(4)
- Rate of compensation, 638.23
- Real estate broker's license not required, 117.7
- Real estate, management for heirs, 635.48
- Real estate purchased by decedent, 635.72
- Receipts for money, 638.14
- Referees, appointment, powers, 638.1
- Refund of overpaid inheritance tax, 450.94, 450.95

**ESTATES OF DECEDENTS—Continued**

## Executors and administrators—Continued

- Release of trust fund security, court order, 682.26
- Removal, grounds, procedure, 638.29-638.32
- Removed executor, property disposal, 638.32
- Rents of realty collected for heirs, 635.48

## Reports

- Additional reports, 638.3
- Clerk or employee not to aid in making, 632.6
- Contents self-explanatory, 638.33
- Delinquent reports, 632.14, 635.2
- Examination, approval by clerk, 632.1(2)

## Final reports

- Contents required, 638.34
- Final settlement within three years, 638.4
- Guardian ad litem for minors or unrepresented on final settlement, 638.37-638.41
- Guardian ad litem on final hearing, 638.37-638.40
- Income taxes shown paid, 422.27
- Inheritance tax requirements, 450.18, 450.43, 450.58
- Notice of final accounting, service, 638.36
- Personal taxes paid, certificate, 682.35
- Receipts for investments, 682.32, 682.33
- First report, time of filing, 638.2

## Income tax reports

- Court order relieving, 422.23
- Hearing in district court, notice, 422.23

- Interest earned to be shown, 638.33
- Intermediate reports approved by clerk, 632.1
- Inventory report within 30 days, 635.1
- Personal taxes paid, certificate, 682.35
- Preliminary inheritance tax report, 635.1-635.4
- Receipts filed, 682.33
- Referee appointed, examination of reports, 638.1
- Refunds, estate taxes, 451.8
- Removal for failure to report, 638.29(2)
- Report and inventory, contents, 635.1
- Sales, deeds, mortgages, 635.33, 635.34
- Six months after appointment, 638.2
- Special administrators, duties, 633.41, 633.42
- Supplemental reports, 635.3, 638.3
- Verification required, 638.33

- Residence removed, vacancy filled, 633.29, 633.30
- Sale of personal property, 635.21
- Sale of securities, exempt from securities law, 502.5(1)
- Sale or mortgage of real estate, 635.23, 635.29
- Sales, city regulations not applicable, 368.6(5)
- Sales of goods in bulk, law inapplicable, 553.3
- Savings bank stock voted, 526.18
- Sealing grain permitted, 544.1-544.46
- Securities for trust fund investments, ch 682
- Security sale, exempt from securities law, 502.5(1)
- Settlements, ex parte, reopened, time, 638.11
- Sickness, ground for removal, 638.29(1)
- Special administrators, 633.41-633.45

**ESTATES OF DECEDENTS—Continued****Executors and administrators—Continued**

Specific performance of contracts, 638.21

Specific performance, realty contract, 638.24

State institution inmates, assets, 218.65–218.70

**Substitution as party in action**

Continuing action against legal representative, 611.22

Delay in administration not to be caused by, 633.31

Garnishment proceedings, 642.4

Minor's death, action pending, R.C.P. 18

Notice served on legal representative, 611.22; R.C.P. 21

Other executors substituted, no delay, 633.31

Paternity action, 675.6, 675.22

Successor, when substituted, R.C.P. 20, 21

Time limitation on substitution, R.C.P. 15

Successor to bank as fiduciary, 532.9, 532.10

Summary judgment on bond, failure to pay claims, 635.80

Superintendent of state institution as administrator, 218.67

Surety, suit on creditors refusal, 540.1, 540.4

Taxation, duties, *see subhead Taxes below*

Temporary, executor interested in claim, 635.64

Tenant for life, deceased, rent apportioned, 562.1

Testator prescribing procedure, 635.51

Trust funds, deposit on court order, 532.2

Unclaimed inheritances, disposal, 636.50–636.54, 682.31

Undistributed funds, deposit, 682.31–682.33

Unemployment compensation law applies, 96.19 (5)

Vacancy, how filled, 633.28–633.30

Verification of accounts and reports, 638.33

**Violations**

Embezzlement, 710.11

Failure to account, 638.17, 638.32

Neglect to deposit deceased notary's records, 77.16

Nondelivery of property on removal, 638.32

Removing property, inheritance tax unpaid, 450.50

Voting corporate stock, 491.55, 526.18

Warehouses, when deemed owner, 544.1

Will names none, court appoints, 633.12

Will, notice after probate, limitation on contest, 614.1(3)

Will or copy obtained from clerk, 633.24

Executor, term includes administrator, 4.1(21)

**Exemptions**

Damages for decedent's death, 635.9

Estate tax, exemptions from, 451.3

Group insurance, employees' share, 509.12

Inheritance tax exemption, 450.4

Insurance, 509.12, 511.37, 512.17, 635.8

Insurance proceeds to widow, limit, 511.37

Listed in inventory and report, 635.1

Personalty, widow as head of family, 635.7

Ex parte settlement reopened, time, 638.11

Expectancies not defeated by alienation, 557.9

Family requirements, partial distribution, 636.4

Federal estate tax, effect in Iowa, 451.1, 451.13

**ESTATES OF DECEDENTS—Continued****Fees****Attorneys for estate**

Affidavit as to compensation, 638.27

Deducted from inheritance tax, 450.12

Division of fee on substitution, 638.40

Extraordinary services allowed, 638.25

Guardian ad litem, acting as, 638.39

Schedule of fees for services, 638.24

Clerk of district court, 450.78, 450.82, 606.15(29)

**Executors and administrators**

Affidavit as to compensation, 638.27

Banks and trust companies, compensation, 532.8

Bequests to, excess of statutory fee, 450.61

Corporate affidavit made by executive officer, 638.28

Deducted from inheritance tax, 450.12

Extraordinary services allowed, 638.25

Real estate management for estate, 635.49

Schedule of fees for services, 638.23

Inheritance tax appraisers, 450.25, 450.26

Inheritance tax reporting fee, 450.78–450.80

**Feloniously causing death**

Causing death bars interest in estate, 636.47

Disability caused, proceeds to disabled person, 636.49

Distribution to other heirs on death, 636.49

Insurance beneficiary forfeits policy proceeds, 636.48

**Fiduciaries, declaratory judgment, R.C.P. 264**

Final report, 638.34–638.40, 682.32–682.35

Final settlement, 638.4

Fiscal agents, banks or trust companies, 532.1

Foreigners, interest reported to consul, 632.15

Foreign estates administered, *see subhead Ancillary Administration above***Foreign wills**

Conclusiveness of probate, 633.38

Execution requirements, 633.49

Inheritance taxability, clerk's report, 450.76

Legality requirements, 633.49

Legalization of Iowa acts, 589.18

Probate procedure in Iowa, 633.33, 633.34

Real estate sales, 633.35–633.37

**Funds**

Claimant of deposited funds, limitation, 532.3, 682.44

Delivery by bank, inheritance tax, 450.86

**Deposit in bank**

Annual accounting, 682.28

Court order for deposit of trust funds, 682.29, 682.30

Court order naming bank depository, 532.2

Fiduciary makes deposit, payable to him, 526.37

Savings account and time certificates, 682.23(14)

Trustee's death, payment, 532.4

Trust funds paid out only on court order, 532.2

Deposits, burdensome bond reduced, 532.3

Distribution impossible, deposit, 682.31–682.35

**ESTATES OF DECEDENTS—Continued****Funds—Continued**

Investments, 682.23–682.46  
 Joint deposits, inheritance taxes, 450.3  
 Litigation pending, deposit, 682.29, 682.30

**Trust funds**

Bank deposit on court order, 532.2, 682.29, 682.31  
 Deposit with clerk or bank, 682.29–682.44  
 Separate from bank funds, nonliability, 532.7  
 Trustee's death, payment by bank, 532.4

**Funeral expenses**

Inheritance tax, deduction, 450.12(1)  
 Insurance exemption, 509.2(6), 511.37, 635.8  
 Old-age assistance recipients, 249.18  
 Paid by executor or administrator, 635.65  
 Workmen's compensation law, 85.28

Gift in contemplation of death, inheritance tax, 450.3, 450.8

Gift to minors, uniform act, 565A.1–565A.11

Gross estate defined in estate tax law, 451.3

Guardian ad litem appointed, 638.37

Guardianships, ch 668, *see GUARDIANS*

**Hearings**

Court always open for probate business, 631.1  
 Inheritance tax matters, 450.31, 450.32  
 Insane spouse's election as to dower, will, or homestead occupancy, 636.26, 636.29  
 Noncontest, within district, 631.3  
 Notice not prescribed, same as civil action, 631.4  
 Objections to appraisal, equity trial, 636.37  
 Proof of notice before hearing, 631.4  
 Successor bank as fiduciary, 532.9  
 Time and place of hearings, 631.2, 631.3  
 Trust funds deposited, trustee released, 532.2

**Heirs**

Absentee's estate, 634.9, 634.10

**Actions**

Costs prorated according to shares, 638.20  
 Evidence, dead-man statute, 622.4, 622.5  
 Limitation on recovery, spouse not joining in deed, 638.20  
 Party in specific performance of decedent's contract, 638.21  
 Proportionate liability for costs, 638.20  
 Recovery undistributed funds, 682.41–682.44  
 Tender by one heir on joint suit, 638.20  
 Waste or trespass, 658.6  
 Actions, substitution as party, time limit, R.C.P. 15  
 Adopted children, 600.6, 636.32, 636.42  
 Advancement to heirs, 636.44  
 After-born children, 633.13

**Aliens**

Constitutional provisions, Const., Iowa, I, 22  
 Consular representatives notified, 632.15, 636.8  
 Aliens, nonresident, real property rights, 567.1, 567.2  
 Assessment life insurance, payable, 510.10, 510.15  
 Assets, state institution inmates, disposal, 218.66  
 Attorney, unrepresented or minors, 638.37  
 Business of deceased continued, 635.52

**ESTATES OF DECEDENTS—Continued****Heirs—Continued**

Causing death or disability, forfeit inheritance, 636.47–636.49

Children, 636.31–636.46

Conveyances before 1930, presumption, 558.14

Death of judgment owner, heirs named, 626.103

Declaratory judgment, construction of rights, R.C.P. 264

Deeds, word "heirs", 557.2, 558.14

Definition, 635.10

Dentistry, business of deceased, continued, 153.6

Descent and distribution, ch 636, *see subhead Descent and Distribution above*

Devisee deceased, heirs inherit, 633.16

Embalming business continued, 156.11

Execution against, 626.1, 626.88, 626.91, 626.103, 626.106

Executor or administrator, removal petition, 638.30

Executor's power over heir's realty, 635.48–635.50

Feloniously causing death, 636.47–636.49

Fences, recorded agreements, 113.13

Foreign heirs, 567.1, 567.2, 632.15, 636.8

Funeral director's business continued, 156.11

Funeral expenses, heir's rights inferior, 249.23, 635.65

Grantor described as heir, legalized, 558.14

Guardianship against, 642.4

Heirs of absentees, rights determined, 634.9

**Homestead rights**

Descent to issue of nonsurviving husband or wife, 561.18

Devise to heirs, subject to spouse's rights, 561.14

Exemption in hand of heirs, 561.19

New homestead exempt, 561.20

Old-age assistance obligations, 249.20

Waiver to refinance lien, 635.47

Inheritances from deceased devisee, 633.16

**Inheritance tax liability**

Exempt credit, 450.9

Inheritances taxed, 450.1–450.96

Inheritance tax book, names listed, 450.13(4)

Lien entered, duty, 450.16

Rate of tax, 450.10

Report by heirs at law, 450.73

Inmates of institution, estate disposal, 218.66

Insurance, *see subhead Insurance below*

Insurance benefits, heir includes spouse, 635.10

Inventory filing may not be waived, 635.4

Inventory, listed for inheritance, 450.73, 635.1

Issue, *see subhead Issue below*

Land, heirs listed as owners, 428.6

Land patent to decedent vests in heirs, 636.55

Limited estate not enlarged by grant to heir, 557.21

Listed in probate, 632.10, 635.1, 638.34

Minor heirs, taxes paid, 635.50

Minor's share, how paid when small, 638.41

Names indorsed on execution, 626.103

Nondistributable property, procedure, 682.31

Nonresident aliens, real property rights, 567.1, 567.2

Notice of executor's discharge application, 638.36

**ESTATES OF DECEDENTS—Continued****Heirs—Continued**

- Notice of inheritance tax objections, 450.31
- Notice of sale or mortgage, 635.22, 635.24
- Notice to elect dower or homestead, 636.27
- Notice to elect dower or will, 636.24
- Old-age assistance, option to purchase property by repayment, 249.20
- Railroad relocated, donations returned to heirs, 480.3
- Ratable reductions, claims in disregard of will, 633.14
- Real estate, management by executor, 635.48
- Realty of decedent, judgment execution, 626.88
- Refunds, overpaid inheritance tax, 450.94, 450.96
- Removal of property without paying inheritance tax, penalty, 450.50
- Rents and profits accounting by administrator, 635.49
- Rule in Shelley's case abolished, 557.20
- Sale of land prevented in dower setoff, 636.20
- Security when creditors prejudiced by bequest, 635.19
- Shares in insurance benefits determined, 635.11
- Sheriff's deed, when made to heirs, 626.98
- Simultaneous death act, when applicable, 637.1-637.8
- State land, defective title, refund, 568.16
- Substitution as party in action, time limit, R.C.P. 15
- Succession to benefits, execution levy, 626.103-626.107
- Successor to decedent's interest, substitution in action, time limit, R.C.P. 15
- Taxes paid by executor, 635.49, 635.50
- Title of deceased patentee inherited, 636.55
- Unclaimed inheritance deposit recovered, 218.70, 636.54, 682.41
- Unknown heirs, inheritance tax, 450.93
- Waste or trespass, heir's right of action, 658.6
- Word "heir" will not enlarge life estate, 557.21
- Word not needed to convey fee estate, 557.2
- Homesteads, 425.1-425.14, 561.1-561.21
- Illegitimate child's claim for support recoverable, 675.6, 675.22
- Income tax
  - District court hearing, notice, 422.23
  - Estates and trusts, income, 422.6
  - Liability, 422.4-422.31
  - Paid before closing, 422.27
- Inheritance taxes, 450.1-450.96
- Inmates of state institutions
  - Administrator to receive property, 218.65
  - Escheat to state, procedure, 218.67-218.70
  - Estates, generally, 218.65-218.70
  - No administration, procedure, 218.66-218.70
  - Small estates, property to spouse, heirs, 218.66
- Insane persons
  - Care in hospitals, liability, 230.18
  - Compromise of lien for support, 230.29
  - Homestead occupancy, 230.28
  - Liability of, for care, 230.15, 230.18
  - Lien against homestead, 230.28
  - Nonresidents, liability for hospital care, 230.19
- Insurance
  - Assessment life, beneficiary limitation, 510.10, 510.15

**ESTATES OF DECEDENTS—Continued****Insurance—Continued**

- Carrier's negligence, not bar to action, 479.123
- Causing death forfeits benefits, 636.47, 636.49
- Exemptions, 509.12, 511.37, 512.17, 635.8
- Funeral expense, old-age assistance, 249.23, 509.2(6)
- "Heirs" includes insured's surviving spouse, 635.10
- Investment of estate funds, ch 682, *see subhead Funds above*
- Mutual insurance association, executors, 518.1
- Old-age assistance claims, 249.18(3), 249.23
- Proceeds, 635.8-635.11, 636.47, 636.49
- Proceeds exempt from debts, 635.8
- Proceeds exempt to widow, limit, 511.37
- Simultaneous death act, proceeds distributed, 637.6
- Surviving spouse deemed heir, 635.10
- Survivors take proceeds as in intestacy, 635.11
- Inventory
  - Appraisal of inventoried chattels, 635.5
  - Business continued, inventory required, 635.52
  - Contents required in inventory, 635.1
  - Delinquent inventory reported, 632.14
  - Failure to make, reported to court, 635.2
  - Filing mandatory, 635.4
  - Foreign estates, market value statement, 450.89
  - Inheritance tax inventory, time extended, 450.72
  - Required within thirty days, 635.1
  - Special administrator's inventory, 633.42
  - Supplemental inventories, 635.3
- Issue
  - Absence of issue, \$15,000 estate, 636.32
  - Definition of issue, 4.1(7)
  - Gift of limited estate not enlarged, 557.21
  - Legitimacy, marriage annulled, 598.22, 598.23
- Joint judgment holders, execution, 626.103
- Jurisdiction of district court in probate, 631.6, 631.7
- Jury, 633.19, 635.59
- Land patent to decedent, vests in heirs, 636.55
- Legacies paid or delivered
  - Bond requirements, 635.73, 635.74, 636.4
  - Failure to pay as ordered, 635.79, 635.80
  - Final report provisions, 638.34
  - Minors or incompetents, under \$200 paid, 638.41
  - Money legacies, 635.74-635.77
  - Order of payment, 635.76
  - Payment after six months, 635.75
  - Payment before six months, security, 635.73, 635.74
  - Payment to clerk when payee not found, 682.31
  - Payment when no legal guardian, 638.41
  - Property legacies delivered, security, 635.73
  - Ratable payment, 635.77, 635.78
  - Security required, exception, 635.73-635.75
  - Specific legacies, security required, 635.73
  - Unlocated heirs, 218.70, 636.54, 682.31, 682.41
- Legatees, declaratory judgments, R.C.P. 264
- Liabilities, limited partner's liabilities, 545.38
- Liability of executors and administrators, *see subhead Executors and Administrators above*
- Liens, R.C.P. 2, 7-15, *see LIENS*
- Life estates, personalty, inheritance tax, 450.45-450.47
- Limitation of actions, extension, 614.2



**ESTATES OF DECEDENTS—Continued****Limitations**

- Charitable institutions, disposal to, 633.3
  - Claims, when barred, 635.68
  - Disposal of property by will, 633.1, 633.3, 636.21
  - Final settlement, time limit, 638.4
  - Original administration, 633.47, 633.48
  - Procedure prescribed by testator, 635.1, 635.4, 635.51
  - Property not subject to disposal, 633.1
  - Recovery of real property, 635.40
  - Reopening after five-year limit, 633.48
  - Sales, private, limitation, 635.28
- Maintenance of burial lot allowed, 566.19
- Minors, guardian ad litem for, 638.37–638.40
- Mistakes corrected, 638.9
- Mortgage as personal asset, 635.18
- Mortgage of personalty, 556.11, 556.12, 635.22
- Mortgage of real estate**
- Application for authority, 635.23, 635.44
  - Approval of court required, 635.35, 635.36
  - Bond before mortgage, amount, 635.23
  - Complete record by clerk required, 632.11
  - Court may reduce or waive bond, 635.23
  - Court order to mortgage, 635.23, 635.29, 635.46
  - Debts and charges, to pay, 635.23, 635.29
  - Federal stock, mortgaging to buy, 635.41
  - Hearing on application to mortgage, 635.24
  - Homestead waiver, incompetents, 635.43
  - Liens refinanced, 635.41–635.47
  - Limitation on actions, 635.40
  - Marginal release legalized, 589.8
  - Mortgagee's interest as personal asset, 635.18
  - Mortgage invalid until court approval, 635.35
  - Notice of hearing, 635.24, 635.25
  - Personal property inadequate, ground, 635.23
  - Presumption of validity of lien, 635.37
  - Proof of service of notice required, 635.25
  - Record in foreign county, 635.38
  - Record of approval entered and certified, 635.36
  - Refinancing of liens, authority, 635.41–635.47
  - Release by foreign executors, 633.53
  - Report to court for approval, 635.33, 635.34
  - Requirements of mortgage, 635.46
  - Service of notice of hearing, 635.24, 635.25, 635.45
  - Statement of claims and personalty, 635.23
- Mortgages not due, payment notwithstanding, 635.60
- Motion for cost bond, procedure, 621.1–621.4
- "Net estate" defined in estate tax, 451.3
- Next of kin, declaratory judgments, R.C.P. 264
- Next of kin, estates opened by, 633.39
- Nondistributable funds, procedure, 682.31–682.41
- Nonresidents**
- Administrators or executors, ancillary administration, 633.33–633.35, 633.49–633.56
  - Estates probated in Iowa, venue, 604.3
  - Inheritance tax, foreign estates, 450.89–450.91
  - Motor vehicle cases, 321.499(4)
  - State tax, property included, 451.3
- Notice by posting recognized in probate, R.C.P. 369
- Notice of application for discharge, 638.36
- Notice of hearing on will probate, legalization of defects, 590.2

**ESTATES OF DECEDENTS—Continued****Old-age assistance**

- Claim against estate, 249.18–249.23
  - Claim of the second class, 249.19
  - Deduction from estate, 249.19
  - Devisee to pay suspended tax, 427.11
  - Enforcement of lien, suspended while spouse living, 249.19
  - Executor responsible, 249.21
  - Funeral expenses, 249.18, 249.23
  - Heirs to pay suspended tax, exception, 427.11
  - Homestead not exempt from lien, 249.19
  - Lien against real estate for assistance, 249.19
  - Limitation of actions, 249.20
  - Spouse's right to occupy homestead, 249.19
  - Taxes suspended or canceled, 427.8–427.10
- Opening settlement, 638.11**
- Orders in probate, application required, 638.35
- Orders, in writing, self-explanatory, 638.35
- Parents, 636.32, 636.39–636.49
- Partial distribution, 636.4
- Partition not permitted for six months, R.C.P. 270
- Partners, limited, deceased, liability, 545.38
- Payment of claims, *see subhead Claims against Estate above*
- Payment of distributive share, *see subhead Distributive Share (Dower) above*
- Peculiar circumstances, claims, equity, 635.68
- Perpetual care of decedent's cemetery lot, 566.19
- Personal property**
- Bond to defer inheritance tax, 450.47, 450.48
  - Bulk sales law not applicable, 555.3
  - Certificate of taxes paid before final closing, 682.35
  - Clerk's orders as to personal effects, 632.1
  - Compromise of personal taxes, 682.36
  - Distribution same as real estate, 636.1
  - Life estates, inheritance tax, 450.45–450.47
  - Mortgage to pay debts or preserve assets, 635.22
  - Perishable or depreciable, sale, 635.21
  - Sale or mortgage, 635.21, 635.22
  - Taxes paid, certificate, compromise, 682.35, 682.36
- Personal taxes, certificate of payment required, 682.35, 682.36
- Personalty deposit to reduce bonds, 532.3
- Possession of real estate by executor, 635.48, 635.49
- Posting of notice recognized in probate, R.C.P. 369
- Prisoners, disposal of property, 218.65–218.70
- Private sales, 635.27
- Probate court, dockets and records, 631.1–632.15
- Probate deeds, *see subhead Real Property below*
- Probate of wills**
- Actions to establish or set aside
    - Attorney for minors and unrepresented, 638.37
    - Execution conclusive until set aside, 633.38
    - Guardian ad litem appointed, 638.37–638.40
    - Guardian ad litem for minors and unrepresented, 638.7–638.41
    - Jury trial on contest, 633.19
    - Legalization of defective notice, 587.5
    - Limitation of actions, 614.1(3)
    - Notice after probate, time limit, 614.1(3)

**ESTATES OF DECEDENTS—Continued**

## Probate of wills—Continued

- Action to establish or set aside—Continued
  - Notice by publication, R.C.P. 60(e)
  - Notice of hearing, 633.20
  - Publication of notice authorized, R.C.P. 60
- Admission to probate, 632.1(4), 632.2, 633.23
- Carried into effect only after probate, 633.38
- Certificate of probate by clerk, 633.23
- Clerk's powers and duties, 632.1–632.15
- Conclusiveness of probate, 633.38
- Continuance of hearing, 633.18
- Court's power, 604.3
- Deposition, copy of will kept, 633.21
- District court, sole jurisdiction, 604.3, 604.4
- Due execution conclusive on probate, 633.38
- Evidence, admission of will, 622.26, 633.23
- Foreign wills, 633.33, 633.34
- Guardian ad litem for minors and unrepresented, 638.7–638.41
- Hearing, notice published, 633.20
- Hearings, defective notice legalized, 590.2
- Jury trial on contest, 633.19
- Legalization of defective notice, 587.5, 590.2
- Notice, publication, 633.20
- Objections to clerk's jurisdiction, 632.2
- Opening of will by clerk, 633.18
- Postponement of hearing allowed, 633.18
- Probate necessary before effective, 633.38
- Proof, oral or by deposition, 622.26, 633.21, 633.22
- Proof, person in armed forces, 633.22
- Real estate in foreign county, 633.25
- Time and place set, notice, 631.2, 633.18, 633.20
- Witnesses in armed forces, proof, 633.22
- Procedure prescribed by testator, limitation, 635.1, 635.4, 635.51
- Property subject to levy
  - Mortgaged personal property, 626.34, 635.22
  - Mortgaged real property, 635.23, 635.29
- Property transfers effective on death, tax, 450.81, 450.88
- Real property
  - Alien purchaser, when right prior to dower, 636.9
  - Appraisal, 635.5, 635.6, 635.26, 635.28
  - Bank as fiduciary, authority to hold, 532.1(4)
  - Change of title to auditor, 558.66, 606.14
  - Contingent estates, inheritance tax, 450.96
  - Contracts to convey, specific performance, 638.21
  - Conveyances
    - Court approval necessary, 635.35, 635.36
    - Deeds, absentees' estates, 634.11
    - Entry of deeds in probate record, 632.11
    - Indexing by recorder, 558.52
    - Inheritance unaffected by deed, 450.17
    - Land contracts, petition to execute, 638.21
    - Legalized, 589.11, 589.18, 589.24
    - Presumption that deeds are valid, 635.37
    - Simultaneous death act not applicable, 637.6
    - Spouse or heirs in deeds prior to 1930, 558.14
    - Taking effect at death, tax, 450.81
    - Transcripts secured from recorder, 635.39
  - Decedent's contract to purchase, 635.72
  - Deed in contemplation of death, inheritance tax, 450.3, 450.8
  - Deferred estates, inheritance tax, 450.20, 450.46, 450.48, 450.51, 450.52

**ESTATES OF DECEDENTS—Continued**

## Real property—Continued

- Dower, *see subhead Distributive Share (Dower) above*
- Exception from estate tax, 451.3
- Exception from inheritance tax, 450.2
- Execution on judgment, 626.88–626.91, 626.107
- Foreign estates, realty in Iowa, 633.35–633.37
- Heirs listed as owners, 428.6
- Homestead, 561.11–561.14, 561.18, 633.1, 633.2, 636.7, 636.22–636.30
- Homestead tax credit, 425.11
- Inheritance tax
  - Generally*, 450.1–450.96
  - Conveyance after lien ineffectual, 450.17
  - Costs as charge on estate, 450.26
  - Enforcement against realty, 450.62
  - Liens, 450.7, 450.16, 450.48, 450.52, 450.62, 450.73
  - Realty listed, 450.13
- Insane support, liens released, 230.29
- Land patent to decedent, vests in heirs, 636.55
- Liens generally, *see LIENS*
- Liens on realty refinanced, 635.41–635.47
- Life estate leased, rent recovered, 562.1
- Life estate not enlarged by word "heirs", 557.21
- Life estates, inheritance taxes, 450.45, 450.51
- Limitation on recovery, probate sale, 635.40
- Listed in probate proceedings, 632.10, 635.1, 638.34
- Listing for taxation omitted, presumption, 443.17
- Listing for taxation, owned by "heirs", 428.6
- Mortgaging real estate, 635.23, 635.29
- Old-age assistance liens, 249.19
- Partition action not permitted for six months, R.C.P. 270
- Possession by executor or administrator
  - Accounting to heirs for rent, 635.49
  - Application of proceeds, 635.49
  - Heir not present, possession taken, 635.48
  - Previously transferred realty, recovery, 635.16
  - Proceeds, old-age assistance surplus, 249.20
  - Real estate broker law not applicable, 117.7
  - Reciprocity, inheritance taxes, 450.91
  - Redemption from execution sale, 628.7
  - Remainders, inheritance tax, 450.44, 450.52
  - Rents and profits, 635.48, 635.49
  - Sale of real estate, 635.23
  - Simultaneous death act, inheritance, 637.1–637.8
  - Taxes paid, *see subhead below*
  - Term estates, inheritance taxes, 450.45, 450.51
  - Transcripts, *see subhead Transcripts below*
  - Trustees' duties, *see TRUSTEES*
- Receipt for inheritance tax necessary, 450.58
- Record of conveyances in other county, 635.38
- Record of realty orders or deeds, 631.8
- Recovering transferred real estate, 635.16
- Referees
  - Claims and counterclaims thereto decided, 635.62
  - Executor's and administrator's accounts, 638.1
  - Powers, 638.1; R.C.P. 204–214
  - Surviving spouse, share set off, 636.9–636.16
- Refunds, inheritance taxes, 450.94, 450.96
- Rents and profits, management, 562.1, 635.48–635.50

**ESTATES OF DECEDENTS—Continued**

Reports, 632.33, 632.34, 638.2, 638.3, *see subhead Executors and Administrators above*

Rules of descent, chs 636, 637, *see subhead Descent and Distribution above*

**Sale of personal property**

- Approval by clerk, 632.1(3)
- Bulk sales law inapplicable, 555.3
- City regulation not applicable, 368.6(5)
- Contemplation of death, tax, 450.8
- Debts and charges, to pay, 635.21
- Inheritance tax, sales to pay, 450.45, 450.46, 450.54
- Perishable personal effects, 635.21
- Private sale, limitation, 635.27
- Sales tax imposed, 422.42–422.59
- Transfers in representative capacity, index book, 556.11

**Sale of real estate**

- Absentees' estates, 634.7, 634.8
  - Additional bond required, 635.34(5)
  - Agreed division in place of dower sale, 636.20
  - Application for permission, 635.23, 635.44
  - Application to refinance exempt or homestead property, 635.42–635.47
  - Appraisal prior to sale, 635.26, 635.28
  - Approval of court required, 635.35, 635.36
  - Attorney for minors and unrepresented, 638.37
  - Authorized when personalty inadequate, 635.23
  - Bond on sale, amount, when posted, 635.23
  - Bond to prevent, 635.30–635.32, 636.18, 636.19
  - Bond when sale by foreign appointee, 633.35
  - Bond when sale under will, 633.35, 633.37, 635.51
  - City may not regulate, 368.6(5)
  - Clerk's certificate of approval, 635.36
  - Complete record by clerk required, 632.11
  - Contemplation of death, inheritance tax, 450.3, 450.8
  - Conveyance invalid until court approval, 635.35
  - Court may reduce or waive sale bond, 635.23
  - Court to order, when, 635.23, 635.27
  - Credit sales limited, 635.27
  - Debts and charges, to pay, 635.23
  - Desire of parties in lieu of dower sale, 636.20
  - Dower not separable, sale, 636.16–636.20
  - Escheat to state, sale, 636.53
  - Execution sales, 626.74–626.78, 626.88
  - Foreign realty, 633.34–633.37
  - Guardian ad litem for minors or unrepresented, 638.37–638.41
  - Hearing on application, 635.24
  - Limitation of actions, 635.40
  - Method of sale, 635.26, 635.27
  - Minor's realty acquired by will, 668.14
- Notice required**
- Manner of service prescribed by court, 635.24
  - Proof of service before order, 635.25
  - Publication service authorized, R.C.P. 60
- Partition not permitted while probate sale pending, R.C.P. 270
- Personalty first accounted for, 635.23
  - Personalty inadequate, sale authorized, 635.23
  - Presumption of validity, 635.37
  - Private sale, limitation, 635.27, 635.28
  - Procedure, 635.23–635.39

**ESTATES OF DECEDENTS—Continued****Sale of real estate—Continued**

- Proof of service of notice required, 635.25
  - Property not readily divisible, 636.16–636.20
  - Public auction, 635.27
  - Real estate broker law not applicable, 117.7
  - Real estate in other counties, 631.7, 631.8
  - Realty after bond breach, 635.31
  - Record, approval of court, 635.36
  - Record in foreign county, 635.38, 635.39
  - Recording foreign probate records, 633.35
  - Report to court for approval, 635.33, 635.34
  - Sale for less than appraisal barred, 635.28
  - Sale when dower not separable, 636.16
  - Specific performance, realty contract, 638.21
  - Statement of claims and personalty, 635.23
  - Transcript of conveyance filed, 635.39
  - Undistributable funds deposited with clerk, 682.31–682.33
  - Uninherited property (escheat), 636.50–636.54
  - Savings bank stock, voted by administrator, 526.18
  - Sealing of grain permitted, 544.1–544.46
  - Securing creditors to sustain will, 635.19
- Settlement of estates**
- Change of title, clerk's certificate, 558.66, 606.14
  - Compromise of inheritance tax, 450.92
  - District court, sole jurisdiction, 604.3, 604.4
  - Insane persons, estate not closed while widow or minors occupy homestead, 230.28
  - Jurisdiction of district court, 604.3, 604.4
  - Partnerships, administrator's power, 545.37
  - Title change, clerk's certificate, 558.66, 606.14
- Settlements made ex parte, reopened, time, 638.11
- Shares of stock voted, 491.55
- Simultaneous death act, 637.1–637.8
- Special administrators, 633.41–633.45
- Specific legacies, bond, 635.73, 635.74
- Spouse surviving**
- Absence of issue, \$15,000 estate, 636.32–636.38
  - Action to recover dower rights, ancient deed limitation not applicable, 614.20
  - Administration, time to apply for, 633.39, 633.40
  - Alien's rights to dower, priority, 636.8
  - Allowance for widow and children, 635.12
  - Bond to prevent sale in setting off dower, 636.18
  - Causing death of spouse, inheritance barred, 636.47
  - Communications with decedent, limitation, 622.4, 622.5
  - Conveyances before 1930, presumption, 558.14
  - Conveyances legalized, 558.14
  - Dead-man statute, 622.4, 622.5
  - Dental business of deceased continued, 153.6
  - Devise in will, presumptions, 633.2
  - Disposal of property to spouse, priority, 633.1
  - Distributive share (Dower), *see subhead above*
  - Election, dower or homestead, 636.27–636.30
  - Election, will or dower, 636.22–636.26
  - Estates opened by, 633.39
  - Estoppel by deed, exception, 557.4
  - Executors and administrators, removal petition filed, 638.29–638.32
  - Exemptions, *see subhead Exemptions above*
  - Exempt personalty set off, 635.7
  - Failure to join in conveyance, limitation, 614.15, 614.20

**ESTATES OF DECEDENTS—Continued**

Spouse surviving—Continued  
 Family occupying homestead, 561.17  
 Firemen's and policemen's pensions, 410.10, 411.1(10), 411.6  
 Guardian ad litem for insane spouse, dower set off, 636.25, 636.26  
 Heir, when construed to include spouse, 635.10

Homestead  
 Devise subject to survivor's rights, 561.14  
 Distributive share included, 636.7  
 Divorced spouse, homestead right continues, 561.16  
 Exemptions, 425.11(2), 561.19, 561.20  
 Failure to elect, homestead occupancy waived, 636.28  
 Life possession in lieu of dower, 561.12  
 Mentally incapable spouse, court election, 636.29  
 New homestead exempt, 561.20  
 Nonexempt as to old-age assistance, 249.19  
 Occupancy, 230.28, 249.19, 561.11, 561.15, 636.28  
 Possession and occupancy by spouse, 561.11  
 Referees to determine exemption, 561.8, 561.9  
 Removal of spouse or children without consent forbidden, 561.15  
 Tax credit, 425.11(2)  
 Will, not to affect homestead right, 633.1

Husband, rights coextensive, 636.6  
 Inheritance tax, 450.9, 450.10, 450.94  
 Inheritance tax lien, duty to enter, 450.16  
 Inmates of state institutions, disposition of property, 218.65–218.70  
 Insane spouse, election by court, 636.26, 636.29, 636.30  
 Insane support, limitation on county, 230.28  
 Insurance exemption, 509.12, 511.37, 512.17, 635.8  
 Insurance proceeds, considered as "heir", 635.10  
 Joint bank deposits, 528.64  
 Legal settlement, poor law, 252.16(4)  
 Life insurance, assessment, payable, 510.10  
 Limitation on cestui que trust recovery, 614.14  
 Listed in probate proceedings, 632.10, 635.1, 638.34  
 More than one spouse, shares fixed, 636.41  
 Named in first report, 635.1  
 Notice of application for final settlement, 638.36  
 Old-age assistance lien, junior to occupancy, 249.19  
 Petition for widow's allowance, 635.13  
 Poor law, legal settlement, 252.16(4)  
 Presumption attending devise to spouse, 633.2  
 Share of insurance received, 635.11  
 Simultaneous deaths, effect, 637.1–637.8  
 State institution inmates, assets for spouse, 218.66  
 Suspended taxes, nonliability, 427.11  
 Veteran's widow, tax exemption, 427.4  
 Widow's allowance, 450.12, 635.12, 635.13, 636.4  
 Will devise, presumptions, 633.2  
 Will's disposal of property, priority, 633.1  
 Workmen's compensation provisions, 85.42, 85.43

State land bought, title defect, refund, 568.16  
 Surveyor employed to set off dower, 636.11  
 Suspended taxes, charge against estate, 427.11

**ESTATES OF DECEDENTS—Continued**

Taxes  
*Generally, see TAXATION*  
 Cancellation, wrongful inheritance tax, 450.35  
 Certificate of income taxes paid, 422.27  
 Certificate of personal tax payment, 682.35, 682.36  
 Compromise of estate personal tax, 682.36  
 Deductions, inheritance tax, 450.12  
 Estate tax, 451.1–451.13  
 Homestead tax credit, 425.11(2)  
 Income tax, 422.4–422.31  
 Inheritance tax, 450.1–450.96  
 Listing for taxation, 428.1(4), 428.6  
 Minor's taxes paid, 635.50  
 Moneys and credits, deductions, 429.10  
 Payment of taxes, 635.48–635.50, 635.66  
 Presumption of five-year ownership, 443.17  
 Property listed, 428.1(4), 428.6  
 Property never assessed, presumption, 443.17  
 Refunds, inheritance taxes, 450.94, 450.96  
 Relief from appraisement, inheritance tax, 450.43  
 Sales tax, 422.42–422.59  
 Suspended taxes, charge against estate, 427.11  
 Use tax, 422.42, 423.1–423.25

Temporary executor, when appointed, 635.64  
 Testator may prescribe procedure, 635.51  
 Time computed from issuance of first letters, 633.31  
 Time for accounting, first report, 638.2  
 Time limit for closing estates, 638.4  
 Title to realty, change certified by clerk, 558.66, 606.14

Transcripts  
 Conveyance ten years old, 635.39  
 Convict's estate record, 218.69  
 Inheritance tax costs to tax commission, 450.84  
 Probate records, transcript in evidence, 633.23  
 Realty in foreign county, cost, 633.25, 633.26  
 Sale or mortgage of realty, another county, 635.38  
 Transfer of probate to another county, 631.12

Transfer in contemplation of death, inheritance tax, 450.3, 450.8

Trial  
 Claims, 635.55–635.59  
 Jury trial  
 Claims against estate, 635.59  
 Will contests, 633.19  
 Objections to dower, 636.15, 636.37  
 Objections to \$15,000 setoff to spouse, 636.37

Trustees, declaratory judgment, R.C.P. 265  
 Trustees, probate procedure applies, 633.32  
 Unclaimed inheritances, Const., Iowa, IX, 2nd, 3; 218.67–218.70, 636.50–636.54, 682.31–682.41  
 Undistributed funds deposited, 682.31–682.33  
 Unrepresented parties, guardian ad litem, 638.37–638.40  
 Use tax, liability, 422.42, 423.1–423.25  
 Verification of applications and orders, 638.35  
 Veteran's death, papers recorded free, 335.4–335.7

Violations  
 Disobedience of trust fund order, 682.30  
 Maladministration by executor or administrator, removal, 638.29(2)

**ESTATES OF DECEDENTS—Continued**  
 Widows, *see subhead Spouse Surviving above*  
 Workmen's compensation payment, 85.43, 85.44  
 Written instruments attached to claim, 635.53  
 Wrongful death of decedent, damages, 635.9

**ESTOPPEL**

Bill of lading, acceptance constitutes, 487.10  
 Corporate existence, want of, no defense, 491.65  
 County bonds, former recovery, effect, 346.21  
 Deed, after-acquired interest, 557.4  
 Drainage ditch across railroad, 455.6  
 Insurance application, not attached to policy, 511.34  
 Insurance, physician's health certificate, 511.31  
 Quieting title actions, prayer of petition, 649.2  
 Sale of goods by nonowner, 554.24(1)  
 Surety company on bond, 681.22  
 Tax deed, affidavit to quiet title, 448.15–448.17

**ESTRAYS**

Animals, 188.1–188.50  
 Lost property, 644.1–644.18

**ETHNOLOGY**

Museum in state historical building, 303.6(4)

**EUGENICS BOARD**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Created, 145.1

**District court procedure**

Absence of consent, court hearing, 145.15  
 Appeal to supreme court, 145.19  
 Appearances, how procured, 145.16  
 Attorney for patient appointed, 145.17  
 Case tried as a special proceeding, 145.17  
 County attorney to prosecute action, 145.17  
 Filing of findings, 145.16  
 Inmates assisted to appear, 145.16  
 Judgment, affirmance, effect, 145.18  
 Jury may be called to try facts, 145.17  
 Parties to action, procedural rights, 145.17  
 Summons served by sheriff, 145.16  
 Trial as a civil action at law, 145.17

Expenses, when and how paid, 145.20

**Hearing and examination before board**

Consent or lack of consent, 145.13–145.15  
 Evidence admissible, 145.4, 145.5  
 Findings, service of order, 145.10, 145.11  
 Matters considered, 145.4, 145.5  
 Notice required, service, 145.3, 145.11  
 Oaths, power to administer, 145.8  
 Order for sterilization, 145.9  
 Purpose and object sought, 145.12  
 Right to appear in person or by counsel, 145.4  
 Witnesses, subpoenas, contempt, 145.6, 145.7

Membership, ex officio, 145.1

Oaths, power to administer, 78.2(2)

**Operation requirements**

Absence of consent, court hearing, 145.15  
 Castration prohibited, 145.9  
 Consent, definition, 145.14  
 Operation, purpose, 145.9, 145.12, 145.13, 145.21  
 Performed in a safe, humane manner, 145.13

**EUGENICS BOARD—Continued**

**Operation requirements—Continued**

Physician selected, fee, 145.21, 145.22  
 Written consent, requirements, 145.13  
 Order for sterilization, 145.9  
 Persons affected by eugenics law, 145.2, 145.9, 145.12  
 Physician selected by patient, fee, 145.21, 145.22  
 Proceeding to district court when consent refused, 145.15  
 Report quarterly on defectives, 145.2  
 Separate findings in each case, 145.10  
 Service of order, how made, 145.11  
 State institution executives on board, 145.1  
**Sterilization**  
 Court procedure, 145.15–145.19  
 Inherited defective tendency, 145.9  
 Order by board after hearing, 145.9

**EVICITION**

Forcible entry and detainer, 648.1–648.23  
 Health board, power to evict, 137.14

**Housing law provisions**

Alteration of dwelling unlawfully, 413.106  
 Dwelling unfit for habitation, 413.79  
 Noncompliance, 413.117  
 Subletting of lodgings, tenant violation, 413.78  
 Waste, judgment of forfeiture, eviction, 658.2  
 Writ of possession, 646.24

**EVIDENCE**

Abstracts of evidence in equity cases, 624.5  
 Abstracts of title, 646.7–646.9; R.C.P. 272  
 Accident reports to labor commissioner, 88.12  
 Accounts, *see subhead Books of Account below*  
 Accounts deemed true on default, R.C.P. 99  
 Accused in criminal case, against himself, Const., U. S., Amend. 5  
 Acknowledged instruments, 589.1, 622.26, 622.36, 622.38  
 Acknowledgments by foreign officials, 558.23  
 Acts, part given, rest admissible, 622.19, 622.20  
 Additional evidence to correct mistakes, R.C.P. 192

**Admissions**

Interrogatories for discovery, answers used, R.C.P. 128  
 Offer to confess judgment not treated as, 677.3, 677.6  
 Pretrial conference agreement, R.C.P. 136(b)  
 Adverse possession, requirements, 564.1, 564.7  
 Aeronautics investigation reports, use, 328.12(9)  
 Affiant examined in court, 622.90; R.C.P. 141(a)  
 Amount of evidence required, 619.9  
 Appeal, requirements, 624.2–624.5; R.C.P. 340, 341  
 Arbitration board, hearings, 90.8–90.10  
 Arbitration, court supervised, 679.5  
 Arbitration hearing, industrial commissioner, 86.18  
 Armed forces, proof of wills, 633.22  
 Assignment of tax sale certificate, presumption, 446.31  
 Books and documents produced in court, R.C.P. 129, 130, 133(c), 134  
 Books and records of corporation, 491.64  
 Books and records, tax matters, copies, 446.36

**EVIDENCE—Continued****Books of account**

- Admissible as evidence, 622.28–622.30
- Assignment, rights of parties, 539.3
- Bank records, photographic copies, 528A.3
- Bill of particulars, R.C.P. 99
- Electronic records, 622.28
- Photographic copies with depositions, 622.30
- Production by subpoena duces tecum, 622.65
- Production in court, R.C.P. 129
- Trial, fact issue to referee, R.C.P. 207

**Books of science, history or art, 622.23****Burden of proof**

- Amount of proof required, 619.9
- Bill of lading, refusal to deliver goods, 487.11
- Child-placing agencies, prosecutions, 238.42
- Children's boarding home, prosecutions, 237.15
- Claims against estates, 635.58
- Commission, real estate sale, 117.30
- Compensation cases, 85.19
- Contributory negligence, certain cases, R.C.P. 97
- Fish or game shipped in, lawfully killed, 109.31
- Free pass prosecutions, 479.96
- Income tax appeals, nonresidents, 422.17(1)
- Insanity of defendant, criminal trial, 783.2
- Interurban railroads, commission order deviation, 485.6

**Local budget law hearings, 24.28****Maternity hospital law, relationship, 236.33****Milk or cream sale, proper test, 192.22****Mines, changes for safety and health, 82.122****Motor vehicles**

- Passing signal not heard, 321.301
- Plaintiff must prove negligence, 321.292
- Narcotic drugs, exception or excuse, 204.19

**Negotiable instruments**

- Cancellation, 541.124
- Holder in due course, proof, 541.59
- Poisons, burden on defendant seller, 204.19
- Presumptions, *see subhead Presumptions and Prima-Factae Evidence below*
- Proceedings to change street grade, 389.29
- Radio station, defamatory statement, 659.5

**Railroad cases**

- Free pass or ticket prosecution, 479.96
- Livestock moved with proper speed, 479.80
- Passenger service, 479.6
- Rates and charges, 479.73
- Transport of freight, 479.6
- Sales and use tax appeals, 422.55(3), 423.16
- Securities law provisions, 502.19
- Soldiers preference law trials, 70.7
- Support of poor, county controversies, 252.23
- Tax collection, five-year ownership, 443.17
- Tax deed, proof to defeat deed, 448.6, 448.7
- Telegraph company, error in message, 488.8
- Trial by jury, opening and closing arguments determined by burden, R.C.P. 195
- Trial procedure governed by, R.C.P. 191
- Warehousemen's refusal to deliver, 542.8–544.41

**Census record competent, 26.5****Certificates**

- County treasurer as to taxes, conclusive, 445.24
- Firemen, entitled to exemption, 102.2

**EVIDENCE—Continued****Certificates—Continued**

- Loss of paper certified by official, 622.48
- Receiver of land office, presumption, 622.49, 622.50
- Wills admitted to probate, 633.23

**Certified copies**

- Absence of seal, effect, 622.38
- Additional entries from time to time, 622.45
- Adoption of minors, 622.36
- Agricultural lime analysis, 201.6
- Archives, certified by curator, 303.12
- Armed forces, missing in action or death, 634.12
- Assignments on margin of mortgage record, 589.10
- Bill of sale, 556.15, 556.16
- Census records, 26.5
- Chattel mortgages, 556.15, 556.16
- Civil service commission records, 365.4
- Conditional sales contracts, 556.15, 556.16
- Endowment fund trusts, 504.21
- Instruments affecting personality, 556.15, 556.16
- Insurance, fraternal, process certificate, 512.23
- Judgment, former liquor conviction, prima-facie, 126.11
- Judicial record of other courts, 622.52–622.55

**Justice of the peace records**

- Clerk to certify when vacancy, 601.114
- Judgment and proceedings before him, 622.51
- Judgment transcribed, certified, 601.69
- Successor justice to certify records, 601.115
- Transcript of judgment for setoff, 601.59

**Land patents, state and federal, 622.41****Land records of state land office, 10.4****Legislative proceedings, page liii, Vol. I; 622.58****Lost papers and instruments, 622.37, 622.48****Maps and documents of surveyor general, 622.47****Missing in action or death, official record, 634.12****Motor vehicle department record, 321.10****Municipal court clerk, 602.21, 602.45****Notary public's protest record, 622.31****Notice to prevent easement, 564.5–564.7****Officer to furnish copies certified, 622.46****Official signatures presumed genuine, 622.51****Original entries, copies, 622.44****Plats and field notes, 622.42****Presumption not conclusive, 622.40****Process on foreign insurance company, 512.23****Public officers record of recording, 622.37****Real estate commission records, 117.13****Real estate instruments, 622.36****Recorded instruments, 622.37–622.40****Statutes, page liii, Vol. I; 622.50, 622.60****Surveyor's field notes and plats, 622.42****Tax records of county officers, 446.36****Trial court record, 624.9, 624.10; R.C.P. 340****Vital statistics, 144.48****Wills, copy from clerk, 633.25****Zoning board review return, 414.17****Certiorari, transcript, other evidence, R.C.P. 315****Character evidence, 99.14, 130.47, 622.18****Chattel mortgages, original secured from recorder, 556.16****Cigarette report, admissible, prima-facie, 98.15****City ordinances, 368.8****Civil liability no excuse from testifying, 622.13****Code, use in evidence, 14.17–14.20, 622.59, 622.60**

**EVIDENCE—Continued**

Common carrier rates, 479.20, 479.22, 479.28, 479.40, 479.71–479.74  
 Common carriers, movements, 479.80  
 Communications between husband and wife, 622.9  
 Communications, privileged, 622.7–622.11  
 Communication with person since deceased or insane, 622.4, 622.5  
 Compensation liability trial, 86.18, 86.29, 87.25  
 Competency as witness not affected by religious opinions, Const., Iowa, I, 4  
 Competent witnesses defined, 622.1  
 Comptroller's requisition, as notice, 8.12

**Conclusive evidence**  
 Acknowledgment of foreign officer, 586.1  
 Affidavits explanatory of title, 558.8  
 Attorney's license revoked or suspended, 610.24  
 Bank officer's power to pledge assets, 528.12  
 Beer container label, of content, 124.38  
 City or town plat prior to 1920, 592.3  
 Deeds executed by surviving heirs, 558.14  
 Deeds executed prior to 1940, 614.22  
 Deeds of treasurer for taxes, 448.5

**Drainage and levee districts**  
 Appeals, benefits presumed, 455.54, 455.102  
 Plans finally adopted, 455.19  
 Regularity of proceedings, 455.184  
 Fence viewers' decisions, recorded, 113.11  
 Fiduciary income tax certificate, 422.27  
 Findings of fact, 86.25, 86.29, 96.6(9), 117.41, 118.13  
 Heirs surviving, deed before 1930, 558.14  
 Highway apportionment of assessments, 311.11  
 Highway change proceedings, 306.24  
 Legalizing acts, 586.1  
 Motor vehicles, times registered, 321.114  
 Recorded instruments, not conclusive, 622.40  
 Soldiers relief commission certificate, 219.6  
 Spouse, surviving, deed before 1930, 558.14  
 State land sale, payment, 10.6  
 Tax deed, conclusive facts stated, 448.5  
 Taxes, certificate of redemption, 445.24  
 Taxes paid in special charter city, 420.236  
 Will decree, notice legalized, 587.5  
 Wills, judgments, and agreements, 587.5  
 Workmen's compensation cases, 85.3, 85.10, 85.20, 85.42, 87.12, 87.22, 87.26

Condemnation court, utilities, 397.24  
 Confidential communications, 622.7–622.11  
 Contracts required in writing, 554.4, 563.12, 622.32–622.35  
 Contracts unwritten, statute of frauds, 622.32–622.35  
 Contracts, written, oral evidence, 554.72, 622.22, 622.35  
 Contradictory statements, reporter's notes, 622.97  
 Controverted allegations, relevancy, 619.10  
 Conversations, part given, rest admissible, 622.19, 622.20  
 Conviction for felony, question, no other proof, 622.17  
 Conviction for motor vehicle offenses  
 Credibility of witness not impaired, 321.490  
 Record not admissible in civil action, 321.489  
 Conviction, record of, liquor cases, competent, 126.11

**EVIDENCE—Continued**

Copies, certified, *see subhead Certified Copies above*  
 Corporation certificates and documents from secretary of state's office, 496A.136  
 Correspondence, use in evidence, 622.19, 622.45  
 County bond defenses admissible, 346.21  
 Court records, how proved, page liv, Vol. I; 622.52–622.56  
 Court reports, foreign states, page liv, Vol. I; 622.61

**Credibility**  
 Facts shown to lessen credibility, 622.2  
 Felony conviction, interrogation, 622.17  
 Moral character, testing credibility, 622.18  
 Record of felony conviction, only proof, 622.17

Credit union records, 533.26  
 Criminal cases, ch 782, *also see CRIMINAL PROCEDURE*  
 Criminal cases, civil rules applicable, 782.1

**Criminating questions**  
 Answer cannot be compelled, 622.14  
 Answers, when not excused, 96.11(10), 622.15  
 Civil liability not sufficient to excuse, 622.13  
 Depositions, deponent protected on examination, R.C.P. 143

**Immunity**  
*Generally*, 622.15–622.17  
 Answering questions, extent, 622.16  
 Compensation trials, 96.11  
 Insurance officials, 515.136  
 Insurance trade practice hearing, 507B.13  
 Unemployment compensation, 96.11  
 Perjury, no immunity from prosecution, 622.16  
 Witness not required to answer, 622.14  
 Witness required to answer, 96.11, 622.15, 741.3

**Cross-examination**  
 Affiants on affidavits, 622.90; R.C.P. 116  
 Defendant in criminal case, limitation, 781.13

**Depositions**  
 Affiant may be cross-examined, R.C.P. 116  
 Deponent may be cross-examined, R.C.P. 148  
 Election, instead of cross-Interrogatories, R.C.P. 150(c)  
 Failure to attend, costs and attorney fees taxed, R.C.P. 157(b)  
 Interested persons, when permitted, 622.89  
 Evidence by affidavit, 622.89, 622.90; R.C.P. 116  
 Motions, affiant cross-examined, R.C.P. 116  
 Perpetuation of testimony, guardian ad litem, for his ward, R.C.P. 162  
 Witness, damages on default, R.C.P. 232(b)

Cross-interrogatories, R.C.P. 150  
 Dead-man statute, 622.4, 622.5

**Declarations against interest**  
 Decedent's entries and writings, 622.27  
 Statute of frauds, contracts in writing, 622.32  
 Declarations, part given, rest admissible, 622.19, 622.20  
 Deeds and conveyances, presumptions, 558.7, 614.22, 626.100, 635.37, 649.7  
 Default, proof required, 601.43  
 Denial, evidence admissible under, 619.10

**EVIDENCE—Continued**

## Depositions

- Admissible under rules of evidence, R.C.P. 144
- Criminating matter, R.C.P. 143
- Depositions taken conditionally, 622.3
- Exceptional cases, order for use, R.C.P. 144(d)
- Objections at examination, R.C.P. 148
- Objections, when made, R.C.P. 158(e)
- Privileged matters barred, R.C.P. 143
- Unsigned depositions, R.C.P. 149(b)
- Use at hearing or trial, R.C.P. 144

Discovery, petition for, 611.17, 611.18

## Documentary evidence

- "Best evidence", 622.37, 622.48
- Books of account, *see subhead above*
- Certified copies, *see subhead Certified Copies above*
- Cost of procuring, how taxed, 625.6
- Credit union records, 533.26
- Executive acts proved by, 622.57
- Identification in reporter's notes, 622.101
- Notarizations legalized, 586.1
- Production and inspection in court, R.C.P. 129, 130, 133(c), 134
- Surveyor general's records, 622.47

Documents called for need not be used, R.C.P. 129

Duces tecum subpoena, 622.65

Duplicate receipt from land office, 622.49

Easement in land, use of, not admissible, 563.12

Easements, requirements in evidence, 564.1, 564.7

Election contests, testimony secured, 58.5, 59.2, 61.11, 62.13, 62.16

Electronic records, 622.28

## Entries

Authentication of records, U. S., page liv, Vol. I

Books of account, 622.28–622.30

Deceased persons, 622.27

Public offices, 622.43–622.46

Writings of decedents, presumption, 622.27

Execution of instruments, duplicate proof, 622.24

Executive acts, how proved, 622.57

Exhibits in reporter's notes, proof, 622.101

## Expert witnesses

Compensation, additional, fixed by court, 622.72

Handwriting, comparisons, 622.25

Scientific or professional examinations, fees, 622.72

Failure of proof, variance, 619.9; R.C.P. 106

Felony conviction question, no other proof, 622.17

Fence viewers' decisions, record, 113.11

Field notes and plats, how proved, 622.42

Flag desecration, presumptive evidence, 32.5

Food inspection certificate, effect, 159.24

Foreign judgments, proof, page liv, Vol. I; 622.53, 622.55

Foreign unwritten law, proof, page liv, Vol. I; 622.61

Frauds, statute of, 554.4, 622.32–622.35

Garnishee, answer competent, 642.11

Guest statute, motor vehicle actions, 321.494

Habeas corpus proceedings, 663.37

Handwriting, methods of proving, 622.25

Historical works, when admissible, 622.23

Husband's or wife's testimony, 622.4, 622.7–622.9

**EVIDENCE—Continued**

## Impeachment of witnesses

Character as testing credibility, 622.18

Depositions used for, R.C.P. 144(a)

Interrogatories for discovery, answers used for, R.C.P. 128

Reporter's notes or transcript, 622.97

Incrimination, *see subhead Criminating Questions above*

Inferior courts, proceedings presumed regular, 622.56

## Instruments

Adoption of minors, 622.36

Certified copies, *see subhead above*

Copies, when admissible, 622.37, 622.48

Denial of execution, how proved, 622.24

Part given, rest admissible, 622.19, 622.20

Real estate, affecting, 622.36

Signer entitled to inspection, R.C.P. 100

Written controls printed, 541.17(4), 622.21

Interest in action, not to exclude witnesses, 622.3

Interrogatories for discovery, objection if offered, R.C.P. 123

Interurban railroad rates, 479.36

Intoxicating liquor, reputation, 123.67, 126.17, 128.6, 128.40, 130.47

Introduction at trial, order, R.C.P. 191

Investigation reports, aeronautics commission, 328.12(9)

Judge as witness, postponement, 622.12

## Judicial notice

Cities and towns, change in name, 362.37

Commerce commission seal, 474.7

Distance to place of service, R.C.P. 53

Ordinances on appeal from inferior courts, 367.8

Original notice, return of service, R.C.P. 59(a)

Pleading not necessary, R.C.P. 94

Pretrial conference, facts settled, R.C.P. 136(d)

Sanitary districts duly organized, 358.11

Soil conservation committee seals, 467A.4(1), 467A.7(9)

Statutes need not be pleaded, R.C.P. 94

Juror challenges, evidence heard, R.C.P. 187

Justice court must rule on objections, 601.52

Land office certified copies, presumptive, 10.4

Legislative proceedings, how proved, page liv, Vol. I; 622.58

Letters, use in evidence, 622.19, 622.47

Libel cases, retraction requirements, 659.2–659.4

Liquor cases, reputation as evidence, 123.67, 126.17, 128.6, 128.40, 130.47

Lost or destroyed record, proof required, 647.3

Lost public record, official certificate, 622.48

Maps and charts, impartial publications, 622.23

Maps and records, U. S. surveyor general, 622.47

Master's power to require on hearing, R.C.P. 209

Microfilm copies, tax records, admissible, 422.61

Mistake, additional testimony to correct, R.C.P. 192

Mitigating facts, proof allowed, 619.7, 619.8, R.C.P. 97

Moral character admissible on credibility, 622.18

Mortgage by executor, regularity, 635.37

Mortgage by guardian, regularity, 668.22



**EVIDENCE—Continued**

Motor vehicle accident report, not admissible in civil case, 321.271  
 Motor vehicle operator's record, 321A.11  
 Newly discovered evidence, ground to vacate judgment, R.C.P. 252(f)  
 Notarial certificate of protest, 622.31  
 Notary public's signature, presumptions, 622.91  
 Notice to prevent easement, how proved, 564.7

Offer to confess judgment  
 Admission, not considered as, 677.3, 677.6  
 Inadmissible on trial, 677.3, 677.6, 677.13  
 Mention of offer, not to be made on trial, 677.9, 677.13  
 Nonaccepted offer treated as withdrawn, 677.9

Officers proceedings presumed regular, 622.56  
 Oil or gas lease, forfeited, record inadmissible, 84.6

Oral evidence  
 Dead-man statute, 622.4, 622.5  
 Foreign unwritten law, proof, 622.61  
 Ordinary actions, exception, 624.1  
 Unwritten contract established, 622.35  
 Usages and customs, written contracts, 554.72

Ordinances of city or town  
 Book form publication admissible, 366.7  
 Judicial notice taken on appeal, 367.8  
 Justice court, pleaded and proved generally, 420.38  
 Transcripts or printed copies received, 622.62

Ordinances, sanitary districts, 358.14  
 Ordinary actions, oral or by deposition, 624.1, 624.2

Original entries, competent evidence  
 Books, writings, records, 622.28  
 Copies of original entries, book of, 622.44, 622.45  
 Judicial record produced, 622.52

Parol evidence, statute of frauds, 554.3, 554.4, 563.12, 622.32–622.35

Part offered, rest admissible  
 Interrogatories for discovery, use of answers, R.C.P. 128  
 Writing, conversation, letters, 622.19

Party to action, not to exclude witness, 622.3  
 Party to unwritten contract made witness, 622.35  
 Past acts, admissible, sexual psychopath commitment hearings, 225A.10  
 Patents for land, how proved, 622.41  
 Performance of a legal duty, 622.27  
 Perpetuating evidence, service in chattel mortgage foreclosure, 652.9

Perpetuating testimony  
 Actions at common law preserved, R.C.P. 159  
 Affidavit filed with clerk, 622.96  
 Appeal pending, R.C.P. 166  
 Application before action, R.C.P. 160  
 Chattel mortgage foreclosure, 652.9  
 Conditionally taken depositions, 622.6  
 Court orders, R.C.P. 163  
 Dead-man statute, to avoid, 622.6  
 De bene esse, 622.6  
 Discovery, not permitted, R.C.P. 163, 166  
 Facts shown by affidavit, preserved, 622.96

**EVIDENCE—Continued**

Perpetuating testimony—Continued  
 Guardian ad litem, R.C.P. 162  
 Hearing upon application, R.C.P. 163  
 Notice on expected adverse party, R.C.P. 161  
 Taking and filing testimony, R.C.P. 164  
 Use in later action, R.C.P. 165

Personal transaction with person since deceased or insane, 622.4, 622.5

Photographic copies  
 Bank records, 528A.3  
 Books of account, 622.30  
 Credit union records, 533.26  
 Tax records, 422.61(4)

Physician, in compensation cases, competent, 86.38  
 Plats and field notes, how proved, 622.42  
 Pleadings amended to conform to evidence, R.C.P. 88, 106

Presumptions and prima-facie evidence  
 Abandonment of contract for deed, 558.5  
 Accounts verified deemed true unless denied, R.C.P. 99, 232  
 Acknowledgments legalized, 589.1  
 Advertising marks, registration, use, 548.3  
 Affidavits explanatory of title, 558.8  
 Affidavits, official character of officer, 622.91  
 Affidavits, perpetuating proof, 622.95, 622.96  
 Agricultural lime, 201.6  
 Appeal bonds, approval presumed, 682.9(1)  
 Appraisalment in estates, value presumed, 638.7  
 Armed forces, death or missing in action, 634.12  
 Assignment, original entry, legality, 558.7  
 Assignment shown in tax deed, 446.31  
 Blind, clothing furnished, certified, 270.4  
 Bonds on appeal, approval presumed, 682.10  
 Books and papers, notoriety or interest, 622.23  
 Bucket shops, evidence of violation, 552.11  
 Burden of proof, *see subhead above*  
 Cemetery lots, abandonment, 566.21  
 Certificate of registration of trade-mark, label, or advertisement, 548.3  
 Certified copies, soil conservation district establishment, 467A.5(9)  
 Chain store tax certificate, 424.13(3)  
 Chain store tax notice, 424.8  
 Child-placing agency bond, damages, 238.35  
 Cigarette tax permit and audit, 98.13(10), 98.15  
 Civil engineer's certificate, 114.16  
 Coal, carload weight, certificates, 479.107  
 Coal mine as hazardous business, 87.12  
 Commerce commission, findings, 474.35, 474.40  
 Common carrier, rate discrimination, 479.20, 479.28, 479.71–479.74  
 Conclusive evidence, *see subhead above*  
 Condemnation, title in condemner, 472.41  
 Consideration in written contracts, 537.2, 541.24  
 Contract for deed, abandonment, 558.5  
 Co-operatives, stock value, 499.43  
 County votes on bond issue, regularity, 345.14  
 Court proceedings regular, 622.56  
 Cream test, money payment as, 192.20  
 Deaf, clothing furnished, certified, 270.4  
 Death of person in armed forces, certificate, 634.12  
 Deceased person's entries and writings, 622.27  
 Decedent, unreported property taxed, 443.17

**EVIDENCE—Continued****Presumptions and prima-facie—Continued**

- Deeds
  - Abandonment of contract for, 558.5
  - Ancient, spouse described, 558.14
  - Assignment of certificate of entry, 558.7
  - Executors and administrators, validity, 635.37
  - Guardians for minors, validity, 668.22, 668.23
  - Legalizing old deeds, 614.22, 649.7
  - Name variations, presumption, 558.6
  - Recitals, when deemed true, 649.7
  - Sale of realty by fiduciaries, regularity, 635.37, 668.22
  - Sheriff's deed on execution, regular, 626.100
- Depositions duly certified, 622.91; R.C.P. 144, 152
- Devise to spouse, presumptions, 633.2
- Drainage and levee districts
  - Appeals, benefits presumed, 455.54, 455.102, 455.184
  - Public benefits presumed, 455.52, 455.54, 455.71, 455.152
  - Regularity of proceedings, 455.184
- Electric transmission line, negligence, 489.15
- Eminent domain title in condemner, 472.41
- Estate appraisal values, 638.7
- Estate sale or mortgage of land, proceedings regular, 635.37
- Express schedules of rates, 486.4
- Fish and game laws, 109.3, 109.37
- Food inspection certificate, 159.24
- Foreign laws published, 622.59
- Garnishee, nonappearance, presumed indebted, 642.9
- Historical works, 622.23
- Holder in due course, 541.59
- Houses of ill fame, 99.4, 99.14
- Income tax certificate, 422.17
- Insane patients, support, 230.16, 230.19
- Insane person, recovery, record, 226.21
- Insane persons, county of settlement, 230.4
- Insurable value, amount in policy, 515.96, 518.23
- Intoxicating liquors
  - Attempt to destroy, 126.25
  - Possession of or under control, 126.23
- Judgment, former liquor conviction, 126.11
- Labels, registration, right to use, 548.3
- Land office certified records, 622.50, 622.51
- Land surveyor's certificate, 114.16
- Laws published, presumptive evidence, 622.59
- Legislative and executive acts, 622.57, 622.58
- Lime, agricultural, analysis, 201.6
- Lime, agricultural, nonlicense possession, 201.6
- Liquor found in conveyance, knowledge, 127.11(4)
- Live stock shipments, damage action, 479.80
- Maps and charts, 622.23, 622.47, 622.51
- Mattresses, used material in, 209.7
- Missing in action, presumption of death, 634.12
- Mortgage by fiduciaries, regularity, 635.37, 668.22
- Motor vehicle law, knowledge of altered number, 321.81
- Names, variation in name or initials, 558.6
- Negotiable instruments
  - Consideration presumed, 541.24
  - Construction of instruments generally, 541.17
  - Date thereon deemed true date, 541.11

**EVIDENCE—Continued****Presumptions and prima-facie—Continued**

- Negotiable instruments—Continued
  - Delivery by prior parties valid, 541.16
  - Holder having lien is holder for value, 541.27
  - Holder is holder in due course, 541.59
  - Indorsement at place instrument dated, 541.46
  - Indorsers liable in order of indorsements, 541.68
  - Lienholder a holder for value, 541.27
  - Negotiation made before overdue, 541.45
  - Order of liability of indorsers, 541.68
  - Party for value by signature, 541.24
  - Signature as authority to fill blanks, 541.14
  - Signature, when an indorsement, 541.63
  - Signer of instrument is party for value, 541.24
  - Signer out of place, 541.17(6), 541.63
  - Signers, jointly and severally liable, 541.17(7)
- Notarial certificate of protest, 622.31
- Notarial seals of nonresidents, 558.15
- Notary public's signature genuine, 622.31, 622.91
- Officers taking depositions, 622.51, 622.91
- Original entry, assignment presumed legal, 558.7
- Perpetuating evidence affidavit, 622.96
- Practicing professions under practice act, 147.93
- Printed copies of laws, 622.59
- Proceedings of officers and courts, 622.56
- Professional license, right to practice, 147.6
- Proof of loss of buildings insured, 515.98
- Protest of notary public, 622.31
- Publication by disinterested persons, 622.23
- Public records, signature of officers, 622.51
- Railroad cases
  - Rate discrimination, 479.20–479.22, 479.28, 479.40, 479.45, 479.71–479.74
  - Rebate or drawback as showing violation, 479.28
  - Schedules as showing unjust charges, 479.71–479.74
  - Stock train, timetable not proof of proper speed, 479.80
- Rebutting presumptions
  - Recorded instruments, copies, 622.40
  - Tax deeds, 448.6, 448.7
  - Transcripts of records, 622.40
- Recorded instrument without seal, 622.38
- Retail sales tax certificates, 422.58(4)
- Sale of goods, delivery by seller, 554.20(4)
- Sales for use in Iowa, 423.5, 423.18
- Sales tax, registered mail notice, 422.57, 424.8
- Scientific works, 622.23
- Seal on recorded document, 622.38–622.40
- Securities act, sale conclusive, 502.3(3)
- Service of original notice presumed from delivery, R.C.P. 49
- Sheriff's execution sale deed, 626.100
- Signature and seal, officers, depositions, affidavits, 622.91
- Signature of officer certifying copy, 622.51
- Soldiers relief commission certificate, 219.6
- Spouse described in ancient deeds, 558.14
- State land payment, 10.6
- Statutes, printed copies, 622.59
- Street assessment hearings, service of notice, 417.11
- Surveyor general's documents, 622.47, 622.51

**EVIDENCE—Continued**

Presumptions and prima-facie—Continued  
 Survey, record of county surveyor, 355.1, 355.5–355.7  
 Tax collection, five-year ownership by decedent presumed, 443.17  
 Tax deeds  
 Assignment in deed presumed, 446.31  
 Conclusive facts stated, 448.5  
 Facts presumed stated, 448.4  
 Force and effect of a treasurer's deed, 420.244  
 Tax questions voted, irregularity, 345.14  
 Tax redemption notice, affidavit, 447.12  
 Tax sale certificate of purchase, assignment, 446.31  
 Telegraph and telephone negligence, 488.8  
 Title affidavits, presumption, 558.8  
 Trade-marks, registration, right to use, 548.3  
 Transmission lines, electric, negligence, 489.15  
 Use tax, sale for delivery in state, 423.5  
 Veteran's administration certificate, guardianship, 672.21  
 Vital statistics records, 144.48  
 Walls in common, when presumed, 563.3  
 Ward's transactions presumed fraudulent, 670.10  
 Warehouses, products restored, 543.17  
 Will devise to spouse, presumptions, 633.2  
 Wills, surviving spouse's consent, 636.25  
 Workmen's compensation, 85.8, 85.10, 85.19, 85.20, 85.42, 87.12, 87.22, 87.26  
 Written contracts, 537.2, 541.24  
 Prima-facie evidence, *see subhead Presumptions and Prima-Facie Evidence just above*  
 Printed executive acts and laws, how proved, page liv, Vol. I; 622.57–622.62  
 Printed parts controlled by writing in contracts, 622.21  
 Private writings, acknowledged, admissible, 622.26  
 Privileged communications  
 Accident reports  
 Commerce commission, 474.46  
 Labor commissioner, 88.12  
 Motor vehicle reports, 321.271  
 Accountants, 116.15  
 Aeronautics commission and employees, 328.12  
 Attorneys, 610.14(4), 622.10  
 Bank examinations, 524.19  
 Banks, trust or loan companies, tax commission hearings, special provision, 421.17(7)  
 Certified public accountants, 116.15  
 Child-placing agency records, 238.24  
 Clergymen, 622.10  
 Clerks and stenographers, 116.15, 622.10  
 Commerce commission, accident reports, 474.46  
 Counselors, 622.10  
 Dead-man statute, deposition exception, 622.4–622.6  
 Dependent child aid, records, 239.10  
 Depositions, de bene esse, 622.6  
 Depositions, protected on examination, R.C.P. 143  
 Disabled persons aid records, 241A.16  
 Employees to keep, exemption, soldiers preference law, 70.8  
 Husband and wife, exceptions, 622.7–622.9, 731.2  
 Inheritance tax records, 450.68

**EVIDENCE—Continued**

Privileged communications—Continued  
 Labor commissioner's accident reports, 88.12  
 Liquor permits, individual, 123.17  
 Maternity hospital records, 236.28  
 Mental examination of party to action, waiver, R.C.P. 133  
 Minister of the gospel or priest, 622.10  
 Motor vehicle department records, 321.11  
 Narcotic drug records, 204.17  
 Old-age assistance records, 249.44  
 Old-age medical assistance records, 249A.18  
 Physical examination of party to action, waiver, R.C.P. 133  
 Physicians and surgeons, 86.38, 147.111, 622.10  
 Priests, 622.10  
 Professional persons, 622.10  
 Public officers, 622.11  
 Soldiers preference, exception in position of confidential relationship, 70.8  
 Soldiers relief records, 250.10  
 Stenographers, 116.15, 622.10  
 Surgeons, 622.10  
 Tax commission, 421.17(7), 422.65  
 Unemployment compensation records, exceptions, 96.11(7)  
 Venereal disease records, 140.28  
 Waiver of privilege, 622.10  
 Workmen's compensation examination, 86.38  
 Wounds by criminal violence, exception, 147.111, 147.112  
 Production of books and records in court, R.C.P. 129, 130, 133(c), 134  
 Professional entries or writings, 622.27  
 Proof, failure, variance, R.C.P. 106  
 Proof required to sustain pleadings, 619.9; R.C.P. 106  
 Public officer, records or certified copies admissible, 622.37  
 Public records, proof, *see subhead Certified Copies above*  
 Public writing, seal affixed, admissible, 622.60  
 Railroad livestock actions, 479.80  
 Railroad rates, 479.20–479.22, 479.28, 479.40, 479.45, 479.71–479.74  
 Real estate commissioner, sealed records, 117.13  
 Real property, recovery actions, 646.3–646.12  
 Rebutting evidence, on the trial, restrictions, R.C.P. 191(d)  
 Record of missing in action or death, official, 634.12  
 Regularity of officers and courts presumed, 622.56  
 Religious opinions not to prevent competency as witness, Const., Iowa, I, 4  
 Reporter's notes as evidence  
 Authorized use, 622.97  
 Certification, 622.99  
 Identification of exhibits, 622.101  
 Sworn verification after retiring, 622.100  
 Transcript must be complete, 622.99  
 Reputation, general  
 Enforcement of liquor lien on property, 126.16  
 Houses of ill fame, 99.14  
 Knowledge of liquor nuisance, 128.40  
 Liquor nuisance injunction cases, 123.67, 128.6  
 Sobriety, other conditions, liquor cases, 130.47  
 Scientific works, evidential value, 622.23

**EVIDENCE—Continued**

Seals  
 Absence on recorded documents, presumption, 622.38  
 Deposition or affidavit, officer taking, 622.91  
 Foreign court records attested, 622.55  
 Judicial record certified, with official seal, 622.52, 622.53  
 State or county, affixed to copy, 622.60

Self-incrimination, *see subhead Criminating Questions above*

Sexual psychopath commitment hearings, past acts admissible, 225A.10

Shoplifting, 709.21

Signature, evidential use  
 Authentication of acknowledgment, form, 558.25  
 Authentication of foreign officer's acknowledgment, 558.29  
 Certificate to certifying officer's signature, 558.22  
 Denial by subscribing witness, other proof, 622.24  
 Denial, proof by other evidence, 622.24  
 Depositions and affidavits, officer taking, 622.91; R.C.P. 152  
 Foreign country records, authentication, 622.55  
 Handwriting comparisons by experts, 622.25  
 Judicial records certified, 622.52–622.55  
 Justice of the peace, certified by clerk, 622.54  
 Mark, signing by, 4.1(18)  
 Negotiable instruments, 541.18–541.23  
 Notarial certificate of protest, prima-facie, 622.31  
 Official signatures presumed genuine, 622.41–622.51, 622.103; R.C.P. 153  
 Sheriff's proof of service, judicial notice taken, R.C.P. 59(a)  
 Wills, soldiers', proof, 633.22

Simultaneous deaths, evidence of survivorship uncertain, 637.1–637.8

Slander, proof of malice, 659.6

Sobriety, other conditions, liquor cases, 130.47

Statute of frauds  
 Circumstances taking out of statute, 622.32  
 Contract not denied in pleadings, 622.34  
 Contracts required to be in writing, 622.32  
 Maker's oral evidence proves contract, 622.35  
 Sales law provisions, 554.4  
 Walls in common, agreements, 563.12

Statutes, printed copies admissible, 622.59, 622.60

Subpoenas to witnesses, 622.63–622.68

Subscribing witness denies execution, proof, 622.24

Tax deeds admissible, 420.244, 446.31, 448.4, 448.5

Tax sales, redemption or payment, 446.36

Testing credibility of testimony, 622.2, 622.18

Transaction with person since deceased or insane, 622.4, 622.5

Transcript of ordinances received in evidence, 622.62

Transcript of record, 622.40, 622.97–622.101, 633.23

Understanding of parties to agreement, 622.22

Unemployment compensation appeals, 96.6(9)

Unwritten contracts established orally, 622.35

Variance between pleading and proof, 619.9; R.C.P. 196

Vital statistics record, presumptive evidence in all courts, 144.48

Walls in common, written agreements, 563.12

**EVIDENCE—Continued**

Whole of writing or conversation, 622.19

Wills, authenticated record of probate admissible, 633.23

Wills, how proved, 622.26, 633.21

Wills, persons in armed forces, proof, 633.22

Wills, record in foreign county, admissible, 633.25

Witnesses  
 Civil actions, 622.1–622.20, 622.63–622.90, *also see WITNESSES*  
 Criminal cases, ch 781, *also see CRIMINAL PROCEDURE; WITNESSES*

Workmen's compensation cases  
 Books and papers, examination of, 86.22  
 Jury cases, record only competent, 87.25  
 Physician, examination of employee, 86.38  
 Witnesses, attendance, testimony, 86.22

Writing  
 Denial of execution, how proved, 622.24  
 Detached parts given, others received, 622.20  
 Whole competent when part offered, 622.19  
 Written part of instrument controls printed, 541.17(4), 622.21

Writings called for need not be used, R.C.P. 129

Writings, requirements, 622.19–622.21, 622.25–622.27

Written contracts  
 Negotiable instruments, written controls printed part, 541.17(4)  
 Part written, part printed, former controls latter, 622.21  
 Sales law, variation by oral obligation, 554.72  
 Statute of frauds, 554.3–554.5, 563.12, 622.32, 622.34  
 Understanding in a different sense, what prevails, 622.22

Written law, seal affixed, admissible, 622.60

Zoning certiorari trial, 414.18

**EXAMINATION**

Discovery and inspection, R.C.P. 121–134

Estates of decedents, discovery of assets, 635.14

Evidence, use of examinations under interrogatories filed, R.C.P. 128

Examiners, "master" in equity cases included, R.C.P. 207

Executors and administrators, accounts, 638.5

Garnishee, court examination, 642.7

Insolvency proceedings, debtor subject to, 681.19

Interrogatories filed, oral examination, R.C.P. 125–128

Judgment debtor, 622.15(13), 630.1–630.19

Mental or physical examination of party to action on court order, R.C.P. 132–134

Professions and practitioners, chs 114, 115, 147–158, *see specific profession*

Public accounts, 2.47, 79.8

Taxpayer, assessments, 441.17

**EXAMINATION OF STATE ACCOUNTS**

*See 67.1–67.4, also AUDITOR OF STATE*

**EXCEPTED PERILS**

Risk, nonassumption, 85.7, 85.8, 85.15, 85.19, 88.14, 477.16, 479.125

**EXCEPTIONS**

Bill of, when necessary, 624.9–624.11  
 Boundary dispute, commissioner's report, 650.12  
 Certification of exceptions, R.C.P. 241  
 Criminal cases, 786.1–786.9  
 Definitions, R.C.P. 180  
 Deposition provisions, 622.97; R.C.P. 158, 164, 180  
 Error in interlocutory ruling not waived by proceeding to trial, R.C.P. 331(b)  
 Errors in decision, time, 611.12  
 Failure to take waived error, 611.12; R.C.P. 180  
 Form, grounds, R.C.P. 180  
 Inspection of original paper, R.C.P. 100, 341  
 Instructions of court, R.C.P. 196  
 Material points only regarded, 624.15  
 Pleading right founded upon, R.C.P. 93  
 Prejudicial error only considered, 624.15  
 Referee's report, authorized, R.C.P. 213  
 Reporter's certified report, 624.9, 624.10  
 Rulings and orders, unnecessary when previously objected to, R.C.P. 180  
 Signing bill of, judge or others, R.C.P. 241  
 Supreme court, only material points, 624.15  
 Time of filing generally, R.C.P. 241  
 Time of filing to depositions, R.C.P. 158  
 Time to take in court, 611.12; R.C.P. 180  
 Transcript of bill of exceptions, R.C.P. 241

**EXCHANGE**

Brokers, *see* **BROKERS**  
 Co-operative exchanges, 497.1, 498.2, 498.34, 499.6,  
*see* **CO-OPERATIVE ASSOCIATIONS**  
 Insurance exchanges, 520.1–520.22  
 Public bond for indebtedness, 75.9

**EXCLUSIVE PRIVILEGE LAWS**

Constitutional provisions, Const., Iowa, I, 6; III, 30; VIII, 12

**EXCURSIONS**

Railroad rates, 479.24

**EXECUTIONS**

Abandonment of levy, 626.94  
 Actions against sheriff  
   Limitation, 614.1(4), 626.53  
   Summary judgment, R.C.P. 239  
 Additional levy permitted, 626.94  
 Advancement to protect lien, 629.1–629.3  
 Affidavit, death of judgment holder, 626.105  
 Affidavit of loss, new writ issued, 626.4, 626.5  
 Appearance docket, entry required, 606.12  
 Appearance of garnishee, R.C.P. 54(b)  
 Appraisal, procedure, 626.32, 626.93, 627.15  
 Arbitration award enforcement, 679.13  
 Authority for executions, 626.1  
 Auxiliary proceedings  
   Affidavit as to property, 630.2  
   Answers of defendants verified, 630.17  
   Arrest of defendant, when authorized, 630.11, 630.14  
   Bond to assure examination appearance, 630.15  
   Concealment of debtor, warrant of arrest, 630.14  
   Contempt order for nonobedience, 630.11, 630.12

**EXECUTIONS—Continued**

Auxiliary proceedings—Continued  
 Continuance of proceedings, 630.10  
 Costs taxed as in other cases, 630.13  
 Court order for debtors appearance, 630.1–630.3  
 Equitable interests sold, 630.8  
 Equitable proceedings, 626.33, 630.16–630.19  
 Evidence, crimination no excuse, immunity, 622.15(13), 622.16  
 Examination of judgment debtor, 630.4  
 Failure to testify, obey order, 630.11, 630.12  
 Judgment debtor examination, 630.1–630.5  
 Justice transcript, execution nulla bona, 630.1  
 Lien created on notice, 630.18  
 Property disposed of by court order, 630.6  
 Receiver, sheriff appointed, compensation, 630.7–630.9, 630.13  
 Surrender of property enforced, 630.19  
 Transfer of property may be enjoined, 630.7  
 Unsatisfied execution, return, 630.1  
 Warrant, arrest of debtor, bond, 630.14, 630.15  
 Witnesses ordered to appear and testify, 630.5  
 Boat or raft seizure, 667.8, 667.10  
 Bonds  
   Exempt property levied on, 626.50–626.57  
   Judgment debtor, attend for examination, 630.15  
   Justice court bonds, 626.57  
   Mortgaged personalty levied on, 626.34–626.49  
   Principal and surety, order of liability, 624.23, 626.17–626.19, 626.64; R.C.P. 224  
   Proceedings auxiliary to execution, 630.15  
   Stay of execution, 626.58–626.68  
   Subrogation of surety's rights, 626.19  
   Supersedeas bonds, R.C.P. 337, 338  
   Survivors of deceased judgment holder, 626.104  
 Choses in action assigned by officer, 626.21  
 Contempt proceedings, 665.8, 665.9  
 Contest of labor claim, procedure, 626.72  
 Copy of judgment served to force performance, 626.15  
 Costs, execution for, R.C.P. 215, 218  
 Costs of frivolous criminal complaint, 760.4  
 Countermand on filing appeal bond, 686.10, 686.11  
 Damages to property between sale and delivery, 626.101  
 Death of defendant after judgment, 626.88–626.91  
 Death of judgment holder, procedure, 626.103, 626.106  
 Death of part of defendants, effect, 626.107  
 Decedent's realty, procedure, 626.88–626.91, 626.107  
 Deeds, 626.95–626.100, *see subhead Sales below*  
 Default judgments on published notice, retrial, R.C.P. 251  
 Defendant's debtors may pay sheriff, 626.23  
 Delay in court records not to prevent, 604.39  
 Delivery of possession, 626.14  
 Diligence in levying required of officer, R.C.P. 258  
 Disabled persons, aid exempt, 241A.7  
 Discharge of execution  
   Abandoning levy on unsold property, 626.94  
   Heirs of decedent not indorsed, 626.106  
   Mortgaged personal property, 626.36, 626.38, 626.45  
   Notice of ownership, bond, 626.52, 626.55  
   Person indebted to execution defendant, 626.23  
   Quashing execution, 626.106

**EXECUTIONS—Continued**

## Discharge of execution—Continued

- Stay of execution, property released, 626.63
- Without sale, 626.38
- Distress warrant garnishment, tax commission, 626.29–626.31
- Duty to point out property, 626.18
- Election contest judgments, 61.12, 62.13, 62.25
- Encumbrance book, entry of levy, 626.9, 626.20, 639.28
- Enforcement of judgments by execution, 626.1
- Equitable proceedings, 626.33, 630.16–630.19
- Executor or administrator as defendant, 635.80, 638.13, 638.22
- Executors or administrators, summary judgment, 635.80
- Exemption, city employees group insurance, 365A.9
- Exemptions, 97B.39, 241A.7, 627.1–627.18
- Exemptions, national guardsman's equipment, 29.41
- Exemptions, notice to levying officer, 626.50
- Failure to claim exemptions, notice, 627.3
- Fee bill execution for court costs, 626.108
- Fees for issuance and service, 337.11(6, 8, 10), 601.128(16), 601.129(4, 7–10), 606.15(11)
- Fines collected, 420.36
- Forcible entry and detainer, 648.21, 648.22
- Foreclosure of pledges, realty, 653.8, 654.6
- Form and contents of execution, 626.12–626.15
- Franchise of corporation subject to levy, 491.63
- Garnishment, 626.26–626.28, 642.20; R.C.P. 54
- Goods in possession of bailee, 554.40
- Goods, nonnegotiable transfer, 554.35
- Grounds for levy
  - Arbitration award, 679.13
  - Authority in general, 626.1
  - Costs, fee bill execution, 626.108; R.C.P. 215, 218
  - Fees due clerk of supreme court, 685.4
- Group insurance benefits exempt, 365A.9
- Holder of judgment dead, procedure, 626.104, 626.105
- Homestead, platting by officer, 561.5
- Indemnifying bonds, *see subhead Bonds above*
- Indorsement by officer, 626.17; R.C.P. 259
- Indorsement of judgment holder's death, 626.103, 626.106
- Insurer's liability, nulla bona return, 516.1–516.3
- Issuance
  - Affidavit of loss, duplicate issued, 626.4
  - Authority in general for issuance, 626.1
  - Clerk to issue on demand, 626.7
  - Lost writ, duplicate issued, 626.4
  - Lost writ expired, new writ issued, 626.5
  - Number of writs allowed, 626.3, 626.94
  - Occupant's petition to prevent, 560.1–560.7
  - Other counties, as party directs, 626.2, 626.9
  - Record of issuance kept by clerk, 626.8
  - Sunday, affidavit of necessity, 626.6
  - Supreme court may order, 686.14, 686.15, 686.18
  - Time allowed for issuance, 626.2
  - Two-year special limitation, 615.1
- Joint property, action, interest determined, 626.33
- Judgments
  - Agreement by issuance, R.C.P. 226
  - Confession of, 676.4
  - Debtor examined, 626.20(18), 630.1–630.19

**EXECUTIONS—Continued**

## Judgments—Continued

- Enforced by execution, 626.1
- Levied upon, 626.22
- Retrial publication notice, R.C.P. 251
- Justice court cases, 601.72
- Justice court, motion to release exempt funds, R.C.P. 362
- Labor claim priority, 626.69–626.73
- Levy of execution
  - Action by officer to collect, R.C.P. 258
  - Acts done, indorsed on return, R.C.P. 259
  - Amount to be levied upon, R.C.P. 258
  - Bond with notice of ownership, 626.50–626.55
  - Corporate franchise, levy and sale, 491.63
  - Corporate property before stockholders, 491.59
  - Corporate stock levied upon, 626.25, 639.22
  - Costs of officer from sale proceeds, R.C.P. 258
  - Creditor of debtor may pay officer, 626.23
  - Date of levy indorsed on writ, R.C.P. 259
  - Death of judgment holder, procedure, 626.104
  - Diligence in making required, R.C.P. 258
  - Discharge, *see subhead above*
  - Duty to levy on debtor's property, 626.50; R.C.P. 258
  - Failure to make indorsement, R.C.P. 259
  - Foreign county real estate levies, 626.9–626.11
  - Garnishment provisions, 626.26–626.31, 642.1–642.20; R.C.P. 54(b)
  - Indorsements to be made, R.C.P. 259
  - Inventory or description, R.C.P. 260
  - Joint property levied upon, 626.30, 626.31
  - Judgments, how levy made, 626.22
  - Lien created when made, R.C.P. 260
  - Municipal corporation, against, tax, 626.24
  - Mutual judgments set off, 601.57–601.67
  - Notice by recorded transcripts, R.C.P. 260
  - Notice of ownership, bond, 626.50–626.55
  - Partnership property levied on, 626.30, 626.31
  - Performance of certain acts, 626.15
  - Personalty, options as to method, R.C.P. 260
  - Possession taken of personalty, R.C.P. 260
  - Principal and surety, order, 626.17–626.19
  - Proceeds, R.C.P. 258
  - Property of third person, 626.50–626.55
  - Property subject to levy, *see subhead below*
  - Real estate, encumbrance book entry, 626.9, 626.20, 639.28
  - Receipts or payments indorsed, R.C.P. 259
  - Request of creditor or agent in writing, R.C.P. 260
  - Retirement benefits exempt, 97B.39
  - Return, *see subhead below*
  - Sale of sufficient property, R.C.P. 258
  - Selection of property, R.C.P. 258
  - Successive levies, R.C.P. 258
  - Things in action, R.C.P. 258
  - Time limit generally, 601.72, 614.1(6, 7), 626.2
  - Time of levy indorsed, R.C.P. 259
  - Transcript of inventory filed, R.C.P. 260
  - Two-year special limitation, 615.1–615.4
- Lien enforced by foreclosure, *see LIENS*
- Lien enforced in equity, 626.33, *see LIENS*
- Lien of judgment not released by stay, 626.68
- Lien on personalty by levy, R.C.P. 260
- Limitation on executions
  - Distress warrant garnishment, no limit, 626.30

**EXECUTIONS—Continued**

Limitation on executions—Continued  
 Garnishment on execution not limited, 626.27  
 Justice court, 601.72  
 Number in existence, 626.3  
 Time of issuance generally, 614.1(6, 7)  
 Two-year limitation, 615.1-615.4  
 Limitation on number issued, 626.3, 626.94  
 Liquor violations, fines and costs, 126.16  
 Lost writ, new one or duplicate issued, 626.4, 626.5  
 Mandamus cases, 661.13, 661.15  
 Mechanic's lien priority, 572.20, 572.21, 626.70, 626.73  
 Money collected, action for nonpayment, 614.1(4)  
 Moratorium, 654.15  
 Mortgaged personal property  
 Actions as to validity or amount of mortgage, 626.42-626.49  
 Amount deposited with clerk, 626.34, 626.35, 626.40  
 Amount of tender ascertained, 626.38, 626.39, 626.42, 626.43  
 Authority to take by levy, 626.34, 639.40  
 Damage liability of creditor, 626.36  
 Discharge of execution without sale, 626.38  
 Exemption notice, effect, 626.50-626.55  
 Failure of creditor to give security, 626.36, 626.55  
 Failure to give ownership notice, 626.51  
 Failure to state amount due, 626.48  
 Garnished mortgagee, creditor's deposit, 626.49  
 Holder reinstated on release, 626.38  
 Indemnifying bond, 626.40, 626.43, 626.57  
 Indorsement on mortgage and deposit, 626.39  
 Interest deposited by creditor, 626.35  
 Municipal court cases, 602.23  
 Notice to release from execution, 626.50-626.55  
 Officers exempt from liability, 626.53  
 Overplus from sale, 626.41, 626.56, 626.82  
 Ownership notice, effect, 626.50-626.55  
 Proceeds from sale, disposition, 626.41, 626.56, 626.82  
 Reinstatement if writ discharged, 626.38  
 Sale proceeds insufficient, creditor liable, 626.41  
 Several mortgages, how handled, 626.46  
 Statement of amount due, 626.39, 626.42  
 Subrogation of judgment creditor, 626.37, 626.49  
 Time allowed for paying, 626.34-626.36  
 Mortgaged real property  
 Foreclosure, executions, 654.5, 654.6  
 Labor claims priority, 626.73  
 Mechanics' liens, priorities, 572.20, 572.21  
 Overplus from sale paid on liens, 626.82, 654.7  
 Redemption by mortgagee, 628.5-628.17  
 Motor vehicle accident security, 321A.25  
 Mutual judgments set off, 601.57-601.67, 626.92  
 Notice of ownership or exemption, 626.50-626.57  
 Nuisance cases, 657.4, 657.7  
 Number allowed at one time, 626.3, 626.94  
 Occupant enhancing value, rights, 560.1-560.7  
 Occupying claimants, possession by owner, 560.4  
 Officer's duty to levy  
 Acts necessary in making levy, R.C.P. 258  
 Entry on encumbrance book, 626.20  
 Form and requirements of execution, 626.12  
 Indorsements required on execution, R.C.P. 259

**EXECUTIONS—Continued**

Officer's duty to levy—Continued  
 Levy on personalty unless notice of ownership received, 626.50-626.54  
 Personalty, methods of making levy, R.C.P. 260  
 Property in hands of others, 626.13  
 Old-age assistance inalienable, 249.34  
 Order of liability, principal and surety  
 Appeal bond judgment, 601.94  
 Execution to show order of liability, 626.17  
 Joint execution at expiration of stay, 626.64  
 Judgment against both, R.C.P. 224  
 Surety subrogated upon payment, 626.19  
 Ownership, notice to prevent sale, 626.50-626.57  
 Partnership property, interest determined, 626.33  
 Paternity cases, 675.24-675.28  
 Performance other than payment, 626.14, 626.15  
 Personalty, lien, levy, methods, R.C.P. 260  
 Platting of homestead by officer, 561.5  
 Point out property, duty to, 626.18  
 Poor, abandonment by relative, property seized, 252.10  
 Possession against occupying claimant, 560.4  
 Principal and surety, levy, subrogation, 626.17  
 Principal and surety, order of liability, 624.23, 626.17-626.19, 626.73; R.C.P. 224  
 Priority for labor claims, 626.69-626.73  
 Priority for mechanics' liens, 572.20, 572.21, 626.70, 626.73  
 Property in hands of others, 626.13  
 Property subject to levy  
 Automobile for accident judgment, 627.7  
 Auxiliary proceedings to discover, 630.1-630.19  
 Baggage of guest at hotel, 583.3  
 Bailee-held goods under title documents, 542.25, 542.42, 554.35, 554.40  
 Bills of lading, 487.24, 487.25, 487.33  
 Boats and rafts, 667.9, 667.10  
 Building with mechanic's lien, 572.21  
 Choses in action, 626.21, 626.87  
 Corporations, 491.58-491.61, 626.24  
 Corporation stock, voting, 491.55, 626.25  
 Debts due defendant, 626.23, 626.25, 626.26  
 Decedent's realty, procedure, 626.88-626.91, 626.107  
 Delivery upon countermand of execution, 686.11  
 Discovery of property, 630.1-630.19  
 Documents of title, 487.24, 487.25, 542.26, 544.27, 554.41  
 Drafts and promissory notes, 626.21, 626.87  
 Goods in warehouse, receipts issued, 542.25, 542.42, 543.19, 554.35, 554.40, 554.41  
 Homestead property, cost, 561.5, 561.21  
 Joint or partnership property, 626.32, 626.33  
 Judgments, 626.1, 626.21, 626.92  
 Labor claims preferred, 626.69-626.73  
 Land sale, plan of division, 626.84  
 Leasehold interest, 626.93, 626.94  
 Levy of execution, warehouse receipts, rights, 542.25, 542.42  
 Money and bank bills, 626.21, 626.24  
 Motor vehicles for accident judgment, 627.7  
 Municipal corporations, judgments collected, 626.24  
 Negotiable instruments, 626.21, 626.87  
 Partnership or joint property, 626.32, 626.33  
 Personalty, appraisal and sale, 626.93, 626.94

**EXECUTIONS—Continued****Property subject to levy—Continued**

- Promissory notes, bank bills, drafts, 626.21, 626.87
- Property held by personal representatives, 626.13, 638.13, 638.22
- Property in hands of third person, 626.13, 626.25, 626.26, 639.22
- Purchase money claim, 627.5
- Real property**
  - Attachment levy, 639.27–639.30
  - Deceased judgment debtor, 626.88–626.91
  - Delivery of possession, 626.14
  - Entry on encumbrance book, 626.20
  - Foreign county, realty in, 626.9–626.11
  - Other person's hands, requirements, 626.13
  - Redemption from levy, 628.1–628.25
  - Restitution by supreme court, 686.15, 686.16
  - Selection of proper amount, R.C.P. 258
  - Stockholder's private property, 491.58–491.62
  - Stock or interest in corporation, 491.55, 626.25
  - Things in action, 626.21, 626.87
  - Third persons holding property, 626.13, 626.25, 626.26, 639.22
  - Warehouse receipts, 542.25, 544.26
- Purchasers at sales, see subhead Sales below**
- Quashing execution, 626.106
- Real actions, 646.23, 646.24; R.C.P. 255
- Real property, 626.9–626.16, 626.17–626.20, 626.86–626.91, 628.1–628.25, 639.27–639.30; R.C.P. 258, 259
- Receipt for execution by officer, 626.16
- Receipt for money paid officer, 626.23
- Receiver may be appointed, 626.33, 626.45, 630.7
- Record in other county, levy, return, 626.9–626.11
- Record on judgment docket, 606.7(2), 626.8
- Redemption from sale, 628.1–628.25
- Release of levy**
  - Abandoning levy on unsold property, 626.94
  - Mortgaged personal property, 626.36, 626.38, 626.45
  - Notice of exemption, bond, 626.52, 626.55
  - Notice of ownership, bond, 626.52, 626.55
  - Stay of execution, relinquished on, 626.63
- Replevin cases, 643.18, 643.19**
- Restitution of property on appeal, 648.23, 686.15
- Retrial after published notice, R.C.P. 251
- Return made by officer**
  - Acts done, indorsements required, R.C.P. 259
  - Duty to make return, 626.16; R.C.P. 258
  - Foreign county return of sales, 626.10, 626.11
  - Indorsements made on writ, 626.22; R.C.P. 259
  - Judgment, levy made on, return, 626.22
  - Judgment, nulla bona, insurer's liability, 516.1–516.3
  - Principal and surety, separate returns, 626.17
- Sales**
  - Absolute sale, when redeemable, 628.2
  - Additional levies after inadequate sale, 626.94
  - Advancements to protect liens, 629.1–629.3
  - Amount sold sufficient to satisfy execution, R.C.P. 258
  - Appeals, effect of reversal, 686.15, 686.16
  - Appraisalment**
    - Exemptions when leaving state, 627.15

**EXECUTIONS—Continued****Sales—Continued**

- Appraisalment—Continued**
  - Joint or partnership property, 626.32
  - Leasehold interests, required, 626.93
  - Leaving the state, exemptions appraised, 627.15
  - Personalty, required before sale, 626.93
- Assignment for benefit of creditors, 681.23–681.25, 681.31
- Attached property by special execution, 639.56
- Auctioneer law inapplicable, 546.3
- Bidding in by municipalities, 569.1–569.4
- Bidding in by state, 569.1–569.4
- Bill of sale, sheriff's fee, 337.11(7), 652.8
- Boats or rafts, 667.9, 667.10
- Certificates of sale**
  - Advancements by holder, redemption, 629.1–629.3
  - Assignment to redemptioner, 628.22
  - Cancellation after eight years, 626.97
  - Certificate issued to purchaser, 626.95
  - Delivery to purchaser, contents, 626.95
  - Duplicate issued in case of loss, 626.96
  - Fee of sheriff, 337.11(7)
  - Lost certificate, procedure, 626.96
- Choses in action, sold, assigned, 626.21, 626.87
- Corporate franchise or property, 491.61–491.63
- Corporation stock, voting right before sale, 491.55
- Damages between sale and delivery, 626.101
- Deeds**
  - Certificate of purchase, deed, 626.95–626.100
  - Constructive notice, recording, 626.99
  - Execution of deed, presumption, 626.100
  - Failure to redeem, deed to issue, 626.98
  - Fee of sheriff, 337.11(7)
  - Limit on time for procuring, 626.97
  - Presumption that procedure regular, 626.100
  - Realty prior to 1930 legalized, 589.12, 589.13, 589.24
  - Sale procedure legalized, 588.1, 588.2
  - Sheriff's deed to purchaser, 626.95–626.100
- Deficiency, additional sale, 626.83
- Duty of officer to sell sufficient property, R.C.P. 258
- Equitable interests sold, 630.8
- Exemptions, 627.1–627.18
- Failure of sale, optional procedure, 626.85, 626.94
- Failure to make indorsement, not to impair sale, R.C.P. 259
- Fees of court officers, 337.11(7, 13), 601.129(8, 17), 606.15(18)
- Finality of sale, when redeemable, 628.2
- Forfeited property, 751.25–751.29
- Former sales legalized, 588.1
- Holding over after, forcible entry, 648.1
- Homestead selection, defects legalized, 588.2
- Homesteads sold for named debts, 561.21
- Indemnifying bond, notice, return, 626.54
- Injury to property, damages, 626.101
- Justice court, law applicable, 626.76, 626.102
- Labor claims first paid, 626.69–626.73
- Land division, debtor's plan to officer, 626.84
- Leasehold interests, 626.93, 626.94
- Leasehold interest, when sale absolute, 628.2



**EXECUTIONS—Continued****Sales—Continued**

- Legalizing acts, defects cured, 588.1, 588.2, 589.12, 589.13, 589.24
- Lien holders advancements protected, 629.1-629.3
- Limitation on number of postponements, 626.81
- Limitation on property sold, 626.84, 654.5, 654.10
- Limitation on sales certificate, 626.97
- Money and negotiable paper, 626.87
- Mortgaged personal property, 626.41
- Negotiable paper taken without sale, 626.87
- Notice by posting or publication, fees, 618.6, 626.44, 626.74-626.77
- Notice to defendant required, 626.78, 626.79
- Nuisances, property sold, 657.7
- Officer's duty to sell, R.C.P. 258
- Overplus, disposition, 626.41, 626.56, 626.82, 654.7
- Penalty for selling without notice, 626.77
- Personalty, appraisalment, 626.93, 626.94
- Plaintiff's remedy against officer, R.C.P. 239
- Postponement, grounds, number, 626.81
- Procedure legalized, 588.1, 588.2
- Procedure, special provisions, 626.88-626.91, 626.107
- Proceeds application
  - Debtor entitled to overplus, 626.82
  - Disposition, R.C.P. 258
  - Indemnification, payment into court, 626.56
  - Mortgaged property, 626.41, 654.7
- Proceeds, failure to turn over, R.C.P. 239
- Promissory notes taken without sale, 626.87
- Property subject to levy and sale, *see subhead Property Subject to Levy above*
- Purchasers
  - Advancements to protect lien, 629.1-629.3
  - Certificate lost, duplicate, 626.96
  - Cities, 420.223, 569.1-569.8
  - Color of title obtained, 560.2(1), 626.100
  - Counties, 569.1-569.8
  - Damages for injury to property, 626.101
  - Deed or certificate by sheriff, 626.95-626.100
  - Failure to pay, optional remedy, 626.85
  - Justice courts, law applicable, 626.102
  - Limit on certificates, eight years, 626.97
  - Recording of deed not necessary, 626.99
  - Sale vacated, money returned, 626.86
  - State and other municipalities, 569.1-569.8
  - Title not affected by new trial or appeal, 686.16; R.C.P. 254
  - Vacation of sale, rights protected, 626.86
  - Waste or trespass, right to sue, 658.7
- Real estate generally, 626.74-626.86
- Recording of sale, constructive notice, 626.99
- Records kept by clerk, 606.7(4), 626.10, 629.3
- Redemption of real property
  - Absolute sale if lease under two years, 628.2
  - Advancements by purchaser protected, 629.2
  - Agreement in mortgage to reduce period, 628.26
  - Amount to redeem, 628.9-628.13, 628.21, 629.2
  - Appeal or stay prevents redemption, 628.4
  - Assignee of debtor's rights, 628.25
  - Assignment of certificate, 628.22
  - Barred by appeal or stay of execution, 628.4
  - Clear of unpaid portion of judgment, 628.3
  - Contest determined, 628.21

**EXECUTIONS—Continued****Sales—Continued**

- Redemption of real property—Continued
  - Creditors redeem from each other, 628.8-628.16
  - Creditor's rights, time, 628.5
  - Creditor's terms of redemption, 628.11
  - Damages to real estate, 626.101, 658.7
  - Debtor's rights, when exclusive, 628.3, 628.26
  - Foreclosed real estate, 654.5
  - Junior lienholder prevents payments, 628.10
  - Junior lienholder redeems from senior, 628.14
  - Last redemptioner holds property, 628.16
  - Leasehold interest over two years, 628.2
  - Lienholder's advancement protected, 629.1-629.3
  - Lienholder's claim extinguished, 628.17-628.20
  - Mechanic's lienholder, when no right, 628.6
  - Mode of redemption by lienholder, 628.18-628.20
  - Moratorium provisions, 654.15
  - Mortgage agreement for reduced period, 628.26
  - Mortgage not due, method of payment, 628.12
  - Part of property, when redeemable, 628.7
  - Place of redemption, 628.1
  - Probate creditor's rights, procedure, 628.7
  - Prohibited cases, 628.2, 628.4, 628.6
  - Protection of junior liens, 629.1-629.3
  - Purchaser's advancements protected, 629.1-629.3
  - Record of liens by clerk, 629.3
  - Senior lienholder from junior, 628.9
  - Sheriff's certificate assigned, 628.13
  - Tenants in common, 628.24
  - Terms, creditor or titleholder, 628.11-628.13
  - Time limits, 628.3-628.8, 628.15, 628.26
  - Titleholder's redemption method, 628.13
  - Transfer of debtor's right, 628.25
- Return from foreign county, 626.9-626.11
- Sale book entries by clerk, 606.7(4), 626.10, 628.13, 629.3
- Satisfaction by defendant's debtors, 626.23
- School lands, 302.34, 302.35
- Setting aside sale
  - Defendant not notified, timely motion, 626.79
  - Heirs of deceased not named on writ, 626.106
  - Lien on real estate lacking, 626.86
  - Purchaser's failure to pay, 626.85
  - Sheriff's fee for attending, 337.11(13)
  - Surplus from sale to owner, 626.82
  - Things in actions, 626.21, 626.87
  - Time and manner of sale, 626.80
  - Validity, sale not affected by nonnotice, 626.77
- Service and return, fee, 337.11(6)
- Setoff in justice court, 601.64
- Special execution
  - Attached property, issuance against, 639.56
  - Boats and raft seizures, 667.8-667.10
  - Judgment entered according to findings, 624.17
  - Liquor nuisance abatement bond, 123.84
  - Mortgaged personal property, 626.46
  - Pleadings must show right to, 624.17
  - Pledges or collaterals, 653.8
  - Real estate under foreclosure, 654.5
  - Redemption, 654.5
  - Replevin action, 613.22
- Stay of execution
  - Authority to issue stay, exceptions, 626.58

**EXECUTIONS—Continued**

## Stay of execution—Continued

- Bond to secure stay, record, 626.58, 626.61
- Collection of judgment after expiration, 626.64
- Execution issued after expiration, 626.64
- Execution recalled when bond accepted, 626.62
- Fines, lien on realty, stay, 762.44, 790.1, 790.2
- Forcible entry and detainer, justice court, 648.5, 648.21, 648.23
- Growing crops, requirements, 646.23
- Judgment, enforcement on expiration, 626.64
- Judgment lien not released by stay, 626.68
- Justice court, 601.84, 601.85
- Justice court cases, 626.58–626.68, 626.102, 657.6
- Lien of judgment not released by stay, 626.68
- Moratorium, 654.15
- Nonallowance of stay in excepted cases, 626.58
- Nuisance abatement, stay procured, 657.6
- Objection by surety prevents stay, 626.65, 626.66
- Occupant enhancing value, 560.1–560.7
- Principal and surety, liability, 626.64
- Procured by filing bond, 626.58
- Property released on stay, 626.63
- Redemption right barred by stay, 628.4
- Supersedeas bonds, 686.9–686.18; R.C.P. 337, 338
- Supreme court appeals, 677.9–677.11, 686.10, 686.11
- Sureties, affidavits as to their property, 626.59
- Sureties discharged by other security, 626.67
- Surety may prevent stay, 626.65, 626.66
- Suspending proceedings, 683.3
- Termination of stay by surety, 626.66
- Time, length of, payment due, 626.58
- Vacation of judgment, 683.3
- Waiver of appeal by obtaining stay, 626.60
- Summary judgment against sheriff, R.C.P. 239
- Superior court cases, 603.20
- Supersedeas bonds, R.C.P. 337
- Supreme court judgments, 686.14, 686.15, 686.18
- Surety subrogated on payment, 626.19

## Suspension

- Bank liquidations, 528.32
- Justice court appeal, 601.84, 601.85
- Tax commission distress warrant, garnishment, 626.29–626.31
- Transcript from justice court, 601.62–601.64
- Two-year limitation, 615.1–615.4
- Unsatisfied, insurer's liability, 516.1–516.3

**EXECUTIVE COUNCIL***General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Acts examined by budget and financial control committee, 2.43
- Anticipation of revenues, warrants sold on bids, 19.8
- Appeal board expenses allowed, 22.4
- Appointments made or approved by council
  - Counsel when attorney general disqualified, 13.3, 13.7
  - Custodian of public buildings and grounds, 18.1
  - Employees of council, 19.29–19.31
  - Secretary of council, 19.2, 64.6(18)
  - Special counsel, employment, conditions, 13.7

## Appropriations

- Allotments reduced, concur in, 8.31

**EXECUTIVE COUNCIL—Continued**

## Appropriations—Continued

- Unexpended balances, method of transfer, 19.11–19.14
- Approval required, easements granted by board of regents, 262.55
- Approval required, federal funds for employment security building accepted, 96.25
- Approval required for use of fair board, sinking fund, 8.32
- Armory board acts approved, 29.59
- Assignment of quarters, 19.15
- Attorney general, act in court on request, 13.2(2)
- Audit reports, distribution designated, 11.28
- Bids for supplies advertised, 19.20, 19.21
- Bonds sold by state, approval by, 75.8
- Boundaries, state lands, adjustment, approval, 111.24
- Car dispatcher, rules, approval by executive council, 21.2
- City assessments against state property, 391A.21
- Claims, doubtful, power to compromise, 19.9
- Claims resulting from national guard operations, awards approved, 29.56
- Codes and session laws, free copies, control, 16.22, 16.23
- Colleges, request for codes and session laws, 16.23
- Compensation
  - Additional, not allowed, 19.31
  - Traveling expenses, necessary, 19.31
- Composition of council, 19.1
- Compromise of doubtful claims, 19.9
- Contingent fund, for use of council, 19.7
- Contract for supplies, lowest bidder, 19.21
- Convention expenses, 8.13
- Conveyance to United States authorized, 1.11
- Co-operative association stock issues regulated, 497.13, 499.22, 499.25
- Costs and expense in state case, payment, 19.9
- Court costs, state cases, payment, 19.10
- Criminal investigation and identification bureau, leave of absence for injuries approved, 79.1
- Easements granted by board of regents approved, 262.55
- Employees of council
  - Authority to employ help, 19.29–19.31
  - Expenses allowed, requirements, 19.29–19.31
  - Limitation on employment powers, 19.29
  - Salaries, 19.30, 19.31
  - Secretary, 19.2
- Expenditures, indebtedness approved by council
  - Accountants commission witness fees, 67.3
  - Appeal board, expenses allowed, 22.4
  - Bond issues approved, 75.8
  - Convention expense of state officers, 8.13(2)
  - Court costs taxed to state, 19.10
  - Repairs of buildings, 19.18
  - State bond issued, approved, 75.8
  - Supplies purchased, 19.18–19.21
- Extra duties, employment for, payment, 19.29, 19.30
- Factory inspectors, appointment approved, 91.6
- Federal acquisition of land, council approves, 1.6
- Fuel purchased for capitol, 19.18
- Funds
  - Anticipatory warrants, 19.8, 454.19, 454.21, 454.24

**EXECUTIVE COUNCIL—Continued****Funds—Continued**

Assessments for public deposit sinking fund, approval, 454.8, 454.9  
 Contingent fund for use of council, 19.7  
 Deposits in closed banks, 454.14  
 Highway commission needs when appropriation insufficient, 313.5  
 Sinking fund surplus, approval, 454.5  
 Unexpended balances of special funds of departments, 19.11–19.14  
 Withdrawn from counties, approval, 12.8  
 Gifts to state, council accepts, 111.1, 565.3  
 Health board, council members serve on, 136.1  
 Highway patrol, leave of absence for injuries approved, 79.1  
 Hydroelectric plants, permits, 469A.1–469A.7  
 Inventories of state property, form prescribed, 17.30  
 Investment of county withdrawn funds, 12.8  
 Iowa official register, contents, 19.6  
 Mailing room for metered mail, 19.20  
 Member on war surplus commodities board, 20.1  
 Membership, 19.1  
 Mining camp schools, sale, 297.26–297.29  
 National guard claims board, results approved, 29.56  
 Oaths, power to administer, 78.2(2)  
 Officers, state appointees removed, 66.26–66.28, 67.5  
 Parks conveyed to city or town, 111.32  
 Proceedings of council, record, 19.3, 19.30  
 Property, personal, authority to sell, 19.23  
 Public fund depositories, 543.1  
 Purchases, local preference, 19.20  
 Quarters assigned, 19.15  
 Quorum, majority, 19.1  
 Real estate acquired by state on debt, 569.1–569.8  
 Removal of appointive officers  
   Causes, 66.26  
   Governor's report, 67.5(2)  
   Insurance commissioner, 505.2  
   Procedure, subpoenas, witnesses, 66.27, 66.28  
   Social welfare board, 234.5  
 Repairs to capitol building, grounds, 19.18  
 Report of proceedings, 19.3, 19.30  
 Reports of departments, unexpended balances, 19.11  
 Rooms in capitol, assignment, 19.15  
 Sale of highway land approved, 306.16  
 Sale of state personal property, 19.23  
 Secretary of executive council  
   Appointment and tenure, 19.2  
   Bond, amount set by executive council, 64.6(18)  
   Car dispatcher, may act, 21.2  
   Conservation commission, secretary, 111.1  
   Dismissal charges of public safety department filed, 80.15  
   Duties required by law or the council, 19.2  
   Engineering examiners, secretary, 114.9–114.12  
   Jobbers may file information, 19.20  
   Records of proceedings, 19.3, 19.30  
   Report for official register, 19.6  
   Requisition forms for supplies, 19.5  
   Supplies and postage, 19.4  
   Tax-free state lands, reimbursement of schools, 284.3, 284.4

**EXECUTIVE COUNCIL—Continued**

State representative district disputes determined, 42.3  
 Suit, state interested, costs paid, 19.9  
 Superintendent of state buildings and grounds  
   Appointment by council, 18.1  
   Bond, 64.6(8)  
   Control by council's order, 18.2(7)  
 Supplies  
   Accounting requirements, 19.4, 19.24, 19.27, 19.28  
   Authority to contract for, 19.18  
   Bids, advertising for, requirements, 19.20, 19.21  
   Conservation commission, 19.25, 107.9  
   Contracts for supplies, lowest bidder, 19.21  
   Examining boards named in practice act, 147.13, 147.26, 147.103  
   Fuel, authority to purchase, 19.18  
   Furniture, 19.18  
   General assembly not to receive postage, 19.26  
   Identification of state property, 19.22  
   Iowa coal, preference, 73.6–73.10  
   Mailing room for metering mail, 19.19  
   Penalty for revealing contents of bid, 72.3, 72.4  
   Postage for state departments, 19.4, 19.19, 19.25  
   Preference for Iowa products and labor, 73.1–73.10  
   Receipts required for supplies received, 19.27  
   Requisition for supplies, 19.5, 19.27, 19.28  
   Secretary in charge, 19.4  
 Transfer of unexpended balances, 19.11–19.14  
 Utility service for capitol buildings, 19.18  
 Warrants anticipating revenue issued, 19.8  
 Warrants, anticipatory, sinking fund claims, 454.19

**EXECUTIVE DEPARTMENT**

See *CONSTITUTION OF IOWA, Art. IV*

**EXECUTORS AND ADMINISTRATORS**

See *chs 633–638, also ESTATES OF DECEDENTS*

**EXEMPTIONS****Arrest**

Electors on day of election, Const., Iowa, II, 2  
 Legislators during session, Const., Iowa, III, 11  
 National guardsmen while on duty, 29.41

**Auction sales law, 546A.8**

Chattel mortgage on exempt property, 556.1

**Condemnation proceedings****Buildings**

Damage paid before dispossession, 472.26  
 Dams erected, protection, 472.27  
 Dwellings, 306.14  
 Interurban water supply, 484.22  
 Mineral land, owner's right of way, 471.4(5)  
 Owners of land seeking egress, 471.4(4)

**Cemeteries**

Highways and roads, 306.14  
 Landowner seeking egress, 471.4(4)  
 Mineral land, owner's right of way, 471.4(5)  
 Railway companies cannot take, 471.7  
 Gardens, damages paid before taking, 472.26  
 Gardens, interurban water supply, 484.22  
 Hedges along highways, limitation, 318.1–318.4

**EXEMPTIONS—Continued**

Condemnation proceedings—Continued  
 Lawn or dwelling, 306.14  
 Railroads, water supply protected, 471.12  
 Trees and orchards  
 Damage paid before taking, 472.26  
 Dams erected, overflowing prohibited, 472.27  
 Drainage in general, procedure, 455.149  
 Highway drainage, 314.7, 460.12, 460.13  
 Highways, roads, 306.14  
 Interurban water supply, 484.22  
 Landowners seeking egress, 471.4(4)  
 Mineral land, owner's right of way, 471.4(5)  
 Railway condemnation, 471.12  
 Supervisors' discretion, highways, 455.149, 460.12, 460.13  
 Water supply, access by landowner, 484.21  
 Windbreaks, 318.1–318.5, 460.12, 460.13  
 Disabled persons aid, 241A.7  
 Encumbrances on exempt property, 556.1  
 Estate inventory, exempt property set out, 635.1, 635.52  
 Exemptions from legal process  
 Absconding debtor, exemptions to family, 627.4  
 Aid to dependent children benefits, 239.13  
 Assignment for benefit of creditors, 681.5  
 Auxiliary to execution, debtor's exemption, 630.6  
 Blind aid benefits, 241.10  
 City employees group insurance, 365A.9  
 Claims sent out of state, penalty, 622.17  
 Co-operative associations, same as individuals, 499.55  
 Damages for wrongful death, 635.9  
 Defense in action on delivery bond, 639.47  
 Dependent child aid benefits, 239.13  
 Earnings, personal, 627.10–627.12  
 Exemption law not applicable  
 Alimony, 627.11  
 Child support, 232.25, 627.12  
 Hospital or medical service corporation, 514.15  
 Landlord's lien when written lease, 570.6  
 Liquor fines and costs, 126.15  
 Motor vehicle causing damage, 627.7  
 Old-age assistance liens, 249.19  
 Purchase price judgments, 627.5  
 Failure to claim exemption, 627.3  
 Family defined, 627.1  
 Garnishee discharged when property exempt, 642.15  
 Group insurance benefits, 365A.9  
 Head of family, 627.6, 627.10, 627.15  
 Head of family, mortgage, spouse joins, 556.1  
 Homestead bought with pension money, 627.9  
 Homestead exemptions, 252.14, 561.1–561.20, 627.9, *see HOMESTEADS*  
 Insurance proceeds  
 Fraternal benefit insurance, 512.17  
 Group insurance, 509.13  
 Group insurance, city waterworks, 400.11  
 Life, accident and health insurance, 511.37  
 Mutual aid or benevolent societies, 635.8  
 Iowa state guard members, 29.88  
 Judgment debtor examination, exemptions, 630.6

**EXEMPTIONS—Continued**

Exemptions from legal process—Continued  
 Justice court, additional remedy, R.C.P. 362  
 Landlord's lien provisions, 570.1  
 Limited partnership provisions, 545.9, 545.41  
 Liquor control commission, liability, 123.13  
 Liquor permit, 123.29  
 List of property exempt, 627.6  
 Money judgment in replevin, 643.22  
 Moratorium acts, 654.15  
 Municipal corporations not garnishable, 642.2  
 Municipal public property, 627.18  
 National guard members, 29.41  
 Nonresidents, exemptions, 627.14  
 Notice of exemption to officer, 626.50  
 Old-age assistance payments, 249.34  
 Old-age medical assistance payments, 249A.9  
 Partners, limited, exemptions preserved, 545.41  
 Pensions, firemen and policemen, 410.11, 411.13  
 Pensions from federal government, 627.8  
 Personal earnings, 627.10–627.12  
 Persons leaving state, limitations, 627.15  
 Private property, co-operative associations debt, 497.32, 499.12  
 Private property, corporation debts, 491.3(5), 491.5(6), 491.58–491.61  
 Private property to pay public debt, 627.18  
 Property exempt, schedule, 627.6  
 Public employees retirement benefits, 97B.39  
 Public property, 622.18  
 Replevin judgment, exempt property, 643.22  
 Resident defined, 627.2, 627.6  
 Schedule of exemptions, 627.6  
 Single persons, exemptions, 627.14  
 State public property, 627.18  
 Stockholders of bank, 528.127  
 Surviving spouse, personal property, 635.7  
 Unemployment compensation benefits, 96.15(c)  
 Unmarried persons, exemptions, 627.14  
 Wages, 539.4, 627.10–627.12, 627.16  
 Waterworks group insurance benefits, 400.11  
 Widow, exemptions survives to, 635.7  
 Wills, subject to exemption rights, 633.1  
 Workmen's compensation, 627.13  
 Hospital service plans, nonprofit, 514.1–514.15  
 Iowa state guard members, 29.88  
 Jury service  
 District court jurors from municipal court service, 602.38  
 Exemption not ground for challenge for cause, R.C.P. 187(f)  
 Firemen, 102.1–102.4, 607.2  
 One-term limitation, 609.19  
 Persons exempt in general, 607.2, 607.3  
 Justice court, motion for release of exempt funds, R.C.P. 362  
 Labor on roads for poll tax  
 Firemen, 102.1–102.4  
 Legislators exempt from attending court, R.C.P. 58  
 Medical service plans, nonprofit, 514.1–514.15  
 Military duty in peace time  
 Conscientious objectors, Const., Iowa, VI, 2  
 Electors on election day, Const., Iowa, II, 3  
 Firemen, 102.1–102.4

**EXEMPTIONS—Continued**

- Sending claims out of state to defeat exemption, penalty, 627.17
- Soldiers exemptions, *see ARMED FORCES, MILITARY PROPERTY AND PERSONNEL*
- Spouse joins in exempt property mortgage, 556.1
- Tax exemptions, *see TAXATION*
- Waiver of exemption
  - Chattel mortgages, 556.1
  - Homestead exemption when estate mortgage refinanced, 635.47
  - Minor's or incompetent's interest when estate property mortgaged, 635.43
  - Old-age assistance, exemption waiver void, 249.34
  - Unemployment compensation, exemption waiver void, 96.15(3)
  - Wage assignments, 539.4
- Wills, devise to spouse, in lieu of exemptions, 633.2
- Wills, disposal subject to exemptions, 633.1

**EXHIBITION HALLS**

- Maintained by municipality, 404.11(6)

**EXHIBITIONS**

- Admission fee, evasion of, 744.3
- City or town, regulation, exceptions, 368.8(3)
- County regulation of public shows, 444.18, 444.19
- Deformed or abnormal persons, forbidden, 725.12
- Disturbance of public fairs, 744.4
- Fairs, chs 173, 174, *see FAIRS*
- Hawking or selling in vicinity of fair, penalty, 744.4
- Immoral pictures and plays, 725.3, 725.4
- Monstrosities prohibited, 725.12
- Obscene or immoral shows, penalty, 725.3
- Prize fights prohibited, 727.2–727.5
- Railroad rates to expositions, 479.31(4), 479.94(7)
- School exhibits, 279.36
- Shows or circuses without license, penalty, 444.19
- Theaters, *see THEATERS*

**EXHIBITS**

- City or town, regulation, exception, 368.8(3)
- Deposition, reference, R.C.P. 148, 149, 152
- Detailed report of trial, reference, 624.9
- Expert witnesses, 328.12, 622.25, 622.72
- Jury use in deliberation, 784.1; R.C.P. 198
- Production at court trial, 622.65; R.C.P. 129
- Reporter's notes, reference, identity proved, 622.101
- Supreme court, R.C.P. 340, 341
- Taken by jury on retiring, R.C.P. 198

**EX PARTE PROCEEDINGS**

- Adoption proceedings, 600.4
- Guardianship, application by person, notice not necessary, 670.5, 670.6
- Probate claims, reopening, 638.11
- Restraining order, nuisances, 99.6
- Temporary injunctions, *see INJUNCTIONS, sub-head Temporary Injunctions*

**EXPECTORATING**

- Prohibited in food establishments, 170.24

**EXPERIMENT STATION**

- Botany section head, state botanist, 317.2
- Crop pest act, 267.1–267.22
- Engineering investigations, 266.3
- Engineering station work, 266.3
- Entomologist duties, 267.1–267.22
- Federal aid accepted, 266.1–266.7
- Mineral resources investigated, 266.3
- Purnell act, 266.6, 266.7
- Reports of receipts and disbursements, 262.25
- Weed eradication, botanist, duty, 317.2

**EXPLOSIVES**

- Blasting in mines, when prohibited, 82.83
- Burglary by means of explosives, 708.4
- Carriers' liens on explosives, 575.1(1), 575.1–575.16
- Child labor prohibited, where used, 92.11
- City and town power to regulate, 368.11
- Coal mines, use regulated, 82.80–82.89, 82.127(4)
- Criminal penalties for unlawful use, 697.1–697.4
- Death, murder by high explosives, 697.1
- Dynamite
  - Caps, sales restricted, 695.27, 695.28
  - Causing death by, when murder, 697.1
  - Persons willfully injured by, 697.2
  - Property, intent to injure or destroy, 697.3, 697.4
  - Storage in mines, 82.86, 82.87, 82.127
- Escape, aiding by furnishing, 745.15–745.17
- Fireworks, 732.17–732.19
- Fishing, use prohibited, 109.76
- Gunpowder, injury to persons or property, 697.1–697.4
- Gunpowder, manufacture near buildings, nuisances, 697.5
- Hunting, use prohibited, 109.92
- Insurance against explosions, 515.48(1, 6, 9), 518.1(1, h), 508.29
- Manufacture near building, nuisance, 697.5
- Motor vehicle regulations
  - Definition of explosives, 321.1(31)
  - Equipment in vehicles carrying, 321.447–321.450
  - Markings required on vehicles, 321.450
  - Railroad crossings, vehicles to stop, 321.343
  - Red flags and lights carried, 321.447–321.450
- Persons willfully injured, 697.2
- Property, intentional injury or destruction, 697.3
- Putting out high explosives, 697.4
- Sales, improper, penalty, 695.27, 695.28
- State parks, use in, 111.42
- Train robbery, use in committing, 711.4(4)
- Use in residence, 732.7, 732.9
- Warehouse, removal, 542.34

**EX POST FACTO LAWS**

- Constitutional prohibition, Const., Iowa, I, 21
- Prohibited, Const., U. S., I, 9, 10

**EXPOSURE**

- Exposing child, penalty, 731.7
- Indecent exposure, penalty, 725.1

**EXPRESS COMPANIES**

- Actions against company
  - Original notice, service, 617.3; R.C.P. 56(f, g)
  - Place of bringing action, 616.8

**EXPRESS COMPANIES—Continued**

## Actions against company—Continued

- Rates or charges, presumption, 486.4
- Refusal to transport goods, penalty, 486.9

## Agents

- Notice served, 617.3
- Oaths administered game shippers, 109.25
- Passes, free railroad transportation, 479.94(4)
- Rate regulation violation, penalty, 486.2, 486.7

## Applicable law, railroads, 486.1

## Arms permitted employees, 695.5, 695.11

## Bills of lading, 487.1–487.55

## Breaking and entering cars, penalty, 708.11

## Carrier regulation law applicable, 479.1

## Claims, procedure, adjustment, 479.116–479.118

## Commerce commission supervision, 474.10

## Damage for loss of property, claim, 479.116

## Defined as common carriers, 486.1

## Definition of terms, 436.1, 436.2

## Delay in delivery, claims, 479.116

## Discrimination, unjust, 486.2, 486.4

## Duties in general, 486.1–486.8

## Employees, railroad passes, 479.94(4)

## Excessive charges, penalty, 486.6, 486.7

## Express wagons, city and town regulation, 389.39

## Liability

- Baggage, other property, damage, delay, 479.127
- Excessive charges, forfeit for each offense, 486.7
- Refusal to render service, damage, 486.9

## Office, railroad requirements, 477.42

## Officers, violations, penalties, 486.2, 486.7

## Original notice, service, 617.3; R.C.P. 56(f, g)

## Railroad law applicable, 486.1

## Rates and charges, 486.2–486.7

## Refusal to carry goods, penalty, 486.8, 486.9

## Reports to state tax commission, 436.3, 436.4

## Rules and regulations posted, 486.5

## Supervision by state commerce commission, 474.10–474.53, 486.2

## Taxation

- Assessments, 436.3–436.10
- Certificate entered by supervisors, 436.10
- Definitions for tax purposes, 436.1, 436.2
- Exemption of shares of stock, 427.1(20)
- Failure to report or pay, 436.5, 436.12
- Levy and collection, 436.11, 436.12
- Rate and purpose, 436.11
- Reassessment by tax commission, 439.1
- Reports to tax commission, 436.3, 436.4
- Statements required, 436.3–436.6
- Stock exempt, 427.1(20)
- Valuation, how determined, 436.7, 436.8
- Voluntary payments, disposition, 439.2

## Transportation

- Duty to accept goods for transport, 486.8, 486.9
- General regulation, 479.1–479.31, 486.1

## Violations

- Excessive charges, penalty, 486.7
- Game shipments, illegal, 109.34
- Liquor shipments, 125.16, 125.21, 125.23
- Refusal to transport goods, 486.9

## Wagons, city and town regulation, 389.39

**EXTENSION WORK**

## Apiarist, state, powers and duties, 266.8–266.23

**EXTENSION WORK—Continued**

## Capper-Ketcham Act, 266.27, 266.28

## Co-operation with other colleges, 266.4, 266.5

## Director

- Member state soil conservation committee, 467A.4

## Supervises apiarist work, 266.8

## Extension apiarist as state apiarist, 266.9

## Hog cholera, county instruction, 166.18

## Home economics work aided, 266.4, 266.5

## Soil conservation, 467A.4(2), 467A.7

**EXTRACTS, FLAVORING**

## See 131.1, 190.1

**EXTRADITION**

## Accused held pending requisition, 759.15

## Application for extradition, 759.23

## Arrest on affidavit, 759.13, 759.15

## Arrest without warrant, 759.14, 759.15

## Arrest with warrant, 759.9

## Bail, 759.16–759.18

## Constitutional provision, Const., U. S., IV, 2

## Construction of act, 759.28

## Crime in third state, 759.6

## Demand for extradition

- Form, 759.3
- Investigation, 759.4, 759.20

## Discharge, 759.17

## Expenses, 759.24

## Extradition agent

- Appointment, 759.22
- Transporting prisoner, 759.12

## Governor's duty, 759.2

## Local prosecution pending, 759.19, 759.26

## Merits, investigation, 759.20

## Preliminary hearing, 759.10, 759.11, 759.20

## Prisoners of other states, 759.9

## Reservations, state's power, 759.26

## Terms defined, 759.1

## Title of act, 759.20

## Transporting prisoner, local aid, 759.12

## Trial for other crimes, 759.27

## Warrants

- Authority, 759.8
- Execution, 759.9
- Issue, 759.7
- Recalling, 759.21
- Waiver, 759.25

**EYES**

## Optometry, generally, ch 154

**FACTORIES**

## Access for law enforcement, 189.4

## Accident records and reports required, 88.11, 88.12

## Advertisement registration, 548.1–548.11

## Agriculture department's right of access, 189.4

## Arbitration of labor disputes, 90.1–90.14

## Arson, 707.1, 707.2, 707.5

## Artisan's lien, 577.1, 577.2

## Bone factories, city power to regulate, 368.5(1)

## Buildings on railroad lands, 481.1, 481.2

Candy factories, ch 170, *see FOOD ESTABLISHMENTS*

**FACTORIES—Continued**

Canning factories, ch 170, *see FOOD ESTABLISHMENTS*

Cheese factories, ch 170, *see FOOD ESTABLISHMENTS*

Cheese factory license, 195.15

Collective buying and selling, 500.1–500.3

Common carrier rate concessions to new industries, 479.27

Contracts fixing selling price, 550.1–550.5

Co-operative associations, 498.11–499.60

Corporation law, 491.1–496.19

Counterfeiting-tool manufacturing prohibited, 718.13, 718.14, 718.20

Dairy products, license, 195.15

Definition of "factory", 91.15

Definition of "mills", 91.15

Disease caused by employment investigated, 135.11(4), 136.3(2, a)

Elevators for freight, requirements, 104.1–104.4

Explosives, manufacturing and storage, 542.34, 697.5

"Factory" defined, 91.15

Factory inspectors, state, 88.11, 91.6–91.11

Fair trade act, 551.1–551.10

Fire escapes, requirements, 103.1–103.17

Fire hazards, removal, 100.12–100.29

Food establishments law, 170.1–170.28, 170.46–170.51, *see FOOD ESTABLISHMENTS*

**Health and safety appliances**

Accident records to be kept, 88.11

Accident reports not admissible in evidence, 88.12

Accident reports to labor commissioner, 88.12

Agricultural pursuits, law inapplicable, 88.6

Assumption of risk statute, 88.14

Belt shifters and guards required, 88.6, 88.7

Blowers and pipes required for dust, 88.8

Contracts restricting liability for negligence prohibited, 88.14

Discretion vested in labor commissioner, 88.8, 88.10

Dressing room facilities required, 88.3

Drinking water to be provided, 88.3

Dust pipes and blowers required, 88.8

Enforcement of law by labor commissioner, 88.1, 91.5

Freight elevator requirements, 104.1–104.4

Gases removed by pipes and flues, 88.9

General penalty clause, 88.13

Grinding machines, exemption from dust blower requirements, 88.8

Guards required on machinery, 88.6, 88.7

Inspection of accident records, 88.11

Locker room facilities required, 88.3

Negligence, contracts restricting liability void, 88.14

Notice given by labor commissioner to comply with law, 88.10

Penal provision for violation of law, 88.13

Pipes and flues for removal of gases, 88.9

Print shops to have gas removal pipes, 88.9

Records of accidents to be kept, 88.11

Removal of safety device, replacement required, 88.7

Reports of accidents given labor commissioner, 88.12

**FACTORIES—Continued****Health and safety appliances—Continued**

Risk assumption, presumption as to, 88.14

Safety devices on elevators, 104.1–104.4

Safety devices required on machinery, 88.6, 88.7

Safety valves required on steam boilers, 88.5

Seats for female employees, 88.4, 92.11

Steam boiler gauges required, 88.5

Time allowed to comply after notice, 88.10

Toilet requirements, 88.2, 88.3

Ventilation required to remove fumes, 88.9

Violation of law, notice to comply, 88.10

Washing facilities required, 88.3

Water gauges on steam boiler required, 88.5

Women employees, seats for, 88.4, 92.11

**Ice cream factories, *see FOOD ESTABLISHMENTS***

Industrial statistics collected by labor commissioner, 91.4, 91.12–91.16

Inspection, fire marshal, 100.10–100.12

Inspection of accident records, 88.11

Inspection of factories by labor bureau, 91.6–91.11

Interplant vehicles, registration, 321.18

Label registration, 548.1–548.11

License, cheese and dairy products, 195.15

Location along railroads, 481.1, 481.2

Mattress factories, ch 209, *see MATTRESSES AND MATTRESS FACTORIES*

Milk factories, records required to be kept, 193.3

Mill ponds, penalty for drawing off water, 716.1

Mills defined, 91.15

Motor vehicles used with plant, no registration, 321.2(5)

Municipal regulation, 368.5(1)

Negligence, contracts restricting liability void, 88.14

New industries, carrier rate concessions permitted, 479.27

Nuisances, *see NUISANCES*

"Pittsburgh plus", protection against, 553.24

Price-fixing combinations prohibited, 553.1–553.24

Price-fixing of trade-marked articles, 550.1–550.5

Prison-made goods, labeling required, 216.1, 216.2

Railroad complaints, 474.34, 479.72

Railroad lands, buildings constructed on, 481.1, 481.2

Railroad rate concessions to new industries, 479.27

Railroad spur tracks, 481.3–481.8

Registration of trade-marks, labels and advertisements, 548.1–548.11

Reports and records of accidents, 88.11, 88.12

Reports required by labor commissioner, 91.12–91.16

Safety appliance, *see subhead Health and Safety Appliances above*

Sales tax application to goods for processing, 422.42

Soap factories, city regulation, 368.5(1)

Steel trade practices, protection against, 553.24

Taxation, *see TAXATION*

Trade and commerce, *see TRADE AND COMMERCE*

Trade-marked property, resale price fixing, 550.1–550.5

Trade-mark registration, 548.1–548.11

Trade names, 547.1–547.5

**FACTORIES—Continued**

Unfair discrimination law, 551.1–551.10  
 Use tax inapplicable to property used in processing, 423.2(1)  
 Vocational education courses, child labor laws not applicable, 92.4  
 Vocational rehabilitation, factory facilities used, 259.4(7, 10)  
 Warehouses, *see* **WAREHOUSES**  
 Water power improvement, eminent domain, 470.1–470.6  
 Weapon permitted for employee, 695.5, 695.12  
 Zoning law, 414.1–414.22

**FACTORS ACTS**

Sales act, not affected by, 554.24(2)

**FAILURE OF CONSIDERATION**

Available as a defense, R.C.P. 101  
 Negotiable instruments defense, 537.3, 541.28

**FAIR BOARD, STATE**

*See ch* 173, **STATE FAIR BOARD**

**FAIRS**

## County and district

Authority to hold annual fairs, 174.2  
 Awards, power to offer, 174.2  
 Book of agriculture, data for publication, 159.10  
 Classes for horse racing determined, 174.23  
 Concession permits authorized, 174.4  
 Control of grounds, 174.3  
 County aid, how secured, 174.13–174.19  
 Definition of fair, 174.1(1)  
 Delegates to state fair board, 173.2–173.4, 174.12  
 Dual fairs in county, aid prorated, 174.11  
 Eminent domain authorized, 471.4(2)  
 Entry of horse under changed name, 174.22  
 Expenditures, 174.9, 174.10, 174.18, 174.19  
 Fairground fund, county tax, 174.13–174.19, 174.25

## Fairgrounds

Sold, 174.25  
 Title, 174.26

Fair managers convention, reported, 173.21(3)  
 Financial statement published, 174.8  
 Fireworks permitted, 732.17–732.19  
 Fraudulent entries of horses, penalty, 174.20, 174.21  
 Grounds, purchase and control, 174.3, 174.13–174.19  
 Horse racing regulations, penalty, 174.20–174.23  
 Improvements, no county liability, 174.15  
 Incorporation provisions, 504.1, 504.2, 504.8  
 Land condemned for necessary purposes, 471.4(2)  
 Liability of county restricted, 174.26  
 Lunch stands, license fees, 170.5(7)  
 Management exclusive in society, 174.3  
 Management refers to officers, 174.1  
 Obstructions on grounds, removal, 174.6, 174.7  
 Permits to sell articles, issuance, 174.4  
 Police appointed, powers of peace officers, 174.5  
 Premium awards authorized, 174.2  
 Removal of shows and obstruction, power, 174.6, 174.7

**FAIRS—Continued**

## County and district—Continued

Reports as to state aid, 174.9, 174.10  
 Report to county supervisors, 174.19  
 Sales tax, admissions exempt, 422.45(3)  
 Schoolhouses used for society meetings, 297.9  
 Societies for holding fairs, powers, 174.1–174.19  
 Societies, officers not paid, 174.2  
 "Society" to hold fairs, defined, 174.1(2)  
 State aid, how secured, 174.9–174.12  
 State aid prorated when two fairs, 174.11  
 Supervisors powers, 174.13–174.19  
 Tax, county, fairground fund, 174.13–174.19  
 Tax exemption to society, 427.1(9, 10)  
 Title to fairgrounds in county, 174.24  
 Title to improvements in county, 174.15  
 Vehicles obstructing grounds, removal, 174.6  
 Ejection or arrest, authority to make, 713.31, 713.32  
 Fair defined, 174.1  
 Freight rates of property intended for, 479.31(4)  
 Managers conventions, report to governor, 173.21(3)  
 Sales and hawking prohibited, 744.4  
 Sales tax, admissions exempt, 422.45(3)  
 State fair, *ch* 173, *see* **STATE FAIR**  
 Swindlers ejected and arrested, 713.31, 713.32

**FAIR TRADE**

Fair trade, 550.1–550.5, 551.1–551.10

**FAIR TRIAL**

Constitutional provision, Const., Iowa, I, 9, 10

**FALSE ALARMS**

Bank panic, 528.89  
 Disturbing the peace, 744.1, 744.2  
 Fire, penalty, 714.31, 714.32

**FALSE ARREST**

False imprisonment, penalty, 753.7(1)  
 General law of arrest, chs 755–758  
 Habeas corpus, illegal restraint, 663.1–663.44  
 Jurisdiction of false imprisonment prosecution, 753.7(1)  
 Limitation of actions, 614.1(4)

**FALSE ATTESTATION**

Certificate or attestation, false, as forgery, 718.1  
 Public officers certificate, false, 740.12

**FALSE CERTIFICATES**

Forgery of public officials certificate, 718.1(4)  
 Public officers execution of false certificate, 740.12

**FALSE CHARGES**

Dishonesty of employees, 736.3

**FALSE CLAIMS**

Bills of lading, false claim for property, 713.13  
 Boat or vessel, false affidavit or manifest, 713.15  
 Bounty claims on wild animals, 350.7  
 Old-age assistance claims, 249.46  
 Public officer's claim for fees, 740.9, 740.10, 740.12  
 Unemployment compensation claims, 96.16(1)  
 Warehouse receipts, false claim for goods, 713.12



**FALSE ENTRIES**

Corporation or employer's books, 713.26  
Public officer, 740.9, 740.10, 740.12

**FALSE IMPRISONMENT**

Habeas corpus, unlawful detention, 663.1-663.44  
Jurisdiction of prosecution, 753.7(1)  
Limitation of action for false arrest, 614.1(4)

**FALSE PERSONATION**

Assuming to be an officer, 740.4, 740.5  
Civil engineers, 114.25  
Elections, registration, 738.20  
Obtaining money or goods by, 713.2  
Practitioners, 147.85, 147.86, 157.15  
Surveyors, 114.25  
Veterinarians, 169.44, 169.45

**FALSE PRETENSES AND FRAUDS**

Academic degree conferred illegally, 504.13  
Acknowledgments of deeds, penalty, 558.40  
Advertisements, fraudulent, 713.24  
Advertising military materials, penalty, 30.1-30.3  
Affidavits or manifests, false, 713.15  
Agent acting without license, 522.5  
Altering stamp or mark of public officer, 713.16  
Banks, *see* **BANKS AND BANKING**  
Bills of lading, 487.44-487.51, 713.4  
Binder twine, unlabeled, 713.22, 713.23  
Board and lodging, obtained, 713.7-713.9  
Boat or vessel officers, false affidavit, 713.15  
Boats, fitting out to defraud, 713.10  
Boats or raft, destruction, 713.9, 714.15  
Bottles, boxes, kegs, registered, 713.18-713.21  
Checks, drawing, uttering, 713.3, 713.4  
Checks, false certification, 528.87  
Civil engineers, 114.25  
Collections for charitable institutions, 746.1(5)  
Containers registered, sale or use, 713.18, 713.19  
Conveyance of property, fraudulent, 713.6

**Corporation offenses**

False entries in records, 491.43, 713.26  
False prospectus, 491.68  
False statement on stock certificates, 492.3  
Forgery of corporate instruments, 718.1-718.12  
Fraud, civil and criminal penalties, 491.40

Counterfeiting generally, 548.10, 548.11, 713.17,  
718.1-718.23

Credit, false statements to obtain, 528.88

Dealing in certain instruments, 713.12

Deeds, acknowledgments, officer liable, 558.40

Dependent child aid, 239.14

Engineers, civil, 114.25

False pretenses, penalty, 713.1

Food, lodging, falsely obtained, 713.7-713.9

Fraternal insurance representatives, 512.41

Goods received by false personation, 713.2

Grain or seed, fictitious price papers, 713.12

Grain sales, swindling, penalty, 713.11

Gross fraud or cheat at common law, 713.34

Homestead tax credit, securing, 425.13

Horse racing violations, 174.20, 174.21

Hotelkeepers, frauds on, 713.7-713.9

Imprisonment for debt, fraud, Const., Iowa, I, 19

Income tax returns, false, penalty, 422.25

Installment stock sales, illegal, 501.6

Insurance trade practice act provisions, 507B.4,  
507B.9

**FALSE PRETENSES AND FRAUDS—Continued**

Interest charged in excess of legal rate, 535.6

Investment dealers and salesmen, 502.26, 502.27

License, transacting business without, 713.27

Loan business restrictions, 536.12, 536.19

Marks of another, counterfeiting, 713.17

Marriage health test, false, 596.6

Membership sales company, violations, 503.13

Military material stores, penalty, 30.1-30.3

Narcotics, obtained by, 204.18, 204.22

Old-age and survivor retirement proceedings,  
97.42, 97.44

Old-age assistance, obtained by, 249.46

Package, cask, stamped, use by another, 713.21

Pension records, firemen and policemen, 411.14

Practitioner's license procured, 147.85, 147.86,  
157.15

Prostitution, detaining female, 724.8

Public officers in general, 740.12

Punishment for false pretenses, 713.1

Reciprocal contracts, exchanged illegally, 520.14

Registered containers, 713.18-713.21

Sale of real estate or securities illegally, 528.86

Sales tax, failure to report, 422.58

Securities law violations, 502.26-502.30

Settlements, treasurers', penalties, 452.14

Soliciting funds, diversion, 122.6

Stamped casks, packages, fraudulent use, 713.21

Stamps or marks, false, 713.17

Surveyors, 114.25

Swindling with cards and devices, 713.29-713.33

Tax exemption, veterans, penalty, 427.7

Tax sale, fraud in conducting, 446.26, 446.27

Unemployment compensation provisions, 96.16

Veterinarian's license procured, 169.43-169.45

**Warehouse provisions**

Deception in use of warehouse receipt, 543.37

Delivery of goods without receipt, 543.37

Delivery of grain without certificate, 544.24

Deposit of goods without title, 543.37

Duplicate certificates unlawfully issued, 544.31

Duplicate receipts illegally issued, 543.38

False statement in warehouse receipt, 543.37

Forging or altering warehouse license, penalty,  
543.37

Fraudulent issuance of certificates, 544.30

Fraudulent issue of warehouse receipt, 543.37  
Goods deposited subject to mortgage or lien,  
543.37

Provisions of law violated, penalty, 543.36

Receipts, warehouse, offenses, 542.50-542.55

Sale or mortgage of certificated grain, 544.45

Unlawful breaking of warehouse seals, 544.23

Unlawful sale or pledge of stored grain, 544.25

Will, destruction, suppression, 713.5

**FALSE RETURNS**

National guard, 29.38

Public officers, penalty, 740.12

**FALSE SWEARING**

Housing law plan statement, perjury, 413.96

Penalty for, 721.1

Subornation of perjury, 721.2, 721.3

**FALSE WEIGHTS AND MEASURES**

Mining, production price determined, 215.7(3)  
 Possession of, when in business, 189.19, 215.6  
 Transactions by, 189.19, 215.7

**FAMILY**

See *chs* 252A, 597, also *DOMESTIC RELATIONS*

**FARES**

Evading railroad fare, penalty, 716.19  
 Free service to city officials prohibited, 741.1  
 Interurban, rate regulation, 479.2  
 Motor vehicle carriers, 327.2(2), 327.5  
 Passenger busses and taxis, 389.39(2)  
 Railroad rates in general, 479.1–479.102

**FARM**

Animals, 162.1–167.21

**Laborers**

Unemployment compensation law inapplicable, 96.19(7, g, 4)  
 Workmen's compensation law inapplicable, 85.1(3)  
 Landlord and tenant, *chs* 562, 570, 648, see *LANDLORD AND TENANT*

**Leases**

General provisions, Const., Iowa, I, 24; 562.1–562.7  
 Automatic renewal unless terminated, 562.6  
 Moratorium act, 654.15

**Name of farm registered**

Authorization, certificate, 557.22  
 Cancellation and release of rights, 557.26  
 Exclusive right when recorded, 557.23  
 Fee for recording or cancellation, 557.24, 557.26  
 Transfer of farm with name, 557.25

**Soil conservation, see ch 467A, SOIL CONSERVATION**

State associations, 177.1–186.5

Statistics on farm economics published, 159.5(7)

**FARM AGENTS**

See 166.19–166.23

**FARM AID ASSOCIATIONS**

Articles of incorporation prescribed, 176.3  
 Book of agriculture, data published, 159.10  
 Bylaws, power to adopt, 176.7(1)  
 Compensation and dividends prohibited, 176.13, 176.14  
 Corporation tax exemption, 422.34  
 Debts, members' property exempt from, 176.6  
 Gifts, power to accept, 176.7(2)  
 Incorporation requirements, 176.1–176.6  
 Powers of association, 176.7  
 Producers' associations, 177.1–186.5  
 Real property, power to acquire, 176.7(2)  
 Reports and data published, 159.10  
 Seal, 176.6

**FARM BUREAU**

Generally, 176.1–176.14  
 Books from state traveling library, 303.3(11)  
 Fairs, 174.1(2)  
 Meetings in schoolhouses permitted, 297.9

**FARMERS GRANGES**

See *chs* 176, 504

**FARMERS INSTITUTES**

Book of agriculture, data published, 159.10  
 Books, state traveling library to furnish, 303.3(11)  
 Dairying instructions given, 178.2(4)  
 Delegates to state fair board convention, 173.2(4)  
 Funds used for short courses, 175.8  
 Reports and data published, 159.10  
 Report to agriculture department, 175.1(4)  
 State aid for institutes, conditions, 175.1–175.5  
 State aid for short courses, 175.6–175.8  
 State fair board may hold, 159.18  
 State fair convention held at, 159.18  
 Warrants to pay state aid, 175.3, 175.8

**FARMERS UNION**

Generally, 176.1–176.14  
 Books from state traveling library, 303.3(11)  
 Meetings in schoolhouses, 297.9

**FARM LOAN BANK STOCK**

Bank investment in, 528.70

**FARM TENANT ACT**

Bankhead-Jones farm tenant Act, 234.15–234.20

**FARM-TO-MARKET ROADS**

See 310.1–310.36, 312.2–312.5

**FARM TRACTORS AND FARM EQUIPMENT**

Caterpillar tractors, 321.344, 321.442, 321.443  
 Corn shellers and portable mills not special mobile equipment, 321.1(17)  
 Definition of farm tractor, 321.1(7)  
 Driver's license not required, 321.176(2)  
 Enforcement of regulations, 321.401  
 Equipment, exception to law, 321.383  
 Flanges on wheels, when permitted, 321.442  
 Four-wheeled trailer permitted, 321.310  
 Hay or straw, vehicle width exception, 321.454  
 Lights required, 321.399–321.401  
 Motor vehicle fuel tax refunds, 422.52  
 Registration not required, 321.18(3), 321.122  
 Size, weight, and load, exceptions, 321.453  
 Trailers, registration fee, 321.123  
 Wagon box trailers, registration fee, 321.123

**FARO**

Faro layout, possession as grounds for revocation of license, 99A.1–99A.9  
 Penalties, 726.1, 726.5

**FAST DRIVING**

Municipal regulations, 389.40  
 Speed restrictions, 321.285–321.296

**FEDERAL**

See *UNITED STATES*

**FEDERAL AGENCIES**

See also *UNITED STATES*  
 Bonds, fiduciaries trust fund investment, 682.23  
 (1, 2, 11, 12)

**FEDERAL AGENCIES—Continued**

Credit institutions, national, bank investments, 526.25(7)

Deposit insurance corporation  
Assets pledged or sold to FDIC, 530.5  
Bank and trust company investments, 526.25(2)  
Co-ordination, state-federal banking, 530.1–530.5  
Trustees' investments, 682.23

Farm loan bonds, federal, bank investments, 526.25(2)

Federal emergency administration of public works, 385.1, 385.4

Federal estate tax act, effect on Iowa act, 451.1–451.13

Federal farm mortgage corporation  
Banks and loan companies investments, 526.25  
Insurance company investments, 511.8, 515.35  
Trustees' investments, 682.23

Federal reserve  
Investment in stock authorized, 526.25(6), 528.70, 682.23(11)  
Reserve fund required by act, 528.69  
State banking institutions, co-ordination, 530.4

Federal savings and loan association  
Trustees' investments, 682.23(10)

Federal social security board, co-operation with, authorized, 249.2(1)

Fiduciaries, investment of trust funds in bonds, 682.23(1, 2, 11, 12)

Home owners loan corporation  
Banks and loan companies investments, 526.25  
Building and loan investments, 524.25  
Insurance company investments, 511.8, 515.35  
Trustees' investments, 682.23

Housing act, federal insured loans, 682.2, 682.3

Housing administration  
Banks and trust companies, 532.19  
Building and loan investments, 534.25, 682.45  
Insurance companies investments, 511.8, 512.48, 515.35  
Trustees' investments, 682.23

Internal revenue commissioner, estate tax, return, 451.5

Investment of bank funds, authorized, 526.25

Mortgage associations, national, bank investments 526.25(7)

National employment system, 91.17, 91.18

Railroad retirement board, employment security commission records, available to board, 96.11 (11)

Reconstruction finance corporation  
Banks, sale or pledge of assets to, power, 528.93  
Limitation on closed bank judgments not applicable, 615.1  
Loans, refunding drainage costs, 463.26, 463.27

Securities, federal, as bank investments, 526.25(1)

Servicemen's readjustment act  
Installment loan not conflict with GI loan, 529.9

Veteran's administration, incompetent veteran's guardianship, 672.1–672.21, *see GUARDIANS*

**FEE BILL**

Fee bill execution issued, 626.108, 685.4

**FEEBLE-MINDED, HOSPITAL AND SCHOOL**  
*See ch 223, also EPILEPTICS HOSPITAL AND SCHOOL FOR MENTALLY RETARDED*

**FEEBLE-MINDED PERSONS**

*Referred to in code as "mentally retarded persons". For table of euphemistic synonyms used in referring to mental conditions see 218.95*

Admission, *see subhead Commitment below*

Annulment of adoption, cause, 600.7

Census, school, children listed, 279.22(4), 291.9, 291.10

Commitment  
Answer not required, 222.12  
Appearances, time for, 222.8  
Approval by supervisors required, 223.13  
Assistants in committing patient, 222.25  
Children before juvenile court, 222.43  
Citizen may institute proceedings, 222.3  
Commencement wrongfully, penalty, 222.38  
Commissioner's fees allowed, 222.39  
Commission to examine patient, 222.14–222.17  
Commitment order, when made, 222.18  
Commitment, place of, 218.20, 222.18(2, 3), 223.10  
Control board's record of adjudication, 222.53  
Convicts subject to commitment, 222.44  
Costs, against whom taxed, 222.39–222.42  
Costs, liability for, 222.40–222.42  
County attorney's duties, 222.2  
County to pay costs, when, 222.40, 222.41  
Crime conviction, transfer for commitment, 222.44, 222.45  
Criminal court may institute, 222.44, 222.45  
Custody pending hearing, 222.10  
Default of appearance, effect, 222.9  
Delivery of patient to institution, 222.23–222.27  
Districting of state for place of commitment, 223.10  
Docket and record kept by court, 222.52  
Examination on entrance to institution, 222.34  
Fees allowed witnesses and commissioner, 222.39  
Filing fees, court may waive, 222.3  
Foreign county to pay costs, 222.41  
Glenwood state school, applicable, 221.4, 223.10  
Guardian appointed, when, 222.18  
Guardian as party defendant, 222.6  
Hearings, when held, procedure, 222.9, 222.12, 222.13  
Inability of institution to receive, 222.23  
Inmates of private asylum, subject to, 222.48  
Interrogatories, petitioner to answer, 222.11  
Jurisdiction of court, when continues, 222.19  
Juvenile court may institute, 222.43  
Maintenance and cost paid by persons liable, 222.42  
Modification of order, notice required, 222.22  
Notice of hearing, requirements, 222.7  
Penalty for wrongful attempt to commit, 222.38  
Persons chargeable with costs and support, 222.42  
Petitioners, who may be, 222.3, 222.43, 222.44

**Feeble-minded persons—Continued****Commitment—Continued**

Petition for adjudication, 222.3–222.6  
 Petition, place of filing, 222.3  
 Place of commitment, 218.20, 222.18(2, 3), 223.10  
 Pleadings required, 222.3–222.6, 222.11, 222.12  
 Private asylum inmates, 222.48  
 Procedure, tried as equitable proceeding, 222.12  
 Public unless request for private trial, 222.13  
 Receipt for patient, duplicate warrant, 222.26  
 Record kept by board of control, 222.53  
 Relative may institute proceedings, 222.3  
 Relatives and party defendants, 222.6  
 Relatives, notice required, 222.6, 222.22  
 Report of commission, 222.15  
 Ruling of report of commission, 222.16  
 State school for feeble-minded, 223.7, 223.10  
 Trial, when public, 222.13  
 Voluntary patients admitted, 222.54  
 Warrant of commitment, 222.24–222.27  
 Witnesses names indorsed on petition, 222.5  
 Witness fees allowed, 222.39  
 Woodward state school, applicable, 223.10  
 Wrongful institution of proceeding, penalty, 222.38

Communications with patients in institutions, 222.35

Convalescent leave, 222.36, 223.19

County attorney's duties, 222.2

County's liability for support, 223.12–223.18

Criminal proceedings suspended, 222.44, 222.45

Death, sudden or mysterious, inquest, 222.37

Definition, 222.1

**Discharge proceedings**

Adjudication, not bar to later action, 222.33  
 Clothing and money on discharge, 222.49  
 Costs, against whom taxed, 222.40–222.42  
 Denial of petition for discharge not bar to future proceedings, 222.33  
 Dockets and record kept by courts, 222.52  
 Examination of patient permitted, 222.34  
 Glenwood school, 222.28–222.33, 223.9  
 Grounds for discharge enumerated, 222.30  
 Habeas corpus, right not abridged, 222.28  
 Notice of hearing, service required, 222.31  
 Order of discharge or modification, 222.28, 222.32  
 Petition, filing, 222.29  
 Private institutions, 222.29–222.33  
 Records kept by control board, 222.53  
 Superintendent's duty to start proceedings, 222.34  
 Witness fees allowed, 222.39  
 Woodward school, 222.34, 223.9

Escapees from other states, 222.55

Escapees from institutions, return, 222.50, 222.51

Eugenics board hearing, 145.2–145.22

Examination and report of commission, 222.14–222.17

Examination on entrance to institution, 222.34

Expense of recapture of escaped patients, 222.51

Guardians, 222.18–222.22, 669.1–670.19

Insane, inquest as to mental health, 222.47

Leave of absence from institutions, 222.36

Letters by committed patients, rights, 222.35

Liability for patient's support, 222.42

Lien for support, 223.16, 223.20

**Feeble-minded persons—Continued**

Minors, no lien for support charges, 223.16

Modifications of orders, notice, 222.22, 222.30–222.33

Parole, 222.36, 223.19

**Private institutions**

Communications with patients allowed, 222.35

Control board's power over, 222.18, 222.19

Court, jurisdiction over, 222.19

Death, sudden or mysterious, inquest, 222.37

Leave of absence, 222.36

Letters of patients, rights, 222.35

Liability for patient's support, 222.42

Transfer of patients, 222.46, 222.48

Rape of feeble-minded female, penalty, 698.3

Report to eugenics board, 145.2

School officer's reports as to, 273.18(28), 291.10

State institutions, 221.1–223.19

Sudden or mysterious death, inquest held, 222.37

Support of patients in institutions, 222.42, 223.12–223.18, 223.20, 230.1–230.30

Transfer of patients, 218.20, 222.46–222.48, 223.11

**Feeble-minded, school for (Glenwood)**

*Properly referred to as school for mentally retarded*

Administration by board of control, 218.1

Business manager, 218.6–218.8

County attorneys, notice of admission districts, 223.10

Districting the state for commitments, 223.10

Hospital service corporations, 514.5

Object and purpose stated, 223.1

Reports, *see CONTROL, BOARD OF*

**Superintendent**

Appointment, 218.9, 223.2

Member of eugenics board, 145.1

**Feed for animals**

Agricultural seeds, 199.1, 199.14

Baled hay or straw, weight tags, 212.5

Baling or combining lien, 571.1–571.5

**Commercial feed**

Affidavit with dealer's samples, 198.7

Agriculture department duties, 189.2

Analysis, 198.14

"Articles", subject to regulation, 189.1(1)

Bonded warehouse law applicable, 543.1(4)

Commercial feed fund, purpose, 198.9

Container defined, 189.1(4)

Contents specified on labels, 198.2

Definitions, 198.1(1)

Drug law not applicable, 203.8

False labeling, 190.9

Feed not subject to inspection fees, 198.11

Fee for inspection, who pays, 198.8

Fee for registration of dealers, 198.7

Fees paid to state treasurer, 189.29, 198.9

Garbage, 163.26–163.29

Inspection, 189.3–189.7, 198.7, 198.8, 198.14

Labeling, 189.9–189.14, 198.2–198.6

Licenses, 163.28, 189.17

Mislabeled articles, 189.14, 189.16, 189.21

Package defined, 189.1(4)

**FEED FOR ANIMALS—Continued**

**Commercial feed—Continued**

- Penalties, 189.19–189.25
- Poisonous substances not allowed, 198.13
- Poisons, labeling exceptions, 205.8
- Poultry shells as commercial feed, 198.3
- Purchaser, samples for analysis, 198.14
- Reports from manufacturers, 189.27, 198.8
- Reports required from dealers, 189.27, 198.7
- Retailers, exempt from inspection fees, 198.12
- Samples to be furnished by dealers, 198.7
- Shells, poultry, as commercial feed, 198.3
- Trade formulas need not be on labels, 189.12
- Trade-marks, chs 548–550
- Weeds prohibited or eliminated, 198.4
- Written labels permitted, 198.6
- Cornshelling or husking lien, 571.1–571.5
- Exemption from execution, 627.6(10)
- Factories and buildings inspected, 189.4
- Garbage, 163.26–163.29
- Public contracts, materials, 573.1(4)
- Raw garbage, no indemnity paid, 163.15
- Thresherman's lien, 571.1–571.5
- Vehicles carrying, state inspection, 212.6
- Waste to increase price, penalty, 734.1, 734.2
- Weights and measures, 210.10, 212.5–215.9

**FEED STABLES**

- Keeper's lien, 579.1–579.3

**FEEES**

- Employment agency, limited, 94.6

**FEE SIMPLE**

- Deed, form, 558.19
- Words used to convey, 557.2, 558.19

**FELLOW SERVANT RULE**

- Provisions, 85.7, 85.14, 85.15

**FELONY**

- Assault with intent to commit, 694.5
- Bar to interest in estate, 636.47
- Compounding
  - Bribe to conceal offense, 722.1, 722.2, 773.49
  - Misprision of treason, 689.3
  - Third conviction, penalty, 747.1
- Conspiracy to commit, 719.1
- Definition, 687.2
- Females committing felonies, 687.3
- Habitual criminal, third conviction, 747.1
- Juror, conviction cause for challenge, 779.5(1); R.C.P. 187(f)
- Motor vehicle violations, penalty, 321.483
- Parole violation, imprisonment, 247.28
- Public offense, 687.1
- Sales tax frauds, 422.58
- Witness, interrogation as to, permitted, 622.17

**FENCES**

- Animals trespassing, 188.3–188.5
- Appeals from fence viewers, 113.23, 113.24
- Barbed wire
  - City power to restrain and prohibit, 368.7(1)
  - Lawful fence, use on, 113.18, 113.20
  - School grounds, prohibited, penalty, 297.14

**FENCES—Continued**

- Boundaries, 650.6
- Cattle guards, railway fences, 478.1–478.7
- Cemetery fences damaged, 714.23, 714.24
- Construction
  - Costs collected as taxes, 113.6
  - Line, partly on one side or the other, 113.16
  - One side of line, 113.15, 113.17
  - Property of another, 113.15
- Contributions required of adjoining owners, 113.5
- Crops protected in case of erection or removal, 113.15
- Defaulting owner liable for damages, 113.6
- Division agreements recorded, 113.12
- Duty to erect partition fences, 113.1, 113.17
- Erection and maintenance upon request, 113.1
- Fees and costs, when collected as taxes, 113.6
- Fence viewers, *see FENCE VIEWERS*
- Hedge fences along roads, 318.1–318.5
- Highway obstructions removed, 319.1–319.4
- Hog-tight fences, railway right of way, 478.5
- “Lawful fence” defined, 113.18
- Line fences, *see subhead Partition Fences below*
- Line fences, erection, removal, 113.18
- Mechanic's lien, material, labor, 572.1(4), 572.2
- Partition fences
  - Agreement by parties for division, record, 113.12
  - Agreement by parties, recorded, effect, 113.12, 113.13
- Animals trespassing
  - Damages due to neglect to maintain, 188.4
  - Fenced land, effect, 188.3
  - Unfenced land, effect, 188.5
- Built on line, right to erect, remove, 113.16
- Contribution of owners, limitation, 113.5
- Costs of building, collected as taxes, 113.6
- Defaulting owners, collection procedure, 113.6
- Duty to erect and maintain, 113.1
- Fence viewers, *see FENCE VIEWERS*
- Hedges, duty to trim and cut back, 113.2
- Heirs and grantees, bound by record, 113.13
- Hog- and sheep-tight fences, 113.19–113.21
- “Lawful fence” defined, 113.18
- One side of line, rights of parties, 113.17
- Pasture, duty to keep fence tight, 113.21
- Recording of agreements and proceedings, 113.10–113.14, 113.24
- Sheep- and hog-tight fences, 113.19–113.21
- “Tight fence” defined, 113.20
- Tight fences, duty to construct, 113.19
- Township clerk
  - Certifies record to county recorder, 113.10
  - Record of notices and orders, 113.10
- Posts, wire and material, mechanic's lien, 572.1
- Proceedings, recorded, effect, 113.10–113.14, 113.24
- Railroad fence specifications, 478.4
- Railroad, local regulations not applicable, 478.8
- Railway fence requirements, 478.2–478.11
- Recording, fence agreements, 113.10–113.14, 113.24
- Records kept by township clerk, 113.25
- Roads, 319.1–319.6
- School sites, maintenance, 297.13, 297.14
- Sheep- and hog-tight fences, 113.19–113.21
- Specification for railway right of way, 478.4
- Tight partition fences, 113.19, 113.20

**FENCES—Continued**

Timber from land to build, damages, 113.15  
Trimming hedge fence twice annually, 113.2

**Violations**

Cemetery fences, injury, 714.23, 714.24  
Defacing fences or walls, 714.3  
Leaving open gate or bars, causing injury, 714.4  
Malicious injury to hedges or fences, 714.4

**FENCE VIEWERS**

Appeal to district court, 113.23, 113.24  
Clerks fees, allowed, 113.25  
Controversies decided, 113.3–113.5, 113.15, 113.22  
Damages for fence on another's land, 113.15, 113.17  
Decisions and notices filed, 113.8–113.11, 113.14  
Decision, when and how made, 113.4, 113.8  
Decree of court certified to recorder, 113.24  
Defaulting owners, collection procedure, 113.6  
Different townships, procedure, 113.14  
Fees allowed, 113.6, 359.46(3)  
Fence on another's land, removal, 113.15  
Filing of orders with township clerk, 113.8  
Kinds of fence required, 113.18, 113.20  
Nonresidents, service by publication, 113.7  
Notices required, 113.3, 113.7, 113.9  
Orders, record binding, 113.8, 113.10, 113.11, 113.12  
Powers, 113.3–113.13, 113.22  
Railway fences, approved by, 478.4(5)  
Record kept, effect, 113.10, 113.11, 113.24, 113.25  
Repairs specified to be made, 113.4  
Request of landowner, 113.3, 113.5  
Tight fence controversies, power, 113.22  
Township clerk, records, duties, 113.10–113.15, 113.25  
Townships, different, procedure, 113.14  
Township trustees as fence viewers, 359.17

**FERRETS**

Game law, unlawful use, 109.53, 109.92  
Tax "ferrets" authorized, 443.20

**FERRIES**

City or town, establish, regulate, 368.27  
Franchises taxable as realty, 427.13(1)  
Special charter cities, regulation, 420.166

**FERTILIZERS, COMMERCIAL**

Agricultural department, duties, 189.2

**Agricultural lime**

Analysis of samples by state, 201.7  
Analysis on label, penalty, 201.5, 201.6  
County limestone quarries, 202.1–202.11  
Definitions, 201.4  
Department requirements, 201.7–201.13  
Label requirements, 201.5  
License, fees, 201.1–201.3  
Sales tax not applicable, 422.42(3)  
Truckers, overloads permitted, 321.466  
Weight per bushel, 210.10  
Agriculture secretary, duties, 200.2, 200.4, 200.8–200.18  
Analysis, 200.3(11), 200.6, 200.11, 200.21  
"Article" subject to regulation, 189.1(1)  
Brand registration cancelled, 200.16  
Brands registered annually, 200.4, 200.7  
Carrier exempt from general penalties, 189.21

**FERTILIZER, COMMERCIAL—Continued**

Chain store tax exemption, 424.3(3)  
City regulation of factories, 368.5(1)  
Containers defined, 189.1(4)  
Contracts in violation of law invalid, 189.28  
County limestone quarries, 202.1–202.11  
Enforcement, 189.22–189.25  
Exceptions from law, 200.20  
Exemption of goods for other states, 189.26  
Factories, municipal regulations, 368.5(1)  
Fraud against buyer, 200.12, 200.13  
Information published, 200.10, 200.14  
Insecticides mixed with fertilizer, 200.7  
Inspection by state, 189.3–189.8, 200.8–200.11  
Inspector may institute proceedings, 189.25  
Labeling requirements, 189.9, 189.16, 200.5, 200.7  
License requirements, 189.17, 189.18, 200.6  
Liquid fertilizer, equipment for motor vehicle law, 321.1(16)  
Marls, geological survey investigation, 305.3  
Mechanic's lien, material, labor, 572.1(4), 572.2  
Mislabelled fertilizer condemned, 200.18  
Package defined, 189.1(4)  
Pesticides mixed with fertilizer, 200.7  
Reports required of dealers and manufacturers, 189.27  
Sale of adulterated articles, 189.15  
Sales tax not applicable, 422.42(3)  
Samples, inspected, analyzed, 189.3–189.8  
Soil conservation district, furnish, 467A.7(6)  
Stop sale orders, 200.17  
Truckers, overloads permitted, 321.466  
Violations, 189.14, 189.19, 200.19; R.C.P. 131  
Witnesses summoned for prosecutions, 189.8

**FICTIONS**

Abolished in pleadings, R.C.P. 67

**FIDUCIARIES**

Action, declaratory judgment, R.C.P. 264  
Affidavit as to compensation, 682.3, 682.4  
Attorney in fact, *see ATTORNEYS IN FACT*  
Authorized securities for investment, 682.23  
Bank deposits payable, 453.1, 526.37  
Banks, fiduciary capacity, 532.1–532.21  
Beneficiaries, declaratory judgments, R.C.P. 264  
Bond reduced by deposit of funds, 532.3  
Bonds, conditions required, 64.2, 64.4, 682.1–682.9  
Brokers real estate license, exempt, 117.7(4)  
Bulk sales law, exception, 555.3  
Chain store tax law applicable, 424.2(2)  
Cigarette law applicable, 98.1(3)  
Common trust fund, 533A.1–533A.6  
Corporate fiduciaries affidavit, 682.4  
Corporation business tax applicable, 422.32  
Declaratory judgments, R.C.P. 264  
Deposit of estates and trust funds, recovery, limitation, 682.29, 682.34, 682.41–682.44  
Discovery of property in litigation, 682.29, 682.30  
Executors and administrators, *see ESTATES OF DECEDENTS*  
Federal stocks, bonds, power to purchase, 682.23 (1, 2, 11, 12)  
Final report, show taxes paid, 422.27, 682.35  
Foreign fiduciaries, powers, 633.53–633.56  
Funds ordered deposited in bank, 532.2  
Guardians, *see GUARDIANS*

**FIDUCIARIES—Continued**

Income tax  
 Definitions, 422.3, 422.4  
 Final report, 422.27  
 Return filed, 422.15, 422.20

Inheritance tax, final settlement, 450.58

Interested in action, notice served on guardian ad litem, R.C.P. 56(b, c)

Investment of trust funds regulated, ch 682, *see INVESTMENTS*

Joint authority, majority to act, 4.1(4)

Moneys and credits, deductions, 429.10

Mortgage of decedent's personalty, 365.22

Mortgaging decedent's real property, 635.23, 635.29

Receivers, *see RECEIVERS*

Referees, *see REFEREES*

Retail sales tax law applicable, 422.42

Stay of execution, exceptions, 626.58

Taxes shown paid in final report, 422.27, 682.35

Trust companies, 532.1–532.21

Trustees, *see TRUSTEES*

Trust fund deposit in court, recovery, limitation, 682.29–682.34, 682.41, 682.44

Trusts, endowment and private, exempted from state budget, 8.32

Uniform gift to minors act, 565A.1–565A.11

Veterans' guardians, generally, 672.1–672.20

Warehouses, owner for storage purposes, 544.1

**FIELDS**

Arson, setting fire or burning, 707.7

Crop pest act, insects and plant diseases, eradication, 267.1–267.22

**FIGHTING**

Affray defined, penalty, 727.1

Prize fights prohibited, 727.2–727.5

**FIGURES AND NUMERALS**

Roman numerals and Arabic figures, part of English language, 4.1(22)

**FILLING STATIONS**

Gasoline pump license, 214.1–214.5

Motor vehicle fuel tax law, 324.1–324.80

Petroleum products in general, chs 208, 323, 324

Price and tax posted, 324.20

**FILMS**

Immoral productions prohibited, 725.3, 725.4

**FINANCE COMPANIES**

*See LOANS*

**FINDING OF FACTS**

Agreed statement of facts submitted, 678.1–678.9

Appeal board for local budget law, 24.32

Appeal board for state institution contracts, 22.3

Architectural examiners, conclusive, 118.13

Challenge on appeal as to sufficiency, R.C.P. 179

Conclusions of law stated separately, R.C.P. 179

Court, 624.3, 624.4, 647.3; R.C.P. 179

Court without jury, facts in writing, R.C.P. 179

Employment security commission, conclusive, 96.6(1)

**FINDING OF FACTS—Continued**

Enlarged or amended, judgment modified, R.C.P. 179

Industrial commissioner, conclusive, 86.25, 86.29

Judgment follows, R.C.P. 179

Jury, civil cases, 646.16; R.C.P. 205, 206

Jury, criminal cases, 737.7, 780.23, 785.1–785.18

Libel cases, findings by jury, 737.7

Lost and destroyed records, 647.3

Matter in abatement and in bar distinguished, R.C.P. 220

Old-age assistance claims, 249.11

Pleading amendment, new hearing, R.C.P. 249

Political nomination committees to hear objections, 44.6–44.8, 46.15

Real estate commissioner, conclusive, 117.41

Referee's findings, effect, 414.18; R.C.P. 209, 210, 214

Request not necessary for review, R.C.P. 179

Special execution, right determined, 624.17

Special, judgment entry, R.C.P. 205, 206

Trial of civil cases, *see JURY, subhead Verdict*

Zoning law cases on appeal to court, 414.18

**FINES****Accounting**

City or town, 420.39

City treasurer to county, 602.32

District court, 666.6

Failure to account, penalty, 740.7

Grand jury, charge of court, 770.16

Justice of the peace, 762.40–762.42

Mayor's court, 666.6

Municipal court, 602.32, 666.6

National guard, 29.78

Police courts, 666.6

Sheriff, 762.41, 762.42

Superior courts, 603.25, 666.6

Actions to recover, 367.9

Art galleries, municipal, reports of, 379.15

Assessment of excessive fines, penalty, 740.1

Bail on appeal, liability for fines, 763.9

Cities, power and limitations, 366.1

Cities, use of fines, 364.4, 367.9

City ordinance violation, nonpayment of fines, penalties, 356.16–356.22, 367.10, 420.36

Commission for collection, 333.11(2), 340.9

Commitments, nonpayment of city fine, 420.36

Commitment to jail, ordinance violation, 367.10

Concurrent jurisdiction for recovery, 616.3(1)

Contempt, amount of fine, 665.4

Contempt, general assembly, 2.27

County attorney, collection of fines, 336.2(5)

County attorney, fee on fines, 340.9

County attorney's information, jurisdiction, 769.1

County auditor, report of fines, 333.11(14), 333.13

Discretion as to sentence by court, 789.15

Disposition of fines, 666.3, 666.6

Docks, municipal board's power, 384.3(5)

Excessive, constitution prohibits, Const., Iowa, I, 17

Excessive, prohibited, Const., U. S., Amend. 8

Execution for fine, 791.6

Execution to collect city fines, 420.36, 790.2, 791.6

Execution within county of trial, 791.2

False entries of fines, penalty, 740.9

Forfeitures, *see FORFEITURES*

**FINES—Continued**

- Grand jury to investigate accounting of fines, 770.16
- Imprisonment for nonpayment, 762.32, 789.17
- Inure to state, county or school fund, Const., Iowa, XII, 4
- Jurisdiction, action to recover fine, 616.3(1)
- Justice's jurisdiction, amount of fine, 762.1
- Libraries, state, provision for fines, 303.3(9)
- Liens on real estate, 790.1, 790.2
- Limitations on city's power, 366.1
- Liquor fines, property subjected, 126.16–126.18
- Loans by county or state treasurer, 452.4, 452.5
- Military fines deducted from pay, 29.78
- Military fines, imprisonment, nonpayment, 29.48
- Misappropriating fines, penalty, 740.8
- Misdemeanors, general penalties, 687.7
- Municipal publicity expenses paid from, 364.4
- Nonindictable offenses, 762.31, 762.32, 762.38–762.42
- Ordinance violations, 366.1, 420.31, 420.34–420.38
- Penalties, *see* **PENALTIES**
- Place of bringing action for recovery, 616.3
- Practice act violations, 147.86
- Prisoner's earnings applied, 218.43, 356.22
- Public libraries, fines and rentals, 378.10(8)
- Remission by governor
  - Application, information furnished, 248.9
  - Clerk's duty, 248.17
  - Constitutional power, Const., Iowa, IV, 16
  - Duplicate copies, 248.14, 248.16
  - Governor's power, Const., Iowa, IV, 16; 248.13
  - Report to general assembly, 17.5
  - Testimony taken, 248.10
- Reports
  - Annual, required of various officers, 666.6
  - Auditor's annual, publication, 333.13, 333.14
  - Clerks of various courts, 666.6
  - Forfeited recognizances reported, 666.6
  - Governor's reports on remissions, 17.5
  - Justices of the peace, 601.132, 666.6
  - Mayors of cities and towns, 666.6
  - Officers, general, yearly report, 79.7
- School district funds to receive, Const., Iowa, IX, 2nd, 4; 302.3, 666.3
- Special charter cities, 420.31, 420.35–420.39, 420.172, 420.186
- Stay of execution, 790.1, 790.2
- Supreme court, mandates enforced, R.C.P. 347(a)
- Venereal disease violations, penalty, 140.40, 140.41
- Wages of institution inmates applied, 218.43
- Wages of jail prisoners applied, 356.22

**FINGERPRINTS**

- Destruction, when required, 749.2
- Indorsements, old-age assistance warrants, 249.14
- Taking, when required, 749.2, 749.4

**FIREARMS**

- Possession, sale, use, 695.1–696.11

**FIRE DISTRICTS**

- Benefited fire districts, 357A.1–357A.14

**FIRE MARSHAL**

- General provisions, see STATE OFFICERS AND DEPARTMENTS*
- Appropriated funds, fees paid from, 100.34

**FIRE MARSHAL—Continued**

- Arrests, power of marshal, 100.9
- Arson prosecutions instituted, 80.9, 100.9
- Arson reported, 100.3
- Bond required, amount, 64.6(11)
- Buildings, authority to enter and inspect, 100.10
- Buildings, regulation, 100.1, 100.35
- Bulletin on fire prevention for schools, 100.32
- Chief officer of fire protection division, 100.1
- Crimes, fire, prosecutions instituted, 80.9, 100.9
- Deaths from fire reported, 100.3
- Duties enumerated, 100.1
- Entry and inspection of premises, right, 100.10
- Fire drills, schools, duty to require, 100.31
- Fire escapes, 100.11, 103.1–103.17
- Fire hazards removed
  - Appeal from final order of marshal
    - Bond for costs required, 100.17
    - Costs, to whom taxed, 100.23
    - County attorney to represent marshal, 100.20
    - District court, procedure, 100.16–100.20
    - Exclusive remedy, 100.25
    - Mandatory writ to enforce decree, 100.24
    - Supreme court, as ordinary action, 100.21
    - Suspension of marshal's order on appeal, 100.22
    - Transcript, review proceedings, filed, 100.19
  - Assessment of expense, hearing, appeal, 100.27–100.29
  - Combustible material, order of removal, 100.13
  - Expense of removal taxed to owner, 100.27–100.29
  - Penalty for failure to comply, 100.26
  - Removal or repair order, power, 100.13
  - Review of order of removal of hazard, 100.14, 100.15
  - Tax assessed, collected, refunded, 100.27–100.29
  - Time for compliance with order, 100.26
- Flammable liquids, regulations, 101.1–101.8
- Food establishments regulated, 170.38
- Head of fire protection division of safety department, 100.1
- Hotel regulations, 170.38
- Inspection, state institutions, 218.4
- Investigation of fires
  - Assistance to local officers, 100.2
  - Duty to investigate, 100.1
  - Fatalities reported, 100.3
  - Oaths, authority to administer, 100.7
  - Officers of municipalities, duties, 100.2, 100.3
  - Private investigation authorized, 100.30
  - Production of books and papers, 100.7
  - Refusal to testify or produce books, 100.8
  - Segregation of witnesses permitted, 100.30
  - Supervision over local investigation, 100.2
  - Suspected arson reported, 100.3
  - Testimony under oath, power to take, 100.6
  - Witnesses, power to summon, 100.7
- Laws enforced, 100.1
- Liquefied petroleum gas, regulated, 101.1–101.8
- Notification of fires, when required, 100.3
- Nursing home duties, 135C.5, 135C.9, 135C.17
- Record of fires, by marshal, public, 100.5
- Refusal of local officer, penalty, 100.4
- Report, annual, requirements, 17.1, 17.2, 17.4
- Reports to fire marshal, 100.3, 100.4, 100.34



**FIRE MARSHAL—Continued**

Report to governor, annually, 100.33  
 Restaurants regulated, 170.38  
 Rules and regulations for fire escapes, 103.12  
 Safety rules promulgated, 100.1, 100.35, 170.38  
 Specifications for fire escapes, to adopt, 103.11  
 Supervision of fire escape inspection, 103.10  
 Supplies furnished by executive council, 19.25  
 Time of report of fire required, 100.3

**FIRES AND FIRE PROTECTION**

Arson laws, *see subhead Violations below*  
 Arson suspected, report required, 100.3  
 City and town building regulations, 368.9  
 City and town regulation, 368.11, 420.189  
 City or town authority to provide water supply, 397.28  
 Coal mine requirements, 82.53, 82.59, 82.91, 82.98  
 Conservation commission, wildlife areas, 107.24(9)  
 Control board, state power, 218.4, 218.5  
 County bridges and buildings burned, replacement, 343.11(1)  
 County hospitals near cities, 347.20  
 County water service districts, 357.1–357.34  
 Death resulting, report required, 100.3  
 Doors to open outward in public buildings, 103.8  
 Exit doors not fastened against exit, 103.6, 103.8  
 False alarms, punishment, 714.31, 714.32  
 Fire companies  
     Certificates to show exemption, 102.2, 102.3  
     City or town authority, 368.11  
     Exemption of members, 102.1–102.4, 607.2(6)  
     Injury or removal of apparatus, 714.28–714.30  
     Insurance for group, volunteer, 368.14, 509.1(2)  
     Joint operation, 368.12  
     Nonprofit corporations, 504.1  
     Tax exemption, property, equipment, 427.1(4)  
 Fire department, *see CITIES AND TOWNS*  
 Fire drills in schools, 100.31, 100.32  
 Fire engines, boilers, emergency, exempt from inspection, 89.3  
 Fire escapes  
     Access to fire escape required, 103.6(1–3)  
     “Buildings” defined, 103.2  
     Buildings requiring fire escapes, 103.1–103.7, 413.36  
     City and town officers’ duties as to inspection, 103.10, 103.13–103.15  
     Classes of escapes, different buildings, 103.7  
     Classes of fire escapes defined, 103.5  
     Construction and arrangement requirements, 103.5, 103.6  
     County supervisors, chairmen, inspection duties, 103.10, 103.13–103.15  
     Definitions of terms, 103.2, 103.3, 103.5  
     Doors not fastened against exit, 103.6  
     Doors to escapes not to be fastened, 103.6, 103.8  
     Drop stairways or ladders required, 103.5  
     Exit doors, not fastened against exit, 103.6, 103.8  
     Formula for determining fire escapes, 103.3  
     Hazards, additional escapes required, 103.4  
     Hotels, 103.6(6)–103.8, 170.38  
     Housing law requirements, 413.36, 413.81, 413.89, 413.90  
     Insane hospitals, county and private, inspection, 227.2(4)

**FIRES AND FIRE PROTECTION—Continued**

Fire escapes—Continued  
 Inspection  
     Appeal from notice of defects, 103.16  
     Building inspectors, duties, 103.13  
     Inspectors to notify owners, appeal, 103.15, 103.16  
     Notice to owner, unsafe conditions, 103.15  
     Officers, powers and duties, 103.13–103.15  
     Powers and duties of inspection officers, 103.14  
 Inspection upon complaint, hotel or food establishment, 170.47  
 Inspectors, duty to enforce law, 103.10  
 Location of escapes and exits, 103.4, 103.6  
 Multiple dwelling requirements, 103.13–103.15  
 Number and size of exits required, 103.9  
 Number of fire escapes required, 103.3, 103.4  
 Prosecution for violation, 91.11  
 Red lights to show exits at night, 103.6(6)  
 Rules and regulations, by fire marshal, 103.12  
 Signs to show location of escapes, 103.6(5)  
 Specifications, standard, 103.11  
 Sprinkler system, time of exit, effect, 103.4  
 Stairways required, 103.7  
 “Story” defined, 103.2  
 Supervision of inspection by fire marshal, 103.10  
 Time of exit of occupants considered, 103.4(4)  
 Violations of fire laws and orders, 103.17  
 Windows not fastened against exit, 103.6  
 Fire extinguishers and apparatus  
     Boats and vessels, requirements, 106.9  
     Coal mine requirements, 82.98  
     Injury or removal, punishment, 714.28–714.30  
     Tax exemption, 427.1(4)  
     Township tax levies to provide, 359.42–359.45  
 Fire hazards  
     Appeal by owner to fire marshal, 103.16  
     Appeal, writ enforcing decree, 100.24  
     City and town regulation, 368.11  
     Fire marshal to remove, 100.12–100.29  
     Inspectors, powers and duties, 103.14  
     Notice to owner by inspector, 103.15  
     Nuisance, 657.2(10–12)  
 Fire limits, cities and towns, 366.12–366.15, 368.11  
 Fire losses, tax remission, 445.62  
 Fire marshal, 100.1–100.34, *see FIRE MARSHAL*  
 Firemen  
     *General provisions, see CITIES AND TOWNS, subhead Fire Department*  
     Civil service law, 365.1–365.30  
     Pensions and retirement systems, *see PENSIONS*  
     Railroad passes, 479.94  
     Volunteer, blue light on vehicle, 321.423  
     Volunteer, insurance, 368.14  
 Fireworks, 732.17–732.19  
 Food establishments, regulations, 170.38  
 Hotel requirements, 103.6(6), 103.7, 170.38  
 Housing law requirements, 413.35–413.46, 413.81, 413.89, 413.90  
 Insane hospitals, county and private, inspection, 227.2(4)  
 Institutions, state  
     Board of regents, contracts with city, 262.33

**FIRES AND FIRE PROTECTION—Continued**

- Institutions, state—Continued
  - Control board, contracts with city, 218.5
  - Inspection, state fire marshal, 218.4
- Institutions under control board, 218.4, 218.5
- Jails, prisoners removed from fire danger, 356.8
- Loss by fire, tax remission, 445.62
- Motor vehicles
  - Crossing fire hose, forbidden, 321.368
  - Emergency vehicles, as, 321.1(26)
  - Following apparatus, parking in block, 321.367
  - Nonresident owner, notice to agent or lessee, 103.15
  - Railroad's liability for fire damage, 479.126
  - Regulation by cities and towns, 368.11, 413.35–413.46, 414.3, 420.189
  - Regulations by fire marshal, 100.1, 100.35, 170.38
  - Restaurants, regulations, 170.38
  - Rules and regulations by fire marshal, 103.12
  - School fire drills, 100.31, 100.32
  - Schools for firemen, city delegates, 368.13
  - Sprinkler systems, efficiency, effect, 103.4
  - Standard schools, minimum prescribed, 293.2
  - Tax exemption, 427.1(4)
  - Tax remitted on property lost by fire, 445.62
  - Township fire protection, 359.42–359.45
- Violations
  - Allowing fire to escape from control, 707.8
  - Applicability of law to married women, 707.6
  - Arson or burning, ch 707, *see CRIMES*
  - Burning wood piles, or other fuel, 707.3
  - Defrauding insurers by burning, 707.4
  - False alarms, penalty for giving, 714.31, 714.32
  - Injuring fire protection water supply, 716.1
  - Injury to fire apparatus, penalty, 714.28
  - Larceny at fire, penalty, 709.6
  - Officers refusing to investigate fires, 100.4
  - Penalty for law violations, 103.17
  - Refusal to comply with fire marshal's orders, 103.17
  - Refusal to testify before fire marshal, 100.8
  - Removal of fire apparatus, penalty, 714.29, 714.30
  - Stealing property removed at fire, 709.6
  - Timbered land, burning without due caution, 707.7, 707.8
- Wildlife areas, 107.24(9)
- Zoning as a fire measure, 414.3

**FIREWORKS**

- Definition of fireworks, 732.17
- Firecrackers, giant, sale prohibited, 695.27, 695.28
- Kind of fireworks covered by laws, 695.27, 732.17
- Penalty for law violation, 695.27, 695.28, 732.19
- Sale or use prohibited, 732.18
- Sales regulated, 695.27, 695.28, 732.17, 732.19
- Supervised exhibitions, permits required, 732.17
- Violation of law as misdemeanor, 732.19

**FIRMS**

*See PARTNERSHIPS*

**FISCAL**

- "Biennial fiscal term" defined, 8.37
- Fiscal year
  - Appropriations, annual, 3.12

**FISCAL—Continued**

- Fiscal year—Continued
  - Budget and financial control, 8.36
  - Cities and towns, 363.29
  - Co-operative banks, 531.18
  - Credit unions, 533.7
  - Defined under state budget, 8.36
  - Local budget law, 24.2(4)
  - State, 8.6
  - Tax law, three-point, 422.4(5)
- Fiscal year end, co-operative banks, 531.18
- State fiscal affairs, *see COMPTROLLER*

**FISH AND GAME**

*See also CONSERVATION COMMISSION*

- Administrative orders, power to adopt, 107.23–107.25, 109.32, 109.38, 109.39, 109.119
- Angling laws, *see subhead Fishing Laws below*
- Animals
  - Bounty laws, 350.1–350.7
  - Defined, 109.40, 109.41
  - Domestic, *see ANIMALS*
  - Seizure of animals illegally taken, 109.12, 109.13
  - Traps, box, prohibited, 109.92
  - Wild, title and ownership in state, 109.2, 109.3
- Artificial lakes, minnows for bait, 109.70
- Artificial lights, use in hunting, 109.93
- Attorney general to give opinions, 109.35
- Automobile, not nuisance for confiscation, 110.18
- Bag and possession limits, 109.48
- Bag limits, change, 109.39
- Bait
  - Artificial lakes, inspection, restrictions, 109.70, 109.72
  - Bait dealers
    - Boxes for bait, open for inspection, 109.63
    - Clams allowed to be taken, 109.63
    - Frogs allowed to be taken, 109.63, 109.67, 109.84
    - License requirements, 109.63, 110.1
    - Minnows allowed to be taken, 109.63
    - Revocation of license, grounds, 109.63, 110.14, 110.15
    - Size of tanks and boxes for bait, 109.63
    - Young fish, varieties not to be sold, 109.82
  - Frogs
    - Fishing licensees may take, 109.84
    - Seizure, exempt if for bait, 109.12
  - Minnows
    - Catch limits, 109.63, 109.67, 109.80
    - Commercial purposes, defined, 109.80
    - Definition of minnows, 109.80
    - Inspection on artificial lakes, 109.70
    - Nets and seines, requirements, 109.80
    - Open season, designated, 109.67
    - Penalty for violations, 109.32, 109.119
    - Possession limit, 109.63, 109.67
    - Regulatory authority of commission, 109.80
    - Size limit, 109.63, 109.67
    - Taking regulated by commission, 107.15
    - Transportation out of state, 109.80, 109.81
    - Traps, when permitted, 109.81
    - Unlawful acts, enumerated, 109.80
    - Use only for bait on hook and line, 109.80
    - Prohibited fish for bait, 109.82

**FISH AND GAME—Continued**

## Bait—Continued

- Small bait to be returned, 109.63
- Young fish, varieties undesirable, 109.82

## Basket fish traps, 109.106–109.111

## Beaver, 109.87

## Biological balance maintained, 109.39

## Birds

- Banding, 109.65, 109.66
- Bird day in public schools, 279.39
- Bounty laws, 350.1–350.7
- Breeders of game, 109.60–109.62, 110.1, 110.16
- Cage bird, sale permitted, 109.20
- Canaries, importation and sale authorized, 109.20
- Collecting and banding, 109.65, 109.66
- Definition, wild birds as game, 109.41, 109.42
- Display of game to officer, 109.52
- Distribution for stocking purposes, 109.4
- Eggs and nests protected, 109.39, 109.41, 109.42
- Field retriever meets, restrictions, 109.22
- Fish hatcheries, permit to kill, 109.49

## Game

- Title and ownership in state, 109.2, 109.3
- Wild birds defined as, 109.41, 109.42

Hunting laws, *see subhead Hunting Laws below*

## Importation of birds regulated, 109.47

## Keeping or use as targets forbidden, 109.21

Licenses to hunt, 110.1, *see subhead Licenses below*

## Migratory, title and ownership in state, 109.2

## Nests, eggs, protected, penalty, 109.32

## Nongame birds

- Protected, exceptions, 109.42
- Title and ownership in state, 109.2, 109.3
- Parrots, importation and sale authorized, 109.20
- Penalties for violations, 109.32, 109.119
- Pets, number allowed, 110.16

## Pigeons

- Interference with carrier pigeons prohibited, 109.59
- Live targets, not to be used, 109.21

## Plumage

- Penalty for taking or damaging, 109.32
- Protection, included in provision, 109.39, 109.41, 109.42

## Poisoning birds forbidden, 109.32, 109.58

## Possession and storage regulations, 109.57

## Protection in general, 109.38

## Pursuing controlled, 109.38

## Sale of protected birds prohibited, 109.50, 109.55

## Scientific collecting, 109.65, 109.66, 110.1

## Seasons and limits for hunting, 109.48

## Seizure of birds illegally taken, 109.12, 109.13

## Song birds, sale permitted, 109.20

## Stocking nonnative birds, 109.47

## Tags and fee for field meets, 109.22

## Taking controlled, 109.38

## Targets, live birds, restrictions, 109.21, 109.22

## Title and ownership in state, 109.2, 109.3

Transportation, *see subhead Transportation below*

## Traps, nets, forbidden, exception, 109.58, 109.92

## Unlawful taking or use, penalty, 109.32, 109.119

## Bond, contractors, taking rough fish, 109.18

## Breeders of game

- Breeding and shooting preserves, 110A.1–110A.9

**FISH AND GAME—Continued**

## Breeders of game—Continued

- Breeding stock, imported, 109.47
- Importation of game, when authorized, 109.47
- License requirements, 109.60–109.62, 110.1, 110.16
- Possession under license, 109.61
- Records and reports required, 109.62
- Release of imported game prohibited, 109.47
- Sale of game authorized, 109.61

## Breeding stock fish for private farm ponds, 109.78

## Bringing into state, 109.31, 109.47

## Buffalo (fish) spearing, 109.76

## Canaries may be imported or sold, 109.20

## Carp spearing, 109.76

## Carrier pigeons, protected, 109.59

## Catch, exhibit to officers required, 109.52

## Clams defined as mussels, 109.43

## Commercial fishing, 109.106–109.118

## Commissioner of fisheries, U. S., exception, 109.86

Confiscation provisions, *see subhead Contraband**Articles below*

## Conservation commission, 107.17, 107.24, 107.27

## Contraband articles

- Automobile not construed as nuisance, 110.18
- Confiscation procedure, 110.19–110.21
- Definition of contraband, 109.1(10)
- Devices prohibited, 109.32, 109.53, 109.92
- Devices, unlawful, as public nuisance, 110.18
- Guns, *see subhead Guns below*
- Notice of hearing, how served, 110.19
- Seine or net untagged, confiscated, 109.107
- Shipments of illegal fish and game, 109.30
- Traps without license tags, confiscated, 109.92
- Trial procedure, applied, 110.19, 110.20
- Unlawfully taken fish and game, 109.12, 109.13, 109.30

## County attorney to prosecute violations, 109.35

## Cover for game, stocking, distribution, 109.4

## Crayfish, nonresidents and aliens restricted, 109.121

## Culture operations, fish, U. S., 109.86

## Dams and fishways

- General provisions on dams, 469.1–469.31
- Commission's power to erect dams, 112.1–112.10
- Deleterious to fish life, 469.5, 469.8
- Fishways and screens, required, 109.14
- Injuries to dams, punishment, 109.15, 109.33
- Nuisance, abatement, 109.14
- Obstruction of fish passage by dam, 109.14
- Specifications and approval required, 109.14

## Deer

- Defined as game, 109.41(8)
- Hunting restricted, 109.38
- Landowners permitted to hunt, 109.38
- Open season, 109.48
- Parks and preserves, title, exception, 109.2
- Special license required, 110.1

## Deer hunters, number limited, 109.38

## Definitions of words and phrases

- Alien, 109.1(11)
- Bag limit or possession limit, 109.1(9)
- Biological balance, 109.39
- Closed season, 109.1(1)
- "Commercial purposes", minnow law, 109.80
- "Commercial purposes", mussels law, 109.102

**FISH AND GAME—Continued**

## Definitions—Continued

- Contraband, 109.1(10)
  - “Crowfoot bar”, under mussels law, 109.102
  - Director, 109.1(12)
  - Fish, 109.44
  - Frogs, 109.45
  - Fur-bearing animals, 109.40
  - Fur dealers, 109.41
  - Game, 109.41
  - Gun, 110.22
  - Measurement of fish, 109.1(3)
  - Minnows, 109.80
  - Mussels, 109.43
  - Nonprotected birds, 109.42
  - Open season, 109.1(2)
  - Person, 109.1(4)
  - Possession, 109.1(6)
  - Private fish hatcheries, 109.64
  - “Rig”, mussels law, 109.102
  - Sell and sale, 109.1(5)
  - Spawn, 109.46
  - Taking or attempting to take or hunt, 109.1(8)
  - Transport and transportation, 109.1(7)
  - Undesirable fish, 109.17
  - Unprotected birds, 109.42
- Dens of animals protected, 109.53, 109.90–109.93
- Dogs training on game in the wild, 109.56
- Dog training, certain birds may be used, 109.21
- Domesticated fur-bearing animals excepted, 109.40
- Drugs used in taking game, 109.32, 109.76
- Eggs for stocking, distributed, 109.4
- Enforcement, legal proceedings, 109.35
- Exchange with other states, 109.16
- Exhibit to officers of fish and game caught, 109.52
- Expenditures from fish and game protection fund, 107.24(1)
- Farm ponds, private, breeding stock, 109.78
- Federal employees, certain exceptions, 109.86
- Federal government refuges, 1.5–1.10
- Federal wildlife act, projects accepted, 107.27
- Ferrets, use prohibited, 109.53, 109.92
- Field and retriever meets, restrictions, 109.22
- Fish
- Definition, 109.44
  - Imperiled by natural causes, salvage, 109.38
  - Nets used by commercial fishermen, 109.106
  - Sales, *see subhead Sales below*
  - Title and ownership in state, 109.2, 109.3
- Fishing laws
- Areas prohibited, 109.85
  - Artificial lakes, minnows for bait, 109.70
  - Bait, *see subhead Bait above*
  - Boundary rivers
    - Basket traps, kind permitted, 109.107–109.111
    - Commercial fishing, 109.106–109.119
    - Regulations, 109.67, 109.74, 109.75
  - Catch limit, designated, 109.67
  - Closed seasons, 109.67
  - Commercial fishing, 109.106–109.118
  - Contract for removal of rough fish, 109.17
  - Crayfish, taking by nonresidents and aliens restricted, 109.121
  - Director may take fish for stocking, 109.16
  - Drugging fish forbidden, 109.32, 109.76
  - Dynamiting fish prohibited, 109.32, 109.76

**FISH AND GAME—Continued**

## Fishing laws—Continued

- Fish, kinds enumerated, 109.67
  - Frogs, *see subhead Frogs below*
  - Hook regulations, 109.72
  - Landing nets allowed, 109.76
  - Length and weight requirements, 109.67
  - Licenses required, 110.1
  - Minimum size, 109.67
  - Minnows, *see subhead Bait above*
  - Minors under sixteen, no license, 110.17
  - Nets and seines, 109.106–109.110
  - Nonresidents, commercial fishing and bait dealers license, 109.112
  - Number of fish possessed, 109.67
  - Open seasons designated, 109.67
  - Penalties, generally, 109.32, 109.76, 109.119
  - Poisoning fish prohibited, 109.32, 109.76
  - Possession limits, designated, 109.67
  - Privately-stocked lakes, 109.78, 714.25
  - Prohibited acts, protected fish, 109.38
  - Prohibited areas, 109.85
  - Prohibited means, 109.32, 109.76, 109.106
  - Release of catch under size, 109.71
  - Removal and sale of undesirable fish, 109.17, 109.18
- Seines or nets
- Prohibited, minnows excepted, 109.32, 109.106
  - Unlawful, penalty, 109.32, 109.119
- Seizure of fish unlawfully taken, 109.12, 109.13
- Size limits, 109.67, 109.113
- Snagging fish prohibited, 109.72, 109.76
- Spearing fish, when allowed, 109.76
- Tackle regulations, 109.72–109.76
- Transportation, *see subhead Transportation below*
- Traps prohibited, 109.107
- Trot lines, restricted use, 109.73–109.75, 109.107
- Turtles, taking by nonresidents and aliens restricted, 109.121
- Undersized fish, release, 109.71
- Unlawful fishing methods, 109.32, 109.76, 109.106
- Violations, penalty, 109.32, 109.119
- Weight and length requirements, 109.67
- Fish restoration projects, 107.28
- Fish traps prohibited, 109.107
- Forester, state, 107.13
- Frogs
- Bait dealers use, 109.63, 109.67, 109.84
  - Closed season, 109.63
  - Definition of frogs, 109.45
  - Fishing licensees may take for bait, 109.84
  - Hatchery, taking from, 109.85
  - Importation allowed, 109.84
  - Open season, limits, 109.67, 109.84
  - Owner of premises may take, 109.84
  - Prohibited acts, protected frogs, 109.38
  - Seizure of frogs illegally taken, 109.12, 109.13
  - Selling unlawfully, 109.32, 109.119
  - Title and ownership in state, 109.2, 109.3
  - Transportation out of state prohibited, 109.84
  - Violations, penalty, 109.32, 109.119
  - Water access, unlawful to prevent, 109.84
- Fry to be impartially distributed, 109.4
- Fur-bearing animals
- Artificial lights used in hunting, 109.33

**FISH AND GAME—Continued**

Fur-bearing animals—Continued  
 Bounties on wild animals, 350.1-350.7  
 Defined and enumerated, 109.40, 109.87  
 Dens, not to be disturbed, 109.53, 109.90  
 Domesticated, excepted from regulations, 109.40  
 Exporting for sale, permit required, 109.88  
 Ferrets not to be used, 109.53, 109.92  
 Hunting license, not permit trapping, 109.51  
 Licenses to trap, enumerated, 110.1  
 License tags to be attached to traps, 109.92  
 Mechanical devices, chasing from dens forbidden, 109.53, 109.92  
 Open seasons designated, 109.87  
 Pets, number allowed, 110.16  
 Possession after season, 109.87, 109.89  
 Prohibited acts, protected animals, 109.38  
 Removal from dens, devices, forbidden, 109.92  
 Sales, *see subhead Sales below*  
 Selling furs outside state, 109.88  
 Shooting or spearing prohibited, 109.91  
 Transportation restrictions, exception, 109.26  
 Trapping licenses, 109.92, 110.1  
 Traps prohibited, 109.92

**Fur dealers**

Definition of fur dealer, 109.94  
 Exporting permit not required, 109.88  
 License required of dealers, 109.95, 110.1  
 Nonresident dealer's licenses, fees, 110.1  
 Possession of furs and skins, when allowed, 109.96  
 Reports and inventory required, 109.97, 109.98  
 Selling furs outside state, 109.88  
 Unlawful skins, attempted sale, reported, 109.98

**Furs**

Permit to hold, 109.89  
 Sale or shipment outside state, 109.88  
 Seizure of furs illegally taken, 109.12, 109.13

Game breeders, reports to commission, 109.62  
 Game breeding and shooting preserves, 110A.1-110A.9

Game, definition, 109.41  
 Game farms, established and stocked, 109.4  
 Game management areas, powers, 109.6  
 Gophers, landowners may shoot, 110.17

**Guns**

Ammunition, sale to minors, 695.26  
 Automobiles, guns carried, 110.23  
 Carrying guns, manner required, 110.23  
 Definition of guns, 110.22  
 Exemption from seizure as nuisance, 110.18  
 Gauge of gun limited, 110.24  
 Kinds prohibited, 110.24  
 Nuisances, not construed as, 110.18  
 Penalty clauses, 109.32, 109.119  
 Prohibited guns, 110.24  
 Rifle, shooting over waters or highways prohibited, 109.54  
 Shooting fish prohibited, 109.76  
 Vehicle, guns in case or taken down, 110.23

**Hatcheries**

Distribution of fish and fry, 109.4  
 Establishment and control, 109.4  
 Federal fish commissioner, 109.86  
 Grants to U. S., state hatchery area excluded,

1.7

**FISH AND GAME—Continued****Hatcheries—Continued**

Kill birds, permit, 109.49  
 Private fish hatcheries, 109.64, 110.1  
 Spawning grounds set aside, 109.9  
 Taking fish from hatchery prohibited, 109.85

Hawks, not protected, 109.42

Hunters, deer, number limited, 109.38

**Hunting laws**

Aircraft, 109.120  
 Artificial lights used, 109.93  
 Cultivated or enclosed land, penalty, 714.25  
 Display of license required, 110.12  
 Dog training requirements, 109.56  
 Domesticated fur-bearing animals excepted, 109.40  
 Exhibit game to officer, 109.52  
 Ferrets not to be used, 109.53, 109.92  
 Game breeding and shooting preserves, 110A.3, 110A.5, 110A.6  
 Game refuge, hunting prohibited, 109.6, 109.7  
 Guns, *see subhead Guns above*  
 Highways, rifle shooting prohibited, 109.54  
 Islands in navigable streams, 714.26  
 Jack lights, 109.93  
 Land of another, permission required, 714.25  
 Licenses, 109.51, 110.1, 110.17  
 License to be displayed to officer, 110.12  
 Limits, 109.48  
 Mechanical devices illegal, 109.53, 109.92  
 Method of carrying guns regulated, 110.23  
 Nonprotected birds, 109.42, 109.48  
 Open seasons, designated, 109.48  
 Owners of lands, license unnecessary, 110.17  
 Possession and storage after season, 109.57  
 Posting islands in navigable streams, 714.26  
 Prohibited acts, protected game, 109.38  
 Protected game listed, 109.41, 109.48  
 Rabbits, sale regulations inapplicable, 109.28, 109.48, 109.55  
 Rifle shooting, highway or water, 109.54  
 Sale of birds prohibited, exceptions, 109.42, 109.50, 109.55, 109.61  
 Sale of protected animals prohibited, exceptions, 109.23, 109.24, 109.55, 109.61  
 Transportation, *see subhead Transportation below*

Violations, penalties, 109.32, 109.119

Importation of fish and game, permits, 109.47

Jack lights, 109.93

Knives, fishing and hunting, 695.2, 695.18

**Licenses and permits**

Accounting for fees and blanks, 110.5-110.8  
 Age, under sixteen, no license, 110.17  
 Alien's license, 109.1(11), 110.1  
 Bait dealers' license, fees, 109.63, 110.1  
 Blanks provided by director, 110.2  
 Boundary rivers, net and trot line use, 109.107-109.112  
 Children under sixteen, no licenses, 110.17  
 Commercial fishing requirements, 109.106-109.119, 110.1  
 Confiscation of traps without tags, 109.92  
 County recorders' duties, 110.3-110.9  
 Deer, special license, 110.1  
 Depositaries for issuance, fees, 110.4

**FISH AND GAME—Continued**

## Licenses and permits—Continued

- Destroyed licenses, replacements, 110.7
- Director to issue certain licenses, 110.3
- Duplicate issuance, copy to director, 110.9
- Duty to display licenses, 110.12
- Exceptions, 110.17
- Expiration date of licenses, 110.10
- Exportation of hides, permit required, 109.88
- Federal act for wildlife, use of hunting license fees, 107.27

## Fees

- County recorder responsible, 110.5
- Kinds of licenses, listed, amounts, 109.107–109.111, 110.1
- Females, when required to get licenses, 110.17
- Field meets, game, permits, fees, 109.22
- Fish hatcheries, permits to kill birds, 109.49
- Fishing licenses, kinds, fees, 110.1
- Fish markets, wholesalers and peddlers, 109.115–110.1
- Form and contents of licenses, 110.11
- Fund for fish and game protection, 107.17–107.19, 107.27
- Fur dealer's licenses, fees, 109.95, 110.1
- Game breeders, requirements, 109.60–109.62, 110.1–110.16, 110A.1–110A.9
- Game held after season, permit, 109.57
- Hatchery license, 109.64, 110.1
- Hides, 109.88, 109.89

## Hunting licenses

- Applications destroyed after five years, 332.15
- Fur-bearing animals not included, 109.51
- Own property, not required, 110.17
- Requirements, fee, 110.1

## Importation of fish and game, permit, 109.47

- Issuance requirements, 110.2–110.11, 110.15
- Lost licenses, replaced, procedure, 110.7
- Market, fish, wholesale, fee, 110.1
- Military service, no license, 110.17
- Minor pupils of state schools, 110.17
- Mussels, 109.99, 109.105, 110.1
- Net licenses, fees, 109.107, 110.1
- Nonresident licenses, fees, reciprocity, 109.19, 109.112, 110.1
- Nonresident restricted as to turtles and crayfish, 109.121
- Old-age assistance recipients, exempt, 110.17
- Owners and tenants, no licenses, 110.17
- Peddlers of fish, fees, 109.115–110.1, 444.16
- Penalty for using license of another, 110.13
- Pets, number allowed without license, 110.16
- Preserves, breeding and shooting, 110A.1–110A.9
- Private fish hatcheries, 109.64, 110.1
- Reciprocity between states, 109.19, 109.112, 110.1
- Refusal to issue, commission's power, 110.15
- Revocation or suspension, 110.14, 110.15
- Sale by agents, 110.4, 110.6, 110.9
- Sale by county recorder, 110.5–110.9
- Sale, depositaries designated, 110.4
- Scientific collectors, 109.65, 109.66, 110.1
- Seine licenses, fees, 109.107, 110.1
- Seining licensee, report to commission, 109.116
- Showing license to officer required, 110.12
- Stolen licenses replaced, requirements, 110.7
- Tag, permit, shipments outside state, 109.88

**FISH AND GAME—Continued**

## Licenses and permits—Continued

- Tenants hunting on land rented, 110.17
- Tenure of license, 110.10
- Trapping licenses
  - Kinds, fees, 110.1
  - Not included in hunting licenses, 109.51
- Traps, tag, required, 109.92
- Trot line permit for commercial fishing, 109.109
- Unlawful use, misdemeanor, 110.13
- Use of another's license prohibited, 110.13
- Wholesalers of fish, 109.117–110.1
- Women, when license required, 110.17
- Market, fish, wholesale, license, fee, 110.1
- Migratory birds, title in state, 109.2, 109.3
- Mussels
  - Bait, use lawful, 109.99
- Clams
  - Bait, taken for, permit, 109.63
  - Defined as mussels, 109.43
  - Seized if illegally taken, 109.12, 109.13
- Definitions, 109.43, 109.102
- Fishermen, use for food or bait, 109.101
- License to take, fees, 109.99, 110.1
- Manner of taking, 109.103
- Manufacturer's possession, when lawful, 109.101
- Open seasons, 109.100
- Ownership in state, 109.2, 109.3
- Penalty for unlawful taking, 109.32, 109.119
- Prohibited acts, protected mussels, 109.32, 109.38
- Reciprocity of licenses, 109.19, 109.112
- Report by licensee to commission, 109.105
- Reports required of licensees, 109.105
- Seizure when unlawfully possessed, 109.12, 109.13
- Size limits fixed, 109.104
- Territories for mussel taking, 109.100
- Title and ownership in state, 109.2, 109.3
- Unlawful taking or use, penalty, 109.32, 109.119
- Waters where mussels may be taken, 109.100
- Nets, 109.17, 109.28, 109.76, 109.106–109.115
- Officers, 107.6–107.24
- Ownership of wildlife in state, 109.2, 109.3
- Parrots, importation and sale authorized, 109.20
- Peace officer powers vested in conservation officers, 106.19, 107.15, 111.26
- Peddlers of fish, licenses, 109.115–110.1, 444.16
- Pets, number allowed without license, 110.16
- Pigeons, carrier, protected, 109.59
- Poisoning of fish and game prohibited, 109.32, 109.58, 109.76
- Pollution of water, deleterious to fish life, abatement, 135.18–135.29
- Possession
  - After season, permit, 109.57, 109.89
  - Limits, 109.48, 109.63, 109.67, 109.84, 109.96, 110.16
  - Violation, consent to title in state, 109.3
- Presumption
  - State ownership of wildlife, 109.3
  - Violations of law, 109.37
- Private fish hatcheries, 109.64, 110.1
- Private hatcheries, annual report to commission, 109.64
- Private waters, stocking, conditions, 109.78
- Prohibited areas, fishing, 109.85

**FISH AND GAME—Continued**

- Propagation  
 Biological balance maintained, 109.39  
 Duty of commission in general, 107.23, 107.24  
 Federal aid for wildlife projects, 107.27  
 Game farms, management areas, 109.4, 109.6  
 Hatcheries, *see subhead Hatcheries above*  
 Protection of animal life in general, 109.38, 109.39  
 Raising game, licenses required, 109.60  
 Refuges for game, *see subhead Refuges and Sanctuaries below*  
 Spawning grounds set aside, 109.9  
 Stocking provisions, 109.4, 109.16, 109.39, 109.47, 109.82, *see subhead Stocking with Fish and Game below*  
 Wildlife preservation, soil conservation, 467A.2
- Prosecutions  
 Evidence, presumptive, 109.37  
 Informations  
 Each charge in separate count, 109.36  
 Venue in county of act, 109.36  
 Protected wildlife, prohibited acts, 109.38  
 Protection fund, maintenance and use, 107.17–107.19, 107.24(1)  
 Public nuisances, 110.18, 110.21  
 Raccoon hunting restricted, 109.38  
 Reciprocity with other states, licenses, 109.19, 109.112
- Refuges and sanctuaries  
 Birds and eggs distributed, 109.4  
 Carrying firearms thereon, prohibited, 109.7  
 Distribution of game raised, 109.4  
 Established by director, 109.5  
 Federal aid for wildlife projects, 107.27  
 Federal government refuges, 1.5–1.10  
 Game management areas created, 109.6  
 Hunting prohibited and restricted, 109.7  
 Limits for hunting to be established, 109.6, 109.7  
 Notice of establishment published, 109.8  
 Posting game areas, 109.6  
 Predatory birds and animals, provisions, 109.7  
 Public or private lands, regulations, 109.6  
 Shooting distance from area, published, 109.7  
 Stocking game cover, distribution, 109.4
- Report by director to governor, 17.3(17), 109.10  
 Rough fish, contract for removal, 109.17, 109.18  
 Rough fish, taking regulated, 109.38  
 Rule making power of commission, 107.24(5)
- Sales  
 Attempted sale of hides, reported, 109.98  
 Bait dealers' sales, 109.63  
 Bait prohibited, not to be sold, 109.82  
 Bird sales prohibited, exceptions, 109.20, 109.50, 109.55, 109.61  
 Black bass, sale prohibited, 109.79  
 Commercial fishermen's sales, 109.115  
 Frog selling regulated, 109.84  
 Fur-bearing animals, exception, 109.55  
 Game breeders' sales allowed, 109.61  
 Game sales prohibited, exceptions, 109.50, 109.55, 109.61  
 Hides held after season, 109.89  
 Hides sold outside state, permit, 109.88  
 Minnows not to be sold out of state, 109.81

**FISH AND GAME—Continued**

- Sales—Continued  
 Minnows sold by bait dealers, 109.63  
 Mussels sold, report made, 109.105  
 Peddlers of fish, 109.117, 110.1  
 Pheasants, 109.61  
 Private fish hatchery operator's sales, 109.64  
 Rabbits, sale allowed, 109.28, 109.55  
 Transportation for sale prohibited, 109.23  
 Unlawful, reported by dealer, 109.98  
 Wholesalers of fish, 109.117, 110.1
- Scientific collecting and banding, 109.65, 109.66, 110.1  
 Search warrant procedure, 109.13  
 Seasons changed by conservation commission, 109.39
- Seasons for taking fish and game  
 Fish, seasons designated, 109.67  
 Frogs, closed season, 109.83, 109.84  
 Fur-bearing animals, season designated, 109.87  
 Game, open seasons designated, 109.48
- Seining unlawfully, penalty, 109.32, 109.76, 109.106  
 Seizure of unlawful devices, *see subhead Contraband Articles above*
- Seizure of unlawful fish and game  
 Confiscation upon conviction, 109.13  
 Duty of officers to seize with or without warrant, 109.12, 109.13  
 Evidence, property seized to be kept as, 109.13  
 Search warrant to issue, 109.13  
 Shipment with one contraband, all seizable, 109.30
- Shipment of fish and game, *see subhead Transportation below*
- Shooting preserves, 110A.1–110A.9  
 Shooting rifle on waters or highways, 109.54  
 Shotgun, use, when prohibited, 109.91, 110.24
- Soft fish removal  
 Contracts for removal required, 109.17, 109.18  
 Proceeds paid into protection fund, 109.10
- Spawn, definition, 109.46  
 Spawning ground, 109.9  
 Squirrels, ground, landowners may shoot, 110.17  
 State game farms, *see subhead Refuges and Sanctuaries above*
- Stocking with fish and game  
 Biological balance, to maintain, 109.39  
 Director may take fish for stocking, 109.16  
 Distribution to be impartial, 109.4  
 Exchange with other states, 109.16  
 Hatcheries and game farms, so used, 109.4  
 Private waters, conditions, 109.78  
 Stock with nonnative fish and game, when prohibited, 109.47
- Storage after close of season, permit, 109.57  
 Title to wildlife in state, exceptions, 109.2, 109.3
- Transportation  
 Affidavit with shipment of game, 109.24  
 Bait, illegal, not to be transported, 109.82  
 Bringing in if lawfully caught, 109.31, 109.47  
 Burden of proof as to fish and game brought into state, 109.31  
 Commercial shipments, tag required, 109.29  
 Common carrier, violating shipment law, 109.14

**FISH AND GAME—Continued****Transportation—Continued**

- Contraband, when shipment considered, seized, 109.30
- Entire shipment seized if part is unlawful, 109.30
- Exemptions from transportation requirements, 109.28
- Frog transportation, when prohibited, 109.84
- Fur-bearing animal shipments, exemption, 109.26
- Game brought into the state, lawful, 109.31
- Hides shipped out of state, permit, 109.88
- Importation for stocking, permit, 109.47
- Minnows, exportation, sale forbidden, 109.81
- Number permitted to be shipped, 109.24
- Oaths, carrier's agent may administer, 109.25
- Penalties imposed, 109.32, 109.34, 109.49
- Permits excuse shipment provisions, 109.28
- Prosecutions of law violations, 109.35–109.37
- Rabbits not covered by transportation law, 109.28
- Regulations governing shipments, 109.24
- Restrictions on shipping, exceptions, 109.27, 109.28
- Seizure if unlawfully shipped, 109.12, 109.13
- Selling furs outside state, 109.88
- Shipments
  - Possession limit, over, prohibited, 109.26, 109.27
  - Sale purposes, prohibited, 109.23
  - Seized entire if part is unlawful, 109.30
- Statement required of shipper, how used, 109.24
- Transportation requirements, 109.27
- Undesirable fish sale contracts authorized, 109.17, 109.18
- Unlawfully taken game, shipment prohibited, 109.23
- Venue for prosecution of violations, 109.36
- Young fish, certain, forbidden, 109.82

**Traps**

- Basket traps, use, 109.106–109.110
- Birds not to be trapped, 109.58
- Box traps prohibited, 109.92
- Confiscation of untagged traps, 109.92
- Fish traps, use prohibited, 109.107
- Fur-bearing animals, 109.87, *see Fur-bearing Animals above*
- License requirements, 109.87, 109.92, 110.1
- Minnow trap requirements, 109.80
- Penalty for violations, 109.32, 109.119
- Presumptions as to devices, 109.37(4)
- Private property, exception, 109.87
- Tags required on traps, 109.92

**Trotlines, 109.106–109.110****Trout stamps, 110.1****Turtles, taking by nonresidents and aliens restricted, 109.121****Undesirable fish**

- Contract for removal, 109.10, 109.17, 109.18
- Definition of undesirable or injurious fish, 109.17
- Removal, director's duty, 109.17

**United States wildlife refuges, 1.5–1.9****Violations**

- Administrative orders, penalty, 109.32, 109.119
- Animal life, protected, penalties, 109.32, 109.38, 109.39, 110.1

**FISH AND GAME—Continued****Violations—Continued**

- Arrest without warrant authorized, 109.11
- Artificial lights used, 109.93
- Bait dealers' violations, effect, 109.63
- Bounties on wild animals, false claim, 350.7
- Carrier pigeons, interference with, 109.59
- Catch, failure to exhibit to officer, 109.52
- Common carrier shipment, penalty, 109.34
- Confiscation
  - Contraband articles, 110.18–110.21
  - Devices declared nuisances, 110.18
  - Nets and seines untagged, 109.107
- County attorney to prosecute, 109.35
- Dam, obstruction or destruction, 109.33
- Each one a separate offense, 109.32
- Evidence of violations, presumptions, 109.37
- Field meet provisions, 109.22
- Fishing devices, illegal, penalty, 109.32, 109.119
- Fishing on spawning ground, 109.9
- Illegal shipments by carrier, penalty, 109.34
- Illegal taking of fish or game, penalty, 109.32
- Islands, prosecutions for hunting, 714.26
- Jack lights, 109.93
- Knives, fishing and hunting, exception to penal laws, 695.2, 695.18
- License requirements violated, 109.32, 109.119, 110.12–110.15
- Penalties, generally, 109.32–109.34, 109.119, 110.14, 110.25
- Poisoning of fish and game prohibited, 109.32
- Political activity, 107.22, 740.13–740.18
- Presumptive evidence of violations, 109.37
- Prohibited acts, protected wildlife, 109.38
- Prosecutions, hunting on another's land, 714.27
- Protected wildlife, penalty for taking, 109.32
- Seining unlawfully, penalty, 109.32, 109.76, 109.106
- Seizure
  - Devices, illegal, 109.107, 110.18, 110.19
  - Fish and game, unlawful, 109.12, 109.13, 109.30
  - Shipments, unlawful, 109.30
- Selling protected birds or animals, 109.55
- Shipping requirements violated, 109.32, 109.34
- Spawning grounds, fishing in area, penalty, 109.9
- Title remains in state for control, 109.3
- Unlawful acts, penalties, 109.32–109.34, 109.119, 110.14
- Unlawful use of license, 110.13
- Venue for prosecutions, 109.36
- Wholesalers of fish, license, 109.117–110.1

**Wildlife**

- Biological balance, maintained, 109.39
- Geological survey scientific study, 305.4
- Ownership in state, 109.2, 109.3
- Projects, conducted with federal aid, 107.27
- Protected, prohibited acts, 109.38
- Refuges, U. S., acquisition, 1.5–1.9
- Woodchucks, landowners may shoot, 110.17

**FIXTURES**

- Building and loan associations, taxed, 431.14
- Bulk sales law, 555.1, 555.5
- Machinery in factory taxed as real estate, 428.22
- Mechanics' lien, 572.1–572.29
- Tax lien follows merchandise fixtures, 445.31



**FLAGMAN**

Cities' power to compel use by railroads, 389.41

**FLAGS**

Defile or defy, penalty, 32.1-32.6

Display of U. S. Flag

    Columbus Day, 31.6

    Independence Sunday, 31.5

    Mother's Day, 31.4

    Public buildings, 31.3

    Schools, 31.3-31.6, 280.4

Motor vehicles, red, 321.394, 321.447-321.450

Red flag law, 689.5-689.7

State banner, design and use, 31.1, 31.2

Treason, incitement with flags, 689.5-689.7

**FLAMMABLE LIQUIDS**

Regulation of transportation, storage, and use, by fire marshal, 101.1-101.8

**FLARES**

Motor vehicle use, 321.447-321.449

**FLATS**

Housing law reference, 413.3(3)

**FLAVORING EXTRACTS**

See *FOODS*

**FLAXSEED**

Flaxseed oil, 189.1(1), 207.1, 207.4

Storage in bonded warehouses, 543.1(4, 5)

Weight per bushel, 210.10

**FLIES**

Food establishments, protection, 170.14, 170.19(2), 170.27

Hotel outside toilets, screen required, 170.35

Hotels and restaurants, screens, 170.14

Street display of food, protection, 170.27

**FLOOD AND EROSION CONTROL**

Also see *NATURAL RESOURCES COUNCIL*

Assessment basis, 455.56

Benefits classified, 455.57

Cities, 395.1-395.29

Classification report, 455.51(1)

Counties, 467B.1-467B.14

Damage from erosion, floodwater, sediment prevented, soil conservation districts, 467A.1-467A.41

**Districts**

    Approval by resources council, 467C.5

    Combined, 467C.4

    County supervisors' jurisdiction, 467C.2

    Functions, 467C.3

    Laws applicable, 467C.6

    Purpose, 467C.1

Engineer's report, 455.18(9), 455.204, 455.205

Federal co-operation, procedure

    Advance agreement, 455.202

    Agreement authorized, 455.201

    Appraisalment, 455.210

    Assessments, 455.211

**FLOOD AND EROSION CONTROL—Continued**

Federal co-operation, procedure—Continued

    Cities, 395.26-395.29

    Counties, 467B.1-467B.14

    Engineer appointed, 455.203

    Engineer's report, 455.204, 455.205

    Levies, 455.212, 455.213, 455.216

    Notice of hearing, 455.206, 455.207

    Plan adopted, 455.209, 455.216

    Plan amended, 455.208

    Plan submitted, 455.201

    Procedure under plan, 455.214

    Scope of plan, 455.215

    Taxes and tax assessments cancelled, 467B.15

    Warrants, 455.212

Federally aided projects, maintenance

    Allocation of funds

        County board of education, 467B.14

        Secondary roads, 467B.13

    Board of supervisors' authority, 467B.1

    Conservation commission

        Inspection, 467B.8

        Technical advice, 467B.8

    Cost of maintenance, 467B.2, 467B.5

    County projects authorized, 467B.1

    Division of responsibility, 467B.10

    Estimate by engineer, 467B.6

    Funds, 467B.2

    Intercounty co-operation, 467B.3

    Maintenance procedure, 467B.11

    Payments to treasurer, 467B.12

    Projects on county roads, 467B.4

    Projects on private land, 467B.5, 467B.7

    Tax, 467B.9

Natural resources council

    Co-ordination of projects, 455A.22

    Jurisdiction, 455A.18

    Purpose, 455A.2

Objective of soil conservation, 467A.2, 467C.6

Soil conservation subdistricts for flood control, 467A.13-467A.41

**FLOOD PROTECTION IN CITIES**

Generally, 395.1-395.25

**FLOODS**

Destroyed county property, replacement, 343.11

**FLOUR**

Package weight, 210.16

**FLOUR MILLS**

Location on railroad, 481.1-481.8

Railway liable for destruction, 481.2

**FLUES**

Noxious exhalations constitute a nuisance, 657.2

**FLUOROSCOPE**

Use in fitting shoes prohibited, 732.24

**FLY ASH**

Nuisance, cities, 657.2(11)

**FOOD ESTABLISHMENTS**

Agriculture department to inspect, 159.5(8), 159.6

Beer served with food, class "B" permit, 124.12, 124.14, 124.39

**FOOD ESTABLISHMENTS—Continued**

- Child labor regulations, 92.1, 92.2, 92.11
- City regulation, 368.6(1), 368.7(2), 368.8(1)
- Civic organizations, exception, 170.1(4)
- Clothing of employees to be clean, 170.19(4)
- Cold storage and locker foods, 171.1–172.10
- Common drinking cups not permitted, 170.22
- Cuspidors disinfected daily, 170.24
- Definitions, 170.1
- Dirt and refuse removed daily, 170.19(3)
- Diseased persons not to be employed, 170.26
- Employees, personal cleanliness, 170.19(4)
- Enforcement of food laws, 170.49–170.51
- Expectorating only in cuspidors, 170.24
- Fire escapes, inspection, 100.12, 170.47
- Fire regulations by fire marshal, 170.38
- Flies kept from food, 170.14, 170.19(2)
- Floors and ceilings kept clean, 170.12, 170.19(1)
- Fruit polishing to be sanitary, 170.28
- Injunction when law violated, 170.50
- Inspections
  - Agriculture department to make, 170.46, 170.47
  - Fees for inspections, 170.6, 170.7
- Labor bureau, inspection by, 91.7–91.16
- Licenses
  - Operation without license, penalty, 713.27
  - Places excepted from requirement, 170.2
  - Required for operation, 170.2–170.8
- Price-fixing, when lawful, 550.1–550.5
- Pure food regulations, 189.3–189.29
- Restaurants, license required, 170.2
- Sanitary construction
  - Cesspool requirements, 170.10
  - Floor construction, 170.12
  - Interior wall and ceiling finish, 170.13
  - Lavatories, 170.17
  - Offensive odors to be kept out, 170.9
  - Plumbing in buildings, 170.9
  - Screen requirements, 170.14, 170.15
  - Toilet rooms, 170.16
- Sanitation in conducting business
  - Cuspidors, expectorating, regulations, 170.24
  - Diseased persons not employed, 170.26
  - Drinking cups, glasses sterilized, 170.22
  - Lighting and ventilation, 170.18
  - Polishing fruit restricted, 170.28
  - Sanitary regulations, 170.19
  - Street display of goods, regulations, 170.27
  - Tableware, napkins, tablecloths, 170.23
  - Towels, 170.21
  - Workroom not to be used as living room, 170.25
- Scales inspected and tested, 213.3, 213.6, 215.1–215.9
- Transacting business without license, 713.27
- Violations of food law, 170.50, 170.51

**FOODS****Adulteration**

- General provisions*, 190.3–190.5
- Agriculture department duties, 189.2
- Candy, when deemed adulterated, 190.8
- Coloring imitation cheese, 190.6
- Dairy products, contaminations, 190.4
- Definitions and food standards, 190.1–190.8
- Freezing damage, 190.3(9)
- Handling of adulterated articles forbidden, 189.15

**FOODS—Continued****Adulteration—Continued**

- Injurious contents, 190.3(5)
- Liquor, purity required, 123.24
- Meat from improper animals, 190.3(6–8)
- Milk and cream by certain fats, 190.5
- Milk fat removed, 190.3
- Mixed with injurious substances, 190.3(1)
- Nonconformity to standards, 190.3(10)
- Possession, evidence of intent, 189.15, 189.16
- Prepared to conceal inferiority, 190.3(4)
- Removing valuable constituents, 190.3(3)
- Saccharine, use limited, 190.3(5)
- Standards of food defined, 190.1, 190.2
- Substituted substances, 190.1(49), 190.3(2)
- Trade name, sale under, prohibited, 190.5
- Vitamins added, 190.3
- Agriculture department, duties in general, 189.2
- “Article”, subject to regulation and inspection, 189.1
- Artificial sweetening used, labeled, 190.10
- Baking powder, labeling, 191.8
- Beer, served with food, restrictions, 124.12
- “Blended” defined, 190.1(31)
- Brands, *see Labeling below*
- Bread, 210.19–210.25
- Bucket shopping prohibited, 552.1–552.11
- Butter
  - Agriculture department duties, 189.2
  - Butter fat excise tax, 179.5
  - Control board, 192.23–192.30
  - Cream grading law, 195.1–195.27
  - Defined as food standard, 190.1(1)
  - Grades, required score, 192.32
  - Imitation, oleomargarine, 192.31
  - Inspection by dairy association, 178.2(1)
  - Iowa trade-mark creameries, 192.23–192.30
  - Overrun in manufacture of butter, 193.2–193.6
  - Renovated butter, restrictions, 190.1(3), 191.2(2)
  - Sale of imitation butter, signs, 191.3
  - Standards of food defined, 190.1(1)
  - Trade-mark for Iowa butter, 192.23, 192.24–192.30
- Buttermilk
  - Adulteration, 190.4, 190.5
  - Pasteurization, 192.6–192.9
- Candy
  - Adulteration, 190.8
  - Candy stand of veteran in statehouse, 19.16
  - Candy stands of veterans in courthouses, 332.5
- Confectioneries
  - Defined as food establishment, 170.1(6)
  - Use as dwelling prohibited, 170.25
  - Walls and ceilings, painting, 170.13
- Cheese
  - Beer sale promoted by cheese gift, 124.12
  - Cheese factories, 170.1–170.28, 170.46–170.51, 195.15
  - Coloring imitation cheese forbidden, 190.6
  - Imitation cheese, labeled, 190.1(5), 191.2(4)
  - Imitation, sale, sign required, 191.3
  - Imitation, standards of food defined, 190.1(5)
  - Promotion by agriculture department, 159.2(1)
  - Standards of food defined, 190.1(4)
- Churches, food establishments law not applicable, 170.1(4), 170.5(7)
- Coffee, bucket shopping prohibited, 552.4

**FOODS—Continued**

- Cold storage and locker foods, 171.1–172.10  
 Coloring of foods, 190.3(4), 190.6–191.1  
 Commercial feeds, *see FEED FOR ANIMALS*  
 Condemnation or destruction, 368.7(2), 420.171, 420.175
- Containers  
 Berry and fruit boxes, standard size, 210.11–210.13  
 Defined, dairy products law, 192.33  
 Definition of container or package, 189.1(4)  
 Exemption, goods sold in other states, 189.26  
 Flour, weight of package, 210.16  
 Fraudulent use, penalty, 713.21  
 Hop boxes, standard size, 210.14  
 Labeling requirements, 191.1, *see subhead Labeling below*  
 Milk bottles, *see subhead Milk and Cream below*  
 Package defined, 189.1(4)  
 Small packages, size and labels, 189.9, 189.10  
 Weights and measures, *see WEIGHTS AND MEASURES*
- Contamination, protection from, 170.19(2)  
 Contracts in violation of law invalid, 189.28  
 Corn sugar or syrup as sugar substitute, 190.1(48)  
 Cream, *see subhead Milk and Cream below*  
 Dairy products, ch 192  
 Dairy products, bacteriologist control, 192.13  
 Dealers, licenses, 189.17, 189.18  
 Dealers, reports required, 189.27  
 Defined for cold storage purposes, 171.1  
 Definition, adulteration law, 190.1(31)  
 Definition under food establishment law, 170.1(5)  
 Definition used in food law, 189.1  
 Delivery trucks, law applicable, 170.1(6)  
 Desiccated milk, adulteration, 190.4, 190.5  
 Destroying food to increase price, 734.1, 734.2  
 Dextrose, 190.1  
 Drugs subject to food law, 189.1  
 Dry milk, nonfat, 191.2(5)
- Eggs  
 Agriculture department duties, 189.2, 196.2  
 Breacking plant, license, 170.2  
 Candling and grading required, 196.11–196.19  
 Hatcheries, 196.5  
 License, candlers and graders, 196.7, 196.8  
 License, egg dealers, 196.4–196.6  
 Retailers, no bond, 196.9  
 Shells as commercial feeds, 198.3  
 Statistics published, 159.5(7)  
 Truckers, overloads permitted, 321.466  
 Unfit for human food, 196.10–196.13  
 Vehicles used to transport, 196.20
- Enforcement of law, 189.22–189.25  
 Exemption of goods for other states, 189.26  
 Extracts for flavoring, standards, 190.1(7–30)  
 Extracts, liquor in, 131.1  
 Family supply, tax exempt, 427.1(16)  
 Feeds, inspection fees, 198.7–198.12  
 Fees collected paid state treasurer, 189.29  
 Flavoring extracts, standards defined, 190.1(7–30)  
 Flour, package weight, 210.16  
 Food establishments, 170.1–170.18, 170.46–170.51  
 Frozen food locker plant requirements, 172.1–172.11  
 Fruit, 170.27, 170.28, *see FRUITS*

**FOODS—Continued**

- Grading law, milk, cream, 194.1–195.27  
 Horticulture society, state, 186.1–186.5
- Ice cream  
 Adulteration with fats and oils, 190.5  
 Brand adopted for use on container, 192.35  
 Flavoring, 190.1(33–37)  
 Ice cream factories, 170.1–170.28, 170.46–170.51  
 Manufacturing standards, 190.1(33–37)  
 Pasteurization, 192.6–192.10  
 Standards for various kinds defined, 190.1
- Ice milk, 190.1(35)  
 Imitation products, sign posted where sold, 191.3  
 Indictment for law violations, 189.20  
 Injunction against unlicensed dealer, 189.18
- Inspection  
 Agricultural marketing director, 159.21  
 Cold-storage plants, 171.3  
 Co-operation with bacteriologists, 192.13  
 Creameries and cream stations, 195.24, 195.25  
 Department of agriculture, 159.5(3), 159.6(10)  
 Food establishments, 170.6, 170.7, 170.46, 170.47  
 Information filed by inspector, 189.25  
 Samples for examination or analysis, 189.3–189.8  
 Sanitary control by bacteriologists, 192.12, 192.13  
 Special charter cities, 420.171, 420.175
- Jails, food furnished prisoners, 338.2, 356.5(3)
- Labeling  
 Adulterated articles, 189.15  
 Agricultural seeds, 199.3  
 Agriculture department duties, 189.2  
 Baking powder, ingredients on label, 191.8  
 Bread wrappers, 210.20  
 False and mislabeled articles, 189.13, 189.14  
 Imitation products labeled, sale, sign required, 189.11, 191.2, 191.3  
 Lettering required, 189.9, 189.10, 191.2  
 Mixtures, blends, marked as such, 189.11  
 Package labeling required, 191.1  
 Packages in general, 189.9–189.12  
 Possession of mislabeled articles, 189.16  
 Registration, ch 548, *see LABELS, MARKS, AND BRANDS*  
 Renovated butter, 191.2(2)  
 Requirements in general, 189.9–189.16, 191.1–191.8  
 Sale of imitation products, sign, 191.3  
 Skimmed milk, 191.2(1)  
 Small packages, size of label, 189.10  
 Trade formulas not required on labels, 189.12  
 Trade-marks, 548.1–550.5  
 Vinegar, distilled or cider, labeled, 191.8
- Lard, bucket shopping prohibited, 552.1  
 Lard, definition as food standard, 190.1(46)
- Licenses  
 Applications, regulations, 189.17  
 Cheese and dairy products factory, 195.15  
 Establishments selling food, 170.2–170.8  
 Injunction against unlicensed dealer, 189.18  
 Places requiring licenses, enumerated, 170.2
- Liquor in extracts, 131.1  
 Manufacturers' reports, 189.27
- Meats  
 Adulterated when, 190.3(6–8)

**FOODS—Continued****Meats—Continued**

- Shipping by train, preference in time, 479.9
- Special charter cities, food inspection, 420.171, 420.175
- Street display, restricted, 170.27
- Tainted meat, city's power to destroy, 368.7(2)

**Milk and cream**

- Adulteration with certain fats and oils, 190.4, 190.5
- Agriculture department duties, 189.2
- Bottles to be marked, 192.34
- Bovine tuberculosis, 165.1–165.36
- Butterfat, excise tax on, 179.5
- Butterfat, records kept, 193.3

**Buttermilk**

- Adulteration prohibited, 190.4, 190.5
- Adulteration with fats and oils, 190.5
- Pasteurization, 192.6–192.9

**Cheese, see subhead Cheese above**

- Cities, sanitary regulations, power, 368.25
  - Coloring unlawful milk or cream, 195.12
  - Condensed or evaporated milk, adulteration, 190.4, 190.5
  - Condenseries, licenses required, 170.2
  - Condenseries, records required, 193.3
  - Containers, 192.33–192.39
  - Contaminations as adulteration, 190.4
  - Cow calving, milk adulterated, 190.4(2)
  - Cream acidity in Iowa trade-mark butter, 192.26
  - Cream defined, requirements, 190.1(6)
  - Creameries, see *CREAMERIES*
  - Cream grading law, 195.1–195.27
  - Dealer's license, 192.1–192.5
  - Dealers, records required, 193.3
  - Defined, food standard, 190.1(6, 38, 39)
  - Desiccated milk, adulteration, 190.5
  - Diseases, laboratory control, 192.13
  - Drying plant, license required, 170.2
  - Dry, nonfat, 191.2(5)
  - Evaporated milk, adulteration, 190.4, 190.5
  - Extraneous matter, test for, 195.13, 195.14
  - Fats or oils not to be added, 190.5
  - Fats removed, 190.3
  - Food law, 189.3–189.29
  - Frozen malted milk, food standards, 190.1(37)
  - Grade "A" milk, 192.10
  - Graders, duties, 195.10, 195.12–195.14
  - Grades of cream, cream grading law, 195.3
  - Grading law, milk, 194.1–194.20
  - Ice cream, 190.1, 190.5
  - Ice milk, food standards, sign posted, 190.1(35)
  - Inspection by cities, 368.25
  - Inspection by dairy association, 178.2(1)
  - Laboratories testing, certified, 192.40
  - Lard, 190.1(46)
  - License to sell at retail, 192.1–192.4
- Milk bottles**
- Brand adopted by dealer, 192.35
  - Container defined, dairy products law, 192.33
  - Cost of returning excessive, exception, 192.38
  - Registration and marking, 192.34–192.39
  - Retention from common carrier, 192.36
  - Return of bottles, required, 192.36–192.38
  - Sealing of bottles, inspection, 213.4
  - Skimmed milk to be labeled, 191.2(1)
  - Standard size of bottle, 210.15, 213.4

**FOODS—Continued****Milk and cream—Continued**

- Milk defined, requirements, 190.1(38)
- Milk factories, records required, 193.3
- Milk graders, 194.12–194.18
- Milking estray cattle permitted, 188.37
- Milk sherbet, standards of food, 190.1(36)

**Milk wagons**

- Exempt from itinerant merchants law, 81.1 (2a)
- Milk dealer's license, 192.2(2)–192.4
- Milk grading law provisions, 194.19
- Name of dairy painted on side, 192.5
- Protection from heat and cold, 192.42
- Truckers, overload permitted, 321.466
- Vehicles to be kept sanitary, 192.11, 192.42
- Vehicles used on cream routes, 195.10, 195.15–195.26

**Nonfat dry milk, 191.2(5)****Pasteurization**

- Cities, power to require, 368.25
  - Definition of pasteurization, 192.7
  - Grade "A", 192.10
  - Ice milk, 190.1(35), 192.6
  - Injunction, failure to pasteurize, 192.9
  - Record of pasteurization kept, 192.8
  - Requirements, exemption, 192.6
  - Tuberculin test, alternative, 192.6, 192.10
- Powdered or desiccated, adulteration, 190.5
  - Purchased on basis of grade, 194.10
  - Raw milk, grade "A", 192.10
  - Sale only when pure or pasteurized, 192.10
  - Sanitary control by bacteriologists, 192.12, 192.13

**Skimmed milk**

- Adulteration, 190.3–190.5
- Brand adopted for use on container, 192.35
- Condensed, adulteration, 190.5
- Contaminations as adulteration, 190.4
- Definition as food standard, 190.1(39)
- Fats and oils as adulteration, 190.5
- Labeling requirements, 191.2(1)
- Pasteurization, 192.6–192.9
- Renovated butter, use in, 190.1(3)
- Standards of food defined, 190.1(39)

**Skimming stations, records required, 193.3**

- Special charter cities, 420.171, 420.175
- Standards of food defined, 190.1(38, 39)

**Tester**

- Bottles and pipettes, standardized, 192.16, 192.18
- Burden of proving tests on vendee, 192.22
- Equipment furnished to licensee, 192.16–192.18
- Examinations, standards, fees, 192.14–192.17
- False tests, payment as evidence, 192.20, 192.21
- Fee for license, equipment at cost, 192.17
- Laboratories certified, 192.40
- License required, 192.14
- Rejected milk colored, 192.41
- Standard measures supplied, 192.16
- Substitute tester, limitation, 192.19
- Unlicensed persons, tests by, 192.21

**Test for extraneous matter, 195.13, 195.14**

- Tuberculin test by state, 165.1–165.36
- Unlawful milk or cream colored, 194.18, 195.10

**FOODS—Continued**

- Milk and cream—Continued
  - Vehicles used for transportation, requirements, 195.22
  - Wine made by milk fermentation, 123.5(4)
- Milk grading law, 194.1–194.20
- Nonfat dry milk, 191.2(5)
- Oleomargarine
  - Advertising restrictions, 191.5, 192.31
  - Agriculture department duties, 189.2, 191.7
  - Colored, restrictions on sale, 191.2(3)
  - Defined, 190.1(2)
  - Placard where imitations sold, 192.35
  - Public eating places, 191.3
  - Representations, words forbidden, 192.31
  - Standards, 191.2(3), 191.6
- Oysters, liquid content, 190.1(40)
- Package, *see subhead Containers above*
- Pasteurization methods approved, 192.7
- Pasteurization of milk products, 190.1(35), 192.6–192.10
- Polishing fruit only by sanitary process, 170.28
- Poor relief, distribution, 252.27
- Pork fat, rendered, definition, 190.1(47)
- Poultry, ch 197
- Powdered milk, adulteration, 190.5
- Price-fixing contracts, 550.1–550.5
- Protection from contamination, 170.19(2)
- Provisions, public improvements, listed as materials, 573.1(4)
- Provisions, tainted, city's power to destroy, 368.7(2)
- Pure food law, 189.3–189.29
- Registered mark, protected, 192.39
- Regulation by agriculture department, 159.6(10), 189.2
- Reports from dealers required, 189.27
- Rules by agriculture department, 159.5(9)–159.9, 189.2
- Saccharine used, labeling requirements, 190.10
- Sale by false name prohibited, 190.9
- Sales
  - Bread, weight, 210.19–210.25
  - Bucket shopping, 552.1–552.11
  - Contracts in violation of law invalid, 189.28
  - Contracts, sale of trade-marked goods, 550.1–550.5
  - Cream grading law, 195.26(5, 6)
  - Dealers' licenses, 189.17, 189.18
  - False name, prohibited, 190.9
  - From vehicles, law applicable, 170.1(6)
  - Goods for sale in other states exempt, 189.26
  - Imitation products, labels, 191.3
  - Milk dealer's license, 192.1–192.4
  - Reports by dealers, 189.27
- Samples, inspected, analyzed, 189.3–189.8
- Sanitation, 170.18–170.28
- Sanitation, premises and equipment clean, 192.11
- Special charter cities, 420.171, 420.175
- Standards set by department, 190.2
- Statistics of agricultural products, 159.5(7)
- Street display, regulated, 170.27
- Sugar storage in bonded warehouses, 543.1(4)
- Sugar substitutes, 190.1(48)
- Sulfamate used, labeling requirements, 190.10
- Sweetening, artificial, labeled, 190.10

**FOODS—Continued**

- Tax exempt, family food supply, 427.1(16)
- Trade-mark name, sale under true name, 190.9
- Trade name, sale of adulteration under, 190.5
- Vehicles used to sell, deliver or display food, 170.1(6)
- Vinegar
  - Coloring not permitted, 190.7
  - Definition as food standard, 192.20(42)
  - Labeling requirements, 191.8
  - Vinegar defined, 190.1(41–45)
- Violations
  - Beer sales, food to promote, 124.12
  - Bread law violations, 210.21
  - Bucket shopping forbidden, 552.4–552.11
  - Cold-storage law violations, 171.16
  - Common carrier, limitation, 189.21
  - County attorney's duties, 189.22–189.24
  - Cream grading law, 195.27
  - Dealings in options prohibited, 552.1–552.3
  - Destruction to raise price, penalty, 734.1, 734.2
  - Enforcement of law, 189.22–189.25
  - Injunction against unlawful business, 192.9
  - Injunction on third conviction, 189.19
  - Inspector to file information, 189.25
  - Offenses, criminal, more than one charge, 189.20
  - Overrun in butter manufacture, 193.6
  - Penalties, 189.19
  - Poisoning, 690.2, 690.9
  - Possessing mislabeled articles, 189.14, 189.16
  - Poultry licenses, 197.6
  - Refrigerator locker plants, 171.16
  - Sale by false name, 190.9
  - Trespass by carrying away, 714.6
  - Waste with intent to raise prices, 734.1, 734.2
  - Witnesses, summons for prosecution, 192.21
- Vitamins added, 190.3
- Weights per bushel, 210.10
- FOOT AND MOUTH DISEASE**
  - Animals, 163.2, 163.15, 163.16
- FOOTWAYS**
  - Notice to prevent easement, 564.4–564.7
  - Prescription, no right acquired by, 564.3
- FORCE, DURESS**
  - Bill of lading, 487.38, 487.52
  - Election offenses, 738.13, 738.15
  - Extortion, penalty, 720.1
  - Marriage or defilement, 699.1, 753.7(4)
  - Negotiable instruments, negotiation, 541.55
  - Prostitution, detaining, for penalty, 738.18
  - Sales contracts, effect, 554.39, 554.74
  - Sales of goods, law applies, 554.74
  - Sales of goods, validity of negotiation, 554.39
  - Votes, to obtain or prevent, 738.13, 738.15
  - Warehouse receipts, 542.47, 542.56
- FORCIBLE ENTRY AND DETAINER**
  - Adjournment in justice court, time allowed, 648.12
  - Administrator may bring action, 648.2
  - Answer when defendant claims title, 648.1(4), 648.13
  - Appeals from justice court, 648.5, 648.21–648.23
  - Appearance term as trial term, 648.16
  - Appearance, time allowed, 648.11

**FORCIBLE ENTRY AND DETAINER—**

Continued

Bar to action, thirty days possession, 648.18  
 Continuance, time allowed in justice court, 648.12  
 Costs, 648.21, 648.22  
 Counterclaim not allowed, 648.19  
 Double rent after service of notice to quit, 562.2  
 Equitable action in district court, 648.5, 648.15  
 Executor may bring action, 648.2  
 Farm tenancies, 562.4–562.7, 648.3, 648.4  
 Grounds of action enumerated, 648.1  
 Joinder of other actions not allowed, 648.19  
 Jurisdiction of various courts, 648.5, 648.6  
 Liquor law violations, termination of lease, 129.12  
 Notice of action, publication, posting, 648.10  
 Notice to terminate, 562.4–562.7, 648.3, 648.4  
 Order for removal, 648.20, 648.22, 648.23  
 Parties to action, 648.1, 648.2  
 Petition requirements, 648.1, 648.7  
 Remedy not exclusive, 648.17  
 Removal of defendant, 648.20, 648.22, 648.23  
 Restitution to defendant on appeal, 648.23  
 Tenancy at will, 562.4, 648.3, 648.4  
 Title issue tried in equity, 648.14, 648.15  
 Title tried only in district court, 648.13–648.17  
 Transfer of action by agreement, 648.5  
 Venue of action, change, 601.34, 648.5–648.9  
 Writ of error from justice, 648.21

**FORCIBLE MARRIAGE AND DEFILEMENT**

Crime, punishment, 699.1  
 Jurisdiction, 753.7

**FORECLOSURE**

Affidavit as to taxes paid, 629.1  
 Attorney fees allowed, 625.22–625.25  
 Chattel mortgages, 652.1–652.12  
 Contract for real estate, 654.11, 654.12, 654.15  
 Iowa, against state of, 613.8–613.10  
 Junior liens, protection, 629.1–629.3  
 Liens, generally, chs 570–584, *see LIENS*  
 Moratorium act, 654.15  
 Mortgage or lien, service, R.C.P. 60(c)  
 Note and mortgage foreclosure in equity, 611.5  
 Notice served by publication, R.C.P. 60(c)  
 Pledges, foreclosure actions, 653.8  
 Real estate mortgages, 654.1–654.14, *see MORTGAGES ON REAL PROPERTY*  
 Specific attachment authorized, 640.1  
 Title bond foreclosed, 654.11, 654.12  
 Vender or realty, lien foreclosed, 654.11, 654.12

**FOREIGN CITIES**

Interstate bridges, authority granted, 383.27  
 Joint action with Iowa cities, bridges, 383.2, 383.6, 383.23–383.26

**FOREIGN JUDGMENTS**

Generally, 614.1, 614.7, 622.52–622.55, 675.34

**FOREIGNERS**

*See ALIENS*

**FOREST**

Forest reservation, 161.1–161.13  
 National forest lands, state consent, 1.9, 1.10  
 Protection from condemnation, *see EMINENT DOMAIN*  
 Trees, *see TREES*

**FORESTRY**

Conservation commission to promote, 111.2  
 Forester, state, 107.13  
 Horticulturists to further forestry interests, 186.3

**FORFEITURES**

Actions for recovery, 611.2, 614.1, 614.8, 616.3, 666.4; R.C.P. 164  
 Actions, venue, 616.3(1)  
 Aliens' property rights affected, 567.1  
 Associations, stock on installment plan, 501.8  
 Attorney's deceit or collusion, 610.15  
 Bail, 766.1–767.1, 768.1–768.3, 775.3, 780.29, 789.4  
 Banks and trust companies, 528.53, 528.75, 528.85  
 Banks, misrepresentation of capital, 526.44  
 Bets, stakes, or wagers, forfeited, 726.4  
 Boats or rafts injured, double damages, 714.14  
 Bonds, county attorney to prosecute, 336.2(5)  
 Bond substitutes for cash before bail forfeiture, 765.3  
 Bridge tax funds, unused one year, 381.15  
 Bucket shop violations, corporate rights, 552.8  
 Cigarettes, violations, 98.31–98.33, 751.28  
 Clerks of court, report, 666.6  
 Combinations, pools, and trusts, 553.6, 553.23  
 Co-operative association charter, 498.28, 499.51  
 County auditor's reports, 333.13, 333.14  
 County supervisors neglect of duty, 332.16  
 County treasurer, 334.11, 445.2, 445.27  
 Desertion, when undertaking forfeited, 731.5  
 Disposition of forfeitures, 666.3  
 Divorce decrees, rights, 598.16  
 Electric transmission lines, 489.21, 489.22, 489.29  
 Estray animals, finder's liability, 188.40  
 Execution sale without notice, 626.77  
 Executors and administrators, 638.17  
 Expectant estate not barred, 557.9  
 Express company, violations, 436.5, 486.7  
 Federal surveys, defacement, 355.14  
 Fines and penalties reported to county, 333.13(2), 333.14  
 Fish and game provisions  
   Contraband articles, 110.18–110.21  
   Devices declared nuisances, 110.18  
   Nets and seines untagged, 109.107  
 Flag desecration, penalties recoverable, 32.1, 32.2  
 Foreign corporation permits, 442.40, 492.11, 495.6, 496.8–496.15, 551.8, 552.8; R.C.P. 303  
 Foreign corporations, violations, 494.12  
 Freight lines and equipment companies, 435.6  
 Fugitives from justice, bail, 759.18  
 Guardians, failure to report, 668.25  
 Habeas corpus proceedings, 663.10, 663.21, 663.29, 663.42  
 Highway use by grant, 320.7  
 Inheritance tax, bond for payments, 450.48  
 Insurance companies, 508.15, 511.6, 515.46, 515.80, 515.81, 515.102  
 Judgment by collusion not bar to action, 666.5  
 Judgment for one delinquency no bar to another delinquency, 666.2  
 Libraries, state, power to prescribe, 303.3(9)  
 Limitation of action to recover, 614.1(2), 614.8  
 Liquor provisions  
   Abatement bond forfeiture, 123.82–123.87  
   Bond forfeitures, disposal of proceeds, 127.20  
   Conveyance and liquors, 127.7, 127.14

**FORFEITURES—Continued**

Liquor provisions—Continued  
 Injunction abatement bond, 128.28–128.34  
 Liquor forfeited by court order, 123.49  
 Nuisance injunction abatement bond, 128.31  
 Permit holder, 130.45, 130.54, 131.26, 134.9  
 Prima-facie evidence, forfeited liquor, 126.23  
 Retroactive, not before control act, 123.55  
 Lost property, 644.15, 644.17, 644.18  
 Marriage, nonstatutory solemnization, 595.11  
 Mechanic's liens, generally, 572.6, 572.23, 572.28  
 Milldams and races, permit, 469.26  
 Mortgages, failure to satisfy, 655.2  
 Motor vehicles, violations, 321.145, 321.208, 321.209, 321.491  
 Municipal court, paid to city treasurer, 602.32  
 Narcotic drugs, disposition, 204.15  
 Nonprofit corporations charter, 422.40, 496.8–496.15, 504.31; R.C.P. 303  
 Nuisances enjoined, when bond forfeited, 657.6  
 Oil and gas wells, when leases forfeited, 84.6, 84.8  
 Patents obtained, fraud or mistake, R.C.P. 299(e)  
 Peddling without license, 444.17  
 Penitentiary and men's reformatory, 246.10, 246.38, 246.41, 246.42  
 Place of bringing action to recover, 616.3  
 Plats, sale or lease without recording, 409.45  
 Profit corporations charter, 422.40, 491.42, 492.11, 496.9–496.15, 551.8, 552.8, 553.6; R.C.P. 303  
 Public contracts provisions, 553.23  
 Public officer, forfeiture of office, R.C.P. 299  
 Public shows, license regulations, 444.19  
 Quo warranto, forfeited office, R.C.P. 299, 303  
 Railways, 478.18, 479.30, 479.76, 479.101, 483.18  
 Real estate contracts, 656.1–656.6  
 Real property, defeating expectant estate, 557.9  
 Recommitment after forfeiture and bail, 767.1  
 Remission by governor, Const., Iowa, IV, 16; 17.5, 248.9, 248.10, 248.13–248.17  
 Report of forfeited bonds, 666.6  
 Reports to county for publication, 333.13(2), 333.14  
 Satisfaction of mortgage, failure, 655.2  
 School district transportation failure, 285.15  
 School fund to receive, Const., Iowa, XII, 4; 32.2, 302.3, 535.5, 666.3  
 Schools, offices vacant when forfeited, 277.29  
 Search warrants, 751.16, 751.21, 751.28–751.30, 751.40, 751.41  
 Security to keep the peace, 760.10, 760.12  
 Special charter cities, accounting, 420.39  
 State officers suspended, salary forfeited, 67.7  
 Superintendent, county schools, 273.21  
 Surrender of defendant before bail forfeited, 768.1–768.3  
 Tax sale, failure of auditor or treasurer to attend, 446.26  
 Teachers meetings, nonattendance, 272.4  
 Telegraph and telephone companies, 433.3  
 Transmission lines across railroad, 489.29  
 Transmission lines, franchise, 489.21, 489.22, 489.29  
 Trespass, forfeiture and eviction, 658.2  
 Usury, penalty, 535.5  
 Vacancies in office declared, 69.2  
 Venue of actions, 616.3(1)  
 Veterans, incompetent, guardians, removal, 672.12  
 Veterinarian's license, ground, 166.38  
 Waste and trespass, forfeiture and eviction, 658.2  
 Witnesses, nonattendance, 761.21, 761.28, 781.9

**FORGERY**

Acts deemed forgeries, 717.8  
 Bills, notes, drafts of corporation, 718.4, 718.12  
 Bonds forged, 718.3, 718.6, 718.7  
 Cigarette stamps forged, felony, 98.38  
 Corporate bills, notes or drafts, 718.4, 718.12  
 Death certificate, forging, penalty, 141.33  
 Elections, nomination papers, ballots, 738.21  
 Engineer's certificate, 114.25  
 Expert witnesses to prove, 718.12  
 Foreign bank notes, circulation, 718.21–718.23  
 Habitual criminals, 747.1–747.4  
 Intoxicants, forgery to procure, 130.29  
 Joining parts of several instruments, 718.8  
 Marriage, false certificate of, 595.8  
 Negotiable instruments, signatures, 541.23  
 Obliteration of records, instruments, 718.10, 718.11  
 Possession of forged papers, 718.5, 718.12  
 Practitioner's license, false procurement, 147.84  
 Proof, general reputation, experts, 718.12  
 Public instruments, 718.3, 718.6  
 Securities, 718.3, 718.6, 718.7  
 Signatures, affixing fictitious, 718.9  
 Stamps or marks, 718.19  
 Surveyor's certificate, 114.25  
 Uttering forged instrument, 718.2  
 Veterinarians' papers, 169.43  
 Warehouse licenses, 543.38

**FORMER ACQUITTAL**

*See Const., Iowa, I, 12; 753.10, 777.16–777.21*

**FORMS, STATUTORY CONTENTS**

*See also specific main heads for other forms*  
 Absentee ballot applications, 53.5, 53.15  
 Acknowledgment of conveyance, 558.26, 558.39  
 Affidavit by candidate, 43.18  
 Assignment for creditors, 681.1–681.4  
 Attachment, petition, 639.3, 639.4, 640.14  
 Authentication of acknowledgment, 558.25  
 Bail bonds, 762.44, 763.4, 763.8  
 Bail, order for discharge, 757.4, 763.15  
 Bench warrants, 774.4, 774.5  
 Birth certificate, 144.3  
 Bonds, city, 408.2, 420.281  
 Briefs, appeal, R.C.P. 344, 345  
 Bulk sales, inventory, notice, 555.1  
 Certiorari, writ, R.C.P. 309  
 Condemnation notice, eminent domain, 472.9  
 Conveyances index, 558.60–558.62  
 Corporation articles, 491.5  
 Death certificate, 141.4  
 Deeds to real property, 558.19  
 Disinterment application, 141.23, 141.24  
 Distress warrant, delinquent taxes, 445.7  
 Divorce petition, 598.3  
 Employee's compensation, injury notice, 85.24  
 Employee's compensation, rejection notice, 85.9  
 Employer's failure to insure, notice, 87.2  
 Employer's notice, compensation rejected, 85.5  
 Executor's reports, 635.1, 638.34  
 Forcible entry, petition, 648.7  
 Guardianship petitions, 670.7, 671.1, 672.3  
 Habeas corpus, petition, 663.1, 663.2  
 Habeas corpus, writ, 663.8  
 Incorporation notice, 491.17  
 Indictment, 773.2, 773.34  
 Information, county attorney's, 127.10, 769.3, 769.4, 769.12, 769.31

**FORMS, STATUTORY CONTENTS—Continued**

Insurance policies, 508.25–508.28, 515.138  
 Limited partnership contract, 545.2  
 Mandamus, petition, 661.9  
 Mandamus, writ, 661.14  
 Marriage return, 595.14  
 Mechanic's lien, 572.8, 572.22  
 Mortgage, 558.19  
 Negotiable instruments, 541.1, 541.34–541.41  
 Original notice, R.C.P. 50, 59  
 Partition, petition, R.C.P. 271  
 Pleadings and motions, ch 619  
 Quieting title, petition, 649.2  
 Quo warranto, petition, R.C.P. 302  
 Record on appeal, R.C.P. 340, 345  
 Replevin petition, 643.1  
 Search warrant, 751.16  
 Tax deed, 448.2  
 Tax title, holder's affidavit, 448.15  
 Unemployment compensation contributions, 96.14  
   (2, 8)  
 Verdict, R.C.P. 204  
 Warehouse receipt, 542.2, 542.3  
 Warrant for arrest, 754.4  
 Wills, 633.7

**FORTUNE TELLING**

Cities and towns, power to regulate, 368.8(1)

**FORWARDING MERCHANTS**

Lien, 576.1, 576.2

**FOUR-H CLUBS**

County agricultural extension law, 176A.1–176A.15  
 Surplus warehouse funds distributed, 544.16  
 Swine herds, brucellosis control law, 163A.11

**FOWL**

Poultry, *see ANIMALS, subhead Poultry*  
 Wild fowl, *see FISH AND GAME, subhead Birds*

**FRANCHISES**

Bus and motor lines in cities, 386.2–386.7  
 City franchises, *see CITIES AND TOWNS*  
 Combinations, pools, and trusts, forfeiture, 553.6  
 Common carrier's report to include, 474.48  
 Construction by declaratory judgment, R.C.P. 262  
 Co-operatives, state reserve power, 499.57  
 Corporation franchises, Const., Iowa, VIII, 12; 491.39, 491.63, 504.20  
 Electric transmission lines, 386.3–386.7, 489.1–489.12, 489.21–489.23  
 Execution on corporate franchise, sale, 491.63  
 Ferry franchises taxable, 427.13  
 Insurance, nonlife forfeiture, 515.46  
 Legalizing act of corporate franchise, 591.8, 591.9  
 Motor and bus lines, cities, 386.2–386.7  
 Motor vehicle dealer's plates, evidence, 321.58  
 Public utilities, *see PUBLIC UTILITIES*  
 Quo warranto action, ch 660; R.C.P. 299–305  
 Railway corporation franchises, 476.1–476.7, 476.13, 476.16, 476.17, 476.23, 476.26  
 Telephone and telegraph companies, 386.3–386.7  
 Water furnished military organization, 397.36

**FRAUD**

Action for relief, limitation after discovery, 614.4  
 Aeronautics, certificate revocation, 328.34(4)  
 Aeronautics, false statement, penalty, 328.40

**FRAUD—Continued**

Arbitration, impeached for, 679.18  
 Assignment of accounts receivable not fraud, 539.13  
 Bills of lading, 487.38, 487.52  
 Contract, change for, R.C.P. 167(e)  
 Criminal frauds, ch 713, *see CRIMES*  
 Disabled persons aid procured, 241A.12  
 Gross fraud or cheat at common law, 713.34  
 Judgment vacated or modified, R.C.P. 252(b)  
 Limitation of actions, 614.1(5)  
 Minor's contracts when guardian appointed, 670.10  
 Negotiable instruments, effect, 541.55, 541.58  
 Nurseryman, misdescription of stock, 267.6  
 Sales of goods  
   Attachment when induced by fraud, 640.2  
   Law applies, 554.74  
   Validity of negotiation, 554.39  
   Void as to creditors, 554.27  
 Venue change, fraud in contracts, R.C.P. 167(e)  
 Warehouse receipts, 542.56

**FRAUDS, STATUTE OF**

*See* 554.4, 554.5, 622.32–622.35

**FRAUDULENT ADVERTISING**

Military material, 30.2  
 Offense defined, penalty, 713.24

**FRAUDULENT CONVEYANCES**

Assignment of accounts receivable not fraudulent, 539.13  
 Attachment grounds, 639.3(9), 639.9(3), 639.30  
 Attachment of property so conveyed, 639.30  
 Decedent's estates, 635.16  
 Disabled persons aid, grounds for refusal, 241A.2  
 Old-age assistance recipients, 249.9, 249.21, 249.46  
 Penalties, generally, 713.6  
 Vendor not deprived of present remedy, 557.19

**FREEDOM OF SPEECH, PRESS, AND WORSHIP**

Constitutional, Const., Iowa, I, 3, 4, 7, 20  
 Legislator's unconditional right, 2.23  
 Religious tests prohibited, Const., Iowa, I, 4; 735.3–735.5

**FREE PASSES**

City officers not to have, 368A.23  
 Fruit caretaker in transportation, 479.94  
 Policemen and firemen in cities, 368A.23, 479.94  
   (12), 479.95

**Railroad passes**

Burden of proof, 479.96  
 Commerce commissioners and agents, 474.9  
 Definition, 479.93, 479.96  
 Exceptions, when allowed, 479.94  
 Freight rates, when permitted, 479.31  
 Interchange between railroads, 479.95  
 Issuance prohibited, 479.93  
 Livestock passes, when allowed, 479.75–479.77  
 Livestock shippers, 479.75–479.77, 479.94(7)  
 Names of holders reported, 479.98  
 Officers and employees, passes allowed, 479.94, 479.96  
 Permitted, classes enumerated, 479.94  
 Persons to whom passes are allowed, 479.94



**FREE PASSES—Continued**

Railroad passes—Continued  
 Use, penalty, 479.93, 479.97  
 Witnesses, immunity in prosecution, 622.15(9)

**FREIGHT ELEVATORS**

See 104.1–104.4, *also* **ELEVATORS**

**FREIGHT LINES AND EQUIPMENT COMPANIES**

Carrier regulation, 479.1  
 Express companies, not freight lines, 436.2  
 Railroad shipments, *see* **RAILROADS**  
 Supervision by commerce commission, 474.10–474.21

**Taxation**

Companies subject to taxation, 435.1–435.3  
 Exemption on stock, 427.1(20)  
 Garnishment, tax commission distress warrant, 626.29–626.31  
 Voluntary payment, application, 439.2

**FRESH PURSUIT LAW**

Officers from another state, 756.1–756.6

**FROZEN FOOD PROCESSING**

Employees, unemployment compensation, 96.3(7)

**FRUIT**

Boxes and baskets, standard size, 210.11–210.13  
 Bushel measure, pounds enumerated, 210.10  
 Common carriers, preference permitted, 479.9  
 Crop pest law applies, 267.1–267.22

**Dealers**

Exemption from peddlers license law, 444.16  
 Food establishments law, 170.1–170.18, 170.46–170.51  
 General penalty clause, 170.49  
 Injunction against law violators, 170.50  
 Inspections made by state, 170.46, 170.47  
 Sanitation matters, 170.27, 170.28  
 Street display requirements, 170.27

**Fruit tree reservations**

Enforcement by agriculture department, 159.6  
 Tax exemption allowed, 161.1–161.13

**Horticulture, *see* HORTICULTURE**

Injury to fruit or to fruit trees, 714.8, 714.9  
 Insects, diseases, eradication, 267.1–267.22  
 Knocking off fruit, penalty, 714.9, 714.10

**Orchards**

Condemnation  
*General provisions*, 471.1–473.2  
 Damages must first be paid, 472.26, 472.27  
 Owner dispossessed, after damages paid, 472.26

Encouragement of culture, 186.3  
 Entomologist, state, 267.1–267.22  
 Fruit tree reservation tax exempt, 161.1  
 Injuring fruit trees, penalty, 714.8  
 Insects and plant diseases, 267.1–267.22

**Protection from condemnation**

Damage paid before taking, 472.26  
 Dams erected, overflowing prohibited, 472.27  
 Highway drainage, 314.7, 460.13

**FRUIT—Continued**

**Orchards—Continued**

Protection from condemnation—Continued  
 Highways and roads, 306.14  
 Interurban water supply, 484.22  
 Landowners seeking egress, 471.4(4)  
 Mineral land, owner's right of way, 471.4(5)  
 Railway condemnation, 471.12  
 Supervisors' discretion, highways, 460.13  
 Stealing or knocking off fruit, 714.9, 714.10  
 Trespass, penalty, 714.6–714.10  
 Windbreaks permitted, 318.1

Polishing by insanitary process prohibited, 170.28  
 Pounds per bushel enumerated, 210.10  
 Removing fruit from public park, 111.41  
 Sales regulations, 210.11–210.13  
 Shipping on railroad, preference in time, 479.9  
 Stealing or injury to, 714.6, 714.8–714.10  
 Truckers exempt from itinerant merchants law, 81.1(2)  
 Weight per bushel enumerated, 210.10  
 Wholesale fruit stores, food license, 170.2–170.8

**FUEL**

Appropriation when in transit, penalty, 479.109–479.115

Arson, setting fire or burning, 707.3, 707.5  
 Coal, ch 82, *see* **COAL AND COAL MINES**  
 Defined as "material" under public improvement law, 573.1(4)

Investigation at Ames, 266.3  
 Iowa coal preference law, 73.1–73.10

Jail requirements, 338.2, 356.5  
 Motor fuel tax law, ch 324, *see* **MOTOR VEHICLE FUEL TAX**

Old-age assistance recipients, fuel allowed, 249.29  
 Petroleum products used as fuel, *see* **PETROLEUM PRODUCTS**  
 Public improvements, defined as material, 573.1(4)

**FUGITIVES FROM JUSTICE**

Extradition, 759.1–759.29  
 Fresh pursuit law, 756.1–756.6

**FULL AGE**

When attained, 599.1

**FULL FAITH AND CREDIT**

Evidence requirements for foreign records, 622.52–622.62  
 Foreign officer, certificate of authenticity, 558.29  
 State or judicial records by double-barreled certificate, page liv, Vol. I  
 United States constitutional provision, IV, 1

**FUMES**

Escape flues required in factories, 88.9  
 Nuisance, 657.2(11)

**FUNDING INDEBTEDNESS**

*See* **BONDS**

**FUNDS, PUBLIC**

*See* **PUBLIC FUNDS**

**FUNERAL DIRECTOR AND EMBALMER EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointment by governor, 147.12, 147.20  
 Apprenticeship required, 156.4(5), 156.5(4)  
 Appropriation to pay expenses, 147.25  
 Board, 147.13  
 Business connections, what prohibited, 147.18  
 Clerk furnished, 147.39  
 Colleges and schools approved, 147.32, 147.33  
 Compensation and expenses of members, 147.24  
 Concurrent study, apprenticeship, 156.6  
 Definitions, 147.1  
 Disqualifications for examiners, 147.18  
 Embalmer defined, 156.1(3)

**Examinations**

Applications, form, verified, 147.29, 156.4(3), 156.5(2)  
 Basic science certificate, prerequisite, 146.4  
 Certificate in lieu of basic science proficiency, 146.23  
 Certification of applicants, 147.40  
 Clerk, duties and expenses, 147.39  
 Eligibility, prerequisites, 156.3, 156.8  
 Eligible candidates listed, 147.35  
 Fees for examinations, 147.80(5, 10), 147.101  
 Identity of candidate concealed, 147.37  
 National board examination accepted, 156.13  
 Notice, public, of time and place, 147.30  
 Partial examinations, rules, 147.41, 147.42  
 Place for conducting furnished, 147.27  
 Quorum for conducting, 147.38  
 Reciprocal licenses, for, 147.50, 147.51  
 Records open to public, 147.43  
 Registration of student, a prerequisite, 156.8  
 Rules for conducting and grading, 147.36  
 Schools, colleges, accredited, list, 147.31–147.33  
 Subjects included, 156.4(4), 156.5(3)  
 Time and place, 147.30, 147.34, 156.4(4), 156.5(3)  
 Fee for renewal, for advancement, pharmacy, 147.101  
 Funeral director defined, 156.1(2)  
 Interest in schools forbidden, 147.18

**Licenses to practice embalming**

Age and character qualifications, 147.3  
 Another state license, procedure, 147.49–147.51  
 Association fee collected, 147.101  
 Certificate as presumptive evidence, 147.6  
 Change of residence, record, 147.9, 147.54  
 Display of license required, 147.7, 147.10  
 Fees, 147.80–147.82, 147.101  
 Fees on reinstatement, 147.11  
 Forgery and fraud, penalty, 147.84–147.86  
 Form of certificate under seal, 147.5  
 Grounds for refusing license, 147.4  
 Issuance, 147.2–147.11  
 Persons not included, 156.2  
 Qualifications of applicants, 147.3  
 Reciprocity with other states, 147.44–147.54  
 Record, public inspection, 147.8  
 Reinstatement of licensee, 147.11  
 Renewal, 156.9  
 Renewal application, 147.10  
 Renewal fee to advance science, 147.101  
 Required to practice embalming, 147.2

**FUNERAL DIRECTOR EXAMINERS—Cont'd**

Licenses to practice—Continued

Revocation of licenses  
 Court action proceedings, 147.58–147.71  
 Grounds in general, 147.55, 156.9  
 Unprofessional conduct defined, 147.56, 156.9  
 Mail, transaction of business, 147.23  
 Membership of board, 147.14  
 Name of board, 147.13  
 National board examinations accepted, 156.13  
 National organization, membership, fees, 147.28  
 Nomination by association, 147.20  
 Oaths, power to administer, 78.2(2)  
 Officers selected annually, 147.22  
 Profession means embalming, 147.1  
 Qualifications of examiners, 147.15, 147.16  
 Quarters furnished for examinations, 147.27  
 Reciprocal license agreements, 147.44–147.54  
 Reinstatement after lapse of license, 147.11  
 Reports of law violators, 147.87, 147.89  
 Schools of embalming, ch 156  
 Secretary selected from board, duties, 147.22, 147.104  
 Studentships, 156.4(5), 156.5(4), 156.8  
 Supplies furnished, 147.26  
 Term of office, commencement, rotation, 147.19  
 Vacancies, how filled, 147.21

**FUNERAL DIRECTORS AND EMBALMERS**

Apprenticeship, 156.4(5), 156.5(4), 156.8  
 Association, educational program, 147.101  
 Basic science law not applicable, 146.5  
 Burial permit  
 Delivery to sexton, 141.28  
 Permit required, 141.6  
 Burials, *see DEATH*  
 Casket dealers, 144.9(4), 144.25–144.29  
 Change of residence to another state, 147.54  
 Concurrent study, apprenticeship, 156.6  
 Contagious diseases, death from, disinfection of premises, 139.22  
 Dead bodies, *see DEATH*  
 Death certificates executed, 141.3–141.10  
 Death of licensed embalmer, continuing business, 156.11  
 Definition of embalming, 156.1, 156.2  
 Degree and abbreviations, regulated, 147.72–147.74  
 Disinterments, *see DEATH*  
 Embalmer defined, 156.1(3)  
 Enforcement provisions, 147.87–147.93  
 Examination for license to practice, 147.29–147.43, 147.81  
 Exemption from jury duty, 672.2(2)  
 False use of titles, penalty, 147.74  
 Fee splitting as unprofessional conduct, 147.56  
 Funeral director defined, 156.1(2)  
 Funeral home may be operated by any person or corporation, conditions, 156.1  
 Funeral home or establishment required, 156.4(1)  
 Injunction against illegal practice, 147.83  
 Inspection of premises authorized, 156.10  
 Jury duty, exemption, 672.2(2)  
 License, *see EMBALMER EXAMINERS*  
 Old-age assistance provisions, 249.18  
 Persons to whom licensing law not applicable, 156.2

**FUNERAL DIRECTORS AND EMBALMERS—**

Continued

“Profession” includes funeral directing and embalming, 147.1

Regulation and inspection, 156.10

Reinstatement, when allowed, 147.11

Renewal fee to advance embalming art, 147.101

Report of treatment of wounds, 147.111, 147.113

Reports of law violators, 147.87, 147.89

Shipment of bodies, permit, requirements, 141.14-141.20

Solicitation of business, 156.12

Studentships, 156.4(5), 156.5(4), 156.8

**Violations**

Failure to report wound treatment, 147.113

Penal provisions, 147.84-147.93

Unlicensed practice prohibited, 156.4(2), 156.5(1)

Unprofessional conduct defined, 147.56, 156.9

Vital statistics, *see VITAL STATISTICS, subhead Undertakers*

**FUNERALS****Expenses**

Blind aid recipients, 241.17

Deductible from inheritance tax, 450.12(1)

Disabled persons, 241A.11

Institution inmate, old-age assistance, 249.18, 249.23

Insurance exempt, 511.37, 635.8

Old-age assistance recipients, 249.18, 249.23

Probate estates, payments from, 249.18, 450.12, 635.65

Soldiers and sailors, paid by county, 250.1, 250.13

Workmen's compensation allowance, 85.28, 85.29

Prearranged or prepaid, 523A.1-523A.4

**FUNGIBLE GOODS**

Commingling in warehouses, 542.23, 542.24, 542.58

Inspection and grading in warehouses, 543.30

Sale, 554.67(2), 554.77

Sale of commodities by bulk, 212.1-212.6

**FUNGICIDES**

*See chs 189, 206, also INSECTICIDES AND FUNGICIDES*

**FUR-BEARING ANIMALS**

Artificial lights used, 109.93

Bounties on wild animals, 350.1-350.7

Defined and enumerated, 109.40, 109.87

Dens, not to be disturbed, 109.53, 109.90

Domesticated, excepted from regulations, 109.40

Exporting for sale, permit required, 109.88

Ferrets not to be used, 109.53, 109.92

Hunting license, not permit trapping, 109.51

Licenses to trap, enumerated, 110.1

License tags to be attached to traps, 109.92

Mechanical devices, chasing from dens forbidden, 109.53, 109.92

Open seasons designated, 109.87

Pets, number allowed, 110.16

Possession after season, 109.87, 109.89

Prohibited acts, protected animals, 109.38

Removal from dens, devices, forbidden, 109.92

Selling furs outside state, 109.88

Shooting or spearing prohibited, 109.91

**FUR-BEARING ANIMALS—Continued**

Transportation restrictions, exception, 109.26

Trapping licenses, 109.92, 110.1

Traps prohibited, 109.92

**FUR DEALERS**

Definition of fur dealer, 109.94

Exporting permit not required, 109.88

License required of dealers, 109.95, 110.1

Nonresident dealer's licenses, fees, 110.1

Possession of furs and skins, when allowed, 109.96

Reports and inventory required, 109.97, 109.98

Selling furs outside state, 109.88

Unlawful skins, attempted sale, reported, 109.98

**FURNITURE**

Building and loan associations, taxed, 431.14

Chattel loan requirements, 536.17

Chattel mortgage requirements, 556.1-556.21

Conditional sales contracts, 556.4-556.20

Exemption from execution, 627.6

Insurance on furniture, 515.48(1)

Lien on, requires spouse's written assent, 536.17, 556.1

Tax exemption allowed, 427.1(16)

Tax lien follows merchandise furniture, 445.31

**FURS**

Permit to hold, 109.89

Sale or shipment outside state, 109.88

Seizure of furs illegally taken, 109.12, 109.13

**FUTURE**

Crops, execution on real estate stayed, 646.23

Delivery not intended, bucket shop sales, 552.1-552.11

Earnings, assignment requirements, 536.17, 539.4

Estates, creation authorized, 557.6

Estates, inheritance tax value, how computed, 450.51

Goods, contracts for sale, 554.6

Interest, owner attachment to protect rights, 640.1-640.5

**FUTURES**

Bucket shops, 552.1-552.11

**GALLON**

Standard measure, 210.5

**GAMBLING**

Contracts, gambling, consideration, void, 537.4

Crimes, 537.4, 726.1-726.10

**GAMBLING DEVICES**

County attorney, duties, 99A.4

Defined, 99A.1

Intentional possession on licensed premises, 99A.2

Licensed premises, license revoked, procedure, 99A.2-99A.8

Lottery tickets, 726.8

Owner of premises on which found, 99A.9

Peace officer's duties, 99A.4

Possession prohibited, 726.5

**GAMBLING HOUSES**

City power to restrain and prohibit, punish, 368.7(9)  
 Criminal provisions, ch 726, *see CRIMES*  
 Evidence in prosecutions, immunity, 622.15(3), 622.16  
 Juvenile delinquency, contributing to, penalty, 233.1-233.4  
 Nuisance, injunction, procedure, 99.1-99.31  
 Nuisances, abatement, 657.2(6), 657.3

**GAME**

*See* 1.5, ch 509, *FISH AND GAME*

**GAME BREEDING AND SHOOTING PRE-SERVICES**

Licenses and regulations, 110A.1-110A.9

**GAMES OF CHANCE**

*See* 713.29-713.33, 726.1-726.10

**GARAGES**

Artisans lien, 577.1, 577.2  
 Child labor laws, 92.1-92.16  
 County operation of service garage, 332.3(18)  
 Definition in motor vehicle law, 321.1(22)  
 Engine number altered, duty to hold and report, 321.66  
 Entry by peace officer authorized, 321.95  
 Hotels and restaurants, liability for vehicles, 105.7-105.9  
 Housing law, space from dwelling, 413.19  
 Inspection of stored vehicles, 321.95  
 Insurance associations, basic rate reserve, 518.14  
 Lien for motor vehicle storage, 579.1-579.3  
 Record of motor vehicles, required, 321.65  
 State car dispatcher's duties, 20.3  
 Stored vehicles, subject to personal property tax, 321.130  
 Vehicles removed from bridge or tunnel, 321.395  
 Vehicles with altered engine number, 321.66

**GARBAGE**

City and town authority, 368.24  
 Dealer, license, 163.28  
 Dump grounds, 368.7, 409.9, 420.175, 420.176  
 Fed to animals  
   Processing required, 163.26-163.29  
   Raw, precludes payment of indemnity, 163.15  
 Health department inspections, 135.11(7), 136.3  
 Housing law provisions, 413.69, 413.72  
 Refuse disposal in state parks, 111.43  
 Special charter cities, disposal, 420.171, 420.175  
 Throwing garbage in streams, 732.3

**GARBAGE DISPOSAL PLANTS**

Bonds  
   Issuance to pay debt, 407.12-407.15  
   Legalization, 592.1  
   Self-liquidating, earnings, 394.5-394.9  
 City plant authorized, 394.5  
 City plants, fees and rates, 394.5-394.9  
 City power to establish, 368.24, 394.5  
 Collection and disposal by cities, 368.24  
 Health department inspections, 135.11(7), 136.3  
 Indebtedness in cities authorized, 407.1-407.10  
 Self-liquidating projects, 394.5-394.9

**GARDEN**

Condemnation, protection, 471.4(4, 5), 471.12, 472.26, 472.27  
 Crop pest law, 267.1-267.22  
 Trespassing, punishment, 714.8-714.10

**GARNISHMENT**

Disabled persons aid exempt, 241A.7  
 Distress warrant by tax commission, 626.29-626.31  
 Docket fee on return, none, 626.28  
 Exemptions, 97B.39, 627.1-627.18, *see EXEMPTIONS*  
 Freight companies, to collect tax, 435.8

**Garnishee**

Notice to appear, R.C.P. 54(b)  
 Presumed indebted for nonappearance, 642.9

**Garnishment on execution**

Action docketed without fee, 626.28  
 Appeals, 642.20  
 Appearance of garnishee, R.C.P. 54(b)  
 Discovery proceedings, 630.1-630.19  
 Exemptions, 627.1-627.18, *see EXEMPTIONS*  
 Expiration or return of execution, 626.27  
 Justice court cases, 601.77, 601.108, 601.109  
 Procedure same as under attachment, 626.28  
 Proceedings auxiliary to execution, 630.1-630.19  
 Property or debt due, subject to, 626.26  
 Return docketed without fee, 626.28

**Garnishment under attachment**

Appeals, 642.20  
 Appearance of garnishee, R.C.P. 54(b)  
 Contents of writ, notice, R.C.P. 54(b)  
 County tax collection, 445.3, 445.4  
 Discharge, 642.15  
 Docketing with original case, 642.19

**Execution of writ**

Answers taken by officer, 642.5  
 Return of officer, 639.51, 639.52, 642.5  
 Service, 642.3; R.C.P. 54(b)  
 Suspension when debt not due, 642.16  
 Exemption of property pleaded, 642.15

**Garnishee**

Answers controverted, 642.11  
 Answers taken by sheriff, 642.5  
 Appearance, 617.1, 642.6-642.9  
 Clerk of court as garnishee, 642.3  
 Death of garnishee, effect, 642.4  
 Examination in court, 642.7  
 Failure to appear, 642.9  
 Fees and mileage, advancement, 642.8  
 Heirs and legal representatives, 642.4  
 Liability, 642.9, 642.12; R.C.P. 54(b)  
 Mortgagee garnished, requirement, 626.49  
 Municipal or political corporation, 642.2  
 Negotiable paper, right to indemnity, 642.17  
 Persons who may be garnished, 642.1  
 Relief by paying or delivering, 642.10  
 Selected by plaintiff, R.C.P. 54(b)  
 Time to appear, R.C.P. 54(b)  
 Witness fees, 642.8

Heirs and legal representatives, 642.4

Interrogatories, answer required, 642.5-642.7

**Judgment against garnishee**

Conclusiveness, 642.18  
 Failure to appear, 642.9

**GARNISHMENT**—Continued

- Garnishment under attachment—Continued
  - Judgment against garnishee—Continued
    - Notice of controverted pleadings, 642.12
    - Notice to principal defendant, 642.14
    - Rendered for amount found due, 642.13
  - Mechanic's lien, priority, 572.19
  - Nonresidents, wages, when exempt, 627.16
  - Notice, R.C.P. 54(b)
  - Pleadings not verified, R.C.P. 80
  - Property subject to process
    - Bills of lading, 487.24, 487.25, 487.33
    - Debts due defendant, 617.1, 618.6
    - Exemptions, 627.1–627.18
    - Fund in court, 642.3
    - Goods in hand of bailee, 554.35, 554.40, 554.41
    - Goods in warehouse, 542.25, 542.26
    - Insurance exempt, 509.12, 511.37, 512.17, 635.8
    - Negotiable paper, indemnity, 642.17
    - Property in other's possession, 639.25; R.C.P. 54(b)
    - Warehouse receipts, 542.26
  - Tax collection by state, 626.29–626.31
  - Trial of issues, 642.11–642.15
  - Wages and earnings, 627.10–627.16
  - Warehouse receipts, nonnegotiable, 542.42
- Justice court, motion to release, R.C.P. 362
- Tax collection, three-point tax, 626.29–626.31
- Taxes collected by county treasurer, 445.4

**GAS**

- Burglary by acetylene gas or other gas, 708.5
- Compressed gas systems, 101.1–101.8
- Gas distributing plant not pipeline, 438.19
- Gas masks required in coal mines, 82.99, 82.100
- Larceny from gas plant or works, 709.7

## Liquefied petroleum gas

- Regulation by fire marshal, 101.1–101.8

## Mains

- Street improvements, inspection, 391.8
- Use of highways granted, 320.4–320.8

## Municipal plants, 397.1–397.43

## Pipelines, 490.1–490.30

## Underground storage, 490.1–490.30

## Wells, 84.1–84.10

**GASOLINE**

- Common carrier's lien, 575.1
- Containers, 208.6
- Fire insurance policy voided for keeping, 515.139
- Illuminating purposes, 208.1–208.8
- Labeling specifications, 208.6
- Motor vehicle fuel regulations, 323.1–323.14
- Motor vehicle fuel tax law, 324.1–324.80
- Public improvements, listed as material, 573.1
- Pumps and meters
  - Curb pumps, city regulation, 368.8(6)
  - Definition, 214.1
  - License, display, fee, 214.2–214.5
  - Violations, 189.19, 214.8
- Red paint on gasoline cans, 208.6
- Transfer pipes restricted, 323.10
- Transportation, 323.4, 490.2
- Use as cleaner restricted, 732.6
- Violations, 189.19–189.25, 732.6, 732.7

**GASWORKS**

- Generally, 397.1–397.43
- Indebtedness and bonds, 407.1–407.15

**GATES AND BARS**

- Penalty for leaving open, 714.4

**GEESE**

- Domestic, *see* **ANIMALS**, *subhead Poultry*
- Wild, *see* **FISH AND GAME**

**GENEALOGY RECORDS**

- Certified copies furnished, 144.31
- Private records, filed with state registrar, 144.30

**GENERAL ASSEMBLY**

- Accounts of state open to inspection, 79.8

## Acts

*See also* **STATUTES**

## Appropriations

- Appropriating acts, Const., Iowa, III, 24, 31; 3.12–3.16

Disbursement according to act, 3.12, 3.13

Institutions, nonstate, prohibited, 3.14

Bank corporation created, election, Const., Iowa, VIII, 5–12

Certificate of publication attached, 3.10

Constitutional provisions, *see* **CONSTITUTION**, **IOWA**

Constitution, law inconsistent, void, Const., Iowa, XII, 1

Construction of statutes, 4.1, 4.2

Contracting debt, submission to voters, Const., Iowa, VII, 5

Copies to clerks of district courts, 3.15

Deposited with secretary of state, 3.6

## Effective date

Appropriation, July 1, fiscal year, 3.12

Private acts, 30 days after approval, 3.11

Public acts, July 4 following passage, 3.7

Publication, date of last publication, 3.9

## Publication

Appropriation for such publication, 3.16

Designation of papers, 3.9

Legal rate allowed therefor, 3.16

Two or more papers required, 3.8

Title, one subject, Const., Iowa, III, 29

## Adjournments

Const., Iowa, III, 8, 9, 14

Governor may adjourn when disagreement, Const., Iowa, IV, 13

Joint convention, 2.39

Administrative rules and regulations approved, 17A.2

## Appropriations

Bills, 8.22

Claim, pre-existing law before payment, Const., Iowa, III, 31

Current expenses, 2.20

Expenses after adjournment, 2.20

Private or local purpose, two-thirds vote, Const., Iowa, III, 31

Report by comptroller, 8.6(10)

Treasury, authorizing money payments, Const., Iowa, III, 24

**GENERAL ASSEMBLY—Continued**

Attorney general, may request action, 13.2(2)  
 Authority of the houses, Const., Iowa, III, 9

**Bills**

Enacting clause, style, Const., Iowa, III, 1  
 Executive approval, Const., Iowa, III, 16  
 Failure of governor to return bill, 3.5  
 Form required, 3.1  
 Headnotes and historical references, 3.3  
 Legalizing acts passed, publication, 585.1-585.5  
 Length of sections, 3.2  
 Local laws prohibited, Const., Iowa, I, 6; III, 30  
 Majority of both houses, Const., Iowa, III, 17  
 Originate in either house, Const., Iowa, III, 15  
 Passage procedure, Const., Iowa, III, 15-17; 3.4, 3.5  
 Passed by both houses, Const., Iowa, III, 15  
 Printed, number and style, 17.18  
 Private acts, when effective, 3.11  
 Publication, *see subhead Acts above*  
 Special privilege laws prohibited, Const., Iowa, I, 1; III, 30  
 Tax law requirements, Const., Iowa, VII, 5-7  
 Time for taking effect as law, Const., Iowa, III, 26; 3.7, 3.8-3.10  
 Title of acts, Const., Iowa, III, 29  
 Title of bills, requirements, 3.1  
 Veto or approval by governor, Const., Iowa, III, 16; 3.4  
 Veto, passed over; form of certificate, 3.4

Budget and financial control committee, 2.41-2.48  
 Budget report received, 8.21  
 Bulletin of bills, cumulative, furnished, 16.31  
 Candidates, how chosen, 43.20, 43.83, 43.84, 43.101

**Canvass of votes**

Governor and lieutenant governor, returns mailed to speaker, 50.31, 50.35  
 Governor, Const., Iowa, IV, 3, 4; 2.33-2.35

Capitol planning commission, 18A.1-18A.6

Chief clerk of the house, *see subhead Officers and Employees below*

Child-placing agencies, facts available, 238.24  
 Claims against state, procedure, 25.1-25.8  
 Code editor, recommendations for revision, 14.3 (1), 14.4

**Committees**

Budget and financial control committee, 2.41-2.48  
 Code editor's recommendations received, 14.4  
 Contempt, failure to answer subpoena, 2.24(4)  
 Credentials committee, 2.4  
 Election contest committees, 58.5-58.7  
 Grand jury testimony disclosed, 771.24  
 Inspection of railroad's books, 476.11  
 Interim committee, 2.41-2.48  
 Investigations, powers, 2.29, 622.15(11), 622.16  
 Joint advisory research committee, 2.55-2.60  
 Legislative research, 2.49-2.60  
 Oaths given by members, 2.7  
 Postage not to be furnished, 19.26  
 Rooms assigned, 19.15  
 Subpoenas, power to issue, 2.29, 59.6  
 Supplies, furnished by executive council, 19.25  
 Witness called, 2.24(4), 2.29, 2.30, 59.6

**GENERAL ASSEMBLY—Continued****Compensation**

Constitutional provisions, Const., Iowa, III, 25  
 Fixed by joint resolution, 2.19  
 Lieutenant governor while president of senate, 2.12, 2.13

Officers and employees, 2.18-2.22, 68.14

Payment, procedure, 2.16, 2.17, 2.21

President of senate, 2.12, 2.13

**Representatives and senators**

Constitutional provision, Const., Iowa, III, 25

Full-time members, 2.11

Impeachment proceedings, 68.14

Mileage, 2.11, 2.12

Part-time members, 2.15

Payment, 2.16, 2.17

Speaker of house, 2.12, 2.14

Witness before general assembly, 2.30

Comptroller to furnish aid to, 8.6(15)

**Contempt**

Grounds and punishment, 2.24-2.28

Imprisonment limited to session, 2.28

Punishment no bar to other proceedings, 2.28

**Contests of members seats**

Power to decide contests, 59.6

Procedure before assembly, 59.1-59.6

Corporations, legislative control, Const., Iowa, VIII, 12; 491.39, 496A.144

Court practice, general system, to provide, Const., Iowa, V, 14

Dams and races, legislative control, 469.27

Divorce, prohibited, Const., Iowa, III, 27

Documents, distribution to members, 16.13

Doors open, exception, Const., Iowa, III, 13

Election contest duties, Const., Iowa, IV, 5; 58.1-58.7

**Elections by assembly**

Governor and lieutenant governor, Const., Iowa, IV, 4

Officers elected by joint convention, 2.36-2.39

Voting, viva voce, Const., Iowa, III, 38

Employees, 2.18-2.21

**Enrolling clerks**

Acts, to Code editor, 14.10(5)

Cumulative daily record of bills, 16.32

Record kept, 16.31, 16.32

Evidence, proof of proceedings, 622.58

Expenses, appropriation for, 2.20

Extra sessions, Const., Iowa, III, 2; IV, 11; 2.11

Governor's powers, Const., Iowa, III, 16; IV, 11-13

Governor, tie vote, Const., Iowa, IV, 4

Health board, state, recommendations, 136.3(6)

House of representatives, *see subhead Representatives, House of, below*

**Impeachment**

Judgment of disqualification of guilty, Const., Iowa, III, 20

Officers subject, Const., Iowa, III, 20

Procedure, Const., Iowa, III, 19; 67.5(3), 67.11, 68.1-68.14

Index and history of legislation, furnished, 16.31

Industrial commissioner's report, 86.9

Inspection of state officer, right, 79.8

Interim committee, 2.41-2.48

Joint advisory research committee, 2.55-2.60

**GENERAL ASSEMBLY—Continued**

Joint convention  
 Adjournment, 2.39  
 Canvass of votes, 2.33-2.35  
 Certificates of election, 2.38  
 Election, vote, how taken, 2.36, 2.37  
 Meeting in house chamber, 2.31  
 Oath taken by governor and lieutenant gov-  
 ernor, 63.5  
 Presiding officer, 2.31  
 Secretary, records, 2.32

**Journals**

Bound and preserved, 2.9, 17.15-17.17  
 Contempt punishment entered, 2.25  
 Distribution, price, 16.13-16.30  
 Entries, Const., Iowa, III, 9, 10, 17, 38  
 Evidence, proof of proceedings, 622.58  
 Keeping and certification, 2.9  
 Legalizing acts, private nature, excluded, 17.19  
 Printing, 16.30, 17.15-17.17  
 Protest vote, record, Const., Iowa, III, 10  
 Votes entered, Const., Iowa, III, 38

**Laws**

*General provisions, see STATUTES*  
 General, uniform operation, Const., Iowa, III,  
 30  
 Local or special, limitation, Const., Iowa, III, 30  
 Time of taking effect, Const., Iowa, III, 26

Legalizing acts, private, requirements, 17.19  
 Legislative authority vested, Const., Iowa, III, 1

**Legislative control**

Corporations, 491.39  
 Dams and races, 469.27  
 Water power, 470.6

Legislative fiscal committee, 2.46-2.48  
 Legislative reference bureau, 303.5  
 Legislative research bureau, 2.50-2.62  
 Legislative research committee, 2.49-2.60  
 Lieutenant governor as president of senate,  
 Const., Iowa, IV, 18  
 Lobbying generally, 2.24(2)

**Members**

Annotations and tables to Code, 16.25(9)  
 Appointment forbidden when office created or  
 emolument increased during term, Const.,  
 Iowa, III, 21  
 Arrest, privilege, Const., Iowa, III, 11; 2.24(1)  
 Attendance enforced, Const., Iowa, III, 8  
 Bonds not required, 64.1(3)  
 Bribery of members, 2.24(2), 739.1-739.3  
 Bulletins, legislative, furnished, 16.31  
 Campaign expenses limited, 56.8  
 Capitol planning commission, 18A.1  
 Certificates of election, action on, 2.3, 2.4  
 Civil office, appointment restricted, Const.,  
 Iowa, III, 21  
 Code, session laws, copy to each, 16.24(12)  
 Compensation and mileage, 2.11-2.17  
 Contempt, punishment, 2.24-2.28  
 Court appearance or answer in civil actions ex-  
 cused, R.C.P. 58  
 Disqualification for civil office, Const., Iowa,  
 III, 21, 22

**GENERAL ASSEMBLY—Continued**

**Members—Continued**

Documents furnished, 16.13, 16.24(12), 16.31,  
 17.15  
 Elected at general election, 39.15

**Election**

Abstract of votes, 50.25(5), 50.30(6)  
 Campaign expenses limited, 56.8  
 Certificates, 2.3, 2.4  
 Contest, Const., Iowa, III, 7; 57.1, 59.1-59.6  
 Proclamation by governor, 39.3  
 Time, term of office, Const., Iowa, III, 3, 5;  
 39.15, 39.16

Expulsion, two-thirds vote, Const., Iowa, III, 9  
 Freedom of speech and debate, Const., Iowa,  
 III, 10; 2.23

Interstate co-operation commission, 28B.1-28B.4

Legislative bulletins furnished, 16.31

Number apportionment and classification,  
 Const., Iowa, III, 6, 34, 35; XII, 12; Amend.  
 1904, No. 2, secs. 34-36; Amend. 1928

Oath administered, 2.7

Oath required, Const., Iowa, III, 32

Offenses against legislature, 2.24

Penalty for bribery, 739.1-739.3

Penitentiary and reformatory visits, 246.46

Postage not furnished, 19.26

Privileged from arrest, Const., Iowa, III, 11

Protest votes, entry, Const., Iowa, III, 10

Record, vote and protest, Const., Iowa, III, 10

Removal from office, *see PUBLIC OFFICERS*

Reports received, 16.13-16.31, 17.15

**Representatives**

Candidates, how chosen, 43.20, 43.84

Compensation and mileage, 2.11-2.17

Districts, 42.1

Election and term, Const., Iowa, III, 3, 12;  
 39.3, 39.4

Number and apportionment, Const., Iowa,  
 XII, 12; Amend. 1904, No. 2, secs. 34, 35;  
 42.2

Qualifications, Const., Iowa, III, 4, 22, 23

Speaker of house, *see subhead Officers and  
 Employees below*

Resignations, to whom made, 69.4

**Senators**

Appointments confirmed, 2.40

Compensation and mileage, 2.11-2.17

Districts, 41.1

Nomination, 43.20, 43.83, 43.84, 43.101

Number and apportionment, Const., Iowa,  
 XII, 12; Amend. 1904, No. 2, secs. 34, 36;  
 Amend. 1928

Qualifications, Const., Iowa, III, 5, 22, 23

Term, Const., Iowa, III, 5, 12; 39.3, 39.15

Supplies, furnished by executive council, 19.25

**Vacancies**

County auditor to notify governor, 69.5

Governor to issue writ of election, Const.,  
 Iowa, III, 12

Nominating successor, 43.83, 43.84

Special election to fill vacancy, 69.14

Women eligible to legislature, Const., Iowa,  
 Amend. 1926

**GENERAL ASSEMBLY—Continued**

Message from governor, Const., Iowa, IV, 12  
 Mileage of members, 2.11  
 Oaths, members may administer, 2.7

**Officers and employees**

Appointment, Const., Iowa, III, 7; 2.18

**Chief clerk of the house**

Certificates of members election received, 2.3  
 Code, session law, copy, 16.24(13)  
 Compensation, 2.19–2.22  
 Election contests, governor, lieutenant gov-  
 ernor, duties, 58.4  
 Enrolling clerks instructed, 16.32  
 Impeachment duties, 68.4  
 Joint convention duties, 2.32, 2.36  
 Journals certified and filed, 2.9  
 Proceedings to superintendent of printing,  
 17.16  
 Proof of publication of legalizing acts, 585.1  
 Supplies, furnished by executive council,  
 19.25  
 Temporary appointment, 2.2, 2.3  
 Warrants for arrest countersigned, 2.26  
 Witnesses, attendance orders attested, 2.29  
 Compensation, 2.18–2.22, 68.14  
 Employed by each house, Const., Iowa, III, 7;  
 2.18  
 Enrolling clerks, duties, 16.32  
 Janitors, compensation, 2.18, 2.19  
 Mileage of presiding officers, 2.12  
 Part-time members, compensation, 2.15

**President of senate**

Budget and financial control committee, 2.41,  
 2.42  
 Committees appointed, 2.40, 2.41, 2.42  
 Compensation, Const., Iowa, IV, 15; 2.11–2.13,  
 2.16, 2.17  
 Impeachment, 68.6  
 Interstate co-operation commission, 28B.1  
 Joint convention duties, 2.31  
 Legislative bills signed, Const., Iowa, III, 15;  
 3.4  
 Mileage allowed, 2.12  
 Subpoenas signed, 2.29  
 Vote in case of tie, Const., Iowa, IV, 18  
 Warrant for salaries certified, 2.21  
 Warrant of arrest issued, 2.26  
 Witnesses, attendance orders signed, 2.29  
 President pro tempore, Const., Iowa, IV, 18, 19,  
 Amend. 1952, No. 2; tenure, 2.6  
 Resignations, to whom made, 69.4

**Secretary of senate**

Certificates of members election received, 2.3  
 Code, session laws, copy, 16.24(14)  
 Compensation, 2.19–2.22  
 Election contest, governor, lieutenant gov-  
 ernor, duties, 58.4  
 Enrolling clerks instructed, 16.32  
 Impeachment duties, 68.7, 68.9, 68.11, 68.12  
 Joint convention duties, 2.32, 2.36  
 Journals certified and filed, 2.9  
 Legislative proceedings to superintendent of  
 printing, 17.16  
 Proof of publication and legalizing acts, 585.1  
 Subpoenas attested, 2.29

**GENERAL ASSEMBLY—Continued****Officers and employees—Continued**

Supplies, furnished by executive council,  
 19.25, 19.26  
 Temporary appointment, 2.2, 2.3  
 Warrants of arrest countersigned, 2.25, 2.26  
 Witnesses, attendance orders attested, 2.29  
 Selected by each house, Const., Iowa, III, 7; 2.18  
 Sergeant at arms, duties, 17.16, 17.17, 58.2

**Speaker of house**

Abstract of votes for governor and lieutenant  
 governor received, 50.31–50.35  
 Acting governor, when, Const., Iowa, IV, 19  
 Appointment, tenure, 2.2, 2.5, 2.6  
 Budget and financial control committee, 2.41,  
 2.42  
 Committees appointed, 2.41, 2.42  
 Compensation, 2.14, 2.16, 2.17  
 Interstate co-operation commission, 28B.1  
 Legislative bills signed, Const., Iowa, III, 15;  
 3.4  
 Mileage allowed, 2.12  
 Subpoenas signed, 2.29  
 Tenure of office, 2.6  
 Warrant of arrest signed, 2.26  
 Warrants for representatives' salaries certi-  
 fied, 2.21  
 Witnesses, attendance, orders signed, 2.29  
 Temporary officers, committee on credentials,  
 2.4  
 Temporary organization chosen, 2.2, 2.4  
 Tenure of officers, 2.6  
 Warrants for compensation, 2.16, 2.21, 2.22

**Organization**

Permanent, election of officers, 2.5  
 Temporary, procedure, 2.2–2.4  
 Pardons and reprieves, treason, action on, Const.,  
 Iowa, IV, 16  
 Parliamentary law, Robert's Rules, 2.8  
 Postage not to be supplied, 19.26  
 President of Senate, *see subhead Officers and  
 Employees above*  
 Printing, 17.15–17.19

**Proceedings**

Determines procedure, Const., Iowa, III, 9  
 Proved by journals or certified copies, 622.58  
 Publication of proposed legalizing acts, 585.1–585.5  
 Quorum, Const., Iowa, III, 8  
 Quo warranto proceedings ordered, R.C.P. 300  
 Railroad legislation, rights, 476.26  
 Records admissible in evidence, 622.58  
 Reports of proceedings, bulletin, 16.30–16.32, 17.15–  
 17.17

**Reports to general assembly**

Board of control, 217.11  
 Board of education, 262.26  
 Board of vocational education, 258.12  
 Code editor, 14.3(1), 14.4  
 Commission on uniform state laws, 5.4  
 Comptroller, 8.6(10, 15, 17), 302.18  
 County officers, statistics, 343.1  
 Governor, Const., Iowa, IV, 12; 8.21, 17.5, 67.10  
 Railway corporations, 476.25



**GENERAL ASSEMBLY—Continued**

- Reports to assembly—Continued
  - Revolutionary War memorial commission, published, 36.7
  - Salary book, 16.2(13)
  - Secretary of state, 6.3
  - Social welfare state department, 235.2(5)
- Representative districts
  - Constitutional divisions, Const., Iowa, III, 37; Amend. 1904, No. 2, secs. 34, 35
  - Elections, 39.1, 39.2, 39.16
  - Number and ratio of representation, 42.1–42.3
- Representatives, house of
  - Bulletin, cumulative, published, 16.31
  - Chief clerk, *see subhead Officers and Employees above*
  - Districts, 42.1
  - Doors open, exception, Const., Iowa, III, 13
  - Impeachment proceedings, Const., Iowa, III, 19; 68.1–68.14
  - Power over members, Const., Iowa, III, 9
  - Representatives, *see subhead Members above*
  - Social security committee chairman as member of advisory board, public employees' retirement, 97B.8
  - Speaker, *see subhead Officers and Employees above*
- Rules approved, administrative departments, 17A.2
- Rules of procedure, Const., Iowa, III, 9
- Rules, Robert's Rules of Order govern, 2.8
- Salaries
  - Appropriation, 2.22
  - Warrants, issued on certificates, 2.21
- Secrecy of proceedings, Const., Iowa, III, 13
- Secretary of senate, *see subhead Officers and Employees above*
- Senate
  - Appointments confirmed
    - Aeronautics commission, 328.2
    - Appeal board, 22.1
    - Banking superintendent, 524.2–524.5
    - Basic science examiners, 146.6
    - Commerce counsel, 475.1, 475.2, 475.5
    - Committee to consider, 2.40
    - Comptroller, 8.4
    - Confirmation in general, 2.40
    - Conservation commission, 107.2
    - Control, board of, 217.2, 217.3
    - Education, board of, 262.3
    - Employment security commission, 96.10
    - Health commissioner, 135.2–135.5
    - Highway commission, 307.2
    - Industrial commissioner, 86.1
    - Insurance commissioner, 505.2
    - Labor commissioner, 91.2
    - Liquor control commission, 123.7, 123.8
    - Parole, board of, 247.2
    - Public health commissioner, 135.2
    - Public safety commissioner, 80.2
    - Real estate commission, 117.8
    - Social welfare board, 234.3
    - Soil conservation committee, 467A.4(1)
    - Tax commission, 421.6
    - Unemployment compensation commission, 96.10

**GENERAL ASSEMBLY—Continued**

- Senate—Continued
  - Executive session on nominations, 2.40
  - Impeachment, sole power to try, Const., Iowa, III, 19
  - Impeachment, trial, procedure, 68.6–68.14
  - Members, *see subhead Members above, there-under see Senators*
  - President of senate, *see subhead Officers and Employees above*
  - Pro tempore, president, Const., Iowa, IV, 18, Amend. 1952, No. 2; tenure, 2.6
  - Secretary, *see subhead Officers and Employees above*
  - Social security committee chairman as member of advisory board, public employees' retirement, 97B.8
- Senatorial districts
  - Constitutional provisions, Const., Iowa, III, 34–37; Amend. 1904, No. 2, sec. 34; Amend. 1928
  - Elections, general, 39.1, 39.3, 39.15
  - Enumeration, 41.1
- Senators, *see subhead Members above*
- Sergeant at arms, duties, 17.16, 17.17, 58.2
- Session laws, account of public money, published in, Const., Iowa, III, 18
- Sessions
  - Const., Iowa, III, 2; Amend. 1904, No. 1
  - Extra, by proclamation of governor, Const., Iowa, III, 2; IV, 11, 14, 17
  - Place of holding, 2.1
- Speaker of the House, *see subhead Officers and Employees above*
- Supplies, furnished by executive council, 19.25
- Tax levy, state, amount designated, 444.22
- Temporary employees, 97.45(16)
- Transmission line franchises, control, 489.22
- Vacancies, *see subhead Members above*
- Voting, viva voce, recorded, Const., Iowa, III, 38
- Warrants for arrest, 2.26
- Water power, legislative control, 470.6
- Witnesses
  - Attendance compulsory, method, 2.29, 2.30
  - Compensation, 2.30
- GENERAL FUND, STATE**
  - See 444.21*
- GEOLOGICAL SURVEY BOARD**
  - General provisions, see STATE OFFICERS AND DEPARTMENTS*
  - Compensation not allowed for board, 305.11
  - Co-operation with federal or other surveys, 305.8
  - Expenses allowed, 305.11
  - Geological cabinet at university, 263.3
  - Geological cabinet established, 305.4
  - Geologist, state
    - Appointment and duties, 305.2–305.8
    - Oil and gas wells, 84.1–84.10, 305.3
    - Publication, sale, distribution, reports, 16.20
    - Report, annual, requirements, 17.1, 17.2, 17.4
    - Specimens for natural history cabinet, 263.3
  - Membership on board, 305.1

**GEOLOGICAL SURVEY BOARD—Continued**

Natural history cabinet at state university  
 Established by board, 305.4  
 Specimens collected for, 263.3  
 Oaths, power to administer, 78.2(2)  
 Postage furnished, 19.4, 19.19, 19.25  
 Powers and duties, 305.3–305.10

**Reports**

Annual report to governor, 17.4, 305.7  
 Distribution and sale of reports, 16.20, 305.10  
 Maps and reports of territories surveyed, 305.6  
 Oil drillers reports, 84.1  
 Publication of reports, 305.9  
 Salaries fixed, 305.2  
 Surveys and investigations made, 305.3, 305.4

**GEOLOGY**

Deposits, geological conservation commission to investigate, 111.2

**GIFTS**

Acceptance authorized  
 Aid to dependent children, no conditions, 239.15  
 Art gallery trustees, 379.11(5, 6)  
 Cemeteries, permanent fund only, 566.1–566.13  
 Churches, devoted to church purposes, 565.1  
 Conservation commission, 111.10–111.12  
 Dairy industry commission, 179.3(9)  
 Education board, state, 262.9(6), 262.14(4)  
 Farm aid associations, 176.7(2)  
 Libraries, county, 358B.3  
 Libraries, enforced by mandamus, 378.2, 378.10  
 Libraries, state, 303.4, 303.7  
 Memorial halls and monuments, 37.17  
 Municipal corporations, tax, 565.6–565.15  
 Old-age assistance, 249.40  
 Old-age assistance recipient, 249.8  
 Park board of cities and towns, 565.6  
 Soil conservation committee, 467A.7(5, 10)  
 State library, historical department, 303.4–303.7  
 Townships, 359.29, 565.6  
 Vocational education board, 259.6–259.8  
 Acceptance prohibited, 741.1–741.11  
 Advancement as part of decedent's estate, 636.44  
 Annuities as gift condition, tax, 565.12, 565.13  
 Churches, 565.1, 565.2  
 Cities, acceptance of donations, *see CITIES AND TOWNS, subhead Gifts Received*  
 Corporate officials not to receive, 741.1–741.5  
 County agricultural extension council, 176A.9(4)  
 Devise or bequest to charity limited, 633.3  
 Gift enterprises  
 Defined, 553.16  
 Prohibited, penalty, 553.15–553.18  
 Seizure and forfeiture, 726.4, 751.3–751.27  
 Historical societies, state, gifts, 303.7  
 History and archives department, 303.7  
 Institutional officers not to receive, 741.6, 741.7  
 Inter vivos, effect on intestate distribution, 636.44  
 Intoxicating liquors, prohibited, 125.3, 125.13  
 Libraries, mandamus to enforce, 378.2, 378.10  
 Management of gifts to institutions, 565.4  
 Minor donee, 565A.1–565A.11  
 Pension funds for firemen and police, 410.4  
 Reversion of gift, abandoned park, 111.14

**GIFTS—Continued**

Soliciting donations regulated, 122.1–122.6  
 State employees not to receive, 741.1–741.11  
 State, gifts to, accepted as trust, 565.3, 565.5  
 Tax, inheritance, exception, 450.3(2), 450.4, 450.8  
 Tax to maintain gift, 565.8–565.15  
 Uniform gift to minors act, 565A.1–565A.11

**GIRLS TRAINING SCHOOL (MITCHELLVILLE)**

Administration by board of control, 218.1  
 Aiding inmates to escape, penalty, 745.15–745.18  
 Births and deaths recorded, 144.22–144.24  
 Business manager, 218.6–218.8  
 Case histories received, 232.34  
 Code, session laws, free copy, 16.24(9)  
 Commitment procedure, 232.1–232.39, 242.5, 242.6  
 Crime, commitment for, 242.6  
 Designation, official, 242.1

**Inmates**

Custody of superintendent, 242.2  
 Discharged inmates assisted, 218.36(2)  
 Disabled persons aid, not eligible, 241A.2  
 Discharge procedure, 232.30–232.33, 242.9–242.13  
 Discharge releases penalties, 242.13  
 Discipline of inmates, 242.2  
 Fingerprints and photographs, 749.4  
 Instruction and employment, 242.4  
 Parole authorized, conditions, 232.32, 242.12  
 Placing out under contract, 242.7–242.13  
 Transfer authorized, 232.29, 245.10  
 Liquor, drugs, furnishing to inmates, 745.15–745.18  
 Parole violation, sentence enforcement, 247.27  
 Reports, *see CONTROL, BOARD OF*  
 State agents, appointment, duties, 218.34–218.38  
 Superintendent, 218.9, 242.2, 242.3  
 Type of children committed, 232.27, 242.6, 245.5  
 Women's reformatory, inmates transferred, 245.10

**GLANDERS**

General provisions, 162.8, 163.2, 163.20

**GLASS**

Clearing up wrecks on highway, 321.371  
 Eyeglasses, 154.1–154.9  
 Penalty for throwing on highway, 321.369, 321.482  
 Safety glass in motor vehicles, 321.444–321.446  
 Sands, geological survey investigation, 305.3

**GLENWOOD SCHOOL FOR MENTALLY RETARDED**

Administration by board of control, 218.1  
 Business manager, 218.6–218.8  
 Code, session laws, free copy, 16.24(9)  
 Commitment procedure, 223.7  
 Control, board of, state, power to administer, 218.1  
 County attorneys, notice of admission districts, 223.10  
 Districting the state for admissions, 223.10  
 Escape, aiding, punished, 745.15–745.18  
 Hospital service corporations, 514.5  
 Inmates  
 Admission, persons eligible, 223.4, 223.13  
 Clothing provided, charges, 223.21

**GLENWOOD SCHOOL—Continued****Inmates—Continued**

- Commitment, statutes applicable, 223.7
- Communications allowed, 222.35
- Compromise of county support liability, 223.17
- County commitment costs, institution fund, 444.12
- County liability for support, 223.14, 223.18
- Dangerous, transfer, 218.92
- Death of inmate, when inquest held, 222.37
- Disabled persons aid, not eligible, 241A.2
- Discharge of patients, readmission, 223.9
- Escapes, capture and return, 222.50, 222.51
- Insane or violent patients, hearing, 223.6
- Leave of absence, 222.36
- Lien for care, 223.16, 223.20
- Minors, no lien for charges, 223.16
- Payment of charges, 223.15, 223.16, 223.20, 230.21, 230.22
- Private patients
  - Compensation paid to state, 223.5
  - Insane, hearing, effect, 223.6
  - Rape of feeble-minded, penalty, 698.3
  - Readmission after voluntary discharge, 223.9
  - Removal without permission, return, 222.50, 222.51
- Support statutes applicable, 223.16
- Transfer of patients
  - Glenwood, to, and vice versa, 223.11
  - Insane, 222.46–222.48
  - Power, transfer or retransfer, 218.20, 223.8
- Transportation charges, 223.21
- Voluntary inmates, 223.4–223.6, 223.9, 223.13
- Liquor and drugs, penalty for providing, 745.15–745.18
- Objects of hospital, 223.1
- Property of deceased inmates, 218.65–218.70
- Superintendent
  - Appointment, salary, 218.9, 223.2
  - Duties of superintendent, 223.3
  - Member of eugenics board, 145.1
  - Record kept of patient's condition, 223.3(3)

**GOLD AND GOLD ALLOY**

- Standards of fineness, limits, 119.1–119.9
- Taxation, 427.13(10)

**GOLF COURSES**

- Cities and towns, general provisions, 394.1–394.9

**GOOD BEHAVIOR**

- Parole by court, 247.20

**GOOD CHARACTER**

- Evidence, 622.18

**GOOD CONDUCT**

- Restoration of citizenship, 248.3

**GOOD FAITH**

- Bills of lading, 487.54(2), *see* **BILLS OF LADING**
- Negotiable instruments law, 129.9, 541.89
- Sales act, 554.77(2), *see* **SALES ACT**
- Warehouse receipts, 542.58, *see* **WAREHOUSES**

**GOVERNOR**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Absence, secretary at office, 7.1
- Accounting, fees collected, 7.7
- Action testing constitutional amendment, 6.10, 6.11
- Aid, state, ordered by governor, how paid, 19.7
- Annotations and tables to code, copy, 16.25(7)
- Appeal from car dispatcher's orders, 21.2, 21.3
- Appointments approved
  - Public safety commissioner's appointments, 80.8
- Appointments made
  - Accountancy board members, 116.1
  - Accountants to examine state officer's account, 67.1
  - Adjutant general, 29.11
  - Advisory board, public employees' retirement system, 97B.8
  - Aeronautics commission, 328.2, 328.4
  - Agents in extradition cases, 759.22
  - Alcoholism commission, 123A.2
  - Appeal board, 22.1, 22.2
  - Appointments to fill vacancies, Const., Iowa, IV, 10; 69.8
  - Appraisers of interstate bridges, 382.4
  - Appraisers of islands, 568.22
  - Arbitration board in labor disputes, 90.2–90.4
  - Architectural examiners, 118.1
  - Assistant adjutant general, 29.16
  - Banking board, 525.1, 525.2
  - Banking, superintendent of, 524.2–524.5
  - Basic science examiners, 146.6
  - Blind commission, 93.1, 93.2
  - Board of public instruction member, 257.3, 257.4
  - Car dispatcher, 21.2
  - Commission on suspension of state officers, 67.1–67.13
  - Comptroller, state, 8.4
  - Confirmation by senate, 2.40
  - Conservation commission, 107.1–107.4
  - Constitutional authority to fill vacancies, Const., Iowa, IV, 10
  - Control board, 217.2–217.4
  - Counsel to defend employment security law, 96.17(1)
  - Counsel to prosecute pure food violations, 189.24
  - Curators of state historical society, 304.2
  - Development commission, 28.1
  - Education, board of, 262.3–262.6
  - Employment security commission, 96.10
  - Employment security law, counsel, 96.17
  - Engineering examiners, 114.3–114.5
  - Examiners for practice of professions, 147.12, 147.20, 158.8
  - Food and drug act, attorney to enforce, 189.24
  - Health board, state, 136.1(3), 136.2
  - Health commissioner, 135.2–135.5
  - Highway commission, 307.2, 307.3
  - Historical society curators, 304.2
  - Hospital advisory council, 135A.5
  - Hospital license board, 135B.10
  - Industrial commissioner, 86.1, 86.6, 86.7
  - Insurance commissioner, 505.2, 505.3
  - Interstate bridge appraisers, 382.4
  - Interstate co-operation commission, 28B.1
  - Island appraisers, 568.22

**GOVERNOR—Continued****Appointments made—Continued**

Judges of district court, 69.8(2)  
 Judges of municipal court, 69.8(2), 602.6, 602.22  
 Judges of superior court, 69.8(2), 603.3, 603.6  
 Judges of supreme court, vacancy, 69.8(2)  
 Labor commissioner, 91.2, 91.3  
 Liquor control commission, 123.7, 123.8  
 Military officers, 29.20  
 Military property and fiscal officers, 29.18  
 Military staff, 29.17  
 Mine inspectors, 82.7  
 Mississippi river parkway commission, 308.1  
 Natural resources council, 455A.4  
 Notaries public, 77.1-77.6  
 Officers to fill vacancies, Const., Iowa, IV, 10; 69.8  
 Parole board, 247.1, 247.2  
 Printing board, two members, 15.1, 15.4  
 Public health commissioner, 135.2, 135.5  
 Public safety commissioner, 80.2, 80.3  
 Quartermaster, national guard, 29.19  
 Real estate commission, 117.8  
 Revolutionary war memorial commission, 36.1, 36.2  
 River-front commission, 372.2, 372.4  
 Servicemen's ballot commission, 53.45  
 Social welfare board, 234.3, 234.4  
 Soil conservation committee, 467A.4(1)  
 Tax commission, 421.2-421.7  
 Temporary appointments when officer suspended, 67.8, 68.5  
 Uniform state laws commission, 5.1  
 United States senator, vacancy, 69.8(1)  
 Vacancies in general, authority to fill, Const., Iowa, IV, 10; 69.8  
 Vacancies, state officers and judges, 69.8  
 Voting machine commissioners, 52.4  
 Watchmaker examiners, board, 120.3

**Appropriations**

Allotments, 8.30, 8.31  
 Balances, unused, consent to use of, 8.39  
 Conditional availability, 8.32  
 Deficit, consent to increase to meet, 8.39  
 Approval of state and district officers bonds, 64.19  
 Arbitration of labor disputes, 90.1-90.14  
 Arbor day, arbor week proclamation, 186A.1  
 Attorney general, may request action, 13.2(2)  
 Automobiles owned by state, car dispatcher, 21.1-21.6  
 Bank depositors' agreements, approval, 528.96, 528.99, 528.101  
 Bank management duties, 528.90  
 Bonds of state and district officers  
 Amount fixed, 64.15  
 Bond not required of governor, 64.1  
 Bonds in general approved, 64.19  
 Enlargement of security, 65.1-65.3  
 Surety's petition for release heard, 65.4-65.7  
 Tax commissioner, amount, 422.60  
 Time and method of approval, 64.20  
 Treasurer's bond for unemployment funds approved, 96.9(2), 96.13(1)

**Budget and financial control**

Allotments, 8.30, 8.31  
 Budget message, 8.22(1)

**GOVERNOR—Continued****Budget and financial control—Continued**

Departmental estimates, 8.23  
 Supervisory control, 8.3, 8.35, 8.40  
 Budget duties, dismissal of refusing officer, 8.40  
 Budget, state  
 Department estimates, failure, governor to prepare, 8.23  
 Hearings, public, to hold, 8.26  
 Message, contents and scope, 8.22 (Part I)  
 Power to initiate, 8.3(3)  
 Preparation by governor, 8.27  
 Supplemental estimates to legislature, 8.28  
 Tentative, received from comptroller, 8.25  
 Transmittal to legislature, 8.21  
 Canvass of votes for, general assembly, 2.33, 2.34  
 Car dispatcher, authority over, 21.1-21.6  
 Child-placing agencies, facts available, 238.24  
 Code, session laws, and annotations received, 16.24, 16.25  
 Commander in chief of state military forces, 29.7  
 Commercial feed fund, excess transfer, 198.9  
 Commissions issued  
 Constitutional requirements, Const., Iowa, IV, 21  
 Countersigned by secretary of state, 9.3  
 Military instructors at state colleges, 262.27  
 Notaries public, 9.3, 77.1-77.6  
 Officer elected by joint legislative convention, 2.38, 9.3  
 Superior court judges, 603.4  
 Commutation of sentence  
 Constitutional power to grant, Const., Iowa, IV, 16; 17.3, 248.1-248.17  
 Copies required, 248.14-248.16  
 Death sentence to life imprisonment, 248.6  
 Felony, advice of parole board, 248.6  
 Power not impaired by parole law, 248.1  
 Compacts with other states on juveniles, 231.14  
 Compensation, 7.8  
 Condemnation of land for United States, 471.3  
 Constitutional amendments  
 Proclamation as to election, 6.5, 6.7  
 Test case, governor a defendant, 6.10, 6.11  
 Constitutional provisions, Const., Iowa, III, 16; IV, 1-21  
 Contingent fund uses ordered, 19.7  
 Control, board of  
 Institution abuses reported, 218.3  
 Supervisory and examining powers, 218.2  
 Trips to other states, 217.10  
 Convention expenses, authorization not needed. 8.13(2)  
 Conveyances, *see subhead Land Patents below*  
 Counsel, employment, how paid, 7.3-7.5  
 Court-martial sentence, state forces. approved, 29.75  
 Custodian, governor's orders reported. 18.3(5)  
 Dairy industry commission, salaries. 179.12  
 Death penalty warrants of execution issued, 792.8, 792.15, 792.16  
 Death sentence execution suspended, 792.7  
 Deeds, *see subhead Land Patents below*  
 Defendant in test of constitutional amendment, 6.11

**GOVERNOR—Continued**

- Dismissal of budget officials, 8.40
- Disqualification to hold U. S. office, Const., Iowa, IV, 14
- Draft for military service, 29.53
- Dubuque and Pacific railroad land, 10.12
- Election**
  - General provisions*, Const., Iowa, IV, 2-6; 2.33, 2.35, 39.9, 43.26, 49.42, 50.25, 50.30, 50.35, 50.37
  - Contest of election
    - Grounds, 57.1, 57.4
    - Procedure, 58.1-58.7
  - Manner and term, Const., Iowa, IV, 1, 2, 4, 5
  - State officer contest, selects judges, when, 61.1, 61.4
- Election contested, Const., Iowa, IV, 5; 58.1-58.7
- Election duties**
  - Certificates of election, 50.41, 50.43
  - Contest court appointed when chief justice is party, 61.1, 61.4
  - Presidential election results, 54.8
  - Presidential electors, 50.26-54.7
  - Vacancy in office, special election, 69.14
- Election proclamations**
  - Congressional vacancies, special election, 39.2, 39.3, 69.14
  - Constitutional convention, question included, 39.4
  - Federal constitutional amendments, convention called, 55.1-55.3, 55.11, 55.23
  - General assembly vacancies, special election, Const., Iowa, III, 12; 39.2, 69.14
  - General election proclamation, 39.3
  - Iowa constitutional amendments, 6.5, 6.7, 39.4-39.6
  - Senators and representatives, state, to be chosen, 39.3
  - Special elections, designating time, 39.6
- Eligibility, Const., Iowa, IV, 6
- Emergency relief budget estimate, 251.2(3)
- Emergency wartime succession, 38A.3-38A.5, 38A.11-38A.13
- Executive power vested, Const., Iowa, IV, 1, 8, 9
- Expense of control board's trips, 217.10
- Expense of special counsel, how paid, 7.4
- Extradition of fugitive from justice, 759.1-759.29
- Federal constitutional amendments, 55.1-55.23
- Federal land grant lists signed, 10.11
- Fees collected, pay to state treasurer, 7.7
- Field training, national guard, 29.9
- Financial supervision of all state agencies and funds, 8.3(1)
- Fines and forfeitures**
  - Copies required, 248.14-248.16
  - Remission, power, Const., Iowa, IV, 16; 248.13
- General assembly**
  - Adjourn, power to, Const., Iowa, IV, 13
  - Convene, duty to, Const., Iowa, IV, 11
  - Messages, duty to give, Const., Iowa, IV, 12
- Grants, issued, Const., Iowa, IV, 21
- Health board of state, meetings called, 136.5
- Health board recommendations, 136.3(6)
- Health department, state, biennial report, 135.37, 136.10
- Highway patent suit, notify attorney general, 7.5

**GOVERNOR—Continued**

- Holding other public office prohibited, Const., Iowa, IV, 14
- Holidays proclaimed, 31.4-31.6, 541.85
- Impeachment of officer by house of representatives, 68.1-68.14
- Inspection**
  - National guard, 29.10
  - State officers and institutions, 79.8
  - Treasurer of state, quarterly, 79.8
- Institutions, board of control, supervisory powers, 218.2
- Interstate compact re juveniles, 231.14
- Investigation of officers, departments to secure efficiency, 8.35
- Iowa state guard, 29.83-29.87
- Island and abandoned river channel leases, 568.25
- Journal, record of all official acts, 7.2
- Juveniles, interstate compact, 231.14
- Labor disputes arbitrated, 90.1-90.14
- Labor disputes, use of safety department, 80.24
- Land patents**
  - Color of title relinquished, 10.9
  - Conveyance to U. S. of condemned land, 471.3
  - Easements in land condemned, conveyed to U. S., 471.3
  - Errors in conveyances corrected, 10.10
  - Island and abandoned river channel sales, 568.12, 568.19, 568.25
  - Park land conveyances executed, 111.33
  - Patent issued for state lands, 10.5, 10.6
  - School lands sold, joins in issuance of patent, 302.7, 302.8
- Land titles, state, 10.9-10.13**
- Law publications received, 16.24, 16.25, 16.28
- Laws, duty to execute, Const., Iowa, IV, 9
- Legal counsel employment, 7.3-7.5
- Legislative bills**
  - Approval or veto, 3.4
  - Failure to return within three days, 3.5
- Legislative duties and powers**
  - Adjournment of general assembly, Const., Iowa, IV, 13
  - Approval and veto of bills, Const., Iowa, III, 16; 3.4, 3.5
  - Budget message requirements, 8.21, 8.22
  - Extra sessions, power to call, Const., Iowa, IV, 11
  - Inaugural message, Const., Iowa, IV, 12; 2.33
  - Message to general assembly, Const., Iowa, IV, 12
- Lieutenant governor, Const., Iowa, IV, 17
- Liquor control commission audit, 123.57
- Membership on boards and committees**
  - Commission to hear consolidation, reinsurance plans, 521.5
  - Committee on steel trade practices, 553.24
  - Executive council, 19.1
  - Fair board, state, 173.1
  - Geological board, 305.1
  - Health board, state, 136.1
  - Interstate co-operation commission, 28B.1
  - Library and historical trustees, 303.2
  - Pittsburgh plus protective committee, 553.24

**GOVERNOR—Continued**

Message, inaugural, Const., Iowa, IV, 12; 2.33  
 Military forces employed, 29.7, 29.8  
 Military organizations, permit, 29.31  
 Military record book kept, 7.2

Mine inspectors  
 District duties, 82.13, 82.26

Removal charges  
 Charges filed, 82.8  
 Hearing by board, report, 82.9  
 Suspension for malfeasance, 82.10  
 Sent to examine mine, 82.26

Misprision of treason, what constitutes, 689.3  
 Mortgage moratorium, proclamation, 654.15  
 Motor vehicle for governor's use not subject to general price limit, 21.2(4)  
 Motor vehicles of state, car dispatcher appointed, 21.1-21.5  
 Municipal court adoption certified, 602.4  
 Notaries public, appointment and commissions, 77.1-77.6  
 Oath of office taken, 2.33, 63.5  
 Oaths, power to administer, 78.2(1)  
 Office at seat of government, 7.1  
 Official residence, 18.6

Pardons  
*General provisions on pardons, commutations, and related matters, law applicable, see CRIMINAL PROCEDURE, subhead Commutation of Sentence; PARDONS*  
 Citizenship restored to convicts, 248.12  
 Constitutional power to grant, Const., Iowa, IV, 16  
 Copies required, 248.14-248.16  
 Felony, advice of parole board, 248.6  
 Files in office, 248.11  
 Fines and forfeitures remitted, 248.13  
 Impeachment, exception, Const., Iowa, IV, 16  
 Investigation, testimony taken, 248.8-248.10  
 Power not impaired by parole law, 248.1  
 Publication of notice before application, 248.7  
 Report to legislature, 17.5  
 Reprieves, *see subhead Reprieves below*  
 Suspension of sentence, pardon granted, 248.2  
 Treason, report to general assembly, Const., Iowa, IV, 16  
 War veteran recommended by parole board, 248.4

Parole agreements with other states, 247.10  
 Patents for land signed, 10.5  
 Patrolmen, salaries, 80.8  
 Peace officers subject to direction, 748.6  
 Penitentiary and reformatory visits, 246.46  
 Political nomination objections heard, 44.6  
 Postage and supplies, 19.4, 19.19, 19.25  
 Private military organizations permit, 29.31  
 Private organizations receiving public funds, supervised, 8.3(1)

Proclamations issued  
 Aliens, war time registration, 38.1  
 Arbor day, Arbor week, 186A.1  
 Columbus day, 31.6  
 Convention on federal constitution amendments, 55.1, 55.2

**GOVERNOR—Continued**

Proclamations issued—Continued  
 Defacement of posted proclamation, 714.20  
 Elections, 6.5, 6.7, 39.2-39.6, 55.1-55.3  
 Extra session called, Const., Iowa, IV, 11  
 Independence Sunday, 31.5  
 Mortgage moratorium, proclamation, 654.15  
 Mother's day, 31.4  
 Thanksgiving holiday, 541.85

Public safety department  
 Appointments approved, 80.8  
 Divisional headquarters approved, 80.20  
 Officers, use in labor disputes, 80.24  
 Request to act in city, 80.9  
 Rules affecting personnel, 80.15

Qualifications required of governor, Const., Iowa, IV, 6; 63.5  
 Quo warranto proceedings ordered, R.C.P. 300  
 Radio equipment for police work, 750.1  
 Reciprocal parole agreements, 247.10  
 Record of official acts to be kept, 7.2  
 Remission of fines and forfeitures, Const., Iowa, IV, 16; 17.5, 248.1-248.17

Removal of officers  
 Action instituted at request, 66.10, 67.5, 67.13  
 Architectural examiners, 118.1  
 Auditor's audits, removal for failure to comply, 24.24  
 Banking superintendent, 524.4, 524.5  
 Board of control, 217.4  
 Budget law requirements, removal for failure to meet, 8.40, 24.24  
 Comptroller, 8.4  
 Control board, 217.4  
 District court procedure, grounds, 66.1-66.7  
 Education board, 262.4, 262.5  
 Executive council's power over appointive officers, 66.26-66.28  
 Impeachment of officers, Const., Iowa, III, 19, 20; 67.5, 67.11, 68.1-68.14  
 Industrial commissioner, 86.4, 86.7  
 Insurance commissioner, 505.2  
 Local budget law violations, 24.24  
 Mine inspectors, complaint to governor, 82.8-82.10  
 Mining board, 82.2  
 Notary public, 77.11  
 Public improvement law violations, 24.24  
 Public safety commissioner, 80.2  
 Report shows grounds, 67.13  
 Social welfare board, 234.5  
 Suspension of state officers, 67.1-67.13  
 Voting machine commissioners, 52.4

Reports by governor  
 Biennial, pardons, fines, to legislature, 17.5  
 Budget to legislature, 8.21, 8.22  
 Industrial commissioner's report transmitted, 86.9  
 Pardons and reprieves, Const., Iowa, IV, 16  
 Suspension of officers, 67.10

Reports made to governor  
*General requirements, 17.1-17.3, 17.12, 17.13, 17.28*  
 Accountancy board, biennial, 116.2  
 Accountancy examiners board, 17.4, 116.3  
 Accountants, special commission on examination of official accounts, 67.4, 67.5

**GOVERNOR—Continued**

Reports made to governor—Continued  
 Adjutant general, 17.3, 29.12  
 Aeronautics commission, 328.10  
 Agriculture, secretary of, biennial, 159.15  
 Apiarist, state, annual, 160.13  
 Arbitration board in labor dispute, 90.13  
 Architectural examiners, annually, 118.4  
 Attorney general, report of office, 13.2(6)  
 Auditor of state, 11.25(2), 11.27  
 Banking superintendent, 17.8, 524.21  
 Blind, commission for, 93.6(7)  
 City or town, form of government changed, 363.37  
 Commerce commission, 17.10, 474.14, 474.22, 474.46, 474.53, 477.49  
 Commission for the blind, annual, 93.6(7)  
 Comptroller on fiscal condition, Const., Iowa, III, 18; 17.3, 262.22  
 Comptroller on standing appropriations, 8.6(10)  
 Comptroller's biennial report, 17.1–17.3, 262.22  
 Comptroller's state budget report, 8.6(17)  
 Comptroller's tentative draft of budget, 8.25  
 Conservation commission director, 109.10  
 Considered and delivered to superintendent of printing, 17.2  
 Constitutional right to demand reports, Const., Iowa, IV, 8  
 Control board, 17.3, 217.11, 219.21  
 Control board institution abuses, 218.3  
 County attorneys, on request, 336.2(10), 343.1  
 County officers, information upon request, 343.1  
 Custodian's biennial report, 18.3  
 Death sentence reported, 792.2  
 Delay, correction of delinquency, 17.12, 17.13  
 Documents, state, filing date fixed, 17.28  
 Education board, state, 17.3, 262.26  
 Emergency relief administration, 251.2(3, 5)  
 Employment security commission, annual, 96.11  
 Engineering examiners, annual, 17.4, 114.10  
 Escheated lands reported by court clerks, 567.5  
 Executive council proceedings, 19.6  
 Extension of time may be granted, 17.13  
 Filing date, governor to fix, 17.28  
 Financial administration reported on request, 8.35, 8.40  
 Fire marshal, annual report, 17.4, 100.33  
 Geologist, state, annual report, 17.4, 305.7  
 Health board, state, recommendation, 136.3(6), 136.10  
 Health department, 17.3, 135.37  
 Historical society curator's report, 17.3, 304.6  
 Industrial commissioner, biennial, 17.3, 86.9  
 Insurance commissioner, 17.4, 505.12, 505.13  
 Interstate co-operation commission, 28B.4  
 Labor commissioner, biennial, 91.4(4)  
 Library and historical board, 303.3(12)  
 Liquor control commission, annually, 123.53  
 Manuscripts, fixed date due, compel, 17.28  
 Mine inspectors, biennial report, 82.12  
 Mining board, removal of inspector, 82.9  
 Official reports, made to governor, 17.2  
 Pardon information, 248.9  
 Parole board, biennial, 247.32  
 Passenger boat inspector, 17.4(7)  
 Printing board, biennial reports, 15.6(7)  
 Public instruction superintendent, 17.3, 258.13, 260.28

**GOVERNOR—Continued**

Reports made to governor—Continued  
 Resignations reported to governor, 69.4  
 Secondary road research, 310.36  
 Social welfare department, 235.2(5)  
 Soil conservation committee, state, 467A.11  
 Soldiers home, conditions reported, 219.21  
 State fair board, annual, 173.21  
 State highway commission, 307.5(8)  
 Tax commission, 421.13, 421.17, 422.68  
 Time for filing reports, 17.3, 17.4, 17.28  
 Treason reported, penalty, 689.3  
 Treasurer of state, 12.17, 17.3, 258.12  
 Unemployment compensation commission, 96.11(1, 3)  
 Uniform laws commission to legislature, 5.4  
 Vocational education board, report upon request, 259.4(15), 259.8

Reprieves  
 Constitutional power to grant, Const., Iowa, IV, 16  
 Copies required, 248.15  
 Impeachment, exception, Const., Iowa, IV, 16  
 Power not impaired by parole law, 248.1  
 Power to suspend death sentence execution, 792.4  
 Report to general assembly, Const., Iowa, IV, 16; 17.5  
 Treason, limitation, Const., Iowa, IV, 16

Resignation, to whom made, 69.4  
 Restoration to citizenship, copies required, 248.14–248.16  
 Revolving fund for motor pool, set up, 21.6  
 Reward for arrest of fugitive, 7.6  
 Rules affecting safety department personnel approved, 80.15  
 Safety patrol in industrial disputes, use restricted, 80.24  
 Salaries, aeronautics, commission employees, 328.11  
 Salary, 7.8  
 School lands sale, patent issued, 302.7, 302.8  
 Seal, state, kept and used by, Const., Iowa, IV, 20  
 Secretary may certify notary's appointment, 77.5  
 Secretary, office, remain during governor's absence, 7.1  
 Social security, referendum authorized, 97C.20  
 Social welfare state board, administrative fund, 234.6(5)  
 Special election, fill vacant office, when called, 69.14  
 State agencies and funds, control of, 8.3  
 State aid ordered, how paid, 19.7  
 State banner requirements, 31.1, 31.2  
 Strikes, use of public safety employees, 80.24  
 Successors to governor, who acts, Const., Iowa, IV, 17–19  
 Supervision over state institutions, 210.2  
 Supplies and postage, furnished, 19.4, 19.19, 19.25  
 Supreme court reports, free copy, 16.28(15)  
 Suspension of state officers, duty, 67.1–67.13  
 Tax commission, field audit staff, 422.62  
 Term of office, Const., Iowa, IV, 2, 15; 39.8, 39.9  
 Time and manner of qualifying, 63.5  
 Title of office, Const., Iowa, IV, 1  
 Travel expense, executive council approval, 8.13  
 Troops called out, 29.7, 29.8

**GOVERNOR—Continued**

Unemployment security, fund, loss, request to general assembly for reimbursement, 96.13(2)  
 Vacancies, duty to fill, Const., Iowa, IV, 10; 69.1-69.14  
 Vacancy in governor's office, how filled, Const., Iowa, IV, 17-19  
 Vacancy, succession  
   Lieutenant governor, Const., Iowa, IV, 17  
   Pro tempore, president of the senate, Const., Iowa, IV, 19  
   Speaker of the house, Const., Iowa, IV, 19  
 Veto, legislative bills, Const., Iowa, III, 16  
 Veto power, Const., Iowa, III, 16; 3.4, 3.5  
 Vocational rehabilitation plans approved, 259.5  
 War disaster, succession, 38A.3-38A.5, 38A.11-38A.13  
 Warrant of execution of death penalty issued, 792.8, 792.15, 792.16

**GRACE, DAYS OF**

Negotiable instruments, 541.86, 541.198

**GRAIN AND GRANARIES**

Arson, setting fire or burning, 707.1-707.8  
 Balers lien, 571.1-571.5  
 Bucket shopping, 552.1-552.11  
 Bulk grain defined, 543.1(6)  
 Bushel measure, 210.10  
 Collective marketing, 500.1-500.3  
 Combining lien, 571.1-571.5  
 Co-operative associations, 497.1-499.60  
 Dealers  
   Grain combinations prohibited, 553.19-553.22  
   Handling tax, 427.1(22), 428.35  
 Dealing in options prohibited, 552.1-552.4  
 Elevators and warehouses  
   Bonded warehouses, 543.1-543.38  
   Collective bargaining, 500.1-500.3  
   Combinations or trusts prohibited, 553.24  
   Grain combinations, prohibited, 553.19  
   Location along railroad tracks, 481.1-481.8  
   Taxation, 434.20  
   Unbonded warehouses, 544.1-544.46  
   Warehouse receipts law, 542.1-542.58  
 Fiduciary as owner for sealing, 544.1  
 Grading, inspection, 543.30-543.32  
 Grain defined in bonded warehouse law, 543.1(5)  
 Granaries, 543.1-544.46  
 Handling tax, 427.1(22), 428.35  
 Husker's lien, 571.1-571.5  
 Itinerant merchants law, 81.1(2, a)  
 Landlord's lien, 570.1-570.10  
 Liens, priority, 571.2  
 Malicious injury or trespass, penalty, 714.6  
 Margin dealings forbidden, 552.1-552.3  
 Sheller's lien, 571.1-571.5  
 Standards, 543.18  
 Swindling in sale of grain, 713.11  
 Thresherman's lien, 571.1-571.5

**GRAND ARMY OF THE REPUBLIC**

Commission for erection of memorials, 37.9-37.16  
 Distribution of annual reports, 33.1  
 Highway, 313.58

**GRAND ARMY OF REPUBLIC—Continued**

Insignia, penalty for unlawful use, 713.28  
 Memorial, petition for erection, 37.2(1)  
 Property exempt from taxation, 427.1(6)  
 Quarters, permanent room in capitol, 19.15

**GRAND JURY**

Access to jail and public records, 771.3  
 Action without, authorized, Const., Iowa, Amend. 1884, No. 3  
 Additional jurors drawn, 770.2  
 Appearance before, 771.5, 771.14, 771.15  
 Appointment, not a member, oath, 770.17  
 Ballots preserved, drawing of jurors, 609.44  
 Challenges decided by court, 770.6  
 Challenge to individual juror, grounds, 770.5  
 Challenge to panel allowed, 770.3, 770.4, 770.7  
 Charge of court, general, 770.15  
 Charge of court, special, 770.16  
 Clerk of court to issue subpoenas, 771.7  
 Clerk of grand jury  
   Absent on indictment vote, 770.18  
   Appointment, not a juror, oath, 770.17  
   Assistant clerk, 770.22  
   Compensation, 770.21  
   County attorney to assist, 769.21  
   Discharge of grand jury, 770.24  
   Member appointed clerk, when, 770.23  
   Minutes to be kept, 771.11  
   Opinion, not to express, 770.16  
   Shorthand reporter, compensation, 770.20, 770.21  
 Combinations, pools and trusts inquiry, 553.8, 553.14, 553.22  
 Compensation, 607.5  
 Competency, of jurors, 607.1  
 Constitutional provisions, Const., Iowa, I, 11; Amend. 1884, No. 3  
 County attorney's right to appear, 771.4  
 County attorney to attend, 336.2(8)  
 Court and county attorney to advise, 771.3  
 Court may discharge or order new one, 609.37  
 Dismissal, new panels, 770.8  
 Drawing jurors, 770.2, 770.3, 770.9  
 Duties of grand jury  
   Indictable offenses, 771.1  
   Jails inspected, 771.2(2), 771.3  
   Pools, trusts, inquiry into, 553.4, 553.8, 553.22  
   Special duties listed, 771.2  
 Evidence received  
   Defendant, evidence for, optional, 771.15  
   Kind of evidence required, 771.17  
   Minutes of exhibits filed, 771.13  
   Minutes of preliminary examinations, 771.18, 771.19  
   Minutes presented to court, 772.3, 772.4  
   Sufficiency for indictment, 771.16  
   Transcript read to and signed by witness, 771.12  
 Expenses and fees paid, auditor's report, 333.11  
 Expenses paid on judge's certificate, 333.3  
 Fees of jurors paid by warrant, 333.3  
 Foreman appointed, oath, 770.12, 770.13  
 Foreman, indictment signed by, 772.1  
 Grain combinations, inquiry into, 553.19-553.22



**GRAND JURY—Continued**

Impaneling, generally, 770.1-770.24  
 Indictment, constitutional requirement, Const., U. S., Amend. 5  
 Indictment, finding, presentation, 772.1-772.5  
 Indictment not found, dismissal, 771.21, 771.22  
 Instructions, charges by court, 770.15, 770.16  
 Jurors excused, exemptions, 607.2, 607.3  
 Jurors, false excuse, penalty, 607.4  
 Jurors summoned, 608.1-608.11  
 Jury commission, 608.1-608.11  
 Liquor permit books, inspection, 130.26  
 Liquor records of pharmacists, inspection, 130.26

**Lists**

Apportioned according to votes, 609.1-609.7  
 Certification of apportionment, 609.8  
 Certification of jury lists, 609.10  
 Correcting illegality in original lists, 609.47  
 Drawing, procedure, 609.20, 609.21, 609.24, 609.29  
 Duty of election judges to make, 609.9  
 Duty of supervisors to make, 609.10  
 Filing, effect, 609.12-609.14  
 Judicial divisions of county, separate, 609.3  
 Jury commission to make list, 608.1, 608.2  
 Maximum service permitted, 609.26  
 Names rejected, 609.16, 609.28  
 Noneligible names, 609.2  
 Notice to commissioners to draw, 609.48  
 Number from townships limited, 609.27, 609.28  
 Preparation of ballots, boxes, 609.15, 609.17  
 Selection by jury commission, 608.1, 608.2, 608.11, 609.4-609.10

Magistrate's evidence, minutes kept, 771.20

**Members**

Competency, qualifications, 607.1, 609.2, 609.11  
 Influencing or impeding justice, 723.1  
 Manner of selection, 609.1-609.25  
 Maximum service permitted, 609.26  
 Number from township limited, 609.27, 609.28  
 Number of members, Const., Iowa, Amend. 1884, No. 3; 609.25, 770.1, 770.2  
 Oath, 770.14  
 Panel to consist of twelve, 609.25  
 Privileges of jurors, 771.25  
 Resummoning discharged jurors, 609.35  
 Summoned but once for term, 609.32  
 Summons to appear, 609.30-609.33  
 Witness before grand jury, sworn, 771.14

Minutes, exhibits returned with indictment, 771.13

Minutes of preliminary examination, 771.18  
 Minutes of proceedings kept, 771.11-771.13  
 Misconduct of officials investigated, 771.2(3)  
 Names on lists made official, 609.14  
 New panels, refilling, added jurors, 770.8-770.11  
 No indictment found, effect, 771.21, 771.22  
 Noneligible jurors, 609.2  
 Nonperformance of duty by officers, 609.46  
 Number, Const., Iowa, Amend. 1884, No. 3  
 Number, panel of twelve persons, 609.25  
 Panels selected from lists, method, 609.15-609.25  
 Pharmacist's liquor request stubs, inspection, 130.26  
 Private prosecutor, indictment at instance of, 772.2

**GRAND JURY—Continued**

Proceedings kept secret, exception, 771.23, 771.24  
 Refilling panel, 770.11  
 Resealing ballot box after selection, 609.29  
 Resubmission, 771.21, 771.22, 772.5, 780.25, 780.33  
 Secrecy of vote on indictment, 771.5  
 Special term, drawing, summons, 604.22, 604.28  
 Subpoenas issued for witnesses, 771.6  
 Summoning additional jurors, 770.9  
 Trusts and combinations, inquiry into, 553.8, 553.14, 553.22

**Violations**

Acceptance of bribes by jurors, 739.7  
 Bribery of jurors, 739.6  
 Delinquency of officers, penalty, 609.46  
 Disclosure of secret evidence, 771.23  
 Failing to obey summons to appear, 609.33  
 Illegal filling of panels, contempt, 770.10  
 Intimidating or influencing jurors, 723.1  
 Vote, number necessary to indict, 772.1  
 Vote, only jury members present, 771.5

**Witnesses**

Attachment to coerce attendance, 771.8  
 Contempt, failure to testify, 761.16, 771.8  
 Disclosure of testimony, when allowed, 771.24  
 Evidence requirements, 771.17  
 Examination by county attorney, 771.5  
 Failure to obey subpoena, 771.8  
 Fees and mileage paid by warrant, 333.3  
 Juror's privileges as witness, 771.25  
 Member as witness, 771.14  
 Minutes of evidence secret, 772.4  
 Names indorsed on indictment, 772.3, 776.1  
 Oath administered by foreman, 771.9  
 Presence unnecessary, 771.18, 771.19, 772.5  
 Publication of fees not required, 349.16  
 Refusal to testify, procedure, 761.16, 771.10  
 Resubmission, witnesses unnecessary, 772.5  
 Secrecy requirements, 771.23, 771.24

**GRANGES**

Books from state traveling library, 303.3(11)  
 Fairs, 174.1(2)  
 Farm-aid association organization, 176.1-176.14  
 Incorporation provisions, 504.1-504.31  
 Meetings in schoolhouses permitted, 297.9

**GRANTOR AND GRANTEE**

**Grantee**  
 After-acquired interest, to grantee, when, 557.4  
 Limited estate not enlarged by grant to heir, 557.21  
 Patents furnished, 558.10

**Grantor**  
 Christian names, variation, effect, 558.6  
 Described as spouse or heir, legalized, 558.14  
 Realty conveyed by, all interest passes, 557.3

**GRANTS AND COMMISSIONS**

State, by, form, Const., Iowa, IV, 21

**GRASS SEEDS**

See ch 199, also SEEDS

**GRATUITIES AND TIPS**

Accepting or giving, penalty, 741.1, 741.2  
 Bank officials making loans, 528.10  
 Incriminating testimony, 741.3  
 Institutional employees, 741.6, 741.7  
 Public contracts, interest by officers, 741.8–741.11  
 State officers or employees, 741.8–741.10

**GRAVEL PITS**

Acquisition by cities and towns, 389.43  
 Acquisition by county, prospecting, 309.63–309.66, 314.9  
 Condemnation by railroad, 471.4(5)  
 Removal from property under conservation commission, 111.52–111.57  
 Weeds, treated before gravel used, 317.12

**GRAVES**

Burial  
 Cities and towns, regulation, 386.28  
 Expenses paid by state, priority, 635.65  
 Health, local board, powers, 137.7(5)  
 Indigents, expenses paid by county, 250.1, 250.13, 250.15  
 Jurisdiction in state health department, 135.11 (13)  
 Old-age assistance recipients, 249.18  
 Veterans by soldiers' relief, 250.13–250.18  
 Workmen's compensation benefit, 85.28, 85.29  
 Cemeteries, 566.1–566A.11  
 Disinterment, 141.21–141.34  
 Gravestones, penalty for injury, 714.23, 714.24  
 Registry of military and naval graves, 29.12  
 Revolutionary war veterans, 36.1–36.9  
 Robbing, penalty, 714.21  
 Veterans, marked and maintained, 250.14–250.18

**GREENHOUSES**

Insect and plant diseases, eradication, 267.1–267.22

**GROCERIES AND GROCERY STORES**

*General provisions, see STORES AND MERCANTILE ESTABLISHMENTS*  
 Beer permit, restrictions, 124.10  
 Defined as food establishment, 170.1(6)  
 Enforcement of food establishments law, 170.49–170.51  
 Food establishments law, 170.1–170.28  
 Food law, ch 190, *see FOODS*  
 Inspection, 170.46, 170.47  
 Meat markets, 170.1(6)  
 Milk dealers license required, 192.1  
 Polishing fruit restricted, 170.28  
 Sanitary construction required, 170.9–170.17  
 Sanitary regulations, 170.19  
 Sanitation in conducting business, 170.18–170.28  
 Street display of food regulated, 170.27  
 Wholesale, food license required, 170.2–170.8

**GROWING CROPS**

Effect on action for recovery of realty, 646.23  
 Landlord's lien thereon, 570.1–570.10

**GUARANTY COMPANIES**

*See 682.14–682.21, SURETIES AND SURETY COMPANIES*

**GUARDIAN AD LITEM**

Answer, requirements, R.C.P. 71  
 Appointment  
 Application, requirements, R.C.P. 14  
 Court to appoint, R.C.P. 14  
 Fiduciary interested, notice, defense, R.C.P. 56  
 Incapacity of ward pending action, R.C.P. 17  
 Incompetents, defense, suit, R.C.P. 12–14  
 Inmates of hospitals for insane, R.C.P. 13, 14  
 Insanity of spouse, 597.7; R.C.P. 13, 14  
 Minor, defense, R.C.P. 13, 14  
 Original notice, service, R.C.P. 14  
 Perpetuating testimony hearings, R.C.P. 162  
 Prisoner in penitentiary, R.C.P. 13, 14  
 Service on ward before appointment, R.C.P. 14  
 Time and manner, R.C.P. 14  
 Compensation, 638.26–638.28, 638.39, 639.23  
 Eminent domain proceedings, 472.15, 472.16  
 Incompetents as plaintiffs, R.C.P. 12  
 Insane person  
 Dangerous hospital inmate, transfer, 226.31  
 Defense required, R.C.P. 13  
 Hospital inmates, R.C.P. 13, 14  
 Plaintiff, as, R.C.P. 12  
 Spouse, to elect between dower and will, 636.26, 636.29, 636.30  
 Judgment void without defense, R.C.P. 13  
 Minor as plaintiff, R.C.P. 12  
 Minor, defense required, R.C.P. 13  
 Neglected, dependent, and delinquent children, commitment proceedings, 232.15  
 Original notice served on, R.C.P. 56(b, c)  
 Partition, for unborn parties, R.C.P. 298  
 Prisoners, defense required, R.C.P. 13  
 Removal, court's powers, R.C.P. 14  
 Sterilization proceedings, 145.11  
 Supersedes regular guardian, when, R.C.P. 13  
 Time of appointment, R.C.P. 14  
 Unborn children in partition actions, R.C.P. 298

**GUARDIANS**

Absentees' guardians  
 Actions, *see subhead Actions below*  
 Answer, R.C.P. 71  
 Applicable statutes, same as minors, 671.9  
 Appointment and qualification, 671.8, 671.9  
 Compensation, 638.26–638.28, 668.26  
 Costs and expenses, 671.11  
 County attorney to represent absentee, 671.7  
 Court control at all times, 671.12  
 Discharge, 638.36, 671.10–671.13, 682.33  
 District court, clerk, jurisdiction, 604.3, 632.1(1)  
 Evidence, transcript filed, 671.1  
 Expenses chargeable to estate, 671.11  
 Final report, 638.36, 668.33, 671.13, 682.33  
 Funds, *see subhead Funds below*  
 Hearing on petition to appoint, 671.5–671.8  
 Investment of funds, 668.9, 671.9, *see also subhead Funds below*  
 Mortgage of exempt property, 673.1–673.5  
 Mortgage of realty, 635.41, 668.14–668.32, 671.9  
 Notice of hearing, service, 671.2–671.4  
 Petition for appointment, 671.1  
 Powers and duties, 671.9  
 Qualifications, 671.9  
 Real property, *see subhead below*

**GUARDIANS—Continued**

**Absentees' guardians—Continued**

- Removal of guardian, 671.12
- Reports, *see subhead below*
- Return of absentee terminates, 671.10
- Sale of exempt property, 673.1-673.5
- Sale of real property, 668.14-668.23, 671.9
- Sales of personalty indexed, 556.11
- Termination of guardianship, 671.10
- Violations, *see subhead Violations below*

Accounting, 632.1(2), 638.33, 668.24, 668.25, 672.11

**Actions**

- Allegations, capacity, 668.10; R.C.P. 2, 98
- Ancient deeds, limitation, 614.22
- Answer to petition, contents, R.C.P. 71
- Bond, parties who may bring, 668.30
- Bonds of guardian, on, venue, 616.3(4)
- Condemnation proceedings, 472.15, 472.16
- Damages, liquor violations, 129.2, 130.13
- Dead-man statute applicable, 622.4, 622.5
- Death of minor, suit by parent, R.C.P. 8
- Death works no abatement, R.C.P. 17, 18
- Declaratory judgments, R.C.P. 264
- Defense necessary, 668.9; R.C.P. 13, 14
- Insanity during pendency of action, R.C.P. 17
- Liability for waste, 658.1, 658.3
- Limitation of actions, extensions, 448.12, 448.13, 614.8, 614.19, 614.22, 683.1
- Limitation, realty claims before 1930, 614.7
- Liquor violations, damages, 129.2, 130.13
- Mortgage of realty, *see subhead Mortgages by Guardians below*
- Next friend, suit brought by, R.C.P. 12
- Nonabatement, death or removal, R.C.P. 17, 18
- Notice served on guardian ad litem when interested, R.C.P. 56(b, c)
- Notice when ward in institution, R.C.P. 56(e)
- Original notice served on guardians, R.C.P. 56
- Parties substituted, R.C.P. 17, 18
- Pleading representative capacity, 668.10; R.C.P. 2, 98
- Prosecuting suit for ward, 668.9, 668.10; R.C.P. 2, 12
- Sales of real estate, *see subhead Sales by Guardians below*
- Substitution of parties, R.C.P. 15, 17, 18
- Suit in own name authorized, 668.10; R.C.P. 2
- Superseded by guardian ad litem, R.C.P. 13
- Verification of pleading not required, R.C.P. 80

Ad litem guardians, R.C.P. 12-14, 71, 162, 298

Affidavit for compensation, 638.27, 638.28

Alcoholics, 670.2, 670.4

Alien beneficiaries, notice to consul, 632.15

Assets small, closing guardianship, 668.33

Bank deposits, 526.37, 532.2, 682.23(13)

Banks as guardians, compensation, 532.1, 532.8

Bequests under \$200

- Exhausted guardianships, 668.33

- Payment to parents, 638.41

- Small personal assets, closing, 668.33

Blind act benefits administered, 241.15, 241.16

**Bonds**

- Absentees' guardians, 671.9
- Action on bonds, 616.3(4), 668.29, 668.30
- Additional bonds required, 668.31
- Amount of bonds, 668.5-668.7

**GUARDIANS—Continued**

**Bonds—Continued**

- Approval by probate clerk, 632.7, 632.8(1), 632.9
- Bank or trust company as guardian, 532.8
- Blind, guardians, without sureties, 241.15
- Bond record book kept by clerk, 632.12
- Burdensome bond, deposit to reduce, 532.3
- Conveyances without bond legalized, 589.11
- Deposit of assets to reduce bond, 532.3
- Deposit of securities, 682.29-682.44
- Disobedience as breach of bond, 668.27
- Drunkards, spendthrifts, lunatics, 670.1, 670.16
- Examination of bonds annually by clerk, 632.8
- Excessive bond, reduced by deposit, 532.3
- Foreign guardians, 669.3-670.1
- Form of bonds, 64.2-64.4
- Guarantee company as surety, 682.14, 682.15
- Income tax payment, security for, 422.27(1)
- Investment in bonds, ch 682

**Minors' guardians**

- Action on bonds, parties, 668.30
- Additional bonds required, 668.31
- Applicability to other guardians, 670.1, 670.16, 672.9
- Order of court, noncompliance, 668.27
- Parties to action on bond, 668.30
- Person, guardian of, bond, 668.7
- Property guardian's bond, 668.5, 668.6
- Sale or mortgage of real estate, 668.19
- Old-age assistance recipient, waived, 249.32
- Premiums paid out of trust fund, 682.15
- Record book kept by court clerk, 632.12
- Reduction of bond by depositing assets, 532.3
- Sureties, annual check-up by clerk, 632.8, 632.9
- Surety bond, lesser amount required, 668.6
- Surety bonds, 682.7-682.9
- Surety may not force creditor to sue, 540.4
- Venue of action on bond, 616.3(4)
- Veterans' guardians, 672.1, 672.21
- Workmen's compensation, fund, trustee, 85.49, 85.52

Brokers real estate license, exempt, 117.7(4)

Certification of foreign real estate, 631.8, 668.11, 668.12

Compensation, 638.26, 638.27, 668.26, 672.13, 672.19

Condemnation proceedings, 472.15, 472.16

Consular representative of aliens, notice, 632.15

Contagious diseases, guardian to report, 139.3

Contracts completed, 668.13

Conveyances, eminent domain proceedings, 472.16

Conveyances legalized, 587.4, 589.11, 589.24

Conveyances under court order, transcript, 635.39

Corporate stock, right to vote, 491.55, 526.18

Costs remitted, old-age assistance guardianships, 249.32

Declaratory judgments, rights, R.C.P. 264

Deeds, 668.21, 673.3

Deeds, ancient, limitation of action, 614.22

Delinquent children, 232.10-232.13, 232.22

Deposits with clerk or bank, *see subhead Funds below*

Disabled persons, 241A.9

Discharge and final report

- Notice of application for discharge, 638.36

- Receipt for trust funds, 682.32, 682.33

- Small or exhausted guardianships, 668.33

Diseases, contagious, guardian to report, 139.3

**GUARDIANS—Continued**

Disobedience of orders, removal and breach of bond, 668.27  
 Distribution impossible, deposit with clerk, 682.31  
 District court clerk, jurisdiction, 604.3, 632.1  
 Dower set off by, 636.30  
 Drunkards, spendthrifts, lunatics, and persons of unsound mind  
   *General provisions* applicable, 670.1  
   Actions, *see subhead Actions above*  
   Allowance for support of family, 670.17  
   Answer, 670.7; R.C.P. 71  
   Applicable statutes, 670.1  
   Appointment for nonresident, 668.32  
   Appointment on own application, 670.5, 670.6  
   Appointment, pleadings, as in actions, 670.7  
   Bonds, *see subhead Bonds above*  
   Children, allowance for support, 670.17  
   Children of ward, ex officio guardian, 670.3  
   Compensation, 638.26–638.28, 668.26  
   Condemnation cases, 469.19, 472.15, 472.16  
   Contracts of ward completed, 668.13  
   Contracts of ward presumed fraudulent, 670.10  
   Costs of termination proceedings, 670.14  
   County hospital violations, notified, 227.8  
   Custody of ward, priority, 670.19  
   Discharge, 638.36, 670.11–670.15, 682.30  
   District court clerk, jurisdiction, 604.3, 632.1 (1)  
   Drunkards, guardians of person, 670.4  
   Family allowances, 670.17  
   Foreign guardians, 670.1, *see subhead below*  
   Funds, *see subhead Funds below*  
   Indigents, hospital, consent commitment, 255.11  
   Indigents, medical care, hearing, notice, 255.7, 255.9  
   Insolvent estates, settlement, 670.18  
   Investment of funds, 668.9, 670.1, *see subhead Funds below*  
   Jury, trial on appointment, termination, 670.9, 670.13  
   Limit on application to terminate, 648.5  
   Mortgage of exempt property, 673.1–673.5  
   Mortgage of realty, 635.41, 668.14–668.23, 670.16  
   Nonresident minors, unsound mind, 668.32–669.7  
   Notice of hearing, 670.6, 670.8  
   Notice of petition, to terminate service, 670.12  
   Old-age assistance recipients, 249.32  
   Petition for appointment, 670.2–670.7  
   Petition to terminate guardianship, 670.11  
   Priority as to custody of ward, 670.19  
   Private hospital violations, notified, 227.8  
   Real estate contracts completed, 686.8  
   Real property, *see subhead Real Property below*  
   Removal, 670.11–670.15  
   Reports, *see subhead Reports below*  
   Rules violations, notice by board, 227.8  
   Sale of exempt property, 668.14–668.22, 673.1–673.5  
   Sale of real estate, 668.14–668.23, 670.16  
   Sales of personal property indexed, 556.11  
   Temporary guardian, appointment, 670.8  
   Termination, petition, trial, 670.11–670.15  
   Trial on appointment of guardian, 670.9  
   Trial on termination of guardianship, 670.13  
   Violations, *see subhead Violations below*  
   Wife, allowance for support, 670.17  
 Easements, notice to prevent acquisition, 564.6

**GUARDIANS—Continued**

Exhausted guardianships, closing, 668.33  
 Federal stock, authority to purchase, 635.41  
 Feeble-minded persons' guardians  
   *See also subhead Drunkards, etc., above*  
   Appointment in lieu of ward's commitment, 222.18, 222.19  
   Bonds, *see subhead Bonds above*  
   Commitment of ward to institution, 222.1–222.54  
   County attorney's duties, 222.2  
   Court, powers and requirements, 222.3–222.52  
   Discharge, 222.21, 222.22, 638.36, 682.33  
   District court clerk, jurisdiction, 222.21, 604.3, 606.9(1)  
   Epilepsy, admission to Woodward school, 223.4  
   Feeble-minded defined, 222.1  
   Feeble-mindedness adjudicated, 222.2, 222.17  
   Jurisdiction of court, 222.21, 222.22  
   Parole, 223.19  
   Powers of guardian, 222.20, 223.19  
   Real property, sale or mortgage, *see subhead Real Property below*  
 Fees  
   Allowed and fixed by court, 638.26, 667.2  
   Banks and trust companies, 532.8  
   Itemized claim and affidavit, 638.26–638.28  
   Veterans' guardianships, 672.13, 672.19  
 Foreign guardians  
   Answer, R.C.P. 71  
   Appointment of local guardian for nonresident ward, 668.32  
   Appointment, procedure, 669.1–669.3  
   Assignment, judgment, mortgage, 633.53–633.56  
   Bond, certified copy filed, 669.3–669.7  
   Certification of acts, realty, 631.8, 668.12  
   Contracts of ward completed, 668.13  
   Discharge, 638.36, 682.33  
   Mortgage of property, 668.11, 669.1, 673.1–673.5  
   Personalty delivered to guardian, 669.4–669.7  
   Real property contracts, completed, 668.13  
   Realty, acts effecting, legalized, 589.8, 589.11, 589.21, 589.24  
   Release of judgment or mortgage, 633.53–633.56  
   Sale of personal property indexed, 556.11  
   Sale of realty, 668.11, 669.1, 673.1–673.5  
 Foreign real estate, certification, 631.8, 668.11, 668.12  
 Funds  
   Accounting, 632.1(2), 638.33, 668.24, 668.25, 672.11, 682.28  
   Deposit in bank  
     Court order naming bank depository, 532.2  
     Fiduciary, payable to, 526.37  
     Payable, to whom, 526.37, 532.2  
     Savings accounts, 682.23(14)  
     Trustee's death, payment, 532.4  
     Trust funds paid on court order, 532.2  
   Deposit to reduce burdensome bonds, 532.3  
   Deposit with clerk  
     Claimants right to recover, limitation, 682.41–682.44  
     Court order to make deposit, 682.31–682.34  
   Distribution impossible, 682.31–682.35

**GUARDIANS—Continued**

**Funds—Continued**

- Duty to list for taxation, 428.1
- Embezzlement, 710.11
- Investment of funds, *see INVESTMENTS, subhead Funds by Fiduciaries*
- Listing for taxation, 428.1
- Litigation pending, deposit, 682.29, 682.30
- Property and litigation, delivery to clerk ordered, 682.29, 682.30
- Trust fund deposit, limitation for recovery, 682.42–682.44
- Veterans guardians, use of funds, 672.15
- Withdrawal by ward, guardians' consent, 532.4
- Handicapped children, education, duty, 281.6
- Incapacity of ward pending action, R.C.P. 17
- Income tax returns, 422.14
- Incompetents, eugenics proceedings
  - Appearance at trial, 145.16
  - Consent to operation, 145.13–145.15
  - Sterilization order, service, 145.11
- Incompetents, guardians, 670.1
- Indigents, hospital, consent commitment, 255.11
- Indigents, medical care, hearing, notice, 255.7, 255.9
- Insane persons, *see subhead Drunkards, etc., above*
- Insurance on minor's property, 518.1
- Investments, ch 682, *see INVESTMENTS*
- Jurisdiction of district court, 604.3, 604.4, 631.7, 632.1(1)
- Jurors, interest as, cause for challenge, 779.5(5); R.C.P. 187(f)
- Liability for waste, 658.1, 658.3
- Limitation of actions, *see subhead Actions above*
- Lunatics, 670.1
- Minors' guardians**
  - Accounting, 632.1(2), 638.33, 668.19, 668.24, 668.25
  - Actions, *see subhead Actions above*
  - Actions, duty to prosecute and defend, 677.10
  - Ad litem guardians, R.C.P. 12–14, *see GUARDIAN AD LITEM*
  - Adoption annulment, state board, 600.7
  - Adoption, guardian's consent, 232.22, 600.3
  - Affidavit as to compensation, required, 638.27
  - Answer, R.C.P. 71
- Appointment**
  - Delinquent, dependent, and neglected children, 232.22
  - Estate proceedings, 604.3, 632.1(1)
  - Guardian ad litem, 638.37; R.C.P. 13, 14
  - Guardian of person, 668.2
  - Guardian of property, 668.3, 668.28, 668.32
  - Mandatory when minor owns property, 668.3
  - Oath and bond of guardian, 668.5, 668.7
  - Selection by minor, 668.4
  - Trust companies or banks authorized, 532.1
- Appraisalment of inventoried property, 668.8
- Assessment insurance authorized, 518.1(5)
- Attorney as guardian ad litem, 638.37; R.C.P. 13
- Attorneys, authority to employ, 668.9
- Automobile accidents reported, 321.266
- Bequests under \$200, 638.41, 668.33
- Blind wards' expense at school for blind, 269.2
- Bonds, *see subhead Bonds above*
- Certification of order to foreign county, 668.12

**GUARDIANS—Continued**

**Minors' guardians—Continued**

- Child labor permits, application, 92.6
- Children committed by court, 232.10–232.13, 232.22
- Children of drunkards, spendthrifts, and insane persons, under guardianship, 670.3
- Choice of guardian, minor over 14, 668.4
- Compensation, 638.26, 638.28, 668.26
- Compensation itemized claim required, 638.21
- Compulsory education law, duties, 299.1–299.23
- Condemnation cases, appointment, 469.19, 472.16
- Contagious diseases, duty to report, 139.3
- Contracts of ward to be completed, 668.13
- Deaf wards' expenses at state school, 270.4–270.7
- Death of guardian or ward, nonabatement of action, R.C.P. 18
- Dependent children, aid to guardian, 239.5
- Dependent, delinquent, and neglected children, commitment, 232.10–232.13, 232.22, 239.5
- Discharge, 638.36, 682.33
- District court, clerk, jurisdiction, 604.3, 632.1(1)
- Duties in general, 668.9
- Education of ward, sale or mortgage of property, 668.14
- Estate funds under \$200 payable to parents, 638.41, 668.33
- Foreign guardians, *see subhead above*
- Foreign real estate owned, 668.11, 668.12
- Funds, *see subhead Funds above*
- Gifts to minors, 565A.1–565A.11
- Inventory of guardian required, 668.8
- Junk, sale or purchase by minor, consent, 368.7
- Juvenile court proceedings, 232.10–232.13, 232.22
- Legacies under \$200 payment, 638.41, 668.33
- Management of wards' affairs, 668.9
- Marriage of minor, consent, 595.3(2), 595.8
- Mortgage of real estate, 668.14–668.23
- Mortgages of exempt property, 668.16–668.22, 673.1–673.5
- Motor vehicles**
  - Accident reports for minor, 321.266
  - Presence with minor driving, 321.194
- Natural guardian to receive small legacies, 638.41, 668.33
- Neglected, dependent, or delinquent children, commitment, 232.10–232.13, 232.22
- New appointment, 668.28
- Nonresident minors, foreign guardians, *see subhead Foreign Guardians above*
- Nonresident minors, local guardian, 604.3(3), 668.32
- Oath of guardian, 668.5, 668.7
- Parents are natural guardians, 668.1, 668.2
- Parents, small legacies received, 638.41, 668.33
- Parties to actions, *see subhead Actions above*
- Partition, unborn children, R.C.P. 298
- Party wall agreements, 563.12
- Payment for services of minor, 599.4
- Pawn or sale by minor, consent, 368.7(4)
- Pension money, 219.15, 411.6(8, d)
- Person, guardian of, 668.1, 668.2
- Property, *see subhead Property Guardians below*
- Real property, *see subhead below*
- Removal, 668.25, 668.27–668.31
- Reports, *see subhead Reports below*

**GUARDIANS—Continued****Minors' guardians—Continued**

- Sale of exempt property, 668.16–668.22, 673.1–673.5
- Sale of personalty indexed, 556.11
- Sale of real estate, 668.14–668.23
- Schools, tuition for nonresident, 282.2
- Selection by minor, 668.4
- Soldiers' pension allotments received, 219.15
- Support of ward, sale or mortgage of property, 668.14
- Surviving parent as natural guardian, 668.2
- Uniform gift to minors act, 565A.1–565A.11
- Violations, *see subhead Violations below*
- Walls in common, wards' rights protected, 563.12
- Work permit for child labor, 92.6

**Mortgages by guardians**

- Absentees' property, 635.41, 668.14–668.22, 671.9
- Approval required for validity, 668.21
- Authority when not in violation of will, 668.14
- Bond required, 668.19
- Costs of proceedings, 668.20
- Drunkards, spendthrifts, lunatics, persons of unsound mind, 635.41, 668.14–668.22, 670.16
- Exempt property, 673.1–673.5
- Foreign guardians, 668.11, 669.1–669.3
- Minors' property, 635.41, 668.14–668.23
- Notice, 668.16–668.18
- Notice by publication, order, 635.24, 668.18
- Personalty transfers indexed, 556.11
- Petition, 668.15
- Sealing of grain, 541.112
- Transcripts of conveyances, 635.39
- Veterans' property, 635.41, 668.14–668.22, 672.19

**Nonresidents, foreign guardians, *see subhead Foreign Guardians above*****Nonresidents, local guardian, 604.3(3), 668.32**

- Old-age assistance recipients, 249.32
- Parents, natural guardians, 668.1, 668.2
- Party-wall agreements, 563.12
- Pawnbrokers buying from ward, 368.7(4)
- Penalty for failure to obey orders, 668.27–668.30
- Penalty for failure to report, 668.25
- Persons of unsound mind, *see subhead Drunkards, etc., above*

**Property guardians**

- Absentees' property, *see subhead Absentees' Guardians above*
- Accounting, 632.1(2), 638.33, 668.19, 668.24, 668.25
- Appointment, 604.3, 668.3, 668.28, 668.32, 669.1, 671.1
- Assessment insurance authorized, 518.1(5)
- Banks and trust companies, 532.1(1), 532.8
- Bonds, *see subhead Bonds above*
- Corporation stock, right to vote, 491.55
- Discharge, 638.36, 682.33
- Drunkards, spendthrifts, etc., *see subhead above*
- Duties, 668.9–668.13
- Eminent domain proceedings, 472.15, 472.16
- Foreign guardian, personalty received, 669.4
- Foreign real estate, 668.11, 668.12
- Foreign real estate, certification from foreign county, 631.8
- Funds, *see subhead Funds above*
- Guardian mandatory if property exists, 668.3
- Inventory and appraisal of property, 668.8

**GUARDIANS—Continued****Property guardians—Continued**

- Minors, *see subhead Minors' Guardians above*
- Mortgages, *see subhead Mortgages by Guardians above*
- Nonresident minor, 668.32–669.7
- Old-age assistance recipients, 249.32
- Real estate, *see subhead Real Property below*
- Redemption from tax sales, 420.240, 447.7
- Reports, *see subhead Reports below*
- Sales, *see subhead Sales by Guardians below*
- Trust funds deposited when not distributable, 682.31
- Veterans, *see subhead Veterans' Guardians below*
- Waste, liable for treble damages, 658.1, 658.3

**Real property**

- Bond for rents and profits necessary, 668.5
- Contracts completed by guardian, 668.13
- Deeds, execution, approval, 668.21
- Eminent domain proceedings, 472.15
- Foreign realty, 631.8, 668.11, 668.12
- Leasing, powers, 668.9
- Limitation, claims antedating 1930, 614.17
- Minors owning real estate, guardian required, 668.3
- Mortgages, *see subhead Mortgages by Guardians above*
- Party-wall agreements, 563.12
- Real property law in general, *see REAL PROPERTY*
- Sales, *see subhead Sales by Guardians below*
- Waste, treble damage liability, 658.1, 658.3

**Removal, 668.27, 668.31; R.C.P. 14****Reports**

- Absentees' guardians, 671.13
- Accounting, 668.24, 668.25
- Annual report required, 668.24
- Approval by clerk, 632.1(2)
- Clerk not to aid in preparing, 632.6
- Contents, 638.33
- Final report, 638.36, 682.33
- Veterans' guardians, 672.11, 672.19

**Sales by guardians**

- Absentee's property, 668.14–668.23, 671.9
- Approval of sale required for validity, 668.21
- Authority when not in violation of will, 668.14
- Bond required, 668.19
- Bulk sales law not applicable, 555.3
- City regulations not applicable, 368.6(5)
- Conveyances legalized, 587.4, 589.11, 589.24
- Costs of proceedings, 668.20
- Deeds, approval, 668.21
- Drunkards, spendthrifts, lunatics, persons of unsound mind, 668.14–668.23, 670.16
- Exempt property, 668.16–668.22, 673.1–673.5
- Foreign guardians, 669.1–669.3
- Legalization where notice defective, 587.4
- Limitation on set aside action, 668.23, 673.4
- Minors' property, 668.14–668.23
- Notice, 668.16–668.18
- Notice by publication, court order, 635.24, 695.19
- Notice defective, before 1950, legalized, 597.4
- Personalty transfers indexed, 556.11
- Securities, exempt from securities law, 502.5(1)
- Transcripts of conveyance, 635.39

**GUARDIANS—Continued**

- Sales by guardians—Continued
  - Validity of sale, five-year limitation, 668.23
  - Veterans' property, 668.14–668.23, 672.19
- Sealing of grain authorized, 544.1
- Securities, sale, exempt from securities act, 502.5
- Spendthrifts, 670.1
- Sterilization proceedings, 145.11
- Suit in his own name as guardian, 668.10
- Surviving spouse, dower set off, 636.30
- Trust companies and banks appointed, 532.1
- Unbonded warehouse law, guardian defined as owner, 544.1
- Veterans' guardians
  - General guardianship law applies, 672.19, 672.20
  - Actions, *see subhead Actions above*
  - Annual reports, hearings, notice, 672.11
  - Answer, R.C.P. 71, 72
  - Applicability of act, 672.16
  - Appointment of guardian, 672.8
  - Bond, additional security, 672.9
  - Certificate of incompetency, 672.7
  - Citation, 672.17
  - Compensation, extraordinary services, 672.13
  - Definitions, 672.1
  - Discharge of guardian and sureties release, 672.21
  - Dual guardianship not required, but veterans' administration money kept separate, 672.20
  - Evidence, veterans' administration certificate, prima-facie, 672.21
  - Failure to report, penalty, 672.12
  - Federal veterans' administration, law applies, 672.2
  - Fee as guardian and as attorney barred to same person, 672.13
  - Final accounting, hearing, notice, 672.21
  - Funds, use of, 672.15, *see subhead Funds above*
  - Hearing on reports, notice, 672.11
  - Interpretation to make state laws uniform, 672.18
  - Investment of funds, 672.14, *see INVEST-MENTS, subhead Funds by Fiduciaries*
  - Jurisdiction to appoint, 604.3, 632.1, 672.8
  - Liberal construction, 672.16
  - Limitation and appointment, 672.10
  - Mortgage of property, *see subhead Mortgages by Guardians above*
  - Notice of action, service, 672.4
  - Petition for appointment, contents, 672.3
  - Prior guardian, no fee on receipts from, 672.13
  - Removal, 672.12
  - Repeal of inconsistent laws, 672.19
  - Reports required annually, 672.11
  - Sale of property, *see subhead Sales by Guardians above*
  - Temporary guardian, trial, 672.5, 672.6
  - Veterans' administration benefits, appointment to receive, 672.2
  - Voluntary guardianship, *see subhead Voluntary Guardianship for Person or Property below*
- Violations
  - Compulsory school law violations, 299.6, 299.19
  - Disobedience of orders, 668.27–668.30
  - Embezzlement, 710.11
  - Enticing child from guardian, 753.7(2)
  - Failure to make report, penalty, 668.25

**GUARDIANS—Continued**

- Violations—Continued
  - Nondelivery of ward's property to successor, contempt, 668.28, 668.30
  - Part-time school law violations, 289.6
  - Permitting unlawful child labor, 92.15
  - Report, failure to make as ordered, 668.27
  - Waste on real estate, treble damages, 658.1, 658.3
- Voluntary guardianship for person or property, 670.5–670.7
- Voting corporate stock, 491.55, 526.18
- Ward's death or incapacity, action pending, R.C.P. 17, 18
- Warehouses, owner for storage purposes, 544.1
- Waste on realty, treble damages, 658.1

**GUEST STATUTE**

*See* 321.494

**GUNPOWDER**

- Burglary by means of explosives, 708.4
- Coal mines, use, 82.80–82.89, 82.127(4)
- Injuries by explosives, 697.1–697.4
- Manufacture near building as nuisance, 697.5

**GUNS**

- Machine guns, 696.1–696.11
- Possession, sale, use, 695.1–695.28

**GYMNASIUMS**

- Memorial halls used, 37.18
- Windows, regulation, 413.20

**GYPSIES**

- Penalty for vagrancy, 746.1

**GYPSUM**

- Miners
  - Assumed risks, 85.7, 85.8, 85.14, 85.15, 88.14
  - Compensation for injuries, ch 85, *see WORK-MEN'S COMPENSATION*
  - Lien for labor, 574.1
  - Occupational diseases, compensation, ch 85A

**Mines**

- General provisions*, 82.1–82.127, 83.1–83.23
- Abandoned mine, requirements, 83.21
- Additional survey, copy to inspector, 83.20
- Child labor, 92.1–92.16
- Definition, 91.15
- Drainage and drains, 465.1–465.19, 468.1–468.9
- Elevators, 104.1
- Employees, permit for arms, 695.5, 695.12
- Engineers, competency requirements, 83.9
- Escape shafts required, 83.1, 83.2, 83.4
- Fans required, specifications, 83.3
- Fatal accidents, reports required, 83.13
- Fire precautions, 83.3
- Hoisting shaft, joint use underground, 83.4
- Injunction to enforce provisions, 83.11
- Inspector, duty to enforce requirements, 83.12
- Maps, details necessary, custody, 83.14–83.22
- Mining law applicable, 82.27
- Penalty for violations, 83.11, 83.23, 88.13
- Props to be kept in readiness, 83.10

**GYPSUM—Continued****Mines—Continued**

- Railway established, 471.4(5)
- Report to labor commissioner, 88.12, 91.4(3), 91.12
- Safety appliances, required, 83.8
- Speaking tubes, when necessary, 83.8
- Stairs and stairways in escape shafts, 125.19
- Survey, inspector may order, 83.22
- Ventilation requirements, 83.3–83.7

**HABEAS CORPUS**

- General provisions*, 663.1–663.44
- Allowance of writ, by whom, service, 663.3
- Appeals, R.C.P. 331, 332
- Application state institution inmate, 663.5
- Application to nearest court, exception, 663.4
- Commitment question, 663.35
- Constitutional prohibition against suspension, Const., Iowa, I, 13
- Costs, where taxed, 663.44
- County attorney notified, 663.12
- Defects of form or description, not fatal, 663.19, 663.26

**Defendant**

- Appearance, answer, 663.27, 663.31–663.33
- Arrest for avoiding service, 663.16, 663.17
- Arrest for illegal detention, of plaintiff, 663.23
- Attachment for contempt, 663.29, 663.30
- Body of plaintiff produced, 663.26–663.32
- Copy of process attached to answer, 663.33
- Disobedience of order of discharge, 663.42
- Examination as to guilt, 663.25
- Penalty for eluding writ, 663.20
- Refusal to give copy of process, 663.21
- Transfer of plaintiff, stated in answer, 663.32
- Federal institution inmate may be applicant, 663.5
- Feeble-minded, entitled to writ, 222.28
- Form of writ, 663.8
- Grounds must be stated in petition, 663.1
- Illegal imprisonment or restraint, writ issued, 663.1, 663.3, 663.11
- Insane, right to writ to determine sanity, 229.37
- Notification of allowance to county attorney, 663.12

**Plaintiff**

- Bail set, increased or diminished, 663.38, 663.39
- Body produced by defendant, 663.28, 663.30
- Concealment by defendant, penalty, 663.20, 663.32
- Discharge if no legal cause of detention, 663.37
- Inmate of institution as applicant, 663.5
- Retained in custody pending decision, 663.38, 663.40
- Right to be present, waiver, 663.41
- Taken by officer if found, 663.18
- Transfer of defendant by plaintiff, stated, 663.32

**Pleadings**

- Answer, 663.27, 663.31–663.33
- Demurrer of plaintiff, 663.34–663.36
- Petition, 663.1–663.4
- Reply, no verification required, 663.34, 663.35
- Preference of attorney or witness as to court insufficient, 663.5

**HABEAS CORPUS—Continued**

- Proceedings filed with clerk, 663.43
- Public safety, writ suspended, Const., U. S., I, 9
- Trial of issues by judge or court, 663.34, 663.35

**Writ**

- Defects not to justify disobedience, 663.19, 663.26
- Form, 663.8
- Issuance, by whom, 663.9
- Issuance on judges own motion, 663.11
- Preliminary writ may be granted, 663.22
- Presence waived by plaintiff, 663.41
- Refused, reasons, indorsed, 663.6, 663.7
- Refusing writ wrongfully, penalty, 663.10
- Service and execution of writ
  - Arrest of defendant, 663.16, 663.17
  - Defects disregarded, 663.19, 663.26
  - Defendant not found, person having custody 663.15
  - Execution and return of service, 663.24
  - Officer may take plaintiff, 663.18
  - Penalty for not serving writ, 663.13
  - Place of service, any part of state, 663.3
  - Power of officer, 663.16–663.18
  - Service, 663.13–663.15

**HABITUAL CRIMINALS**

- “Common thief” defined, 709.19
- Definition, 747.5
- Eugenics board hearing
  - Inherited tendency, basis for order, 145.9
  - Procedure on hearing, 145.3–145.22
  - Report of habitual criminals, 145.2
  - Sterilization order, 145.9
- Evidence, prima-facie, 747.3, 747.6
- Fourth offense
  - Checks, false drawing and uttering, 713.3
  - Petty larceny, 747.1
- Intoxicating liquor violations
  - Generally*, 126.9–126.11, 126.19–126.22
  - County attorney, duties, 126.21
  - Court, duty of, 126.22
  - Defenses, 126.24
  - Former conviction, allegation, 126.9
  - “Habitual violator” defined, 126.20
  - Prima-facie evidence, 126.11, 126.23, 126.25
  - Record of conviction, evidence, 126.11
  - “Second conviction” defined, 126.10
  - Second conviction, penalty, 126.19
- Judge and jury, duties, 747.4
- Machine guns, possession, 696.1–696.3
- Pardon for former crime, 747.7

**Second offense**

- Driving while under liquor or drugs, 321.281
- Larceny, penalty, 709.19
- Military material sale, 30.3
- Prohibition law violations, 126.19, 126.20
- Receiving stolen goods, 712.2

**Third offense**

- Felonies, penalty, 747.1
- Larceny, penalty, 709.19
- Operating motor vehicle while drugged, or intoxicated, 321.281
- Thief, penalty, 747.1



**HANDICAPPED CHILDREN, EDUCATION**

General provisions, 281.1–281.10  
Hospital school, 263.9–263.13

**HANDWRITING**

Expert witnesses, 622.25, 622.72  
Wills, persons in armed forces, proof, 633.22

**HANGING**

Execution of death sentence, generally, 792.1–792.16  
Penalty for kidnapping, 706.3  
Penalty for murder, 690.2, 690.5  
Sheriff or deputy to act, 792.9

**HARBORS**

Docks and wharves, cities and towns, 384.1, 384.4  
Improvement and care, cities and towns, 384.3  
Obstruction, deemed nuisance, penalty, 657.2(3), 657.3

**HARD LABOR**

Mandatory in penitentiary commitment, 246.31  
Persons refusing to pay fines, 420.36  
Sentence by court, 356.16–356.22  
Tramps and other vagrants, 746.2, 746.18, 746.21

**HARMLESS ERROR**

Disregarded by court, 619.16, 624.15

**HARNESSES**

Exemption from execution, 627.6(18)  
Exemption from taxation, 427.1(17)  
Penalty for injuring, 714.11

**HASHEESH**

Hasheesh joints  
City power to prohibit, punishment, 368.7(9)  
Deemed nuisance, abatement, 657.2(6), 657.3  
Narcotic drug law, 204.1–204.25

**HATCHERIES**

Egg grading law, 196.5

**HAWKES-COOPER ACT**

Penalty, effectiveness of act, 216.2

**HAY**

Arson, setting fire or burning, 707.3, 707.5  
Lien for baling, 571.1–571.5  
Sale by bale, requirements, 212.5  
Trespass, carrying away, penalty, 714.6, 714.7

**HEAD OF FAMILY**

Deductions on income tax, 422.12  
Exemptions, 627.6, 627.10, 627.15  
“Family” defined, 627.1  
Income tax law definition, 422.4  
Original notice, substituted service, R.C.P. 56(a)  
Wage assignment, requirement, 539.4

**HEALTH**

Advisory duties, state board of health, 136.3  
Animal health, chs 163–167, *see ANIMALS*  
Bacteriological laboratory, university, studies, 263.7  
Bedding in hotels, 170.29

**HEALTH—Continued**

Commissioner of public health, 135.1–135.11  
Commissioner to appoint inspector of medicine and surgery, 147.103  
Contagious and infectious diseases, 139.1–139.32  
County board of health, ch 138, *see HEALTH BOARD, COUNTY*  
Criminal offenses, ch 732, *see CRIMES*  
Dams endangering public health, permit, 469.5  
Dangerous fluids, use regulated, 732.6, 732.7  
Dead animals thrown in streams, penalty, 732.3  
Dead bodies, regulations, 141.8–142.11, 732.3  
Diseases, chs 85A, 139, 140, 254, *also see DISEASES*  
Dressing room facilities required, 88.3  
Drinking cups, common use prohibited, 170.22  
Drugged liquors, selling prohibited, 732.4  
Drug samples deposited on porches, 732.8, 732.9  
Duties toward venereal diseases, 140.1–140.40  
Education of people, 135.11(2), 136.3(1)  
Endurance contests prohibited, 732.15, 732.16  
Enforcement of law, state department, 135.11(15)  
Expectorating prohibited, 170.24  
Exposure of others to infection, penalty, 139.31  
Federal aid for public health, 135.39  
Fireworks, regulation, 732.17, 732.18  
Health board, local, ch 137, *see HEALTH BOARD, LOCAL*  
Health board, local, special charter cities, 420.168–420.189  
Health board state, advice, 136.3(2, a)  
Health facility survey and construction, 135A.1–135A.15  
Housing law applicable, 413.1–413.125  
Indians, disposing of liquor to, penalty, 732.5  
Inspectors, medicine and surgery, 147.103  
Instruction in school, 280.10  
Insurance, *see INSURANCE*  
Lavatory requirements, 82.94, 88.3, 170.17  
Liquor, containing injurious substances, 123.24  
Nuisance, what constitutes, 657.1–657.3  
Nurses  
Public health nurses  
Compensation and duties, 143.1–143.3  
Employment by county, school and city, 143.1, 143.2  
Indigent sick, complaint filed, 255.2  
Visiting nurses, appointment by court, 231.9  
Running water in food establishment lavatories, 170.17  
Shoes, fitting by X-ray or fluoroscope prohibited, 732.24  
Sickness, health officer to report, 137.10  
Slaughterhouse sanitation, 170.20  
Spreading infectious diseases, 732.1, 732.2  
State board, ch 136, *see HEALTH BOARD, STATE*  
State department, ch 135, *see HEALTH DEPARTMENT, STATE*  
Stench or tear gas bombs, 732.10–732.14  
Street display of food, 170.27  
Supervision by state department of health, 135.11  
Tableware and linen in restaurants, 170.23  
Unhealthy conditions, duty of health officer, 137.9  
Venereal diseases, general provisions, 140.1–140.40, *see DISEASES*

**HEALTH**—Continued

Vermin exterminated in hotels, 170.30  
 Visiting nurses, indigent sick, complaint, 255.2  
 Washing room facilities required, 82.94, 88.3,  
 170.17  
 Zoning law, basis of regulation, 414.1, 414.3

**HEALTH BOARD, COUNTY**

Adoption of health unit plan by county, 138.1–  
 138.4  
 Organization, 137.1(2)

**HEALTH BOARD, LOCAL**

Abatement of health nuisances, 137.13–137.16  
 Animal health law enforced, 163.17  
 Applicability, 137.1  
 Beer bottling, approve, inspect, 124.36  
 Chairman, duties, 137.2, 140.20  
 Child-placing agencies, facts available, 238.24  
 Child-placing agencies, inspection, 238.21  
 Children's boarding homes, notice of license, 237.7  
 Cities and towns, organization, 137.1–137.4  
 Cities under special charters, 420.168–420.189  
 Clerk, duties, 137.3  
 Communicable diseases, supervision, 139.5  
 Contagious and infectious diseases control, 139.1–  
 139.32  
 Counties 150,000 population, 137.20, 137.21  
 County, 137.1–137.3, 138.1–138.4  
 Dead bodies, control of burial, 137.7(5)  
 Dead bodies, transit permits, 141.17  
 Destruction of food to increase price, 734.1  
 Detention hospitals, jurisdiction, 139.18  
 Duties, general, enumerated, 137.7, 139.27  
 Employment of diseased persons, 170.26  
 Entry on premises, health purposes, 137.12  
 Fees and charges, health laws, 137.7(6)  
 Fruit polishing, process, 170.28

**Housing law, duties**

Actions to abate nuisance, 413.108–413.116  
 Agents' or owners' names filed, 413.118  
 Alterations for moving of dwellings, 413.4–413.7  
 Animals, keeping regulated, 413.73  
 Basement as dwelling, regulated, 413.28, 413.63  
 Catch basins permitted, 413.68  
 Certificate of approval for construction, 413.100  
 Courts cemented when required, 413.30  
 Dirt, accumulations, removal, 413.69  
 Enforcement of law, duty, 413.121  
 Entrance for inspection, 413.123, 413.124  
 Entry on premises, right, 137.12, 137.15  
 Eviction from unfit dwellings, 413.79  
 Fire protection supervision, 413.35–413.46  
 Floors concreted, dryness required, 413.87  
 Inspection of dwellings, 413.114, 413.124  
 Janitor, authority to require, 413.76  
 Lighting, ventilation, 413.26, 413.50, 413.57,  
 413.60, 413.84  
 Nuisance, action to abate, injunction, 413.108–  
 413.116  
 Nuisances abated by health officer, 413.80  
 Overcrowding in dwellings, remedy, 413.77,  
 413.78  
 Plans filed, approval, 413.92–413.125  
 Plumbing, water closets, 413.32, 413.34, 413.61  
 Power of city and health board, 413.9  
 Rebuilding regulated, 413.6

**HEALTH BOARD, LOCAL**—Continued

Housing law, duties—Continued  
 Room walls painted, supervision, 413.64, 413.70,  
 413.71  
 Sanitation supervision, 413.27–413.34  
 Sewer connection, water supply, 413.8, 413.86  
 Skylights regulated, 413.58, 413.84  
 Subletting, restrictions, 413.78  
 Toilet disinfection supervised, 413.86  
 Vacation of dwellings, 413.5, 413.79, 413.106  
 Inspection of child-placing agencies, 238.21  
 Isolation hospitals, place, 139.11  
 Maternity hospitals inspected, 236.20, 236.31  
 Meetings, 137.6  
 Membership of board, 137.1  
 Notice of licensing boarding houses, 237.7  
 Nurses, 143.2, 143.3  
 Oaths, power to administer, 78.2(2)

**Officers**

Appointment, 137.1–137.5  
 Defined, 135.1(3), 413.3(20)  
 Health officers  
 Dead bodies, transit permits, 141.17  
 Druggist's venereal remedy sales report,  
 140.29  
 Duties in general, 137.9–137.11  
 Entry on premises, health purposes, 137.12  
 Execute health board orders, 137.9–137.12  
 Executive officer of local board, 137.9(1)  
 Inspect school and public buildings, 137.10  
 Membership on state board, 136.1, 136.2  
 Nuisances, abatement, 137.13–137.19  
 Peace officers duties, 135.35  
 Penalty for resisting, 137.18, 137.19  
 Prostitution, duty to suppress, 140.30  
 Public health supervision, 137.9  
 Qualifications, 137.4  
 Quarantine, authority, 137.7(3), 139.11  
 Records and reports of cases, 137.9(4, 5)  
 Sanitation officer, 135.1(7), 137.5  
 Sickness without doctor, investigate, 137.10  
 Termination of quarantine, 139.20  
 Venereals, infection, precautions, 140.20,  
 140.33, 140.34  
 Interference with officers, 137.18, 137.19  
 Prostitution, duty to suppress, 140.30  
 Removal, 363.40  
 Right to enter premises, 137.12, 137.15  
 Sanitation and quarantine officer  
 Appointed by mayor, 137.5  
 Definition, 135.1(7)  
 Entry on premises, health purposes, 137.12  
 Prostitution, duty to suppress, 140.30  
 State department's rules, 135.33, 135.34, 137.2,  
 137.7(1), 137.18  
 Venereal disease remedies, sales reported, 140.29  
 Peace officers to enforce rules, 137.17  
 Plumbing regulated, 420.171, 420.174  
 Pollution of waters, investigation, 135.18  
 Privies ordered removed, 368.26  
 Quarantine regulations, 139.6  
 Refusal to enforce state department rules  
 Expense charged to local board, 135.34  
 State department to enforce same, 135.33  
 Removal of infected persons, 139.14

**HEALTH BOARD, LOCAL**—Continued  
Rules

- Authority to make, 137.7(4)
- Peace officer, duty to enforce, 137.17
- Publication, posting, effective date, 137.8
- Violation, punishment, 139.32
- Soil conservation committee to aid, 467A.2
- Supervised by state, 135.11(6-10)
- Township trustees as local board, 137.1
- University to assist, 263.7
- Venereal diseases
  - Cases reported by health department, 140.2, 140.8
  - Detention hospitals, controls, 140.16
  - Power to take preventive measures, 140.10
  - Quarantine procedure, 140.11
  - Reports from health department, 140.2
  - Sources of infection, to find, 140.33
  - Temporary isolation authorized, 140.35
- Violations of law or rules, penalty, 137.19
- Water supply, laboratory tests on request, 263.7

**HEALTH BOARD, STATE***General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Advisory to state department of health, 136.3
- Agents to enforce board's rulings, 135.33
- Appointment by governor, limitation, 136.2
- Clerk furnished from health department, 136.7
- County health board procedure, 138.3
- Dead body shipment regulations, 225.33
- Disease, causes, advise department, 136.3(2, a)
- Duties in general, 136.3, 136.4
- Expenses, how paid, 135.34
- Expenses paid but no compensation, 136.9
- Health department matters, 136.3, 136.4
- Housing law duties, 136.3(2)
- Interference with officer, penalty, 135.36
- Investigation of state health department, 136.3
- Meetings, when and where held, 136.5
- Membership of board, 136.1
- Oaths, power to administer, 78.2(2)
- Officers of board selected, 136.7
- Opinions furnished state department, 136.4
- Postage furnished, 19.4, 19.19, 19.25
- Proceedings, published, 136.3(9), 136.7, 136.10
- Quarters furnished by executive council, 136.6
- Quorum, majority of members, 136.5
- Record of proceedings kept, 136.3(9)
- Report biennially to governor, 17.3, 136.10
- Rules, adopted, filed, 136.3(7)
- Supplies furnished by health department, 136.8
- Term of office, 136.2

**HEALTH DEPARTMENT, STATE***General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Accounting system requirements, 8.6(4), 11.5
- Advisory capacity of health board, 136.3, 136.4
- Alcoholism study commission, 123A.1-123A.8
- Annual settlement with auditor, 11.2
- Antitoxins and vaccines, distribution, 135.11(11)
- Assistants and employees
  - Assistants enforce rules when local board fails, 135.33, 135.34

**HEALTH DEPARTMENT, STATE**—Continued

- Assistants and employees—Continued
  - Barber inspectors, 158.9
  - Bond requirements, 135.7
  - Cosmetology inspectors, 157.8
  - Employment authorized, 135.6, 147.88
  - Expenses allowed, 135.9
- Autopsy, permit for disinterment, 141.26
- Bacteriological examinations, university laboratory, 263.7, 263.8
- Barbering regulations, enforcement, 158.7
- Basic science records deposited, 146.8
- Board of health provisions, 136.1-136.10
- Certificate of death, forms, complete, 141.10
- Child-placing agencies, facts available, 238.24
- Child-placing agencies, inspection, 238.21
- Children's boarding homes, notice of license, 237.7
- Commissioner of public health
  - Accredited schools for examining boards, 147.32
  - Appointment and confirmation, 2.40, 135.2
  - Bond required, amount, 64.4(6)
  - Bonds of employees approved, 135.7
  - "Commissioner" defined, 135.1
  - Entire time to official duties, 135.3
  - Expenses allowed, 135.9
  - Head of state department of health, 135.11
- Inspectors and assistants
  - Appointment, 147.88
  - Approval, 147.108
  - Barbering, 158.9
  - Cosmetology, 157.8
- Inventory of hospitals, 135A.15
- License to practice medicine revoked, surrendered, reinstated, 148.6-148.9
- Member of boards and committees
  - Eugenics board, 145.1
  - Plumbing code committee, 135.12
  - State board of health, 136.1
  - War surplus commodities board, 20.1
- Narcotic drugs received, 204.15
- Plumbing code committee appointed, 135.12
- Qualifications required, 135.2, 135.3
- Registrar, state, designated, 144.2
- Report, biennial, requirements, 17.1-17.3
- Term of office, 135.4
- Vacancy, how filled, 135.5
- Consolidation of department services, 135.11(16)
- Contagious and infectious diseases
  - General provisions, see DISEASES, subhead Contagious and Infectious Diseases*
  - Antitoxin and vaccine stations, 135.11(11)
  - Bulletins on conditions issued, 135.11(3)
  - Detention hospital location disputes, 139.19
  - Disinfection regulations, 139.21, 139.22
  - Division authorized, 135.11(16)
  - Epidemics, investigation, 135.11(4), 263.7
  - Instructions to quarantined persons, 139.10
  - Investigations and surveys made, 135.11(4), 263.7, 263.8
  - Local boards to enforce rules, 135.33, 135.34, 137.2, 137.7(1), 137.18, 137.19
  - Quarantine regulations made, 139.6, 139.10
  - Reports received from local board, 139.4
- County board of health, 138.1-138.4

**HEALTH DEPARTMENT, STATE**—Continued  
 Crippled children's service for handicapped, 281.5  
 Dams for manufacturing, approval, 469.8

**Dead bodies**  
*General provisions, see DEATH, subhead Dead Bodies*  
 Authority over dead bodies law, 135.11(13)  
 Burial and disinterment permits, 141.12, 141.21–141.30  
 Communicable diseases, permit, rules, 141.11  
 Disinterment for reburial, permits, 141.21, 141.23  
 Jurisdiction, sole, over disposal, 135.11(13)  
 Scientific use, ch 142, *see DEATH*

**Definition of terms, 135.1**

**Divisions in the department, 135.11(16)**

**Duties and powers in general, 135.11**

**Epidemiological laboratories**  
 Blood tests, syphilis, pregnant women, 140.3  
 Examinations, university laboratory, 263.7, 263.8  
 Experts used by commissioner, 135.11

**Examinations and licenses**  
 Division of examinations and licenses, 135.11  
 Head of division, qualifications, 135.6  
 Notice of license to children's boarding homes, 237.7

**Examining boards, supplies furnished, 147.26**

**Expenses allowed, 135.9**

**Federal aid, acceptance authorized, 135.39**

**Fees**  
 Embalming, use of renewal fees, 147.101  
 Nurses' fund, 147.107  
 Pharmacy, use of renewal fees, 147.100

**Handicapped children, census furnished, 281.5**  
 "Health officer" defined, 135.1

**Health officer, interference, penalty, 135.36**

**Hospitals**  
 Advisory council, 135A.5  
 Inspection, 135A.14, 135B.9  
 License and regulation, 135B.1–135B.17  
 License board, 135B.10, 135B.11  
 Reports, 135A.9, 135B.12, 135B.13  
 Survey and construction, 135A.1–135A.15

**House trailers, parks, 135D.1–135D.21**

**Housing, administrative supervision, 135.11**

**Inspector**  
 Appointed by commissioner, 147.88  
 Duty to investigate violations, 147.88

**Interagency liaison, 28C.1**

**Interference with health officer, penalty, 135.36**

**Investigation by health board, 136.3(5)**

**Investigations of health conditions, 135.11(4)**

**Laboratory work at university, 263.7, 263.8**

**Licenses**  
 Divisions of examinations and licenses authorized, 135.11(16)  
 Nursing homes, 135C.6–135C.13  
 Practice of the professions, 147.1–147.113

**Local board of health provisions, 137.1–137.21**

**Local health boards in charter cities, 420.168–420.189**

**Maternity hospitals inspected, 236.6, 236.20, 236.31**

**Milk, graded, duties, 192.10**

**HEALTH DEPARTMENT, STATE**—Continued

**Mining camps**  
 Housing law to be applied when unhealthy, 135.16  
 New construction, inspection, permit, 135.17

**Mobile home parks, 135D.1–135D.21**

**Narcotic drugs, disposition regulated, 204.15**

**Nursing home regulation, 135C.1–135C.22**

**Office located at seat of government, 135.10**

**Orders of department, violations, penalty, 135.38**

**Peace officers to enforce rules and orders, 135.35**

**"Physician" defined, 135.1**

**Plumbing code, committee, duties, 135.11–135.15**

**Powers and duties in general, 135.11**

**Professions, licensing under practice act**  
*General provisions, 147.1–147.113*  
 Authority over professions, 135.11(15), 147.87–147.93

**Barbering**  
 Barbers, 147.1–147.93, 147.111–147.113, 158.1–158.11  
 Barber shop license, 158.11  
 Inspection, fee, 158.11  
 License fees, 147.80(5, 15, 16)  
 Sanitation rules prescribed, 158.7  
 School of barbering license, 158.11

**Basic science law, 146.1–146.23**

**Chiropractic, 147.1–147.93, 147.102, 147.108–147.111, 151.1–151.6**

**Cosmetology**  
 Cosmetologists, 147.1–147.93, 147.111–147.113, 157.1–157.15  
 Fees paid department, 157.14  
 Home practice, regulated, 157.6

**Dentistry, 147.1–147.93, 147.111–147.113, 153.1–153.26**

**Embalmers, 147.1–147.93, 147.101, 147.111–147.113**

**Notice of dental license expiration, 153.13, 153.14**

**Nurses, 147.105–147.110**

**Optometry**  
 Notice of expiration by department, 154.7  
 Optometrists, 147.1–147.93, 147.108–147.113, 154.1–154.9  
 Postgraduate study, proof filed, 154.8  
 Renewal application to department, 154.6

**Osteopaths, 147.1–147.93, 147.102, 150.1–150.10**

**Pharmacists, 147.94–147.101**

**Physicians and surgeons, 130.38, 147.1–147.93, 147.111–147.113, 148.1–148.4**

**Podiatrists, 147.1–147.93, 149.1–149.6**

**Professions covered, 147.2, 147.94–147.110**

**Suspension, liquor violation reported, 130.38–130.40**

**Public health nurses locally employed, 143.1–143.3**

**Questions submitted to state board, 136.4**

**Registrar, local, removal for neglect of duty, 144.7**

**Report to governor, 135.37, 136.10**

**Rules**  
 Adopted, published, distributed, 135.30–135.32  
 Authority to establish, 135.11(17), 135.28  
 Bacteriological examinations, 263.8  
 Certified copies to auditors and local boards, 135.30

**HEALTH DEPARTMENT, STATE—Continued**  
Rules—Continued

- Definition of term "rules", 135.1(6)
  - Enforcement over local refusal, 135.33
  - Expenses for enforcing rules, 135.34
  - Nursing homes, 135C.2, 135C.14, 135C.15
  - Pasteurization method approved, 192.7
  - Peace officers required to enforce rules, 135.35
  - Plumbing code, 135.11(8)–135.15
  - Practice act professions rules, 147.90, 147.91
  - Time of taking effect, 135.31
  - Violations, penalty, 135.38, 139.32
- Sanitary engineering
- Authority over public sanitation, 135.11(1)
  - Dams for manufacturing, approval, 469.8
  - Division authorized, 135.11(16)
  - Engineer head on plumbing committee, 135.12
  - Garbage disposal plants regulated, 135.11(7)
  - Institutions inspected, 135.11(5)
  - Permits, sewer system, 135.26
  - Plumbing code, 135.11(8)–135.15
  - Public water supplies, 135.11(7)
  - Sewer systems and plants, 135.11(7), 135.26
  - Water pollution prevented, 135.18–135.29
  - Water power permits approved, 469.6–469.8
- "Sanitation officer" defined, 135.1
- Seal of department, when used, 135.8
- Serological examinations at university, 263.7, 263.8
- Special charter city, health board, 420.168–420.189
- Supplies for state board of health, 136.8
- Supplies, furnished by executive council, 19.25
- Trailer parks, 135D.1–135D.21
- Tuberculosis sanatoriums inspected, 254.5
- Venereal diseases
- General provisions, see DISEASES*
- Authority over venereal disease law, 135.11(12)
  - Blood tests for pregnant women, 140.3, 140.4, 140.39
  - Detention hospitals, rules, 140.12, 140.17
  - Division of venereal diseases, 135.11(16)
  - Eye treatment of infants at birth, 140.36
  - Forms furnished by department, 140.3, 140.9
  - Infected persons, access to records, 140.28
  - Infected persons reported, 140.8, 140.10
  - Marriage licenses, syphilis tests, 596.3
  - Release of patients under bond, 140.26
  - Religious scruples recognized, 140.39
- Reports
- Cases reported to local board, 140.2, 140.8
  - Druggists nonprescription sales, 140.29
  - Syphilis tests for marriage licenses, 596.3
- Violations, *see CRIMES, subhead Health Violations*
- Violations of rules or orders, 135.38, 139.32
- Vital statistics, registration, duties, 135.11(14), 144.1–144.54
- Waste disposal, 135.26–135.29
- Water pollution, inspection, abatement, 135.11(7), 135.18–135.29

**HEALTH FACILITIES**

- Defined, 135A.2(7)
- Survey and construction act, 135A.1–135A.15

**HEARTHES**

- Abate fire hazards, 368.11

**HEATING**

- Equipment, city and town regulation, 368.9
- Heating plants, 397.1–397.43
- Heating service, municipal regulations, 397.28
- Insane hospitals, inspection, 227.2(4)
- Liquefied petroleum gas law, 101.1–101.8
- Standard schools, minimum prescribed, 293.2

**HEDGES**

- Drainage ditches, removal, 455.148, 455.149, 460.13
- Height between adjoining landowners, 113.2–113.6
- Height, trimming, along highway, 318.1–318.5
- Malicious injury, penalty, 714.4
- Mechanic's lien, material, labor, 572.1(4), 572.2
- Removal from highway, 460.12, 460.13
- Roadside hedges, 318.1–318.5
- Trimming by landowners mandatory, 113.2

**HEIGHT**

- Buildings near airports, 657.2(9)
- Buildings, regulation under zoning law, 414.1
- City regulation of aircraft, 330.11
- Defined, housing law, 413.3(14)
- Dwellings, 413.3, 413.12, 413.35, 413.46, 413.56
- Hedges, regulated, *see HEDGES*
- Rooms, housing law, 413.23

**HEIRS**

- Absentee's estate, 634.9, 634.10

## Actions

- Costs prorated according to shares, 638.20
  - Evidence, dead-man statute, 622.4, 622.5
  - Limitation on recovery, spouse not joining in deed, 638.20
  - Party in specific performance of decedent's contract, 638.21
  - Proportionate liability for costs, 638.20
  - Recovery undistributed funds, 682.41–682.44
  - Tender by one heir on joint suit, 638.20
  - Waste or trespass, 658.6
- Actions, substitution as party, time limit, R.C.P. 15
- Adopted children, 600.6, 636.32, 636.42
- Advancement to heirs, 636.44
- After-born children, 633.13

## Aliens

- Constitutional provisions, Const., Iowa, I, 22
- Consular representatives notified, 632.15, 636.8
- Aliens, nonresident, real property rights, 567.1, 567.2
- Assessment life insurance, payable, 510.10, 510.15
- Assets, state institution inmates, disposal, 218.66
- Attorney, unrepresented or minors, 638.37
- Business of deceased continued, 635.52
- Causing death or disability, forfeit inheritance, 636.47–636.49
- Children, 636.31–636.46
- Conveyances before 1930, presumption, 558.14
- Death of judgment owner, heirs named, 626.103
- Declaratory judgment, construction of rights, R.C.P. 264
- Deeds, word "heirs", 557.2, 558.14
- Definition, 635.10
- Dentistry, business of deceased, continued, 153.6
- Devisee deceased, heirs inherit, 633.16
- Embalming business continued, 156.8
- Execution against, 626.1, 626.88, 626.91, 626.103, 626.106

**HEIRS—Continued**

Executor or administrator, removal petition, 638.30  
 Executor's power over heir's realty, 635.48–635.50  
 Feloniously causing death, 636.47–636.49  
 Fences, recorded agreements, 113.13  
 Foreign heirs, 567.1, 567.2, 632.15, 636.8  
 Funeral expenses, heir's rights inferior, 249.23, 635.65  
 Funeral home business continued, 156.8  
 Grantor described as heir, legalized, 558.14  
 Guardianship against, 642.4  
 Heirs of absentees, rights determined, 634.9  
**Homestead rights**  
   Descent to issue of nonsurviving husband or wife, 561.18  
   Devise to heirs, subject to spouse rights, 561.14  
   Exemption in hand of heirs, 561.19  
   New homestead exempt, 561.20  
   Old-age assistance obligations, 249.20  
   Waiver to refinance lien, 635.47  
 Inheritances from deceased devisee, 633.16  
**Inheritance tax liability**  
   Exempt credit, 450.9  
   Inheritances taxed, 450.1–450.96  
   Inheritance tax book, names listed, 450.13(4)  
   Lien entered, duty, 450.16  
   Rate of tax, 450.10  
   Report by heirs at law, 450.73  
 Inmates of institution, estate disposal, 218.66  
 Insurance, 635.10  
 Insurance benefits, heir includes spouse, 635.10  
 Inventory filing may not be waived, 635.4  
 Inventory, listed for inheritance, 450.73, 635.1  
**Issue**  
   Absence of issue, \$15,000 estate, 636.32  
   Definition of issue, 4.1(7)  
   Gift of limited estate not enlarged, 557.21  
   Legitimacy, marriage annulled, 598.22, 598.23  
 Land, heirs listed as owners, 428.6  
 Land patent to decedent vests in heirs, 636.55  
 Limited estate not enlarged by grant to heir, 557.21  
 Listed in probate, 632.10, 635.1, 638.34  
 Minor heirs, taxes paid, 635.50  
 Minor's share, how paid when small, 638.41  
 Names indorsed on execution, 626.103  
 Nondistributable property, procedure, 682.31  
 Nonresident aliens, real property rights, 567.1, 567.2  
 Notice of executor's discharge application, 638.36  
 Notice of inheritance tax objections, 450.31  
 Notice of sale or mortgage, 635.22, 635.24  
 Notice to elect dower or homestead, 636.27  
 Notice to elect dower or will, 636.24  
 Old-age assistance, option to purchase property by repayment, 249.20  
 Railroad relocated, donations returned to heirs, 480.3  
 Ratable reductions, claims in disregard of will, 633.14  
 Real estate, management by executor, 635.48  
 Realty of decedent, judgment execution, 626.88  
 Refunds, overpaid inheritance tax, 450.94, 450.96  
 Removal of property without paying inheritance tax, penalty, 450.50

**HEIRS—Continued**

Rents and profits accounting by administrator, 635.49  
 Rule in Shelley's case abolished, 557.20  
**Rules of descent**  
   Absence of issue, procedure, 636.32–636.39  
   Adopted children, 600.6, 636.32–636.43  
   Advancements deducted, 636.44  
   Children, descent after charges, 636.31  
   Children, illegitimate, 636.45, 636.46  
   Collateral heirs, 636.40, 636.42, 636.43, 636.49  
   Consanguinity and affinity computed, 4.1(24)  
   Deaths simultaneously, 637.1–637.8  
   Escheat when uninherited, 636.50–636.54  
   Father of illegitimates, 636.46  
   Feloniously causing death, bar, 636.47–636.49  
   Heirs of devisees, 633.16  
   Heirs of intestate deceased spouse, 636.41  
   Heirs of parents, 636.40  
   Heirs of parents by adoption, 636.42  
   Homestead, when no spouse surviving, 561.18  
   Illegitimate children, 636.45, 636.46  
   "Issue" defined, 4.1(7)  
   Land patent to decedent, title descends, 636.55  
   Mother of illegitimate children, 636.45  
   Parents both dead, 636.40  
   Parents by adoption, 636.32, 636.42, 636.43  
   Parents, natural, 636.32, 636.39, 636.43  
   Personal property same as realty, 633.52  
   Simultaneous deaths, 637.1–637.8  
   Spouse, more than one, 636.41  
   Spouse, surviving, no issue, 636.32–636.39, 636.41  
   Surviving parent, 636.39  
 Sale of land prevented in dower setoff, 636.20  
 Security when creditors prejudiced by bequest, 635.19  
 Shares in insurance benefits determined, 635.11  
 Sheriff's deed, when made to heirs, 626.98  
 Simultaneous death act, when applicable, 637.1–637.8  
 State land, defective title, refund, 568.16  
 Substitution as party in action, time limit, R.C.P. 15  
 Succession to benefits, execution levy, 626.103–626.107  
 Successor to decedent's interest, substitution in action, time limit, R.C.P. 15  
 Taxes paid by executor, 635.49, 635.50  
 Title of deceased patentee inherited, 636.55  
 Unclaimed inheritance deposit recovered, 218.70, 636.54, 682.41  
 Unknown heirs, inheritance tax, 450.93  
 Waste or trespass, heir's right of action, 658.6  
 Word "heir" will not enlarge life estate, 557.21  
 Word not needed to convey fee estate, 557.2

**HERDER'S LIEN**

See 579.1–579.3

**HEREDITAMENTS**

Meaning, 4.1(8)  
 Pleading injury, 619.14

**HIDES**

Fur dealers, regulations, 109.94–109.98  
 Receiving dead animals to obtain, regulated, 167.3  
 Tanneries, municipal regulation, 368.5(1)

**HIGHWAY COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Accounting to comptroller, 8.7-8.12
- Advertising signs prohibited, 319.10-319.13
- Advice on road matters furnished, 307.5(2)
- Advice to supervisors on request, 309.16
- Allotment of appropriations, 8.30-8.32
- Ames, office of commission, 307.1
- Annual program published, 307.5(13)
- Annual reports from cities and towns, 312.12-312.14
- Appointment of members by governor, 307.1-307.3
- Appropriation, audit, compensation of accountant, 11.3
- Archaeological remains salvaged or preserved, 305A.2
- Assistants appointed, pay, allowances, 307.5(3)
- Attorney general, special, salary, office, 307.9
- Audit, annual, auditor and accountant, 11.3
- Auditor for commission, appointed, bond, 313.20
- Bids, penalty revealing contents, 72.3, 72.4
- Billboards, duty to remove, 319.10-319.13
- Bond for commission auditor, 313.20
- Bonds required of commission members, 64.6(24)
- Bonds required of engineers, 313.13
- Boundary river bridges, gifts accepted, 313.59-313.65
- Bridges across drainage ditches, 455.118
- Bridges, Mississippi, purchase, maintenance, 313.66
- Budget and financial control act, 8.2(1)
- Budget for highway administrative expense, 313.5
- Compensation allowed members, 307.4
- Conservation commission, boundaries of state lands
  - Engineer furnished, compensation, 111.20, 111.23
  - Lines surveyed and marked, 111.19-111.24
- Contingent fund, 313.17-313.19
- Contractors, *see HIGHWAYS*
- Contracts for primary work, *see HIGHWAYS*
- Contracts, personal interest prohibited, 314.2
- Controlled access highways, authority to establish, 306A.3
- Control of primary roads, 306.3
- Counsel for commission, 7.5, 307.8, 307.9
- County bridge fund, motor fuel tax, 324.63
- Crossings, railroad, dangerous, designated, 321.342
- Damages, viaducts, 389.23
- Dam permits issued, 469.30
- Drainage assessments for primary roads, 455.50, 460.8
- Duties of commission, 307.5
- Eminent domain, 472.1-472.41
- Employees as peace officers
  - Bonds and badges of authority, 321.478, 321.479
  - Duties of other officers not impaired, 321.481
  - Expense authorized, limitation, 321.480
  - Weigh and inspect traffic, 321.476-321.481
- Employees, maintenance, vacations with pay, 79.1
- Enforcement of highway law by commission, 320.8, 321.401
- Engineer
  - Bonds required, 313.13
  - Fences and public utility poles, 319.4
  - Fences as highway obstructions, 319.1-319.6
  - Public utility, new lines, 319.5

**HIGHWAY COMMISSION—Continued**

- Engineering studies, 310.35
- Expenditures, monthly estimate, 321.147, 321.148
- Expenses allowed commission members, 307.4
- Farm-to-market roads, duties, *see HIGHWAYS*
- Federal aid, powers, 307.7, 313.1, 313.3
- Federal donations, authority to receive, 307.6
- Flight strips, authority, 315.1-315.5
- Highway administrative expense, appropriation by general assembly only, 313.5
- Institutional roads and bridges improved and maintained, 307.5(12)
- Interest in contracts prohibited, 309.92
- Intersection lights, confusing, removal, 307.5(11)
- Investigation of highway conditions, 307.5(4)
- Jurisdiction over primary roads, 306.3
- Labor, *see HIGHWAYS*
- Land acquired for future use rented, 306.32
- Lectures on roads, no expense incurred, 307.5(9)
- Light reflecting devices, removal, 307.5(10, 11)
- Long range primary road program, 307.5(13)
- Machinery moved on highways, permits, 321.467, 321.469, 321.474
- Maintenance employees, vacations and leaves of absence, 79.1
- Maintenance equipment loaned to conservation commission, 111.58
- Markers, G.A.R. Highway, 313.58
- Members
  - Bond required of each, amount, 64.6(24)
  - Number of members, 307.1
  - Oaths, power to administer, 78.2(2)
  - War surplus commodities board, member on, 20.1
- Mississippi river parkway, 308.1-308.5
- Movable tracks on highway, permission, 321.443
- Obstructions on highways removed, 319.1, 319.13
- Park roads and bridges improved and maintained, 307.5(12)
- Patent suits, highway, assist defense, 307.5(6)
- Permits, excess size or weight, 321.467-321.470
- Permits for mains, sidewalks, and cattleways, 320.4
- Permits, road machinery excess, 321.467-321.470
- Pipelines under highway approved, 490.25
- Plans, construction, maintenance, adopted, 307.5
- Power to alter, vacate, close roads, 306.5
- Primary road law in general, chs 306, 313
- Primary roads
  - General provisions, see HIGHWAYS*
  - Bids for road work, 313.10
  - Cities and towns, streets designated, 313.24
  - Claims for road work, 313.14-313.20, 573.24
  - Control and jurisdiction, 306.3
  - Duties of commission, *see HIGHWAYS, subhead Primary Roads*
  - Extensions in cities and towns, 313.21
- Funds
  - Accounts kept of fund, 313.6, 313.7
  - Appropriation insufficient, 313.5
  - Appropriations, biennial, 313.5
  - Motor fuel tax, part paid to fund, 324.63
  - Motor vehicle receipts, 321.145, 321.146
  - Records of fund kept, 313.7
  - Report of state treasurer, 312.4
  - Road use tax, 312.4

**HIGHWAY COMMISSION—Continued****Primary roads—Continued**

- Power to alter, vacate, or close, 306.4
- Use of highways, grant, duty to enforce, 320.8
- Qualification of members, 307.1
- Railroad crossing, 307.5, 313.4, 313.21, 313.27
- Record of commission operations, 307.5(8)
- Report, annual, requirements, 17.1, 17.2, 17.9
- Report to governor required, 307.5(8)
- Road machinery, lights, duty to enforce, 321.401
- Road machinery moved, permit required, 321.467
- Roads altered, vacated, closed, 306.5
- Roadside parks, 313.2
- Rule making power, 307.5(14)
- Salaries of members, 307.4
- Secondary road budget, 309.93–309.97
- Signs and signals on highways**
  - Billboards prohibited, 319.10–319.13
  - Confusing lights removed, 307.5(10, 11)
  - Elevated structure signs, 321.295
  - Installation on primary roads, 321.253
  - Permission to local authorities, 321.254
  - Purchase from control board, 246.21–246.24, 321.253
  - Specifications for uniform system, 321.252
  - Speed signs, 321.289, 321.290, 321.295
  - Stop signs, 321.342, 321.345–321.348
  - Traffic manual, adoption, 321.252
  - Weight restriction signs, 321.474
- Size, weight, and load, restrictions, signs required, 321.472–321.474
- Speed regulations, 321.289, 321.290, 321.295
- Speed regulations by local authorities approved, 321.293
- State park and institutional roads, 307.5(12)
- Stops prescribed at crossings, 321.342, 321.345, 321.347, 321.348
- Surveys and estimates of costs, 307.5(5)
- Terms of office of members, 307.1
- Utilities, cost of relocation paid, 306A.10–306A.13
- Vacancies on commission, how filled, 307.3
- Violations, *see* **HIGHWAYS**
- Violations of duty, report to attorney general, 307.5(4)
- Weeds, control along primary roads, 317.11

**HIGHWAY PATROL**

*See* **PUBLIC SAFETY DEPARTMENT**, *subhead Highway Safety Patrol*

**HIGHWAYS**

Accidents, *see* **MOTOR VEHICLES**

- Actions for damages from defects
  - Limitation of actions, notice, 614.1(1)
  - Nonresidents, actions against, 321.498–321.511
  - Place of bringing action, 321.498, 616.3(1)
- Actions for injuries occurring on highways
  - Limitation of actions, 420.45, 614.1(1)
  - Place of bringing action, 321.507, 616.3(1)
- Aid by city or town
  - Assessment districts, 311.5
  - Bridges and culverts on city boundaries, 309.73
  - Institutional roads, 391A.21
  - Tax, election, limitation, 391.2(2)
- Aid by federal government, 307.6, 307.7, 310.1, 310.2, 313.1

**HIGHWAYS—Continued****Aid to cities and towns**

- Arterial or through highways defined, 321.1(50), 321.5, 321.350
- Authorization, limitation, taxation, 391.2(2)
- Bridges and culverts, city boundary, 309.73, 313.27
- Bridges, use granted public utilities, 314.11
- Dragging of roads, 389.13, 389.14
- Farm-to-market roads, 310.21–310.25
- Institutional roads, *see subhead State Institutional Roads below*
- Primary road, improvements, 313.21, 313.27, 314.5, 391.71, 391.72
- Primary road maintenance, 313.21
- Primary roads marked, 313.43–313.45
- Public utilities, use of highways, mains, sidewalks and cattleways, 320.4–320.8
- Road use tax, 312.1–312.15
- Secondary roads, 314.5
- Streets or roads along state land, 307.10
- Alteration of primary roads, 306.4, 306.15
- Alteration, secondary roads, 306.4, 306.15, 306.21–306.31
- Animals, trespassing, 188.2–188.7
- Arson, burning road causing property loss, 707.7
- “Arterial highway” defined, 321.1(53)
- Assessments for improvements, 311.1–311.31
- Attorneys appointed, 7.5, 307.8, 307.9
- Beer drinking on, prohibited, 124.37
- Billboards and signs prohibited, 319.10–319.13
- Bonds**
  - Bridge bonds, minimum tax levy, 345.9
  - Bridges over state boundary line, 309.85, 309.89
  - Commission assistants bonded, 307.5(3)
  - Contractor’s bond, 314.1
  - County engineer to be bonded, 309.19, 314.8
  - Exchange for legal indebtedness, 75.9
  - Farm-to-market roads, 314.1
  - Insurance companies, investments, 511.8(2), 512.48, 515.35(2)
  - Investment in, by fiduciaries, 682.23(4)
  - Maturity and payment of bonds, 76.1–76.6
  - Primary roads**
    - Authorization by election, 75.1
    - Construction claims paid from, 313.14
    - Engineers to be bonded, 313.13
    - Insurance companies, investment, 511.8(2)
    - Maturity date, limitation, 76.1, 312.2
    - Payment of public bonds, 76.1–76.6
    - Public bond law not applicable, 76.5
    - Sale of public bonds, 75.2–75.9
  - Procedure for sale, 75.1–75.9
  - Public improvement contracts, paving bonds deposited, 573.4
  - Sale of bonds, 75.1–75.9
  - Savings banks may invest in, 526.25(4)
- Secondary roads**
  - Action on contractor’s bond, limitation, 309.58
  - Bridge bonds, interstate bridges, 309.89
  - Certificates, anticipatory**
    - Execution and delivery, 309.50
    - Form of certificate, 309.48–309.50
    - Limitation on amount, 309.46
    - Paid in the order of numbering, 309.49
    - Recitals required, 309.47
    - Records of holders, 309.53



**HIGHWAYS—Continued****Bonds—Continued**

## Secondary roads—Continued

## Certificates, anticipatory—Continued

Resolution of board, 309.47

Treasurer's duties in selling, 309.52

Construction, contractor's bond, 309.51, 309.52, 573.2–573.6

Construction fund anticipated, 309.46

Engineers to be bonded, 309.19, 313.13

Highway commission to advise board, 309.46

Interest stops when funds sufficient, 309.55

Interstate bridge bonds, 309.89

Limitation on amount of certificates, 309.46

Maturity and payment, 76.1–76.6

Payment of certificates in number order, 309.49

Taxation exemption, 309.51, 427.1(5)

Tax levy minimums, 345.9

Vote majority required for issuance, 75.1

Waterworks fund, invested, 398.3

**Boundary line roads**

Action for law violations committed on, place of bringing action, 616.3(1)

Secondary, between counties, 309.68–309.71

**Bridges, ch 309, see BRIDGES AND CULVERTS**

Bridges, construed to include, 4.1(5)

Bridges, use granted utilities, 314.1

Brush, undergrowth, cut on county roads, 317.19

Budget requirement, secondary road, 309.93–309.97

Burial grounds, not condemned, 306.14

Burning roads causing damage, penalty, 707.7

Cattleways permitted, 320.4(2)–320.8

Cemeteries protected, 306.14

Certificates of indebtedness, *see subhead Secondary Roads, below, thereunder see Anticipatory Certificates***Cities and towns**Aid for highways, *see subhead Aid by City or Town, above, and subhead Aid to Cities and Towns above*

Annual reports to commission, 312.12–312.14

Authority to establish and improve highways within their limits, 389.1

Controlled access highway, 306A.1–306A.9, 362.37

Claims for labor and material on improvements filed, 573.8

Classified, 306.1

Closed, 306.4–306.11, 306.20

Commission, state, 307.1–307.9

Common road, equivalent to highway, 4.1(5)

**Condemnation***General procedure*, 306.4–306.31, 472.1–472.41

Cities and towns condemnation, 471.4, 471.5

Constitutional provisions, Const., Iowa, I, 18

Corporations, public utility improvement, 471.4(3)

**County condemnation**

Authorization generally, 471.1–471.5

Farm-to-market roads, 310.22

Funds reported by sheriff, 337.15–337.19

Gravel and material beds, 309.63, 314.7

Drainage of highways, 460.10–460.13

Primary roads, 313.25

Private individual's rights, 471.4(3–5)

**HIGHWAYS—Continued****Condemnation—Continued**

## State condemnation

Authorization, 471.1–471.5

Farm-to-market roads, 310.22

Flight strips, 315.5

Park highway and roads thereto, 111.7–111.10

Trees outside highways, 460.13

Constitutional limitations, Const., Iowa, III, 30

Construction patent suits, legal counsel, 7.5

**Contractors**

Abandonment of work, 573.23

Actions by or against, 573.16, 573.17

Bond action, 309.58

Bonds required, 309.57, 309.58

Claims filed against work, 573.25

Payment for work, 573.12–573.15, 573.24

Payment, partial, 310.18, 314.4, 573.12

Percentage withheld on contract, 573.12, 573.24

Qualifications in general, 314.1

Secondary road requirements, 314.1

State officials, 314.2

**Contracts**

Farm-to-market roads, 310.14

Primary roads, 314.1, 314.2, 314.4

Secondary roads, 309.39–309.43, 311.21

Contracts, public, percentage retained, 573.12, 573.24

Controlled access highways, 306A.1–306A.9, 362.37

Control of roads, 306.3

Cost of right of way paid, 306.20

Counsel appointed, 7.5, 307.8, 307.9

County road, equivalent to highway, 4.1(5)

County way, equivalent to highway, 4.1(5)

**Crossings**

Change of stream to avoid, 306.21

Overhead crossings, ch 387, *also see VIADUCTS AND UNDERPASSES***Railroad crossings**

Change of road or stream to avoid, 306.21

Cities and towns, primary road, elimination, 313.27

Construction required, 478.1

Elimination, commission's duty, 307.5(5)

Elimination, expense, procedure, 478.21–478.27

Farm-to-market roads, 310.4, 314.5

Flagman, signal at, cities, 389.41

Fund for improvement, 478.25, 478.26

Lights and reflectors confusing motorists, removal, 307.5(10)

Lights interfering with signals, 474.11

Primary roads, 313.4, 313.27

Private crossings furnished, 478.12, 478.13

Signals at road crossings, 478.19

Specifications for elimination, 309.79

Underpasses, ch 387, *also see VIADUCTS AND UNDERPASSES*

Damage actions, notice, limitations, 614.1(1)

Damages paid, 306.20

Dams affecting, permits required, 469.30

Defects, action for injury, notice, limitation, 614.1

Defined, and equivalent words, 4.1(5)

Definition of highways in motor vehicle law, 321.1(48)

Diagonal highways restricted, 313.8

**HIGHWAYS—Continued**

Districts, assessment, 311.1-311.31, *see subhead  
Secondary Roads below*

Dragging in cities and towns, 389.13

**Drainage**

Assessment against roads, 455.50, 455.84  
Assessment of benefits, 460.6  
Bridge removal, 455.118  
Bridge requirements, 455.118-455.121  
Condemnation of right of way, 460.10  
Connection by private drains, 465.23  
Construction along highway, 455.116  
Cost apportionment, payment, 460.6-460.9  
Costs on primary highways paid by state, 455.50

**Districts, highway**

Applicable statutes, 460.11  
Assessment for benefits, report, 460.6  
Condemnation of right of way, 460.10  
Costs, apportionment, payment, 460.6-460.9  
Dismissal cost, 460.9  
Drainage warrants issued, 460.7  
Engineer, appointment, compensation, 460.4  
Establishment, procedure, 460.1, 460.3  
Federal loans authorized, 463.26-463.28  
Law applicable, 460.11  
Payment from road funds, 460.8  
Powers of board, 460.1, 460.3  
Powers of districts, 460.2  
Survey and report, 460.5  
Trees condemned, removal, 460.12, 460.13

Farm-to-market roads, 310.4, 314.7

Levees, highways along embankments, 455.117

Natural flow maintained, 314.7

Obstructions, injury, 314.7, 455.155-455.161, 714.4,  
716.3, 716.4

Private connection with road drains, 465.23

Road construction, drainage protected, 314.7

Road funds proportionately liable, 455.50, 455.84

Dwelling and appurtenances protected, 306.14

Electric transmission lines, use, 489.1-489.29

Eminent domain, *see Condemnation above*

Equipment, *see Road Machinery below*

Established, 306.4, 306.12-306.20

Exemption from tax of road land, 427.2

Failure to maintain granted use, forfeiture, 320.7

**Farm-to-market roads**

Authorized uses of fund, 310.4, 310.28, 314.5, 314.6  
Bids, 310.14

Bridges and culverts built, 310.4

City streets and roads aided, 314.5, 314.6

Claims for labor and material filed, 573.8

Claims for work paid, 310.16-310.18

Claims refused, noncompliance, 310.19

Classified as secondary road, 306.1

Comptroller, state, duties, 310.7, 314.3

Condemnation authorized, 314.5

Condemnation procedure, 306.13

Construction supervised by engineer, 310.19

Contracts, 310.9-310.15

Corporate line roads improved, 314.6

County engineer advised as to funds allotted,  
310.8

**County supervisors' duties**

Claims for road costs approved, 310.18, 314.3  
Consent to modification of plans, 310.3, 310.10  
Contracts and awards to be approved, 310.14

**HIGHWAYS—Continued****Farm-to-market roads—Continued****County supervisors' duties—Continued**

County engineer's plans approved, 310.13

Federal or state aid agreements, 310.2

Location in cities and towns, 314.5

Maintenance of roads by county, 310.29

Projects recommended, 310.9, 310.11

Resolution for road use tax fund, 310.20

Width of road, approval, 310.32

Day labor on project, 314.1

Definitions, 306.2(4), 310.10

Engineer, county, duties, 310.19

Factors to be considered, 309.25

Federal aid, 310.1-310.3

Federal and state aid, co-operation, 310.2

**Funds**

Accounts of funds kept, 310.6-310.8

Apportionment and allotment, 310.5, 310.20,  
312.5

Area allotment fund, 312.5

Available for one year, 310.27

Claims audited and paid, 310.16, 314.3

Engineering expense paid from fund, 310.28

Equalization fund, 312.5

Expended funds, defined, presumption, 310.27

Federal aid to farm-to-market road fund,  
310.3

Fund created, 310.3

Improvement costs paid, 310.16

Maintenance paid from fund by county,  
310.29

Primary road fund, transfer, 310.28

Project statements, to secure funds, 310.11

Purpose for which created, 310.4

Reversion of unexpended funds, 310.27

Road use tax allocations, 312.2

Salaries not paid from fund, 310.28

Secondary road research, 310.34

Sources of fund, 310.3, 312.5

Statements to counties, 310.8

Use of fund, 310.4, 310.28, 314.5, 314.6

Vouchers and warrants, 314.3

Grading, draining, and surfacing, authorized,  
310.4, 314.5

**Highway commission's duties**

Accounts, farm-to-market road fund, 310.6

Administration expense, how paid, 310.28

Allotment of funds to counties, 310.5-310.8,  
310.20, 310.27

Allotments, when expended, 310.27

Approval of projects, 310.9-310.14

Audit and approval of claims, 310.18, 314.3

Bids for roadwork, advertised, 310.14

Bond required of contractors, 314.1

Changes in construction allowed, 310.10,  
310.13

Cities and towns, projects, 314.5, 314.6

Claims audited and paid, 310.16, 314.7

Claims charged to county allotment, 310.16

Construction, basis for approval, 310.9-310.14

Contracts for projects awarded, 310.14, 314.1

Definitions of terms, 310.1

Engineer advised fund allotment, 310.8

Engineer supervises work under commission,  
310.19

**HIGHWAYS—Continued**

## Farm-to-market roads—Continued

## Highway commission's duties—Continued

- Expense advanced, reimbursed, 310.28
- Funds available for one year, 310.27
- Fund uses authorized, 310.4
- Interest of officials in contract, 314.2
- Maintenance, commission's power, 310.29
- Modification of proposal permitted, 310.10, 310.13
- Notice to counties to make repairs, 310.29
- Plans and specifications filed, 310.14
- Projects approved by commission, 310.9–310.14
- Repairs when county fails, costs, 310.29
- Research report, 310.36
- Right of way, commission to acquire, 310.22
- Statements to county engineer, contents, 310.8
- Surveys, plans and estimates, 310.13
- Unexpended allotments reapportioned, 310.27

## Inspection of construction by engineer, 310.19

## Maintenance by commission, when, 310.29

## Maintenance by county, 310.29

## Motor fuel tax aid, 310.3(3), 310.5, 310.7

## Partial payment before completion, 310.18

## Plans filed after approval, 310.14

## Railroad crossing elimination, 310.4

## Right of way, how acquired, 310.4, 310.22

## Road use tax, 310.1, 310.20

## Sources of funds, 310.3

## Streets of city improved, 314.5, 314.6

## System designated, 310.10

## Treasurer, state, duties, 310.7, 310.20, 314.3

## Width, county consent to widening, 310.32

## Federal aid, 307.6, 307.7, 310.1(4), 310.2, 313.1

## Flight strips, 315.1–315.5

**Funds**

## Accounting, effect of failure, Const., Iowa, III, 23

## City paving, advanced, repaid, 313.22, 313.23

## City street improvement, 312.1–312.15, 389.3, 389.20

## Drainage paid from road funds, 460.8

## Expenditures limited, 343.10, 343.11

Farm-to-market roads, *see subhead above*

## Gravel beds, 309.63–309.66, 314.9

## Improvement contracts, percentage retained, 573.12, 573.24

## Institutional roads, 313.4

## Maintenance fund, 312.6

## Park roads, 313.4

Primary road fund, *see subhead Primary Roads, below, thereunder see Funds*

## Road clearing fund, 317.19

## Road use tax fund, 312.1–312.15

Secondary road funds, *see subhead Secondary Roads, below, thereunder see Funds*

## Gas mains, outside cities and towns, 320.4–320.8

## Grade crossing fund, 478.25, 478.26

## Grand Army of the Republic, 313.58

## Grants for use, conditions, 320.5–320.8

## Gravel bed condemnation, use, 309.63–309.66

## Hay on roads, landowner's right to cut, 317.11

**Hedges**

## Destruction by supervisors, costs, tax, 318.2–318.4

## Removal for drainage, 455.148, 455.149, 460.12, 460.13

**HIGHWAYS—Continued**

## Hedges—Continued

## Sale of wood cut, 318.4

## Trees exempt from cutting, 318.5

## Trimming requirements, 318.1

## Highway commission, 307.1–307.9

## "Highway" defined, 4.1(5), 321.1

## "Highway" defined in itinerant merchant law, 81.1

## Homes and land protected from condemnation, 306.14

## Improvement contracts, percentage retained, 573.12, 573.24

## Improvements, claims for labor and material filed, 573.8

## Injuries from defects, limitation, notice, 614.1(1)

Institutional roads, *see subhead State Institutional Roads below*

## "Intersection" defined in motor vehicle law, 321.1(54)

## Intersection lights, confusing, removal, 307.5(11)

## Interurbans authorized to use, 484.4–484.9

## Jurisdiction over, 306.3

**Labor on highways**

## Claims, filing, priority, 573.7–573.11, 573.18, 573.19

## Jail prisoners, 356.17

## Liens or claims filed, 573.7–573.11

## Payment, how made, 573.16, 573.17, 573.27

## Payroll advancements on secondary systems, 309.61

## Poor persons on relief, 252.27

## Labor preference law not applicable, 73.3

**Landowner, adjoining**

## Grass on road, right to harvest, 317.11

## Weeds, noxious, duty to destroy, 317.10

## Weeds on road, order to cut, 317.18

## Land used for road, tax exempt, 427.2

## "Laned highways", defined in motor vehicle law, 321.1(52)

## Law of the road, 321.228–321.511

## Laws, special or local, forbidden, Const., Iowa, III, 30

## Lights and reflectors, power of commission to remove, 307.5(10, 11)

## Liquor consumption on, unlawful, 123.42

## Littering highway, 321.369

## Maintenance employees, vacations and leaves of absence, 79.1

## Maintenance of bridges by railroads, 477.2

**Maintenance patrolmen**

## Obstructions removed, 319.7

## Road machinery lights, duty to enforce, 321.401

## Weed law, duties, 317.22

## Material furnished, claims filed, 573.7–573.25

## Military reservation watermain, 397.37

## Mississippi river parkway, 308.1–308.5

Motor vehicle law, *see MOTOR VEHICLES*

## Notice of damage suit, limitation, 614.1(1)

**Obstructions on highways**

## Billboards and signs, 319.10–319.13

## Cities not to obstruct roads, exception, 321.348

## Ditches as obstructions, removal, 319.7, 319.8

## Evidence in actions against railroads, 782.2

## Expense of removal on owner, 319.6

## Fences, notice, removal, costs, 319.2–319.6

## Glass, rubbish, penalty, 321.369

**HIGHWAYS—Continued**

## Obstructions on highways—Continued

- Grand jury to investigate, 771.2(4)
- Injunction to restrain, 319.9
- Lights, removal from primary roads, 307.5(11)
- Nuisance, 319.8, 319.10
- Poles, notice, removal, 319.1–319.3
- Removal required, 319.1, 319.7
- Telephone and telegraph poles, notice, removal, 319.1–319.6
- Transmission lines, 319.1–319.6
- Willful obstruction, penalty, 716.7
- Wrecks to be cleared, 321.184

## Officers

- County engineer
  - Appointments, term, 309.17
  - Compensation, 309.18
  - Dragging, duty of engineer, 309.67
  - Duties, bond, 309.19–309.21
  - May be drainage engineer, 460.4
  - Surveys for conservation commission, 111.21
- Highway commission, 307.1–307.9
- Interest in contracts forbidden, 314.2, 741.11
- Patrolmen, maintenance, *see subhead Maintenance Patrolmen above*
- Patrolmen, safety patrol, 80.1–80.25
- Supervisors, *see subhead below*
- Weed commissioner, 317.1–317.24

Overhead crossings, ch 387, *see VIADUCTS AND UNDERPASSES*

- Park roads improved and maintained by commission, 307.5
- Parks, roadside, authority to establish, 313.2
- Parks, roads to, condemned, 111.8–111.10
- Patent rights, counsel appointed to protect, 7.5, 307.5

## Patrolmen

- Maintenance, *see subhead above*
- Safety patrol, 80.1–80.25

- Paving districts, city assessment, 391.41
- Payment before work completed, 573.27
- Pedestrians, to walk on left side, 321.326
- Pipes and pipelines, 490.3, 490.5, 490.20, 490.25
- Plats and field notes filed, 306.15

## Poles and wires on highway

- Bridges, use granted, 314.11, 383.3
- Electric lines, 319.5, 489.1, 489.26, 489.30
- Interurban railways, 484.4–484.9
- Mains, 320.4–320.8, 397.37
- Pole removal, 319.1–319.6
- Telegraph and telephone, 319.5, 488.1–488.3

## Primary roads

- Alteration of primary system, 306.4, 306.15, 313.2
- Annual program published, 307.5(13)
- Arterial highway as through highway, 321.1(53)
- Assessment for drainage, 455.50
- Auditor of highway commission, bond, 313.20

## Bids

- Advertisement for bids, 313.10
- City street paving, 313.22
- Divulging contents prohibited, 72.3
- Rejection, right reserved, 314.1

Bonds, *see subhead Bonds above*

**HIGHWAYS—Continued**

## Primary roads—Continued

Bridges and culverts, *see BRIDGES AND CULVERTS, subhead Primary Road Bridge System*

- Bridges, Mississippi, purchase, 313.66
- Changes in primary system, 313.2
- Cities and towns, marking routes authorized, 313.43–313.45
- City and town extensions, 391.71–391.74

## Claims

- Adjudication, priority, 573.18
- Approval, 314.3, 314.4
- Audited by commission auditor, 313.20
- Contingent claims, audit, 313.19
- Effect of filing, on contract, 573.25
- Itemized and sworn to, 314.3
- Material and labor, filing, 573.7–573.11
- Payment, 313.14, 314.3, 314.4
- Payment before completion, 573.27

Closed, 306.4–306.11, 306.20

Contingent fund, 313.17–313.19

## Contracts

- Appeals on public contracts, 23.1, 23.11
- Award, form of contract, 314.1
- Bid contents divulged, penalty, 72.3, 72.4
- Bids, advertisement, 313.10
- Bonds required, 314.1, 573.2–573.6
- City street paving, 313.22
- Contracts invalid, officials interested, 314.2
- Payment, general provisions, 573.12–573.15
- Qualifications of bidder considered, 314.1
- Unauthorized expenditures prohibited, 72.1

Control by highway commission, 306.3

Controlled access highways, 306A.1–306A.9

Co-operation of federal and state, 313.1

Corporate line highways, 314.6

Defined, 306.2(1), 313.2

Designated as through highways, 321.350

Diagonal highways, when prohibited, 313.8

Differentiated from secondary roads, 312.2

Drainage, assessments for, 455.50

Establishment, alteration, and vacation, 306.4–306.20

Expenditures supervised, 313.12

Extensions in cities and towns, 391.71–391.74

Federal aid, 307.6, 307.7, 313.1

## Funds

- Accounts and records, 313.6, 313.7
- Advanced for city, reimbursement, 313.23
- Appropriation to city, 313.21, 313.27, 391.71–391.74
- City extensions, 313.36, 391.71–391.74
- Commission expense, unexpended, revert, 313.5
- Contents, funds available, 313.3
- Contingent fund, 313.17–313.19
- Definition, creation, 313.3
- Disbursement, use, 313.4
- Drainage projects, use for, 455.118, 460.8
- Farm-to-market expense advanced, 310.28, 310.31
- Gasoline tax disposition, 324.78
- Motor vehicle fees, 321.145, 321.146
- Motor vehicle fuel tax proceeds, 324.78

**HIGHWAYS—Continued**

## Primary roads—Continued

## Funds—Continued

- Purpose and use of fund, 307.9, 313.4, 455.50
- Reimbursement by city or town, 313.23
- Road use tax allocation, 312.2
- Sources of primary road fund, 312.2, 313.3, 313.5
- Unexpended balances, revert to fund, 313.5
- Use and purposes of fund, 313.4
- Use in cities, 391.71–391.74
- Use, specific purposes, 313.4
- Weight, size and load enforcement, 321.480

## Grading and bridging projects, preference, 313.8

## Highway commission

- Accounts and records required, 313.6
- Administrative expense, budget, appropriations, 313.5
- Annual program published, 307.5(13)
- Auditor of commission, duties, 313.20
- Bids, contracts awarded, 313.10, 314.1
- Biennial appropriation, 313.5
- Bridges, viaducts, authority, 313.27
- Budget submission, 313.5
- Changes by commission authorized, 313.2
- Cities and towns, 313.21–313.24, 314.6
- City or town extension, approval, 391.71–391.74
- City route standardized, 313.43–313.45
- Claims, vouchers, payment, 313.14, 314.3
- Contingent fund, audit, use, 313.17–313.19
- Contractor's bond required, 314.1
- Control vested in, 306.3
- Engineer's bonds required, 313.13
- Federal aid, co-operation, 313.1, 313.3
- Inspection and supervision of work, 313.12
- Interest in contracts prohibited, 314.2
- Long range program, 307.5(13)
- Maintenance by commission, cost, 313.36
- Monthly estimate required, 321.148
- Paving streets, costs advanced, reimbursement, 313.22, 313.23
- Provisions generally, chs 306, 313
- Road equipment, power to purchase, 313.37
- Route marks for cities standardized, 313.43–313.45
- Street paving agreements, 313.22, 313.23
- Supervision of contracts and funds, 313.8
- Surveys and plans provided, 313.9
- Vacation of primary roads, 313.22, 313.23

## Improvements

- General provisions*, 313.8–313.37
- Authority to proceed, 313.8
- Bids, advertisement, 313.10
- Boundary river bridges, gift, 313.51–313.65
- Bridges on city extensions, 313.27
- Cities and towns, in, 313.21–313.27
- City paving cost advanced, reimbursed, 313.22, 313.23
- City street paving, agreements, 313.22
- Construction by day labor, 314.1
- Contracts awarded, bonds, 314.1
- Corporate line highway, 314.6
- Engineers in charge, bonds, 313.13
- Equalizing work throughout state, 313.8
- Federal co-operation, 313.1
- Preferences in improvement project, 313.8

**HIGHWAYS—Continued**

## Primary roads—Continued

## Improvements—Continued

- Road equipment, authorized, 313.37
- Supervision and inspection, 313.12
- Surveys, plans, specifications, 313.9
- Work from available funds, 313.8
- Interest of officials prohibited, 314.2
- Jurisdiction vested in highway commission, 306.3
- "Laned highways", defined, 321.1(52)
- Long range program, 307.5(13)
- Machinery purchased or donated, 307.6, 313.37
- Maintenance, 313.36
- Market roads included, 313.2
- Materials for improving
  - Eminent domain, 471.1–471.19
  - Freight rate reduction permitted, 479.31
  - Gravel beds, condemnation, use, 309.63–309.66
  - Misuse, penalty, 309.66
- Municipalities, marking roads authorized, 313.43–313.45
- Obstructions removed, *see subhead Obstructions on Highways above*
- Partial payments, 314.6
- Patent suits, defended, 7.5, 307.5(6)
- Paving, limitation on amount, 313.8
- Paving of city streets, reimbursement, 313.22, 313.23
- Poles and wires, *see subhead Poles and Wires on Highway above*
- Railroad crossings, *see subhead Crossings above*
- Road equipment, purchase authorized, 313.37
- Road included in primary system, 313.2
- "Road systems" defined, 313.2
- Secondary roads excluded, 313.2
- Sewer lines laid by city, 393.11
- Speed regulation, 321.285(5)
- Telephone and transmission lines, 319.5, 488.1–488.3
- "Through highways" defined, 321.350
- Vacation of primary roads, 306.4–306.11, 306.20
- Weeds, noxious, duty to destroy, 317.9
- Private roads, condemnation, 471.4
- Prospecting for gravel, 314.9
- Public travel, noninterference, damages, 320.6
- Railroad crossings, *see subhead Crossings above*
- Railway use of highways, regulation, 484.4–484.9
- Relief labor, when required, 251.5, 252.27
- Relocation of roads, ch 306
- Right of way
  - Adverse use, 564.3–564.8
  - Cost paid, 306.20
  - Defined in motor vehicle law, 321.1(66)
  - Fund, primary, to acquire, 313.4
  - Private owner, acquisition, 471.4(4)
  - Sale of, conditions, 306.16–306.19
  - Telegraph and telephone lines, 488.1
  - Transmission lines, right to cross, 489.29
- Road districts, budget law, local, not applicable, 24.2
- Road, equivalent to highway, 4.1(5)
- Road for access to land, 471.4(4)
- Road machinery
  - Considered in accepting contract bid, 314.1
  - Donation by federal government, 307.6

**HIGHWAYS—Continued**

- Road machinery—Continued
  - Highway commission's authority, 313.37
  - Traveling on highway regulated, 321.467
- Roads, construed to include, 4.1(5)
- Roads, damage action for defects, notice, limitation, 614.1(1)
- Roadside parks, 313.2
- Roads in cities, 389.13, 389.14
- Road use tax fund, 312.1
- "Roadway" defined, 321.1(47)
- Roadway to land without way thereto
  - Right to condemn, 471.4(4)
- Road workers, exempt from traffic laws, 321.233
- Safety patrol, 80.4, 80.5
- Sale of unused right of way, 306.16–306.19
- Secondary roads
  - Advance payment for labor, 309.61
  - Advice by commission to supervisors, 309.16
  - Altered, 306.4, 306.15, 306.21–306.31
  - Anticipatory certificates
    - Construction, 309.46, 309.49
  - Construction indebtedness
    - Authority, advice of commission, 309.46
    - Form, numbering, execution, 309.48–309.50
    - Funds anticipated, 309.46–309.55
    - Interest rate, limitation, 309.47(4)
    - Interest terminated, 309.55
    - Registration of holders, 309.53, 309.54
    - Resolution, recitals, 309.47, 309.48
    - Sale, use of proceeds, 309.52
    - Tax exempt, 427.1(5)
  - Improvement indebtedness
    - Anticipating revenues, 311.23, 311.28–311.31
    - Tax exempt, 312.4, 427.1(5)
- Apportionment of benefits, 311.8–311.10
- Arterial as through highway, 321.1(53)
- Assessments
  - Accounts, separate, 311.27
  - Amount, 311.3
  - Anticipatory certificates, 311.23, 311.28–311.31
  - Appeals to court, 311.24, 311.25
  - Basis of assessment, 311.20
  - Certification to treasurer, 311.26
  - Contracts, bids, approval, 311.21
  - County line roads, 311.4
  - Delinquent assessments, 311.8
- Districts
  - City costs, 391.41
  - Established, 311.1
  - Hearings, 311.11–311.16
  - Petitions, 311.6
  - Plat by engineer, 311.8
  - Private funds, alternative, 311.7
  - Separate units, 311.27
  - Width, 311.2
- Drainage, public highways, 455.50
- Due date of levy, 311.16–311.19
- Engineer reports to auditor, 311.8
- Errors and omissions, 311.13, 311.20
- Estimate and apportionment, 311.8, 311.10, 311.13, 311.20
- Extension in city or town, 311.5, 391.41
- Grading and drainage, 311.22

**HIGHWAYS—Continued**

- Secondary roads—Continued
- Assessments—Continued
- Hearings
  - Adjournment, 311.15
  - Appearance, 311.14
  - Final and order, 311.16
  - Notice, 311.11–311.13
- Installments, waiver, 311.17
- Interest rate, 311.16
- Lien, 311.26
- Notice, content, 311.11
- Notice, publication, 311.12
- Optional method, 311.7
- Payments for construction, 311.23
- Plans and specifications, 311.21
- Preparation for surfacing, 311.22
- Previous assessments valid, 311.31
- Public property assessed, 311.9
- Transcript on appeal, 311.25
- Bids, 309.39–309.43, 311.5
- Billboards thereon forbidden, 319.10–319.13
- Bills itemized and certified, 314.3
- Bonds, *see subhead Bonds above*
- Bridges and culverts, 309.3–309.16
- Budget, 309.93–309.97
- Certificates of indebtedness, *see Anticipatory Certificates, above under this subhead*
- Claims for labor and material, 573.1–573.27
- Classified, sub-classifications, 306.1
- Closed, 306.4–306.11, 306.20
- Construction and maintenance
  - Duty of supervisors and state, 309.16
- Construction program
  - Adoption required, 309.22–309.25
  - Benefits to be considered, 309.25
  - Bills for work to be itemized, 314.3
  - Budget requirement, 309.95, 309.96
  - Commission approval of contracts, 309.42
  - Drainage flow protected, 314.7
  - Engineer's report on proposed program, 309.27–309.30
  - Factors considered, 309.25
  - Ingress or egress to property protected, 314.7
  - Plan, unified, required, 309.24
  - Recording by auditor required, 309.34
  - Scope of program, 309.24
  - Surveys required, 309.35–309.38
  - Trees, protected, 314.7
  - Witness corners protected, 314.8
- Contracts
  - Advertising and letting, 309.39–309.41, 314.1
  - Approval, when necessary, 309.42, 311.21
  - Bidders qualifications, 314.1
  - Bids, 309.39–309.43
  - Bonds required, 573.2–573.6
  - Duties re public contracts, 72.1–72.4
  - Interest of officials barred, 314.2
  - Partial payments, 310.18, 312.3, 573.12
  - Public contracts, 23.1–23.16
  - Public improvements, 573.1–573.27
  - Specifications, standard, 309.39
- Control vested in board of supervisors, 306.3
- Corners, government, preserved, 314.8
- County engineer, *see subhead Officers above*

**HIGHWAYS—Continued**

## Secondary roads—Continued

County line roads, 309.68–309.71, 309.77, 309.78, 309.84, 311.4

County trunk roads, classification abolished, 309.11

Culverts, *see BRIDGES AND CULVERTS, subhead Secondary Road Bridge System*

Definition, 306.2(3), 310.1, 311.1

Designation of roads included, 309.2

Dragging, duty of supervisors and engineer, 309.67

Drainage, assessment for, 455.50

Draining of roads, 311.22, 314.7

Establishment, alteration, and vacation

## By motion

Authority of supervisors, 306.21

Change for safety or economy, 306.21

Damages fixed, appeal, 306.26–306.31

Hearings held, 306.26–306.28

Notice, service, 306.23, 306.24

Report, survey, appraisal, 306.22, 306.25

Streams or dry runs, changes, 306.21

Tender of damages before appeal, 306.31

## By petition

*General provisions*, 306.4–306.31

Telephone and telegraph lines, 488.2

Width, 306.21

## Farm-to-market roads

*General provisions*, 310.1–310.36

Classified as secondary road, 306.1

Defined, 306.2(4)

## Funds

Anticipation of funds, 309.46–309.55

Engineer's compensation paid from, 309.18

Federal aid, secondary road fund, 310.1

Research fund, 310.34

Road use tax, 310.1(3), 422.62

Road use tax allocation, 312.2

Secondary road fund, 309.8, 309.9, 309.12

Transfer to other funds not allowed, 24.22

## Use specified

Drainage projects, 455.118, 460.8

Farm-to-market roads, 310.3, 310.7, 310.29

Gravel, obtaining, 309.63

Stop signs, 321.346, 321.352

Government corners, preserved, 314.8

Grading and draining, 311.22

Gravel beds, condemnation, use, 309.63–309.66, 314.9

Gravel pits acquired, 309.63–309.66

## Highway commission's duties

Adjoining counties, road problems, 309.68–309.71

Advice to supervisors, 309.16

Anticipatory certificates, advice, 309.46

## Assessment districts

Hearings on apportionment, 311.11

Notice of boundary change, 311.12

Order of establishment filed, 311.4

Specifications standardized, 311.5

Assistance in work given, 309.16

Bridge and culvert contracts, 309.79–309.82

Bridges and culverts, city boundaries. 309.73

**HIGHWAYS—Continued**

## Secondary roads—Continued

## Highway commission's duties—Continued

Construction program approved, 309.22–309.56

Forms for construction bidding, 314.1

Intercounty highways, 309.68–309.71

Interstate roads, 314.10

Railroad crossings, specifications, 309.79

Research report, 310.36

Survey and report, approval, 309.56

## Improvements

Alternative proposals permitted, 311.7

Assessment districts, ch 311

Bids advertised, 311.21

Bonds, *see subhead Bonds above*

Engineer to report, 311.8

Hearing, notice, 311.11

Joint county project, procedure, 311.4

Limitation on expense, 309.63

Payment for county road, 311.23

Petition for assessment districts, 311.6

Private funds, 311.7

Special assessments, 311.3

Survey and reports, 311.8

## Intercounty, county line roads

Bridges, 309.68, 309.77, 309.78, 309.84

Construction, 309.68–309.71

## Interstate roads

Bridges across, 309.77, 309.78, 309.85–309.89, 314.11

Maintenance, 314.10

Jurisdiction vested in board of supervisors, 306.3

Labor furnished, advance on payroll, 309.61

Levee roads, establishment, 455.117

Levy by supervisors, 309.7

Local county roads, classification abolished, 309.11

Local secondary roads, 306.1, 306.2(5)

Machinery and materials, 307.6, 314.1

## Maintenance

Specific duties of supervisors and engineer, 309.67

Obstructions removed, *see subhead Obstructions on Highways above*

Oiling and other surfacing, 311.1

Patent suits defended, 7.5, 307.5(6)

Payment, partial, for work, 314.4, 573.27

Payrolls, advance on, 309.61

Poles and wires on highways, *see subhead above*

Primary roads excluded, 313.2

Repair, supervisors' duties, 309.67

Research, 310.34–310.36

Reversion, primary roads, 313.2

"Secondary road system" defined, 306.2(3), 313.2

Sewer lines laid by city, 393.11

Signs, costs, 321.352

Speed regulations, 321.285(7)

Street improvement, 309.45, 311.5, 420.41

Streets as extension of, 311.2

Subdivisions, rural, road plan approved, filed, 306.15

## Supervisors, county, duties

Assessment districts, procedure, 311.1–311.31

Assessment of benefits, 311.10

**HIGHWAYS—Continued**

## Secondary roads—Continued

## Supervisors, county, duties—Continued

- Extensions in city or town, 311.5
- Gravel bed condemnation, 314.9
- Hearing on assessments, 311.11–311.16
- Improving and financing, 309.3–309.91, 314.2
- Jurisdiction granted, 306.3
- Levy of assessments, 311.16
- Optional improvement, bonds, 311.7
- Road assessment districts, ch 311

## Survey for gravel beds, 314.9

## Tax levy, 309.7

## Township trustees consulted, 309.10

## Transmission lines, 489.20, 489.26, 489.30

## Vacated and closed, 306.4–306.11, 306.20

## Weeds, noxious, duty to destroy, 317.9

## Weeds, road clearing fund, 317.19

## Witness corners, established, 314.8

## Sewer lines laid by city, 393.11

## Sidewalks on highways, 320.4(3)–320.8

## Sidewalks out of city, 320.1–320.3

## Signboards, advertising, prohibited, 319.10–319.13

## Signs, highway commission, 321.253

## Signs prohibited, 319.10–319.13

## Signs with lights, removal, 307.5(10, 11)

## Soliciting rides, standing in roadway, 321.331

## Speed regulations, 321.285

## State institutional roads

## City and town assessment, 391A.21

## Control, 306.3

## Definition, 306.2(2)

## Funds, 313.4

## Highway commission to improve and maintain, 307.5(12)

## Improvement, county or city, 307.10

## Jurisdiction, 306.3

## State line highways, maintenance, 314.10

## State park roads

## City and town assessments, 391A.21

## Condemnation authorized, 111.7–111.10

## Construction, improvement, maintenance, 307.5(12)

## Control, 306.3

## Defined, 306.2(2)

## Funds, 313.4

## Highway commission to improve and maintain, 307.5(12)

## Improvement by city or county, 307.10

## Jurisdiction, 306.3

## Purchase of land authorized, 111.7–111.10

## Stop signs at through highways, 321.345

## Subdivisions, rural, road plan filed and approved, 306.15

## Supervisors, county

## Advancement on labor payrolls, 309.61

## Advice from highway commission, 309.16

## Anticipation of funds, 309.46–309.55, 311.28

## Appraisers appointed, 306.22

## Assistance from highway commission, 314.10

## Bills for road work, certified, allowed, 314.3

## Bonds required of contractors, 309.58, 314.1

## Cattleways, permission to construct, 320.4

## Construction program, 309.42, 309.43, 314.7

## County trunk, program adopted, 314.5

**HIGHWAYS—Continued**

## Supervisors, county—Continued

## Dragging roads, duty to maintain, 309.67

## Drainage districts, 460.1–460.13

## Dry runs, supervisors' power to change, 306.48–306.61

## Intercounty roads, duties, 309.68–309.71

## Jurisdiction, secondary roads, 306.3

## Liability on bond for violation, 314.3

## Obstructions removed, 319.1–319.13

## Patent infringement suits, state to assist, 307.5

## Secondary road budget, 309.93–309.97

## Secondary road levy, 309.7

## Sidewalk to school outside city, 320.1–320.3

## Streams changed to aid roads, 306.21–306.31

## Subdivisions, rural, road plan approved, 306.15

## Survey of road projects approved, 309.56

## Tax levy for secondary roads, 311.10–311.26

## Township trustees consulted, 309.10

## Use of highway grant, enforcement, 320.8

## Use restricted by resolution, 321.471–321.473

## Violations, road bills, penalty, 314.3

## Water and gas mains, use of highway, 320.4–320.8, 397.37

## Watercourses changed to aid roads, 306.21–306.31

## Widening secondary roads, authority, 306.21–306.31

## Taxes

## Account of county treasurer, 334.8

## Assessment, special, 311.8–311.26

## Constitutional limitation, Const., Iowa, III, 30

## Exemption, real estate used as road, 427.2

## Public road lands exempt, 427.2

## Tax exemption of land occupied as road, 427.2

## "Through highways" defined, 321.1(53), 321.350

## Transmission lines, 319.2–319.7, 489.20, 489.26, 489.30

## Trees

## Cost of cutting assessed against owner, 318.2

## Destruction by supervisors, 318.2–318.4

## Protected from destruction, 314.7, 318.5

## Sale of wood cut, 318.4

## Trimming along highway required, 318.1

## Trespassing animals, 188.2, 188.6, 188.7

## Undergrowth brush cut on roads, 317.19

Underpasses, *see VIADUCTS AND UNDERPASSES*

## Use tax fund, 312.1

## Utilities relocated, cost, 306A.10–306A.13

## Utility mains, conditions, 320.4–320.8

## Vacation of roads

*General provisions*, 306.4–306.11, 306.20

## Laws, special or local, forbidden, Const., Iowa, III, 30

Viaducts and underpasses, *see VIADUCTS AND UNDERPASSES*

## Violations

## Bond regulation violated, 75.7

## Burning roads causing damage, penalty, 707.7

## Contracts, requirements, violations, 72.3, 72.4, 314.2, 741.11

## Danger signals or barriers, removal, 714.19

## Engineers survey violations, 314.8

## Grant for use, 320.5–320.8

## Gravel, unlawful disposal, 309.66



**HIGHWAYS—Continued**

## Violations—Continued

- Injuring signs, milestones, 714.18
- Injury to roads, 716.6, 716.7
- Injury to viaducts with explosives, 697.3
- Law of the road, 321.297 et seq.
- Obstructing road, 657.2, 657.3
- Obstructions in highway, *see subhead Obstructions on Highways above*
- Removal of safeguard or danger signal, 714.19
- Water mains outside cities and towns, 320.4–320.8
- Water mains to military reservations, 397.37
- Water-power plants, use, 470.2
- Weeds destroyed, 317.4, 317.11, 317.18, 317.19
- Weeds, noxious, duty to destroy, 317.9, 317.11
- Weeds, supervisor's order to landowners, 317.18
- Windbreaks regulated, 318.1
- Witness corners preserved, 314.8

**HISTORY AND ARCHIVES DEPARTMENT***General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Annotations and tables to code, copies, 16.25(3)
- Board of trustees, 303.3, 303.4
- City and town libraries not affected by state library law, 303.2
- Code, session laws, exchange copies, 16.24(3)
- Control by board of trustees, 303.2

## Curator

- Appointment by board of trustees, 303.3(2)
- Archaeological collection, 303.6(4)
- Archives, custody of curator, 303.9–303.12
- “Archives” defined, 303.9
- Archives, Mitchell's Cavalry records, 34.3
- Art works preserved, 303.6(7)
- Assistants appointed by board, 303.3(5)
- Bond required, amount, 64.6(21)
- Certified copies of archives, fee, 303.12
- Collections displayed, 303.6(2–4)
- Custodian of historical building, 303.6
- Documents to be destroyed, requirements, 303.11
- Duties of curator, 303.6
- Ethnological collection, 303.6(4)
- Fees for copy of archives, 303.12
- Gifts accepted, approval required, 303.7
- Gifts reported to board, 303.6(5), 303.7
- Head of history and archives department, 303.3(2), 303.6
- Historical building space assigned, 303.3(7)
- Indian historical matter collected, 303.6(2)
- Inspection of archives by public, 303.6(1)
- Inventory and index of property, 303.6(5)
- Investments authorized, 303.8
- Member and chairman, Revolutionary War memorial commission, 36.2
- Merit to govern choice, 303.3(2)
- Military mementoes collected, 303.6(3)
- Monuments in Des Moines preserved, 303.6(7)
- Newspapers preserved, 303.6(6)
- Pioneer material assembled, 303.6(3)
- Public records deposited with curator, 303.9
- Qualifications required of curator, 303.3(2)
- Records of state officers to curator, 303.10
- Records, Revolutionary War memorial commission, filed and published, 36.7
- Removal for cause by trustees, 303.3(2)

**HISTORY AND ARCHIVES—Continued**

## Curator—Continued

- Removal of archives, requirements, 303.11
- Report made biennially to governor, 17.1–17.3
- Report semiannually to board, 303.6(5, 8), 303.7
- Revolutionary War memorial commission, chairman, 36.1–36.9
- Subpoena for archives honored, 303.11
- Supplies furnished, 19.4, 19.19, 19.25
- Term of office, 303.3(2)
- Funds granted by public or private agency, 303.4
- Library commission, report, biennial, requirements, 17.1–17.3
- Photographic copies of archives authorized, 303.12
- Supplies furnished, 19.4, 19.19, 19.25
- Vital statistics, birth, death, and marriage certificates deposited, 144.8(6)

**HISTORICAL SOCIETY (IOWA CITY)***General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Annotations and tables to code, copy, 16.25(4)
- Board of curators, 304.2–304.6
- Code, session laws, exchange copies, 16.24(4)
- Court reports and state documents received, 304.7
- Curators, board of, report, biennial, requirements, 17.1–17.3

## Library

- Code, annotations, and session laws received, 16.24, 16.25
- District court term pamphlets received, 604.20
- Supreme court reports, free copies, 16.28(12)
- Membership in society, 304.3
- Objects and purposes, 304.1
- Report made biennially to governor, 17.3, 304.6

**HIT-AND-RUN DRIVERS**

- Motor vehicle accidents, 321.261–321.274

**HITCHHIKERS**

- Restrictions, 321.326, 321.331

**HOGS**

- Brands and marks record, ch 187
- Cholera serum, 166.1–166.39
- City power to restrain, 368.7(5)
- Dead animals fed to, when, 167.18
- Dwellings, keeping in prohibited, 413.73
- Exemption from taxation, 427.1(13)
- Feed, commercial, regulated, 198.1–198.14
- Fence, hog-tight along railroads, 478.5–478.7
- Garbage fed to, 163.15, 163.26–163.29
- Imported into state, 163.30
- Shipment, regulation, 479.75–479.88
- Slaughterhouses, restrictions, 170.20(6)
- Swine producers association, 183.1–183.5
- Tax exemption, under nine months, 427.1(13)

**HOGSHEAD**

- Standard content, 210.5

**HOISTING ENGINEERS**

- Examination and certification, 82.4, 82.5, 82.73
- General requirements, duties, 82.67–82.69
- Temporary, 82.72

**HOISTWAYS**

See *ELEVATORS*

**HOLDING COMPANIES**

Definition, 495.2

Foreign public utility, 495.1-495.6

**HOLDING OVER**

Elective officer, 63.7, 63.8, 69.1

Lame duck rule abrogated, Const., U. S. Amend. 20, 1 and 2

Officer filling vacancy, Const., Iowa, XI, 6

Officer to hold over until successor elected and qualified, 69.1

Penalty for suspension, 67.6

**HOLIDAYS**

Appearance in court not required, 617.8

Bird day, 279.39

Columbus day, 31.6

Computing time under rules of civil procedure, holidays named, R.C.P. 366

Enumerated, 4.1(23)

Independence Sunday, 31.5

Liquor sales prohibited, 123.25

Memorial day desecrated, penalty, 730.1, 730.2

Monday following a holiday on Sunday, 541.85

Mothers' day, 31.4

Negotiable paper, effect, 541.85, 541.86, 541.195, 541.198, 541.202

Saturday, instruments, 541.86

Special observance days, 31.1-31.6, 279.39

**Sunday**

Appearance in court not required, 617.8

Attachment on Sunday, 639.5

Beer not to be sold, 124.20, 124.34, 124.35

Boats or rafts, seizure warrant issued, 667.3

Courts, judicial business allowed, 605.18

Execution allowed, affidavit, 626.6

Historical building kept open, 303.6

Independence Sunday, 31.5

Judicial acts permitted on Sunday, 605.18

Liquor not to be sold on Sunday, 123.25

Negotiable instruments, 541.85, 541.86, 541.195, 541.198

Original notices, how served, R.C.P. 57

Replevin on Sunday, 643.3

Rules of civil procedure, computing time under, R.C.P. 366

Time computed, notice to estray owner, 188.11

Time computed when Sunday is last day, 4.1 (23), 541.86, 541.195, R.C.P. 366

Time computed, last day a holiday, 4.1(23)

Time of maturity, 541.86, R.C.P. 366

Veterans' day, 31.7

Youth honor day, 31.8

**HOME ECONOMICS**

Advancement by farm bureau, 176.1

Expositions held by schools, 279.36

Extension work at Ames, 266.5

Short courses, farmers institutes, 175.6

State school superintendent's duties, 257.4(5)

Vocational training, 258.4

**HOMEOPATHIC HOSPITAL**

Located at state university, 263.4

**HOME OWNERS LOAN CORPORATION**

Bonds, investment by insurance companies, 511.8

Investments in securities authorized, 512.48(1), 515.35(1), 682.23(11)

Securities, bank investments, 526.25(2)

**HOMESTEADS**

Absentee's rights in, when barred, 634.11

After-acquired interest on relinquishment, 557.4

Agricultural land school tax credit, 426.1-426.10

Appraisal separately in estate, 636.33

Appurtenances to buildings, 561.3

Book for recording, form, 561.4

**Boundaries**

Change in value or circumstances, 561.10

Change of metes and bounds permitted, 561.7

**Establishment**

Court determination, 561.6, 561.9

Officer having execution, 561.5

Owner to plat and record, 561.4

Recording of plat required, 561.4-561.10

Referee, 561.8, 561.9

Changes in selected homestead, 561.7-561.10

Children's rights protected, 561.7, 561.15, 561.19

Contiguous lots or tracts, 561.1

**Conveyance**

Insane spouse, interest, 597.6

Spouse after abandonment, 597.10

Spouse must join, effect, 557.4, 561.13

Spouse relinquishment, relieves granting clause joinder, 561.13

Definition, 425.11, 561.1

Descent, 561.18

Devise in lieu of homestead presumed, 633.2

Devise subject to rights of spouse, 561.14, 633.1

Distributive share includes homestead, 636.7

Divorce, continued occupancy, 561.16

Dower to embrace homestead, 636.7

Dwelling and appurtenances, extent, 561.3

Elections of spouse, 561.11, 561.12, 636.22-636.30

Embraced in homestead, 561.1-561.3

Encumbrance by guardian, 673.1-673.5

Encumbrance, spouse must join, 561.13

Execution sales, homestead selection, 588.2

**Exemptions**

Insane support liability, 230.28

**Legal process exemptions**

Court to mark off homestead, 561.6, 561.9

Debts for which homestead liable, 561.21

Divorce, result, 561.16

"Family" defined, 561.17

Family entitled to hold exempt, 561.16

Guardian's sale or mortgage, 670.16, 673.1

Improvements on homestead, 561.21

Insane support, exempt to family, 230.28

Issue of parents hold exemptions, 561.19

Judgment lien for liquor case costs, 126.15

Judicial sale, 561.16-561.20

Mortgage by fiduciary waives exemption, 635.43

New, bought with estate money, 636.17

New homestead exempt, 561.20

Pension money, bought with, 627.9

**HOMESTEADS—Continued**

## Exemptions—Continued

## Legal process exemptions—Continued

- Referee to determine homestead, 561.8, 561.9
- Sale or mortgage for ward's support, 670.16
- Waiver by minor or incompetent, mortgage, 635.43

School credit denied on homestead credit lands, 426.3

## Tax credit

- Action to collect authorized, 425.7(3)
  - Affidavit with application, 425.2, 425.8
  - Allowance certified and reported, 425.4
  - Allowance or disallowance, notice, 425.3
  - Amount of exemption, 425.1
  - Appeals, 425.7, 425.9, 425.10
  - Application, affidavit, 425.2
  - "Assessed valuation" defined, 425.11(3)
  - Certification of allowance, 425.4
  - Corrections made, 425.5, 425.9, 425.10
  - Credits in excess of tax, 425.9
  - Deeds, leases, must be filed, 427.1(9)
  - Definition, homestead tax credit act, 425.11
  - Discharge papers recorded, veterans, 427.5
  - Erroneous decision, effect, 425.9, 425.10
  - Failure to file as waiver, 425.6
  - False affidavits, penalty, 425.14
  - Filing claim for credit, 425.2
  - Forms and rules prescribed, 425.8
  - Fraud conspiracy, penalty, 425.13
  - Funds apportioned, 425.1
  - Funds in excess of need, appeal, 425.9
  - "Homestead" defined, 425.11
  - Indian land, Tama reservation, 425.12
  - Inheritance or devise, 425.11(2)
  - Listing corrected, 425.5
  - Military, claim filed by family, 425.2
  - Millage credit estimated, credited, 425.1
  - Multiple housing, 499A.14–499A.17
  - "Owners" defined, 425.11(2)
  - Purchaser under contract, rights, 425.11(2)
  - Qualifying for credit, 425.2
  - Ratio and method of distribution, 425.1
  - Records corrected to show credit, 425.5
  - Refund of taxes paid, 425.9
  - Relatives occupying homestead, 425.11(2)
  - Reversal of allowed claim, effect, 425.10
  - Servicemen, occupancy, 425.11
  - Servicemen, relative may file claim, 425.2
  - Surviving spouse, occupant, 425.11(2)
  - Tax receipt to show credit, 425.1(4)
  - Time for filing, 425.2
  - Verification by supervisors, 425.3
  - Veterans, procedure, 391.47, 425.2, 425.11, 427.1–427.7
  - Violations, penalties, 425.13, 425.14, 427.7
  - Waiver by failure to claim, 425.6
- Extent and value limited, 561.1–561.3, 561.10
- Guardian's sale or mortgage, 670.16, 673.1
- House included in homestead, 561.1–561.4
- Husband and wife must concur in changes, 561.7
- Improvements, liability for, 561.21(3)
- Insane, liability for support, 230.28
- Insane support, lien unenforceable, when, 230.28
- Insanity, conveyance through court, 597.6
- Lien for old-age assistance, 249.19
- Life possession in lieu of dower, 561.12
- Mechanic's lien, liability for, 561.21(3)

**HOMESTEADS—Continued**

- New homestead exempt, 561.20, 636.17
  - Occupancy by surviving spouse, 561.11–561.14
  - Old-age assistance lien on homestead, 249.19
  - Pension money purchased homestead, exempt, 627.9
  - Platting of homestead, 561.4–561.10
  - Poor support, when homestead liable, 252.14
  - Railroad lands, Dubuque & Pacific, exception, 10.12
  - Referees to determine exemptions, 561.8–561.10
  - Refinancing lien by executor, 635.42–635.47
  - Removal of spouse or children, 561.15
- Sale
- Old-age assistance or benefits lien
    - Foreclosure or sale of property, 249.19–249.22
    - Prohibited during spouse occupancy, 249.19
    - When allowed, 561.21, 670.16, 673.1–673.5
    - Widow and minors occupancy prevents, 230.28
  - Selection, platting, recording, 561.4–561.10
  - Separate appraisal in estates, 636.33

## Spouse, surviving

- Devise subject to survivor's rights, 561.14
  - Distributive share included, 636.7
  - Divorced spouse, homestead right continues, 561.16
  - Exemptions, 425.11(2), 561.19, 561.20
  - Failure to elect, homestead occupancy waived, 636.28
  - Life possession in lieu of dower, 561.12
  - Mentally incapable spouse, court election, 636.29
  - New homestead exempt, 561.20
  - Nonexempt as to old-age assistance, 249.19
  - Occupancy, 230.28, 249.19, 561.11, 561.15, 636.28
  - Possession and occupancy by spouse, 561.11
  - Referees to determine exemptions, 561.8, 561.9
  - Removal of spouse or children without consent forbidden, 561.15
  - Tax credit, 425.11(2)
  - Will, not to affect homestead right, 633.1
- Tax exemptions, *see subhead Exemptions above*
- Wills, right of disposition, 561.14, 633.1, 633.2

**HOMICIDE**

Criminal provisions, 690.1–690.11

**HONEY***See also BEES*

- Exposing infected honey, penalty, 160.14
- Exposition of products held annually, 186.2
- Sale by weight or measure, 210.9
- State apiarist to aid production, sale, 160.2
- Tax exemption, 427.1(13)

**HOP JOINTS**

City power to prohibit, punish, 368.7(9)

**HOPS**

- Diseased hop roots and plants, 733.1–733.3
- Packing boxes, standard size, 210.14
- Use in manufacture of beer, 124.2(10)

**HORSE AND MULE BREEDERS ASSOCIATION**

- Delegate to state fair convention, 173.2(10)
- Recognition of association, 182.1–182.4
- Reports and data published, 159.10(2)

**HORSE RACING AND SHOWS***General provisions*, 174.20–174.23**HORSES**

City power to restrain, 368.7(5)  
 Coal mine regulations, 82.18, 82.48, 82.91  
 Docking tails prohibited, 717.4 717.5  
 Dwellings, not permitted in, 413.19, 413.73  
 Estrays, 188.1–188.50  
 Exemption from taxation, 427.1(13)  
 Glanders, restrictions, 162.8, 163.2, 163.20  
 Harness exempt from execution, 627.6(18)  
 Harness, injuries to, 714.11  
 Horse and mule breeders association, 182.1–182.4  
 Horseback riders, roads, keep to right, 321.298

Horse racing  
   Changed name, entry under forbidden, 174.22  
   Class determined, 174.23  
   Frauds, penalty, 174.20–174.23  
   Pool selling, abatement, 99.1  
   Registering or taking bets, 726.6

Law of the road, 321.1, 321.234, 321.298  
 Marks and brands recorded, ch 187  
 Riding and driving in cities regulated, 389.40  
 Shipment, regulations, 479.75–479.88  
 Shows, docking tails prohibited, 717.4  
 Stables, child labor restricted in, 92.1  
 Stables, keeping horse with glanders, penalty, 163.20, 163.21  
 Stallions, lien for service, 580.1–580.9  
 Stallions, registration and service, 162.1–162.25  
 Teamsters, exempt from execution, 627.6(18)  
 Teamsters, tax exemption, 427.1(17)  
 Trespassing animals, 188.1–188.50

**HORTICULTURAL SOCIETY, STATE***General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting system requirements, 8.6(4), 11.5  
 Agricultural marketing board membership, 159.25  
 Annual audit by state auditor, 11.2  
 Book of agriculture, data published, 159.10  
 Delegate to state fair convention, 173.2(5)  
 Officers and directors chosen, 186.1–186.5

**HORTICULTURE**

Associations  
   Book of agriculture, data published, 159.10  
   Collective marketing authorized, 500.1–500.3  
   Co-operative associations, 497.1–499.60  
   Incorporation, 504.1, 504.2, 504.8  
   Reports and data published, 159.10

Corporations, 176.1–176.14, 504.1–504.25  
 Entomologist, state, 267.1–267.22  
 Incorporation to aid, county and federal, 176.1–176.14

Lands  
   Acreage limited, 504.2, 504.8  
   Exempt from city or town taxation, 398.1

Plant insects, pests and diseases, 267.1–267.22  
 Promotion by agriculture department, 159.2(1)

**HOSPITALS**

Ambulances are emergency vehicles, 321.1(26)  
 Approved, internship free, 148.3(3)  
 Births and deaths reported, 144.15, 144.22–144.24  
 Charitable institutions provisions, *see CHARITABLE INSTITUTIONS AND SOCIETIES*  
 Children's hospitals, handicapped children, 281.3

**HOSPITALS—Continued**

City hospitals  
   Authority, 368.27

Board of hospital trustees  
   Appropriation, limitation on city, 380.8  
   Compensation, expenses, 380.5  
   Consolidation of service, 348.1–348.5  
   Election of trustees, 380.1, 380.2  
   Management by trustees, 380.6  
   Organization, officers, 380.3  
   Terms of office, 380.1, 380.2  
   Treasurer of city as board treasurer, 380.4

Bond issue, 407.12–407.15  
 Certain second class cities, election, 380.9–380.11  
 Certificates of indebtedness, 380.10, 380.11  
 Consolidation with county hospitals, 348.1–348.5  
 County hospital, city jurisdiction, 347.20  
 Depreciation fund, 380.6  
 Detention hospitals, 139.11, 139.18, 139.19  
 Doctors, discrimination against forbidden, 380.6  
 Election to exceed debt limit, 407.5–407.10  
 Electric plant earnings, use, 380.9–380.11  
 Firemen and policemen, disabled, 410.18  
 Funds, 380.6, 404.10(6, 7), 407.9, 565.8, 565.15  
 Indebtedness authorized, 407.3(7)  
 Infirmaries, city's power to establish, 368.27  
 Jurisdiction of city outside city limits, 380.7  
 Land purchased or condemned, 407.3(7)  
 Liens of hospitals, 582.1–582.4  
 Maternity hospitals, prohibited location, 236.3  
 Memorial hall building used, 37.18  
 Nursing home, 380.13  
 Power plant earnings, use, 380.9, 380.11  
 Service contracts, 514.5  
 Tax levy for hospital funds, 407.9  
 Temporary isolation hospitals, 139.11  
 Transfer of hospital to county, 347.23, 380.12

Condemned liquor received, 751.31, 751.32  
 Construction, 135A.1–135A.15  
 Contagious diseases, 139.1–139.32

County hospitals  
   Abandoned procedure, 347.1  
   Applicable law, 347.24  
   Authority to acquire, 347A.1  
   Bids, 347A.1  
   Bills paid, schedule published, 347.13

Bonds  
   Additions and equipment, election, 347.2  
   Alternative method, 347A.4  
   Detention hospitals, 256.1, 256.2  
   Election required, 75.1, 256.1, 347.1–347.6  
   Enlarging or improving existing hospital, 347A.7  
   Issuance, form, maturity, 23.12–23.16, 75.1–76.6, 347.1–347.6, 347A.2  
   Petition by electors, 347A.2  
   Proceeds as hospital fund, 347.7  
   Proceeds invested in U. S. bonds pending construction, 347.8  
   Public hospitals, 347.1–347.6, 347.8, 347.13  
   Sale, 75.1–75.9, 347.8, 347A.2  
   Sites for buildings or additions, 347.2  
   Sixty percent affirmative vote required, 347.6  
   Submission at special or general election, 347.3, 347.4  
   Venereal, 140.14, 140.15  
   City adjacent, jurisdiction, 347.20

**HOSPITALS—Continued**

## County hospitals—Continued

- City hospital taken over by county, 347.23, 380.12
- City ordinances, when applicable, 347.20
- Consolidated with city hospital, 348.1–348.5
- Contagious diseases, isolation, 347.14(3), 348.2
- County attorney to render legal services, 347.17
- County public hospital fund, 347.7
- County treasurer's duties, 347.12, 347A.1
- County wards in other hospitals, 347.21, 347.22
- County wards, tax levy, 347.21, 347.22
- Depreciation fund, 347.14
- Discrimination prohibited, 347.18, 347A.5, 348.3
- Doctors and nurses, no discrimination, 347.18
- Election for, vote required, 347.6
- Election, when necessary, 345.1
- Employees, 347.13(4)
- Erection and equipment without vote, 347.7, 347A.1
- Erection and financing, 347.2, 347A.1–347A.3
- Erection or remodeling, election, 345.1
- Funds, disbursement, 347.12
- Indigents treated free, 347.13(8), 347.16
- Insane hospitals, 227.1–227.15, 347.14(8)
- Insurance procured, 347.14(9)
- Levy of tax, amount, 347.7, 347A.3
- Lien of hospitals, 582.1–582.4
- Management, 347.13(3–12), 347.14, 347.18
- Nursing home, 347.14, 347.26

## Patients

- Eligibility, terms, 347.16
- Indigent patients, 252.22, 347.13(8), 347.16
- Insane, detention pending hearing, 347.13(7)
- Nonresidents of county, 252.22, 347.14(4)
- Rules required to be observed, 347.16
- Terms for hospital benefits, 254.8, 347.16, 347.17
- Tuberculous persons, 347.13(8), 347.14(6), 347.16

## Petition to establish, 256.1, 347.1

- Private hospitals, county wards in, 347.21
- Psychiatric ward, 347.14(8)
- Purchase and construction, 347.13(1, 2), 347A.1
- Reports, annual, 333.11(11)
- Salaries published, 347.13
- Service contracts, 514.5
- Sites procured, bond election, 347.2
- Submission to voters, 347.1–347.6
- Tax levy, 140.13, 230.24, 256.2, 347.2, 347.7, 565.8, 565.13–565.15
- Tax levy for county wards, 347.21

## Trustees

- Accounts, duty to collect, 347.17
- Addition, approval of submission, 347.2
- Appointment, term of office, 347.9, 347A.1
- Certify bills to board, 347.12
- Compensation, expenses, 347.19
- Consolidated hospital service, 348.1–348.5
- Depreciation fund established, 347.14
- Gifts, acceptance, 347.13(11)
- Nonpartisan election, 347.25
- Organization, meetings, 347.11
- Pecuniary interest prohibited, 347.15
- Physicians not eligible, 347.9
- Powers and duties, 347.13, 347.14
- Property, power to sell or exchange, 347.13

**HOSPITALS—Continued**

## County hospitals—Continued

- Trustees—Continued
  - Qualifications, 347.9
  - Vacancies, how filled, 347.10, 347A.1
- Tuberculosis hospitals, 254.1–254.10
- Tuberculous persons, 347.13(8), 347.16
- Unappropriated funds, use without vote, 347.7
- Veneral hospitals, 140.12–140.17
- Votes required on elections, 347.2, 347.5, 347.6
- Ward patients, supervisors to determine, 347.22

## Dead bodies

- Disposal, requirements, 142.1–142.3, 142.11
- Scientific use, notice and record, 142.3–142.11

## Detention hospitals

## City

- Expenses filed, audited, paid, 139.27–139.29
- Isolation, special charter cities, 420.183–420.185
- Jurisdiction outside city limits, 139.11, 139.18, 139.19
- Location determined, 139.19
- Powers and control of local board, 139.18
- Temporary isolation hospitals, 139.11

## County

- Bonds to erect, tax levy, 256.2
- Contagious diseases, establishment, tax, control, 256.1–256.3
- Establishment, petition, vote, 256.1
- Management and control, 256.3
- Option to establish, 347.14(3)
- Physicians and attendants regulated, 140.16
- Rules by state department, 140.17
- Tuberculosis hospitals, 254.1–254.10
- Venerals, 140.11, 140.12–140.17, 142.10(3), 348.2(3)

## Dogs for research, 351A.1–351A.7

- Emergency stations, consolidated, service, 348.2
- Federal aid, 135A.1–135A.15
- Fire escapes, requirements, 103.1–103.17
- Fraternal benefit associations, authority, 512.62–512.74
- Gift or devise to establish, tax, 565.8–565.11
- Gifts and inheritances not taxable, 450.4(3)
- Handicapped children, hospitals, 281.3
- Handicapped children, hospital school, 263.9–263.13
- Homeopathic hospital at state university, 263.4
- Housing law, defined as multiple dwellings, 413.3(3)

## Indigent persons, treatment by state, 255.1–255.29

- Indigents, county emergency treatment, 255.8
- Inheritance tax, gifts exempt, 450.4(3)
- Insane asylums, county, 227.1–227.15
- Insane commitments and discharge procedure, 228.1–229.40
- Insane hospitals, state, 226.1–226.34
- Insane persons support, 230.1–230.30
- Insane veterans, hospitalization, 229.20–229.22
- Insurance, medical service corporations, 514.1–514.17
- Inventory, 135A.1–135A.15
- License and regulation
  - Definitions, 135B.17
  - Injunctions, 135B.16
  - License board
    - Appointments, 135B.10
    - Duties, 135B.11

**HOSPITALS—Continued**

## License and regulation—Continued

## Licenses

- Appeals, 135B.14
- Applications, 135B.4
- Denial and revocation, 135B.6
- Display, 135B.5
- Issue and renewal, 135B.5
- Required, 135B.3

## Penalties, 135B.15

## Reports

- Annual, 135B.13
- Confidential, 135B.12

## Scope of license act, 135B.17

## Standards

- Compliance, 135B.8
- Established, 135B.2
- Inspections, 135B.9
- Rules and regulations, 135B.7

## Lien for services, enforcement, 582.1–582.4

## Liquor, condemned, delivered, 751.31, 751.32

## Liquor law provisions

- Special permit, 123.27
- Wholesale druggist, permit, hospital use, 131.7

## Maternity hospitals

## Birth and death reports, to whom accessible, 236.26

## Births, attending physician required, 236.23

## Births, reports required, 236.24

## Board of social welfare to control, 235.3(8), 236.15

## Child placements forbidden, 236.22

## Criminal prosecutions, burden of proof, 236.33

## Death occurring in, report, 236.25

## Definitions, 236.1, 236.2

## Distance from church, school and other buildings, 236.3

## Fees payable by, 236.8–236.12

## Forms of records prescribed, 236.27

## Information and reports confidential, 236.28

## Inspection by state welfare board, 235.3(8)

## Inspection, fee, 236.10, 236.29–236.31

## Inspections, licensee to assist in making, 236.32

## License

- Application, 235.5, 236.8
- Board of social welfare to grant, 235.3(8), 236.5, 236.6

## Conditions to granting, 236.6

## Contents of application prescribed, 236.8

## Duration of tenure, 235.5, 236.13, 236.14

## Fees, 236.9–236.12

## Form, 236.16

## Notice, 236.20

## Penalty for violations, 236.34

## Posting required, 236.17

## Record kept, 236.19

## Renewal fee, when granted, 236.11

## Required for operations, 236.4

## Revocation, 236.21

## Social welfare board, by, 235.3(8), 235.5–236.34

## Tenure, 235.5, 236.13, 236.14

## Licensees to assist inspectors, 236.32

## Lien for hospital service, 582.1–582.4

## Liquor, condemned, delivered, 751.31, 751.32

## Location, places prohibited, 236.3

**HOSPITALS—Continued**

## Maternity hospitals—Continued

- Number of women allowed, 236.18
- Physician required to attend birth, 236.23
- Prohibited acts, 236.18
- Prosecutions, burden of proof, relationship, 236.33
- Records and inspection data available, 236.26
- Removal to new location, inspection fee, 236.9
- Rules and regulations, compliance, 236.15
- Safe-guarding well-being of inmates, 236.15
- Unlicensed, deemed a nuisance, 236.7
- Violations, penalty, 236.34

## Medical insurance service, 514.1–514.17

## Memorial halls used as, 37.18(3)

## Mutual hospital insurance service, 514.1–514.17

## Narcotic drugs

- Delivery of confiscated drugs to, 204.15(3)
- Sale on written order, 204.5(1, b, 5)

## Nonprofit hospital service plan, 514.1–514.15

## Nursing homes, 135C.1–135C.22

## Osteopathy training, 147.32, 150.5

## Parolees, expense paid by parole board, 255.29

## Pathology and radiology services, 135B.19–135B.32

## Pensions for city firemen, police, hospitalization, 410.18

## Podiatry training, 147.32, 149.3(4)

## Private hospitals

- Births and deaths reported, 144.15, 144.22–144.24
- County wards, tax levy, 347.21, 347.22
- Fire escapes required, 103.1–103.17
- Gifts and inheritances to, not taxable, 450.4
- Housing law applicable, 413.3(3)
- Insane asylums, 227.1–227.15
- Lien for services, 582.1–582.4
- Residence no bar to old-age assistance, 249.15

## Psychopathic, state, 225.1–225.42

## Radiology services, 135B.19–135B.32

## Railroad passes or rates for inmates, 479.94(14, 15)

## Service, mutual insurance, 514.1–514.17

## Survey and construction

- Administration, 135A.3, 135A.4
- Advisory council, 135A.5

## Construction projects

- Applications, 135A.12, 135A.13
- Inspection, 135A.14
- Priorities, 135A.11
- Warrants, 135A.15

## Definitions, 135A.2

## Federal aid, 135A.7, 135A.8, 135A.12–135A.14

## Funds, 135A.8, 135A.12–135A.15

## Health commissioner

- Approval of applications, 135A.13
- Inspections, 135A.14
- Powers and duties, 135A.2–135A.6, 135A.10, 135A.15
- Reports, 135A.9

## Inventory of hospitals, 135A.3, 135A.6

## Standards of maintenance, 135A.10

## Surgeon general, 135A.8, 135A.9, 135A.14

## Tax exemptions

- Corporate income, 422.34
- Gifts, devises, and bequests, 450.4(2)
- Property, 427.1

**HOSPITALS—Continued**

- Temporary isolation hospitals, 139.11
- Tuberculosis, county hospitals, 254.1–254.10
- University hospital
  - Indigents, facilities available for, 255.8
  - Obstetrical cases, indigents, admitted, 255.9
  - Original notice served on patients, R.C.P. 56(d)
  - Orthopedic cases, indigent, admitted, 255.9
  - Superintendent
    - Elected by education board, 262.9(2)
    - Indigent patients claim filed and reported, 255.14, 255.24
    - Report to state education board, 262.24
    - Supplies purchased, competitive bids, 255.24
  - University hospital school, spastics, 263.9–263.13
  - Venereal disease, 140.1–140.41
  - Veterans, hospitalization of insane, 229.20–229.22
  - Vital statistics, records available, 144.22
  - Women, expense recoverable for wrongful injury, 613.11
  - Workmen's compensation, hospitalization service, 85.27
  - X-ray services, 135B.19–135B.32

**HOSTILITY**

- Inciting, punishment, 689.4–689.13

**HOTELS AND INNS**

- Aliens residing in, wartime registration, 38.1
- Apartment hotel as class A multiple dwelling, 413.3
- Automobile, limitation on liability, 105.7–105.9
- “Baggage” defined, 583.1
- Baggage left after checking out, liability, 105.5
- Baggage of guest, lien on, 583.1–583.6
- Bath and toilet ventilation, 413.25
- Bedding requirements, 170.29
- Beer law, class “B” permits
  - Booths, size and type specified, 124.39(3)
  - Dancing, regulated, 124.39(1)
  - Food to be served with beer, 124.12
  - License fees, 124.24
  - Lighting specified, 124.39(4)
  - Minors, buying or selling beer prohibited, 124.20, 124.21
  - Policemen, presence required, when, 124.39(2)
  - Serve guests in dining room or room, 124.19
- Beer license fee, sales, 124.19, 124.24
- Child labor, prohibited, 92.11
- Cities and towns power to regulate and license, 368.6(1)
- Clothing of employees to be clean, 170.19(4)
- Conveyance in transit, limit on liability, 105.9
- Conveyance, loss or damage, liability, 105.7
- Courts, requirements, 413.16
- Dance halls regulated by municipalities, 368.8
- Defined under housing law, 413.3
- Definitions pertaining to, 170.1, 583.1
- Department of agriculture, duties, 159.6(8)
- Dirt and refuse removed daily, 170.19(3)
- Doors open outward, 103.8
- Duty to arrest or eject swindlers, 713.31, 713.32
- Elevators, 104.1–104.4
- Employees, personal cleanliness, 170.19(4)
- Enforcement of food laws
  - County attorney to enforce law, 170.51

**HOTELS AND INNS—Continued**

- Enforcement of food laws—Continued
  - Injunction authorized, 170.50
  - Penalty for violations, 170.49
- Enforcement of law, 159.6(8)
- Exits not to be fastened against exit, 103.8, 103.9
- Fire protection
  - Fire escapes, requisites, 103.1–103.17
  - Regulations by fire marshal, 170.38
- Flies kept from food, 170.14, 170.19(2)
- Floors and ceilings kept clean, 170.12, 170.19(1)
- Food establishment law, definitions, 170.1
- Forwarded baggage, liability, 105.6
- Free use of locked toilets, guests, 170.34
- “Guest” defined, 583.1
- Guest rooms
  - Bedding and towels, 170.21, 170.29, 170.31
  - Definition, 170.1(2)
  - Locks and bolts on doors, 105.1
  - Notice posted of safe for valuables, 105.1
  - Rates to be posted, 170.36, 170.37
  - Sanitation, special provisions, 170.29–170.35
- Guests, fraud, 713.7–713.9
- Guide dogs for blind may enter without charge, 351.30–351.32
- Hotel and hotelkeepers defined, 583.1
- Housing law, 413.3(3, 4), 413.12, 413.13
- Injunction when law violated, 170.50
- Inspections
  - Agriculture department to make, 170.46
  - Annual inspection, 170.46
  - Complaint by patron, 170.47
  - Entrance at reasonable hours authorized, 170.46
  - Fee for inspection, 170.6
  - Restaurant fund, fees kept as, 170.7
- Insurance associations, basic rate reserve, 518.14
- Keepers
  - Definition of “hotelkeeper”, 583.1
  - Fraud upon, presumption, 713.7–713.9
  - Liability for automobile, limitation, 105.7–105.9
  - Liability for baggage, limitation, 105.1–105.9
- Liens granted, 583.1–583.6
- Kitchens
  - Definition, 170.1(6)
  - Floor requirements, 170.12
  - Food establishment, defined as, 170.1(6)
  - Interior finish, requisites, 170.13
  - Sanitation requirements, 170.18, 170.19
  - Screens, 170.14
  - Use as sleeping rooms, forbidden, 170.25
- Liability for guests' property
  - Automobile, in garage, limitation, 105.7, 105.8
  - Conveyance in transit, limitation, 105.9
  - Limitation on liability, 105.1–105.4
  - Safe deposit provided, limitation, 105.1–105.4
  - Liability for valuables, limitation, 105.1–105.4
- Licenses
  - Application form, 170.3
  - City power to license and regulate, 368.6(1)
  - Expiration, 170.2
  - Fees, 170.5
  - Inspection fee, 170.6
  - Operation until issuance, 170.4
  - Required for food establishments, 170.2
  - Required to conduct hotel, 170.2

**HOTELS AND INNS—Continued****Licenses—Continued**

- Restaurant fund, 170.7
- Revocation, 170.8
- Transferable, fee, 170.2

- Liens of enforcement, 583.1–583.6
- Lighting and ventilation, 170.18, 170.32, 170.33
- Loss of personal property, limitation, 105.1–105.4
- Notices posted of safe for valuables, 105.1
- Original notice, service at, R.C.P. 56(a)
- Parking reservation authorized, 321.360
- Personal property in conveyance, liability, 105.8
- Rates, posting, increases restricted, 170.36, 170.37
- Regulation by cities and towns, 368.6(1)
- Safe for valuables of guests, 105.1, 105.2

**Sanitary construction**

- Cesspool requirements, 170.10
- Floor construction, 170.12
- Interior wall and ceiling finish, 170.13
- Lavatories, 170.17
- Plumbing in buildings, 170.9
- Screen requirements, 170.14, 170.15
- Toilet rooms, 170.16

**Sanitation in conducting business**

- Bedbugs and vermin extermination, 170.30
- Bedding, 170.29
- Cleanliness requirements, 170.19, 170.23, 170.24, 170.29–170.31
- Cuspidors, expectorating, regulations, 170.24
- Diseased persons not employed, 170.26
- Drinking cups, glasses sterilized, 170.22
- Expectorating forbidden, cuspidors, 170.24
- Free use of locked toilets, 170.34
- Lighting and ventilation, 170.18, 170.32, 170.33
- Plumbing requirements, 170.9–170.11, 170.16, 170.17, 170.35
- Polishing fruit restricted, 170.28
- Rates and list of rooms posted, 170.36, 170.37
- Sanitary regulations, 170.19
- Screens required, 170.14
- Street display of food, regulations, 170.27
- Tableware, napkins, tablecloths, 170.23
- Toilets, 88.2, 170.34, 170.35
- Towels, 170.21, 170.31
- Ventilation and lighting, 170.18, 170.32, 170.33
- Vermin extermination, 170.30
- Water closets outside, 170.35
- Workroom not to be used as living room, 170.25

**Sleeping apartment, definition, 170.1(3)**

- Taxation, family equipment exempt, 427.1(16)
- Taxation, furniture and bedding taxable, 427.13(9)

**Tax liens on fixtures and furniture, 445.31****Towels, 170.21, 170.31****Violations**

- Civil rights, equal facilities, 735.1–735.3
- County attorney to enforce law, 170.51
- Denial of equal privilege, 735.1–735.5
- Fire escape law, 103.17
- Food laws, 170.49–170.51
- Fraud of guest, 713.7–713.9
- General penal provisions, 170.49
- Injunction when violating law, 170.50
- Presumptive evidence of fraud, 713.8
- Swindlers, failure to eject, 713.32

**HOTELS AND INNS—Continued**

- Water closets for employees, health laws, 88.2
- Woman as inspector for labor bureau, 91.7

**HOURS OF LABOR**

- Child labor provisions, 92.2, 92.13, 92.14
- Motor vehicles, chauffeurs, 321.225–321.227
- Penitentiary employees, 246.4
- Railway employees, 477.45–477.50
- Statistics collected, 91.4(2)

**HOUSEHOLD GOODS**

- Chattel mortgage, signatures required, 556.1
- Exemption from legal process, 627.6(11–15)
- Landlord's lien, 570.1, 570.2
- Taxation, 427.13(9)
- Tax exemption, 427.1(12, 16)

**HOUSE MOVERS**

- City power to regulate and license, 368.6(3)

**HOUSE OF REPRESENTATIVES**

See *GENERAL ASSEMBLY; UNITED STATES*

**HOUSES**

See *BUILDINGS*

**HOUSES OF ILL FAME**

- Abatement, 99.1–99.31, 657.1, 657.2(6), 657.3, 657.7
- Animal fights and other contests, 726.7
- Breaking closed building, 99.23
- Cities and towns, power to prohibit, 368.7(9)
- Closing and sale of property, 99.21–99.23
- Contempt, punishment, 99.9, 99.12, 99.18–99.23
- County attorney, duty, fees, 99.24, 99.30
- Definition, 99.1, 657.2(6), 726.6
- Detaining female for prostitution, 724.8
- District court jurisdiction, 99.2–99.31
- Entering closed building, 99.23, 99.24
- Enticing female to house of ill fame, 724.9
- Equipment declared nuisance, 99.1
- Evidence in prosecutions, 99.14, 622.15(3), 724.4
- Felony, resorting, 687.3
- Gambling house, 99.1–99A.9, 726.1, 726.2, 726.10
- Inhabiting such house, 724.1–726.2

**Injunction to abate nuisance**

- Abatement, removal and sale of property, 99.21
- Action, who may bring, 99.3
- Costs, reasonable cause, taxation, 99.17
- Dismissal, restrictions, 99.15
- Fees, removing and selling property, 99.22
- Mutilation or removal of notice, penalty, 99.9
- Owners of property made parties, 99.4
- Procedure, trial, 99.2–99.17
- Proceeds of sale, application, 99.25
- Scope of injunction, 99.12
- Temporary restraining order, 99.3, 99.6, 99.7
- Violation of injunction
  - Penalty, contempt, 99.12, 99.18–99.26
  - Procedure, arrest, 99.19

**Keeper defined as vagrant, 746.1(1)**

- Keeping, 99.1, 657.3, 724.3, 726.1, 726.2, 726.6, 738.9
- Leasing house for prostitution, penalty, 724.6
- Minors, permitting female inmates, 724.7



**HOUSES OF ILL FAME**—Continued

- Mulct tax, assessed as penalty, 99.27–99.31
- Nuisance, defined as, abated, 99.1
- Nuisance, penalty for maintaining, 657.3
- Nuisances, abatement, 99.1–99.31, 657.1, 657.2(6), 657.3, 657.7
- Owners of premises, liability, 99.4, 99.27–99.31
- Pool selling, 726.6
- Property used, declared a nuisance, 99.1
- Prostitutes, venereal diseases
  - Certificates of health prohibited, 140.30
  - Isolation, not released on bond, 140.24
  - Suppression of prostitution by officer, 140.30
- Release of property by owner, costs, bond, 99.26
- Removal of notice of injunction, 99.9
- Restraining order, 99.3, 99.6–99.12, 99.21
- Sending child, penalty, 233.1–233.4
- Tax penalty assessed, 99.27–99.31
- Temporary injunction, 99.2–99.8, 99.10–99.18
- Termination of lease by landlord, 724.5
- Violation of injunction, 99.18–99.20

**HOUSING LAW**

- Access for inspection, 413.124
- Actions for violations of law, 413.107–413.121
- Affidavits filed with plans, effect, 413.92–413.99, 413.104
- Agent of owner, authority to file plans, 413.92–413.96
- Agents' names filed, notice, 413.118–413.120
- Air space under entrance floor, 413.29
- Alteration of dwellings
  - Additional halls or rooms, 413.49
  - Alterations, wooden multiple dwellings, 413.46
  - Bulkhead specifications, 413.52
  - Certificate of health officer, 413.100, 413.105
  - Class of building changed, 413.4
  - Courts, inner, 413.48
  - Dumb-waiter and elevator shafts, 413.54
  - Enlargement regulated, 413.47
  - General rule as to alterations, 413.57
  - Halls or stairs, no reduction in width, 413.53
  - Height regulated, 413.56
  - Inspector's certificate required, 413.104
  - Ladder to replace stairs to roof forbidden, 413.51
  - Light and ventilation, 413.50, 413.57
  - Moved dwelling regulations, 413.7
  - Permit and certificate first required, 413.100
  - Plans, specifications, 413.92–413.104
  - Rebuilding regulated, 413.6
  - Requirements in general, 413.57
  - Rooms divided, window area, 413.59
  - Skylights, ventilators, 413.58
  - Stairs to roof, removal prohibited, 413.51
  - Unlawful alteration, penalty, 413.5
  - Use of unapproved dwelling, penalty, 413.105–413.107
  - Water closets, 413.55
- Animals prohibited, 413.19, 413.73
- Apartment houses, law applicable, 413.3(3)
- Appeals from rulings, 135.11(10), 413.112
- Applicability, 413.1, 413.11
- Architect may file plans, 413.92, 413.94, 413.104
- Article dangerous to life or health, 413.74
- Asylums, law applicable, 413.3(3)

**HOUSING LAW**—Continued

- Attic, definition, 413.3(14)
- Authority of cities and towns, 413.2, 413.9
- Balconies, 413.3, 413.89
- Basements and cellars
  - Cleanliness enforced, 413.69
  - Color of walls regulated, 413.64
  - Definitions, 413.3(13)
  - Entrances, 413.43, 413.45
  - Floor dampness removed, 413.63(5, 6), 413.87
  - Habitation restricted, 413.27, 413.28, 413.63
  - Height of ceiling regulated, 413.63(1, 2)
  - Inside cellar stairs, 413.43, 413.53
  - Lighting and ventilation, 413.63(4, 6)
  - Required under entrance floor, 413.9
  - Water closets, 413.32, 413.61, 413.63(3)
  - Window requirements, 413.63(4)
- Bath and toilet room ventilation, 413.25
- Boarding houses, law applicable, 413.3(3)
- Boarding schools, law applicable, 413.3(3)
- Boiler flues, 413.3(16)
- Building inspector
  - Cities over 100,000, powers, 413.104
  - Egress means enforced, 413.89, 413.90
  - Enforcement of housing law, generally, 413.121
  - Entrance and survey of buildings, 413.124
  - Fire escapes, 103.13–103.15, 413.124
  - Multiple dwellings, annual, 413.123
- Building permits, 413.98–413.100, 413.104
- Buildings on same lot, limitations, 413.19
- Building to side of lot, restrictions, 413.14
- Bulkheads or scuttles, 413.37, 413.52, 413.82, 413.91
- Catch basins required if no sewer, 413.68
- Ceilings kept clean, 413.69
- Cellars, *see subhead Basements and Cellars above*
- Certificate approving plans required, 413.98–413.100, 413.104, 413.105
- Cesspools, 413.33, 413.69, 413.86
- Cities and towns, regulations, 413.9
- Classes of dwellings
  - Alteration as changing class, 413.4
  - Application of law to classes, 413.11
  - Classifications enumerated, 413.3(1, 6)
- Cleanliness required, 413.69
- Closets in multiple dwellings, 413.44
- Clubhouses, law applicable, 413.3(3)
- Combustible articles, storage restricted, 413.74
- Commission cities, law applies to, 413.3
- Commissioner, member of plumbing code committee, 135.12
- Compulsory for cities over 15,000, 413.1
- Construction of words and phrases, 413.3(20)
- Construction, plan approval and permit first, 413.99, 413.104
- Construction, when authorized, 413.98–413.101, 413.104
- Contagious disease, eviction, 413.79
- Convents, law applicable, 413.3(3)
- Courts of dwellings
  - Access required, 413.88
  - Air intake required, 413.17
  - Catch basins permitted, 413.68
  - Cleanliness required, 413.69
  - Color requirements, 413.70
  - Concreted on order of health officer, 413.30

**HOUSING LAW—Continued**

- Courts of dwellings—Continued
  - Construction, 413.15–413.18
  - Corners may be cut, 413.18
  - Covering over courts prohibited, 413.16
  - Definition, 413.3(8)
  - Grading and drainage, 413.30
  - Inner courts, 413.48
  - Size of courts, 413.15
- Curb level defined, 413.3(15)
- Dangerous articles not to be stored, 413.74
- Dangerous to life or health, dwelling vacated, 413.79
- Definitions of terms used, 413.3
- Depth of lot, mean depth, 413.3(10)
- Dirt accumulations proscribed, 413.69
- Drainage and grading requirements, 413.30
- Drugs or paint, storage restricted, 413.75
- Dumb-waiters, chutes, and shafts, 413.42, 413.54
- Dwelling constituted as nuisance, 413.80
- Dwelling, multiple, *see subhead Multiple Dwelling below*
- Dwellings defined and classified, 413.3(1–3)
- Dwellings included, 413.11
- Dwelling unfit for habitation, 413.79, 413.106
- Elevators and shafts, 104.1–104.4, 413.42, 413.54
- Enforcement
  - Appeals, 135.11(10), 413.112
  - Cities over 100,000 population, 413.104
  - Civil liabilities, action, 413.108–413.110
  - Injunction, nuisance, eviction, 413.113–413.120
  - Judge's or court's orders, 413.116
  - Lien enforcement, penalty, 413.111
  - Officers powers, 413.121–413.124
  - Orders executed by officers, 413.115
  - Penalties, 413.107–413.111
  - Practice and procedure generally, 413.112
  - Rents uncollectible when violation, 413.106
  - Supervision by department of health, *see subhead Health Board, Local, Duties, below*
  - Vacation of premises by health officer, 413.106
- Enlargement of dwellings restricted, 413.47
- Eviction on violation, 413.78–413.80, 413.106, 413.117
- Exits, 413.9, 413.36, 413.89, 413.90
- Fire damage, dwelling rebuilt, 413.6
- Fire escapes, 413.36, 413.81, 413.89, 413.90
- Fire protection, 413.9, 413.35–413.46, 413.51–413.51
- Fire restrictive buildings, 413.3(17, 20), 413.35
- Fire towers, 413.3(16), 413.36
- Floor free from dampness, 413.87
- Floors to be kept clean, 413.69
- Fowls prohibited in dwelling, 413.19, 413.73
- Furnished room houses, law applicable, 413.3(3)
- Garage space allowed, 413.3(16), 413.19
- Garbage receptacles, 413.69, 413.72
- Gas and oil storage restricted, 413.75
- Grading and drainage requirements, 413.30
- Halls of dwellings
  - Dirt accumulations forbidden, 413.69
  - Entrance hall requirements, 413.41
  - Height, 413.49
  - Light and ventilation, 413.26
  - Light burning at night, 413.60
  - Openings where paint and oil are stored, 413.75
  - Public hall defined, 413.3(11)

**HOUSING LAW—Continued**

- Halls of dwellings—Continued
  - Scuttles and bulkheads located, 413.37
  - Specifications, 413.38–413.41, 413.53, 413.57, 413.84
  - Stair hall defined, 413.3(12)
  - Stair halls, requisites, 413.39, 413.40, 413.53, 413.84
- Health, board, local, duties
  - Actions to abate nuisance, 413.108–413.116
  - Agents' or owners' names filed, 413.118
  - Alterations for moving of dwellings, 413.4–413.7
  - Animals, keeping regulated, 413.73
  - Basement as dwelling, regulated, 413.28, 413.63
  - Catch basins permitted, 413.68
  - Certificate of approval for construction, 413.100
  - Courts cemented when required, 413.30
  - Dirt, accumulations, removal, 413.69
  - Enforcement of law, duty, 413.121
  - Entrance for inspection, 413.123, 413.124
  - Entry on premises, right, 137.12, 137.15
  - Eviction from unfit dwellings, 413.79
  - Fire protection supervision, 413.35–413.46
  - Floors concreted, dryness required, 413.87
  - Inspection of dwellings, 413.114, 413.124
  - Janitor, authority to require, 413.76
  - Lighting, ventilation, 413.26, 413.50, 413.57, 413.60, 413.84
  - Nuisance, action to abate, injunction, 413.108–413.116
  - Nuisances abated by health officer, 413.80
  - Overcrowding in dwellings, remedy, 413.77, 413.78
  - Plans filed, approval, 413.92–413.125
  - Plumbing, water closets, 413.32, 413.34, 413.61
  - Power of city and health board, 413.9
  - Rebuilding regulated, 413.6
  - Room walls painted, supervision, 413.64, 413.70, 413.71
  - Sanitation supervision, 413.27–413.34
  - Sewer connection, water supply, 413.8, 413.86
  - Skylights regulated, 413.58, 413.84
  - Subletting, restrictions, 413.78
  - Toilet disinfection supervised, 413.86
  - Vacation of dwellings, 413.5, 413.79, 413.106
- Health board, state
  - Duties, advisory, 136.3(2, d)
  - Sanitation, public health, 136.3(2)
- Health department, state
  - Administrative supervision, 135.11(9)
  - Appeals to local board, 135.11(10)
  - Enforcement proceedings instituted, 135.11(9)
- Health officers, powers, 137.1–137.19
- Height of dwellings
  - Basement, cellar, attic, as a story, 413.3(13)
  - Four-story buildings, 413.35
  - Height and measuring methods defined, 413.3(14)
  - Restrictions in general, 413.12
  - Wooden multiple dwellings, 413.46
- Hospitals, law applicable, 413.3(3)
- Hotel, *see subhead Multiple Dwellings below*
- Improvements required, 413.10
- Injunction, eviction, 413.112–413.122
- Insanitary dwelling, unfit for habitation, 413.79, 413.106

**HOUSING LAW—Continued**

Inspection, 413.123, 413.124  
 Jails, law applicable, 413.3(3)  
 Kitchenette apartments, law applicable, 413.3(3)  
 Kitchenettes, size, 413.22  
 Landlords duties, 413.78–413.81, 413.92, 413.124  
 Lease canceled for law violation, 413.78, 413.117  
 Lien on property for penalty, 413.111  
 Light burning in hall required, 413.60  
**Lighting and ventilation**  
 Alteration of dwellings, 413.47–413.50  
 Basement rooms for living purposes, 413.28, 413.63  
 Bathroom windows, 413.25, 413.32, 413.55  
 Cellar walls to have light paint, 413.64  
 Courts of dwellings, size, 413.15, 413.16, 413.48  
 Courts of dwellings uncovered, 413.48  
 Halls to be lighted, 413.50, 413.84  
 Health board authority, 413.26, 413.50  
 Height of buildings, 413.12  
 Minimum requirements, 413.9  
 Partition in room, 413.24, 413.59  
 Rear yards to be unobstructed, 413.13  
 Rebuilding of dwelling after fire, 413.6  
 Rooms inside painted light color, 413.71  
 Side yards, building extending to lot line, 413.14  
 Skylights, 413.16, 413.48, 413.58, 413.84, 413.91  
 Space between dwellings on same lot, 413.19  
 Unlighted dwelling as nuisance, 413.3(19)  
 Unventilated dwelling as nuisance, 413.3(19)  
 Windows in each room, size, 413.20, 413.21, 413.83  
 Windows to be kept clean, 413.69  
 Local authorities, higher standards, 413.9, 413.125  
 Lodging houses, law applicable, 413.3(3)  
 Lots, definition of term, 413.3(9, 10)  
 Minimum requirements, 413.9, 413.125  
 Mining camps governed, 135.16, 135.17  
 Moved dwelling regulations, 413.7  
**Multiple dwellings**  
 Access to roof mandatory, 413.91  
 Animals on same lot, restriction, 413.73  
 Apartments as multiple dwellings, 413.3(3)  
 Attic as additional story, 413.3(13)  
 Bulkheads or scuttles, 413.37, 413.52, 413.82, 413.91  
 Caretaker required, 413.76  
 Cellar stair requirements, 413.43, 413.45  
 Cellar walls painted a light color, 413.64  
 Closets, requirements, 413.44  
 Colors required, 413.70, 413.71  
 Co-operatives, ch 499A  
 Courts, *see subhead Courts of Dwellings above*  
 Definition and classification, 413.3(3)  
 Dumb-waiters, chutes and shafts, 413.42, 413.54  
 Elevators, 413.42, 413.54  
 Entrance hall requirements, 413.41  
 Eviction, insanitary condition, 413.78, 413.79  
 Exits required, 413.36, 413.41, 413.89, 413.90  
 Fire escapes, 413.36, 413.81, 413.89, 413.90  
 Fire protection, 413.35–413.46  
 Fire towers, 413.3(16), 413.36  
 Flat roof dwelling, requirements, 413.41, 413.91  
 Floors beneath water closet, sink, 413.65, 413.85  
 Height and size of rooms, 413.22, 413.23, 413.59  
 Hotels defined as multiple dwellings, 413.3(4)

**HOUSING LAW—Continued**

**Multiple dwellings—Continued**  
 Hotels, when applicable, 413.3(3, 4), 413.12, 413.13  
 Inspection, entrance, 413.123, 413.124  
 Janitor required, 413.76  
 Light burning in halls, required, 413.60  
 Lighting and ventilation, 413.26, 413.84  
 Opening into hall, restriction, 413.75  
 Roof accessible, 413.91  
 Scuttles or bulkheads, 413.37, 413.52, 413.82, 413.91  
 Sewer, water supply, 413.8, 413.33, 413.67  
 Shafts and chutes, 413.42, 413.54  
 Sinks, washbowls, 413.31, 413.34, 413.65, 413.67, 413.85  
 Skylights and ventilators, 413.58, 413.84, 413.91  
 Stair halls, 413.38–413.40, 413.53, 413.84  
 Stairs, 413.38–413.41, 413.51, 413.53, 413.84  
 Stairs to bulkheads accessible, 413.82  
 Stairs to roof, 413.51  
 Subletting of rooms regulated, 413.78  
 Transoms prohibited in stair halls, 413.40  
 Walls, color requirements, 413.64, 413.70, 413.71  
 Water closets, *see subhead Water Closets below*  
 Winding stairs prohibited, 413.38  
 Wooden dwelling, height regulated, 413.46  
 Yards, 413.14(1), 413.47  
 Notices, when and how served, 413.119, 413.120  
 Nuisances defined and applied, 413.3(19)  
 Nuisances, penalty, 413.79, 413.80, 413.108–413.116, 413.120  
 Occupancy defined, 413.3(5, 6, 16)  
 Occupant's or owner's duty, 413.78–413.81, 413.92, 413.124  
 Occupying unapproved dwelling, 413.105–413.107  
 Openings into halls, restrictions, 413.75  
 Ordinances superseded, 413.125  
 Overcrowding of rooms prohibited, 413.77  
 Owner's and occupant's duty, 413.78–413.81, 413.92, 413.124  
 Owner's duty to file plans, 413.92–413.96, 413.104  
 Owner's duty to keep dwelling clean, 413.69  
 Paint, oil, gas, storage restricted, 413.75  
 Partitions, 413.24  
 Passages to be kept clean, 413.69  
 Permit canceled or revoked, 413.102, 413.103, 413.104  
 Plan approval required, 413.98–413.101, 413.104  
 Plans filed as public records, 413.97, 413.104  
 Plans, specifications filed, approval, 413.92–413.99, 413.104  
 Platforms, 413.3(16)  
 Plat of lot filed with plans, approval, 413.92–413.99, 413.104  
**Plumbing requirements**  
 Closets and sinks, restrictions, 413.34, 413.55, 413.85, 413.86  
 Fixtures not to be encased, 413.34, 413.85  
 Floor and wall around fixtures, 413.85  
 Sanitary work required, 413.34, 413.86, 413.87  
 Traps on all fixtures required, 413.34, 413.86  
 Porches, 413.3(16)  
 Power of cities and towns, 413.9  
 Powers of enforcement officers, 413.121, 413.122  
**Private dwellings**  
 Alterations, 413.57

**HOUSING LAW—Continued**

## Private dwellings—Continued

- Attics, 413.3(13), 413.23
- Definition, 413.3(2, 20)
- Height of rooms, 413.23
- Occupants duty to keep clean, 413.69
- Yard, 413.13, 413.14(2), 413.47
- Privies, cleanliness enforced, 413.69
- Privies, sewer connection requirements, 413.86
- Provisions as minimum requirements, 413.9, 413.125
- Purpose, health and general welfare, 414.1, 414.3
- Rags and junk, storage forbidden, 413.73
- Rainwater, drainage, 413.66
- Rebuilding burned dwellings, 413.6
- Rent not collectible if law violated, 413.106
- Repairs required, 413.66
- Revocation or cancellation of permit, 413.102, 413.103
- Roof leaks not permitted, 413.66
- Roof requirements, 413.37, 413.66, 413.91
- Roofs kept clean, 413.69

## Rooms of dwellings

- Alcoves, 413.24
- Basement and cellar rooms, 413.63
- Bathroom ventilation, 413.25
- Cleanliness enforced, 409.43
- Divided rooms, windows, 413.59
- Light and ventilation, 413.50, 413.57
- Living in bedrooms, 413.22
- Minimum height requirement, 413.23
- Minimum size of bed and living rooms, 413.22
- Overcrowding prohibited, 413.77
- Partitions required, 413.24
- Walls, color requirements, 413.64, 413.71
- Windows, *see subhead Windows below*

## Rubbish removed from premises, 413.69

## Sanitation

- Insanitary fixtures removed, 413.55
- Maintenance in sanitary condition, 413.65–413.80, 413.85, 413.86
- Minimum requirements, 413.9
- Plumbing to be open and sanitary, 413.34
- Requirements generally, 413.27–413.34
- Sinks and washbowls required, 413.31
- Water closets in every dwelling, 413.32
- Scuttles or bulkheads, 413.37, 413.52, 413.82, 413.91

## Sewer connections

- Accessible before building, 413.33
- Health officer to decide practicability, 413.8
- Privy vaults replaced by water closets, 413.86
- Public sewer defined, 413.3(20)
- Requirements, 413.8, 413.33, 413.86
- Shafts accessible for cleaning, 413.88
- Shaft, access required, 413.88

## Sinks

- Floor under sinks kept repaired, 413.65
- Multiple dwellings, requisites, 413.85
- Proper sinks with running water, 413.31, 413.67
- Wooden sinks not permitted, 413.34
- Skylights, 413.58, 413.84, 413.91
- Sleeping porches, 413.3(16)
- Stair halls in multiple dwellings, 413.40

**HOUSING LAW—Continued**

## Stairs

- Cleanliness enforced, 413.69
- Light and ventilation, 413.26, 413.50, 413.57, 413.84
- Outside stairways, 413.3(16)
- Skylights, 413.58, 413.84, 413.91
- Specifications, 413.36–413.43, 413.51, 413.53, 413.60
- Winding stairs not permitted, 413.38
- Subletting lodgings, regulated, 413.78
- Tenants rights, 413.79, 413.106, 413.107, 413.118
- Toilets, *see subhead Water Closets below*
- Transoms, when forbidden, 413.75

## Two-family dwellings

- Access to roof mandatory, 413.91
- Attics, 413.3(13)
- Definition, 413.3(2, 20)
- Floors beneath **sinks** or water closets, 413.65, 413.85
- Height and size of rooms, 413.22, 413.23, 413.59
- Sinks and washbowls, 413.31, 413.34, 413.65, 413.67
- Skylight, when required, 413.91
- Water closets, 413.32
- Yards, 413.13, 413.14(2), 413.47

## Unfit for habitation, eviction, 413.79

Ventilation, *see subhead Lighting and Ventilation above*

## Violations

- Eviction of occupant for noncompliance, 413.117
- False statement in plan affidavit, perjury, 413.96
- Penalties fixed by cities and towns, 413.2, 413.9
- Penalties for violations, 413.107
- Penalties generally, 413.107–413.111
- Rents uncollectible, eviction, 413.106

## Walls

- Building to side of lot, 413.14
- Cleaning of walls, 413.69
- Fire resistive defined, 413.3(17, 18)

## Multiple dwellings

- Cellar stairs enclosed, fire resistive, 413.43
- Cellar walls, painting and color, 413.64
- Cleaning of walls, 413.69
- Courts, color of walls, 413.70
- Dumb-waiters, law requirements, 413.42, 413.54
- Elevator shaft requirements, 413.54
- Rooms, color requirements, 413.71
- Shafts, fire resistive material, 413.42
- Stairs, fireproof walls, 413.39

## Washbowls required, 413.31

## Water closets

- Cellar location regulated, 413.32, 413.61
- Cleanliness enforced, 413.69
- Encased plumbing not allowed, 413.32, 413.34, 413.55, 413.85
- Fixtures, insanitary, replaced, 413.85
- Floors beneath, kept repaired, 413.65, 413.85
- Lighting and ventilation, 413.25, 413.32
- Lighting at night required, 413.32
- Multiple dwellings, requirements, 413.85
- Number required, 413.32, 413.62, 413.86
- Out-of-doors closets not permitted, 413.86
- Plumbing, 413.32, 413.34, 413.55, 413.85, 413.86
- Requirements generally, 413.32, 413.55, 413.86

**HOUSING LAW—Continued**

## Water closets—Continued

- Separate compartments, 413.32, 413.86
- Window area, 413.25, 413.55, 413.86

## Water supply

- Accessible before building, 413.33
- City water defined, 413.3(20)
- Health officer to decide practicability, 413.8
- Requirements, 413.8, 413.33, 413.67
- Tanks and pumps when no city water, 413.67

## Windows

- Bathrooms and toilets, 413.25, 413.32
- Cellars and basement rooms, 413.63(4)
- Cleanliness enforced, 413.69
- Number, location, area, 413.20, 413.21, 413.83, 413.84
- Room divided, windows required, 413.59

## Wooden building defined, 413.3(18)

## Words and phrases construed, 413.3(20)

## Yards

- Catch basins permitted, 413.68
- Cleanliness required, 413.69
- Definition, 413.3(7)
- Grading and drainage, 413.30
- Rear yards, requirements, 413.13
- Side yards, requisites, 413.14

## Zoning by cities and towns, 414.1–414.22

**HUMANE SOCIETIES**

- Authority to kill disabled animals, 188.50
- Inheritance or gifts not taxed, 450.4(2), 450.10(4)

**HUNDREDWEIGHT**

- Defined, 210.4

**HUNTING LAW**

- Aircraft, 109.120
- Cultivated or enclosed land, penalty, 714.25
- Deer hunters, number limited, 109.38
- Display of license required, 110.12
- Dog training requirements, 109.56
- Domesticated fur-bearing animals excepted, 109.40
- Exhibit game to officer, 109.52
- Ferrets not to be used, 109.53, 109.92
- Game refuge, hunting prohibited, 109.6, 109.7

## Guns

- Ammunition, sale to minors, 695.26
- Automobiles, guns carried, 110.23
- Carrying guns, manner required, 110.23
- Definition of guns, 110.22
- Exemption from seizure as nuisance, 110.18
- Gauge of gun limited, 110.24
- Kinds prohibited, 110.24
- Nuisances, not construed as, 110.18
- Penalty clauses, 109.32, 109.119
- Prohibited guns, 110.24
- Rifle, shooting over waters or highways prohibited, 109.54
- Shooting fish prohibited, 109.76
- Vehicle, guns in case or taken down, 110.23

## Highways, rifle shooting prohibited, 109.54

## Islands in navigable stream, 714.26

## Land of another, permission required, 714.25

## Licenses, 109.51, 110.1, 110.17

**HUNTING LAW—Continued**

- License to be displayed to officer, 110.12
- Limits, 109.48
- Mechanical devices illegal, 109.53, 109.92
- Method of carrying guns regulated, 110.23
- Nonprotected birds, 109.42, 109.48
- Open seasons, designated, 109.48
- Owners of lands, license unnecessary, 110.17
- Possession and storage after season, 109.57
- Posting islands in navigable stream, 714.26
- Prohibited acts, protected game, 109.38
- Protected game listed, 109.41, 109.48
- Rabbits, sale regulations inapplicable, 109.28, 109.48, 109.55
- Rifle shooting, highway or water, 109.54
- Sale of birds prohibited, exceptions, 109.42, 109.50, 109.55, 109.61
- Sale of protected animals prohibited, exceptions, 109.23, 109.24, 109.55, 109.61
- Transportation, *see subhead below*
- Violations, penalties, 109.32, 109.119

**HUSBAND AND WIFE**

- Abandonment of family
  - Bigamy, three years absence, 703.2
  - Children, custody, 597.15
  - Contract by other during absence valid, 597.11
  - Criminal prosecution, 731.1–731.7
  - Custody of children awarded, 597.15
  - Desertion after seduction, penalty, 700.3
  - Deserted wife to sue or defend, R.C.P. 11
  - Divorce ground, 598.8(2), 598.9
  - Jury trial in prosecution, 249.3
  - Property to abandoned spouse, 597.10–597.13
  - Spouse as witness, 622.7(1), 731.2
  - Support, deserting spouse's property taken, 252.10–252.12, 597.10–597.13
- Absentee estate administered, 634.1–634.11
- Acknowledgment by wife, 558.35
- Actions, *see subhead Actions above*
- Administration granted to spouse, 633.39
- Adultery, 702.1
- Annulment of marriage, 598.19–598.23
- Arson, husband's property by wife, 707.1
- Assignment of wages, both must sign, 536.17
- Attorney in fact for other, 597.5
- Bank deposits by a woman, 526.37
- Bigamy, 703.1–703.3
- Communications between, evidence restrictions, 622.9
- Competency as witnesses, 622.4–622.9, 731.2
- Contracts of wife are valid, 597.18
- Conveyances, 557.4, 557.11–557.13, ch 597
- Custody of incompetents, drunkards or spend-thrifts, 670.19
- Desertion, *see subhead Abandonment of Family above*
- Divorce, 598.1–598.19
- Divorce forfeits rights, 598.16
- Drunkards, priority of claim to custody, 670.19
- Earnings not taken for spouse's debts, 597.17
- Education of children, both liable, 597.14
- Family expenses, each liable, 597.14
- Homestead, ch 561, *see HOMESTEADS*
- Husband to make marriage return, 595.16
- Inheritance
  - Allowance from estate, 635.12, 636.4

**HUSBAND AND WIFE—Continued****Inheritance—Continued**

- Causing death of spouse, 636.47, 636.49
- Damages for death of child, R.C.P. 8
- Damages for wrongful death of spouse, 635.9
- Homestead, 561.11–561.14, 633.1, 633.2, 636.7, 636.22–636.30
- Insurance proceeds to survivor, 635.10, 635.11
- Taxation, 450.1–450.96

- Insane spouse, support, 230.15, 230.25, 230.28
- Insanity of spouse, deed, proceedings, 597.6–597.9

**Liability**

- Earnings exempt from other's debts, 597.17
- Husband not liable for wife's torts, 597.19
- Individual liability for nonnecessities, 597.17
- Insane spouse support, 230.15, 230.25, 230.28
- Joint liability for family expense, 597.14
- Separate debts, 597.17
- Torts, 597.19

**Marriage, 595.1–595.19**

- Property exempt from execution, ch 627, *also see EXEMPTIONS*

**Property owned by either**

- Abandonment, taken for support, 252.10–252.12, 597.10–597.13
  - Attorney in fact for other, 597.5
  - Conveyance of insane spouse's property, 597.6
  - Conveyance to each other valid, 597.4
  - Insanity, court order conveyance, 597.6–597.9
  - Nonliability for other's debts, 597.17
  - Remedy by one against the other, 597.3
  - Rent not to be taken for spouse's debts, 597.17
  - Spouse's interest, 597.2, 636.5
  - Wife may own separate property, 597.1
- Recovery of property from other, 597.3
- Settlement, legal, poor relief, 252.16
- Spendthrifts, priority of claim to custody, 670.19
- Suits brought or defended, R.C.P. 10
- Support ability, old-age assistance denial, 249.6
- Support, husband under guardianship, 670.17
- Wage assignment, both must sign, 536.17
- Wages of wife, 597.14, 597.16, 597.17
- Widow's allowance, 635.12
- Wife entitled to exemptions, when, 627.6(21, 22)
- Witnesses, evidence as, 622.4–622.9

**HYDRAULIC POWER PLANTS**

- Action by state to collect fees, 469.14
- Certificate of convenience and necessity, 469A.1–469A.3
- Completion of work, requirements, 470.5
- Condemnation, 469.17–469.22, 470.1, 484.21
- Construction and operation supervised, 469.10–469.13
- Construction, time limit, 469.26, 470.5
- Damages, embankment injury, 469.23, 469.24
- Fall, right to, utilized, 469.25
- Hearing, 469A.2
- Highways, use, powers, 470.2
- Legislative control, 469.27, 470.6
- Nuisance, abatement, 469.16
- Penalty, 469A.7
- Permit, procedure, 469.2–469.8, 469.28, 469.29
- Permits, required, fees, 469.1, 469.9, 469.13, 469A.5
- Permits, revocation, 469.26, 469A.6
- Powers generally, 470.4

**HYDRAULIC POWER PLANTS—Continued**

- Public lands, use, powers, 470.3
- Public welfare, 469A.3
- Railroads, power to use right of way, 470.2
- Regulations, 469A.4
- River-front commission, rights protected, 372.6
- Taxation, 428.24–428.33
- Time limit for completion, 469.26, 470.5
- Unlawful combinations or trusts, penalty, 469.15

**HYDROELECTRIC PLANTS**

- General provisions, 469.1–470.6

**HYGIENE***See also HEALTH*

- Basic science provisions, 146.2, 146.16
- Dental hygiene in schools, 280.11
- Dental hygiene practice, 153.7–153.9
- Nurses, examination requirement, 152.3
- State health department, campaigns for, 135.11
- Teaching in schools, 273.18(26)

**ICE**

- Artificial, plants, authority of cities, 397.3
  - Cold-storage plants, chs 171, 172, *see COLD-STORAGE PLANTS*
  - Dealers, taxable property, 428.10
  - Fruit or flavored ices, 190.1(36b)
- Ice houses
- Location on railroad property, 481.1
  - Railroad liability for destruction, 481.2
  - Rate schedule for icing freight cars, 479.50
  - Spur tracks, right to have built, 481.3–481.8
- Plants, municipal, authority of certain cities, 397.3
- Removal from state parks, 111.35, 111.52–111.57
- Retailers, chain store tax, exempt, 424.3(3)

**ICEBOX**

- Abandoned, 732.20–732.23

**ICE CREAM**

- Adulteration with fats and oils, 190.5
- Brand adopted for use on container, 192.35
- Flavoring, 190.1(33–37)
- Ice cream factories, 170.1–170.28, 170.46–170.51
- Manufacturing standards, 190.1(34–37)
- Mix, 190.1(33)
- Pasteurization, 192.6–192.10
- Standards for various kinds defined, 190.1

**ICE MILK**

- Standards, 190.1(35)

**IDIOTS**

- Custody, 670.19
- Definition, 4.1(6), 226.8
- Disqualified to vote, Const., Iowa, II, 5
- Exhibition, 725.12
- Guardians, 668.32–670.19
- Insane hospitals, barred from, 226.8
- Marriage annulment, 598.19, 598.22
- Marriage license refused, 595.3

**ILLUMINATING OIL**

- Adulteration, 208.7
- Agricultural department to inspect, 208.3
- “Article”, subject to regulation, 189.1(1)

**ILLUMINATING OIL**—Continued

- Commingled, 208.7
- Containers, 208.5–208.7
- Dealer's reports, 208.3
- Definitions, 189.1, 208.1(1)
- Fee for inspection, 208.8
- Gasoline containers, markings, 208.6
- General purity standards, 189.1(1)–189.29
- General standards, 208.2
- Inspection, 208.1–208.8
- Notice by receiver of uninspected oils, 208.3
- Package defined, 189.1(4)
- Rebate, sales outside state, 208.8
- Samples, inspected, analyzed, 189.3–189.8, 208.3
- Standard, flash test, exceptions, 208.4
- Storage regulated by cities, 368.27, 413.74, 413.75
- Storage tanks, 208.6, 208.7
- Test methods, 208.4
- Uninspected oils, notice by receiver, 208.3
- Violations
  - False branding, 189.13
  - Purity standards, 189.19–189.21

**IMMUNITY**

- Electors, on election day, Const., Iowa, II, 2, 3
- Exemptions, ch 627, *see EXEMPTIONS*
- Firemen, 102.1–102.4
- General assembly members, Const., Iowa, III, 11; 2.23
- Incrimination, 622.13–622.17, *see EVIDENCE*
- Incrimination at insurance hearings, 515.136
- Jury service exemptions, 607.2, 607.3
- Nonresident attending trial, process may be served, 617.1
- Witnesses, immunity from prosecution, 96.11(10), 515.136, 622.14–622.16, 741.3–741.5

**IMPAIRMENT OF CONTRACT**

- Constitutional provisions, Const., U. S., I, 10; Const., Iowa, I, 21
- Corporations, legislative control, 491.39

**IMPEACHMENT**

- Appearance, rights of accused, 68.8
- Board of managers, to present articles, 68.3
- Charges specified as in an indictment, 68.2
- Compensation and payment of fees, 68.14
- Constitutional provisions, Const., Iowa, III, 19
- Definition, 68.1
- Elective officials, budget duties, refusing to perform, 8.40
- General assembly, power and procedure, Const., Iowa, III, 19
- High crimes and misdemeanors, removal from office, Const., U. S., II, 4
- House of representatives, articles bought by, 68.1
- House of representatives, sole power, Const., U. S., I, 2
- Judgment of disqualification of guilty, Const., Iowa, III, 20
- Notice to governor required, 68.4
- Officers subject to, Const., Iowa, III, 20
- Officer to be suspended by governor, 68.5
- Organization of court, 68.9
- Powers of court, 68.10
- President of senate, another chosen, 68.6
- Punishment, 68.13

**IMPEACHMENT**—Continued

- Record of proceedings, 68.11
- Removal of officer, salary, rights of accused, 67.7
- Senate, trial and judgment, Const., U. S., I, 3
- Senate, trial of accused, procedure, 68.7–68.14
- Warrant of arrest of accused, 68.7
- Witnesses
  - Facts excluded, received as to credibility, 622.2
  - Felony conviction, to affect credibility, 622.17
  - Moral character, proof, 622.18
  - Process to procure attendance, 68.12
  - Record of former testimony, 622.97

**IMPERSONATION**

- Assuming to be an officer, 740.4, 740.5
- Civil engineers, 114.25
- Elections, registration, 738.20
- Obtaining money or goods by, 713.2
- Practitioners, 147.85, 147.86, 157.15
- Surveyors, 114.25
- Veterinarians, 169.44, 169.45

**IMPOTENCY**

- Marriage annulment ground, 598.19(2), 598.22

**IMPOUNDING**

- Animals, 188.11–188.50
- Goods with bailee, title document impounded, 554.40

**IMPRISONMENT**

- City ordinance violations, 366.1
- Contempt, general assembly, 2.24–2.28, 2.44
- Contempt, warrant to specify, 665.5
- Debt, prohibited, Const., Iowa, I, 19
- Execution of judgment, 791.1–791.7
- Felony, 687.2
- Fine, failure to pay, 762.32, 789.17
- Hard labor requirements, 356.16–356.22
- Health ordinance violations, 420.172
- Illegal imprisonment a crime, 753.7
- Jails, 356.1–356.25
- Kidnaping, penalty, 706.1–706.3
- Mandates of supreme court, R.C.P. 347(a)
- Minors, imprisonment, 356.3, 356.16
- Misdemeanors, extent of confinement, 687.7
- Photographs, when authorized, 782.8
- Prohibited for militia fine in peacetime, Const., Iowa, I, 19
- Shoplifting act provisions, 709.22–709.24
- Time while appealing deducted, 793.26
- Vagrants and tramps, 746.2–746.25

**IMPROVEMENTS**

- Control board improvement, contracts, 218.60–218.64
- Internal, *see INTERNAL IMPROVEMENTS*
- Occupying claimant's rights, 560.1, 560.7
- Public improvement, contracts and claims, 573.1–573.27
- Recovery of real property, set off against damages, 646.20

**INAUGURAL ADDRESS**

- Governor, Const., Iowa, IV, 12; 2.33

**INCENDIARISM**

- Arson, 707.1–707.8, *see ARSON*

**INCEST**

Definition and punishment, 704.1  
 Degrees of consanguinity and affinity, 595.19  
 Indictment, short form, 773.34  
 Place of commitment after conviction, 789.16  
 Void marriages, 595.19, 598.19

**INCOME TAX**

See *ch 422, also TAXATION*

**INCOMPETENT PERSONS**

Action for or against, R.C.P. 12, 13, 14  
 Contracts of minors, 599.1–599.4  
 Conveyance of property by spouse, 597.6  
 Defense for incompetent, R.C.P. 13, 14  
 Depositions taken before incompetency, 622.6  
 Examination of record party, R.C.P. 132, 134  
 Feeble-minded persons, 221.1–223.19, *see FEEBLE-MINDED PERSONS*  
 Guardian ad litem appointed, R.C.P. 13, 14  
 Guardians for incompetents, 668.1–672.20  
 Idiots, 4.1(6), 226.8, *see IDIOTS*  
 Insane persons, actions, R.C.P. 12, 13, 14  
 Insane persons, generally, 226.1–230.30  
 Judgment invalid without defense, R.C.P. 13  
 Judgment without defense, R.C.P. 13, 14, 71  
 Legacies not over \$200, payment, 638.41  
 Marriage license refused, 595.3(5)  
 Minors, *ch 599, see MINORS*  
 Motor vehicle license not issued, 321.177  
 Notice served on guardian ad litem when fiduciary interested, R.C.P. 56(c)  
 Old-age assistance, guardians appointed, 249.32  
 Original notice, how served on, R.C.P. 56(c, d, e)  
 Parties  
   Defendants, 232.10; R.C.P. 13, 17  
   Plaintiffs, R.C.P. 12, 17  
 Physician's certificate, mental incapacity, defense, R.C.P. 13  
 School attendance, excused, 299.5  
 Suit for incompetent, R.C.P. 12  
 Surviving spouse, election of dower, 636.25, 636.29  
 Transactions prior to insanity, admissibility, 622.4, 622.6  
 Waiver of exemption in estate mortgage, 635.43  
 War veteran, grounds for removal from office, 70.6, 70.7  
 Wills, capacity to make, 633.1

**INCORPORATION**

Cities and towns, 362.1–362.10  
 Co-operative associations, 497.1–497.4, 498.4  
 Discontinuance of towns, 362.11, 362.17  
 Fee for recording articles of incorporation, 79.3(3)  
 Nonprofit corporations, 504.1, 504.2  
 Nonprofit-sharing co-operatives, 498.2, 498.5  
 Profit corporations, 491.1–491.21

**INCRIMINATION**

Answer cannot be compelled, 622.14  
 Answers, when not excused, 96.11(10), 622.15  
 Civil liability not sufficient to excuse, 622.13  
 Depositions, deponent protected on examination, R.C.P. 143

**Immunity**

*Generally*, 622.15–622.17  
 Answering questions, extent, 622.16

**INCRIMINATION—Continued****Immunity—Continued**

Compensation trials, 96.11  
 Insurance officials, 515.136  
 Unemployment compensation, 96.11  
 Perjury, no immunity from prosecution, 622.16  
 Witness not required to answer, 622.14  
 Witness required to answer, 96.11, 622.15, 741.3

**INCUMBENT**

Defined in election contests, 57.3  
 Holding over, no successor elected, 63.7  
 Vacancies filled by appointment, 63.8, 63.9

**INCUMBRANCE BOOK**

See *ENCUMBRANCE BOOK*

**INCUMBRANCES**

See *LIENS, MORTGAGES*

**INDEBTEDNESS, PUBLIC**

Bonds, *see BONDS*

Cities and towns, *see CITIES AND TOWNS*

Counties, *see COUNTY*

**Limitation**

Cities and towns, Const., Iowa, XI, 3; 407.1, 407.2  
 County, Const., Iowa, XI, 3; 343.10, 343.11, 346.19, 407.1, 407.2

General purpose limit, exception, 407.1

Limit, five percent of assessed value, 407.2

School districts, Const., Iowa, XI, 3; 407.1, 407.2

Townships, Const., Iowa, XI, 3; 407.1, 407.2

Sanitary districts, limitation, 358.21

Schools, *see SCHOOLS AND SCHOOL DISTRICTS*

State, *see IOWA, STATE OF*

Townships, *see TOWNSHIP*

**INDECENCY**

Obscenity and indecency, penalties, 725.1–725.12

**INDEFINITENESS OF PLEADING**

Motion to make specific, R.C.P. 112

**INDEMNIFYING BONDS**

See *BONDS*

**INDEMNITY**

Corporate stockholder for debt payments, 491.62  
 Drivers of emergency vehicles by cities, 321.495  
 Limiting liability to employee, void, 479.123  
 Lost negotiable instrument, 541.199, 541.200  
 Workmen's compensation, how recovered, 85.22

**INDENTURE**

Definition, 4.1(20)

Seal, not necessarily implied, 4.1(20)

**INDEPENDENCE, MENTAL HEALTH INSTITUTE**

*General provisions*, 226.1–226.34, *see INSANE, HOSPITALS FOR*

**INDETERMINATE SENTENCE**

Felony, person over 16, 789.13

Sentence pronounced, 789.13

Statutory provisions, 246.38, 246.43

Two or more offenses, 789.14

Women's reformatory, 245.6, 245.7



**INDEX**

Chattel mortgage recording, 556.9, 556.11, 556.21  
 Claimant's book, 614.18  
 Code, requirements, 14.12(6, k)  
 Conditional sales contracts, 556.9, 556.11  
 District court records, liens, 606.7  
 Index book, personalty encumbrance records, 556.9-556.21  
 Legislative journals, 17.17  
 Lis pendens, 617.10-617.15  
 Realty conveyances, recording, 558.49-558.64  
 Realty records copied and certified, 558.16-558.18  
 Reports of supreme court, 14.3(4)

**INDIANS**

Citizenship granted, page xxvii, Vol. I  
 Death certificate date, 141.4(5)  
 Dependent children on reservation, aid, 239.11  
 Deputy sheriff, Tama county, provided for reservation, 337.21  
 Disabled persons aid, 241A.13  
 Disposal of liquor to Indians, 732.5  
 History preserved by historical department, 303.6(2)  
 Homestead tax credit, Tama Indians, 425.12  
 Old-age assistance, not lien on tribal realty, 249.20  
 Poor relief expenses paid by state, 252.43  
 Schools, contract, 273.20  
 Veterans of Indian wars, tax exemption, 427.3(2)

**INDICTMENT**

Absence of particulars, 773.4  
 Allegations  
   Bill of particulars, 773.4-773.7, 773.32  
   Description of place or thing, 773.16  
   Disjunctive or alternative, 773.24  
   Identification of other than defendant, 773.17  
   Immaterial, unnecessary, 773.14, 773.15  
   Indirect or inferential, 773.25  
   Intent, 773.13, 773.14, 773.34  
   Intoxicating liquors, 126.7  
   Libel, extrinsic facts unnecessary, 773.26  
   Machine gun offense, prior conviction, 696.10  
   Means by which offense committed, 773.10  
   Money or securities, 773.18  
   Negating exception not necessary, 773.23  
   Ownership of property, 773.12  
   Perjury, record not required, 773.27  
   Pictures described generally, 773.20  
   Place of offense, 773.9-773.16  
   Prior conviction, 696.10, 773.22  
   Private statute, pleading, 769.9  
   Receiving stolen property, conviction of principal, 712.3  
   Repugnant, 773.29  
   Surplusage, 773.30  
   Time of offense, 773.8  
   Value, 773.11  
   Words and phrases, 773.21  
   Words, spoken or written, 773.20  
 Amendments, 773.42-775.9  
 Arraignment of defendant after, 775.1-775.11  
 Bail after indictment, 763.1, 763.5, 774.2, 774.6  
 Bill of particulars, 773.4-773.7, 773.32  
 Charging of offense, 773.35-773.41  
 Circulation of foreign bank notes, 718.22  
 Compounding of public offenses, 773.49

**INDICTMENT—Continued**

Constitutional requirements, Const., Iowa, I, 11; III, 20  
 Contempt punishment not a bar, 665.12  
 Contents, 773.1-773.3  
 Continuance because of amendment, 773.46  
 Convict brought from prison, 774.10, 774.11  
 Counts in same indictment, 773.36-773.41  
 County attorney's information, ch 769  
 County attorney to prepare, 336.2(8)  
 Definition, 773.3  
 Definition includes information, 773.41  
 Degrees of offense, not set out, 773.28  
 Demurrer  
   Action in wrong county, effect, 777.7  
   Creates issue of law, 777.5  
   Discharge when sustained, 777.8  
   Failure constitutes waiver of defects, 777.3  
   Grounds for, 777.2  
   Joinder not necessary on hearing, 777.5  
   Judgment no bar to second prosecution, 777.22  
   Method of making, 777.4  
   Pleading over if overruled, 777.10  
   Resubmission, defendant's rights, 777.9  
   Sustained by court, effect, 777.7, 777.8  
   Time of hearing, 777.6  
 Descriptions, 773.16, 773.19, 773.20  
 Dismissal, 795.1-795.5  
 Duplicity of offenses, 773.35-773.41  
 False pretenses, 773.39, 773.40  
 Finding and presentation  
   Evidence required, 771.16, 771.17  
   Grand jury duties, 771.1-772.1  
   Indorsement, 772.1-772.3  
   Minutes of evidence, use of, 772.4, 772.5  
   Presentation to court, 772.3  
   Private prosecutor, 772.2  
   Vote necessary, 772.1  
 Food and drug law, offenses charged, 189.20  
 Former conviction, 144.54, 696.10, 747.1, 747.4, 773.20  
 Form of indictment, 773.2, 773.33, 773.34  
 Forms (short forms) permitted, 773.34  
 Grand jury  
   General requirements, chs 770, 771  
   Constitutional requirement, Const., U. S., Amend. 5  
 Identification of defendant, 773.7, 775.8-775.10  
 Identification of third parties, 773.17  
 Impeached state officers, Const., Iowa, III, 20  
 Indictment includes information, 773.41  
 Insanity commission without jurisdiction, 228.8  
 Insufficient proceedings, 772.5  
 Interpretation of statutes, 773.33  
 Intoxicating liquors  
   Counts and allegations, 123.90, 126.7-126.10  
   Former conviction, how alleged, 126.9  
 Joint indictment, 780.1, 785.7, 785.8  
 Judgments, separate on each count, 773.38, 773.40  
 Judicial proceedings, pleading, 773.47  
 Larceny, 773.39, 773.40  
 Libel, 737.3, 773.26  
 Minutes of indictment, use of, 772.4, 772.5  
 Misdemeanors, Const., Iowa, I, 11  
 Misdemeanor, transfer to municipal court, 769.32

**INDICTMENT—Continued**

- Negating of statutory exceptions, 773.23
- Neglected or delinquent children, charged with crime, 232.16
- Offense more serious than charged, 780.25, 780.26
- One offense charged, alternative allegations, 773.35
- Perjury, 773.27
- Pleading of judicial proceedings, 773.47
- Pleading private statute, 773.48
- Pleadings of defendant, 777.1-777.22
- Pleas of indictment, 777.12-777.17
- Preparation by county attorney, 336.2(8)
- Prior conviction, 144.54, 696.10, 747.1, 747.4, 773.20
- Prior law, indictments under, valid, 773.31
- Private prosecutor's name indorsed, 772.2
- Private statute, pleading, 773.48
- Process after indictment, 769.16-769.26
- Receiving stolen property, 773.39, 773.40
- Setting aside
  - Answer to arraignment, time, 775.11
  - Correction of witness' name, 776.3
  - Grand jury objection, 776.1, 776.2, 776.4
  - Grounds stated, 776.1, 776.2
  - Hearing on motion, 776.1-776.7
  - Innocence of defendant, 773.6
  - Order to set aside, 776.9
  - Overruled, defendant must answer, 776.6
  - Particulars of bill insufficient, 773.6
  - Prosecution not barred by order, 776.9
  - Resubmission, bail, 776.8
  - Statute of limitations, 773.6
  - Sustained, defendant discharged, 776.7
- Short form may be used, 773.34
- Statute of limitations, 752.1-752.6
- Sufficiency in general, 773.31, 773.32
- Time of finding, 752.6
- Title to be "The State of Iowa", Const., Iowa, V, 8
- Trial of issues of fact, 780.1-780.37
- Trial of issues of law, 777.5, 777.22
- "True bill" indorsed on indictment, 772.1
- Vital statistics law violations, prior offense alleged, 144.54
- Vote in presence of grand jury only, 771.6
- Vote necessary to indict, 772.1
- Vote not recorded, 771.11
- Witnesses' names indorsed
  - Member of grand jury as witness, 760.3
  - Names on indictment, 761.3, 770.4

**INDIGENTS**

- Aid to dependent children, 239.1-239.18
- Blind, education at school for the blind, 269.1, 269.2, 270.4-270.8
- County support, 252.1-254.7
- Deaf, education at school for deaf, 270.1-270.8
- Hospital for, (Iowa City), 255.1-255.29
- Tuberculous persons, 254.8-254.10, 271.10-271.16, 347.13, 347.16

**INDORSEMENT**

- County attorney's information, 769.3, 769.5
- Denial of signature on instruments, R.C.P. 100
- Execution, by officer receiving, R.C.P. 259
- Indictment, 772.1-772.3
- Indorser's right of inspection, R.C.P. 100

**INDORSEMENT—Continued**

- Negotiable instruments
  - Accommodation party, liability, 541.29
  - Bills of exchange in sets, 541.181
  - Blank, change to special, 541.35
  - Blank, payable to bearer, 541.9(5), 541.34
  - Cancellation, effect, 541.121(2), 541.122, 541.124
  - Cashier, indorsed to, effect, 541.42
  - Conditional, rights of parties, 541.39
  - Corporation's indorsement, 541.22
  - Date presumed true, 541.11
  - Definition of "indorsement", 541.30, 541.31, 541.192
  - Delivery, instrument negotiable by, 541.67
  - Entire instrument must be transferred, 541.32
  - Fingerprint indorsement, old-age warrant, 249.14
  - Forgery, penalty, 718.1(8)
  - Genuineness denied in pleading, R.C.P. 100
- Indorsers
  - Alterations, effect on later indorsers, 541.125
  - Definition of indorser, 541.63
  - Delivery negotiation, liability, 541.67
  - General liability, 541.66
  - Irregular indorser, liability, 541.64
  - Joint indorsers, jointly and severally, 541.138
  - Liability, 541.64-541.68, 541.70, 541.80
  - Notice of dishonor, 541.90
  - Notice to charge indorsers, 541.90, 541.116
  - Not party to instrument, liability, 541.64
  - Order of liability, presumption, 541.68
  - Presentment, charging indorsers, 541.70, 541.80
  - Presumption, signed as indorser, 541.17(6), 541.63
  - Qualified indorsements, liability, 541.38, 541.65
  - Signature in blank, liability, 541.64
  - Wrong spelling of name, how indorsed, 541.43
- Infant's indorsement, effect, 541.22
- Irregular indorsement, 541.64
- Kinds of indorsement, 541.33
- Method of making indorsement, 541.31
- Name wrongly designated or misspelled, 541.43
- Necessary for negotiation, 541.30
- Negotiation not result of indorsement, 541.32
- Past due instrument, payable on demand, 541.7
- Payable to bearer, 541.40
- Payable to certain persons, 541.41
- Person not party to instrument, liability, 541.64
- Place, presumption, 541.46
- Prior party, reindorsement, 541.50
- Qualified indorsement, warranty, 541.38, 541.65
- Representative capacity, 541.44
- Restrictive, indorsee's rights, 541.36, 541.37, 541.47
- Rider, attached for indorsement, 541.31
- Several indorsees, no negotiation, 541.32
- Signature, without words, sufficient, 541.31
- Special, 541.34, 541.35, 541.40
- Striking out by owner, effect, 541.48
- Time, presumption, 541.45
- Transfer without right to compel, 541.49
- Without recourse, result, 541.38
- Words besides signature not necessary, 541.31
- Written on instrument or attached, 541.31
- Original notice served by sheriff, R.C.P. 57(c), 59
- Renewal of execution by justice of peace, 601.75
- Return of personal service by sheriff, R.C.P. 59(c)

**INDUSTRIAL COMMISSIONER**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting methods prescribed, 8.6(4), 11.5  
 Additional reports from employer, penalty, 86.12  
 Additional services allowed, 85.27  
 Agreements on compensation filed, 86.13  
 Agricultural employer's election to provide, notice to, 85.1(3)  
 Alien's death, foreign consul notified, 85.53  
 Appointment by governor, 2.40, 86.1

**Arbitration**  
 Appeal to the district court, 86.26–86.32  
 Appeal to the supreme court, 86.33  
 Award of board or commissioner filed, 86.23  
 Board of arbitration, how secured, 86.14  
 Compensation of arbitrators, 86.40  
 Costs of hearing taxed by board, 86.40  
 Decision of commissioner on review, 86.25  
 Defenses, special, must be pleaded, 86.14  
 Deputy industrial commissioner to act, 86.15  
 Deputy or arbitration board to hear petition, 86.15  
 Evidence, 86.18–86.23  
 Fees of arbitrator, 86.40  
 Findings of board or commissioner filed, 86.23  
 Hearing, procedure, 86.14, 86.15, 86.17  
 Investigations may be made by board, 86.17  
 Judgment by district court on award, 86.42, 86.43  
 Liberal rules of evidence, 86.18  
 Modification of judgment by court, 86.43  
 Number on board, 86.15  
 Oath of arbitrator, 86.16  
 Petition for arbitration, 86.14, 86.15  
 Place of holding hearing, 86.17  
 Powers and duties of board, 86.17  
 Procedure on request for arbitration, 86.14, 86.15  
 Procedure summary, 86.18  
 Reporter, shorthand, 86.19, 86.20  
 Review of findings by commissioner, 86.24  
 Witnesses, depositions, 86.21, 86.22  
 Witness fees, mileage, taxable, 86.41

Attorney's fee in court, approved by judge, 86.39  
 Audit by auditor, annual, 11.2  
 Authority in general, 86.8(5)  
 Benefit insurance, mutual, approved by, 87.5–87.7  
 Benefit insurance plan approved, terminated, 87.5–87.7  
 Blanks for compensation cases furnished, 86.8(2)  
 Bond required, amount, 64.6(23)  
 Business interest prohibited, 86.7  
 Candidates for office not to make political promises, 86.5  
 Candidates recommended, written, public, 86.6  
 Commutation provisions, 85.45–85.48, 86.34  
 Deputy, 86.2, 86.3  
 Duties in general enumerated, 86.8  
 Earnings of employees, statement furnished by employer, 85.40, 85.41  
 Employer's records, inspection, penalty, 86.10  
 Examination of injured employee, fee, 86.38  
 Excessive charges, referred, 85.27, 86.39  
 Fees for services, approved, 86.39  
 Financial interest in business forbidden, 86.7  
 Hazardous employment, bond, approval, 87.16  
 Hospital claims approved, 85.27, 86.39  
 Injuries reported to, penalty, 86.11, 86.12

**INDUSTRIAL COMMISSIONER—Continued**

Judgments in district court, 86.30, 86.31, 86.42, 86.43  
 Jurisdiction over nonresident employer, 85.3  
 Lien for services, approved by commissioner, 86.39  
 Medical fees approved, 85.27, 86.39  
 Medical hospital services, amount fixed, 85.27  
 Member of employment agency license commission, 95.1  
 Nonresident employer, jurisdiction, 85.3  
 Notice of employee's election, 87.23  
 Notice served to nonresident employer, 85.3, 86.36  
 Notices required to be in writing, 86.36  
 Occupational diseases, 85A.19, 85A.21–85A.27  
 Office kept at seat of government, 86.1  
 Peace officers, jurisdiction, 85.62  
 Penalty for employer's neglect, collection, 85.41  
 Physician, appointed by commissioner, 86.38  
 Political activity prohibited, 86.4, 86.5, 740.13–740.18  
 Post notices, failure of employer, duty, 87.19  
 Public inspection, recommendations open to, 86.6  
 Recommendations required to be in writing, 86.6  
 Records kept of all proceedings, 86.8(4)  
 Records of employer, open for inspection, 86.10  
 Refusal to submit records, penalty, 86.10  
 Rehabilitation of disabled persons, co-operation to secure, 259.5  
 Rejection of act by employer or employee, 85.3–85.21  
 Removal, grounds, 86.4, 86.7  
 Report, biennial, requirements, 17.1–17.3  
 Reporter appointed, 86.19, 86.20

**Reports**  
 Governor, biennial, 86.9  
 Injuries, by employer, penalty, 86.11  
 Mine inspectors, posted security, 87.18

**Review of award of settlement**  
 Decision by commissioner, 86.34  
 Limitation on time for review, 86.34  
 Notice of review, how given, 86.35, 86.36  
 Petition for review to be filed, 86.35  
 Place of hearing, 86.37

**Rules and regulations, power, 85.66, 86.8(1)**  
 Second injury compensation act, duties, 85.63–85.69  
 Second injury fund, 85.64–85.69  
 Supplies furnished by executive council, 19.25  
 Supreme court reports, free copies, 16.28(17)  
 Termination of employee's disability reported, penalty for failure, 86.12  
 Term of office, 86.1  
 Vacancies, how filled, 86.1, 86.7  
 Vocational rehabilitation co-operation, 259.4(5), 259.5  
 Witness subpoenaed, fees allowed, 86.22, 86.41  
 Workmen's compensation law, 85.1–85.69

**INDUSTRIES, DIRECTOR**  
 Employed by board of control, 218.74  
 Powers and duties, 218.82

**INDUSTRY**

Agriculture, allied industries promoted, 159.2  
 Coal mining, 82.1–82.127  
 Disabled persons rehabilitated, 258.1–259.8

**INDUSTRY**—Continued

Labor law, *see* **LABOR LAWS**  
 Mineral resources investigated at Ames, 266.3  
 New industries, railroad freight rates, 479.27  
 Statistics and information, 91.4  
 Testing of mineral resources by state, 266.3  
 Zoning law applicable, 414.1–414.3

**INEBRIATES**

Civil service disqualification, 365.17(4)  
 Commitments to institutions, 224.1–224.5  
 Custody, order of priority on claim, 670.19  
 Defined as vagrants, 746.1(2)  
 Divorce ground, 598.8(4), 598.9  
 Guardians for, 668.13, 670.1–670.19  
 Interdicted persons, 123.35, 123.44, 123.49  
 Liquor permit revocation ground, 123.35  
 Motor vehicle license not issued, 321.177  
 Necessaries, liability, 554.2  
 Nuisance, premises abated, 657.2(6), 657.3  
 Prescription for liquor refused, 130.27  
 Soldiers home, inebriates not received, 219.13

**INFAMOUS CRIME**

Election contest ground, 57.1

**INFANTS**

*See* **MINORS**

Actions, R.C.P. 12, 13  
 Age of majority, 599.1–599.3  
 Babies, eye prophylactic, 140.36–140.38  
 Birth certificates, 144.1–144.23  
 Maternity hospitals, 236.1–236.34

**INFECTIOUS DISEASES**

Animal diseases, ch 163, *also see* **ANIMALS**  
 Diseases of man, ch 139, *also see* **DISEASES**

**INFERIOR COURTS**

District court, 604.1–604.43  
 Justice of the peace, 601.1–601.133  
 Juvenile court, 231.1–231.15  
 Mayor's court, 367.1–367.15  
 Municipal court, 602.1–602.56  
 Police court, 367.1–367.15  
 Probate court, 631.1–631.13  
 Superior court, 603.1–603.64

**INFIRMARIES**

City authority to establish, 368.27  
 Licensed as nursing homes, 135C.5

**INFIRM PERSONS**

Blind assistance, 241.1–241.25  
 Blind school, 269.1, 269.2  
 County homes, 253.1–253.10  
 County hospitals, generally, *see* **HOSPITALS**  
 Deaf school, 270.1–270.8  
 Diseased persons, *see* **DISEASES**  
 Drug addicts, inebriates, 224.1–224.5  
 Epileptics hospital, 223.1–223.19  
 Feeble-minded, institution for, 221.1–221.5  
 Guardians, 668.1–670.19  
 Handicapped children, education, 281.1–281.10  
 Indigent persons, treatment, 255.1–255.29  
 Insane hospitals, 226.1–226.34  
 Insane hospitals, county, 227.1–227.15  
 Jury duty, exemption, 607.2(4)  
 Old-age assistance, 249.1–249.47

**INFIRM PERSONS**—Continued

Poor, support of, 252.1–252.43  
 Psychopathic hospital, 225.1–225.42  
 Soldiers home, 219.1–219.22  
 Tax exemptions, 427.8–427.12  
 Tuberculosis sanatorium, 271.1–271.16

**INFLAMMABLES**

City and town power to regulate, 368.11  
 Commercial use in dwelling, 732.6, 732.7  
 Fire insurance policy void for keeping inflammables on premises, 515.138(6)  
 Flammable liquids regulated, 101.1–101.8  
 Housing law provisions, 413.74, 413.75

**INFORMATION**

Admission to psychopathic hospital, 225.10  
 County attorney's, 769.1–769.33  
 Form, 127.10, 754.2, 773.33, 773.34  
 Justice court, form and contents, 762.2–762.6, 773.33  
 Municipal court prosecutions, 602.29  
 Preliminary, 754.1–754.7  
 Superior court, filing by city attorney, 603.58  
 Unlawful assembly or riot, allegations, 743.3

**INGRESS**

Land without way thereto, 471.4(4)

**INHERITANCE**

Aliens, 567.8  
 Estate tax, 451.1–451.13  
 Heirs, ch 636, *see* **HEIRS**  
 Inheritance tax, 450.1–450.96  
 Words, conveyances, 557.2

**INHUMAN TREATMENT**

Cruel and unusual punishment prohibited, Const., Iowa, I, 17  
 Ground for divorce, 598.8, 598.9  
 Prisoners mistreated, penalty, 356.23

**INITIALS**

Indictment, description, 773.7(1), 773.17(1)  
 Legalizing acts, judgments, 587.1  
 Variance in realty conveyances, 558.6

**INJUNCTIONS**

Accountants, unlawful practice, 116.18  
 Advertising marks registered, 548.7–548.9  
 Aeronautics commission, airport hazards, 329.6  
 Aeronautics law enforcement, 328.12(6)  
 Airport hazards restrained, 329.6  
 Appeals to supreme court, R.C.P. 331, 332  
 Auxiliary remedy in any action, R.C.P. 320  
 Billboards on highways, 319.10–319.13  
 Bills of lading, 487.24, 487.25, 487.34  
 Boiler inspection, hearing, 89.10, 89.11  
 Bond, conditioned to pay or comply with judgment, R.C.P. 329

**Bonds****Abatement bonds**

Liquor control act, nuisances, 123.77–123.87  
 Liquor nuisance abated, 128.23–128.34  
 Nuisance abatement stayed, 657.6

Approval by clerk of court, R.C.P. 327

Civil proceedings enjoined, R.C.P. 329

Co-operative association contract breached, 499.9

**INJUNCTIONS—Continued****Bonds—Continued**

- Filing of bond required, R.C.P. 327
- Order violated, release of defendant, R.C.P. 330
- Proceedings in civil action enjoined, R.C.P. 329
- School lands sold on credit, injunction without bond to enjoin waste, 302.7
- Temporary injunctions without bond
  - Houses of ill fame, 99.3
  - Liquor control act, injunctions, 123.63
  - Liquor injunctions, 128.2
- Bootleggers, 128.17
- Buildings used for illegal use of drugs, 204.13
- Butter overrun, third conviction, 193.6
- Chattel mortgage foreclosures, 652.11
- Cigarette sales, unfair practices, 551A.10
- Cigarette tax, venue in Polk county, 98.34
- Civil actions by ordinary proceedings, 657.1
- Coal mine, failure to provide safety changes, 82.117–82.123
- Collections for liquor, 129.11
- Commerce commission's decisions enforced, 474.24, 474.25, 474.40, 474.41
- Constitutional amendment, if illegal, 6.10
- Constitutional provisions, Const., Iowa, XII, 3
- Contempt proceedings, 665.1–665.12; R.C.P. 330
- Contract breach prevented, R.C.P. 320
- Co-operative association contract breach, 499.9
- Co-operatives, wrongful use of term, 497.30, 498.32, 499.4
- County zoning, 358A.14, 358A.23
- Damages or other relief permitted, R.C.P. 310
- Defendant's right to appear, R.C.P. 326
- Drug and cosmetics, 203A.4
- Engineering, illegal practice, 114.24, 114.25
- Execution of judgment, quashed, 626.106
- Execution, property of judgment debtor, 630.7
- Fee for serving writ, 337.11(6)
- Food and drug act, violation, 189.18, 189.19
- Food establishments, sanitary violations, 170.50
- Fraternal beneficiary associations, 512.37
- Goods with bailee, 554.40, 554.41
- Granted, stage in proceedings, R.C.P. 320
- Grounds, R.C.P. 320, 321
- Gypsum mine, failure to make changes, 83.11
- Health nuisance, charter cities, 420.177
- Highway obstructions, 319.8–319.11
- Hospital, unlicensed, 135B.16
- Hotels, sanitary violations enjoined, 170.50
- Houses of prostitution, 99.1–99.31
- Housing law, enjoin nuisances, 413.113–413.116
- Independent remedy by equity action, R.C.P. 320
- Injuries prevented by writ, R.C.P. 320
- Insurance companies, 508.17, 518.28
- Interpleader cases, R.C.P. 39
- Itinerant merchants, 81.14
- Judgments, vacation sought, 683.3
- Labels registered, 548.7–548.9
- Labor disputes, 736A.7, 736B.5
- License, dealers who do not obtain, 189.18
- Life insurance companies, insolvent, 508.17
- Limitations of actions, stay, effect, 614.13
- Liquor nuisances, 123.60–123.89, 128.1–128.40
- Mandamus, 661.9, 661.12–661.16
- Maternity hospitals, unlicensed, 236.7
- Membership sales companies, 503.11
- Mine operators, 82.117–82.123, 83.11

**INJUNCTIONS—Continued****Mines**

- Failure to provide safety changes, 82.117–82.123
- Opening new mine without a permit, 82.25
- Refusal to make ordered changes, 83.11
- Mining without liability insurance, 87.15, 87.19
- Modification, R.C.P. 328
- Motor vehicle dealers violations, 322.11
- Mutual assessment insurance, 518.28, 518.34
- Mutual nonlife assessment associations, 518.28
- Negotiable documents of title, 554.40, 554.41
- Notice of application, R.C.P. 326
- Nuisance, action to enjoin, procedure, 99.2–99.22
- Nuisances, cities and towns, 420.177
- Nuisances, housing law, 413.113–413.116
- Nursing home, unlicensed, 135C.21
- Obstruction of justice, 723.2
- Partition actions, to protect property, R.C.P. 282
- Pasteurization law, violation, 192.9
- Pipeline companies enjoined, 490.29, 490.30
- Prices, unfair discrimination by corporation, 551.9
- Profession practice without license, 147.83
- Prohibited interference by injunction, water-works trustees insurance decisions, 400.12
- Public health, special charter cities, 420.177
- Railroad cases
  - Orders of commerce commission, 474.40, 474.41
  - Rates established, obedience to such rule, 474.25
- Refusal of writ conclusive, R.C.P. 322, 323
- Restaurants, sanitary violations enjoined, 170.50
- School land, waste committed on, 302.7
- School teacher without certificate, 273.13(24)
- Securities law, sales contrary to, 502.21
- Service of writs, delay, penalty, 123.88
- Services of animals, lien, 580.9
- Signs or billboards on highways, 319.10, 319.11
- Special charter cities, health nuisance, 420.177
- Statute limitations, 614.13
- Stock sales of corporation, 501.4
- Stock transfer act, 493A.14
- Superior court powers, 603.19
- Tax commission, power to use action, 421.20
- Temporary injunction
  - Allowance, grounds, R.C.P. 321
  - Bond before writ issues, exceptions, R.C.P. 327
  - Dissolution or modification, motion, R.C.P. 328
  - Granted, by whom, R.C.P. 325
  - Granted during litigation, R.C.P. 320, 321
  - Notice, hearing, when mandatory, R.C.P. 326
  - Outside district where pending, when permitted, R.C.P. 324, 325
  - Petition supported by affidavit, R.C.P. 321
  - Previous applications, petition must show, R.C.P. 323
  - Refusal indorsed on petition, R.C.P. 322
  - Without bonds
    - Houses of ill fame, 99.3
    - Liquor control act, 123.63
    - Liquor injunctions, 128.2
- Trade-marks, 548.7–548.9
- Unfair discrimination, corporations, 551.9
- Vacation application, R.C.P. 328
- Vacation of judgments, 683.3
- Venue for restraint on court proceedings, R.C.P. 329
- Violation by pipeline companies, 490.30
- Violation punished as contempt, R.C.P. 330

**INJUNCTIONS—Continued**

Warehouse receipts, 542.25, 542.26  
 Zoning, airport hazards, 329.6  
 Zoning law, restraining order, 414.16

**INJURIES**

Civil remedy not merged in crime, 611.21  
 Damages for wrongful death, disposal, 635.9  
 Injunction to prevent, R.C.P. 320  
 Jitney bus licensee liability, 388.6  
 Limitation on personal injuries, 614.1(3)  
 Minor child, who may sue for, R.C.P. 6, 8  
 Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97  
 Motor vehicle accidents, 321.261–321.284  
 Negligence, *see NEGLIGENCE*  
 Passenger bus licensee, liability, 388.6

**Penalties**

Assault and battery, 695.5  
 Assault with intent to injure, 694.4–694.7  
 Explosives as cause of injury  
 Death, 697.1  
 Depositing with intent to injure property,  
 697.4  
 Making of gunpowder as nuisance, 697.5  
 Personal injuries caused, assault, 697.2  
 Property injuries caused, 697.3

**Internal improvements and common carriers**

Dams, locks, or machinery, 716.1  
 Ditch and drain obstruction, 716.3, 716.4  
 Highways, 714.18, 714.19, 716.6, *see HIGH-  
 WAYS*  
 Levees, 716.2, 716.4  
 Public utilities, 716.7  
 Railroads, 711.4, 716.7–716.19, *see RAIL-  
 ROADS*

Road obstructions, 716.6, 716.7  
 Water drawn from pond, canal, or reservoir,  
 716.1, 716.5

Wire tapping, 716.8

Unlawful assembly, 743.9

Personal injuries, *see NEGLIGENCE*

**Reports of injuries**

Abuses to state institutional inmates, 218.3  
 Injuries to employees, 86.11, 86.12, 88.11, 88.12  
 Mine accidents, 82.14, 82.116  
 Motor vehicle accidents, 321.261–321.284  
 Railroad accidents, 474.45–474.53  
 Wounds by criminal violence, 147.111–147.113

**INNS AND INNKEEPERS**

*See chs 105, 170, 583, also HOTELS AND INNS*

**INSANE, HOSPITALS FOR (CHEROKEE, CLARINDA, INDEPENDENCE, AND MOUNT PLEASANT)**

*See MENTAL HEALTH INSTITUTES*

**INSANITY**

*Referred to in code as mental illness. For table of euphemistic synonyms used in connection with mental conditions, see 218.95*

Admission to institutions, *see subhead Commitments below*

Adoption, annulment for insanity, 600.7

Commission of inquiry

Appointment by court, 229.31

**INSANITY—Continued****Commission of inquiry—Continued**

Compensation, payment, 229.35  
 Complaints investigated, 229.31, 229.32  
 Finding and order filed, 229.34  
 Hearing, limitation, 229.33, 229.36  
 Personnel of inquiry commission, 229.31  
 Unjust detention investigated, 229.31, 229.32

**Commission of insanity**

*(Properly, commission of hospitalization)*

Appeals from findings, 229.17–229.19  
 Appointed by district court, 228.3  
 Blanks received from control board, 229.23  
 Care of patients by relatives or friends, 229.25  
 Clerk, duties, 226.19, 226.20, 228.6  
 Clerk of court as clerk of commission, 228.4

**Commitments, admissions**

Adequate facilities prerequisite, 229.9  
 Answers on hearing, correction, 229.7, 229.8  
 Appeal, jury trial, 229.17–229.19  
 Appearance at hearing, 229.5  
 Application by information, contents, 229.1  
 Crime, court acquires jurisdiction, effect,  
 229.12  
 Criminal insane pending trial, 783.3  
 Custody prior to admittance, 229.2, 229.11–  
 229.26  
 Drug addicts, 224.1–224.5  
 Epileptics, voluntary patients, hearing, 223.6  
 Examination by physician, 229.6, 229.7  
 Execution of order by physician, 229.11  
 Feeble-minded patients, hearing, 223.6  
 Female attendant, when required, 229.14  
 Female mentally ill, constant attendance,  
 229.16

Findings and order, 229.9

Hearing, 229.2–229.5

Inebriates, 224.1–224.5

Interrogatories to physician's certificate, 229.7

Legal settlement of patient, 229.9, 230.1–230.14

Mentally retarded patients, hearing, 223.6

Orders executed, 229.2, 229.10–229.16

Record of order of commitment, 229.9

Relative, executing order, 229.15

Right to counsel, 229.5

Screening center, 229.9

Service of order, 229.11

Subpoenas, power to issue, 229.3

Warrants, execution, 229.2, 229.10–229.16

War veterans, 229.20–229.22

**Compensation, 228.9**

Complaint to obtain release, 229.31

Costs paid by county, 228.10

Counsel allowed at hearing, 229.5

County commission in each county, 228.1

County to provide care, 229.26

Custodian, special, when appointed, 229.25

**Custody of patient**

Outside state hospitals, 229.27

Pending appeal, 229.18

Temporary, duty to provide, 229.24

**Discharge of mentally ill**

Approval of board of control, 229.30

Convicts transferred to hospitals, 246.17

Notice of discharge by board, 226.33

Transfer of mentally ill veteran not to affect,  
 229.22

**INSANITY—Continued**

- Commission of insanity—Continued  
 Epileptics, commitment, law applicable, 223.7  
 Expenses and compensation, 228.9–228.11  
 Forms and blanks furnished, 229.23  
 Indicted person, lack of jurisdiction, 228.8  
 Jurisdiction of commission, 228.8
- Legal settlement of mentally ill person  
 Certificate to proper county, 230.3, 230.4  
 Control board investigation, court action, 230.6–230.13  
 Determined, record, by commission, 229.9, 230.2  
 Disputed by county, time limit, 230.4  
 Liability of place of legal settlement, 230.1  
 Nonresidents, notice to control board, 230.5
- Meetings held at clerk's office, 228.4  
 Neglected mentally ill cared for, 229.28  
 Notices and reports, given by mail, 228.7  
 Number of members, 228.1  
 Oaths, power to administer, 78.2(2), 229.3  
 Organization, 228.4  
 Parole of patients, consent required, 226.23  
 Patients confined, certificate required, 227.15  
 Personnel of commission ex officio, 228.2  
 Physician for examination, 229.6  
 Prisoners in penitentiary examined, 792.5–792.7  
 Private hospitals, confinement, 227.15  
 Psychopathic hospital special commission, 225.37–225.42  
 Recovered patient, discharge, notice, 226.31  
 Recovery, discharge from custody, 229.30  
 Relatives or friends, care without public charge, 229.25  
 Room at county public hospital, 347.13(7)  
 Screening centers, 229.9  
 Subpoenas, power to issue, 229.3  
 Term of office, 228.3  
 Transfer from hospitals to state hospitals, 229.29  
 Transportation expenses, how paid, 228.11  
 Vacancy temporarily filled, 228.5  
 Warrant to peace officer, 229.2
- Commission of psychopathic hospital, 225.37–225.42
- Commitments, *see subhead Commission of Insanity above, thereunder see Commitments*
- Complaint, release from institution, 229.31  
 Construction, words included, 4.1(6), 218.95
- County and private hospitals  
 Auditor's report of county cost, 333.11(11)  
 Authority for confinement in private asylum, 227.15  
 Care of mentally ill of other counties, 227.14  
 Commitment by hospitalization commission, 229.26  
 Complaints of patients, hearings, 227.3  
 Confinement, authority required, 227.15  
 Cost of removal paid by county, 227.7  
 Cruelty to patient, penalty, 229.38  
 Decision as to removal of patients, 227.12  
 Differences decided by court, 227.12  
 Discharge of patients, 227.13, 229.31–229.36  
 Dispute of authorities, court to decide, 227.12  
 Estates liable for patient's care, 230.18  
 Feeble-minded transferred, 222.48  
 Habeas corpus, 229.37

**INSANITY—Continued**

- County and private hospitals—Continued  
 Inspection by board of control, 218.30, 227.2  
 Inspectors, qualifications, duties, 227.2  
 Mentally retarded transferred, 222.48  
 Notice before acting on report, 227.3  
 Notice to guardian of rule violations, 227.8  
 Other counties, care permitted, 227.14  
 Removal of patient by board, cost, 227.6, 227.7  
 Rules made by board of control, 227.6  
 Sanity investigation, 227.9  
 Supervision by board of control, 227.1  
 Support of patients by county, 230.24  
 Transfer of mentally retarded or to guardian, 222.48  
 Transfers between institutions, 227.10–227.12, 229.29
- County home, notice of transfer to, 227.11  
 County mental health fund, psychiatric examination and treatment, 230.24
- Criminal cases, *see subhead Persons Mentally Ill, below, and thereunder Criminal Defendant*
- Criminal sexual psychopath defined, 225A.1  
 Defense in criminal case, notice, 777.18
- Definitions  
 Mental illness, 229.40  
 Mentally ill persons, 4.1(6)  
 Mentally retarded persons, 222.1  
 Mental retardate, 4.1(6), 226.8  
 Table of euphemistic synonyms, 218.95
- Epileptic commitment law applicable, 223.7  
 Escapees from other states detained, 230.31  
 Eugenics board, powers, 145.1–145.22
- Idiots  
 Custody, 670.19  
 Definition, 4.1(6), 226.8  
 Disqualified to vote, Const., Iowa, II, 5  
 Exhibition, 725.12  
 Guardians, 668.32–670.19  
 Insane hospitals, barred from, 226.8  
 Marriage annulment, 598.19, 598.22  
 Marriage license refused, 595.3, 595.20–595.28
- Insane person defined, 4.1(6), 222.1, 229.40  
 Limited partner, effect, 545.2(13), 545.11(7), 545.36  
 Lunatics, included in "insane persons", 4.1(6)
- Medical director, psychopathic hospital, advisor, 225.6
- Paternity proceedings, mother's insanity, 675.21
- Persons mentally ill
- Actions  
 Acquittal on ground of insanity, 785.17, 785.18  
 Answers for ward by guardian, R.C.P. 71  
 Brought or defended, R.C.P. 12, 14, 17  
 Criminal case, verdict, 785.18, 789.7, 789.8  
 Defense required, 597.7; R.C.P. 13, 14, 71  
 Depositions after insanity, 622.6, 622.96; R.C.P. 165  
 Eminent domain powers of guardian, 472.16  
 Guardian's suits, R.C.P. 12  
 Judgment vacated, ground, R.C.P. 252  
 Legal settlement determined, 230.12–230.14  
 Limitation of actions, *see Limitation of Actions below under this subhead*  
 Original notice, how served, R.C.P. 56(c, d, e)  
 Parties to actions, guardian, R.C.P. 14, 17  
 Pending action, insanity, R.C.P. 17

**INSANITY—Continued**

## Persons mentally ill—Continued

## Actions—Continued

- Realty, action to convey, 597.6–597.9
- Recovery of land, 420.245, 420.246, 448.12, 567.7
- Spouse mentally ill, 595.7; R.C.P. 13, 14
- Watercourse dam, eminent domain, 469.19
- Admission to state hospitals, 229.1
- Adoption of child, annulment, 600.3–600.7
- Care without public charge, custodian, 229.25
- Children, legitimacy after annulment, 598.22
- Condemnation proceedings, 469.19, 472.15, 472.16
- Confinement outside of institutions, 229.16
- Contracts concluded by guardian, 668.13
- Convicts kept in reformatory, 246.15–246.17
- County hospitals, detention room, 347.13(7)

## Criminal defendant

- Acquittal, commitment, 785.18
- Arrest of judgment for insanity, 789.7
- Commission without jurisdiction, when, 228.8
- Commitment to jail, after, 783.5
- Commitment to reformatory, 783.3, 783.4
- Death penalty, execution suspended, 792.5–792.7
- Defense, as a, notice requirement, 777.18
- Doubt as to sanity, procedure, 783.1
- During trial, 783.1–783.5, 789.8
- Mental retardation to suspend proceedings, 222.43–222.45
- Method of trial, 783.2
- Notice to state of defense required, 777.18
- Procedure to determine sanity, 783.1, 783.2, 789.8
- Sexual psychopath defined, 225A.1
- Trial after regaining sanity, 783.4
- Warrant, jail return, 226.27, 226.28
- Cruelty or mistreatment, punishment, 229.38
- Custodial home not to admit, 135C.4
- Custody pending hearing, 229.2
- Dangerous incurables released to relatives, 226.26
- Dangerous patient transferred, 218.92, 226.31
- Dead-man statute, 622.4, 622.6
- Death penalty, ground to suspend, 792.5–792.7
- Defendant in criminal case, burden of proof, 783.2

## Defense in criminal action

- Generally, 785.18, 789.7, 789.8
- Notice of insanity defense, 777.18
- Definition, 4.1(6), 222.1, 229.40, 252.1
- Drainage trustees election, vote of, 462.14
- Drug addicts, 224.1–224.5
- Epileptics, commitment, 223.6–223.9
- Escapes from other states detained, 230.31
- Federal stock waiver, estate settlements, 635.43
- Female confined, female attendant, 229.16
- Guardians, *see* GUARDIANS, *subhead Drunkards, Spendthrifts, Lunatics and Persons of Unsound Mind*
- Guardians, nonresident, *see* GUARDIANS, *subhead Foreign Guardians*
- Habeas corpus, right when confined, 229.37
- Hearings, by insanity commission, 229.2–229.12
- Inebriates, commitment, 224.1–224.5
- Judgment against, invalid without defense, R.C.P. 13

**INSANITY—Continued**

## Persons mentally ill—Continued

- Legal settlement determined, 229.9, 230.1–230.14
- Liability for necessities, 554.2
- Lien against property for care, 230.25–230.30
- Limitation of actions
  - Aliens, recovery of escheated land, 567.7
  - Ancient deeds, actions affecting, 614.22
  - Death, extension of time, 614.9
  - Extension of time during disability, 614.8
  - Real estate claims before 1930, 614.17, 614.19
  - Tax sale, recovery from, 420.245, 448.12, 448.13
  - Tax sale redemption, 420.240, 447.7, 448.12, 448.13
- Vacation or modification of judgments, 683.1
- Lunatics defined as mentally ill persons, 4.1(6)
- Marriage annulment, grounds, 598.19(4), 598.22
- Marriage license refused, 595.3(5)
- Marriage prohibited, 595.3
- Men's reformatory, department for insane, 246.15
- Mental examination of party, R.C.P. 132
- Mental retardate barred from hospital, 226.8
- Motor vehicle license, barred, 321.177
- Neglected mentally ill, provided for, 229.28
- Nonresidents, procedure, 230.5–230.9, 230.14
- Nursing home not to admit, 135C.3
- Old-age assistance not available, 249.6, 249.31
- Original notice, how served, R.C.P. 56(c, d, e)
- Outside state hospitals, restrictions, 229.27
- Partner, limited, effect, 545.2(13), 545.11(7), 545.36–545.38
- Patient accused of crime, 226.27–226.29
- Penitentiaries, transfer of convicts, 246.15–246.17
- Physicians examination, 229.6, 229.7
- Plea, notice of defense, 777.18
- Plea of insanity, liability for costs, 783.4
- Poor person defined, 252.1
- Private hospitals, authority for care, 227.15
- Private hospitals, notice of rule violations, 227.8
- Private or public patients, restrictions, 229.27
- Private patients, special custodian, 229.25
- Psychiatric treatment, county expense, 230.24
- Psychopathic hospital, 225.1–225.42
- Relatives, care of mentally ill, 229.25, 230.15–230.17
- Relatives, order of admission served by, 229.15
- Relatives, special care provided, 226.11
- Release from institutions, 229.30, 229.31
- Reports annually by auditor, 333.11(10, 11)
- Reports by institution heads, 145.2
- Residence determined, 229.9, 230.1–230.13
- Restraint and care by county, when required, 229.26
- Scientific observation facilities, 218.46
- Sexual psychopath defined, 225A.1
- Spouse
  - Election of dower or homestead, 636.29
  - Election of will or dower, 636.26, 636.29
  - Encumbrance of property, 597.6–597.8; R.C.P. 13, 14
  - Realty conveyance, 597.6–597.9; R.C.P. 13, 14
- State hospital patients, sanity determined, 226.18, 229.31–229.37
- Sterilization, 145.1–145.22
- Suffrage rights denied, Const., Iowa, II, 5



**INSANITY—Continued**

- Persons mentally ill—Continued
  - Support of mentally ill persons
    - Auditor's report of county costs, 333.11(11)
    - Auditor to keep record of maintenance, 230.26
    - Claim against estate on death, 230.30
    - Closing estates, lien first paid, 230.28
    - Compromise of lien by supervisors, 230.17
    - Contract for, liability, 230.15
    - Corporation or firm, contract liability, 230.15
    - Cost of commitment, 230.10, 230.11
    - County attorney's duty to collect, 230.27
    - County liability, 230.11, 230.21, 230.22
    - County mental health fund, 230.24
    - Estates liable, 230.18, 230.19
    - Homestead sold, lien first paid, 230.28
    - Husband and wife, liability, 230.25
    - Institution fund for county mentally ill, 230.23
    - Legal settlement determined, 229.9, 230.1–230.14
    - Lien on property for support, 230.25–230.29
    - Lien on real estate
      - Husband and wife, 230.25–230.30
      - Persons committed, 230.25–230.30
    - Nonresidents, estates liable, 230.19
    - Persons liable, 230.15, 230.16
    - Preliminary payment of costs, 230.10
    - Recovery by county, 230.27–230.30
    - Relatives, liability, 229.25, 230.15–230.17
    - Release of lien by supervisors, 230.29
    - Report to county of hospital expense, 230.20–230.22
    - State liability, 230.1, 230.11
    - Supervisors duty to collect, 230.27
  - Tax sale redemption, 420.240, 420.245, 420.246, 447.7, 448.12
  - Transfer, 227.10–227.13, 229.21
  - Voting, disqualification, Const., Iowa, II, 5
  - Writing materials or letters, refusal, penalty, 229.39
- Plea of insanity in criminal case, notice, 777.18
- Psychopathic hospital, 225.1–225.42
- Psychopathic hospital special commission, 225.37–225.42
- Psychopathic incurables, 225.36–225.42
- Reformatory for men, department for insane, 246.15
- Reformatory for women, transfer to hospital, 245.12
- Sexual psychopath defined, 225A.1
- Soldiers home, not received, 219.13
- Special hospitalization commission from psychopathic hospital, 225.37–225.42
- Spouse mentally ill, 597.6–597.9, 636.26, 636.29; R.C.P. 13, 14
- State hospitals, 226.1–226.34
- Term defined, included words, 4.1(6)
- Women's reformatory, transfer to hospital, 245.12

**INSECTICIDES AND FUNGICIDES**

- Adulteration, 189.15, 189.16, 206.4, 206.5
- Agriculture department duties, 189.2
- Arsenic combination, label, 206.3(2)
- "Article", subject to regulation, 189.1(1)
- Container defined, 189.1(4)
- Contracts in violation of law invalid, 189.28
- Definitions, 189.1, 206.1

**INSECTICIDES AND FUNGICIDES—Continued**

- Enforcement of law by state, 189.22–189.25
- Fees paid to state treasury, 189.29
- Fertilizer mixed with, 200.7
- Goods for sale in other states, 189.26
- Inert ingredients, label requirements, 206.3(3)
- Inspection, samples, 189.3–189.8
- Labeling, 189.9–189.14, 206.2, 206.3
- Lead arsenate, required content, 206.4(2)
- Lime and sulphur liquid spray, content, 206.3(4), 206.5
- Package defined, 189.1(4)
- Paris green, required content, 206.4(1)
- Poisons and antidotes, label, 206.3(1)
- Poisons excepted from drug law, 205.8
- Poisons, labeling requirements, 206.3
- Reports by dealers, 189.27
- Samples, inspected, analyzed, 189.3–189.8
- Spray solutions, labeling, 206.3(4)
- Strength and purity required, 206.4
- Violations, penalty, 189.19–189.21

**INSECT PESTS**

- Crop pest act, ch 267

**INSIGNIA**

- Desecration of, national or state, 32.1–32.6
- Unlawful wearing of military emblems, 713.28

**INSOLVENCY**

- Alien insurers, procedure, 515.72
- Assignees' sales, city not to regulate, 368.6(5)
- Assignment for creditors' benefit, 681.1–681.31
- Banks, 528.29–528.45
- Banks, receiving deposits, 528.81, 528.82, 532.19
- Banks, remission of tax on stock, 430.9
- Bills of exchange, presentment, 542.36(3)
- Bills of exchange, protest before maturity, 541.159
- Blind aid benefits, exempt, 241.10
- Declaratory judgments, R.C.P. 264
- Definition under sales act, 554.76(3)
- Dependent child aid benefits, exempt, 239.13
- Estate settled by guardian, 670.18
- Executor, ground for removal, 638.29(3)
- Insane person, guardian's duties, 670.18
- Insurance companies, *see INSURANCE, subhead Receiverships*
- Judgment execution nulla bona, insurer liable, 516.1–516.3
- Notice of dishonor, negotiable paper, 541.102
- Policy of insurance, compensation liability, clause prohibited, 87.8
- Stoppage in transitu, 554.54, 554.58–554.60
- Surety, requiring creditor to sue insolvent principal, 540.1–540.4
- Trust companies, *see BANKS AND BANKING*
- Trustees, sale of securities, exempt from securities law, 502.5(1)
- Unemployment contributions, priority, 96.14(4)
- Unpaid seller's rights, buyer insolvent, 554.55–554.57

**INSTALLMENT STOCK SALES**

- Generally, 501.1–501.8
- Corporations, income tax exemptions, 422.34

**INSTITUTES, COUNTY**

- Farmers institutes, *see FARMERS INSTITUTES*
- Teachers institutes, 272.1–272.8

**INSTRUCTIONS TO JURY**

See 780.9, 780.35; *R.C.P.* 196; also *JURY*

**INSTRUMENTS**

Acknowledgments, 558.20–558.44  
 Affecting real property, 558.1–558.68  
 Chattel mortgages, 556.1–556.21  
 Conditional sales of personalty, 556.4–556.28  
 Counterfeiting instruments, 718.13–718.23  
 Forgery, see *CRIMES*, *subhead Forgery*  
 Legalizing acts, 585.1–593.4  
 Recorded instruments, names of signers typed or printed, 335.2  
 Recording, chs 556, 558  
 Written instruments, actions on, see *WRITTEN INSTRUMENTS*

**INSULT**

Libel and slander, 659.1–659.6, 737.1–737.7

**INSURANCE**

Accident insurance  
*General provisions*, accident and health insurance, 514A.1–514A.12  
 Assessment change to legal reserve, 510.36–510.39  
 Assessment contracts, 510.30, 510.31  
 Association defined, 510.1  
 Associations changed to stock companies, 510.39  
 Employers' liability insurance, 517.1–517.4  
 Foreign assessment companies, 510.15, 510.19  
 Fraternal associations authorized, 512.2  
 Fraternal benefits, venue of actions, 512.16  
 Fraternal societies, law applicable, 510.23  
 Gross premium tax, 432.1  
 Group accident policy, 509.1–509.3  
 Inurement of liability policies to judgment creditor, 516.1–516.3  
 Itinerant merchants, required, 81.4  
 Liability for insurer's unpaid judgment, 516.1–516.3  
 License to do business, see *subhead Certificates of Authority below*  
 Life companies, authority, 508.29  
 Limitation on assessment contracts, 510.30, 510.31  
 Limitation on time, proof of loss, 511.36  
 Membership sales law not applicable, 503.3  
 Motorbusses in cities, required, 388.5–388.10  
 Motor vehicle carriers, 325.26, 327.15  
 Nonlife companies, authority, 515.48(1, 5, 9)  
 Proceeds exempt, 511.37, 635.8  
 Proof of financial responsibility, 321A.5, 321A.19–321A.23  
 Reciprocity with other states, 510.32  
 Register of policies, 515.64  
 Report, annual, 515.64  
 Simultaneous deaths, distribution, 637.4  
 Surplus of association distributed, 510.28  
 Accountant's liability insurance, 116.11

**Actions**

Assessment life associations  
 Actions on policies, 511.17, 511.30–511.35  
 Defenses to policy actions, 511.30–511.35  
 Recovery of penalties, 511.7  
 Assessment nonlife associations  
 Arbitration agreements, effect, 518.26  
 Hail assessments, losses paid, 518.17

**INSURANCE—Continued****Actions—Continued****Assessment nonlife—Continued**

Limitation of action on losses, 518.22  
 Members, liability for assessments, 518.14  
 Process agent, service, 510.29, 511.27, 511.28  
 Proof of loss, 518.19–518.22  
 Value of building, liability, 518.23, 518.24  
 Value of personalty and crops, 518.25  
 Venue of actions for assessments, 512.16

Assessments, action for, venue, 616.11  
 Automobile insurance, see *subhead below*  
 Fire insurance, unauthorized companies, 515.137

**Fraternal beneficiary associations**

Application attached to policy, 512.14, 512.15  
 Commissioner as process agent, 512.22–512.26  
 Evidence of service process, 512.23  
 Exemption of proceeds from execution, 512.17  
 Injunction by state, 512.37  
 Notice of process given by commissioner, 512.24

Original notice, service on agent, 512.22–512.26  
 Record of service of process, 512.26  
 Service on attorney sufficient, 512.25  
 Venue of actions against society, 512.16

Guaranty companies, notice, 682.20, 682.21  
 Hospitalization association disputes, 514.13  
 Joinder, indemnitor or insurer with indemnified parties, *R.C.P.* 28

Liability for insurer's unpaid judgments, 516.1–516.3

**Life companies**

Action on policy, defenses, 511.17, 511.30–511.35

Age misrepresentation, defense, 511.32  
 Application attached to policy, 511.33  
 Commissioner as process agent, 511.27, 511.28  
 Estoppel by application, 511.34  
 Estoppel by examiners certificate, 511.31  
 Injunction when insolvent, 508.17  
 Intoxication as defense on policy, 511.30  
 Liquidated damages on void contract, 511.17  
 Penalties recovered by state, 511.7  
 Policy and proceeds, execution exempt, 511.37  
 Process, service, 511.27–511.29  
 Proof of loss, limitation, 511.35  
 Time limit on proof of loss, 511.35

**Nonlife companies**

Agent's suit for commission, 515.54–515.56  
 Appeal from revocation of authority, 515.135  
 Application attached to policy, effect, 515.94, 515.95

Commissioner as process agent, 515.73, 515.74  
 Conditions invalidating policy, 515.101, 515.102  
 Conditions of policy, 515.101–515.108, 515.111–515.118

Defenses, 515.95, 515.101–515.106  
 Fire policy of unauthorized company, 515.137  
 Improper form of policy, 515.140  
 Invalidating stipulations avoided, 515.101  
 Invalid policies, conditions, 515.101, 515.102  
 Limitation of action, 515.107, 516.3  
 Original notice, foreign companies, 515.73, 515.74

Place of bringing actions, 616.10–616.12  
 Pleadings not changed by law, 515.105, 515.106  
 Policy more favorable than required, 515.108

**INSURANCE—Continued****Actions—Continued****Nonlife companies—Continued**

Presumption as to insurable value, 515.96, 518.23

Process agent, service on, 515.73, 515.74

Proof of loss on building, 515.98–515.106

Unauthorized companies, when policy valid, 515.137

Value of building, 515.96–515.98

Venue of actions against, 616.10–616.12

Venue of actions for premiums or notes, 616.12

Witnesses, incriminating statements, 515.136

**Original notice, foreign corporations, process agent, service**

Agent, general or recording, 617.5

Benevolent societies, 510.29

Fraternal companies, 512.22–512.26

Guaranty company, 682.20, 682.21

Life companies, 507A.3, 511.27–511.29

Nonlife companies, 507A.3, 515.73, 515.74

Reciprocal or interinsurance, 520.5–520.7

Original notice, service, 617.5; R.C.P. 56(f, g), 60

Place of bringing, 616.10–616.12

Receiverships, *see subhead Receiverships below*

Reciprocal exchanges, 520.4–520.7

Surety companies, process agent service, 682.21

Unauthorized companies, liability, 507.16, 511.17

**Venue of actions**

Assessment collection, nonlife, 616.11

Insurance companies, 616.10

Premiums or notes, nonlife companies, 616.12

Surety companies, 616.15

Advertising as unfair practice, 507B.4, 507B.9

**Agents****Assessment life associations**

Agent's certificate to act, 511.5, 511.6

Definition of agent, 511.4, 515.122–515.126

Fee paid for certificate, 511.24, 511.25

Fraud against association, 511.18, 511.19

Illegal or unauthorized business, 511.16, 511.17

Intemperance of assured known, 511.30

License required, fee, 522.1–522.5

Penalty for soliciting without certificate, 511.6

**Assessment nonlife associations**

Advertisements, 515.122, 515.145, 515.146

Commission law not applicable, 515.58

Definition of agent, 515.123–515.126

License required, fee, 522.1–522.5

Resident agent required, 515.22

Solicitation of proxies, 523.4

Soliciting business illegal, 507.16, 511.16, 511.17, 515.120

Assistance in examination of companies, 507.3

Fee for license, 522.4

**Fraternal beneficiary associations**

Duty to assist examiners, 512.100

Employment, 512.33

Fraud on company, 512.41

Illegal business solicitation, 512.39, 512.40, 512.103

License not required, 522.1

Officials violating provisions, 512.40

Liability if company not certified, 507.16, 511.17

**Licensing by commissioner**

Acting without license, penalty, 522.5

**INSURANCE—Continued****Agents—Continued****Licensing by commissioner—Continued**

Issuance fee, 522.3, 522.4

License required, 522.1

Revocation for cause, 522.3

Term of license, 522.2

Violations, penalty, 522.5

**Life companies**

Advertisements, 511.4, 511.22

Certificate of authority required, 511.5, 511.6

Commission law not applicable, 515.58

Conspiracy to defraud company, 511.19

Definition of "agent", 511.4, 515.123–515.126

Fee paid for certificate, 511.24, 511.25

Fraud in procuring policy, 511.18

Intemperance of insured known, 511.30

Liability for premium on void contract, 511.17

License required, fee, 522.1–522.5

Solicitation, unlawful, 507.16, 511.16, 522.1

**Nonlife companies**

Advertising, 515.92, 515.122, 515.145, 515.146

Assisting in examination of company, 515.85

Certificate of authority, 515.78

Combinations, unlawful, 515.131–515.136

Countersigning policies, 515.22, 515.52–515.61, 515.92

Definition of "agent", 515.123, 515.126

Fee paid to commissioner, 515.128, 522.4

Fire policy not standard, penalty, 515.140

Forms and policies, agents for filing, 515.131

License required, fee, 522.1–522.5

Mutual companies, 515.22

Record kept of business, 515.57

**Resident countersigning agents**

Action to enforce commissions, 515.55, 515.56

Amount of commission, 515.54, 515.61

Commissions, 515.53–515.56

Contracts covered by law, 515.58

Contracts exempt from law, 515.58

Countersigning required, 515.52–515.54

Enforcement by commissioner, 515.59

Licensed resident agent, 515.52

Mutual companies, 515.22

Penalty for violations, 515.60

Policies through resident agents, 515.52

Reciprocity with other states, 515.61

Record, out-of-state contracts, 515.57

Residence in state, 515.22, 515.52, 515.92

Soliciting agent defined, 515.123

Stock sale as inducement to insure, 506.9

Unlawful solicitation of business, 507.16, 515.120

Original notice served on agent, 617.5

Penalty for acting without license, 522.5

Promotion of companies, expense limited, 506.3

Proxies, solicitation forbidden, 523.4

**Reciprocal or interinsurance contracts**

Agent license requirements, exceptions, 515.58

Attorney as agent, 520.2

Bond by attorney to subscribers, 520.16–520.18

Commission law applicable, 515.58

Countersigning, exceptions, 515.58

Deposit of securities by agent, 520.23

Fees paid by attorney as agent, 520.19

Foreign agent, license issued, 520.3

**INSURANCE—Continued****Agents—Continued****Reciprocal contracts—Continued**

- Form of policy, changes permitted, 520.20
- Insurance law not applicable, 520.22
- License issued, renewal, 520.12
- Office, location, 520.3
- Reciprocity with other state agents, 520.23
- Reinsurance with licensed companies, 520.21
- Report made annually, 520.10
- Reports filed with commissioner, process agent, service, 520.5, 520.6, 520.8
- Revocation or refusal of license, 520.15
- Service on process agent, 520.5, 520.6
- Tax paid annually, 520.19
- Unauthorized business, penalty, 520.14

## Revocation of license, 522.3

## Sale of stock illegally, domestic companies, 506.7

## Soliciting agent defined, 511.4, 515.123

## Stock sale, as inducement to insure, 506.9

## Term of license, 522.2

## Unlawful solicitation of business, 507.16

**Aircraft insurance**

- Assessment nonlife associations, 518.1(1)
- Authority to issue, 515.48(1, 5, 9), 515.49, 518.1
- Dirigible or other aircraft, 515.48(1, 9)
- Gross premium tax, 432.1
- Nonlife companies, 515.48(1, 5, 9), 515.49
- Notice of loss, five-day limit, 518.20
- Standard fire policy not applicable, 515.138(2)

**Alien insurance companies**

- Alien insurer defined, 515.70
- Amount of securities deposit approved, 515.71
- Certificate of authority, requirements, 515.71
- Insolvency, procedure, 515.72
- Reinsurance of policies, 515.72

**Alien insurer**

- Definition, 515.70
- Deposit of securities required, 515.71
- Insolvency, procedure, 515.72

## Alteration of instruments insured, 515.48(2)

## Animals insured, 515.48(4), 515.69, 518.1(1), 518.20

## Annual reports tabulated by commissioner, 518.18

## Anticompact law, 515.131

## Arson, burning to defraud insurer, 707.4

**Articles of incorporation**

## Approval, interpretation, 491.10

**Assessment life association**

- Amendment to become legal reserve, 510.36
- Approval by commissioner, 491.10, 510.4
- Fees for filing, domestic company, 511.25
- Foreign companies, filing of articles, 510.16
- Foreign company, fees for filing, 511.24
- Notice of approval published, 510.5
- Objects of association stated, 510.9
- Record and publication, 510.5

**Assessment nonlife associations**

- Amendments by members, 518.4
- Approval by commissioner, 491.10, 518.8
- Articles printed as part of policy, 518.5
- Assessments specified, allowed, 518.9
- County mutuals, business place stated, 518.2
- Election of officers, terms stated, 518.6
- Meetings, place specified, 518.3

**INSURANCE—Continued****Articles of incorporation—Continued****Fraternal beneficiary associations**

- Amendment on reorganization, 512.81
- Approval of articles, 512.27–512.29
- Designation of funds, 512.52
- Foreign accident companies, filing, 510.16, 510.23
- Foreign companies, approval, 512.27–512.29
- Foreign companies, filing for permit, 512.18
- Members of one guild, occupation, 512.44, 512.93
- Opinion of attorney general, 512.28
- Religious societies, pre-existing, 512.7
- Reorganization plan submitted, 512.82

## Hospital or medical corporations, approval, 514.3

## Kind of business authorized, 515.49

**Life companies**

- Amendments required by law, 523.6
- Approval by commissioner, 491.10, 508.2
- Approval of amendments, 508.4
- Duration of articles, 491.24
- Fees for filing by domestic companies, 511.25
- Foreign companies, fees for filing, 511.24(1)
- Renewal of articles, 491.25, 491.32
- Requirements, contents, 508.3

## Mutual companies, authority granted, 515.41

**Nonlife companies**

- Amendment of articles, 515.23, 523.6
- Approval by commissioner, 491.10, 515.2, 515.3
- Attorney general's approval certified, 515.2
- Capital increased in stock company, 515.43
- Certificate of approval, 515.2, 515.3
- Certified for stock subscriptions, 515.25
- Change to comply with law, 515.119, 523.6
- Directors, number stated in articles, 515.26
- Duration, renewal, 491.24, 491.25
- Filing, fees, 491.28, 515.5, 515.128
- Name too similar, refusal, 515.4
- Recording of articles, 515.3, 515.5
- Professional liability companies, approval, 519.3
- Proportionate representation provided, 523.5
- Proxy elections specified, 523.1

**Assessment life associations**

- Accident associations, 510.1, 510.31
- Actions by or against association, *see subhead Actions above*
- Advertisements, 511.4, 511.22, 511.23, 515.122
- Agents, *see subhead Agents above*
- Amendment of incorporation articles, 510.36
- Annuities, sale authorized, 508.31
- Articles of incorporation, *see subhead above*
- Assessment contracts, limitations, 510.30

**Assessments**

- Adequacy, proof required, 510.18
- Definition of assessment plan, 510.2
- Diversion of funds forbidden, 510.9
- Recovery from unauthorized company, 511.17
- Use limited, 510.9

## Association defined, 510.1

## Authority of agent to act, 511.5

## Beneficiary change, 510.10

Benevolent societies, *see subhead below*

## Buildings, 511.8

## Business year, close, 510.11

**INSURANCE—Continued**

Assessment life associations—Continued  
 Certificate of authority, *see subhead below*  
 Certificate of membership defined, 510.3  
 Change to legal reserve company, 510.36–510.38  
 Conditions for commencing business, 510.8, 510.15–510.19, 511.27  
 Consolidation, *see subhead Consolidation and Reinsurance below*  
 Conspiracy to defraud, 511.19  
 Contracts for illegal business, 511.17  
 Definitions, 510.1–510.3

**Directors**  
 Penalty for improper consolidation, 521.15  
 Profit by company investments, 511.11, 511.12  
 Discrimination against domestic companies, 511.15  
 Dissolution, 507.10, 507.17, 510.24–510.27  
 Examination by state, 507.1–507.17, 510.12  
 Fee for certificate of authority, 510.19, 511.24, 511.25  
 Fees payable, 505.7, 510.11, 511.24–511.26, 515.128  
 Financial showing, 510.17  
 Foreign companies, *see subhead below*  
 Fraternal societies, *see subhead Fraternal Beneficiary Associations below*  
 Fraud in procuring insurance, 511.18, 511.19  
 Frauds on company, 511.18, 511.19

**Funds**  
 Disbursements, vouchers, 511.13  
 Dissolution, how distributed, 510.27  
 Diversion forbidden, 510.9  
 Federal securities investment, 682.45, 682.46  
 Investments, officers not to profit, 511.12  
 Legal reserve policyholder's benefit, 510.35  
 Loans prohibited, 511.11, 511.12  
 Surplus distribution, 510.27, 510.28  
 Surplus, prohibited investments, 511.11  
 Taxes, from what funds payable, 511.14  
 Trust funds, legal reserve, 510.35, 511.8  
 Use of assessments limited, 510.9

Gross premium tax, 432.1  
 Health insurance companies, 510.30–510.32, 510.39  
 Home office building, real estate, 511.8(9)  
 Illegal or unauthorized business, 511.16–511.19  
 Income tax exemption, 422.34  
 Incontestable clause, 508.28  
 Insurable age, 510.10  
 Investments, *see subhead Investments by Companies below*  
 Judgments, failure to pay, 507.10

**Life companies**  
 Home office, 511.8(9)  
 Office building, real estate, 511.8(9)  
 Real estate acquired, 511.8(9)  
 Real estate, certificates of sale, 511.8(10)  
 Real estate for office building, 511.8(9)  
 Limitation on proof of loss, time limit, 511.35  
 Location of office filed, 510.17  
 Management, proof of competency, 510.18  
 Manager, unlawful business, 507.16, 511.16, 511.17  
 Medical examination, effect, 511.31  
 Membership sales law, not apply, 503.2, 503.3  
 Members right to vote, 510.6, 523.1

**INSURANCE—Continued**

Assessment life associations—Continued  
 Misrepresentation unlawful, 511.17  
 Mortgages held, 511.8  
 Name, dissimilar, required, 510.7

**Officers**  
 Bonds required, 510.8, 510.13  
 Examinations, duty to assist, 507.3  
 Fraud in procuring insurance, 511.18  
 Illegal business, penalty, 507.16, 511.16–511.19  
 List filed with commissioner, 510.17  
 Profit by company investments, 511.11, 511.12  
 Removal by court, 510.25

Organization of domestic companies, 506.1–506.8  
 Organizing in future restricted, 510.30, 510.31  
 Penalty provisions, *see subhead Violations below*  
 Policies, *see subhead Policies below*

**Policyholders**  
 Class of policies, 510.33  
 Liability on policies, 510.2  
 Voting rights, 510.6, 521.10, 523.1–523.4  
 Process service, foreign benevolent, 510.29  
 Proof of loss, time limit, 511.35  
 Purpose of association, 510.1, 510.9  
 Real estate for office building, 511.8(9)  
 Receivers appointed, 510.26, 510.27  
 Reciprocity with other states, 510.19, 510.32  
 Reincorporation as stock company, 510.36–510.39  
 Reinsurance, *see subhead Consolidation and Reinsurance below*  
 Religious societies, requirements, 510.29  
 Reports, annual, *see subhead Reports by Companies below*  
 Reserve for policyholders, 510.35  
 Reserve on reinsurance, 510.38  
 Restrictions, exceptions, 510.30, 510.31  
 Securities deposited, *see subhead Securities Deposited below*  
 Statement of condition filed, 510.17  
 Surplus, authority to distribute, 510.28  
 Taxation, 432.1–432.9  
 Transfer of membership, 510.27  
 Trust funds, reserve, 510.35, 511.8  
 Valuation of policies on reincorporation, 510.37  
 Violations, *see subhead Violations below*  
 Voting rights of members, 510.6, 521.10, 523.1–523.4

**Assessment nonlife associations**  
 Actions by or against association, *see subhead Actions above*  
 Advertisements, 515.91–515.93, 515.122, 515.145, 515.146  
 Agents, *see subhead Agents above*  
 Aircraft insurance, 518.1(1)  
 Aircraft, standard fire policy not applicable, 515.138(2)  
 Arbitration or appraisal, 518.26  
 Articles and bylaws part of policy, 518.5  
 Articles of incorporation, *see subhead above*

**Assessments**  
 Advance assessments, 518.10  
 Allowable assessments and fees, 518.9  
 Cancellation of policy, 518.30–518.32

**INSURANCE—Continued**

Assessment nonlife assoc.—Continued  
 Assessments—Continued  
   Hail associations, 518.17  
   Pro rata when retained, 518.32  
   Purposes of assessment, 518.9–518.14  
   Venue of action to collect, 616.11, 616.12  
 Automobile insurance, *see subhead below*  
 Beneficiaries, *see subhead Beneficiaries below*  
 Books and records, examination, 507.3  
 Borrowing money, 518.11  
 Buildings, liability for value, 518.24  
 Cancellation of policy by company, 518.29  
 Cancellation of policy by insured, 518.30  
 Certificate of authority, *see subhead below*  
 Conditions for commencing business, 518.7–518.8  
 Consolidation, *see subhead Consolidation and Reinsurance below*  
 County mutuals  
   Agents, exemption from license, 518.41, 522.1  
   Annual report, classified, 518.18  
   Definition, 507.1, 518.2, 521.1  
   Exemption from examination law, 507.1, 518.37  
   Gross premium tax not applicable, 432.1  
   Name requirements, 518.2  
   Personal injuries not insurable, 518.1(1, c)  
   Taxation, exemption, 432.1, 432.6–432.8, 518.37  
 Crops, liability for value, 518.25  
 Debts  
   Deduction for taxation, 429.4, 432.8, 432.9, 518.38, 518.39  
   Definition of debts, 518.39  
   Payment on receivership, 518.28  
 Directors, violation of consolidation law, 521.15  
 Dissolution causes, 507.10, 507.17, 518.28  
 Election of officers and directors, 518.6, 523.1–523.6  
 Employers' liability insurance, 517.1–517.4  
 Examination by state, 507.1–507.17, 518.27, 518.37  
 Existing associations, exemptions, 515.23  
 Federal insured loans, 682.45, 682.46  
 Fees required, 515.128, 518.40, 518.42  
 Fire companies, false advertising, 515.91–515.93  
 Foreign companies, *see subhead below*  
 Funds  
   Borrowing money to pay losses, 518.11  
   Distribution on receivership, 518.28  
   Emergency fund accumulated, uses, 518.12  
   Investment, 515.35, 518.12, 534.21, 682.45, 682.46  
   Net assets required, 518.14  
   Prorating for hail losses, 518.17  
   Reserve, unearned premiums, 515.47, 518.14, 518.15  
   Tax assessment, 432.6–432.9, 518.38  
   Use of funds for proxies, penalty, 523.4  
 Gross premium tax, 432.1  
 Incorporation, 518.1  
 Injunction proceedings, 518.28  
 Inurement of policy, 516.1–516.3  
 Investment of funds, 515.35, 518.12, 682.45, 682.46  
 Judgment against insured unpaid, company liability, 516.1–516.3  
 Judgment unpaid, receivership, 507.10  
 Kinds of insurance, 515.23, 515.48, 517.1, 518.1

**INSURANCE—Continued**

Assessment nonlife assoc.—Continued  
 Licenses of agents, 518.41–518.43  
 Limitation of action on losses, 518.22  
 Losses, notice and proof, 518.19–518.22  
 Manager, violations, 507.16, 515.120, 515.121, 521.15  
 Meetings, annual, 518.3  
 Members  
   Definition, 518.1  
   Exempt from law as to agents, 515.126  
   Liability, maximum assessments, 518.14, 518.28  
   Power to amend bylaws and articles, 518.4  
   Voting by proxy, 523.1–523.6  
 Membership sales law not applicable, 503.3  
 Minors property insured, 518.1  
 Names, requirements, 518.2  
 Office building authorized, 518.12  
 Officers  
   Bonds of officers, 518.33, 518.34  
   Consolidation and reinsurance, 521.15  
   Duty to assist examiners, 507.3  
   Election according to bylaws, 518.6  
   Unlawful solicitation, 507.16, 515.120, 515.121  
 Organization, purposes, 518.1  
 Personal property, liability for value, 518.25  
 Place of bringing action for assessments, 616.11  
 Policies, *see subhead Policies below*  
 Policy liability, computation, 515.47  
 Powers and purposes, 518.1  
 Premiums, action to collect, 616.11, 616.12  
 Professional men, 519.1–519.13  
 Proof of loss, time limit, 518.19–518.21  
 Proxies authorized at elections, 523.1, 523.6  
 Purposes of association, 518.1  
 Quo warranto against improper practice, 518.27  
 Receivers, 507.10–507.13, 507.17, 518.28  
 Reinsurance, *see subhead Consolidation and Reinsurance below*  
 Reports, annual, 518.18  
 Reserve for losses and premiums, 515.47, 518.12–518.16  
 Return of unearned assessments, 518.31  
 Risk, maximum single, 518.7  
 Risks insured against, 518.1  
 Soliciting business, 515.48, 515.120, 515.121  
 State mutuals  
   Agents to be licensed, 518.41–518.43  
   Annual report classified, 518.18  
   Annual tax, payment, 518.35  
   Bond of officers, 518.33, 518.34  
   Conditions for commencing business, 518.7, 518.8, 518.33, 518.34  
   Definition, name, 518.2  
   Fees, certificates, 515.128, 518.40  
   Moneys and credits assessed, 518.38, 518.39  
   Policies approved by commissioner, 518.8  
   Tax paid annually, 518.35  
 Taxation, 432.1, 432.4, 432.5–432.9  
 Time limit, proof of loss, 518.19–518.21  
 Unauthorized business, penalties, 507.10, 507.16, 507.17, 508.30, 515.120, 515.121, 518.27, 518.28  
 Unearned assessments, return, 518.31  
 Value of insured property, 518.23–518.25

**INSURANCE—Continued**

- Assessment nonlife assoc.—Continued
  - Violation of law, quo warranto, 518.27
  - Violations, *see subhead Violations below*
- Assignment old-age assistance beneficiary, 249.23
- Authority to do business, *see subhead Certificates of Authority below*
- Automobile insurance
  - Accident insurance, *see subhead above*
  - Actions against company
    - Carrier's liability policy, 325.26
    - Inurement to judgment creditor, 516.1–516.3
    - Itinerant merchant's liability policy, 81.4
    - Truck operator's liability policy, 327.15
  - Annual report, classification, 518.18
  - Assessment nonlife associations
    - Applicability of general law, *see subhead Assessment Nonlife Associations above*
    - Assets, stock of cars insured, 518.14
    - Authority for insuring, 518.1(1)
    - Basic rate, reserve, liability, 518.14
    - Gross premium tax, 432.1
    - Proof of loss, time limit, 518.19, 518.20
  - Collision insurance, 515.48(5, 9)
  - Concealment or conversion insurance, 515.48(9)
  - Financial responsibility, ch 321A
  - Gross premium tax, 432.1
  - Inurement of liability policy, 516.1–516.3
  - Judgment unpaid, insurer's liability, 516.1–516.3
  - Life companies, authority to write, 508.29
  - Loss of use insured, 518.1(1, c)
  - Nonlife companies
    - Authority to insure, 515.48(1, 5, 9)
    - Gross premium tax, 432.1
    - Itinerant merchants, 81.4
    - Liability on debtor's unpaid judgment, 516.1–516.3
    - Motor vehicle carriers, 325.26, 327.15
    - Passenger busses in cities, 388.5–388.10
    - Proof of loss, time limit, 518.20
    - Risks of companies limited, 515.49
    - Standard fire policy not applicable, 515.138(2)
- Bank loans, borrower to insure, 526.31
- Bank real estate loans, mortgagor to provide, 526.31
- Beneficiaries
  - Accident policy proceeds exempt, 511.37
  - Assessment life company requirements, 510.10
  - Change in assessment life policies, 510.10
  - Endowment policy, proceeds exempt, 511.37
  - Estate settled, exemption from debts, 635.8
  - Exemption of policy proceeds, *see subhead below*
  - Feloniously causing death or disability, 636.48, 636.49
  - Fraternal beneficiary associations
    - Associations as beneficiaries, 512.11, 512.12
    - Calls on beneficiaries, religious plan, 512.8
    - Change permitted, 512.10, 512.13
    - Charitable institution as beneficiary, 512.69
    - Children's lives insured, 512.56–512.61
    - Death benefits permitted, 512.2, 512.5
    - Fraternal association defined, 512.1

**INSURANCE—Continued**

- Beneficiaries—Continued
  - Fraternal beneficiary assoc.—Continued
    - Nonvested interest of beneficiary, 512.10, 512.60
    - Payment of benefits authorized, 512.2
    - Place to bring action on policy, 512.16
    - Proceeds exempt from execution, 512.17
    - Sick and funeral benefits, 512.4
  - Heirs include surviving spouse, 635.10
  - Life policies, proceeds held in trust, 508.32
  - Life policy, proceeds exempt from debts, 511.37
  - Old-age assistance provisions, 249.18(3), 249.23, 515.102(4)
  - Workmen's compensation, 85.31, 85.42–85.44
- Benevolent societies
  - Assessment insurance law, qualifications, 510.29
  - Assessment rates, when not applicable, 512.44
  - Corporation reports and fees, exemption, 496.19
  - Exempt from insurance law, 510.29, 512.3, 512.54
  - Exemption from benefit payments, 635.8
  - Gross premium tax, 432.1
  - Income tax exemption, 422.34
- Incorporation
  - Charter corporations, listed, 504.5, 504.6
  - Nonprofit corporation, 504.1–504.31
  - Membership sales law not applicable, 503.3
  - Taxation, exemptions, conditions, 427.1(9, 10)
  - Trustees or managers duties, 504.14
- Blanchard act, 515.131
- Boats, *see subhead Marine Insurance below*
- Boiler, inspection, waive state inspection, 89.6
- Bombardment insurance, 515.48(1)
- Bonded warehouses insurance, 543.11, 543.15
- Bonds
  - Agent for reciprocal contracts, 520.16–520.18
  - Assessment life association, officers, 510.8, 510.13
  - Assessment nonlife associations
    - Annual report, 515.63(5–8), 518.18
    - Officers to be bonded, 518.33
  - Liability bonds in lieu of insurance
    - Employer's, 87.16
    - Itinerant merchant's, 81.4
    - Motorbusses in cities, 388.8
    - Motor vehicle certificated carriers, 325.26
    - Motor vehicle truck operators, 327.15
- Life companies
  - Annual report of investments, 508.11(10, 12)
  - Foreign companies, investments required, 508.10
- Nonlife companies
  - Annual statement required, 515.63(5–8)
  - Appeal bond on revocation, 515.135
  - Investments authorized, 515.35
  - Investments examined before business, 515.38
  - Officers' bonds, 518.33, 518.34
  - Reserve fund, what bonds excluded, 515.45
  - Safekeeping of bonds insured, 515.48(3)
- Bottomry, 515.48(9)–515.50
- Buildings, home office, 511.8(9)
- Burglary insurance, *see subhead Theft Insurance below*
- Burning to defraud insurers, 707.4

**INSURANCE—Continued**

## Cancellation of policies

- Assessment nonlife associations
  - Conditions, by assured, 518.30
  - Hail policies, time for canceling, 518.30
  - Notice when association cancels, 518.29, 518.32
  - Pro rata assessment kept by company, 518.32
  - Unearned assessments returned, 518.31

## Nonlife companies

- Forfeiture for premium nonpayment, 515.80
- Form must provide for cancellation, 515.110
- Liability of assured, 515.81
- Restoration of policy by insured, 515.83
- Right of insured to cancel, 515.84
- Short rates and costs paid by insured, 515.81
- Short rate table by commissioner, 515.82
- Standard fire policy provisions, 515.138(6)
- Professional liability insurance, 519.8

## Capital stock

## Life companies

- Advertisements, paid up only, 511.22, 511.23
- Amount required, 508.5, 508.10
- Articles to show amount of capital, 508.3
- Foreign companies, amount required, 508.10
- Investments, 508.7, 508.8, 508.10, 511.8, 682.45, 682.46
- Loans, when prohibited, 508.7, 508.8, 511.11

## Nonlife companies

- Advertisement, foreign fire company, 515.92, 515.93
- Deficiencies of assets made good, 515.86
- Dividends not from capital, 515.44–515.46
- Foreign capital, requirements, 515.69
- Increase in stock, how made, 515.43
- Investments prescribed, 515.35
- Minimum requirement, 515.8
- Reduction of capital, 515.9
- Statement of capital and surplus, 515.92
- Transferor not relieved from liability, 515.88

Sale of domestic company while organizing,  
*see subhead Organization of Domestic Companies below*

## Sale for other than money, 492.6

## Transfers pending examination, 507.15

## Casualty insurance

- Authority of nonlife companies, 515.48
- Coinurance, 515.111
- Gross premium tax, 432.1, 515.24
- Group insurance authorized, 509.3–509.5(2)
- Life companies, authority to write, 508.29, 508.30
- Limitation on risks, 515.49
- Rates, 515A.1–515B.18
- Tax on gross receipts computed, 515.24

Certificate for agents, *see subhead Agents above*

## Certificate of authority

- Allen insurance company, 515.71
- Approval of company prior to issuance, 506.2
- Assessment life association
  - Contracts, void if no certificate, 511.17
  - Fees of domestic companies, 511.25
  - Fees of foreign companies, 510.19, 511.24
  - Foreign companies, requirements, 510.15–510.19

**INSURANCE—Continued**

## Certificate of authority—Continued

- Assessment life assoc.—Continued
  - Fraternal accident companies, 510.23
  - Issuance authorized, 510.14
  - Penalty for not having, 511.6, 511.16, 511.17
  - Receipt for premium tax filed, 432.3
  - Revocation, 507.10, 510.22, 511.9, 511.23
  - Suspension, 507.10, 508.26, 510.22, 511.9, 511.23

## Assessment nonlife associations

- Fees paid to commissioner, 515.128, 518.40
- Issuance conditions, 432.3, 518.8
- Revocation of certificate, 507.10, 518.28, 518.34
- Business unauthorized, soliciting, penalty, 507.16
- Certificates of compliance, domestic, 506.1, 506.2

## Fraternal beneficiary associations

- Conditions, 512.18–512.21, 512.27–512.32, 512.43
- Fee for issuance and renewal, 512.29
- Foreign accident associations, 510.23
- Penalty for not having, 512.40
- Refusal by commissioner, 512.21
- Renewal annually, 512.31
- Revocation, 512.36, 512.54, 512.101, 512.102
- Suspension of certificate, 512.54, 512.101

## Group insurance revocation, 509.7

## Guaranty companies, 682.14–682.16

Interinsurance, *see Reciprocal or Interinsurance Contracts below under this subhead*

## Life companies

- Appeal from denial, 506.8
- Conditions precedent, 432.3, 508.6, 508.9, 508.10, 508.13
- Contracts, void if no certificate, 511.17
- Fees paid to commissioner, 511.24–511.26
- Issuance authorized, 508.13
- Penalty for doing business without certificate, 511.6, 511.7, 511.17
- Revocation, 508.14, 508.15, 509.7, 511.9, 511.23
- Suspension, 507.10, 508.26, 511.9

## Nonlife companies

- Alien insurers, 515.70–515.72
- Appeal from refusal to issue, 506.8
- Conditions precedent, 432.3, 515.41, 515.42
- Fees, payment, 515.128
- Foreign company, 515.77
- Issuance of certificate, 515.3, 515.41, 515.77
- Procedure for revocation, 507.11
- Recorded with secretary of state, 515.3
- Refusal for not complying with law, 515.65
- Renewal of certificate, 515.42
- Revocation, 515.59, 515.110, 515.134
- Suspension, 507.10, 515.129

## Professional liability company, 519.4, 519.12

## Promotion expense limited, 506.3

## Receivership after revocation, 507.10

## Reciprocal or interinsurance contracts

- Authority granted by certificate, 520.12
- Bond requirements, 520.15, 520.17
- Business without certificate, penalty, 520.14
- Foreign attorney, license required, 520.3
- Issuance, renewal, 520.12
- Process served, procedure, 520.5
- Revocation or refusal, hearings, 520.15
- Statement filed before issuance, 520.4



**INSURANCE—Continued**

Certificate of authority—Continued

- Revocation, grounds
  - Assessment life association, 510.22, 510.24
  - Defaulting life company, securities to state, 508.19
  - Fraternal societies, 512.36, 512.54, 512.101, 512.102
  - Group insurance companies, 509.7
  - Insolvency of company, 507.10, 508.22
  - Judgments remaining unpaid, 507.10
  - Life companies, 508.14–508.17, 508.22, 508.26, 511.9, 511.23
  - Life companies, procedure, 508.14, 508.17–508.19
  - Mutual nonlife associations, 518.28, 518.34
  - Nonlife companies, 515.110, 515.134
  - Nonlife companies, agents law violated, 515.59
  - Nonlife companies procedure, 507.11, 515.85, 515.86
  - Nonpayment of examination expense, 507.8
  - Receivership, *see subhead Receiverships below*
  - Reciprocal, interinsurance contracts, 520.15, 520.17
  - Refusal to be examined, 507.17
  - Sale of stock as inducement to insure, 506.9
  - Unlawful business by company, 507.10
- Stock sale forbidden before certificate, 506.1
- Surety companies, 682.11–682.16
- Suspension, revocation, after examination, 507.10
- Workmen's compensation, 87.6

Certificate of compliance, organization, 506.1, 506.2, 515.90

Certificate of membership, *see subhead Policies below*

Certificate of sale, realty investment, 511.8(10)

Check liability, fidelity insurance, 515.48(2)

Civil war insurance, 515.48(1)

Clergyman group insurance, 509.1(2)

Coinurance, nonlife companies, 515.48(8), 515.111

Collateral loans, 511.8(12)

Collision insurance, 515.48(5, 9)

Commercial paper, fidelity insurance, 515.48(2)

Commissioner of insurance, 505.1–505.13

Commissioner of insurance as process agent, 511.27–511.29

Commissioners standard mortality tables, page 2727

Commissions insurance, 515.48(9)

Compensation liability insurance
 

- Benefit insurance, 87.5–87.7
- Bond in lieu of insurance, 87.16
- Coal mines, extra hazardous, presumption, 87.12
- Employer required to insure, 87.1

Employers liability insurance
 

- Compensation claims, reserve, 517.1
- Compensation, definition, 517.2
- Compensation policies, distribution, 517.3
- Reports of compensation policies, 517.4

Extra hazardous business, coal mines
 

- Application of compensation laws, 87.13–87.27
- Bond in lieu of insurance, 87.16
- Failure of employer to comply, penalty, 87.19
- Failure to insure, employees election, 87.21–87.23

**INSURANCE—Continued**

Compensation liability insurance—Continued

Extra hazardous, mines, etc.—Continued
 

- Injunction to enforce insurance, 87.15
- Insurance required, 87.14
- Jury trial, when, proceedings, 87.24–87.27
- Mine inspector's duties, 87.18
- Notice of security posted by employer, 87.17
- Revocation of release from insurance, 87.20

Factory inspector's duties, 87.18

Failure to comply, action against employer, 87.18

Failure to insure, employee's right, 87.21–87.23

Failure to insure liability, penalty, 87.1

Gross premium tax, 432.1

Group insurance, 87.4

Injunctions, 87.15, 87.19

Insolvency clause, prohibited, 87.8

Insurance of liability required, 87.1

Maximum charge for insurance, 87.3

Mine inspector's duties, 87.18

Mutual companies, 87.4

Nonlife companies, authority, 515.48(5)

Notice of failure to insure, 87.2, 87.17

Notice of security furnished, 87.17–87.19

Policy clauses required, 87.9, 87.10

Reciprocal or interinsurance contract, 520.4, 520.9

Relief of employer from insurance, 87.11

Renewal commission, maximum, 87.3

Requirement that employer insure, 87.1

Revocation of release from insurance, 87.20

Scheme for mutual insurance, 87.5

Trial of employee's claim, 87.24–87.27

Workman's lien on proceeds, 87.9

Workmen's compensation law, 85.1–85.62

Competition between insurers regulated, 507B.1–507B.13

Consolidation and reinsurance
 

- Appearance by policyholders, 521.7
- Approval and filing with commissioner, 521.11
- Assessment companies, election, 521.10
- Authorization by commission, 521.8
- Company defined, 521.1
- County mutuals, law not applicable, 521.1
- Election for company approval, 521.10
- Expenses paid by petitioner, 521.14

Fraternal beneficiary associations
 

- Expenses paid by associations, 512.79
- Plans submitted, 512.73–512.78
- Procedure, 512.73–512.78
- Violations, penalties, 512.80

Life companies, 515.49, 515.50, 515.76, 521.1–521.15

Life companies, procedure, 521.2–521.11

Nonlife companies consolidated, 521.12–521.15

Penalties for violation, 521.15

Petition by life company, 521.3–521.5

Plan filed and approved by commission, 521.11

Plan, submission and hearing, 521.3–521.5

Powers of commission, 521.6, 521.8, 521.9–521.11

Prohibited with unauthorized company, 521.13

Reinsurance
 

- Alien companies, 515.70
- Associations formed, mutual assessment, 518.1
- Insolvency, procedure, 508.22

**INSURANCE—Continued**

Consolidation and reinsurance—Continued  
 Reinsurance—Continued  
 Nonlife companies, 515.49, 515.50, 515.76  
 Quo warranto against mutual associations, 518.27  
 Receivership, liquidation of deposits, 508.22  
 Receivership, policies reinsured, 508.22  
 Required of mutual assessment company, 518.27  
 Reserve, assessment life companies, 510.38  
 Securities, amount to be deposited, 508.21  
 Securities, deposit, title, 508.20  
 Unauthorized companies forbidden, 521.13  
 Vote of commission to be unanimous, 521.9  
 Contracts for promotion, void, 506.5, 506.6  
 Corporate reports and fees, when exempt, 496.19  
 Corporation law, 491.1–491.71  
 Countersigning policies by resident agents of nonlife companies, 515.22, 515.52–515.61, 515.92  
 County hospitals insured, 347.14(9)  
 County, liability, on employees, 332.3(20)  
 County mutual associations, *see subhead Assessment Nonlife Associations above*  
 County, proceeds used to rebuild, 332.11  
 Credit insurance, 515.48(8), 515.49(6)  
 Crops insured, 515.48(1), 518.25  
 Crops, loss by hail, notice to company, 515.100, 518.21  
 Crops, value stated in policy, 518.25  
 Cyclone insurance, *see subhead Tornado and Windstorm Insurance below*  
 Death, feloniously caused, bars benefits, 636.48  
 Deeds of trust, securities, 511.8(8)  
 Defrauding insurers by burning property, 707.4  
 Dentists, mutual hospital insurance plan, 514.1–514.17  
 Dentists, mutual liability insurance, 519.1–519.13  
 Department of insurance, state, 505.1–505.13  
 Deposit of securities, *see subhead Securities Deposited below*  
 Deposit of valuables taken, 515.48(3)  
 Descent and distribution, 509.12, 636.48, 636.49  
 Directors of companies, *see subheads of various types of companies*  
 Dirigible or other aircraft insurance, 515.48(1, 9)  
 Dirigibles, standard fire policy not applicable, 515.138(2)  
 Disability insurance  
*See also subheads Accident Insurance; Compensation Liability Insurance above; Health Insurance below*  
 Feloniously caused disability bars benefits, 636.48  
 Proceeds exempt, 511.37  
 Discrimination by foreign states against Iowa companies, retaliation, 505.14  
 Dissolution of companies, *see subhead Receiverships below*  
 Domestic companies organized, *see subhead Organization of Domestic Companies below*  
 Drought insurance, 515.48(1)  
 Druggists mutual liability insurance, 519.1–519.13  
 Duration of articles of incorporation, 491.24  
 Earthquake insurance authorized, 515.48(1)  
 Elections held by companies  
 Articles, amendments, 523.6

**INSURANCE—Continued**

Elections held by companies—Continued  
 Assessment life members, votes, 510.6  
 Conditions for proxies, validity, 523.2  
 Consolidation of assessment companies, 521.10  
 Directors, nonlife companies, 515.27  
 Filing of proxies, time, 523.3  
 Fraternal societies, consolidation, 512.77  
 Fraternal society reorganized, 512.88–512.91  
 Funds used for getting proxy, penalty, 523.4  
 Nonlife companies, officers, 515.27, 515.50  
 Proportionate representation, 523.5, 523.6  
 Proxies authorized, 523.1–523.4  
 Reincorporation, assessment life, 510.36  
 Reincorporation of fraternal society, 510.36  
 Revocation of proxies, 523.2  
 Solicitation of proxies by agents forbidden, 523.4  
 Stockholders representation, 523.5, 523.6  
 Employees' mutual insurance  
 Commissioner to determine exemption, 513.2  
 Exempted domestic societies, 513.1  
 Fraternal benefit law, when exempt, 513.1, 513.2  
 Employers' liability companies  
 Authority of nonlife companies, 515.48(5)  
 Compensation liability insurance, *see subhead Compensation Liability Insurance above*  
 Definition of terms, 517.2  
 Distribution of unallocated payments, 517.3  
 Gross premium tax, 432.1  
 Group insurance, *see subhead below*  
 Judgment creditor, subrogation, action, 516.1–516.3  
 Liability in suit by creditor, 516.1–516.3  
 Life companies, authority, 508.29  
 Reciprocal, interinsurance contracts, 520.4, 520.9  
 Reports, annual statements, 517.4  
 Reserve required, 517.1, 517.3  
 Estates  
 Assessment life, beneficiary limitation, 510.10, 510.15  
 Carrier's negligence, not bar to action, 479.123  
 Causing death forfeits benefits, 636.47, 636.49  
 Exemptions, 509.12, 511.37, 512.17, 635.8  
 Funeral expense, old-age assistance, 249.23, 509.2(6)  
 "Heirs" includes insured's surviving spouse, 635.10  
 Mutual insurance association, executors, 518.1  
 Old-age assistance claims, 249.18(3), 249.23  
 Proceeds, 635.8–635.11, 636.47, 636.49  
 Proceeds exempt from debts, 635.8  
 Proceeds exempt to widow, limit, 511.37  
 Simultaneous death act, proceeds distributed, 637.6  
 Surviving spouse deemed heir, 635.10  
 Survivors take proceeds as in intestacy, 635.11  
 Estate tax, 451.1–451.13  
 Examination of companies  
 Application for receivership, 507.13  
 Assessment life associations, 510.12, 510.20–510.24  
 Assistance required from companies, 507.3  
 Bond required of examiners, 507.5  
 Books and papers produced, 507.3

**INSURANCE—Continued****Examination of companies—Continued**

- Commissioner to make examinations, 507.2, 515.85
- Companies subject to examination, 507.1
- Compensation of examiners and assistants, 507.4
- Compensation of expert examiners, 507.6
- Consolidation, *see subhead Consolidation and Reinsurance above*
- County mutuals exempt from law, 507.1, 518.37
- Definition of companies, 507.1
- Dissolution of domestic companies, 515.85
- Examination required, 507.2
- Examiners and assistants appointed, 507.4
- Expenses away from home paid, 507.7, 507.8
- Expenses paid by companies, 507.8
- Experts employed, 507.4, 507.6
- Fees collected, accounting to state, 507.9
- Foreign assessment life, 510.20–510.23

**Fraternal beneficiary associations**

- Assistance by company officers, 512.100
- Association defined, 512.98
- Commissioner to examine, plan, 512.99
- Confidential nature of examination, 512.106
- Expenses, how paid, 512.102
- Foreign companies, for permits, 512.18–512.21
- Oaths administered by commissioner, 512.100
- Receivership proceedings, 512.101, 512.104, 512.105
- Reorganization, 512.85
- Revocation of authority, certificate, 512.101
- Unlawful business, penalty, 512.103

- Funds requisitioned from stockholders, 515.86
- Hospitalization associations examined, 514.10
- Installment stock sale companies, applies, 501.8
- Life companies, 507.12, 508.16–508.18
- Mutual assessment associations, 518.27, 518.28, 518.35–518.37

**Nonlife companies**

- Examinations authorized, 507.11, 515.85, 515.86
- Expenses of examination, 515.129
- Foreign companies examined, 515.89
- Mutual companies dissolved, 515.87
- Mutuals, assets examined, 515.38–515.40
- Record of foreign company policies, 515.57
- Stock companies, 507.11, 515.85, 515.86
- Stock transfers pending examination, 515.88
- Unlawful combinations examined, 515.133, 515.134

- Oaths given by commissioner, 507.3
- Powers of commissioner to examiners, 507.4
- Publication of examination, 507.14
- Receiver appointed, procedure, 507.13, 507.17
- Refusal to be examined, penalty, 507.17
- Reinsurance, *see subhead Consolidation and Reinsurance above*
- Revocation of certificate, 507.10
- Stock transfer pending examination, 507.15
- Suspension of certificate, 507.10
- Testimony taken, oaths, 507.3
- Time for examinations, 507.2

**Exchanges, *see subhead Reciprocal Exchanges below*****Exemption of policy proceeds**

- Accidental death, 511.37

**INSURANCE—Continued****Exemption of policy proceeds—Continued**

- Endowment proceeds, 511.37
- Estates, proceeds exempt from debts, 635.8
- Fraternal benefits exempt, 512.17
- Group insurance exemption, 509.12
- Health and disability insurance, 511.37
- Life policies exempt from debts, 511.37
- Explosion insurance, 515.48, 515.49, 518.1(1)
- Explosion insurance, warehouses, 543.15
- Farm crop disease or insect insurance, 515.48(1)
- Federal savings and loan, 534.1(3)

**Fees payable to commissioner**

- Agents licenses, 522.4
- Assessment life associations, 511.24, 511.25
- Assessment nonlife associations, 518.40, 518.42
- Duty to pay state treasurer, 505.7, 507.9
- Fraternal beneficiary associations, 512.29
- Life companies, 511.24, 511.25
- Nonlife companies, 515.128
- Professional liability mutuals, 519.9
- Reciprocal or interinsurance exchanges, 520.19
- Fees refunded, 505.11
- Feloniously caused death bars benefits, 636.48

**Fidelity insurance*****General provisions, see subhead Nonlife Companies below***

- Action on bond, notice, 682.20, 682.21
- Agents to be licensed, 515.52, 515.78, 522.1
- Authority to issue policies, 515.48(2), 515.49
- Bonds, 682.14, 682.17, 682.18
- Bonds of reciprocal exchanges, 520.13
- Bonds of surety companies, *see BONDS*
- Certificate of authority, 682.11–682.13, 682.16
- Discharge procedure, 65.4–65.11, 682.19
- Gross premium tax, 432.1, 515.24
- Liability of company, estoppel, 682.22
- Place of bringing action, 616.15
- Premium payment, 682.15
- Process agent, commissioner, 682.20, 682.21
- Release from liability, 65.4–65.11, 682.19
- Surety companies, 682.11–682.22
- Venue of actions, 616.15

**Fire apparatus breakage insurance, 515.48(1)****Fire insurance**

- Action for loss, 515.96–515.106
- Alien insurer, deposit, insolvency, 515.70–515.72
- Assessment nonlife companies, authority, 518.1
- Authority to issue, 515.48, 515.49, 518.1
- Binders and temporary policies, 515.138(3)
- Bonded warehouse, insurance required, 543.15
- Cancellation of policy, 515.81, 515.138(6)
- Certificate refused, grounds, 515.65
- Coinurance, 515.111
- Conditions, more favorable permitted, 515.141
- County to rebuild with policy proceeds, 332.11
- Defrauding insurers, 707.4, 707.5
- Exceptions, 515.138(2, 3, 6)
- False statement of assets, 515.91–515.93
- Fires investigated by fire marshal, 100.9
- Foreign nonlife companies, capital, 515.69
- Forfeiture of policies, notice, 515.80, 515.138(6)
- Form of standard policy, 515.138(6)
- Gross premium tax, 432.1, 515.24
- Limitation on risks of company, 515.49

**INSURANCE—Continued****Fire insurance—Continued****Mutual companies**

Organization, 515.49

Regulations on policy, 515.138(2)

Name of company used on policies, 515.142-515.145

Nonlife companies, suit authorized, 515.48(1, 5, 9)

Penalty for defrauding insurers, 707.4-707.6

Policies, insurer designated, 515.142, 515.143

Proof of loss, 515.138(6), 518.19, 518.29

Proof of loss, notice limit, 518.19-518.22

Rates, 515B.1-515B.18

Realty mortgages taken, insurance, 515.35(4)

Requirements under standard policy, 515.139-515.141

Short rates, commissioner to publish, 515.82

Standard policy form, 515.138

Subrogation, 515.138(6)

Tax deduction for debts, 432.4

Tax on gross premiums, 432.1, 515.24

Tax remission when loss not insured, 445.62

Unauthorized companies, policy action, 515.137

Value of buildings, presumption, 515.96, 515.97

Violations of standard fire policy law, 515.140

Waiver, 515.138(6)

Warehouses, bonded, requirements, 543.15

Flood insurance, 515.48(1)

**Foreign companies****Assessment life associations**

Annual statement required, 511.1-511.3

Authority to do business, 510.15

Certificate of authority, fee, 510.19

Church members insured, 510.29

Commissioner as process agent, 511.27

Conditions required, 510.15-510.23

Discrimination prohibited, 511.15

Examination by commissioner, 510.20-510.23

Fees, payment required, 511.24, 511.26

Financial statement, before business, 510.17

Gross premium tax, 432.1

Original notice served, 511.27-511.29, 617.5

Reciprocity, 510.19, 510.32

Report, annual, 511.1

Financial responsibility proof, 321A.20

**Fraternal beneficiary associations**

Accident societies, 510.15-510.23

Applications for insurance required, 512.30

Approval of articles of incorporation, 512.28

Business prohibited, reinstatement, 512.38

Certificate of authority, 512.18-512.21, 512.32

Commissioner as process agent, 512.22

Conditions for commencing business, 512.27, 512.32

Examination and receivership, 512.98-512.106

Examinations for permits, 512.19-512.21

Meetings in foreign states, 512.34

Original notice, service, 512.22-512.26, 617.5

Permits issued by commissioner, 512.18, 512.29

Reinstatement after injunction, 512.38

Religious group, exclusive membership, 512.7

Renewal of permit conditional, 512.31

Report not filed, permit refused, 512.36

**Life companies**

Agent's certificate to act, 511.5

**INSURANCE—Continued****Foreign companies—Continued****Life companies—Continued**

Annual statement filed, 508.11, 508.15, 511.1, 511.2

Capital and surplus required, 508.5, 508.10

Certificate of authority, renewal, 508.13, 511.5

Commissioner as process agent, 511.27, 511.28

Conditions before business, 432.3, 508.1, 508.10, 508.13

Discrimination prohibited, 511.15

Evidence of securities deposited, 508.10, 508.15

Examination by commissioner, 508.16

Failure to file statements, penalty, 508.15

Fees, payment to commissioner, 511.24, 511.26

Gross premium tax, 432.1

Incontestable clause, 508.28

Insolvency, revocation of authority, 508.17

Investments, statements, 508.10, 508.13

Original notice, service, 511.27-511.29, 617.5

Permit to do business, 508.13, 511.5

Policy forms approved, 508.25-508.28

Report, annual, 508.11, 508.15, 511.1, 511.2

Securities required, 508.10

Suspension of certificate, 508.15

**Nonlife companies**

Advertisements, 515.91-515.93, 515.122

Agent's activity, when prohibited, 515.75, 515.89

Agents, company authorized, 515.78

Agents for Iowa risks, 515.52-515.61

Annual statement, contents, 515.66

Capital impaired, 515.75

Capital required, 515.69

Certificate of authority, 515.77

Commissioner as process agent, 515.73

Fees required, 515.128

Forms for statements furnished, 515.68

Gross premium tax, 432.1, 515.24

Kinds of insurance authorized, 515.48, 515.49

Limitation on risks, 515.49

Motor vehicle liability, 321A.20

Mutual companies, surplus, 515.76

Notes taken for insurance, 515.79

Officers, general penalty clause, 515.121

Organization, nature shown on policy, 515.6

Original notice, service, 515.73, 515.74, 617.5

Policy to show whether mutual or stock, 515.6

Reports, annual, 515.63, 515.66, 515.75

Revocation of certificate, 515.89

Risks inside state, 515.52-515.61

Service of process, 321A.20, 507A.1-507A.5

Statements prior to authority, 515.75, 515.76

Surplus required of mutuals, 515.76

Reciprocal discrimination, 505.14

Refunds made by commissioner, 505.11

Tax, no deduction for debts, 432.4

Tax on gross premiums, 432.1

**Unauthorized insurers**

Attorney fee allowed, 507A.5

Commissioner as process agent

Acts appointing, 507A.3(1)

Method of service, 507A.3(2)

Default judgment, 507A.3(5), 507A.5

Motion to quash, 507A.4(3)

Pleading, conditions, 507A.4(1)

**INSURANCE—Continued**

- Foreign companies—Continued
  - Unauthorized insurers—Continued
    - Postponement, 507A.4(2)
    - Reason for regulation, 507A.2
    - Service on agent, 507A.3(3)
    - Title, 507A.1
    - Vexatious delays, penalty, 507A.5
- Forgery insurance authorized, 515.48(2)
- Forms
  - Advertising, 511.4, 511.22, 515.91, 515.92, 515.122
  - Blanks for life companies, associations, 511.3
  - Bookkeeping method, domestic companies, 506.2
  - Certificate of examination, mutual nonlife, 515.40
  - Coinsurance forms, 515.114–515.116
  - Common agent for filing nonlife forms, 515.131
  - Group policies, requirements, 509.1, 509.3, 509.6
  - Life companies, form of report changed, 511.2
  - Policy forms, *see subhead Policies below*
  - Professional men's liability, approval, 519.4
  - Reciprocal or interinsurance contracts, 520.20
  - Statements furnished, nonlife companies, 515.68
- Fraternal beneficiary associations
  - Accident associations, law applicable, 510.23
  - Actions on policies, place of suit, 512.15, 512.16
  - Additional benefits granted, 512.9
  - Age not material in small policies, 512.9
  - Agents, *see subhead Agents above*
  - Applicable statutes, 512.12
  - Application for receivership, 512.104
  - Approval of articles of incorporation, 512.28
  - Articles of incorporation, *see subhead above*
  - Assessments
    - Contract requirements, exception, 510.30
    - Dues or calls, 512.8, 512.13, 512.43, 512.61
    - Rates for mortuary assessments, 512.43
  - Asylums, authority to maintain, 512.62–512.72
  - Auxiliary societies, 512.55
  - Beneficiaries, *see subhead Beneficiaries above*
  - Benefits, kinds conferrable, 512.2, 512.4, 512.6
  - Books and papers, inspection, 512.100
  - Business tax on corporation, exemption, 422.34
  - Certificates of authority, *see subhead above*
  - Certificates of membership, 512.5, *see also subhead Policies below*
- Charitable institutions
  - Authority to maintain, 512.62
  - Beneficiary of insurance policy, 512.10, 512.69
  - Charges for services, 512.64
  - Finances of institution, 512.63–512.66
  - Legal standing, 512.68
  - Management, 512.67
  - Mismanagement, officers removed, 512.71, 512.72
  - Power granted, 512.62
  - Profit prohibited, 512.65
  - Reorganized association's power, 512.94
  - Supervision by state, 512.70–512.72
- Children, death and annuity benefits
  - Annuities permitted, 512.56
  - Authorization of benefits, 512.56
  - Contributions, basis, 512.56
  - Declaration of insurability accepted, 512.9
  - Nonvested interest of beneficiary, 512.10, 512.60
  - Regulations authorized, 512.59

**INSURANCE—Continued**

- Fraternal beneficiary associations—Continued
  - Children, death and annuity benefits—Cont.
    - Reserve required, 512.58
    - Specified payments, 512.61
  - Church members insured, 512.3, 512.7, 512.44, 512.54
  - Commissioner as process agent, 512.22–512.26
  - Conditions to commence, 512.18, 512.27–512.32, 512.43
  - Consolidation and reinsurance, *see subhead above*
  - Contributions based on mortality table, 512.57
  - Declaration of insurability accepted, 512.9
  - Definitions, 512.1, 512.98
  - Delinquency reported, 512.37
  - Director, penal offenses, 512.80, 512.103
  - Employees mutual insurance, exempt, 513.2
  - Examinations, *see subhead Examination of Companies above*
  - Exemption from insurance tax, 432.6–432.9
  - Exemption from life insurance laws, 512.12
  - Exemption of benefits from execution, 512.17
  - False representations, penalty, 512.41
  - Fees for permits to do business, 512.29
  - Foreign companies, *see subhead above*
  - Fraud, penalty, 512.41, 512.101
- Funds
  - Assessment to pay benefits, 512.8
  - Charitable institutions, 512.62–512.66
  - Charity funds protected, 512.66
  - Children's benefits, 512.58, 512.61
  - Distribution, 512.78, 512.87
  - Investments, 511.8, 512.47, 512.48–512.55, 682.42
  - Legal reserve maintained, 512.5
  - Securities, designation of fund, 512.52
- Gross premium tax not applicable, 432.1
- Group insurance law applicable, 509.1(2)
- Guild societies, 512.11, 512.44, 512.54, 512.55
- Hospitals and sanatoriums operated, 512.62–512.72
- Illegal business, penalty, 512.39, 512.40, 512.80, 512.103
- Income tax exemptions, 422.34
- Injunction against doing business, 512.37
- Investments, *see subhead Investments by Companies below*
- Managers, penal offenses, 512.39, 512.40, 512.80, 512.103
- Medical examinations, 512.9
- Meetings in other states, 512.34, 512.36
- Members
  - Age limitation of members, 512.9
  - Change of beneficiary, 512.10, 512.13, 512.60
  - Children as members, 512.56
  - Fraud against society, 512.41
  - Physicians examination, 512.9
  - Professional societies, 512.54, 512.55
  - Proxy voting barred, 512.77, 512.80, 512.89
  - Qualifications required, 512.9
  - Referendum on reorganization, 512.90
  - Religious societies, 512.3, 512.7, 512.54, 512.55
  - Soliciting prohibited, 512.33
- Minors insured, 512.9
- Mortality table, 512.43
- Mortuary assessment rates, 512.43

**INSURANCE—Continued****Fraternal beneficiary associations—Continued****Officers**

- Duty to assist examiners, 512.100
- Election, voting in foreign state, 512.35
- Failure to report security payments, 512.51
- Violations, penalty, 512.39–512.41, 512.80, 512.103

Original notice, service on process agent, 512.22–512.26

Permits to do business, *see subhead Certificates of Authority above*

Place of bringing actions, 512.16

Policies, *see subhead Policies below*

Process agent, commissioner, 512.22–512.26

Rates of assessment, 512.43, 512.44, 512.57

Real estate held, 512.47

Receivership, 512.101, 512.104, 512.105

Reinsurance, *see subhead Consolidation and Reinsurance above*

Religious orders, 512.3, 512.7, 512.54

**Reorganization as legal reserve company**

Accident or health association, 510.39

Appearance by members, 512.84

Approval by association, 512.88–512.90

Approval by commissioner, 512.85, 512.86, 512.91

Authority granted, 512.81

Authorization order, 512.86

Conditions precedent, 512.92

Effect on original societies, 512.94, 512.95

Examination by commissioner, 512.85

Method of reincorporation, 510.36

Plans submitted, notice, 512.82, 512.83

Procedure, 512.82–512.91

Referendum vote by members, 512.89, 512.90

Reinsurance reserve required, 510.38

Scope of reorganization act, 512.93

Stock purchases by members, 512.96

Valuation of certificates, 510.37

Valuation of existing policies, 512.97

Withdrawal rights on policies, 512.6

Reports by companies, *see subhead below*

Reserve, legal, to be maintained, 512.5

Schools operated, 512.62–512.72

Securities deposited, *see subhead below*

Service of notice, process agent, 512.22–512.26

Soliciting of members prohibited, 512.33

Taxation, 427.1(19), 432.1–432.9

Valuation of securities, 511.10

Venue of policy actions, 512.15, 512.16

Frost insurance, 515.48(1)

Funeral plans, 523A.1–523A.4

Glass insurance, 515.48, 515.69, 515.138(5, 6), 518.1(1, d)

**Group insurance**

Accident and health policies, 509.3, 509.10

Association members

Fraternal, 509.1(2, d)

Lawyers, 509.1(2, c)

School administrators, 509.1(2, g)

Students, 509.1(2, g)

Teachers, 509.1(2, b, g)

Beneficiaries, 509.1, 509.2

Certificate of protection, 509.2(7), 509.3(2)

City employees, 365A.1–365A.10

**INSURANCE—Continued****Group insurance—Continued**

Common principal, 509.1(2, f)

Companies authorized, 508.29, 509.5

Compensation liability insurance, 87.4, 87.5

Conditions permitted, 509.2, 509.3, 509.10

Contractual relationship, 509.1(2, f)

Contributions, 509.1, 509.2

Converting policy, 509.2(8, 9), 509.4

Creditor, 509.1(3)

Dependents covered, 509.1(1, 4–6)

Employees, 509.1(1, 5, 6)

Exemption from execution, 509.12

Filing and approval, 509.6, 509.7

Firemen, volunteer, 509.1(2, d)

Foreign policies, 509.8, 509.9

Franchise plan, reduced rates, 509.14

Incontestable clause, 509.2(2)

Labor unions, 509.1(4, 5)

Life policy, provisions, 509.2, 509.10

Nonprofit industrial association, 509.1(6)

Percentage of members insured, 509.1, 509.4

Policyholders, voting, 509.11

Premiums, 509.1, 509.2

Religious denominations, 509.1(2, a)

Representations not warranties, 509.2(3), 509.3(1)

Waterworks trustees, employees, 400.1–400.12

**Hail insurance**

*General provisions, see subhead Nonlife Companies below*

Annual report, classification, 518.18

Arbitration agreements, 518.25(1)

Assessment nonlife associations, 518.1(1)

Assessments, payment of losses, 518.17

Cancellation of policy by insured, 518.30

Dividends required, 518.17

Fire policy, hail coverage, 515.138(5, 6)

Gross premium tax, 432.1

Limitation of action, mutual company, 518.22

Limitation on company risks, 515.49

Nonlife companies, authority, 515.48(1, 5)

Notice of loss, crops, 515.100, 518.21

**Health insurance**

*General provisions, accident and health insurance, 514A.1–514A.12*

Accident insurance, *see subhead above*

Assessment associations, conditions, 510.30–510.35

Assessment contracts limited, 510.30, 510.31

Associations, assessment plan, 510.1

Associations changed to stock companies, 510.39

Capital required, foreign company, 515.69

Casualty companies, 509.3, 509.5(2)

Exemption of proceeds, 511.37

Foreign nonlife companies, capital, 515.69

Fraternal associations authorized, 512.2

Fraternal societies, venue of action, 512.16

Gross premium tax, 432.1

Group insurance policy requirements, 509.6, *see also Group Insurance above*

Hospitalization insurance, *see subhead Hospital or Medical Insurance below*

Level premium life companies, 509.3, 509.5

Life companies, authority to write, 508.29, 508.30

Medical service insurance, *see subhead Hospital or Medical Insurance below*

**INSURANCE—Continued****Health insurance—Continued**

- Membership sales law, not apply, 503.2, 503.3
- Nonlife companies, authority, 515.48(5), 515.49
- Physician's certificate as proof of health, 511.31
- Proceeds exempt from execution, 511.37
- Reciprocity, assessment life, 510.32
- Sick and funeral benefits only, 512.4

**Home office buildings, real estate, 511.8(9)****Hospital or medical insurance**

- Charitable institutions, considered as, 514.15
- Commissioner's decision, review, 514.13
- Contract requirements, 514.1–514.17
- Contracts for medical service, 514.5, 514.7
- Contracts with hospitals, 514.1, 514.4–514.8
- Corporation law applicable, 514.1, 514.2
- Cost of subscriber's solicitation, 514.11
- Disputes arbitrated, 514.13
- Financial statement filed annually, 514.9
- Governmental employees included, 514.16
- Gross premium tax not applicable, 432.1
- Hospital service defined, 514.5
- Insurance laws, general, not apply, 514.1
- Mergers supervised, 514.14

**Nonprofit corporations**

- Articles approved by commissioner, 514.3
- Authorization, 514.1
- Charitable institutions, 514.15
- Directors, qualifications, 514.4
- Dissolution or merger, 514.14
- Examination under insurance law, 514.10
- Expenses subject to state approval, 514.11
- Funds invested as life companies, 514.12
- Merger or liquidation supervised, 514.14
- Plan, purpose and scope, 514.1–514.17
- Powers and duties, 514.1–514.17
- Purpose of incorporation, 514.1
- Requirements to operate, 514.17
- Statement filed annually, 514.9

**Number of directors required, 514.4****Organization, law applicable, 514.1, 514.2****Osteopaths, 514.1–514.17****Pathology charges, 135B.30****Physicians and surgeons, 514.1–514.17****Plans for medical service, 514.1–514.17****Radiology charges, 135B.30****Rates approved by commissioner, 514.6****Requirements for operation of plan, 514.17****Subscribers for service, 514.1, 514.5, 514.7****Taxation of property, nonexempt, 514.15****Wage deductions, government employees, 514.16****Hospitals, county, insured, 347.14(9)****Income tax on corporations, exemptions, 422.34****Incontestable clause, 508.28****Incorporation, *see subhead Articles of Incorporation above; also subhead Organization of Domestic Companies below*****Inheritance tax, 450.1–450.96****Inland marine insurance, *see subhead Marine Insurance below*****Insect or farm crop disease insurance, 515.48(1)****Insolvency clause, legal liability action, 516.1–516.3****Insolvency of company, *see subhead Receiverships below*****Insurance company defined, itinerant merchants law, 81.1(1, f)****INSURANCE—Continued****Insurer's liability for unpaid personal injury or property damage judgments, 516.1–516.3****Insurrection insurance, 515.48(1)****Interinsurance contracts, *see subhead Reciprocal Exchange below*****Inurement of legal liability policies, 516.1–516.3****Invasion insurance, 515.48(1)****Investments by companies****Assessment life association**

- Authorized investments, 511.8
- Federal housing loans, 682.45, 682.46
- Home office buildings, 511.8(9, a)
- Loans, officers no interest, 511.11, 511.12
- Loans on policies, 511.8(11)
- Loans secured by collateral, 511.8(12)
- National housing act bonds, 511.8(8, b)
- Real estate, 511.8(9)
- Schedule of authorized investments, 511.8
- Valuation of investments, 511.8, 511.10
- Violation of provisions, penalty, 511.9

**Assessment nonlife association**

- Authorized investments, 515.35, 518.12
- Emergency fund accumulated, 518.12
- Federal housing loans, 682.45, 682.46
- Home office building, 518.12

**Authorized investments, 511.8, 534.21****Cash in legal reserve permitted, 511.8****Federal housing loans, 682.45, 682.46****Federal insured loans authorized, 682.2, 682.3****Fraternal beneficiary associations**

- Authorized investments, 511.8, 512.48
- Change of securities, 512.53
- Deposit of securities, 512.49
- Exceptions, certain associations, 512.55
- Home office buildings, 511.8(9, a), 512.48
- Loans on policies, 511.8(11), 512.48
- Loans secured by collateral, 511.8(12), 512.48
- National housing act bonds, 511.8(8, b)
- Payment on securities, 512.50, 512.51
- Real estate, 511.8, 512.47, 512.48
- Schedule of authorized investments, 511.8, 512.48
- Securities, designation of fund, 512.52
- Servicemen's readjustment act bonds, 511.8(8, c)
- Valuation of investments, 511.8, 511.10
- Violation of provisions, penalty, 512.54

**Life companies****Annual statement, 508.11****Authorized investments, 511.8, 534.21****Common stocks, investments limited, 511.8****Federal housing loans, 682.45, 682.46****Foreign mutual companies, 508.10****Funds equivalent to legal reserve, 511.8****Home office buildings, 511.8(9, a)****Legal reserve, investments to equal, 511.8****Loans, officers no interest, 508.7, 508.8, 511.11, 511.12****Loans on policies, 511.8(11)****Loans secured by collateral, 511.8(12)****National housing act bonds, 511.8(8, b)****Real estate, 511.8(9)****Schedule of authorized investments, 511.8****Servicemen's readjustment act bonds, 511.8(8, c)**

**INSURANCE—Continued****Investment by companies—Continued****Life companies—Continued**

- Valuation of investments, 511.8, 511.10
- Violation of provisions, penalty, 511.9

**Nonlife companies**

- Authorized investments, 515.35
- Employees investment plan, 515.35(6)
- Federal housing loans, 682.45, 682.46
- Loans secured by collateral, 515.35(7)
- Real estate, right to own, 515.34

Purchases, securities law not apply, 502.5(5)

Securities deposited, *see subhead Securities Deposited below*

Iowa securities law not applicable to insurance, 502.4(6)

Itinerant merchants required to carry, 81.4

Jewelry insurance, 515.48, 515.49, 515.138(5, 6)

Labor insurance, *see LABOR LAWS, subhead Insurance*

Labor unions, group insurance, 509.1(4, 5)

Larceny insurance, 515.48(7), 515.49(2)

Lawyers, group insurance, 509.1(2)

Leakage of water, 515.48, 515.49, 515.111

Legal reserve, life companies, defined, 511.8

**Liability insurance**

Accident insurance, *see subhead above*

Accountants, in lieu of bond, 116.11

Authority to issue policies, 508.29, 515.48, 515.49, 518.1

Automobile insurance, *see subhead above*

Boiler inspection, waive state inspection, 89.6

Compensation liability, *see subhead above*

County, employees using motor vehicles, 332.3(20)

Emergency vehicles, permitted by cities, 321.497

Employers' liability, *see subhead above*

Gross premium tax, 432.1

Inurement to judgment creditor, 516.1–516.3

Itinerant merchants required to carry, 81.4

Jitney and motorbuses, 388.8

Judgment unpaid, insurer liable, 516.1–516.3

Life companies, authority to write, 508.29, 508.30

Limitation of action against insurer, 516.3

Marine insurance on nonresident, 106A.14

Motor vehicle carriers, 325.26, 327.15

Motor vehicle dealers, statement required, 321A.39

Motor vehicle financial responsibility act, 321A.1–321A.39

Motor vehicle installment sales law, 322.3(6, d), 322.18

Motor vehicles, county, 332.3(20)

National guard members, procured by state, 29.55

**Professional liability insurance**

Articles of incorporation approved, 519.3

Assessment life laws not applicable, 510.29

Assessments, 519.2, 519.11

Authority granted to professions, 519.1

Authority of companies to insure, 515.48(5)

Cancellation of policy, 519.8

Certificate of authority, 519.4, 519.5, 519.9

Commissioner's powers, 519.10

**INSURANCE—Continued****Liability insurance—Continued****Professional liability insurance—Continued**

Conditions for commencing business, 519.3–519.5

Construction of laws, 519.13

Corporation law applicable, 519.2

Fees paid commissioner, 515.128, 515.129, 519.9

Foreign companies, 519.13

Fraternal insurance laws not apply, 512.44, 512.54

Gross premium tax, 432.1

Incorporation, powers, 519.2

Inurement to judgment creditor, 516.1–516.3

Judgment unpaid, liability, 516.1–516.3

Liability of members for assessments, 519.11

Nonlife companies, kind authorized, 515.48(5)

Policy form, approval, 519.4

Powers of corporation, 519.2

Protection against malpractice, 519.1

Reinsurance reserve, 519.7

Reports to commissioner, 519.6

Public employees, 517A.1

Sale of motor vehicles, 321A.39

Settlement between insurer and insured, 516.2

Third party's rights on policies, 516.1

Venue of actions against company, 616.10, 616.15

Liability, insurer on insured's judgment, 516.1

License of agents, 522.1–522.5

Licenses of companies, *see subhead Certificate of Authority above*

Life associations, *see subhead Assessment Life Associations above*

**Life companies**

Accident, health insurance, 508.29, 508.30

Accounting system prescribed, 506.2

Actions, *see subhead above*

Advertisements, 506.2, 511.4, 511.22, 511.23, 515.122

Agents, *see subhead Agents above*

Annual statement, contents, 508.11

Annuities as fiduciary investments, 682.23(13)

Annuities, authority to sell, 508.31

Appeals from order of commissioner, 506.8

Articles of incorporation, *see subhead above*

Assessment contracts limited, 510.30, 510.31

Assessment life, *see subhead above*

Authority to write other insurance, 508.29

Beneficiaries, *see subhead Beneficiaries above*

Bonds, investment, 511.8

**Books and records**

Commissioner may examine, 508.16

Delivery to insurance commissioner, 505.6

Inspection by state, 507.3

System prescribed by commissioner, 506.2

Buildings, ownership, 511.8(9)

Capital stock, *see subhead Capital Stock above*

Certificate of compliance, stock sale, 506.1, 506.2

Certificates of authority, *see subhead above*

Commissioner may examine, 507.2, 508.16

Consolidation of companies, *see subhead Consolidation and Reinsurance above*

**Contracts**

Inducements to insure, prohibited, 506.9

Void if no certificate of authority, 511.17

Control by state, 505.1–505.13



**INSURANCE—Continued**

## Life companies—Continued

- Corporation law applicable, *see* CORPORATIONS, *subhead Profit Corporations*
- Departments for other insurance, 508.30
- Deposits of securities, 508.6

## Directors

- Consolidation and reinsurance violation, 521.15
- Elections held, *see subhead above*
- Investments, directors not to profit, 511.12
- Loans from company forbidden, 508.7, 511.11
- Salaries prior to starting business, 506.3
- Discrimination against Iowa companies, 511.15
- Dissolution, 507.10, 507.17, 508.14, 508.17, 508.18
- Dividends as inducement to insure, 506.9
- Duration of corporation, 491.24
- Employees' mutuels exempt from law, 513.1
- Endowment policies exempt from debts, 511.37
- Endowments as fiduciary investments, 682.23 (13)
- Examination by state, 507.1–507.17, 508.16–508.19
- Exchange of securities, 511.8(15)
- Exemption of policy proceeds, 511.37, 635.8
- Federal insured loans, 682.45, 682.46
- Fees payable, 511.24–511.26, 515.123
- Fees, when exempt, 496.19
- Feloniously caused death bars benefits, 636.48
- Foreign companies, *see subhead above*
- Forms, *see subhead Forms above*
- Fraternal beneficiary associations, *see subhead Fraternal Beneficiary Associations above*
- Fraternal societies exempt from law, 512.12
- Frauds prevented, 506.4, 511.18, 511.19

## Funds

- Capital and surplus required, 508.5, 508.10
- Disbursements, vouchers, 511.13
- Investment in federal loans, 682.45, 682.46
- Investments, 508.7, 508.8, 508.10, 511.8, 511.12
- Loans prohibited, 508.7, 508.8, 511.11
- Proxies, use in obtaining, 523.4
- Securities deposited, 508.6
- Taxes, payment, 511.14
- Valuation of investments, 511.10
- Gross premium tax, 432.1
- Group insurance, *see subhead above*
- Guilds exempt from law, 512.12
- Illegal business, 511.16, 511.17
- Income tax exemption, 422.34
- Incontestable clause, 508.28
- Incorporation, 508.1–508.3
- Inducement to insure, contracts forbidden, 506.9
- Interlocking directorates, loans, 508.8
- Investments, *see subhead Investments by Companies above*
- Judgments, penalty for nonpayment, 507.10
- Level premium companies
  - Consolidation and reinsurance, 521.1–521.15
  - Fraternal association reorganized, 512.81–512.97
  - Group insurance, 509.5(1)
  - Policies, requirements, 508.1–508.4, 508.9
  - Policy issuance, conditions, 508.1–508.4, 508.9
  - Reincorporation of assessment life, 510.36
- Liability for law violations, 506.7

**INSURANCE—Continued**

## Life companies—Continued

- Limitation on proof of loss, 511.35
- Loans by company, 508.7, 508.8, 511.11
- Manager, penalty for offenses, 507.16, 511.16
- Medical examinations, 511.31
- Members voting by proxy, 523.1–523.4
- Mortgages held as investments, 511.8(8)

## Mutual companies

- Authority to write other insurance, 508.29
- Consolidation and reinsurance, 521.1–521.15
- Group insurance, 509.5(2)
- Guaranty fund deposited, 508.9
- Policies, conditions for issuing, 508.9, 508.10
- Natural premium companies, 508.1, 508.9
- Occupation associations, exemption, 512.12

## Officers

- Accounting method, 506.2
- Consolidation and reinsurance violations, 521.15
- Duty to assist examiners, 507.3
- Inducements to insure, unlawful, 506.9
- Investments, officers not to profit, 511.12
- Loans from company prohibited, 508.7, 511.11
- Promotion expense limitation, 506.3
- Salaries prior to beginning business, 506.3
- Securities, payments to be reported, 511.8(15)
- Unlawful solicitation of business, 507.16, 511.16

## Organization, 506.1–506.8, 508.1–508.6

Penalties, *see subhead Violations below*Permit to do business, *see subhead Certificates of Authority above*

## Physician's certificate, estoppel, 511.31

Policies, *see subhead Policies below*

## Premiums, when recovery allowed, 511.17, 511.32

## Profits or returns as inducement, 506.9

## Promotion regulations, 506.1–506.7

## Proof of loss, time limit, 511.35

## Proxy, election, 523.1–523.4

Receivership, *see subhead Receivership below*

## Receivership, insolvent or unsafe, 508.17

## Refunds of taxes, fines, or fees, 505.11

Reinsurance, *see subhead Consolidation and Reinsurance above*

## Renewal of articles, 491.25–491.30

Reports by companies, *see subhead below*

## Revocation of authority, 508.14, 508.15, 509.7, 511.9, 511.23

## Risks, reinsurance, 521.2

Securities deposited, *see subhead below*

## Solicitation of business unlawfully, 507.16, 511.6, 511.16

## Statement made annually, contents, 508.11

## Stock

## Sale as inducement to insure, 506.9

## Sale, supervision, 506.1–506.8

## Taxation, 431.1–431.5, 432.5

## Transfer pending examination, 507.15

## Stockholders

## Consolidation and reinsurance violation, 521.15

## Liability, transfer pending examination, 507.15

## Loans by company forbidden, 508.7, 508.8

**INSURANCE—Continued**

## Life companies—Continued

## Stockholders—Continued

Voting at elections, *see subhead Elections Held by Companies above*

Surplus required, 508.5, 508.9, 508.10

Suspension, 507.10, 508.26, 511.9

Taxation of companies, *see subhead below*

Trusts, proceeds of policy, 508.32

Unfair trade practices, 507B.1–507B.13

Valuation of policies, 508.12

Valuation of securities, rule, 511.10

Voting by proxy, 523.1–523.4

## Lightning insurance

*General provisions, see subhead Nonlife Companies below*

Associations, *see subhead Assessment Nonlife Associations above*

Authority to issue policies, 515.48, 515.49, 518.1

Coinurance riders, 515.111–515.118

County to rebuild with policy proceeds, 332.11

Gross premium tax, 432.1

Livestock, time limit on proof of loss, 518.20

Standard fire policy, 515.138

Liquidation of companies, *see subhead Receiverships below*

## Livestock insurance, 515.48(4), 515.69, 518.20

Lodges, *see subhead Fraternal Beneficiary Associations above*

## Loss of rental value on crop producing land, 515.48(1)

## Loss of use of property insured, 515.48(1)

## Malicious mischief insurance, 515.48(9)

## Malpractice, medical, dental, 515.48(5)

## Marine insurance

*General provisions, see subhead Nonlife Companies below*

Authority to issue policies, 515.48(9), 515.49

Boats destroyed to collect, 713.10, 714.15

Bottomry, 515.48(9), 515.50

Foreign companies, capital required, 515.69

Gross premium tax, 432.1

Limitation on risks by companies, 515.49

Nonresident insured deceased, situs, 106A.14

Rates, 515B.1–515B.18

Respondentia, 515.48(9), 515.50

Seaplanes, insurance authorized, 515.48(9)

Standard fire policy not applicable, 515.138(2)

Watercraft insurance, 515.48(9), 515.49

## Medical examination, 511.31, 512.9

## Membership sales law not applied, 503.2, 503.3

## Merchandise insurance, 515.48(9)

## Military usurpation, 515.48(1)

## Moisture deficiency insurance, 505.48(1)

## Mortality tables

Children, fraternal life benefits, 512.57, 512.58

Commissioner's tables, page 2727

Fraternal certificates, basis, 512.5, 512.97

Fraternal loans, American table, basis, 512.45

Guild societies, fraternal, exception, 512.44

Life policies, valuation basis, 508.12

Mortuary, assessment rates, fraternal, 512.43, 512.44

National fraternal congress table, 512.43

Religious societies, permit exception, 512.7

**INSURANCE—Continued**Motor vehicles, *see subhead Automobile Insurance above*

## Mutual and stock plan distinguished, 515.7

## Mutual insurance

Compensation liability insurance, 87.5–87.7

County mutuals, *see subhead Assessment Nonlife Associations above*

Employees mutual insurance, 513.1, 513.2

Hospital or medical insurance, *see subhead above*

Life companies, *see subhead above*

Nonlife companies, *see subhead below*

Policies authorized, 518.1

Policies, contents, 515.19–515.21

Professional liability insurance, 513.1, 513.2

State mutuals, *see subhead Assessment Nonlife Associations above*

## National guard, liability insurance for members procured, 29.55

## Negotiable instruments, alteration, insurance, 515.48(2)

Nonlife associations, *see subhead Assessment Nonlife Associations above*

## Nonlife companies

Accident insurance, *see subhead above*

Accounting system prescribed, 506.2

Actions, *see subhead Actions above*

Additional risk authorized, 515.48(10), 515.49(8)

Advertisements, 515.91–515.93, 515.146

Advertising, approval, 506.2

Agents, *see subhead Agents above*

Aircraft insurance, 515.48(1, 5, 9), 515.49, 518.1

Aircraft, standard fire policy not applicable, 515.138(2)

Alien insurers, 515.70–515.72

Annual statement of condition, 515.63

Appeals from commissioner, 506.8, 515.135

Arbitration agreements, 518.26

Articles of incorporation, *see subhead above*

Assessment nonlife, *see subhead above*

Assets, ownership, 515.38, 515.39

Automobile insurance, *see subhead above*

Automobile loss, theft or fire, notice limit, 518.20

Books and records examined, 506.2, 507.3, 515.33

Business of stock and mutual companies, 515.7

Bylaws, 515.32, 515.119

Capital stock, *see subhead Capital Stock above*

Casualty insurance, *see subhead above*

Certificate of authority, *see subhead above*

Certificate of compliance, 506.1, 506.2, 515.38, 515.90

Charter change to comply with law, 515.119

Coinurance provisions, 515.111–515.118

Combinations, punishment, hearing, 515.131–515.136

Commencement of business, conditions, 515.25, 515.26

Compensation liability, *see subhead above*

Compliance with law, articles changed, 515.119

Condition of company, annual statement, 515.63

Consolidation, *see subhead Consolidation and Reinsurance above*

Contracts as inducement to insure, 506.9

Contracts of insurance, 515.106

Control by state department, 505.8

**INSURANCE—Continued**

## Nonlife companies—Continued

Corporation law applicable, 515.1  
 Cyclone insurance, *see subhead above*  
 Deposit of securities, alien insurer, 515.70–515.72

## Directors

Bylaws and regulations, 515.32  
 Classification, 515.29  
 Consolidation and reinsurance violation, 521.15  
 Election, *see subhead Election Held by Companies above*  
 Individual liability, 515.86  
 Number stated in articles, 515.26  
 President, election, 515.30  
 Qualification and powers, 515.26, 515.30  
 Record and inspection, 515.33  
 Salaries prior to beginning business, 506.3  
 Secretary and other officers, 515.31  
 Term of office, 515.28  
 Time of election fixed, 515.27

Dissolution, causes, 507.10, 507.17, 515.85  
 Dividends, payment, 506.9, 515.44  
 Domestic, kinds of policies written, 515.48, 515.49

Earthquake insurance, 515.48  
 Employers' liability, *see subhead above*  
 Excess risks reinsured, 515.49(7)  
 Execution of policies, 515.51  
 Exemption from fees and reports, 469.19  
 Existing companies, option, 515.23  
 False representations, 515.145  
 False statement by fire company, 515.91–515.93  
 Federal insured loans, 682.45, 682.46  
 Fees, 469.19, 515.90, 515.128  
 Fidelity insurance, *see subhead above*  
 Financial statements filed, 515.36  
 Fire insurance, *see subhead above*  
 Foreign companies, *see subhead above*  
 Franchise forfeiture, 515.46  
 Fraternal insurance, *see subhead Fraternal Beneficiary Associations above*  
 Fraud prevented in organizing company, 506.4

## Funds

False statement by fire company, 515.91–515.93  
 Guaranty fund, mutual company, 515.20  
 Investment in federal loans, 682.45, 682.46  
 Investments allowed, 515.35  
 Proxy procuring, use, penalty, 523.4

Gross premium tax, 432.1, 515.24  
 Hail insurance, *see subhead above*  
 Health insurance, *see subhead above*  
 Illegal sale of stock, liability, 506.7  
 Income tax exemption, 422.34

## Incorporation

Approval by commissioner, 515.2, 515.25  
 Articles, *see subhead Articles of Incorporation above*  
 Capital and surplus, 515.8, 515.10  
 Corporation law applicable, 515.1  
 Directors, election, 515.26  
 Domestic companies organized, *see subhead Organization of Domestic Companies below*  
 Examination by state, 515.38

**INSURANCE—Continued**

## Nonlife companies—Continued

## Incorporation—Continued

Financial statements, 515.36, 515.37  
 Subscriptions, applications, 515.25  
 Incrimination, immunity, 515.136  
 Individuals, application of law, 515.127  
 Inquiries by commissioner, 515.67  
 Interinsurance contracts, 520.1–520.22  
 Inurement of policy, 516.1–516.3  
 Investments authorized, 515.34, 515.35, 682.45, 682.46  
 Judgments, penalty for nonpayment, 507.10  
 Judgment unpaid, insurer's liability, 516.1–516.3  
 Kinds of insurance written, 515.48, 515.49  
 Kinds of risk, limitation, 515.48(10), 515.49  
 Liability insurance, *see subhead above*  
 Liability on debtor's unpaid judgment, 516.1–516.3  
 Lightning insurance, *see subhead above*  
 Limitation of action against insurer, 516.3  
 Limitation on risks, 515.49  
 Livestock, animals, insurance, 515.48(4), 515.69  
 Loans authorized, 515.34, 515.35, 515.50  
 Loans reinsurance, 515.50  
 Losses, notice and proof, 515.97, 515.98, 515.138(6)  
 Manager, penalty for offenses, 507.16, 515.120, 515.121  
 Meetings, annual, 515.27  
 Mortgages held, 515.34, 515.35

## Mutual companies

Advancement of funds, 515.19  
 Applications and premiums taken, 515.25  
 Certificate of authority, 515.41  
 Compensation liability insurance, 87.4  
 Dissolution by commissioner, 515.87  
 Examination, 507.1–507.17, 515.38, 515.85, 515.87  
 Examination certificate, form, 515.40  
 Financial statement filed, 515.37  
 Guaranty fund, 515.20  
 Kinds of insurance written, 515.48  
 Personal liability on dissolution, 515.87  
 Policy additional provisions, 515.21  
 Policy, contents, 515.19–515.21  
 Policy countersigned by resident agent, 515.22  
 Policy to state company mutual, 515.6  
 Reserves, unearned premium, 515.47  
 Stock plan distinguished, 515.7  
 Tax computation, 515.24

Mutual fire, tornado, hail, and other assessment insurance associations, *see subhead Assessment Nonlife Associations above*

Mutual liability of professions, *see subhead Professional Liability Insurance below*

Name, individuality, 515.4

Nature of company shown on policy, 515.6

## Officers

Agents defined, 515.123–515.126  
 Appointed by board of directors, 515.31  
 Consolidation and reinsurance violations, 521.15  
 Countersigning of policies, 515.53  
 Examination, assistance, 507.3, 515.85  
 Fire policy not standard form, 515.140  
 Misleading advertising, 515.145

**INSURANCE—Continued****Nonlife companies—Continued****Officers—Continued**

- Salaries prior to starting business, 506.3
- Secretary appointed by board of directors, 515.31
- Signing of policies, 515.51
- Stock as inducement to insure, 506.9
- Unlawful combination, 515.131–515.136
- Unlawful solicitation of business, 507.16, 515.120, 515.121
- Violations, punishments, 515.121
- Organization, domestic company, 506.1–506.8
- Organizations, application of law, 515.127
- Partnerships, law applies to, 515.127
- Penalty provisions, *see subhead Violations below*
- Permit to do business, *see subhead Certificate of Authority above*
- Plate glass insurance, 515.48(10), 515.69
- Pleadings not changed by insurance law, 515.105
- Policies, *see subhead Policies below*
- Policyholders' rights, 515.27, 515.33, 523.1–523.4
- Premiums, venue of action to collect, 616.12
- Proceeds, distribution, 635.8
- Professional men's liability, *see subhead Liability Insurance above*
- Promotion regulations, 506.3–506.9
- Property insurable, kind, 515.48
- Prorating, 515.138(6)
- Rain insurance, 515.48, 515.49
- Rates on policies, 515.80–515.82, 515.131
- Real estate investments, 515.34, 515.35
- Real estate, right to own, 515.34
- Receiverships, *see subhead below*
- Reciprocal exchange, 517.1, 520.1–520.23
- Records, inspection, 507.3, 515.33
- Refund of tax, fine or fees, 505.11
- Reinsurance, *see subhead Consolidation and Reinsurance above*
- Renewal of authority certificate, 515.42
- Reports, annual, *see subhead Reports by Companies below*
- Reserve for unearned premiums, 518.15
- Revocation of authority, appeal, 515.134, 515.135
- Risks, kinds and limitations, 515.48–515.50
- School property, boards to insure, 279.25
- Securities deposited, alien insurer, 515.70–515.72
- Soliciting agent defined, 515.123, 515.125
- Soliciting business, unlawfully, 507.16, 515.120
- Sprinkler system damage, 515.48(1, 5), 515.49
- Standard fire policy, 515.138
- Statement required annually, 515.63
- Stock companies
  - Capital increased, 515.43
  - Capital required, paid up, 515.8
  - Dividends paid, 515.44–515.46
  - Examination, dissolution, 515.85
  - Impairment of capital, procedure, 515.85–515.88
  - Kinds of business, 515.48–515.50
  - Mutual plan distinguished, 515.7
  - Policy to show stock company, 515.6
  - Reduction of capital or shares, 515.9
  - Reserve fund, 515.45, 515.47
  - Subscriptions taken for stock, 515.25
  - Surplus required, 515.10
  - Tax computation, 515.24

**INSURANCE—Continued****Nonlife companies—Continued****Stockholders**

- Capital increase, 515.43
- Consolidation and reinsurance, 521.15
- Election of directors, 515.27
- Personal liability, 515.86
- Transfer of stock, 515.62
- Voting by proxy, 523.1–523.4
- Stocks and bonds held, 515.35(6)
- Stock shares
  - Reduction by company, 515.9
  - Sale as inducement to insure, 506.9
  - Sale excluded from law, 501.1
  - Subscriptions, 515.25
  - Supervision of sale, 506.1–506.9
  - Transfer, corporation law applies, 515.62
  - Transfer pending examination, 507.15, 515.88
- Surety insurance authorized, 515.48(2), *see SURETIES AND SURETY COMPANIES*
- Surplus required, 515.10
- Taxation of companies, *see subhead below*
- Tenure of certificate of authority, 515.42
- Tornado insurance, *see subhead below*
- Waiver, policy forms not waive law, 515.141
- Water leakage insurance, 515.48(1, 5), 515.49
- Workmen's compensation insurance companies, *see subhead Employers Liability Companies above*
- Nonresident insured, marine liability, 106A.14
- Notes taken for insurance, 515.79, 515.83
- Notice on commissioner as process agent, 502.9, 503.14, 507A.3, 510.29, 511.27–511.29, 512.22–512.26, 515.73, 515.74, 520.5–520.7, 680.20, 680.21
- Notice, service of, *see ORIGINAL NOTICES*
- Nurses, mutual liability insurance, 519.1–519.13
- Occupancy insurance, 515.48(1)
- Ocean water flooding, 515.48(1)
- Officers of companies, *see subheads for various types of companies, thereunder see Officers*
- Old-age assistance provisions
  - Assignment not to invalidate policy, 515.102(4)
  - Assignment to state, 249.23
  - Funeral benefits, insurance deducted, 249.18
- Organization of domestic companies
  - Action to collect assessment, place, venue, 616.11
  - Advertising approved, 506.2
  - Appeal from order of commissioner, 506.8
  - Assessment life associations, 510.4–510.9, 510.14
  - Books and accounting system prescribed, 506.2
  - Certificate of compliance required, 506.1, 506.2
  - Commissioner to regulate, 506.4
  - Contracts for promotion, restrictions, 506.5
  - Corporation fees, exemption, 496.19
  - Corporation law, *see subhead Articles of Incorporation above*
  - Discrimination against Iowa companies, 511.15
  - Dividends, payment restricted, 506.3
  - Elections, proportionate representations, 523.1–523.6
  - Elections, voting provided, 523.1–523.4
  - Employees mutual insurance, 513.1, 513.2
  - Employers authorized to organize, 87.5–87.10
  - Expense of promotion, limitations, 506.3, 506.5
  - Fees, corporations, exemptions, 496.19

**INSURANCE—Continued**

- Organization, domestic companies—Continued
  - Fraternal beneficiary societies, 512.27–512.31
  - Frauds, penalties, 506.4–506.7
  - Group policies, employer as policyholder, 509.1, 509.11
  - Hospitalization corporations, 514.1, 514.2
  - Liability for illegal sale of stock, 506.7
  - Liability of professional men, 519.2
  - Life companies, 508.1–508.6
  - Medical service corporations, 514.1, 514.2
  - Nonlife companies, 515.1–515.8, 515.25, 515.37–515.42
  - Officers' salaries not promotion expense, 506.3
  - Organization regulations, 506.1–506.9
  - Plan of organization approved, 506.2
  - Professional liability associations, 519.2–519.11
  - Promotion expense limited, 506.3, 506.5
  - Sale of stock illegally, liability, 506.7
  - Stock sale as inducement to insure, 506.9
  - Stock sale for other than money, 492.6
  - Stock sale, prerequisites, 506.1
- Violations
  - Illegal sale of stock, liability, 506.7
  - Noncompliance with law, penalty, 506.6
  - Orders violated, penalty, 506.6
- Original notice, process agent service, *see subhead Actions above*
- Original notice, service, *see ORIGINAL NOTICE*
- Permits to do business, *see subhead Certificates of Authority above*
- Pharmacists, mutual liability insurance, 519.1–519.13
- Physicians, mutual liability insurance, 519.1–519.13
- Place of bringing actions, 616.10–616.12
- Plate glass insurance, 515.48(1), 515.49(3–5), 515.69, 515.138(5, 6), 518.1(1)
- Policies
  - Alien insurance companies, 515.70–515.72
  - Assessment life associations
    - Actions on, 511.17, 511.30–511.34
    - Age misrepresentation, 511.32
    - Application attached, 511.33, 511.34
    - Assignments prohibited, 510.10
    - Cash value, basis, 510.34
    - Certificates treated as policies, 510.3, 510.30
    - Changes permitted, 510.10
    - Classes of policies, 510.33
    - Definition of policy, 510.3
    - Extended insurance, 510.28
    - Forms, approval, 510.8, 510.16
    - Fraud in procuring, penalty, 511.18, 511.19
    - Insurable age, 510.10
    - Lapsed policy renewal, 511.33, 515.94
    - Legal reserve or level premium plan, 510.33–510.35
    - Liability of policyholders, 510.2
    - Limitation, time for proving loss, 511.35
    - List of policies filed, 510.17
    - Loans on policies, 511.8(11)
    - Paid-up insurance, 510.28
    - Policy approval, 508.25–508.28
    - Premium, recovery allowed, 511.17, 511.32
    - Proceeds distribution, 511.37, 635.8, 635.10, 636.48, 636.49
    - Surrender value, 510.28

**INSURANCE—Continued**

- Policies—Continued
  - Assessment life associations—Continued
    - Trust funds, reserve, 510.35, 511.8
    - Valuation by association, 510.33, 510.34
    - Voting rights of policyholders, 510.6, 521.10
  - Assessment nonlife associations
    - Actions on, 515.95–515.106, 515.137, 518.22–518.26
    - Arbitration agreements, 518.26
    - Bylaws and articles included, 518.5
    - Cancellation of policies, 518.29–518.32
    - Conditions for issuance, 518.7
    - Contents required, 518.1, 518.5
    - Copy of application attached, 515.94, 515.95, 518.1
    - County mutuals, conditions for issuance, 518.7
    - Fixed premium, when issued, 518.13
    - Form approval, 515.109, 515.110, 518.8
    - Hail policies, cancellation, 518.30
    - Kinds written, 515.23, 518.1
    - State mutuals, conditions for issuance, 518.7
  - Beneficiaries, *see subhead Beneficiaries above*
  - Compensation liability insurance, 87.8–87.10
  - Damage liability clause, insurer liable, 516.1–516.3
  - Endowment, proceeds exempt, 511.37
  - Execution of policies, 515.51
  - Forgery, penalty, 718.1(5)
  - Fraternal beneficiary associations
    - Applications attached, 512.14, 512.15
    - Beneficiaries limited, 512.10, 512.11
    - Benefits on children's lives, 512.9, 512.56–512.61
    - Change of beneficiary, 512.10, 512.13, 512.60
    - Insurable age, 512.9
    - Kinds issued, 512.2, 512.5
    - Loans on policies, 511.8(11), 512.48
    - Proceeds, distribution, 635.8–635.11, 636.48, 636.49
    - Proceeds, exemption from process, 511.37, 512.17
    - Valuation by company, 512.45, 512.97
  - Group insurance policies, 509.1–509.12
  - Hospital service contracts, 514.5
  - Industrial, medical examination not required, 508.28
  - Itinerant merchants law requirement, 81.4
  - Legal liability policies, inurement, 516.1–516.3
  - Level premium plan
    - Fraternal societies, 510.33, 512.5
    - Fraternal societies reorganized, 512.81–512.97
    - Group insurance by life companies, 509.5
    - Life associations authorized, 510.33–510.36
    - Life companies, law applicable, 508.1–508.4
    - Mutual life companies, conditions, 508.9
    - Reincorporation in order to issue, 510.36, 510.38
  - Life companies
    - Actions on policies, 511.17, 511.30–511.35
    - Age misrepresentation, effect, 511.32
    - Annuities authorized, 508.31
    - Applications attached to policy, 511.33, 511.34
    - Beneficiary causing death, 636.48, 636.49
    - Conditions for issuing, 508.1–508.10
    - Copy filed, failure, penalty, 508.26, 508.27

**INSURANCE—Continued****Policies—Continued****Life companies—Continued**

- Exemption from execution, 511.37
- Forms, approval, 508.25–508.28
- Frauds against company, 511.18, 511.19
- Group insurance, *see subhead above*
- Heir, meaning in policy defined, 635.10
- Incontestable, when, 508.28
- Kinds authorized, 508.29
- Liability on other kinds of policies, 508.30
- Loans on policies authorized, 511.8(11)
- Premium, recovery allowable, 511.17, 511.32
- Proceeds, distribution, 635.8–635.11, 636.48, 636.49
- Proceeds, exempt from debts, 509.12, 511.37, 635.8
- Proceeds held in trust, 508.32
- Renewal, application attached, 511.23
- Time limit, proof of loss, 511.35
- Trust, company holding proceeds, 508.32
- Valuation, annual, 508.12
- Void contracts, 511.17
- Loans on policies, examination, 511.8(11)
- Medical examination, 511.31, 512.9
- Medical service contracts, 514.5
- Motor vehicle liability, 321A.21
- Mutual companies, contents, 515.21

**Nonlife companies**

- Actions on policies, 515.95–515.108, 515.137, 515.140
- Additions, riders, clauses, 515.138(5)
- Agents, *see subhead Agents above*
- Application, copy attached, 515.94, 515.95
- Arbitration agreements, 518.26
- Cancellation, 515.80–515.84, 515.110
- Coinurance provisions, 515.111–515.118
- Commissions to agents, 515.52–515.61
- Conditions invalidating policy, 515.101, 515.102
- Conditions more favorable, 515.108, 515.141
- Countersigning by resident agents, 515.22, 515.52–515.61, 515.92
- Crops, value may be stated in policy, 518.25
- Execution requirements, 515.142
- Failure to attach application, effect, 515.95
- False statement of assets, fire policy, 515.91, 515.93
- Foreign fire policy placed by agent, 515.92
- Forfeiture and suspension, notice, 515.80
- Form of fire policy, 515.138
- Forms, approval by state, 515.109
- Insurer's right to cancel, 515.84
- Inurement of legal liability, 516.1–516.3
- Invalidating conditions, 515.101, 515.102
- Joint policies, requirements, 515.138(4)
- Kinds allowed, 515.48–515.50
- Mutual policies, contents, 515.19–515.21, 515.138(2)
- Name of company on fire policy, 515.138(2), 515.142, 515.145
- Nature of company shown on policy, 515.6
- Nature of organization indicated, 515.6
- Notes taken for insurance, 515.79, 515.83
- Notice and proof of loss, 515.98, 515.138(6)
- Policies, execution by officers, 515.51
- Presumption, value stated in policy, 515.96
- Prorating of liability, 515.138(6)

**INSURANCE—Continued****Policies—Continued****Nonlife companies—Continued**

- Restoration, before cancellation, 515.83, 515.138(6)
- Riders to standard policy, 515.138(5)
- Right to rebuild by company, 515.138(6)
- Risks limited, 515.49
- Seal of company attached, 515.51
- Short rates, copy attached, 515.82
- Signatures of officers, 515.51
- Special policy requirements, 515.110
- Standard policies, forms, 515.138
- Statutes control over policies, 515.141
- Unauthorized fire companies, actions, 515.137
- Value in policy, presumption, 515.96, 515.97
- Value of buildings, liability, 515.97
- Waiver in favor of insured, 515.141
- Notes taken for policies, 515.79, 515.83
- Old-age assistance provisions
  - Assignment not to invalidate policy, 515.102
  - Assignment to state by person receiving aid, 249.23
  - Funeral benefits not granted when in estate, 249.18
- Proceeds exempt, when, 511.37
- Professional liability policy approval, 519.4
- Reinsurance, *see subhead Consolidation and Reinsurance above*
- Resident agents, requirements, 515.22, 515.52–515.61, 515.92, *see subhead Agents above*
- Powers of insurance commissioner, 505.8
- Premiums, notes taken in payment, 515.79
- Proceeds of policies
  - Beneficiary causing death, 636.48, 636.49
  - Compensation liability, workmen's lien, 87.9
  - County to rebuild from policy proceeds, 332.11
  - Distribution on death or disability, 635.8, 635.10
- Exemptions
  - Accidental death, 511.37
  - Endowment proceeds, 511.37
  - Estates, proceeds exempt from debts, 635.8
  - Fraternal benefits exempt, 512.17
  - Group insurance exemption, 509.12
  - Health and disability insurance, 511.37
  - Life companies exempt from execution, 511.37
  - Life policies exempt from debts, 511.37
  - Feloniously causing death, 636.48, 636.49
  - Fraternal insurance, when vested, 512.10
  - Life policies, proceeds held in trust, 508.32
- Process agent service, commissioner, 502.9, 503.14, 507A.3, 510.29, 511.27–511.29, 512.22–512.26, 515.73, 515.74, 520.5–520.7, 680.20, 680.21
- Professional liability insurance, 519.1–519.13, *see subhead Liability Insurance above, thereunder see Professional Liability Insurance*
- Promotion of companies, 506.1–506.9
- Proof of financial responsibility, 321A.18–321A.23
- Proof of loss
  - Assessment life statements, 510.18
  - Buildings, prima-facie recovery, 515.36
  - Buildings, value, presumption, 515.96, 518.23
  - Fire, 515.138(6)
  - Livestock, fire or lightning loss, 518.20
  - More favorable conditions permitted, 515.108
  - Prima-facie right of recovery, 515.98

**INSURANCE—Continued**

## Proof of loss—Continued

## Time limitation

- Assessment nonlife insurance, 518.19
- Automobile loss from theft or fire, 518.20
- Hail loss on growing crops, 515.100, 518.21
- Life policies, 511.35
- Livestock, fire or lightning loss, 518.20
- Nonlife insurance companies, 515.138(6)

Proxies, *see subhead Elections Held by Companies above*

## Public employees, retirement system, old-age and survivor insurance, 97B.1–97B.67

## Pump or fire apparatus breakage insurance, 515.48

## Railroad equipment insurance, 515.48(1)

## Railroad unemployment insurance, 96.9(7)

## Rain insurance, 515.48(1)

## Rates, 515A.1–515B.18

## Real estate loans, banks borrower to insure, 526.31

## Receiverships

- Alien insurer, procedure, 515.70–515.72
- Assessment life companies, 510.24–510.27
- Assessment nonlife associations, 518.27, 518.28, 518.34
- Certificate revoked, 507.10
- Commissioner as liquidating officer, 505.9
- Deposits liquidated, reinsurance, 508.22

## Examination and receiverships

- Application for receiver, 512.104
- Assistance by association, 512.100
- Commencement of action, 512.104, 554.64
- Duty to examine, 512.99
- Expenses of examiners, 512.102
- Fraternal associations, procedure, 512.98–512.106
- Frequency of examination, 512.99
- Receivership, procedure, 512.101–512.105
- Reports confidential, 512.106
- Revocation of authority, 512.101–512.103

## Examiners, when to revoke certificate, 507.10

## Ex officio receiver, commissioner, 505.9

## Expenses paid by company, 505.9, 505.10

## Fraternal societies, 512.101–512.105

## General law applicable, 680.1–680.11

## Hearing on application, 507.13

## Hospitalization association liquidated, 514.14

## Insolvency, 507.10, 508.17, 508.22

## Insolvency of alien insurer, 515.72

## Judgments unpaid as ground, 507.10

## Life companies

- Appointment of receiver by court, 508.18
- Failure to file annual statement, 508.14
- Insolvency or unsafe business, ground, 508.17
- Procedure applicable, 507.12, 508.17–508.19
- Reinsurance for policyholders, 508.19
- Securities divided among policyholders, 508.19

## Mutual assessment associations, 518.28, 518.34

## Mutual nonlife companies, applicability, 515.87

## Nonlife companies, 507.11, 515.85–515.87

## Notice of application for receiver, 507.13

## Refusal to be examined, ground, 507.17

## Reinsuring company, procedure, 508.22

## Revocation of certificate, 507.10–507.12

## Unauthorized business as ground, 507.10

## Unsound condition, 507.10

**INSURANCE—Continued**

## Reciprocal exchange

## Actions on contracts, 520.5–520.7

Agents, *see subhead Agents above*

## Attorney

- Bond approved by commissioner, 520.16–520.18
- Certificate as proof of authority, 520.2
- Contracts executed by attorney, 520.2
- Foreign attorney, bond, 520.18
- License from insurance department, 520.3, 520.12, 520.15, 520.17
- Power to execute documents, 520.2

## Authorization, 520.1

## Bond of attorney, 520.16–520.18

## Business tax on corporations, exemption, 422.34

## Certificate of authority, 520.12–520.15

## Contracts, execution, 520.2

## Deposit of securities, 520.23

## Discrimination by foreign state, 505.14

## Employers' liability insurance, 517.1–517.4

## Examination by state, 507.1, 520.10

## Fees, annual tax, 515.90, 515.128, 520.19

## Fidelity or surety bonds executed, 520.13

## Implied power to contract, 520.11

## Income tax exemption, 422.34

## Insurance laws, applicability, 520.22

## Inurement to judgment creditor, 516.1–516.3

## Judgment, validity, satisfaction, 520.7

## Liability for insured's unpaid judgment, 516.1–516.3

## License issued to attorney, 520.12

## Limitation on risks, 520.8

## Notice of process, service, 520.5, 520.6

## Office of attorney, 520.3

## Original notice, process service, 520.5–520.7

## Penalty for violations, 520.14

## Policy form, construction, 520.20

## Preliminary declaration of subscribers, 520.4

## Process agent, service, 520.5–520.7

## Reciprocity with other states, 520.23

## Refusal or revocation of certificate, 520.15

## Reinsurance, conditions, 520.21

## Reports to commissioner, 520.8, 520.10

## Reserve required, 517.1, 517.3, 520.9, 520.23

## Risks, maximum, 520.8

## Securities deposited, 520.23

## Solvency standard, 520.9

## Statements prior to business, 520.4, 520.5

## Surety company, excess risk reinsured, 682.17

## Surplus to qualify to write bonds, 520.13

## Tax, annual, 520.19

## Violations, penalty, 520.14

## Refunds by commissioner, 505.11

Reinsurance, *see subhead Consolidation and Reinsurance above*

## Rents, loss insured, 515.48(1, 6)

## Report, annual, by commissioner, 518.18

## Reports by companies

## Assessment life associations

## Contents, when made, 510.11–510.13, 511.1

## Failure to make report, penalty, 510.24

## Foreign companies, 511.1

## Forms, 511.1–511.3

## Publication, expense, 510.12

## Assessment nonlife associations

## Corporation report, law not applicable, 496.19

**INSURANCE—Continued****Reports by companies—Continued****Assessment nonlife associations—Continued**

- Employers' liability companies, 515.63, 517.4
- Commissioner's report to governor, 505.13

**Fraternal beneficiary associations**

- Examination and receivership, 512.106
- Failure to make report, 512.36–512.38
- Requirements, content, 512.42

**Gross premium tax statement and payment, 432.1****Hospital and medical service corporation reports, 514.9****Life companies**

- Commissioner's report to governor, 505.12
- Contents required, 508.11
- Exemptions of corporations, 496.19
- Failure to report, 508.14, 508.15
- Foreign companies, 508.15, 511.1
- Forms required, 511.1–511.3

**Medical service corporation reports, 514.9****Nonlife companies**

- Accident insurance companies, 515.64
- Commissioner's report to governor, 505.13
- Contents required, annual report, 515.63
- Employer's liability companies, 517.4
- Exemption from corporation reports, 496.19
- Foreign company, 515.66, 515.75
- Forms for statements furnished, 515.68
- Inquiry by commissioner, reply, 515.67
- Penalty for noncompliance, 515.65
- Publication of report, fee, 515.90

**Professional liability mutuals, 519.6****Reciprocal, interinsurance exchange, 520.8, 520.10****Tax report, domestic companies, 432.5, 432.6****Respondentia authorized, 515.48(9)–515.50****Retaliation against discrimination in foreign states, 505.14****Riders, coinsurance, 515.111–515.118****Riot insurance, 515.48(1), 515.138(5), 518.1(1)****Robbery insurance, 515.48(7)****Safekeeping of valuables insured, 515.48(3)****Sale of property, free insurance as inducement prohibited, 507B.4****School property insured, 279.25****Securities deposited****Alien insurance companies, 515.70–515.72****Assessment life associations**

- Amount deposited, 511.8(15)
- Cash value of policies, 510.34
- Change of deposits, 511.8(15)
- Deposited with commissioner, 510.34
- Dividends collected by depositor, 511.8(15)
- Interest collected by depositor, 511.8(15)
- Investments, 511.8(15)
- Liquidation or reinsurance, 508.22
- Payments on securities, report, 511.8(15)
- Reinsuring foreign company, 508.20–508.22
- Requirements, 511.8(15)
- Title vested in state, 511.8(15)
- Valuation of securities, 511.8(16), 511.10
- Valuation rule, 511.8(16), 511.10
- Violation of deposit requirements, 511.9

**INSURANCE—Continued****Securities deposited—Continued****Fraternal beneficiary associations**

- Association excepted from law, 512.54, 512.55
- Change of securities, 512.53
- Conveyance of realty to commissioner, 512.47
- Deposit with commissioner, 511.8, 512.48, 512.49
- Funds designated when deposited, 512.52
- Investments permitted, 511.8, 512.47, 512.48
- Liquidation or reinsurance, 508.22
- Payment on securities, report, 512.50
- Penalty for failure to report payments, 512.51
- Society to authorize investment, 512.46
- Title vested in commissioner, 508.20
- Valuation rule, 511.8(16), 511.10, 512.48
- Withdrawals, purpose designated, 512.52

**Life companies**

- Amount deposited, 511.8(15)
- Change permitted, 511.8(15)
- Deposit of securities, 508.6, 511.8(15)
- Deposits liquidated, reinsurance, 508.22
- Deposit with commissioner, 508.6
- Dividends collected by depositor, 511.8(15)
- Foreign companies, 508.10, 508.20–508.22
- Foreign life, reinsurance, title, 508.20
- Insolvency of reinsuring foreign company, title to securities, 508.20–508.22
- Insolvency or default, disposal, 508.18, 508.19
- Interest collected by depositor, 511.8(15)
- Investments, 511.8(15), *see subhead Investments by Companies above*
- Liquidation or reinsurance, 508.22
- Mutual companies, 508.9
- Payments on securities, report, 511.8(15)
- Penalty for failure to deposit, 508.14
- Reinsurance, deposit, 508.20–508.22
- Reinsurance, insolvency, procedure, 508.22
- Stock companies, 508.6, 511.8(15)
- Title in commissioner on reinsurance, 508.20
- Title vested in state, 511.8(15)
- Valuation rule, 511.8(16), 511.10
- Withdrawals, 511.8(15)

**Securities issued or obtained, securities law not applicable, 502.4(6), 502.5(5)****Service of original notice on process agent, *see subhead Actions above*****Settlement, insurer and insured, limitation, 516.2****Shares of stock, *see subhead Capital Stock above*****Sickness insurance, *see subhead Health Insurance above*****Simultaneous death act, proceeds distributed, 637.4****Snow insurance, 515.48(1)****Solvency of company determined, *see subhead Examination of Companies above*****Spouse, beneficiary includes, 635.10****Sprinkler or water leakage insurance*****General provisions, see subhead Nonlife Companies above*****Authority of companies to insure, 515.48(1, 5)****Coinsurance by insured, 515.111****Gross premium tax, 432.1****Limitation of risks, 515.49****Standard fire policy, 515.138****Standard mortality tables, page 2727**



**INSURANCE—Continued**

Statement, annual, *see subhead Reports by Companies above*

State mutual associations, *see subhead Assessment Nonlife Associations above*

Stock and mutual plan distinguished, 515.7

Stockholders, *see subhead Capital Stock above*

Stock sale by installments not applicable, 501.1

Stock sale regulations, 506.1–506.9

Supervision by state, 505.1–505.13, *see INSURANCE DEPARTMENT*

**Surety bonds**

Authority to write, 515.48(2)

Particular bonds issued, *see BONDS*

Regulation as an insurance company, *see subhead Nonlife Companies above*

Special provisions, *see SURETIES AND SURETY COMPANIES*

Surgeons, mutual liability insurance, 519.1–519.13

Table, national fraternal congress mortality, 512.43

Table of mortality, standard, page 2727

**Taxation of companies**

*General law applicable, see TAXATION*

Alien companies, gross premiums, 432.1

Assessment life association funds to pay, 511.14

Assessment nonlife associations, 518.35–518.39

Assessment of domestic companies, 432.6–432.8

Corporation report law not applicable, 496.19

County mutuals, premium tax exempt, 432.1, 432.6, 432.8, 518.37

Deduction for debts, 432.4, 432.8, 432.9

Domestic companies, gross premiums, 432.1

Domestic companies, shares of stock, 432.5

Exemption of certain companies, 422.34

Foreign companies, gross premiums, 432.1–432.3

Fraternal societies exempt, 427.1(19), 432.1, 432.6, 432.8

Gross premium tax, 432.1

Hospital and medical service associations, 514.15

Income tax on corporations, exemption, 422.34

Life company funds to pay taxes, 511.14

Moneys and credits, 432.8, 511.8(5)

Nonlife companies, computation of tax, 515.24

Property assessment for tax, 432.6–432.8

Receipts, certificate of authority, 432.3

Reciprocal exchanges, annual tax, 520.19

Record of foreign companies inspected, 515.57

Refunds from overpayment, 505.11

Remission when loss not insured, 445.62

Shares of stock, 431.1–431.5, 457.28

Shares of stock, domestic companies, 432.5

State mutual associations, 518.35

Teachers associations, 509.1(12)

**Theft insurance**

Mutual assessment companies, authority to write, 518.1(1)

**Nonlife companies**

Authority to write, 515.48(4, 9)

Standard policy, nonliability, 515.138(6)

Notice of loss, automobiles, five-day limit, 518.20

Title insurance companies, income tax exemption, 422.34(1)

**INSURANCE—Continued**

Tornado and windstorm insurance

*General provisions, see subhead Nonlife Companies above, see also subhead Assessment Nonlife Associations above*

Annual report of mutuals, 518.18

Authority for issuance, 515.48, 515.49, 518.1

Bonded warehouses, insurance, 543.11, 543.15

Coinsurance rider, 515.111–515.118

County to rebuild with policy proceeds, 332.11

Gross premium tax, 432.1

Mutual companies, organization, 518.1

Standard policy forms, 515.138

Tax remission when loss not insured, 445.62

Warehouses, bonded, requirements, 543.15

Trade practices act, 507B.1–507B.13

Traveling, death or disablement insurance, 515.48(5)

Unfair competition, 507B.3, 507B.4, 507B.9

Use of property insured, 515.48(1)

Vandalism, automobiles or aircraft, 515.48(5, e)

Venue of actions, 616.10–616.12

Veterinary insurance, 515.48(4)

**Violations**

Advertisement of authorized capital, 511.23

Advertisements misleading, 515.145

Agent acting without license, 522.5

Agent for reciprocal exchanges, 520.14

Agents, general prohibitions, 522.5, 523.4

Agents, resident, countersigning, 515.60

Arson, burning to defraud insurers, 707.4

**Assessment life associations**

Action by state to recover penalties, 511.7

Advertising illegal capital, 511.22, 511.23

Age misrepresentation, recovery, 511.32

Application not attached to policy, 511.34

Business solicited without authority, 511.6

Capital and surplus regulations, 511.23

Certificate of authority, not having, 511.6

Conspiracy to defraud company, 511.19

Contracts void, recovery of damages, 511.17

Discrimination against home company, 511.15

Diversion of funds illegal, 510.9

Fraud in procuring insurance, 511.18, 511.19

Illegal business solicitation, 511.6

Investment of funds illegally, 511.9

Investment provisions, 511.9

Loans to officer or stockholder, 511.23

Officials, unlawful business, 511.16

Refusing to be examined, 507.17

Revocation of certificate by commissioner, 510.22

Securities provisions violated, 511.9

Unlawful solicitation of business, 507.16, 511.16

Boats destroyed to collect insurance, 713.10, 714.15

Business solicited without authority, 507.16

Consolidation of companies, 521.15

Contracts with officers, unallowable, 506.6

Countersigning, resident agents, 515.60

Election violations, 523.4

Examination of company, authority revoked, 507.10

Examination, refusal to submit, 507.17

Failure to report payments, 512.51

Fires investigated by fire marshal, 100.9

**INSURANCE—Continued****Violations—Continued**

- Fires to defraud insurers, 707.4–707.6
- Fitting out boat to defraud insurer, 713.10
- Foreign companies, noncompliance, penalty, 508.15
- Fraternal beneficiary associations
  - Agent for unauthorized society, 512.40
  - Business while enjoined from action, 512.39
  - Consolidation provisions, penalty, 512.80
  - False representations to company, 512.41
  - Injunction against foreign societies, 512.37, 512.38
  - Officials acting while association barred, 512.39
  - Officials violating provisions, 512.40
  - Reinsurance provisions, penalty, 512.80
  - Report, failure to make, 512.36
  - Revocation for violations, 512.54
  - Securities provision, penalty, 512.54
  - Security payments not reported, 512.51
  - Soliciting business when unauthorized, 512.80
- Funds of company used to get proxies, 523.4
- Group insurance policy forms, not filed, 509.7

**Life companies**

- Actions by state to recover penalties, 511.7
- Advertising authorized capital, 511.22, 511.23
- Age misrepresentation, recovery, 511.32
- Application not attached to policy, 511.34
- Capital and surplus regulations, 511.22, 511.23
- Conspiracy to defraud company, 511.19
- Contracts void, recovery of damages, 511.17
- Deposits, failure to make, 508.14, 508.15
- Discrimination against home company, 511.15
- Failure to file policy form, 508.27
- Foreign, failure to deposit, 508.15
- Fraud in procuring insurance, 511.18, 511.19
- Illegal business solicitation, 511.6
- Injunction against insolvent company, 508.17
- Investment of funds illegally, 511.9
- Loans to officer or stockholder, 511.23
- Officials, unlawful business, 511.16
- Policy, failure to get approval, 508.25–508.27
- Reports, failure to make, 508.14, 508.15
- Securities provisions violated, 511.9
- Solicitation of business without authority, 511.6
- Unlawful business, penalty on officers, 511.6

**Misleading statements, 515.145****Nonlife companies**

- Agents and officers, penalty, 515.121
- Agents, law violations, 515.59, 515.60
- Agents, prohibited acts, 522.5, 523.4
- Business solicited unlawfully, 507.16, 515.120, 515.121
- Certificate withheld, noncompliance, 515.65
- Combinations prohibited, 515.131, 515.132
- Defrauding on policy, 707.4, 707.5, 713.10, 713.14, 713.15, 714.15
- Dividends made illegally, forfeiture, 515.46
- Examination of companies, *see subhead above*
- Execution of policies, illegal, 515.142–515.145
- Failure to attach application to policy, 515.95
- False statement of assets, 515.91–515.93
- Issuance of nonstandard policies, 515.140
- Misleading statements, 515.145

**INSURANCE—Continued****Violations—Continued**

- Nonlife companies—Continued
  - Penalty for violations, 515.121
  - Proxies solicited by agents, 523.4
  - Reinsurance, general penalty, 521.15
  - Solicitation, unlawful, 507.16, 515.120, 515.121
  - Standard fire policy violations, 515.140
  - Unauthorized companies, 515.137
  - Unlawful combinations, 515.132, 515.134
- Official misconduct, misdemeanor, 515.121
- Penalty, general violations, 506.6
- Rates, unlawful combinations, 515.132
- Reciprocal or interinsurance contracts, 520.14, 520.15
- Refunds of penalties, 505.11
- Refusal to be examined, 507.17
- Solicitation of business, unlawful, 507.16
- Soliciting election proxies, 523.4
- Standard fire policy, failure to use, 515.140
- Stock sale as inducement to insure, 506.9
- Stock sold illegally, 506.7
- Unallowable contracts with officers, 506.6
- Unlawful solicitation of business, 507.16
- Volunteer fire companies, 368.14, 509.1(2)
- Voting, *see subhead Elections Held by Companies above*
- Warehouses, bonded, grain insured, 543.11, 543.15
- Warehouses, bonded, insurance requirements, 543.15
- Water leakage insurance, 515.48(1, 5), 515.49, 515.111–515.118
- Weather insurance, 515.48(1)
- Widow, beneficiary includes spouse, 635.10
- Windstorm insurance, *see subhead Tornado and Windstorm Insurance above*
- Workmen's compensation insurance, *see subhead Compensation Liability Insurance above*

**INSURANCE DEPARTMENT**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Actuary employed to evaluate policy, 508.12
- Agents, 522.1–522.5, *see INSURANCE*
- Alien insurers, deposit, insolvency, 515.70–515.72
- Appeals on organization questions, 506.8
- Articles of incorporation approved
  - Accident and health reincorporated, 510.36–510.39
  - Articles, directors selection, 523.6
  - Assessment life companies, 510.4, 510.36
  - Fraternal companies, 512.27–512.29, 512.86
  - Hospital and medical service, nonprofit corporations, 514.3
  - Life companies, 508.2–508.4
  - Mutual nonlife assessment companies, 518.8
  - Nonlife companies, 515.2–515.5
  - Professional liability companies, 519.3
- Assessment life insurance, 510.1–510.39
- Benefit employees societies investigated, 513.2
- Blank forms prepared, furnished, 511.3, 515.68
- Bonds of company officers
  - Assessment life companies, 510.13
  - Attorney in fact, reciprocal exchanges, 520.16, 520.17
  - Mutual assessment nonlife companies, 518.33, 518.34

**INSURANCE DEPARTMENT—Continued**

Books relating to insurance kept, 505.6  
 Certificate of authority, *see INSURANCE, subhead Certificate of Authority*  
 Clerks and assistants appointed, 505.4  
 Commissioner of insurance  
   Administration of department, 505.1, 505.8  
   Annotations and tables to Code, copy, 16.25(7)  
   Annual reports to governor, 505.12, 505.13  
   Appointment by governor, 505.2  
   Appoints superintendent of department, 502.2  
   Asylums and hospitals, supervision, 512.70  
   Bond required, amount, 64.6(9)  
   Deputies appointed, bonds required, 505.4  
   Documents and records filed, 505.6  
   Domestic companies, annual report, 432.5  
   Duty in general, 505.8  
   Expenses allowed, 505.5, 505.9, 505.10, 507.7, 507.8  
   Fees, *see subhead Fees Collected and Accounted for below*  
 Fraternal charitable institutions  
   Mismanagement reported, removal, 512.71, 512.72  
   Supervisory powers, 512.70–512.72  
   Head of department, 505.1, 505.8  
   Hospitalization units, powers, 512.70  
   Hospital or medical insurance service, supervision, 514.1–514.17  
   Insurance receipts filed, 432.3  
   Life insurance companies reported, 505.12  
   Member of commission on consolidation and reinsurance, 521.5  
   Membership sales companies, administered, 503.1–503.14  
   Mortality tables used, 512.43, page 2727  
   Peace officers' retirement, 97A.5  
   Powers and duties, 505.8  
   Process agent for service of notice, 502.9, 503.14, 507A.3, 510.29, 511.27–511.29, 512.22–512.26, 515.73, 515.74, 520.5–520.7, 680.20, 680.21  
   Qualifications, 505.2  
   Rate regulation, 515A.1–515B.18  
   Receipts for taxes filed, 432.3  
   Receiver ex officio, 505.9  
   Removal, procedure, 505.2  
   Reports annually to governor, 17.1–17.4, 505.12, 505.13  
   Salary, 505.5  
   Securities law, administration vested in, 502.2  
   Securities law, duties, 502.1–502.31  
   Surety company certificate revoked, notice to clerk, 682.12  
   Tax commissioners bond, surety approved, 422.60  
   Term of office, 505.2  
   Trade practices act, duties, 507B.5–507B.7, 507B.9  
   Vacancies, how filled, 505.3  
 Compensation liability insurance, 87.1–87.20  
 Consolidation or reinsurance plans approved, 512.73–512.80, 521.1–521.15  
 Deposits of cash or securities, *see INSURANCE, subhead Securities Deposited*  
 Deputy commissioners appointed, 505.4  
 Discrimination prohibited, 511.15  
 Documents and records filed, 505.6  
 Domestic companies organized, 506.1–506.9  
 Employees' benefit societies, exemptions, 513.2

**INSURANCE DEPARTMENT—Continued**

Employers liability companies, 517.1–517.4  
 Erroneous payment of fees refunded, 505.11  
 Evaluation of bonds held by companies, 511.10  
 Evaluation of policies, method required, 508.12  
 Examinations, 507.1–507.17, *see INSURANCE*  
 Examiners and assistants  
   Appointments made, 505.4, 507.4, 507.6, 515.85  
   Bonds required and approved, 505.4, 507.5  
   Compensation, 507.6, 507.8, 510.12, 510.21, 510.23  
   Eligibility, accountancy board, 116.9  
   Examinations made, 507.1–507.17  
   Expenses allowed, 507.7, 507.8, 512.20, 512.102, 515.129  
   Experts employed, 507.6  
   Oaths, power to administer, 501.8, 502.21(2), 503.10, 507.3, 508.16, 512.85, 512.100, 515.85, 521.6  
   Power of examiner, 507.4  
   Qualifications required, 507.4, 507.6  
   Records inspected, examiner's power, 507.3  
   Testimony, power to take, 507.3  
 Fees collected and accounting made  
   Accounting to treasurer, 12.10–12.12, 505.7, 507.9  
   Applicability of section, 511.26  
   Assessment life companies, 510.11, 510.19, 511.24–511.26  
   Authority to receive fees, 505.7  
   Domestic life companies, 511.25  
   Duty to collect and account, 505.7  
   Examination expenses, 507.7, 507.8, 512.20, 512.102, 515.129  
   Examiner's fees, 507.6, 507.8, 507.9, 510.12, 510.21, 510.23  
   Foreign fraternal beneficiary societies, 510.24, 512.29  
   Foreign life companies, 511.24  
   Foreign professional liability companies, 519.9  
   Installment plan stock sales, 501.7  
   Nonlife companies, 511.26, 515.90, 515.128  
   Refund of fees, commissioner's power, 505.11  
   Securities act, 502.7, 502.11, 502.25  
 Forms prepared and furnished, 511.3, 515.68  
 Fraternal beneficiary associations, 512.1–512.106  
 Fraternal charitable institutions, 512.70–512.72  
 Funds to mutual companies, repayment, 515.19  
 Group insurance, 509.1–509.13  
 Hospital or medical service corporations, supervision, 514.1–514.17, *see INSURANCE*  
 Installment plan stock sales  
   Annual report of condition, 501.4  
   Bonds deposited with commissioner, 501.5  
   Certificate of authority, 501.1–501.8  
   Definition of words and phrases, 501.1  
   Examination by commissioner, 501.8  
   Fee for certificate paid commissioner, 501.7  
   Injunction to restrain unsafe business, 501.4  
   Receiver to close up unsafe companies, 501.4  
   Renewal of certificates, 501.4  
   Report made annually to commissioner, 501.4  
   Revocation of certificate, 501.4–501.8  
   Sale without authority, prohibited, 501.6  
   Securities deposited with commissioner, 501.5  
   Violations, penalties, 501.6  
 Investments by companies, *see INSURANCE*  
 Liability insurance for professions, 519.1–519.13, *see INSURANCE*

**INSURANCE DEPARTMENT—Continued**

Life companies, 508.1–508.32  
 Liquidating officer, commissioner, 505.9, 505.10  
 Location of department at Des Moines, 505.1  
 Medical service corporations, 514.1–514.17  
 Membership sales, purchasing associations, 501.1–501.8, 503.14, 506.1–506.6

**Mortality tables**  
 American table as basis, 508.12, 512.45  
 Children, contribution benefits, table approved by commissioner, 512.57  
 Commissioners' standard, page 2727  
 National fraternal congress, page 1931

Mutual benefit, employees, investigation, 513.2  
 Mutual companies in general, 518.1–518.43  
 Mutual nonlife assessment investments, 518.12  
 Nonlife companies, 515.1–515.146  
 Notice on commissioner as process agent, 507A.3, 511.27–511.29  
 Oaths, commissioner and examiners, power to administer, 501.8, 502.21(2), 503.10, 507.3, 508.16, 512.85, 512.100, 515.85, 521.6  
 Original notice served on process agent, *see subhead Commissioner of Insurance above*  
 Policies, *see INSURANCE, subhead Policies*  
 Premium tax verified, 515.57  
 Process on foreign companies, commissioner as process agent, 507A.3, 511.27–511.29  
 Professional liability companies supervised, 519.10, 519.12  
 Professional liability insurance, 519.1–519.13  
 Purchasing associations, membership sales, 501.1–501.8, 503.1–503.14, 506.1–506.6  
 Real estate, how long held, 515.34  
 Real estate, sale compelled, 515.34  
 Receiver ex officio for companies, 505.9, 505.10  
 Receiverships, *see INSURANCE*  
 Reciprocal authorization, 510.32  
 Reciprocal contracts, 520.1–520.23  
 Records relating to insurance kept, 505.6  
 Reorganization approved, 510.36–510.39, 512.81–512.97  
 Repayment of loans to nonlife mutuals, 515.19  
 Reports by companies, *see INSURANCE*  
 Sales of real estate, power, 515.34  
 Securities law, Iowa (blue sky law)  
 Administration of act by commissioner, 502.2  
 Provisions of act, 502.1–502.31  
 Securities or cash deposits, *see INSURANCE, subhead Securities Deposited*  
 Short-rate table for nonlife companies, 515.82  
 Supplies and postage furnished, 19.4, 19.19, 19.25  
 Surety companies, 682.11–682.22  
 Tax payments before certificates, 432.3  
 Tax receipts of companies filed, 432.3  
 Trust agreements for policy proceeds, 508.32  
 Unlawful combination, 515.131–515.136  
 Valuation of investments, rules, 511.10

**INSURANCE RATES**  
 Advisory organizations  
 Defined, 515A.10(1), 515B.10(1)  
 Examination, 515A.12, 515B.12  
 Filings, 515A.10(2), 515B.10(2)  
 Noncompliance, 515A.10(4), 515B.10(4)  
 Unfair practices, 515A.10(3, 4), 515B.10(3, 4)  
 Casualty insurance, 515A.1–515A.19

**INSURANCE RATES—Continued**

Commissioner of insurance  
 Administrative powers, 515A.13, 515B.13  
 Examinations, 515A.12, 515B.12  
 Filings received, 515A.4–515A.11, 515B.4–515B.11

**Hearings and orders**  
 Denied rate change, 515A.7, 515B.7  
 Disapproved filing, 515A.5(3, 4), 515B.5(3, 4)  
 File rates, 515A.4(1), 515A.8, 515B.4(1), 515B.8  
 Inform insured, 515A.9, 515B.9  
 Minority appeal, 515A.8, 515B.8  
 Rate deviation, 515A.7, 515B.7  
 Rating organization, 515A.6(2), 515B.6(2)  
 Suspend filing, 515A.4(6), 515B.4(6)  
 Suspend license, 515A.17, 515A.18, 515B.16  
 Unfair advisory practice, 515A.10, 515B.10  
 Unfair co-operation, 515A.6(4), 515B.6(4)  
 Unfair joint practice, 515A.11, 515B.11

**Penalties imposed, 515A.17, 515B.16**  
 Rating organizations, license, 515A.6, 515B.6  
 Rules and regulations, 515A.4(6), 515A.6(2), 515A.13, 515B.4(6), 515B.6(2), 515B.13(14)  
 Extraordinary risks, 515A.15

**Filings with commissioner**  
 Advisory organizations, 515A.10(2), 515B.10(2)  
 Conformance with rates, 515A.4(8), 515B.4(8)  
 Date due, 515A.4(4, 5), 515B.4(4)  
 Disapproved, 515A.5, 515B.5  
 Higher rates approved, 515A.4(7), 515B.4(7)  
 Inland marine, 515B.4  
 Rating organizations, 515A.4(2), 515A.6, 515B.4(2)  
 Review, 515A.4(3), 515B.4(3)  
 Special, 515A.4(5), 515A.5(2)

**Fire insurance, 515B.1–515B.18**  
 Information furnished insured, 515A.9, 515B.9

**Joint underwriters or reinsurers**  
 Subject to regulation, 515A.11, 515B.11  
 Unfair practices, 515A.11(2), 515B.11(2)

**Kinds regulated, exceptions, 515A.2, 515B.2**  
 Laws affected, 515A.2(4), 515A.19, 515B.2(4), 515B.18

**Marine insurance, 515B.1–515B.18**

**Penalties**  
 Imposed, 515A.17, 515B.16  
 Judicial review, 515A.18, 515B.17  
 Purpose of regulation, 515A.1, 515B.1  
 Rate making, factors, 515A.3, 515B.3

**Rating organizations**  
 Appeal, minority, 515A.8, 515B.8  
 Co-operation, 515A.6(4), 515B.6(4)  
 Examination, 515A.12, 515B.12  
 Filings, 515A.4(2), 515B.4(2)  
 Licensing, 515A.6(1), 515B.6(1)  
 Rate changes, 515A.7, 515B.7  
 Rules and regulations, 515A.6(2, 3), 515B.6(2, 3)  
 Services furnished, 515A.6(2), 515B.6(2)

**Reasonable profit allowed, 515A.3(1), 515B.3(3)**

**Statistics, expense and loss**  
 Exchange, intercompany, 515A.13, 515B.13  
 Exchange, other states, 515A.13(3), 515B.13(3)  
 False or misleading, 515A.14, 515B.14  
 Reports to commissioner, 515A.13, 515B.13

**Uniformity of rates, 515A.3(2), 515B.3(2)**

**INSURRECTION**

Convicts in institutions, suppression, 246.33  
 Fund for expense of suppression, 19.7  
 Penalty for inciting, 689.4–689.13  
 Troops employed by governor, 29.7

**INTANGIBLE PROPERTY**

Choses in action, *see CHOSSES IN ACTION*  
 Definition as personal property, 4.1(9)  
 Inheritance tax, 450.2  
 Taxable property, 427.13, 429.2

**INTEMPERANCE**

Court's charge to grand jury, 770.16  
 Defense to action on life insurance policy, 511.30  
 Intoxication, *see INTOXICATION*

**INTENT**

Crimes involving intent, *see CRIMES and there-  
 under specific offense*  
 Indictment, allegation, 773.13, 773.14, 773.34  
 Sale of personalty, effect, 554.19, 554.20  
 Testator, 633.2, 633.4, 633.10, 633.16

**INTERAGENCY LIAISON**

Committee, 28C.1

**INTEREST**

Advertising bank charge on installment loans,  
 529.12  
 Anticipatory warrants, state, 454.20, 454.22, 454.31,  
 454.33  
 Assessments for street improvements, commis-  
 sion cities, 417.41, 417.48  
 Assignee of usurious contracts, 535.7  
 Bank deposits, 528.8  
 Bank real estate installment loans, 529.10  
 Civil penalty for usury, 535.5  
 Costs of suit, money judgment, 625.21  
 County bonds, 346.11–346.14  
 Criminal penalty for usury, 535.6  
 Deposit in joint names, payment, 528.64  
 Drainage assessment tax, 455.57  
 Drainage or levee fund, credited, 455.61  
 Estates, demands not due, rebate or investment,  
 635.70  
 Executions, mortgage debt, 626.35  
 Foreclosure of realty mortgage, rebate, 654.9  
 Illegal rate, usury, penalty, 535.4–535.6  
 Income tax, penalty when delinquent, 422.24,  
 422.25, 422.39  
 Inheritance tax, delinquent payment, 450.63  
 Joint deposit, payment, 528.64  
 Judgments and decrees, rate, 535.3  
 Legalizing act, 589.22  
 Legal rate of interest, 535.2, 535.3  
 Loan corporations, rate reported, 429.11  
 Loans under \$500  
   Illegal rate, penalty, 536.15, 536.18, 536.19  
   License for loan business, 536.1–536.9  
   Maximum rate, 536.15, 536.18  
   Penalty for rate on excess loans, 535.6  
 Maximum rate, 535.2, 535.6  
 Motor vehicle installment sales, 322.19, 322.20  
 Municipal bonds, tax levy to pay, 444.20  
 Negotiable instruments, 541.2, 541.17  
 Officers not to receive interest on funds, 453.7  
 Public funds, officer not to receive interest, 453.7

**INTEREST—Continued**

Railroad bonds, mortgages, 476.13, 476.16  
 Rate of interest, bank installment loans, 529.10  
 Rate prescribed, 535.2  
 Rates on credit union loans, 533.14  
 Redemption from execution sale by titleholder,  
 628.13  
 Redemption of unmatured mortgage, 628.12  
 Savings banks, payment, 526.19, 526.24, 526.35  
 School bonds, funds to pay interest, 291.13  
 State bonds, payment by treasury, 12.7  
 Taxes, delinquent payment, 445.39, 445.41, 445.22,  
 445.57, 445.58  
 Tender when payee absent, effect, 538.5  
 Usury, penalty, 535.5–535.7  
 Warrants not paid for want of funds, 74.2  
 Warrants, state, interest on, 452.2

**INTERIM COMMITTEE**

Law applicable, 2.41–2.48, 165.17

**INTERINSURANCE EXCHANGE**

Law applicable, 520.1–520.22, *see INSURANCE,  
 subhead Reciprocal Exchange*

**INTERLINEATION**

Modification of instructions, R.C.P. 196  
 Pleading amendments, R.C.P. 89

**INTERLOCKING SWITCHES**

Railroads, 478.31, 478.33–478.36

**INTERLOCUTORY**

Decrees, error waived on failure to object, 611.12  
 Orders appealed from, R.C.P. 331(b), 332  
 Questions, order of argument, 624.13  
 Temporary injunctions, *see INJUNCTIONS*

**INTERNAL IMPROVEMENTS**

County prohibited as stockholder, 346.20  
 Drainage and levee districts, 455.1–467.6  
 Drainage of coal and mineral land, 468.1–468.9  
 Eminent domain, 471.1–472.41  
 Injuries, penalties, 716.1–716.19  
 Interurban railways, 484.1  
 Mechanic's lien, 572.2, 572.7  
 Milldams and races, 469.1–469.31  
 Public utilities, *see PUBLIC UTILITIES*  
 Railroad property, abandoned, 473.1, 473.2  
 Removal of improvements by claimant, 560.7  
 Waterpower improvements, 470.1–470.6

**INTERNS**

Podiatry license applicants, 149.3(4)  
 License to practice medicine, 148.3(3)

**INTERPLEADER**

Bills of lading, claimants, 487.20, 487.21  
 Bond posted in lieu of deposit, R.C.P. 37  
 Claimants may be brought in, R.C.P. 34, 36  
 Claimants of goods held by carrier, 487.20, 487.21  
 Claimants of goods held by warehouseman, 542.17,  
 542.18  
 Costs, how taxed, R.C.P. 40  
 Creditor under execution or attachment, joinder,  
 R.C.P. 41  
 Defendant's right to counterclaim or cross-  
 petition, R.C.P. 36  
 Deposit in court to discharge, R.C.P. 37

**INTERPLEADER—Continued**

- Injunction to prevent other suits, R.C.P. 39
- Intervention, *see INTERVENTION*
- Judgment against officer and creditor, property liable, R.C.P. 41
- Plaintiff's right to sue, conditions, R.C.P. 35
- Sheriff or officer taking under writ, procedure, R.C.P. 41
- Substitution of claimant, R.C.P. 38
- Warehouse receipts, claimants, 542.17, 542.18

**INTERPRETATION OF STATUTES**

- Construction of statutes, 4.1, 4.2

**INTERROGATORIES**

- Answers compelled by court, R.C.P. 126, 127
- Answers, time to file, exceptions, R.C.P. 124–128
- Criminal cases, 761.8–761.11, 785.2

**Cross-interrogatories**

- Filing for deposition, R.C.P. 150
- Perpetuation of testimony, R.C.P. 162

- Depositions, R.C.P. 140–158, *see DEPOSITIONS*
- Failure to answer, penalties, R.C.P. 125–127, 134
- Feeble-minded adjudication trial, 222.11
- Findings by jury in civil case, R.C.P. 206
- Garnishment, 642.5, 642.11; R.C.P. 54(b)
- Judgment debtor examination, 630.4, 630.11
- Jury in civil case, R.C.P. 205, 206
- Objections by adverse party, R.C.P. 123
- Particularity required in answers, R.C.P. 124
- Perpetuation of testimony, R.C.P. 159–166
- Pleadings, filed after, R.C.P. 121
- Special interrogatories to jury, R.C.P. 205, 206
- Time to answer, ruling on exceptions, R.C.P. 123
- Verification of answers, R.C.P. 124

**INTERSECTIONS**

- Highways and boulevards, traffic, 321.345
- Intersecting railroads, 478.31–478.36
- Motor vehicle law, 321.311–321.322
- Pedestrian's rights and duties, 321.325–321.329
- Prohibited passing, 321.304(2)
- Railroad crossings and switches, *see RAILROADS*
- Right of way, 321.319–321.324
- Traffic signs, 321.252–321.260
- Turning motor vehicle, 321.311

**INTERSTATE**

- Agreements to apportion motor vehicle fees, 326.1–326.6
- Boundaries, *see BOUNDARIES*
- Bridges, 382.1–383.30
- Commerce, 474.31, 476.4–476.9
- Commerce commission, 474.32, 475.7, 479.54, 479.55
- Commerce, workmen's compensation, 85.57
- Drainage districts, 467.1–467.6
- Fish and game shipments, *see FISH AND GAME, subhead Transportation*
- Juveniles, compact, 231.14, 231.15
- Liquor shipments, *see INTOXICATING LIQUORS, subhead Transportation*
- Motor fuel use tax, 324.50–324.56
- Railroad shipments, *see RAILROADS*
- Swine shipments, 163.30, 163A.4, 163A.5

**INTERSTATE CO-OPERATION COMMISSION**

- Members, powers, duties, 28B.1–28B.4

**INTERURBAN RAILROADS**

- Law applicable, 484.1–485.6

**INTERVENTION**

- Aeronautics commission, 328.12(5)
- Attachment proceedings, 639.60–639.62
- Constitutional amendment, test case, 6.11
- Copy of petition to adverse attorney, R.C.P. 76
- Costs paid by intervenor, R.C.P. 77
- Delay of action not permitted, R.C.P. 77
- Dismissal without prejudice, R.C.P. 215
- Garnishment, appeal, 642.20
- Interpleader, *see INTERPLEADER*
- Nonresident, bond for costs, 621.2, 621.5, *see also BONDS, subhead Cost Bonds*
- Persons permitted to intervene, R.C.P. 75
- Petition filed against each adverse party, R.C.P. 76
- Replevin action, 643.4
- Right to intervene, pleading, R.C.P. 75–77

**INTESTATE PROPERTY**

- Absence of issue, procedure, 636.32–636.39
- Adopted children, 600.6, 636.32–636.43
- Advancements deducted, 636.44
- Children, descent after charges, 636.31
- Children, illegitimate, 636.45, 636.46
- Collateral heirs, 636.40, 636.42, 636.43, 636.49
- Consanguinity and affinity computed, 4.1(24)
- Deaths simultaneously, 637.1–637.8
- Escheat when uninherited, 636.50–636.54
- Father of illegitimates, 636.46
- Feloniously causing death, bar, 636.47–636.49
- Heirs of intestate deceased spouse, 636.41
- Heirs of parents, 636.40
- Heirs of parents by adoption, 636.42
- Homestead, when no spouse surviving, 561.18
- Illegitimate children, 636.45, 636.46
- Issue defined, 4.1(7)
- Land patent to decedent, title descends, 636.55
- Mother of illegitimate children, 636.45
- Parents both dead, 636.40
- Parents by adoption, 636.32, 636.42, 636.43
- Parents, natural, 636.32, 636.39, 636.43
- Personal property same as realty, 633.52
- Simultaneous deaths, 637.1–637.8
- Spouse, more than one, 636.41
- Spouse, surviving, no issue, 636.32–636.39, 636.41
- Surviving parent, 636.39

**INTIMIDATION**

- Bank robbery, 708.9
- Detention of females for prostitution, 724.8
- Masked or in disguise, 694.3
- Obstructing justice, 723.1
- Train robbery, 711.4(9)
- Vagrant, instilling fear in residents, 746.3

**INTOXICATING LIQUORS**

- Abatement of nuisances, 123.77, 123.78, 128.19–128.24
- Accessories charged as principals, 125.4
- Accounts of state liquor business examined, 123.57
- Actions, civil, 129.1–129.16
- Actions, criminal, 126.1–126.25
- Addicts, civil service disqualification, 365.17(4)
- Addicts, committed to institutions, 224.1–224.5
- Advertisements of liquor, regulation, 123.47

**INTOXICATING LIQUORS—Continued**

Alcohol defined, 123.5(2)  
 Alcoholic liquor defined, 120.5(5)  
 Alcohol, manufacture, 125.3  
 Attorney fees, taxed as costs, 125.10  
 Baggage, carrying liquor, penalty, 125.17  
 Beer, ch 124, *see BEER AND MALT LIQUORS*  
 Beer, malt liquors excepted from law, 125.2

**Bonds required**

Liquor control act  
 Commissioner's bond, 123.9  
 Employee's bond, 123.9  
 Manufacturers' or wholesalers' licenses, 123.38  
 Nuisances, bonds to abate, 123.77-123.87  
 Special permits, 123.27(2)  
 Manufacturers' permits, 133.4  
 Nuisances, bond to abate, 128.23-128.34  
 Permit holder's reports, oath, 132.5  
 Pharmacists' permits, 130.12-130.18, 130.30,  
 130.41, 130.57  
 Proceeds of forfeited conveyance bonds, 127.20  
 Release of liquor conveyance, 127.5  
 Sureties jointly and severally liable, 129.5

**Bootleggers**

Abatement ordered as part of judgment, 128.19  
 Attorney fee in action to enjoin, 128.7  
 Base of supplies, effort to discover, 128.18  
 Beer license revoked after conviction, 124.30  
 Conveyance, ch 127  
 Definition in liquor control act, 123.59  
 Definition, intoxicating liquor law, 125.7  
 Fingerprints taken, 749.2  
 First conviction, 125.5  
 Indictment, ch 126  
 Injunction against, liquor law, 128.17, 128.18  
 Injunctions against, liquor control act, 123.62,  
 123.71, 123.72  
 Intoxicated person, sale to, 125.7  
 Minor, sale to, 125.7  
 Nuisances, abatement, 128.17-128.19  
 Penalty imposed, 123.59, 125.7  
 Prima-facie evidence, 126.23  
 Second and subsequent convictions, 126.19,  
 126.20

Venue of actions against, 125.8

Bureau of investigation, clerk of court to report convictions, 125.6

Carriers of liquor, 125.17-125.32

Chemists, authority to employ, 123.16(10)

Churches, distance of liquor stores, 123.16(2)

Cities and towns, power to prohibit, 368.7(9)

**Civil actions**

Attorney fee as costs in subjection case, 126.18  
 Bona fide holders of paper protected, 129.9  
 Bonds, liability, damages and costs, 129.5, 130.13  
 Citizen, to enforce lien against property, 126.16,  
 126.18  
 Collection for illegal shipments prohibited,  
 129.10  
 Contracts for illegal liquor invalid, 129.7-129.11  
 Drunken driving, guest statute, 321.494  
 Evidence, competent, 130.47, 130.48  
 Injunction against nuisances, 128.1  
 Injunction to restrain attempts to collect, 129.11  
 Injuries caused by intoxication, liability, 129.1-  
 129.4

**INTOXICATING LIQUORS—Continued****Civil actions—Continued****Intoxication, liability**

Care of person made intoxicated, 129.1  
 Damages for, by whom maintained, 129.1-  
 129.4  
 Employer, right to sue, 129.2  
 Injuries caused by intoxication, 129.1-129.4  
 Life insurance actions, defense, 511.30  
 Married women, right to sue, 129.2, 129.3  
 Minors, recovery of damages, 129.2, 129.4  
 Parent or guardian, right to sue, 129.2  
 Seller of liquor causing intoxication, 129.1,  
 129.4  
 Wife or child, right to sue, 129.2  
 Leases terminated for liquor violations, 129.12  
 Liability of pharmacist or clerk, 130.45  
 Lien for judgment and costs, enforced, 126.16,  
 126.18  
 Liquor involved to be destroyed, 130.46  
 Liquor or value, to recover, prohibited, 129.8  
 Motor vehicles, guest statute, 321.494  
 Negotiable paper, without notice, exception,  
 129.9

Order for abatement of nuisance, 123.73  
 Payments recovered, liquor sold illegally, 129.6  
 Possession, prima-facie evidence, 126.23  
 Property subjected to payment of fine, 126.18  
 Recovery of liquor payments, 129.6  
 Sureties, liable with principal, 129.5, 130.13  
 Transactions for illegal liquor invalidated,  
 129.7

Clergymen's permits, 126.24, 134.1-134.10  
 Clubrooms, selling liquor, penalty, 124.31, 125.13  
 Clubs, closing hours, 124.31  
 Commission defined, 123.5(1)  
 Commission, liquor control, 123.6-123.17  
 Condemnation costs, auditor's report, 333.11(14)  
 Condemnation of liquor illegally transported,  
 125.18  
 Condemnation of liquor seized, 127.7, 127.8  
 Constitutional provisions, Const., U. S., Amends.  
 18, 21

**Construction of statutes**

Conflicting statutes, superseded by liquor control act, 123.2  
 Liberally construed, 123.1  
 Prior rights not affected, 123.55  
 Public policy declared, 123.1

Consumption in public places, 123.23, 123.42

**Conveyances, seizure and sale**

Bureau of investigation, duties, 127.14, 127.15  
 City or county use of vehicle, 127.19  
 Costs paid when state takes vehicle, 127.17  
 Custody of conveyance by sheriff, 127.4  
 Definition of conveyance, 127.1  
 Delivery order, when and how made, 127.16  
 Forfeiture on conviction, 127.7  
 Form of information against conveyance, 127.10  
 Information and return filed, 127.6  
 Information filed against vehicles, 127.10, 127.11  
 Judgment of forfeiture and sale, 127.11(6)  
 Justice department, use of vehicle, 127.14-127.19  
 Liens or claims adjudicated, 127.7, 127.13  
 Notice of forfeiture judgment, 127.11(1), 127.14  
 Optional procedure against liquor, 127.8, 127.9  
 Peace officer's duty to seize, 127.2

**INTOXICATING LIQUORS—Continued**  
**Conveyances, seizure and sale—Continued**  
 Presumption of illegal use of conveyance, 127.11  
 Procedure against conveyance or liquor, 127.8-127.14  
 Proceeds of sale, application, 127.20-127.22  
 Public safety commissioner's duties, 127.12  
 Release to owner on bond, 127.5  
 Replevin not available, 127.3  
 Requisition without sale, 127.15-127.19  
 Sale ordered on judgment of forfeiture, 127.11  
 Seizure of conveyance by officer, 127.2  
 State use of seized vehicle, 127.14-127.18  
 Convictions, report made by clerk, 125.6  
 Cost of prosecution, county report, 333.11(14)  
 County attorney's duties  
 Abatement bonds, foreclosure of, 123.87  
 Clergymen's permit, appear for petitioner, 134.3  
 Enforcement, 123.93  
 General duties, 126.5  
 Habitual violators, duties, 126.21  
 Injunctions, 123.62, 126.20, 128.1-128.40  
 Investigation expense, written order, 126.4  
 Liquor control act, duties, 123.62, 123.87, 126.5  
 Nuisance injunction  
 Attorney's fees as costs, 128.7-128.9  
 Brought by county attorney, 123.62, 128.1  
 Delay in trial, investigation of cause, 128.11  
 Dismissal of action on report, 128.10  
 Permit to manufacturers, duties, 133.3  
 Pharmacists' liquor request stubs, inspection, 130.26  
 Pharmacists' permits, duties, 130.6, 130.10, 130.14, 130.26, 130.31  
 Physician or druggist, conviction, license revoked, 130.39  
 Prosecutions, appear for state, 126.5  
 Report of violations by peace officer, 126.2  
**Criminal prosecutions**  
 Allegations of indictment or information, 126.7-126.10, 773.34  
 Attempt to destroy, prima-facie evidence, 126.25  
 Attorney fee taxed as costs, when, 126.18  
 Attorney, peace officer selects, fee, 126.5, 126.6  
 Convictions, second, subsequent, 126.10, 126.19-126.22  
 County attorney's duties  
 Appear for the state, 126.5  
 Enforce liquor control act, 123.93  
 Fees, justice court, 126.6  
 Investigate, plead, former convictions, 126.21  
 County auditor, report, 333.11(14)  
 Defenses recognized, 126.24  
 Evidence of former conviction, 126.11  
 Expenses, services of officer, 126.4  
 Habitual violators, penalty, 126.20  
 Indictment and informations  
 Against illegal conveyance, 127.10, 127.11  
 Counts, separate for each charge, 123.90, 126.8  
 Counts, unnecessary allegations, 126.7, 126.8  
 Former conviction, how alleged, 126.9  
 Second conviction defined, 126.10  
 Information filed by officer, 126.1, 126.3  
 Investigation by officer, 126.2, 126.3  
 Lien for judgment and costs, enforced, 126.15-126.18

**INTOXICATING LIQUORS—Continued**  
**Criminal prosecutions—Continued**  
 Peace officer as witness, 126.14  
 Prima-facie evidence, 126.23, 126.25  
 Proof of sale, 126.12  
 Purchaser as witness, 126.13  
 Reputation evidence admissible, 126.17  
 Second conviction defined, 126.10  
 Defense to charge of illegal transportation, 126.24  
 Definition of intoxicating liquor, 125.2  
 Definitions, 123.5, 123.24, 123.59, 123.60  
 Dentists' permits, 123.27(2)  
 Destruction of liquor  
 Hospital, use of condemned liquor, 751.31, 751.32  
 Permit holder's liquor after conviction, 130.46  
 Property seized under search warrant, 751.25  
 Sheriff to destroy, 125.32, 131.25  
 Transported illegally, court order, 125.32  
 Wholesale druggists' liquors, 131.25  
 Dining car company may keep liquor where beer is sold, 124.31  
 Dispense, barter, or sale prohibited, 125.3  
 Distillery  
 Definition, 123.5(12)  
 Liquor sold only to state commission, 123.54  
 Distributors, special  
 Beer permit holder not eligible, 123.19  
 Cities without liquor stores, 123.19  
 Compensation, no profit from sales, 123.19  
 Consumption on premises prohibited, 123.23  
 Original package sales only, 123.19  
 Dram Shop law, 129.1-129.12  
 Driving while intoxicated, 321.281, 321.282  
 Druggists' permits, ch 130  
 Drunkards  
 Civil service disqualification, 365.17(4)  
 Commitments to institutions, 224.1-224.5  
 Custody, order of priority on claim, 670.19  
 Defined as vagrants, 746.1, 746.1(2)  
 Divorce ground, 598.8(4), 598.9  
 Guardians for, 668.13, 670.1-670.19  
 Interdicted persons, 123.35, 123.44, 123.49  
 Liquor permit revocation ground, 123.35  
 Motor vehicle license not issued, 321.177  
 Necessaries, liability, 554.2  
 Nuisance, premises abated, 657.2(6), 657.3  
 Prescription for liquor refused, 130.27  
 Soldiers home, inebriates not received, 219.13  
 Employees, liquor control commission, 123.21  
 Evasion, liquor law construed to prevent, 125.1  
 Evidence, crimination no excuse, immunity, 622.15(4), 622.16  
 Evidence in prosecutions, 126.23-126.25  
 False statements in shipments, penalty, 125.14  
 Federal law construed with Iowa law, 125.25  
 Fees for permits, 123.28  
 Forfeiture when illegally conveyed, 127.7, 127.8  
 General prohibition declared, 123.3  
 Gifts of liquor by wholesalers, 123.39  
 Habitual criminals, 126.9-126.11, 126.19-126.25  
 Health, spirits injurious, 123.24  
 Holiday sales prohibited, 123.25  
 Hotel, keeping liquor on premises, 124.31  
 Imitation spirits labeled, 123.24  
 Import defined, 123.5(15)  
 Importer defined, 123.5(13)



**INTOXICATING LIQUORS**—Continued  
 Industrial and nonbeverage alcohol, 125.3  
 Inebriates committed to institutions, 224.1–224.5  
 Injunction to restrain attempt to collect for illegal liquor, 129.10, 129.11  
 Injunctions against nuisances  
   *General provisions*, 128.1–128.40  
   Abatement, 128.19, 128.23, 128.24  
   Action to enjoin, 128.1, 128.2  
   Attorney fee, 128.7–128.9  
   Bond for abatement, lien, 128.23–128.27  
   Bootleggers, 123.62, 123.71, 123.72, 128.17, 128.18  
   Citizen may bring action, 128.1, 128.35, 128.36  
   Costs on citizen if his action fails, 128.37  
   County attorney, duty to prosecute bond cases, 128.34  
   Definition of nuisance, 123.60, 125.9  
   Delay in service of papers, 128.36  
   Delay in trial, 128.11  
   Destruction of liquor ordered, 125.32, 128.19, 131.25  
   Dismissal of actions, restrictions, 128.10  
   Docketing of bonds, 128.26  
   Evidence, reputation, 128.6, 128.7  
 Fees  
   Advancement, not in citizens' cases, 128.35  
   Closing the premises, officer's fees, 128.21  
   Sale of property, officer's fees, 128.21  
 Filing of abatement bond as lien, 128.26, 128.27  
 Forfeiture of bond, trial, appeal, 128.28–128.32  
 Limitation of action on bond, 128.33  
 Limitation on judgment lien, 128.41  
 Liquor control act provisions  
   Abatement procedure, 123.77, 123.78  
   Appeal from bond forfeiture, 123.86  
   Attested copies filed as judgments, 123.81  
   Bond filed by owner, 123.77–123.80  
   Bootlegger defined, 123.59  
   Bootlegger injunctions, 123.71, 123.72  
   Closed premises to owner, 123.77  
   Confiscation of liquor, 123.73  
   Contempt, 123.68–123.70, 123.74  
   County attorney to prosecute bond forfeitures, 123.87  
   Equity action brought, 123.84  
   Fees of officer for abating, 123.75  
   Foreclosure on bond, 123.85  
   Forfeiture of abatement bond, 123.82–123.85  
   Injunction to enjoin nuisances, 123.62  
   Lien of bond on abatement, 123.80, 123.81  
   Notice to defendant of hearing, 123.64  
   Nuisance defined, 123.60  
   Order of abatement, 123.73  
   Penalty for contempt, 123.70  
   Penalty for nuisance, 123.61  
   Proceeds of abatement sale, 123.76  
   Proof in bootlegger injunction action, 123.72  
   Property, lien and liability, 123.79  
   Property, movable, removal and sale, 123.73  
   Public safety department duties, 123.16, 123.93  
   Reputation evidence admissible, 123.67, 123.89  
   Scope, binding throughout state, 123.65  
   Separate offenses in counts, 123.90, 126.8  
   Service delay by peace officer, 123.88  
   Temporary writ issued in vacation, 123.63  
   Trial at first term of court, 123.66  
   Trial of contempt action, 123.69

**INTOXICATING LIQUORS**—Continued  
 Injunctions against nuisances—Continued  
 Liquor control act—Continued  
   Use of abated premises as contempt, 123.74  
   Vehicle, abated and sold, 123.73  
 Liquor law provisions, generally, 128.1–128.41  
 Mulct tax when injunction permanent, 128.38, 128.39  
 Notice of action to enjoin, 128.3  
 Order of abatement part of judgment, 128.19  
 Possession as prima-facie evidence, 126.23–126.25  
 Premises closed for one year, 128.19  
 Proceeds of sale, application, 128.22  
 Proof required, bootlegger injunction, 128.18  
 Property removed and sold, 128.19  
 Prosecution in bad faith, investigation, 128.12  
 Release of property, not affect liens, 128.25  
 Reputation, general, as evidence, 128.6, 128.40  
 Sale proceeds, application, 128.21, 128.22  
 Scope of injunction, state wide, 128.4  
 Service of papers, delay, penalty, 128.36  
 Temporary injunction, 128.2  
 Trial at first term of court, 128.5  
 Use of closed premises as contempt, 128.20  
 Violation of injunction, contempt, 128.13–128.16  
 Injurious substances in spirits, 123.24  
 Inmates in institutions, furnishing liquor, 745.15, 745.18  
 Institutions, special permits, 123.27(2)  
 Interdicted persons  
   Defined, 123.5(14)  
   Furnishing of liquor to person, 123.44  
   Order of interdiction, 123.49  
   Reinstatement, 123.49  
   Revocation of permit, 123.35  
   Seizure of alcoholic liquor, 123.49  
 Interpretation of law, to prevent evasion, 125.1  
 Intoxicating liquor, defined, 125.2  
 Intoxication, *see* **INTOXICATION**  
 Intoxication penalty, remitted upon informing, 125.12  
 Intoxication punished, arrest, 125.11  
 Juvenile delinquency, contributing, 233.1–233.4  
 Keeping where beer sold, 124.31  
 Key clubs, regulations governing, 124.31  
 Labeling shipments improperly, 125.16  
 Labels on bottles, 123.24  
 Laboratory tests authorized, 123.16(10)  
 Legitimate retail sale of commodities not affected, 123.27(3)  
 Liability of person complying with law, 125.24  
 Licenses  
   Authority to issue, 123.16(7)  
   Defined, 123.5(9)  
   False statements, penalty, 123.91  
   Manufacturers and wholesalers  
   Issued under liquor control act, 123.36, 123.37  
   Sworn statement and bond required, 123.38  
   Limitation of action on bond, 128.33  
   Limitation on injunction enforceability, 128.41  
 Liquor control act  
   Construction  
   Conflicting statutes superseded by act, 123.2  
   Public policy declared, 123.1  
   Saving clauses, 123.55, 123.94  
   Iowa liquor control act, 123.1–123.94

**INTOXICATING LIQUORS—Continued**

Liquor control commission, 123.6–123.17  
 Liquor defined, 125.2  
 Liquor stores, *see subhead State Liquor Stores below*

Malt liquors, *see BEER AND MALT LIQUORS*  
 Manufacture for sale, unlawful, exceptions, 123.3  
 Manufacture of liquor prohibited, exception, 125.3

**Manufacturers**

Bond and application for license, 123.38  
 Building unlawfully used, nuisance, 123.60  
 Conveyances of liquor, regulations, 123.17(2, m)  
 Definition of manufacturer, 123.5(10)  
 Distillery defined, 123.5(12)  
 Gift of liquors prohibited, 123.39  
 Inspection by commission, 123.16(9)  
 Interest in business by commission, 123.40  
 License for manufacturers, fee, 123.36  
 Licensing by commission, 123.16(9)  
 Liquor manufacture prohibited, exceptions, 125.3  
 Native wines, restrictions, exceptions, 123.56  
 Permits, *see subhead Permits below*  
 Prohibition, general, on manufacturer, 125.3  
 Regulation by commission, 123.16(9)  
 Special permit to buy liquor, 123.27, 123.28  
 Stored and kept liquor, 123.17(2, m)  
 Transporting liquor, regulations, 123.17(2, m)  
 Winery defined, 123.5(12)

Medicines, 123.27(3), 130.1, 131.1, 133.1  
 Mines, use near prohibited, 82.79  
 Minor, selling liquor to prohibited, 125.7  
 Minors, sale or gift to prohibited, 123.43  
 Monopoly of state, 123.54  
 Motor vehicles, driving while intoxicated, 321.281, 321.282

Mulct tax, 128.38, 128.39  
 Negotiable paper, validity, 129.9

**Nuisance**

Attorney fees taxed as costs, 125.10  
 Definition, 123.60, 125.9  
 Injunctions, *see subhead Injunctions Against Nuisances above*  
 Penalty upon conviction, 125.10

Original packages, handled only, 123.16(8)  
 Package defined, 123.5(11)  
 Payment for illegal sale, 129.6–129.11

**Peace officers**

Attorney selected, fee, 126.5, 126.6  
 Duties, 123.94  
 Enforcement duty, 123.93  
 Information, duty to file, 126.1  
 Investigation and report, duty, 126.2  
 Services and expense in investigation, 126.4  
 Violation of duty, penalty, 126.3

**Permits**

Accounting for fees, 123.51  
 Applications for permits, 123.27(2)  
 Attachment or execution, not subject to, 123.29  
 Authority to issue, 123.16(7)  
 Beer permits, 124.1–124.38  
 Classes of permits, 123.27(1)

**Clergymen**

Application for permit, filing, 134.2

**INTOXICATING LIQUORS—Continued****Permits—Continued****Clergymen—Continued**

Authority for permit, 134.1  
 Bond by special permit holder, 123.27(2)  
 Carriers, authority to transport, 134.8  
 Clergymen enumerated, 134.1  
 County attorney to represent petitioner, 134.3  
 Defense to charge of illegal possession, 126.24  
 Issuance by district judge, 134.2, 134.3  
 Package for shipment order attached, 134.4–134.8  
 Purchase order in triplicate, 134.5  
 Record of permits by clerk of courts, 134.4  
 Revocation of permit for law violations, 134.10  
 Sacramental wines, sale lawful, 123.4, 134.6  
 Shipping permit for clergymen, form, 134.4  
 Violations, improper use, penalty, 134.9, 134.10

Colleges, special permits, 123.27

Crime, liquor, ground for revocation, 123.35  
 Definition of permit, 123.5(20)

Dentists' permits, 123.27(2)

Desertion, ground for revocation, 123.35

Driver, permit surrendered, 321.281

Drunkenness, ground for revocation, 123.35

Duplicate issued, fee, 123.31

Employees issuing permits, duties, 123.17(2)

Expiration date, 123.28, 123.29

False statements, penalty, 123.91

Fees for permits, 123.28, 123.31, 123.51

Former permits, termination, 123.94

Homes for the aged, special permits, 123.27

Hospital, special permits, 123.27

Individual permits, nature, 123.27

Laboratory purposes, special permits, 123.27

License defined, 123.5(9)

**Manufacturers**

Affidavit for special permit, 123.27

Alcohol manufacture permitted, 125.3

Application for permit, contents, 133.2

Articles containing alcohol permitted, 133.1

Bond required from applicant, 133.4

County attorney to appear at hearing, 133.3

Duration of permit, 133.5

Food products, special permit, 123.27

Hearing on application, 133.3, 133.4

Issuance by court after hearing, 133.4

Licenses, 123.36–123.38

Medicines, authority to manufacture, 133.1

Patent medicines, special permit, 123.27

Record of permits kept by clerk, 133.6

Report of shipments, form, 133.7

Special permit, 123.27, 123.28

Toilet commodities, special permit, 123.27

Uses of liquor in manufacturing, 133.1

Violations, penalty, 133.8

Wholesalers authorized to sell, 131.7(6)

Medicinal purposes, special permits, 123.27

Nature of permit, 123.29

New permit after cancellation, 123.45

Nonsupport, ground for revocation, 123.35

Nontransferable, 123.29

Personal privilege, constitute, 123.29

Pharmacists, 130.1–130.58

Physicians' permits, 123.27(2)

Presentation by unlawful holder, 123.34

**INTOXICATING LIQUORS—Continued**

- Permits—Continued
    - Previous conviction bar to issuance, 123.27
    - Prohibited acts, 123.46
    - Property, permits do not constitute, 123.29
    - Purchase of liquor, regulations, 123.46
  - Revocation of permits
    - Grounds, 123.35, 321.281, 328.41
    - Interdiction upon order, 123.49
  - Sales to permit holders only, 123.22
  - Sanitariums, special permits, 123.27
  - Saving clause, 123.94
  - Scientific purposes, special permits, 123.27
  - Signature for identification required, 123.30
  - Soldiers homes, special permits, 123.27
  - Special permits, nature, 123.27
  - Special permits, to whom issued, 123.27(2)
  - Surrender of permit, 123.33
  - Suspension or cancellation, 123.32–123.34, 123.49
  - Veterinarians' permits, 123.27(2)
  - Wholesale druggists, 131.1–132.5
  - Wholesaler's license, 123.37, 123.38
- Person defined, 123.5(6)
- Physicians' permits, 123.27(2)
- Police power, regulation under, 123.1
- Policy of the state declared, 123.1
- Possession of liquor, limitations, 125.3
- Possession prima-facie case, 126.23–126.25
- Prescriptions, 130.22, 130.33–130.44
- Prison inmates, bringing, penalty, 745.15
- Private clubs, closing hours, 124.31
- Prohibitions in general, 123.3, 123.46, 125.3
- Public place defined, 123.5(19)
- Purchase of liquor unlawfully, 123.46
- Railroad company may keep liquor where beer is sold, 124.31
- Railroads, *see subhead Transportation below*
- Record of shipments, inspection, 125.20, 125.21
- Residence defined, 123.5(8)
- Retail trade in patent medicines, food, or toilet articles, exempted, 123.27(3)
- Sacramental wines
  - Exempt from law, 123.4
  - Permit for clergyman, 134.1–134.10
  - Use lawful, 123.4, 134.6
- Sales
  - Bootlegger, 125.7
  - Cash sales required, 123.22, 123.41
  - Closing hour, sales after unlawful, 123.25
  - Consumption on premises prohibited, 123.23
  - Definitions, 123.5(21)
  - Election days, sales on forbidden, 123.25
  - General prohibition, exceptions, 125.3
  - Holiday, sales on prohibited, 123.25
  - Interdicted person as purchaser, 123.44
  - Intoxicated person as purchaser, 123.46
  - Keeping for sale, unlawful, exceptions, 123.3
  - Made where carrier makes delivery, 125.8
  - Medicine containing alcohol, 123.27(3)
  - Minors, sale to prohibited, 123.43
  - Order in writing required, 123.22
  - Permit, sale indorsed thereon, 123.22
  - Prohibition of unlawful sales, 123.3
  - Purchases under assumed name, 123.46
  - Regulations on sales, 123.22

**INTOXICATING LIQUORS—Continued**

- Sales—Continued
    - Seals or labels on containers, 123.24
    - "Sell" defined, 123.5(21)
    - Sunday, sales on prohibited, 123.25
    - Tests made of all liquors sold, 123.16(10)
    - Unauthorized persons, sales prohibited, 123.48
    - Venue, county where carrier delivers, 125.8
  - Saving clause in act, 123.55
  - Schools, distance of liquor stores, 123.16(2)
  - Schools, instruction, 242.4, 280.10
  - Seals or labels on packages, 123.24
  - Seizure of liquor illegally transported, 125.18
  - Sheriff to destroy illegal liquor, 125.32, 131.25
  - Shipments, false statements, penalty, 125.14
  - Sleeping car company may keep liquor where beer is sold, 124.31
  - Special distributors, 123.5(17), 123.18, 123.19
  - "Spirits" defined, 123.5(3)
  - State institutions, use of condemned liquor, 751.31, 751.32
- State liquor stores
  - Auditing of accounts, 123.57, 123.58
  - Building rented and equipped, 123.16(4, 5)
  - Business hours, 123.25
  - Chain store tax exemption, 424.3(4)
  - Cities without liquor stores, 123.19
  - Closing of stores on certain days, 123.25
  - Consumption on premises prohibited, 123.23
  - Credit sales prohibited, 123.22(2, c), 123.41
  - Defined, 123.5(16)
  - Employees, 123.14, 123.16(6), 123.92
  - Equipment furnished by commission, 123.16
  - Establishment and maintenance, 123.16, 123.18
  - Location near school or church, 123.16(2)
  - Management of stores regulated, 123.17(2, b)
  - Monopoly by state granted, 123.54
  - Permits to purchase liquor, 123.27–123.35
  - Prices of liquor fixed by commission, 123.18
  - Rules and regulations authorized, 123.17
  - Sales, 123.18–123.26
  - Special distributors, 123.18, 123.19
  - Transportation of liquor permitted, 123.26
  - Vendor defined, employed, 123.20
- Trains, drinking or carrying in baggage prohibited, 125.17
- Tramp in jail not permitted to have liquor, 746.20
- Transactions invalidated, 129.7
- Transportation
  - Authority under liquor control act, 123.26
  - Bootlegger as illegal transporter, 125.7
  - Carrying on trains, penalty, 125.17
  - Clergymen, shipments, 134.1, 134.7, 134.8
  - Clergymen's shipping permit, 134.4, 134.5
  - Condemnation of illegal liquor seized, 125.18
  - Condemned liquor transported, 751.33
  - Court order for liquor destruction, 125.32, 131.25
  - Defenses to illegal transportation charge, 125.28
- Delivery of liquor
  - Consignee's proof of right to receive, 125.30
  - Destruction by sheriff, 125.32
  - Federal law construed with Iowa law, 125.25
  - Immunity from damage by law compliance, 125.24
  - Receipt record of consignee required, 125.22
  - Sheriff, to, relieves carrier, 125.31

**INTOXICATING LIQUORS—Continued****Transportation—Continued****Delivery of liquor—Continued**

Transporting for, unlawful, 125.19–125.21

Unlawful delivery specified, 125.23

Drinking on trains, penalty, 125.17

False statements to procure shipment, 125.14

General penalty on carrier or agent, 125.23

Illegal transportation, penalty, 125.26, 125.27

Illegal transportation, seizure, 125.18

Immunity of carrier complying with law, 125.24

Inspection of shipping record, 125.21

Labeling, quantity and kind shown, 125.16

Liquor control commission, power, 123.16(1)

Manufacturer's report of liquor received, 133.7

Opening packages, peace officer, right, 125.15

Packages in transit, opened by officer, 125.15

Packages not to be broken by carrier, 123.26

Packages, officer's right to inspect, 125.15

Permit holder, liquor lawfully purchased, 123.26

Pharmacist's report of liquor received, 132.1–132.5

Prohibition of unlawful transport, 123.3

Records kept by carrier, 125.20–125.22

Seizure of illegally transported liquor, 125.18

Shipments considered unlawful, 125.19

Shipments, record, inspection, 125.20, 125.21

**Unlawful transportation of liquor**

Defense to charge, 125.28

Engaging in such activities, penalty, 125.27

Penalty, first and subsequent offenses, 125.26

Venue of prosecution, 125.29

Venue of action to prosecute, 125.8, 125.29

Wholesale druggists, 131.19–131.24

Use of condemned liquors, 751.31, 751.33

Vendor defined, employed, 123.20

Veterinarians' permits, 123.27(2)

**Violations**

Abated premises, use, 123.85

Accessories charged as principals, 125.4

Advertising regulations, 123.47(1)

Attempt to destroy, prima-facie evidence, 126.25

Attorney fees, taxed as costs, 125.10, 125.14, 125.27

Automobiles, drinking on streets, 124.37

Bootlegger, sales, 125.7

Bribes, penalty applies, 123.92, 739.2

Buildings illegally used, nuisances, 125.9, 125.10

Carrying liquor on trains, 125.17, 125.18

Clergymen's permit, illegal use, 134.9, 134.10

Clubrooms, selling liquor, 125.13

Collecting payment for liquor, 129.10

Commission member, employees, 123.92

Consumption of liquor in public places, 123.42

Contempt, injunction violations, 123.68–123.70

Convictions, costs, auditor's report, 333.11(14)

Convictions, second and subsequent, 126.19

Damages, 129.1–129.6

Death from intoxicating liquor, 690.11

Defenses to charge of possession, 126.24

Delay in trial, investigate cause, 128.11

Delivery of shipment to unauthorized person, 125.23

Dram Shop law, 129.1–129.12

Drinking liquor on trains, 125.17

Drinking on streets or highways, 124.37

**INTOXICATING LIQUORS—Continued****Violations—Continued**

Driving while intoxicated, 321.280–321.282

Drugged liquors, sale, 732.4

Employees, corruption by, 123.14

False statements in applications, 123.91

False statements in permit papers, 124.37

False statements in shipments, 125.14

Federal law, effect, 125.3

First conviction, bootlegger, 125.5

**Forfeitures**

Abatement bond forfeiture, 123.82–123.87

Bond forfeitures, disposal of proceeds, 127.20

Conveyance and liquors, 127.7, 127.14

Injunction abatement bond, 128.28–128.34

Liquor forfeited by court order, 123.49

Nuisance injunction abatement bond, 128.31

Permit holder, 130.45, 130.54, 131.26, 134.9

Prima-facie evidence, forfeited liquor, 126.23

Retroactive, not before control act, 123.55

Former convictions, proof required, 126.21, 126.22

General prohibitions, 123.3, 125.3

Habitual criminals, 126.9–126.11, 126.19–126.25

Habitual violator, 126.20

Illegal transportation, *see subhead Transportation above*

Improperly labeled liquors, sale, 123.48

Indians furnished liquor, 732.5

Inmates of institutions furnished liquor, 745.15, 745.18

Interdicted persons, giving liquor, 123.44

Intoxicated person, sale or gift, 123.46(3)

Intoxication, *see INTOXICATION*

Judgment for fines, costs, attorney's fees, 126.15–126.18

Judgment rendered on each count, 126.8

Manslaughter, death from liquor, 690.11

Manufacturer's permit, 133.8

Manufacturing liquor illegally, 125.3

Members or employees, 123.92

Mines, intoxicants in or near prohibited, 82.79

Minors, liquor sold or given, 123.43

Mislabelled shipments, 125.16

Nuisance injunction contempt, 128.13–128.16

Nuisances, *see subhead Injunctions Against Nuisances above*

Parole of violators not permitted, 247.20

Peace officer's liquor law duty not performed, 126.3

Penalties, 123.91, 124.37

Permit holder, false oath, 130.32, 130.43, 130.44

Pharmacist permit holder, 130.45

Pharmacist's request, false statements, 130.29

Physicians, 130.37–130.39

Poisoning with intent to kill, 690.9

Poisons, sale to intoxicated persons, 205.9

Possession of packages without seal, 123.24, 125.3

Prescriptions, filling more than once, 130.44

Prescriptions for nonmedical purposes, 130.33, 130.37

Prima-facie evidence, 126.23, 126.25

Proof of sale, 126.12–126.14

Purchase of liquor for illegal use, 131.27

Record of former convictions admissible, 126.11

Record of shipment, 125.20, 125.21

**INTOXICATING LIQUORS—Continued**

Violations—Continued

- Remission of penalty for intoxication, 125.12
- Report of number of arrests, 123.53(9)
- Reputation evidence admissible, 126.17
- Sacramental wines, use for other purposes, 134.9, 134.10
- Search warrants, 127.7, 127.8
- Second and subsequent convictions, 126.19, 126.20
- Shipments unlawful, 125.19
- Shipping records, refusal of inspection, 125.21
- Summary trial, contempt, 128.13, 128.16
- Unlawful transportation defenses stated, 125.28
- Unlawful transportation or shipment, 125.17, 125.18
- Unlawful transportation, venue, 125.29
- Wholesale druggist's permit, illegal use, 131.26, 131.27, 133.8
- Witnesses, purchaser, peace officer, 126.13, 126.14

Warehouse defined, 123.5(18)

Whisky defined, labeled, 123.24

Wholesalers

- Bond and application for license, 123.38
- Defined, 123.5(22)
- Gift of liquors prohibited, 123.39
- Interest in business by commission, 123.40
- License for wholesalers, fee, 123.37
- Reports of liquor received, 132.1–132.5

Wine

- Defined, 123.5(4)
- Native, restrictions, exceptions, 123.56
- Sacramental, ch 134
- Wholesale druggist's permit to use, 131.7

"Winery" defined, 123.5(12)

Witnesses

- Crimination no excuse, immunity, 622.15(4), 622.16
- Peace officer, facts within his knowledge, 126.14
- Purchaser competent to prove sale, 126.13

**INTOXICATION**

- Actions, civil, 129.1–129.6
- Aircraft operators, 328.41
- Alcoholics rehabilitated, 226.35–226.39
- Architects, ground to revoke license, 118.13
- Coal mine regulations, 82.79
- County home inmates, regulations, 253.2
- Dram Shop law, 129.1–129.12
- Driving while intoxicated, 321.281, 321.282
- Drunkards
  - Civil service disqualification, 365.17(4)
  - Commitments to institutions, 224.1–224.5
  - Custody, order of priority on claim, 670.19
  - Defined as vagrants, 746.1(2)
  - Divorce ground, 598.8(4), 598.9
  - Guardians for, 668.13, 670.1–670.19
  - Interdicted persons, 123.35, 123.44, 123.49
  - Liquor permit revocation ground, 123.35
  - Motor vehicle license not issued, 321.177
  - Necessaries, liability, 554.2
  - Nuisance, premises abated, 657.2(6), 657.3
  - Prescription for liquor refused, 130.27
  - Soldiers home, inebriates not received, 219.13
- Grand jury charged to suppress intemperance, 770.16
- Habits as evidence in trials, 130.47

**INTOXICATION—Continued**

Inebriates

- Commitments to institutions, 224.1–224.5
- Soldiers home, not received, 219.13

Insane patients, record of intemperance, 229.7(21)

Interdicted persons, 123.35, 123.44, 123.49

Intoxicated persons

- Action for care, 129.1
- Aircraft operator, 328.41
- Arrest and prosecution, 125.11
- Damages for causing, actions, 129.2–129.5
- Driver's license revoked, 321.209
- Driver's liquor permit revoked, 321.281
- Driving while intoxicated, 321.280–321.282
- Ejection from trains and streetcars, 477.57
- Giving liquor prohibited, 123.46
- Intoxication in a public place, 123.42
- Necessaries, liability, 554.2
- Peace officer's duty to detain, 125.11
- Penalty, 125.11
- Pharmacist's oath not to sell, 130.17
- Poison sales prohibited, 205.9
- Prescription for liquor refused, 130.27
- Remission of penalty upon informing, 125.12
- Sale of liquor prohibited, 123.46, 125.7
- Simulating intoxication, 123.42
- Tramps, 746.3
- Voting assistance prohibited, 49.90

Life insurance, defense to action, 511.30

Liquor control act, penalty, 123.42

Minors, gift or sale, 123.43, 125.7, 130.17

Motor vehicle violations

- Driving while intoxicated, 321.281, 321.282
- Drunkards, license not issued, 321.177
- Fingerprints of driver, 749.2
- Guest statute, ground for liability, 321.494
- Revocation of license mandatory, 321.209
- School bus driver, contract canceled, 321.375

- Penalty for intoxication, 123.42, 125.11
- Practice acts, license revocation, 147.55(4)
- Pretended intoxication, 123.35, 123.42
- Professional license revocation, 147.55(4)
- Public officers, removal, 66.1(6), 66.29
- Public places, drinking or intoxication, 123.42
- Railroads, power to eject passengers, 477.57
- Remission of penalty upon informing, 125.12
- School bus driver's license canceled, 321.375
- Schools, teaching effect of alcohol, 242.4, 280.10
- Temperance societies, incorporation, 504.1
- Vagrants, 746.1(2)
- Veterinarian's license, revocation, 169.36(4)
- Workmen's compensation injuries, 85.15(3), 85.16

**INUREMENT**

- Deed, after-acquired interest to grantee, 557.4
- Insurance, legal liability policies, 516.1–516.3
- Judgment, unpaid, insurer's liability, 516.1–516.3

**INVASION**

- Suspension of habeas corpus writ, Const., Iowa, I, 13
- Troops employed by governor, 29.7

**INVENTORY**

- Absentees' guardian, 671.1(3)
- Assignee for benefit of creditors, 681.7, 681.20

**INVENTORY—Continued**

Attachment, jointly owned property, 639.37  
 Execution, jointly owned property, 626.32  
 Foreign guardians must file, 669.3  
 Guardians for minors, must file, 668.8  
 Quo warranto against corporation, 660.9  
 Search warrant, property taken, 751.14, 751.15  
 Settlement of estates, 635.1  
 Special administrator of estate, 633.42  
 Taxation, listing of property, 428.1–428.34

**INVESTIGATION**

Criminal investigation, state, 80.9, 337.1, 749.1–750.5  
 Grand jury duties, 771.1, 771.2

**INVESTMENT COMPANIES**

Articles of incorporation, approval, interpretation, 491.10

**INVESTMENTS**

Banks, savings, state, trust, 526.25, 526.28, 532.19  
 Board of education, 262.14–262.19  
 Cemetery funds by trustee, 566.5  
 City interstate bridge funds, 383.16  
 City waterworks funds, 398.3  
 Court approved, trust funds of fiduciaries, limitations, 682.23(14)  
 Federal housing administration loans, 682.45, 682.46  
 Federal insured loans, 682.45, 682.46  
 Federal securities, investments authorized  
   Banks, investment in FDIC, 526.25(2), 530.2  
   Bonds secured by FHA, 682.45, 682.46  
   Cemetery funds, 404.10  
   Fire and police pension funds, 410.3, 411.7  
   Insurance companies, 508.11(10), 511.8(1), 512.48(3), 515.35(1)  
   National housing act bonds, 511.8(8, b), 512.48  
   Nonlife insurance investments, 515.35(1)  
   Servicemen's readjustment act bonds, 511.8(8, c), 512.48  
   State board of education funds, 262.14(3)  
   State sinking fund invested, 454.5  
 Fiduciaries, authorized investments, 682.23  
 Firemen and policemen pension funds, 410.3, 411.7  
 Fraternal insurance associations, 512.46–512.55  
 Funds by fiduciaries  
   Absentees' guardians, 668.9, 671.9  
   Accounting annually, 682.28  
   Amortized mortgage or deed of trust, 682.23(5)  
   Annuity or endowment life insurance contracts, 682.23(13)  
   Approval of court, when required, 682.23  
   Authorized securities enumerated, 638.33  
   Bonds, debentures, guaranteed by U. S., 682.23(11)  
   Canadian government securities, 511.8(3), 512.48(1), 515.35(3)  
   City, town, or village obligations, 682.23(4)  
   Clerk's duties on deposit of funds, 682.37  
   Collection upon maturity, 682.27  
   Corporation mortgages, 682.23(6)  
   County obligations, 682.23(4)  
   Court order, security subject to, 682.26  
   Deposits in banks, 526.37, 532.2–532.4, 532.19, 682.23

**INVESTMENTS—Continued****Funds by fiduciaries—Continued**

Deposits on time certificate in bank, 682.23(14)  
 Discharge of security only by court order, 682.26  
 Drunkards, spendthrifts, lunatics, and insane persons guardians, 668.9, 670.1  
 Endowment or annuity insurance, contracts, 682.23(13)  
 Existing investments, consent of court, 682.25  
 Federal  
   Bonds, 682.23(1)  
   Home loan bank bonds, 682.23(2)  
   Housing bonds, 682.45, 682.46  
   Insured loans, national housing act, 682.2, 682.3  
   Land bank bonds, 682.23(2)  
   Loans and stocks, 635.41, 682.45, 682.46  
   Loans from federal agencies, 682.23(12)  
   Savings and loan shares, 682.23(10)  
 Insurance endowment or annuity contracts, 682.23(13)  
 Insured loans, veteran's administration, 682.45  
 Interest earned reported, 638.33  
 Investments authorized, 682.23–682.28  
 Investments reported annually, 682.28  
 Life endowment or annuity insurance contracts, 682.23(13)  
 Loans by guardians authorized, 668.9  
 Money for paying demands not due, 635.53  
 Mortgages on real estate, 682.23(5)  
 Municipal bonds, 682.23(4)  
 Nonactive funds, 682.23–682.28  
 Notices given, 682.34  
 Population and indebtedness, factors, 682.23(4), 682.24  
 Public funds, 452.10  
 Public utility bonds, 682.23(9)  
 Railroad bonds, 682.23(7, 8)  
 Real estate mortgage bonds, 682.23(5)  
 Receipts filed with final report, 682.33  
 Reinvestment, 682.27  
 Savings accounts in bank, 682.23(14)  
 Securities in which invested, reported, 638.33, 682.28  
 Security taken, court's authority over, 682.26  
 State bonds, 682.23(3)  
 Stock in federal instrumentalities, 682.23(12)  
 Time certificates of deposit, 682.23(14)  
 Township obligations, 682.23(4)  
 Veteran's guardian, authority, 672.14  
 Ward or beneficiary of trust fund, insurance, 682.23(13)  
 Insurance companies, life, 511.8  
 Insurance company or association, *see INSURANCE, subhead Investments by Companies*  
 Interstate bridge condemnation award on appeal, 383.7  
 Iowa securities act, 502.1–502.31  
 Regents, board of, state, 262.14–262.19  
 Savings bank investments, 526.25, 530.2  
 School funds of county, 302.19–302.26  
 Sinking fund, state, 454.5  
 State board of education, 262.14–262.19  
 State historical department funds, 303.8  
 State library funds, 303.4, 454.5  
 Veterans, incompetent, guardians, 672.14

**INVOLUNTARY SERVITUDE**

Prohibited, Const., Iowa, I, 23

**IOWA BOOK OF AGRICULTURE**

Associations providing data, 159.10  
 Contents, 159.10, 159.18  
 Dairy industry report printed, 179.10  
 Farmers institute and discussions, 159.18  
 Pamphlet distribution authorized, 159.10  
 Publication, 17.20(1), 159.10, 159.18

**IOWA CENTENNIAL MEMORIAL FOUNDATION**

Established, 504.32

**IOWA CODE**

Abbreviations used, p. xvi, Vol. I; p. iv, Vol. II  
 Admissible in evidence, 622.59  
 Amendments to statutes, form of bills, 3.1-3.3

**Annotations**

Copyrighting required, 14.8  
 Cost of printing, how paid, 14.22, 17.21  
 Distribution, 16.2(7), 16.25  
 Editor's duty to publish, 14.3  
 New editions, when printed, 17.25  
 Number printed determined by board, 17.26  
 Permanent volume, when printed, 14.3(3)  
 Price fixed by printing board, 17.22  
 Printing superintendent's duties, 16.2(7)  
 Style of volume, 17.24  
 Time of publication, 14.3(3)

Citation of permanent codes, 14.17  
 Citation of prior codes, 14.19  
 Codifying bills, form, 3.1-3.3  
 Commission briefs, free distribution, 16.26  
 Compilation and printing, 14.3(2), 14.15  
 Construction of statutes, 4.1, 4.2  
 Contents of code, 14.12(6)  
 County officers, 16.21  
 Definitions of terms used, 4.1  
 Departmental rules distributed with code, 17.22  
 Distribution, 16.2(7), 16.21, 16.24  
 Drafting of legislative bills, 3.1-3.3  
 Editor, 14.1-14.21  
 Editorial work, 14.13-14.16  
 Editor's duties, 3.1(4), 14.3(2), 14.4, 14.9, 14.13-14.16  
 Editor's power to correct and transpose, 14.13  
 Extra editions published, 17.25  
 Formal matters omitted, 14.14  
 Form and style, 14.12  
 Free copies, old codes, 16.22  
 Free copies, public officers and agencies, 16.24  
 Historical, chronological outline, page xvii et seq.  
 Justice of peace, 16.21  
 New editions, publication, 14.15, 14.16, 17.25, 17.26  
 Number printed, 17.26  
 Parts printed in pamphlet form, 14.21  
 Price, how fixed, 17.22  
 Printing, style specified, 14.12, 17.21  
 Repealing and revision bills, form, 3.1-3.3  
 Reprints, partial reprints, to be sold, 17.27  
 Rules of civil procedure published, 14.3(6), 17.21, 17.22(8)  
 Specifications, printing, 14.12  
 Style, 14.12

**IOWA CODE—Continued**

Supreme court rules published, 14.3(6), 17.21, 17.22(8)  
 Tables of corresponding sections, 16.25, 17.21, 17.22, 17.26  
 Temporary law omitted, 14.12(6)  
 Time of printing, 14.3(2), 14.15

**IOWA CONSTITUTION**

See *CONSTITUTION, IOWA*

**IOWA DEPARTMENTAL RULES**

Distributed with Code, 17.22  
 Published, cited, 14.3(7)  
 Reprints to be sold, 17.27

**IOWA STATE GUARD**

Activation, 29.83  
 Adjutant general and assistant, powers and duties, 29.84  
 Chief of staff appointed, 29.85  
 Discipline, 29.87  
 Enlisted men, powers and duties, 29.87  
 Enlistments, 29.86  
 Exemptions, 29.88  
 Expense, 29.90  
 Governor, powers and duties, 29.84  
 Governor, rules and regulations, 29.86  
 Governor to activate, 29.83  
 Governor to appoint chief of staff, 29.85  
 Immunities, 29.88  
 Immunity from federal service, 29.91  
 Law applicable, 29.86  
 Officers appointed, 29.86  
 Officers powers and duties, 29.87  
 Pay and allowances, 29.89  
 Rules and regulations, 29.86

**IOWA, STATE OF**

See *STATE OF IOWA*

**IRRIGATION WORKS**

Injuring, 455.160, 716.1

**ISLANDS**

Island and abandoned river channel sales  
 Action to determine title, 568.19, 568.20  
 Advertisement, 568.10, 568.22  
 Application by county auditor, 568.2  
 Application by prospective purchaser, 568.3  
 Appraisal, 568.7-568.9, 568.22-568.24  
 Approval of sale of island, 111.31  
 Authority, 568.1, 568.21  
 Bids, 568.10, 568.11, 568.22  
 Boundary commission, 568.14, 568.15  
 Cash transactions, paid to state, 568.17, 568.24  
 City flood protection, filling of channel, 395.20  
 Commissioners' compensation, 568.9  
 Deed or patent, 568.12  
 Expenses of appraisal paid, 568.9, 568.24  
 Form of application, 568.4  
 Lease of island, 568.23  
 Lease when no buyers, 568.11  
 Meandered stream beds, lost title, 372.6  
 Mississippi or Missouri river islands, 568.21  
 Occupants rights, 568.10  
 Patent or lease, 568.25

**ISLANDS—Continued**

Island, river channel sales—Continued  
 Possession in good faith, 568.18–568.20  
 Readvertisement of lands, 568.11  
 Refund of purchase money, 568.16, 568.20  
 Report of surveys, 568.6  
 Right of way, utility, 568.10  
 Sale, how effected, 568.10  
 Sale of abandoned river channels authorized, 568.1  
 Sale of island, approval, 111.31  
 Sales and leases authorized, 568.10, 568.11  
 Sales and leases for cash, 568.17, 568.24  
 Surveys, 568.5, 568.8, 568.13, 568.22  
 Title action against occupant, 568.19  
 Title imperfect, refund of price, 568.16, 568.20  
 Withholding patent, deposit refunded, 568.20  
 Islands, trespass warnings, 714.26, 714.27

**ISOBUTANE**

Liquefied petroleum gas law, 101.1–101.8

**ITINERANTS**

Child labor, peddling, 92.12, 92.13  
 Chiropractors, 147.75  
 Cosmetologists, 147.75  
 Doctors, city power to regulate, 368.6(3)  
 Drug vendors  
 Canvassers defined, use tax, 423.1(5)  
 County license exemptions, 444.16  
 Itinerant vendor of drugs defined, 203.6  
 Licensed by pharmacy examiners, fee, 203.7  
 Sale orders shipped, no license, 203.7  
 Fee for license, collection, 147.80(8, 12)  
 Itinerant merchants (using motor vehicles)  
*See also* Transient merchants, 81A.1–81A.9  
 Application for license, requirements, 81.3  
 Bond for indemnity, filing, 81.4(1)  
 Cancellation of license, 81.4  
 City regulation, 368.6(5)  
 County attorney may enjoin violators, 81.14  
 County license fee, 444.13  
 County treasurer, retain part of fee, 81.3  
 Definitions used in the law, 81.1  
 Delivery trucks exempt from law, 81.1(2, b)  
 Department as process agent, 81.4(1, a), 81.5  
 Effect of law on previous statutes, 81.12  
 Expiration of license, 81.3  
 Fee for license, 81.3  
 Fees turned over to state monthly, 81.11  
 General penalty statute, 81.13  
 Injunction against law violators, 81.14  
 Interstate operations, exemption, permit, 81.1(2, e)  
 Issuance of license, fee, 81.3, 81.7  
 Itinerant drug vendors exempt, 81.1(2, c)  
 "Itinerant merchant" definition, 81.1  
 Liability insurance policy, filing, 81.4(1, b)  
 License plates, issued, display, 81.7  
 License required, 81.2  
 Limitation of action against surety, 81.4(1, a)  
 Nontransferability of license, 81.8  
 Notice of process served on merchant, 81.5, 81.6  
 Original notice in action  
 Bonding company, how served, 81.4, 81.6  
 Vehicle department, how served, 81.4–81.6  
 Peddler law applies, 444.15

**ITINERANTS—Continued**

Itinerant merchants—Continued  
 Peddlers tax not affected, 81.12  
 Persons not included in the law, 81.1(2)  
 Requirements for doing business, 81.2  
 Revocation of license, grounds, 81.9  
 Rules to be made and enforced, 81.11  
 Statutes existing not affected, 81.12  
 Surety on bond, liability, 81.4  
 Venue of action, 81.6  
 Violations, penalties, 81.13  
 Wholesalers exempt from law, 81.1(2, e)  
 Optometrists, 147.75  
 Original notice served by mail, 81.6  
 Osteopaths, 147.75  
 Own products sold, license exemption, 81.1(2, a), 444.16  
 Peddlers  
 Canvasser as retailer, use tax, 423.1(5)  
 Child labor regulated, 92.12, 92.13  
 City regulation, license, 368.6(3, 5)  
 County license  
 Authority granted, 444.14–444.16  
 Itinerant merchant exempt, 81.12  
 Drug license, pharmacy examiners, 203.6, 203.7  
 Fish, license, regulations, 109.115–109.119  
 Itinerant merchants, 81.1–81.14  
 Newspapers by children, 92.12, 92.13  
 Prohibited near fairgrounds, 744.4  
 Sales tax, as agents, 422.42(5)  
 Transient merchants, 81A.1–81A.9  
 Use tax, law applicable, 423.1(5)  
 Physicians, 147.75  
 Physicians, city regulation, 368.6(3)  
 Practice acts provisions, 147.75–147.79, 147.80(8, 12), 147.89(2)  
 Reports of violators by licensees, 147.89(2)  
 Sales tax imposed on sales, 422.42(5)  
 Tramp defined, 746.2  
 Transient merchant, city regulation, 368.6(5)  
 Trucks without fixed termini or routes, 327.1–327.22  
 Vagrants, ch 746  
**JACK LIGHTS**  
 Hunting law, 109.93  
**JACKS**  
 Lien for services, 580.1–580.9  
 Registration, animals kept for service, 162.1–162.25  
**JAILS**  
 Arson, penalty, 707.2, 707.5  
 Births and deaths, record, available, 144.22–144.24  
 Books, loans by state, 303.3(11)  
 City jails  
 Construction and maintenance, power, 368.15, 407.3(5)  
 Females, separate apartment, 356.4.  
 Marshal to be in charge, 368.15  
 Minors separately confined, 356.3  
 County jails  
 Bonds to erect, election, 345.1–345.15  
 Calendar of commitments, 356.6, 356.7  
 City may use, 368.15  
 Condemnation of site, 471.4(1)



**JAILS—Continued**

County jails—Continued  
 Construction, submission to voters, 345.1–345.15  
 Federal prisoners kept, 356.1, 356.15  
 Fee for conveying prisoners, 337.11, 755.15  
 Females, separate apartment, 356.4  
 Improvements, authorized without vote, 345.3  
 Minors separately confined, 356.3  
 Persons to be confined, 356.1  
 Sheriff's duties, 356.2, 356.6–356.8  
 Sheriff's fee, 337.11(11, 12), 337.14, 338.1–338.12, 746.25, 755.15  
 Sheriff to be in charge, 356.1  
 Delinquent children, 240.6–240.9  
 Escapes, 745.1–745.18  
 Housing law applicable, 413.3(3)  
 Inspection and reports, 356.9–356.13  
 Inspectors, county attorney and clerk, 356.9  
 Investigation by grand jury, 771.2, 771.3  
 Keeper's duties, 356.5  
 Military prisoners must be kept, 29.49  
 Persons lodged for one night, 746.25  
 Prisoners  
 Annoyance of prisoner, 356.25  
 Apartment for females, 356.4  
 Bread and water rations, 356.14  
 Calendar of commitments, entries, 356.6, 356.7  
 Care of, 337.11(11, 12), 338.1–338.12, 356.5  
 Chain or solitary when refractory, 356.14, 356.21  
 Children separately confined, 356.3  
 City to pay cost of keep in county jails, 602.28, 603.13  
 Commitment in another county, expense, 789.18  
 Commitment, ordinance violation fine, 367.10  
 Control and punishment by officer, 356.21  
 Cruel treatment, penalty, 356.23  
 Delivery by sheriff to successor, receipt, 337.9  
 Depositions taken, 622.83  
 Earnings paid to city or county, 356.18, 356.20, 356.22  
 Examination by inspectors, 356.13  
 Expenses paid for keeping, 356.15  
 Family support, property applied, 597.10, 597.13  
 Federal prisoners kept, 356.1, 356.15  
 Fees for conveying to jail, 337.11, 755.15  
 Female children to private institutions, option, 240.6–240.12  
 Fire danger, removal, 356.8  
 Food and water, 337.11(11, 12), 338.1–338.12, 356.5, 356.14  
 Labor, 356.16–356.22  
 Medical aid furnished, 356.5(2)  
 Military, required to accept, 29.49, 29.77  
 Old-age assistance provisions, 249.6(5), 249.30  
 Persons subject to confinement, 356.1, 367.10, 420.36  
 Prevention of escape, 356.21  
 Protection of prisoners, 356.24, 356.25  
 Refractory prisoners, 356.14, 356.21  
 Solitary confinement, 356.14, 356.21  
 Testimony by depositions, civil cases, 622.82, 622.83  
 Testimony given, criminal case, 622.82  
 Tramps and vagrants, 746.15–746.25  
 Witnesses, 622.82, 622.83  
 Women segregated, 356.4  
 Sanitation, 356.5  
 Segregation of women and children, 356.3, 356.4

**JAILS—Continued**

Station houses, 368.15  
 Visitation by inspectors, 356.10

**JEOPARDY, DOUBLE**

Former acquittal, Const., Iowa, I, 12  
 Former conviction or acquittal, 753.10, 777.20, 777.21  
 Procedure, 777.13, 780.14

**JITNEY BUSES**

Regulation and license by cities, 388.1–388.12

**JOINT ACCOUNTS**

Bank deposits, inheritance, tax, 450.3(5)  
 Bank deposits paid to survivor, 528.64  
 Referee appointed to examine, R.C.P. 207

**JOINT CARRIERS**

Express companies, joint rates, 486.2  
 Liability of carriers, 613.3–613.6  
 Rates determined, 479.32–479.47, 479.49, 479.66

**JOINT LIABILITY**

Action against one or all, 613.1  
 Attachment of joint or common property, 639.37  
 Corporation officers, 491.41, 660.3  
 Husband, when liable for wife's torts, 597.19  
 Judgment against one of joint defendants, effect, 613.2; R.C.P. 221  
 Motor vehicle operator and owner, 321.493

**Negotiable instruments**

Action against one or all, 613.1  
 Joint obligors, presentment, 541.78  
 Joint payees and indorsees, 541.68  
 Notice of dishonor required, 541.101  
 Owners and miners of lead and zinc for drainage royalties, 468.3  
 Partnership liability, 626.32, 639.37; R.C.P. 4  
 Sales made in violation of securities act, 502.23  
 Sureties, 64.3, 613.1, 613.2; R.C.P. 224

**JOINT PROPERTY**

Accounts, 450.3, 528.64; R.C.P. 207  
 Attachment of property jointly owned, 639.37  
 Execution on property jointly owned, 626.32  
 Inheritance tax on interest, 450.3(5)  
 Joint judgment owner's death, effect on execution levy, 626.103–626.106

**Joint tenants**

Action to recover realty from cotenant, 646.4  
 Created by express intent, 557.15  
 Inheritance tax liability, 450.3(5)  
 Simultaneous death act, devolution, 637.3  
 Waste, liable for treble damages, 658.1–658.3

Partition, *see* PARTITION PROCEEDINGS

**JOINT STOCK COMPANIES**

Defined in securities act, 502.3(2)  
 False statements, penalty, 491.68  
 Inheritance tax on stock, 450.3(5)

**JOINT TENANCY**

*See* 450.3(5), 557.15, 637.3, *also* TENANCY

**JOINT UNDERTAKINGS**

Buildings, city-county, 368.19–368.23  
 Chain store tax, 424.2(2)  
 City and state improvements, 391A.37  
 Drainage districts  
   City and county, 308.5, 459.1–459.11  
   Intercounty, 457.1–457.28  
   Interstate, 467.1–467.6  
   United States levees, 466.1–466.8  
 Fire departments, joint operation, 359.42, 368.12  
 Group insurance, 509.1–509.13  
 Interstate bridges, 383.2, 383.6, 383.23–383.26  
 Interstate bridges maintained by county and public utilities, 309.91, 314.11  
 Interstate secondary roads, 314.10  
 Mine owners, joint use of shafts, 83.4  
 Operations with other states, federal social security, 97C.4  
 Partition fences, 113.1–113.25  
 Police departments, 368.15  
 Reciprocal or interinsurance contracts, 520.1–520.22  
 Soldiers relief, 250.2

**JOURNALS**

Governor's journals of official acts, 7.2  
 Legislative, Const., Iowa, III, 9, 10, 17, 38; 2.9, 2.25, 16.13–16.30, 17.15–17.17, 622.58  
 Printing defined, journals excluded, 15.7  
 Record, secretary of executive council, 19.3  
 Use in evidence, 622.58, 622.62

**JUDGES RETIREMENT**

*See ch 605A, also JUDICIAL RETIREMENT SYSTEM*

**JUDGMENT DEBTOR EXAMINATIONS**

*General provisions, 622.14(14), 630.1–630.19*  
 Taxpayer, assessments, 441.17

**JUDGMENT DOCKET**

*See JUDGMENTS AND DECREES, subhead Judgment Dockets*

**JUDGMENT LIENS**

After-acquired property, 624.23  
 Aliens, nonresident, lien rights on land, 567.2  
 Attorney's lien on judgment, 610.18(4)  
 Corporate release, 558.4  
 Execution sale vacated for lack of lien, 626.86  
 Fines a lien on realty, 790.1  
 Inferior courts, 601.71  
 Injuries to person or property against railroads, interurbans or street railways, 624.27, 624.28  
 Lien created, duration, 624.23  
 Limitation, two-year special, 615.1–615.4  
 Liquor violation liens, 126.15–126.18  
 Mortgages, two-year lien, 615.1–615.4  
 Municipal court, 602.43  
 Preserved on modification, R.C.P. 254  
 Railroad, injuries, 624.27, 624.28  
 Real estate, ten-year period, 624.23, 624.24  
 Satisfaction of judgments, 624.20, 624.37, 655.5  
 Superior court, 603.49  
 Supreme court, how effected, 624.23, 624.25  
 Time lien attaches, 624.24–624.26  
 Two-year limitation, 615.1–615.4

**JUDGMENTS AND DECREES**

Abatement and bar distinguished, R.C.P. 220  
 Action pending against deceased, 635.63

**Actions involving judgments**

Action to enjoin enforcement, R.C.P. 329  
 Appeals to supreme court, R.C.P. 331, 332  
 Creditor against debtor's insurer, 516.1–516.3  
 Foreign judgments, how proved, 622.52–622.55  
 Limitations, chs 614, 615; R.C.P. 252, 253  
 Pleading jurisdiction, R.C.P. 98

Additional, after vacated judgment, R.C.P. 253(e)  
 Adjudication, final, R.C.P. 219  
 Administrators and executors, 635.79, 635.80  
 Affidavit of identity, R.C.P. 229

**Affirmance**

District court, 601.90, 601.95, 601.103  
 Jurisdictional provisions, 604.2  
 Supreme court, 648.10, 686.14; R.C.P. 339, 348

Agreed statement of facts, 678.3, 678.5, 678.8

Agreement for judgment, R.C.P. 226

Alternative, court's power, R.C.P. 235, 250

Annulment in equity, 611.15

Appeal bond, affirmance, R.C.P. 339

Appeal bond, justice court, 601.94

Appeal does not vacate, R.C.P. 337(c)

Appeal from final judgment, R.C.P. 331

Appeal from interlocutory order, R.C.P. 332

Appearance docket entry required, 606.12

Apportioning costs to devisees and heirs, 638.20

Arbitration awards, 679.13

Arbitration, judgment entered on award, 679.13

**Arrest**

Appeal time extended, R.C.P. 335

Curative amendments filed, effect, R.C.P. 249

Grounds for motion, R.C.P. 243, 247, 248, 249

Justice court, motions not allowed, 601.52

**Assignment**

Foreign fiduciaries, 633.53–633.56

Fraudulent, inquiry by court, R.C.P. 257

Levying officer may assign, 626.21

Sureties may take, 626.19

Assignment for creditors, on claims, 681.11

Attachment authorized, 639.23

Attachment, claim not due, 639.10

Attorney fees in written contracts, 625.22–625.25

Attorney's lien, docket entry, 610.18(4)

Beer permit bond forfeiture hearing, 124.40

Boat or raft seizures, 667.8

Bond for costs, entered, 621.8; R.C.P. 339

Bonds to pay, 75.9, 298.20, 346.5, 408.1

Bond to suspend, realty actions, 646.25

Certiorari, limited in extent, R.C.P. 315, 316

Change in title, clerk's certificate, 558.66, 606.14

Cities and towns, tax for, 626.24

**Class actions**

Claims adjudicated, R.C.P. 42

Default judgment prohibited, R.C.P. 47

Jurisdiction by representation, R.C.P. 42, 43

Later-born persons bound, R.C.P. 43

Closed bank judgment, limitation, 615.1–615.4

Commerce commission's rulings enforced, 474.24

Commissioner appointed to convey, 624.29–624.35

Compromise by supervisors, 332.12–332.14

Conciliation settlements, 605.20

**JUDGMENTS AND DECREES—Continued**

Confession of judgment  
 Allowance in certain cases, 676.2  
 Chattel loan licensees, prohibited, 536.12  
 Defense arising after action brought, 625.10  
 Entry by clerk, 676.1–676.4  
 Execution on judgment, 601.68, 676.4  
 Justice court, 601.54, 601.68  
 Method of making, 676.3  
 Negotiable instruments provision, 541.5(2)

Offer to confess judgment  
 After action brought  
 Acceptance, 677.8, 677.12  
 Affidavit of delivery of acceptance, 677.8  
 Conditional offer, 677.11–677.13  
 Continuance, offer not cause, 677.14  
 Defense fails, recovery offer, 677.1–677.13  
 Nonacceptance, costs, 677.2, 677.10  
 Notice of offer to defendant, 677.5, 677.7  
 Offer in court for part of claim, 677.4, 677.7  
 Trial, offer not admissible, 677.6, 677.9

Before action brought  
 Acceptance, 677.8  
 Affidavit of delivery of acceptance, 677.8  
 Nonacceptance, costs, 677.2  
 Notice of offer to adverse party, 677.1  
 Offer before clerk for specified sum, 677.1  
 Trial, offer not admissible in evidence, 677.3  
 Continuance not granted, 677.14  
 Personal judgment authorized, 601.93  
 Partnerships, limited, power to confess, 545.11  
 Prohibited in small loan act, 536.12  
 Statement in writing, verified, filed, 676.3  
 Stay of execution, bondsmen, 626.61–626.68

Conformance with petition, R.C.P. 235  
 Continuance, costs, R.C.P. 182(b), 184  
 Controversies submitted on stated case, 678.3, 678.5  
 Conveyances by commissioner, 624.29–624.36  
 Convicts, defense necessary, R.C.P. 13  
 Coparties, rights determined, R.C.P. 219  
 Copy delivered to parties by clerk, R.C.P. 120  
 Corporation, after property exhausted, 491.61  
 Correction, *see subhead Vacation or Modification below*  
 Cost bond, judgment entered, 621.8; R.C.P. 339  
 Costs, ch 625, *see COSTS*

Counterclaim  
 Annulled judgment, newly discovered, 611.15  
 Barred action, judgment for costs, 614.12  
 Judgment for excess, R.C.P. 225  
 Judgment on merits bars, R.C.P. 29  
 Must be pleaded, 611.15; R.C.P. 29, 30

County officers' bonds, compromise, 332.12–332.14  
 County superintendent, appeals, no money judgment, 290.6  
 Court acting as jury, 624.19  
 Creditors, *see subhead Judgment Creditors below*  
 Cross-appeals, time, R.C.P. 335  
 Cross-petition, without prejudice, R.C.P. 74  
 Damage to property judgment, execution unsatisfied, insurer liable, 516.1–516.3  
 Death during action, executor substituted, 635.63  
 Debt and damages not distinguished, 624.18  
 Declaratory judgments, R.C.P. 261–269

**JUDGMENTS AND DECREES—Continued**

Default judgments  
 Account in petition deemed true, R.C.P. 99  
 Amount of recovery computed, R.C.P. 232  
 Appeals to district court, 601.90  
 Appearance alone not to delay, R.C.P. 87  
 Appearance, failure after service, R.C.P. 53  
 Class actions, no default, R.C.P. 47  
 Cross-examination by defendant, R.C.P. 232(b)  
 Debtor notice, when necessary, R.C.P. 233  
 Definition of default, R.C.P. 230  
 Deposition to obtain proof, R.C.P. 142  
 Disability of party, exception, R.C.P. 231  
 Discovery and inspection orders disobeyed, R.C.P. 133(c), 134  
 Entry of default and judgment, R.C.P. 231, 232  
 Failure to plead over, R.C.P. 86  
 Grounds, R.C.P. 230  
 Hearing on proof, R.C.P. 232(b)  
 Justice court cases, 601.42–601.46, 601.96; R.C.P. 359, 360  
 Notice to substituted service debtor, R.C.P. 233  
 Personal judgment prohibited on published service, R.C.P. 234  
 Prisoner, exception, R.C.P. 231  
 Prohibited, persons under disability, R.C.P. 13, 14, 71  
 Proof, hearing, R.C.P. 232(b)  
 Proof obtained by depositions, R.C.P. 142  
 Published notice, proof for default, R.C.P. 63  
 Recovery limited, R.C.P. 235  
 Relief consistent with issues, R.C.P. 235  
 Rendition of judgment on defaults, R.C.P. 232  
 Restoring lost records, prohibited, 647.3  
 Retrial, where notice by publication, R.C.P. 251  
 Security required of plaintiff, when, R.C.P. 251

Setting aside  
 Grounds, on motion, R.C.P. 236  
 Justice court, excuse shown, 601.45  
 Motion not to affect judgment, R.C.P. 236  
 Municipal court, motion, 602.42  
 Service by publication, R.C.P. 236, 251(a)  
 Setting aside affirmance, 601.90  
 Title of execution buyer not affected by new trial, R.C.P. 254(a)

Defense for persons under disability, R.C.P. 13, 14, 71

Deficiency judgments  
 Additional executions authorized, 626.83  
 Pledges foreclosed, general execution, 653.8  
 Realty mortgage foreclosure, 654.6  
 Revival prohibited, 615.2  
 Two-year limitation, 615.1–615.4  
 Definition of judgment, R.C.P. 219  
 Depositions, costs apportioned, R.C.P. 157(a)  
 Discharge on motion, R.C.P. 256  
 Discontinuance of city or town, entered, 362.12  
 District court clerk's duties, *see CLERK OF THE DISTRICT COURT*  
 Divorce, 598.14, 598.17, 598.24  
 Docket, *see subhead Judgment Docket below*

Enforcement  
 Contempt proceedings, coerced by, 626.1, 665.3  
 Corporation judgment, levy, 491.61  
 Creditor against debtor's insurer, 516.1–516.3  
 Declaratory judgments, R.C.P. 261–269

**JUDGMENTS AND DECREES—Continued****Enforcement—Continued**

- Executions, 626.1–626.108
- Foreign judgments, limitation, 614.1(7), 614.7
- Itinerant merchants license revoked, 81.9(2)
- Married women, equal rights, R.C.P. 10
- Partnership property, R.C.P. 4

**Special execution**

- Attached property, issuance against, 639.56
- Boats and raft seizures, 667.8–667.10
- Judgment entered according to findings, 624.17
- Liquor nuisance abatement bond, 123.84
- Mortgaged personal property, 626.46
- Pleadings must show right to, 624.17
- Pledges or collaterals, 653.8
- Real estate under foreclosure, 654.5
- Redemption, 654.5
- Replevin action, 643.22

**Specific performance**

- Bill of lading, indorsement compelled, 487.34
- Co-operative association contracts, 499.9
- Decedents contracts, 638.21
- Foreclosure optional, 654.11
- Guardians to perform contracts for wards, 668.13
- Limitation of actions, 614.1(6), 614.20, 614.21
- Notice, service by publication, R.C.P. 60(d)
- Sale of goods, 554.69

- Stay of execution, 626.58–626.68, 646.23, 646.25
- Two-year limitation, 615.1–615.4
- Unserved parties, 617.9

- Entered at any time, R.C.P. 120
- Entered on surrender of obligations, R.C.P. 228
- Entry on record required, R.C.P. 227
- Equity, annulment by, limitation, 611.15
- Error, immaterial, not to reverse or affect, 619.16
- Error in court decisions, 611.12; R.C.P. 331
- Error in interlocutory ruling assigned as error on final judgment appeal, R.C.P. 331(b)
- Eugenics proceedings, 145.18
- Execution, 626.1–626.108
- Execution levy on judgment, sale, 626.21–626.23
- Executors, actions against, 638.13, 638.22
- Executors and administrators, summary, 635.79, 635.80
- Exemptions, 627.1–627.18
- Final adjudication is a judgment, R.C.P. 219
- Final decree, declaratory judgment, R.C.P. 261
- Final, when appealable, R.C.P. 331, 332
- Findings inconsistent with verdict, R.C.P. 206
- Forcible entry and detainer, action, 648.22

**Foreclosure**

- Judgment entries, 624.20, 655.4, 655.5
- Limitation, 615.1–615.4
- Pledges, 653.8
- Realty mortgage, 654.5, 654.15, 655.4, 655.5
- Surrender of notes required, R.C.P. 228

**Foreign judgments**

- Actions on, limitations, 614.1(7), 614.7
- Another state, proof, 622.53
- Federal court, proof, 622.52
- Foreign countries, proof, 622.55
- Justice of peace courts, proof, 622.54
- Paternity proceedings, 675.34

- Forfeitures, prior judgment not bar another, 666.2

**JUDGMENTS AND DECREES—Continued**

- Garnishee, judgment for plaintiff against, 642.13
- Garnishment cases, 642.9, 642.13–642.19
- Garnishment condemnation conclusive, 642.18
- Garnishment of judgment debtor, 642.1
- Hospital liens filed, 582.1–582.4
- Identity affidavit, R.C.P. 229
- Immaterial error disregarded, 619.16
- Incompetents, invalid without defense, R.C.P. 13
- Incorporation of cities and towns, entered, 362.8
- Indexing when realty involved, 617.10, 617.15
- Indispensable party, nonjurisdiction, nonadjudication, R.C.P. 25(c)
- Industrial commissioner's orders, 86.42, 86.43
- Injury judgment against railway, 624.27, 624.28
- In personam, when authorized, 624.22

**In rem**

- Cigarette forfeiture, 98.32, 98.33
- Defaults, no debtor notice, R.C.P. 233
- Intoxicating liquor forfeiture, 127.8, 751.24
- Lost record restoration, 647.1–647.5
- Narcotic drugs, 204.21, 751.24

- Insane person, defense required, R.C.P. 13
- Insane persons, settlement determined, 230.13
- Insane spouse, property conveyed, 597.8
- Insane support, 230.13, 230.14
- Insurer, liability to judgment creditor, 516.1–516.3
- Interest rate on judgments, 535.3, 625.21
- Interest, when computed by clerk, 535.3, 625.21
- Interlocutory decree entered of record, 611.12
- Interlocutory rulings, appeal from, R.C.P. 331, 332
- Interpleader, officer and execution creditor, property liable, R.C.P. 41
- Interrogatories, judgment appropriate to answers, R.C.P. 206
- Interrogatories unanswered, R.C.P. 125, 134
- Intoxicating liquor cases, lien, 126.15–126.18
- Joint and several obligations, action brought, 613.1, 613.2
- Joint defendants, judgment against one, 613.6; R.C.P. 4, 221
- Joint judgment debtors, 520.7, 613.1, 613.2
- Judgment by confession, 676.1, 766.4

**Judgment creditors**

- Action against debtor's insurer, 516.1–516.3
- Chain store tax lien, notice, 424.7
- Death of joint owner, effect, 626.103–626.106
- Execution buyer reimbursed, lack of lien, 626.86
- Failure of execution buyer to pay, 626.85
- Failure to satisfy judgment, penalty, 624.37
- Partnership, limited, enforcement rights, 545.39

**Judgment debtors**

- Arrest, 630.11–630.19
- Attorney's lien against, entry, 610.18(4)
- Criminating questions, no immunity, 622.15(13)
- Death of part of defendants, effect, 626.107
- Deceased debtor, execution on realty, 626.88
- Deposit of property in litigation, 682.29, 682.30
- Discovery proceedings, 630.1–630.19
- Exemptions, ch 627, *see EXEMPTIONS*
- Garnishment authorized, 642.1
- Judgment creditor deceased, execution quashed, 626.106
- Motor vehicle damage, nonexemption, 627.7
- Railways, person or property injuries, lien, 624.27, 624.28

**JUDGMENTS AND DECREES—Continued**

## Judgment docket

- General provisions*, 606.7; R.C.P. 227
- Agreed judgment between parties, R.C.P. 226
- Arbitration awards, 697.13
- Assignment by foreign fiduciary entered, 633.56
- Attorney's lien after judgment, 610.18
- Clerk's duty to keep, 606.7(2)
- Complete record where realty involved, 624.21
- Conciliation cases, 605.20
- Confession in justice court, 601.54, 601.68
- Confession of judgment, 676.4
- District court entries of municipal court actions, 602.45
- Execution entries by clerk, 626.8–626.11
- Execution entries by sheriff, 626.22; R.C.P. 238
- Foreclosure judgments, 655.4, 655.5; R.C.P. 228
- Garnishments, 642.19
- Habeas corpus proceedings, 663.43
- Justice of peace, 601.15, 601.16, 601.54
- Release by foreign fiduciary entered, 633.56
- Satisfaction, 624.20, 624.37, 655.5
- Stay bond indexed, 626.61
- Transcripts, *see subhead Transcripts Filed in District Court below*
- Vacation entries, 604.34–604.40; R.C.P. 215, 218
- Written obligations, surrender, R.C.P. 228
- Judgment notwithstanding verdict, R.C.P. 243–250
- Jury verdict, judgment on, R.C.P. 223
- Justice court, 601.54–601.71
- Justice court appeal and writs of error, 601.104
- Justice court appeal or dismissal, R.C.P. 360
- Law questions submitted, judgment on, 678.8
- Legalization acts, 587.1–587.11
- Levy of execution on judgments, 626.21–626.23
- Licenses, health professions, revocation, 147.66
- Lien of judgment
  - After-acquired property, 624.23
  - Another county, attested copy filed, 624.24
  - Attorneys on judgment, 610.18(4)
  - Closed bank judgment, limitation, 615.1–615.4
  - Deficiency judgments, 615.1–615.4
  - Distraigned animals, lien, 188.21
  - Executor substituted, no lien acquired, 635.63
  - Federal courts, 624.23, 624.24
  - Fine constitutes a lien on realty, 790.1
  - Foreclosure of real estate mortgage, limitation, 615.1
  - Judgment without foreclosure, 615.1–615.4
  - Justice's and mayor's court, 601.69, 601.71
  - Liquor law judgments and fines, 126.15–126.18
  - Modified judgments, preservation, R.C.P. 254(b)
  - Municipal court, 602.43
  - Personal or property injury by railway, priority, 624.27, 624.28
  - Real estate, ten-year period, 624.23, 624.24
  - Rent claim, two-year limitation, 615.1–615.4
  - Satisfaction of judgment, 624.20, 624.37, 655.5
  - Sheriff's sale vacated for lack of lien, 626.86
  - Stay of execution, effect on, 626.68, 790.2
  - Superior court, 603.49
  - Time lien attaches, 624.24, 624.25
  - Transcripts, *see subhead Transcripts Filed in District Court below*
  - Two-year special limitation statute, 615.1–615.4
- Limitation of actions
  - Action to vacate or bar, R.C.P. 253(a)
  - Closed bank two-year limitation, 615.1–615.4

**JUDGMENTS AND DECREES—Continued**

## Limitation of actions—Continued

- Courts not of record, 614.1(6), 614.3
- Courts of record, 614.1(7), 614.3
- Default on published notice, R.C.P. 251(a)
- Deficiency judgments, 615.1, 615.2
- Executions in justice court, 601.72
- Foreclosure, mortgage, 615.1–615.4
- Foreign or federal judgment, 614.1(7), 614.7
- Motion to correct mistake, R.C.P. 252, 253
- Quieting title, 614.1(8)
- Rent claim, two-year limit, 615.1–615.4
- Two-year limitation, 615.1–615.4
- Liquor conviction, former, prima-facie, 126.11
- Liquor nuisance injunctions
  - Abatement before or after judgment, 123.77–123.80, 128.19, 128.23–128.26
  - Bond forfeitures, judgment, lien, 123.85, 128.31
  - Destruction or sale of liquor, 123.73, 128.19
  - Order of abatement as part, 123.73, 128.19
- Liquor nuisances, abatement bond, 123.85, 128.31
- Lost record restored, 647.3
- Mandamus, 70.4, 661.13, 661.15
- Minor, against, void without defense, R.C.P. 13
- Modified on motion when findings change, R.C.P. 179
- Motion for judgment notwithstanding verdict, R.C.P. 243, 245–250
- Motion to vacate verdict, decision, or report and grant new trial, R.C.P. 244–250
- Motor vehicle causing damage, nonexemption, 627.7
- Municipal court cases, 602.42–602.45
- Mutual judgments, setoff, 601.57–601.67, 626.92
- New trial requested, conditions, R.C.P. 250
- Nonresidents of county, rights, 616.20
- Note or evidence of debt surrendered, R.C.P. 228
- Notwithstanding verdict, R.C.P. 243, 245–250
- Nuisances abated, 657.4
- Nunc pro tunc corrections, 604.43
- Obedience enforced as contempt, 626.1, 665.3(5)
- Offer to confess judgment, 601.93, 677.1–677.14
- Official bonds, 666.1–666.5
- Order defined, R.C.P. 119
- Order of liability, principal and surety, 601.94; R.C.P. 224
- Orders made anywhere in district, R.C.P. 232(b)
- Original notice, no personal judgment asked, effect, R.C.P. 51
- Parties, one or several, judgment proper, R.C.P. 221
- Parties, several, judgment according to rights, R.C.P. 26
- Parties unserved, option, 617.9
- Partition action decree, R.C.P. 287
- Partnership, liability of member, R.C.P. 4
- Part of claim succeeds, judgment accordingly, R.C.P. 220
- Paternity action, foreign judgment sued on, 675.34
- Paternity actions, 675.10, 675.24–675.26, 675.30, 675.31
- Pending actions at death, prosecuted, 635.63
- Personal injury, execution unsatisfied, insurer liable, 516.1–516.3
- Personal judgment, affidavit, R.C.P. 229
- Personal judgment, when authorized, 624.22
- Pipeline injunction violation, penalty, 490.30

**JUDGMENTS AND DECREES—Continued**

Pleading judgments, R.C.P. 98  
 Pleadings, judgment on, R.C.P. 222  
 Prayer for judgments  
   Declaratory judgment, R.C.P. 261  
   Defense pleadings not necessary, 619.1  
   Judgment limited to relief asked, R.C.P. 235  
   Petition, how pleaded, R.C.P. 70, 79  
 Pretrial procedure, R.C.P. 135–139  
 Principal and surety, order liable, R.C.P. 224  
 Prior judgment no bar to new recovery, 666.2  
 Prisoner, against, void without defense, R.C.P. 13  
 Public contract bonds, unpaid claims, 573.22, 573.23  
 Public improvements, unpaid claims, 573.22  
 Quo warranto action, R.C.P. 303  
 Real estate mortgage foreclosure, 654.5, 654.6  
 Receivers of closed banks, judgments assigned, limitation, 615.1  
 Reciprocal contracts judgment, 520.7  
 Record entry required, R.C.P. 227  
 Recovery by city from person liable, 420.46  
 Recovery of real property, 646.11, 646.18–646.25  
 Redemption barred by appeal or stay, 628.4  
 Referee's report, judgment, R.C.P. 213, 214  
 Release, *see subhead Satisfaction below*  
 Relief granted to be clearly specified, R.C.P. 227  
 Remand to inferior court, 601.104, 686.14  
 Remission of part of judgment or verdict  
   Appeal not affected thereby, R.C.P. 333  
   Justice court, excess of jurisdiction, 601.55  
   New trial, conditional on, R.C.P. 250  
 Removal from office action, 66.20  
 Renewal in force by stipulation, 615.2  
 Rent-claim judgment, limitation, 615.1–615.4  
 Replevin of property, 643.15–643.18  
 Representation in class actions required before judgment, R.C.P. 46  
 Reserved by court, R.C.P. 205, 206, 223  
 Restitution of property, 601.105; R.C.P. 348  
 Restoration of lost or destroyed record, 652.9  
 Retrial after default on published notice, R.C.P. 251  
 Reversal on appeal  
   General authority, R.C.P. 343, 346  
   Immaterial errors, not ground, 619.16  
   Property sold not affected, 686.16  
   Reviewed generally, 614.3  
 Revival, when prohibited, 615.2, 615.3  
 Satisfaction  
   Acknowledged on record of judgment, 624.37  
   Clerk's docket entry, 601.54, 624.20, 624.37, 655.5  
   Corporation release, form, 558.4  
   Exchange for public bonds, 75.9, 298.20, 346.5, 408.1  
   Failure to satisfy, penalty, 624.37  
   Fiduciaries, before 1943, legalized, 589.21  
   Foreign fiduciaries, 633.53–633.56  
   Mortgage foreclosure satisfaction, entry, 655.5  
   Penalty for failure to release, action, 624.37  
   Proceeds of attachment applied, 639.56  
   Real estate, complete record, 624.21  
   Recorded before 1943, legalized, 589.6  
 Tax levy to pay judgment  
   City or town, 626.24  
   County, 346.10, 626.24

**JUDGMENTS AND DECREES—Continued**  
**Satisfaction—Continued**

Tax levy to pay judgment—Continued  
   Ordered by court, penalty waived, 445.41  
   School districts, 298.16  
 Seller's judgment for price, lien holds, 554.57(2)  
 Setting aside  
   Affirmance in district court, 601.90  
   Defaults, 601.45, 602.42; R.C.P. 236, 251(a)  
   Justice of peace judgments, 601.90  
 Setting off mutual judgments, 601.57–601.67, 626.92  
 Sheriff and execution creditor, property liable, R.C.P. 41  
 Signing by judge, 604.38, 604.39; R.C.P. 120  
 Sold under execution, 626.21  
 Special execution, findings stated, 624.17  
 Special jury findings inconsistent, R.C.P. 206  
 Special verdict, R.C.P. 205  
 State, against, binding, 613.10  
 Stated case submission, 678.3, 678.5  
 Stay of execution  
   Authority to issue stay, exceptions, 626.58  
   Bond to secure stay, record, 626.58, 626.61  
   Collection of judgment after expiration, 626.64  
   Execution issued after expiration, 626.64  
   Execution recalled when bond accepted, 626.62  
   Fines, lien on realty, stay, 762.44, 790.1, 790.2  
   Forcible entry and detainer, justice court, 648.5, 648.21, 648.23  
   Growing crops, requirements, 646.23  
   Judgment, enforcement on expiration, 626.64  
   Judgment lien not released by stay, 626.68  
   Justice court, 601.84, 601.85  
   Justice court cases, 626.58–626.68, 626.102, 657.6  
   Lien of judgment not released by stay, 626.68  
   Moratorium, 654.15  
   Nonallowance of stay in excepted cases, 626.58  
   Nuisance abatement, stay procured, 657.6  
   Objection by surety prevents stay, 626.65, 626.66  
   Occupant enhancing value, 560.1–560.7  
   Principal and surety, liability, 626.64  
   Procured by filing bond, 626.58  
   Property released on stay, 626.63  
   Redemption right barred by stay, 628.4  
   Supersedeas bonds, 686.9–686.18; R.C.P. 337, 338  
   Supreme court appeals, 677.9–677.11, 686.10, 686.11  
   Sureties, affidavit as to their property, 626.59  
   Sureties discharged by other security, 626.67  
   Surety may prevent stay, 626.65, 626.66  
   Suspending proceedings, 683.3  
   Termination of stay by surety, 626.66  
   Time, length of, payment due, 626.58  
   Vacation of judgment, 683.3  
   Waiver of appeal by obtaining stay, 626.60  
 Sterilization order proceeding, 145.18  
 Summary judgments  
   Cases in which available, R.C.P. 237–240  
   Cost bond, rendered on motion, 628.8  
   Discharge on motion, R.C.P. 256  
   Executors or administrators, failure to pay claims, 635.79, 635.80  
   Kinds of claims eligible, R.C.P. 237  
   Motion in certain cases, R.C.P. 239  
   Procedure, R.C.P. 238–240  
   Stated sum, action for, R.C.P. 237  
 Superintendent of public instruction, appeals, no money judgment, 290.6

**JUDGMENTS AND DECREES—Continued**

Superior court cases, 603.20  
 Supersedeas bond, judgment on affirmance, R.C.P. 339

Supreme court, *see SUPREME COURT*  
 Taxation, solvent debtors, 427.13(5)

Transcripts filed in district court  
 Federal court, 624.24–624.26  
 Justice court, 601.69–601.71, 601.114–601.116  
 Mayor's court, 601.69–601.71  
 Municipal court, 602.43, 602.45  
 Superior court, 603.49  
 Supreme court, 624.25, 624.26  
 Workmen's compensation awards, 86.27, 86.29, 86.42

Unsatisfied, creditor sues insurer, 516.1–516.3  
 Unserved parties, 617.9  
 Usurious contracts, 535.5  
 Usury, judgments involving, 535.3, 535.5, 535.7

Vacation or modification  
 Affidavit or petition for injunction, 683.3  
 Affirmance after stay, damages, R.C.P. 253(e)  
 Alterations by court order, 601.88, 604.42  
 Amended pleadings, R.C.P. 249  
 Amending record during the term, 604.41  
 Annulment in equity, when allowed, 611.15  
 Cause of action or defense required, 683.2  
 Correction of entries nunc pro tunc, 604.43  
 Costs and damages, when taxed, R.C.P. 253(e)  
 Disability extends time, 683.1  
 Discharge on motion, R.C.P. 256  
 Fraudulent assignment, motion, R.C.P. 257  
 Grounds stated, R.C.P. 252  
 Injunction suspending proceedings, 683.3  
 Municipal court, motion, 602.42  
 Nunc pro tunc orders authorized, 604.43  
 Petition deemed denied, 683.3; R.C.P. 253(c)  
 Petition, notice, trial, R.C.P. 253  
 Supreme court, R.C.P. 343, 346  
 Time limit, 602.42, 683.1  
 Time limit for filing petition, 683.1; R.C.P. 253  
 Titles and liens protected, R.C.P. 254  
 Valid defense required to vacate, 683.2  
 Verdict, judgment on, R.C.P. 205, 206, 223  
 Waste and trespass, 658.1–658.10  
 Workmen's compensation cases, 86.31, 86.42, 86.43  
 Writ of error proceedings, 601.101, 601.104, 601.105; R.C.P. 360  
 Written obligations surrendered, R.C.P. 228

**JUDICIAL DEPARTMENT STATISTICIAN**

Appointment, powers, duties, 685.6–685.10

**JUDICIAL RETIREMENT SYSTEM**

Administration, 605A.2  
 Annuity, disqualification, 605A.10  
 Annuity, amount, 605A.7  
 Annuity, how paid, 605A.9  
 Contributions, refund, 605A.8  
 Contributions, state, 605A.4  
 Contributions, withholding, 605A.4  
 Created, 605A.1  
 Eligibility, contributions, 605A.5, 605A.6  
 Eligibility, length of service, 605A.5–605A.7  
 Eligibility, notice by judge, 605A.3  
 Investment of fund, 605A.11

**JUDICIAL RETIREMENT SYSTEM—Continued**

Members not eligible for I.P.E.R.S., 97B.69  
 Participation, notice required, 605A.3

**JUNIOR COLLEGE**

Authorized, 278.1(8), 280.18

**JUNK**

Inflammable, nuisance, 657.2(10)  
 Motor vehicles junked, 321.126–321.128, 321.144  
 Storage prohibited, housing law, 413.73

**JUNK DEALERS**

City power to regulate and license, 368.6(3), 368.7  
 Examination to discover stolen property, 368.7(4)  
 Minors, purchase from, regulation, 368.7(4)  
 Penal offenses, 713.20  
 Registered containers, possession illegal, 713.20

**JURAT**

By deputy, form, 78.3

**JURISDICTION**

Appearance, submits to, R.C.P. 87  
 Attack by pleading, R.C.P. 66, 103, 104  
 Bastardy proceedings, 675.10  
 Certiorari proceedings, R.C.P. 306, 308  
 Class actions, by representation, R.C.P. 42, 47  
 Common carriers, 475.7(2), 616.8

**Concurrent jurisdiction**

Boundary waters, 1.3, 332.2  
 County boundaries, 332.2, 616.3(1), 753.4, 753.5  
 Criminal cases, 753.4–753.8  
 Drainage and levee district board orders, 455.93  
 Federal real estate and forest land, 1.4–1.9  
 Feeble-minded adjudication, 222.3, 222.19–222.21  
 Forcible entry and detainer, 648.5  
 Habeas corpus, 663.3  
 Housing law violations, injunctions, 413.114  
 Municipal and district court, 602.14, 602.15  
 Probate court, two or more counties, 631.6, 631.7  
 Superior court with other courts, 603.8, 603.9

Conservation commission, waters, 111.18  
 Constitutional provisions, Const., Iowa, V, 4, 6  
 Contingent estates, jurisdiction over property in partition actions, R.C.P. 276  
 Court's jurisdiction, *see under desired court*  
 Criminal, ch 753, *see CRIMINAL PROCEDURE*  
 District court, 604.1, *see DISTRICT COURT*  
 District court succeeds circuit court, 604.5  
 Divorce and annulment, 598.1  
 Docks, law applicable, 384.4  
 Equitable proceedings, 611.4, *see ACTIONS*  
 Equity jurisdiction in general, 611.4  
 Escapes, 745.4  
 Federal lands, exceptions, 1.4–1.9  
 Forcible entry and detainer, 648.5, 648.14–648.23  
 Indispensable party, R.C.P. 25(b, c)  
 Justice court, 601.1, 601.2  
 Mayor's court, 367.5  
 Missouri river counties, courts of state, 604.7  
 Municipal court, 602.14, 602.15  
 New parties brought in, R.C.P. 34  
 Nonresidents  
 Criminal defendant, process served, 617.1  
 Employment security law, process agent, 96.14(6–15)  
 Motor vehicle users, 321.498

**JURISDICTION—Continued**

Partition actions, unborn parties, R.C.P. 298  
 Pipeline companies, actions against, 490.28  
 Pleading, how attacked, R.C.P. 66, 103, 104  
 Pleading in action on judgment, R.C.P. 98  
 Police court, 367.1, 367.4, 367.6  
 Polk county, special proceedings, 66.2, 96.6(9),  
 98.27, 98.34, 422.17(1), 422.29(1), 536.23  
 Poor relief liability  
 Abandonment, summary procedure, 252.10  
 Contest between counties, 252.22–252.24  
 Paupers removed, hearing, 252.18  
 Relatives, liability enforcement, 252.6–252.9  
 Public offenses, ch 753  
 Public utilities, jurisdiction by city, 397.26  
 Redemption from execution sale, contest, 628.21  
 Removal proceedings of public officers, 66.2  
 Special appearance to attack, R.C.P. 66  
 State of Iowa, general provisions, 1.4–1.9  
 Superior court, 603.8, 603.9  
 Supreme court, Const., Iowa, V, 4; 686.1, 686.2;  
 R.C.P. 331–334  
 Tested by certiorari, R.C.P. 306, 308  
 Unborn parties in partition actions, R.C.P. 298  
 Unemployment compensation cases, 96.6(8–12),  
 96.14(6)  
 United States, land acquired by, exclusive, 1.4  
 Want of, ground for discharge of jury, 780.27  
 Wills, probate court, state wide, 631.7

**JURY**

Additional drawing of jurors, 609.36–609.45, 624.12  
 Admonition to jury by the court  
 Civil cases, R.C.P. 199  
 Criminal cases, 780.21, 780.22  
 Alternate jurors, 779.18; R.C.P. 189  
 Apportionment to election precincts, 609.4–609.8  
 Arguments to the jury  
 Civil cases, opening and closing, R.C.P. 195  
 Criminal cases, 780.6–780.8  
 Attendance certified by clerk, 607.6  
 Attendance on Saturday, R.C.P. 188  
 Bribery, 723.1, 739.6–739.8, 747.2–747.4  
 Care and conduct after submission, R.C.P. 198,  
 199, 202  
 Challenges  
 Civil cases, 609.2, 609.11; R.C.P. 187  
 Criminal cases, 779.3–779.16  
 Change of venue in civil actions  
 Grounds for change, R.C.P. 167  
 Trial after change, jury fees, R.C.P. 174  
 Charge of court, instructions, R.C.P. 196, 197  
 Citizen's right to trial by jury, Const., Iowa, I, 9  
 City ordinance violations, no jury, 602.28, 603.17  
 Claims filed against estate, trial, 635.59  
 Clerk of district court, duties, 607.6, chs 608, 609,  
*see CLERK OF THE DISTRICT COURT*  
 Compensation, 607.5  
 Competency, qualifications of jurors, 607.1, 609.2  
 Condemnation jury, 472.6–472.14  
 Constitutional provisions, Const., Iowa, I, 9  
 Contempt, failure to appear, 609.33  
 Contempt, misbehavior, punishment, 665.3, 665.4  
 County auditor's duties, 608.1, 609.4–609.8, 609.12–  
 609.25

**JURY—Continued**

Court acting as jury, jury law applies, 624.19  
 Criminal actions, chs 770, 771, 779  
 Damages submitted after default, R.C.P. 232(b)  
 Decision in court or retirement permitted, 780.36  
 Degree of murder decided, 690.2–690.5  
 Degree of offense on failure to plead over, 777.10  
 Deliberations in charge of officer, R.C.P. 199(b)  
 Demand for jury trial  
 Court's discretion, R.C.P. 177(d)  
 Issues tried on written demand, R.C.P. 177(b)  
 Limited demand for special issue, R.C.P. 177(c)  
 Waiver if not demanded, R.C.P. 177  
 Disagreement, change of venue, R.C.P. 169, 174  
 Discharged jury resummoned, 609.35  
 Discharge of jury  
 Accident or calamity, 784.3; R.C.P. 200  
 After submission or retirement, 784.3  
 Consent of all parties, 784.3; R.C.P. 200  
 Continuance on amendment, R.C.P. 200  
 Crime committed in another state, 780.28  
 Criminal case, higher offense proved, 780.25  
 Criminal case, where no jurisdiction, 780.27,  
 780.28, 780.33  
 Failure to agree on verdict, 784.3; R.C.P. 200  
 Justice court, 762.29, 762.30  
 Panel discharged, 609.37; R.C.P. 187(d)  
 Resummoning during term, 609.35  
 Retrial after discharge, 784.4; R.C.P. 200  
 Sickness, effect, 784.3  
 Sunday discharge permitted, 605.18  
 Drawing for special term, 604.22, 604.28  
 Drawing names for trial, R.C.P. 187(a)  
 Eminent domain jury  
 Generally, 472.6–472.14  
 Appointment by sheriff, 472.4, 472.5  
 Milldams and races, 469.18, 469.21  
 Railway to mineral land, 471.4(5)  
 Sheriff's fee for attending, 337.11(5)  
 Estates, claims filed, jury trial, 635.59  
 Estates, will contest, jury trial, 633.19  
 Eugenics proceedings, 145.17  
 Evidence taken on retiring, R.C.P. 198  
 Exemption from jury duty  
 General provisions, 607.2, 607.3  
 Age over sixty-five, 607.2(5)  
 Bodily infirmity, 607.2, 607.3  
 Challenge, not grounds for, R.C.P. 187(f)  
 Discretion of court as to excusing jurors, 607.3  
 District court, exempt from municipal, 602.38  
 Firemen, certificate, 102.1–102.4, 607.2  
 Maximum service limitations, 609.19  
 Municipal court exemptions, 602.38, 607.2, 607.3  
 National guard members, 29.41  
 Persons barred from service, 609.2  
 Persons exempt, 607.2, 607.3  
 Professions listed as exempt, 607.2  
 Religious objections, 607.2; R.C.P. 188  
 Saturday as religious day, R.C.P. 188  
 Exhaustion of panel, how completed, 624.12  
 Exhibits taken, 784.1; R.C.P. 198  
 Fact questions tried, R.C.P. 177  
 Failure of jurors to appear, 609.32, 609.33  
 Fees and mileage  
 Amount of fees to be taxed, 625.8



**JURY—Continued****Fees and mileage—Continued**

- Change of venue, charge on, R.C.P. 174
- Clerk to certify attendance for fees, 607.6
- Courts of record, 607.5(1)
- Justice court, 601.124, 601.126, 607.5
- Mayor's court, same as justice court, 367.8, 607.5
- Mileage not allowed in justice court, 607.5(3)
- Municipal court, 602.37, 602.50, 607.5(1)
- Paid by warrant on clerk's certificate, 333.3
- Payment, change of venue, 623.1; R.C.P. 174
- Taxed as costs, 601.124, 625.8
- Unclaimed, to county treasurer, 601.126, 606.16
- Witness fees to jurors, limitation, 622.70

- Finding of law and facts, 737.7, 780.23
- Food and lodging, R.C.P. 202
- Grand jury, 609.25–609.33, 770.1–772.5
- Habitual criminals trials, duty of jury, 747.4

**Impaneling jury in civil cases**

- Alternate jurors, R.C.P. 189
- Ballots returned to box, R.C.P. 190

**Challenges**

- Cause, grounds, R.C.P. 187(e, f)
- Court may exclude any juror, R.C.P. 187(b)
- Court must allow or deny, R.C.P. 187(c)
- Definition, R.C.P. 187(c)
- Exemption a privilege, R.C.P. 187(f)
- Jury sworn, form of oath, R.C.P. 187(i)
- Justice court, 601.50
- Municipal court, 602.40
- Panel, R.C.P. 187(d)
- Peremptory, cannot sever, R.C.P. 187(c)
- Peremptory, number, R.C.P. 187(g)
- Strikes, R.C.P. 187(g)
- Superior court, 603.47
- Vacancies, procedure, R.C.P. 187(h)

- Justice court, 601.39, 601.49–601.53
- Mayor and police courts, 367.3, 367.8, 420.34
- Municipal court, 602.33–602.41
- Neglected or delinquent children, 232.16
- Oath or examination, R.C.P. 187(b)
- Selection, procedure, R.C.P. 187(a)
- Superior court, 603.28–603.42

**Instructions to jury**

- Additional instructions, 784.2; R.C.P. 197
- Counsel furnished with drafts, R.C.P. 196
- Court to instruct jury, procedure, R.C.P. 196
- Criminal cases, 780.9, 780.24, 780.35, 784.2
- Finding of fact by jury, R.C.P. 205
- Jury bound by instructions, 780.24
- Justice court, not permitted, 601.52
- Municipal court, 602.41
- Objections not timely made waived, R.C.P. 196
- Procedure in instructing jury, R.C.P. 196
- Sunday, instructions permitted, 605.18(1)

- Interrogatories answered, R.C.P. 206
- Intimidating or influencing juror, 723.1
- Irregularity, ground for new trial, R.C.P. 244(b)

**Issues**

- Fact issues tried, demand, R.C.P. 177, 178
- Omission to submit, waiver, R.C.P. 205
- Issues triable, limiting, R.C.P. 177(c)
- Issues triable to jury on demand, R.C.P. 177, 178

**JURY—Continued****Jurors**

- Alternates, 779.18; R.C.P. 189
- Bias, 779.16
- Contempt, punishment, 665.3(3), 665.4
- Excused from serving, 607.2, 607.3
- False excuse, penalty, 607.4
- Incapacitated, alternate jurors used, R.C.P. 189
- Liquor laws, interpreting, 125.1
- Qualifications, 607.1
- Service on same case, challenge, 779.5(7–10); R.C.P. 187(f)
- Witnesses as jurors, 624.14, 780.17
- Witness, fees and mileage, 622.70

**Jury commissions**

- Absence of commissioner, deputy to act, 609.23
- Additional jurors drawn, 609.34–609.38, 609.44, 609.48, 624.12
- Appointment commission selected, 608.2–608.11
- Assistance, 608.11
- Cancellation for illegality, new jurors, 609.34
- Compensation and expenses, 608.10
- Ex officio commission, 608.1
- Grand jury panel drawn, 609.25
- Instructions, 608.8
- Jurors drawn by, 604.28, 608.1, 608.2, 609.20
- Jury list prepared, 608.2, 609.1–609.8, 609.47
- Municipal courts, 602.33–602.36
- Notice to meet, 609.21, 609.48
- Oath of office taken, 608.7
- Petit jurors drawn, 609.22
- Qualifications, 608.3, 608.7
- Term of office, 608.7
- Vacancies filled, 608.6
- Violations by officers, penalty, 609.46

- Jury waived, *see subhead Waiver of Jury below*
- Justice court, 601.39, 601.49–601.53
- Juvenile cases, special drawing, 232.16
- Law and fact in libel cases, 737.7

**Lists**

- Certificate of apportionment, 609.8
- Certification of jury lists, 609.11
- Commission to make, 608.2, 609.1–609.8
- Correction of illegality in originals, 609.47
- Duties of judges of election, 609.9
- Duty of supervisors, 609.10
- Election judges' lists, 609.9, 609.13
- Filing, 609.12–609.14
- Grand jurors, 609.1(1)
- Municipal courts, 602.34–602.36
- Names on lists returned become official, 609.14
- Noneligible names, 609.2
- Petit jurors, 609.1(2)
- Preparation of lists, 609.1–609.8
- Talesmen, number, 609.1(3)

- Majority verdict on stipulation, R.C.P. 203
- Maximum service requirement, 609.19
- Mayor's court, 367.3, 367.8, 420.34
- Misconduct as ground for new trial, R.C.P. 244(b)
- Municipal court jury, 602.33–602.41, 602.50
- Names read before trial, 779.15; R.C.P. 187(i)
- Nonindictable offenses, 602.28, 603.17, 762.15–762.30

**Number of jurors**

- Constitutional provision, Const., Iowa, I, 9
- Justice court, Const., Iowa, I, 9; 601.50

**JURY—Continued**

## Number of jurors—Continued

Municipal court, 602.39, 602.40  
 Superior court, 603.29, 603.34, 603.35

Oath of jurors, civil cases, R.C.P. 187(i)  
 Oath of jurors, criminal cases, 779.17  
 Obstructing justice by interference, 723.1  
 Opening statements to jury, 780.5; R.C.P. 191  
 Papers taken by jury, exceptions, 784.1  
 Peremptory challenges, 779.10, 779.11; R.C.P. 187  
 (c, e)

## Petit jury panel

Absence, ground for attachment, R.C.P. 187(a)  
 Alternate jurors in criminal cases, 779.18  
 Apportionment to election precincts, 609.4–609.8  
 Attachment for absent juror, R.C.P. 187(a)  
 Challenges, R.C.P. 187  
 Challenges to panel, 779.3; R.C.P. 187(d)  
 Criminal cases, civil rules applicable, 779.1  
 Discharge of panel, 609.37  
 Drawing of jury from panel, 609.20–609.25  
 Jurors in general, 607.1–607.6  
 Jury commission, 608.1–608.11  
 List filed with clerk, 602.35, 603.31, 609.30  
 Names on lists made official, 609.14  
 Number, minimum, 602.34, 603.31, 609.18  
 Petit jury drawn, 609.22  
 Qualifications of jurors, 607.1, 609.1, 609.2

## Selection, manner of drawing panel

Additional names, 609.36, 609.39–609.45, 624.12  
 Ballot boxes sealed, custody, 609.17, 609.29  
 Ballots, disposition, 609.42–609.44  
 Ballots prepared, requisites, 609.15  
 Cancellation for illegality, 609.34  
 Commission to draw, 604.28, 608.1, 609.20  
 Discharged jurors, resummoned, 609.35  
 Judicial division of county drawn from, 609.3  
 Jurors appearing, ballots destroyed, 609.44  
 Manner of drawing, 609.22–609.24, 609.38  
 Municipal court, 602.36  
 Names rejected, 609.16, 609.40  
 Superior court, 603.29–603.33, 603.39–603.42  
 Talesmen drawn, 609.39, 609.41, 609.43, 609.45  
 Time, notice of drawing, 609.20–609.22

## Trial jury selected from, R.C.P. 187(a)

Police courts, 367.3, 367.8, 420.34  
 Polling jury, 785.15; R.C.P. 203(b)  
 Poor support, right of person charged, 252.12  
 Precept issued by clerk, service, 609.30, 609.31  
 Probate claims, hearing, 635.59

## Qualifications

*General provision*, 607.1  
 Jury list qualification, 607.1, 609.1, 609.2  
 Noneligible names, 609.2

Questions of fact decided by jury, 780.23  
 Religious day, Saturday attendance, R.C.P. 188  
 Retirement for deliberation, 780.37; R.C.P. 199  
 Return to read verdict, roll call, 785.9

## Right to jury

Accused person entitled to, Const., Iowa, I, 10  
 Assignment for creditors, disputed claim, 681.11  
 Compensation liability insurance cases, 87.24  
 Declaratory judgments, recognized, R.C.P. 268  
 Eminent domain, 472.21  
 Eugenics cases, 145.17

**JURY—Continued**

## Right to jury—Continued

Guardian's appointment, 670.9, 670.13  
 Insanity plea in criminal cases, 783.1, 783.2  
 Justice court, 601.39  
 Mayor and police court, 673.8  
 Neglected or delinquent children, 232.16  
 Ordinance violation, no jury, 367.8, 420.34,  
 602.28, 603.17  
 Paternity actions on demand, 675.18  
 Person charged with poor support, 252.12  
 Preserved, Const., U. S., Amend. 7  
 Probate claims, trial, 635.55–635.59  
 Psychopathic cases determined, 225.14  
 Right to, inviolate, Const., Iowa, I, 9  
 Speedy and public, Const., U. S., Amend. 6  
 Superior court, criminal cases, no jury, 603.17  
 Vagrancy cases, 746.13  
 Waiver, R.C.P. 177, *see subhead below*  
 Will contests, 633.19

Rules as to deliberations, R.C.P. 199  
 Saturday as religious holiday, excuse, R.C.P. 188  
 Selection of jury members, ch 609  
 Separation during trial, 780.19, 780.20, 780.37;  
 R.C.P. 199

## Service on jury panel

Exemption, no challenge for, R.C.P. 187(f)  
 Exemptions, 102.1, 607.2–607.4  
 Limitation to one term in biennium, 609.19  
 Municipal court exemptions, 602.26, 607.2–607.4  
 Nonqualified persons barred, 609.2  
 Saturday as a religious day, R.C.P. 188

Sexual psychopath hearings, 225A.9  
 Sixteen jurors selected from panel, R.C.P. 187(a)  
 Special call for juvenile case, 232.16  
 Special charter cities, 420.34  
 Special executions, findings to support, 624.17  
 Special findings, R.C.P. 205, 206  
 Special term of court, 604.22, 604.28  
 Sterilization order trial, 145.17  
 Strikes, 779.11, 779.15; R.C.P. 187(g)

## Summons or venire

Issuance by justice, 762.17–762.19  
 Justice court, 601.49  
 Mayors' and police courts, 367.3, 367.8, 420.34  
 Municipal court, 602.37  
 Neglected or delinquent children, 232.16  
 Special venire for talesmen, when, 609.45  
 Summoning jury, 609.31, 609.32  
 Superior court, 603.36, 603.42  
 Talesmen summoned, 603.36, 609.41–609.45

Superior court jury, 603.28–603.42  
 Support of poor compelled, right to jury, 252.12

## Talesmen

Apportionment, 609.4–609.8  
 Attendance requirement, 609.19  
 Box, clerk to draw extra names needed, 609.39  
 Commission to list, 609.1(3)  
 Compensation, 607.5  
 Criminal case, in justice court, 762.23  
 Drawing from lists, 609.15–609.17, 609.39–609.45  
 Lists, 609.1–609.14  
 Names on lists made official, 609.14  
 Residence, 609.1(3)  
 Special venire, 609.45

**JURY—Continued**

- Talesmen—Continued
  - Summons, 609.41–609.43
  - Superior court, 603.33, 603.36
  - Talesmen at large, by consent, 609.43
- Trial by jury, right to, *see subhead Right to Jury above*
- Trial by jury waived if not demanded, court's discretion, R.C.P. 177
- Twelve jurors selected, 779.15; R.C.P. 187(i)
- Vacancies filled after challenges, 779.14
- Venire, *see subhead Summons or Venire above*
- Verdict
  - Civil cases
    - Court always open, 565.7; R.C.P. 201
    - Justice court, 601.52–601.55
    - New trial after a verdict, R.C.P. 242
    - Real property recovery, 646.16, 646.17
    - Remission of part, 601.55; R.C.P. 250, 333
    - Replevin, 643.16
    - Set aside for juror's knowledge, 624.14, 780.17
  - Clerk to enter judgment forthwith, R.C.P. 223
  - Criminal cases
    - Generally*, 785.1–785.18
    - Acquittal verdict discharges accused, 762.33
    - Findings of law and facts, 737.7, 780.3
    - Justice court, 762.27–762.31
    - Murder, jury determines degree, punishment, 690.4, 690.5
    - Set aside for juror's knowledge, 780.17
  - Failure to return verdict, R.C.P. 243
  - Finding of facts by jury, R.C.P. 205
  - Form and entry of verdict, R.C.P. 204
  - General verdict, 646.17; R.C.P. 203, 204, 206
  - Judgment on jury verdict, R.C.P. 223
  - Majority verdict by stipulation, R.C.P. 203(a)
  - Motions attacking verdict
    - Affidavits to sustain or controvert, R.C.P. 245
    - Conditional new trial, terms, R.C.P. 250
    - Failure to return verdict, R.C.P. 243
    - Filing not a waiver, R.C.P. 248
    - Issues tried by consent, R.C.P. 249
    - Judgment notwithstanding, R.C.P. 243
    - New trial, motion to secure, R.C.P. 243, 244
    - Set aside, criminal cases, 780.17
    - Stay of proceedings, R.C.P. 246
    - Time for motion and exceptions, R.C.P. 247
    - Vacation and new trial, R.C.P. 244
  - Return of verdict, procedure, R.C.P. 203(b)
  - Sealed verdict, effect, R.C.P. 203(c)
  - Special verdict
    - Judgment appropriate to, R.C.P. 205
    - Manner of submission, R.C.P. 205
    - Recovery of real property, 646.16
    - Written findings on each issue, R.C.P. 205
  - Sunday, permissive acts, 605.18(2)
  - Unanimous verdict, R.C.P. 203(a)
- View of premises, 780.15, 780.16; R.C.P. 194
- Violations
  - Acceptance of bribes, 747.2, 747.3
  - Bribery punished, 610.24, 739.6–739.8
  - Contempts, 609.33, 665.2, 665.3
  - Corrupt acts by jurors, 747.4
  - Delinquency of officers in selecting jury, 609.46

**JURY—Continued**

- Violations—Continued
    - Failure to answer summons, 609.33
    - False excuse to evade jury service, 607.4
    - Influencing or bribing, 723.1, 739.6, 739.7
    - Obstructing justice, jury interference, 723.1
    - Request to put name on jury list, 607.4
  - Voir dire examination, R.C.P. 187(e)
  - Waiver of jury trial
    - District court, demand, R.C.P. 177
    - Failure to make demand, R.C.P. 177
    - Justice court, 601.39, 762.12
    - Mayors' and police courts, 367.8
    - Municipal court, 602.28, 602.39
    - Nonindictable offenses, 762.12, 762.15
    - Parties, R.C.P. 178
    - Superior court, 603.28
  - Will contest, jury on demand, 633.19
  - Witness fee of juror, limitation, 622.70
  - Witness, juror as, 624.14, 780.17
  - Workmen's compensation trials, 87.24–87.27
- JUSTICE**
- Department, 13.1
  - Obstruction of justice
    - Conspiracy to obstruct, 719.1
    - Conspiracy to prosecute, 719.2
    - Injunctions to prevent, 723.2
    - Interference with courts or officers, 723.1
    - Unlawful solicitation of suits, 723.3
  - Speedy justice on small claims, 605.19–605.23
- JUSTICE OF THE PEACE**
- Abolished, municipal court, 602.17–602.21
  - Acknowledgments taken, 558.20
  - Actions, by voluntary appearance on notice, 601.18
  - Actions on judgments, limitation, 614.1(6), 614.3
  - Administration of court, rule for, 684.21
  - Adjournments
    - General provisions*, 601.29–601.31
    - Actions begun, 601.18
    - Docket to show, 601.16
    - Forcible entry and detainer cases, 648.12
    - Postponement of proceedings by justice, 601.28
    - Showing to secure adjournment, 601.30
    - Testimony of witnesses preserved, 601.31
  - Appeals from justice court
    - Affirmance on failure to docket, 601.90
    - Agricultural lime violations, 201.6
    - Amount in controversy to exceed \$25, 601.80
    - Appeal from default, pleadings, 601.96
    - Application to clerk of courts, when, 601.82
    - Bond, approval presumed, 682.10
    - Bond, court to compel justice approval, 601.87
    - Bond judgment entered against, 601.94
    - Bond on appeal, 682.10; R.C.P. 358
    - Bonds, deposit of money in lieu of, R.C.P. 361
    - Change of venue not allowed, R.C.P. 168(a)
    - Costs, to whom taxed, 601.92, 601.93, 601.96
    - Courts having jurisdiction, 601.79, 603.10
  - Criminal actions, nonindictable offenses
    - Bail bond, form, 762.44, 762.45
    - Costs, prosecuting witness, 762.34, 762.36
    - Dismissal of appeal prohibited, 762.49

**JUSTICE OF THE PEACE—Continued**

Appeals from justice court—Continued  
 Criminal actions, nonindictable offenses—Cont.  
 Notice to defendant of right to appeal, 762.43  
 Perfecting appeal, procedure, 762.43–762.46  
 Prosecutor failing to appear, 762.34, 762.35  
 Trial in district court, 762.48  
 Witness' appearance, bail required, 762.47  
 Damages for delay appeal, 601.95  
 Death of justice, clerk of court to act, 601.81  
 Default, pleadings on appeal, 601.96  
 Dismissal, lack of prosecution, R.C.P. 359, 360  
 Docket entries required, 601.16(11)  
 Docketing, failure, affirmance, 601.90; R.C.P. 356  
 Errors in transcript corrected, 601.87, 601.88  
 Error, writ of, 601.97–601.99  
 Execution to be recalled, 601.84, 601.85  
 Forcible entry and detainer, 648.5, 648.21–648.23  
 Judgment on appeal bond, 601.94  
 Notice of appeal, requirements, R.C.P. 357  
 Offer to confess judgment, 601.93  
 Owner of boat or raft, 667.11  
 Perfecting appeal  
 Bond filed, 601.87; R.C.P. 358  
 Clerk, when justice disabled, 601.81, 601.83  
 Proceedings of justice suspended, on, 601.84  
 Time allowed to perfect appeal, R.C.P. 358  
 Proceedings of justice suspended, 601.84  
 Records, transfer to district court, 601.86, 601.87  
 Return of justice, time made, 601.89  
 Service of notice of appeal, R.C.P. 357  
 Superior court appeals, 603.10  
 Time within which to appeal, R.C.P. 357  
 Trial  
 Appeal triable on merits alone, 601.91  
 Default, affirmance or trial, 601.90  
 Demanded on default, 601.90  
 De novo on appeal, 601.91  
 Discretion after appellant's default, 601.90  
 Dismissal, lack of prosecution, R.C.P. 359, 360  
 Exemption claimed on garnishment, R.C.P. 362  
 Judgment on appeal bond, 601.94  
 Writs of error  
 Affidavit as basis of proceedings, 601.98  
 Allowance from justice court, 601.97–601.103  
 Bond to stay proceedings, 601.101  
 Clerk orders record prepared, 601.99  
 Copy of affidavit served, returned, 601.100  
 Dismissal for lack of prosecution, R.C.P. 359, 360  
 District or superior court to hear, 603.10, 604.2  
 Docketing by appellee, dismissal, 601.103  
 Filing fee, 606.15(1)  
 Forcible entry and detainer, 648.21–648.23  
 Grounds for removal on writ, 601.97  
 Hearing, dismissal, affirmance, 601.103  
 Issuance by clerk, 601.99  
 Judgment on stay bond, 601.101  
 Judgment or remand, 601.104  
 Notice, 601.98  
 Return of justice, 601.100, 601.102  
 Stay of execution prohibited, 626.58  
 Superior court, writs taken to, 603.10  
 Time limit for taking, 601.97  
 Writ issued, copy, returned, 601.99, 601.100, 601.102

**JUSTICE OF THE PEACE—Continued**

Appearance of the parties  
 Appearance in person or by agent, 601.25  
 Counterclaim, without defendant, 601.44  
 Default, by defendant, 601.42–601.44  
 Dismissal, nonappearance of plaintiff, 601.40  
 Docket to show appearance, 601.16(4)  
 Nonappearance costs assessed, 601.9, 601.40  
 Time of appearance, 601.27  
 Verified petition, without plaintiff, 601.41  
 Voluntary, as commencing action, 601.18  
 Written instrument, without plaintiff, 601.41  
 Assemblies, unlawful, dispersed, 743.4, 743.8  
 Attachment  
 Affidavit, personal service impossible, 601.118  
 Amount in controversy, minimum, 601.107  
 Answer and appearance of garnishees, 601.108, 601.109  
 Bond, minimum requirement, 639.11  
 Garnishment under attachment, 601.107–601.111  
 Service by posting notice, 601.110, 601.111  
 Verification of petition required, 601.107  
 Attorney appointed as substitute for county attorney, 336.3, 336.4  
 Bail bonds, *see subhead Criminal Procedure in Justice Court below*  
 Bond, amount fixed by supervisors, 64.8  
 Bond for costs in actions, 601.26, 621.9; R.C.P. 354  
 Bonds  
 Approval of, 64.18–64.20, 188.47; R.C.P. 358  
 Custody, filed with clerk of court, 64.23  
 Deposit of money in lieu of, R.C.P. 361  
 Failure to give, removal, notice, 65.8, 65.9  
 Minimum amount required, 64.9  
 Business on Sunday, 605.18  
 Canvass of city votes, 50.21  
 Cash bonds transmitted to clerk, R.C.P. 361  
 Certified copies of proceedings as evidence, 622.54  
 Certiorari, R.C.P. 306, 308, 309  
 Change of venue, 601.34  
 Clerk's duties performed, 601.123  
 Compensation, 601.128, 601.131  
 Constables, appointment, 601.119, 601.121  
 Constable's powers and duties, 601.121, 601.122  
 Contempt, punishment, 665.1–665.5  
 Continuances, 601.28–601.31  
 Costs in justice court  
 Adjournment at applicant's cost, 601.30  
 Appeal bond for costs, R.C.P. 358  
 Appeal bond, money in lieu of, R.C.P. 361  
 Appeal costs, 601.92, 601.93, 601.96  
 Attachment costs, 601.107, 601.128(3)  
 Attorney fees as costs, 601.9, 601.10, 601.13  
 Attorney fees taxed on plaintiff's default, 601.9  
 Auditor's report of expenses, 333.11(6)  
 Bond for costs, 601.26, 622.97; R.C.P. 354  
 Change of venue for fraud, 601.13  
 Cost bond on change of venue, 601.11  
 Criminal cases  
 County to pay, when, 337.12, 601.130  
 Fees of justice and constables, 601.128–601.133  
 Taxed against prosecutor when prosecution fails, 761.29, 762.34

**JUSTICE OF THE PEACE—Continued**

- Costs in justice court—Continued
  - Default set aside, new trial costs, 601.47
  - Defendant may pay officer, 601.24
  - Dismissal costs on excess judgment, 601.56
  - Dismissal without trial on merits, 601.10
  - Expenses as costs, 601.9, 601.10, 601.13
  - Fee bill for costs, 626.108
  - Fees of constables, 601.129–601.133
  - Fees of justices, 601.128, 601.130–601.133
  - Jury fees taxed as costs, 601.124
  - Money in lieu of appeal bond, R.C.P. 361
  - New trial costs, 601.47
  - Nonappearance of plaintiff, costs, 601.9, 601.40
  - Plaintiff defaults, judgment against him, 601.9
  - Security for costs, 621.9; R.C.P. 354
  - Setoff costs, 601.65
- Counterclaims, 601.33, 601.44, 601.59; R.C.P. 355
- County attorney, substitute appointed, 336.3, 336.4
- County officer, designated as, 39.21
- Court expenses paid, auditor's report, 333.11(6)
- Criminal cases reported to county auditor, 601.133
- Criminal procedure in justice court
  - Agricultural lime violations, 201.6
  - Appeals, nonindictable offenses, *see subhead Appeals from Justice Court above*
  - Appearance of defendant, nonindictable offenses, 762.9–762.12
- Bail
  - General provisions*, 748.2, 763.1–763.16
  - Appeal from nonindictable offenses, conviction, 762.44–762.46
  - Authority generally, 748.2
  - Forfeiture, 766.3
  - Misdemeanors and nonindictable offenses, 757.3–757.5, 758.5–758.8
  - Preliminary examinations, 761.5, 761.19
- City and town offenses, 367.6–367.10
- Constitutional provision, Const., Iowa, I, 11
- Court procedure
  - Appeal, bail, witness bound over, 762.43–762.47
  - Appearance, plea of defendant, 762.9–762.12
  - Arrest of defendant, 762.6–762.14
  - Change of venue, 762.13, 762.14
  - Costs, 762.34
  - Execution of judgment, 762.39–762.42
  - Fees, accounting and report, 601.130–601.133
  - Information, 762.2–762.5
  - Judgment, 762.31–762.38
  - Jurisdiction, Const., Iowa, I, 11; 603.9, 762.1
  - Motor vehicles, violations, notice, 321.485, 321.487, 321.491
  - Selection of jury, 762.15–762.25
  - Separation of witnesses, 761.12
  - Trial, 762.26–762.30
  - Violation of city ordinances, 603.9
- Depositions in preliminary examinations, 761.8
- Disposition of prisoners arrested by warrant, 757.1–757.8
- Disposition of prisoners arrested without warrant, 758.1–758.9
- Execution on judgments, 762.39–762.42
- Fees, accounting and report, 601.130–601.133

**JUSTICE OF THE PEACE—Continued**

- Criminal procedure—Continued
  - Fines, disposition, 762.40–762.42
  - Informations, preliminary, received, 754.1–754.5, 762.2–762.8
  - Jurisdiction, *see subhead Jurisdiction of Justice Court below, thereunder see Criminal Cases*
  - Jury, *see subhead Jury in Justice Court below*
  - Justice defined as magistrate, 748.1
  - Nonindictable offenses tried, 762.1–762.52
  - Notice, motor vehicle violations, 321.485, 321.487, 321.491
  - Peace bond hearings, 760.1–760.14
  - Preliminary examinations, ch 761
  - Preliminary informations, warrant issued, 754.1–754.7, 762.2–762.8
  - Search warrants issued, 751.1
  - Security to keep the peace, 760.1–760.14
  - Substitute county attorney, 336.3, 336.4
  - Trial, *see subhead Trial, Criminal Cases below*
- Warrants for arrest
  - Authority generally, 748.2
  - Nonindictable offenses, 762.5–762.8
  - Preliminary information filed, 754.3–754.7
- Death of justice, effect, 601.81, 601.116
- Defaults
  - Appeal from defaults, 601.96
  - Counterclaims, 601.44
  - Nonappearance, 601.9, 601.10, 601.40–601.44
  - Set aside on showing, new trial, 601.45, 601.46
- Deposit of money in lieu of bonds, R.C.P. 361
- Dismissals
  - Defendant pays claim and costs, 601.24
  - Error in title transfer, no dismissal, 601.37
  - Judgment in excess of jurisdiction, 601.56
  - Lack of prosecution, judgment, R.C.P. 359
  - Petition not filed on transfer, R.C.P. 356
  - Plaintiff's case, 601.9, 601.10, 601.40
  - Set aside on showing, new trial, 601.45, 601.46
- Disqualification in certain cases, 605.17
- Distrained animals, 188.28–188.33, 188.47, 188.48
- District court procedure, when applicable, 601.17
- Dockets in justice courts
  - Affidavit of estrays taken up, docketed, 188.29
  - Appeals to district court
    - Failure to pay docket fees, 601.90
    - Time for docketing appeals, R.C.P. 356
    - Writs of error, docketing, 601.102
  - Appeals transcribed to district court, 601.86
  - Applicability to mayor's and police court, 367.8
  - Assignment by foreign fiduciary entered, 633.56
  - Auditor to receive when justice vacates, 601.113
  - Books furnished by supervisors, 601.15
  - Clerk's duties performed by justice, 601.123
  - Default of case by plaintiff, record made, 601.9
  - Deposit with successor or auditor, 601.112, 601.113
  - Entries made by substitute justice, 601.117
  - Errors corrected upon appeal, 601.88
  - Execution made when justice absent, 601.116
  - Executions issued by justice's successor, 601.115
  - Fee for docketed cases, 601.128
  - Garnishment, case entered on return, 601.77
  - Judgment by confession entered, 601.68

**JUSTICE OF THE PEACE—Continued**

Dockets in justice court—Continued  
 Judgment, other justice, setoff entry, 601.66  
 Judgments, generally, 601.16, 601.54  
 Oral pleadings docketed, 601.32  
 Penalty for making false entries, 740.9  
 Pleadings entered in docket, 601.32  
 Required entries enumerated, 601.16  
 Successor to justice to receive docket, 601.113  
 Supervisors to furnish, 601.15

Transcripts  
 District court clerk, when, 604.114  
 Justice absent, 601.116  
 Setoff for use as counterclaim, 601.59–601.67  
 Successor to justice, 601.115  
 Transfer to district court, title, 601.37

Elected in township, biennially, 39.21  
 Emergency wartime succession, 38A.9–38A.13  
 Error, writs of, 601.97–601.105, 603.10  
 Estrays, record, fees, 188.28–188.33, 188.47, 188.48, 644.2  
 Evidence of proceedings and judgment, 622.54

Executions from justice court  
 Balance, mutual judgments, 601.62, 601.63  
 Criminal cases, 762.39  
 Death of justice, other justice to issue, 601.116  
 Entry on docket, 601.16(9)  
 Fee bill for costs, 626.108  
 Form, 601.73  
 Garnishment proceedings, 601.77, 601.108  
 Indemnifying bonds, 626.57, 626.102  
 Issuance or renewal by successor, 601.125  
 Issuance, successor or another justice, 601.115, 601.116  
 Judgment by confession, 601.68  
 Judgment of predecessor, 601.115, 601.116, 601.125  
 Prohibited after filing transcript, 601.71  
 Property sold, 601.78  
 Provisions in general, 626.57, 626.102  
 Recalled when appeal taken, 601.85  
 Recall on grant of new trial, 601.48  
 Restitution on reversal of judgment, 601.105  
 Return, 601.74  
 Setoff, 601.64  
 Stay of execution, 626.58–626.67, 626.102, 648.21  
 Time limit for issuance, 601.72

Expenses, 333.11(6), 343.11(2), 346.19, 601.134  
 Fee bill for costs, 626.108

Fees in justice court  
 Amounts for various services, 601.128, 601.130  
 Cases transferred from other courts, 367.6  
 City and town cases, 367.6, 367.7  
 Civil cases, fees, 601.128  
 Constables fees, 601.129–601.131  
 Criminal cases, fees, 601.130, 601.131  
 Criminal cases, paid by county, when, 337.12, 601.130  
 Estray fees, 188.32, 188.33, 188.48  
 Maximum criminal fees retained, 601.131  
 Report of fees and fines, 601.126, 601.127, 601.131, 601.133  
 Unclaimed fees paid to county, 601.126  
 Witness fees, 622.69

Fees, police or mayor's court, when held, 367.6  
 Fines paid to county treasurer, 762.40–762.42  
 Forfeiture of bail filed with clerk, 766.4

**JUSTICE OF THE PEACE—Continued**

Garnishment under execution, 601.77, 601.78  
 Goods found adrift, affidavit required, 644.1  
 Instructions to jury, justice cannot give, 601.52  
 Interchange of justices, disability, 601.118

Judgments in justice court  
 Affirmance on appeal, 601.90, 601.103; R.C.P. 356  
 Appeals, *see subhead Appeals from Justice Court above*  
 Assignment by foreign fiduciary, 633.35–633.56  
 Confession of judgment, 601.68  
 Criminal action, nonindictable offenses, 762.31–762.42  
 Defaults, *see subhead Defaults and Dismissals above*  
 Dismissal judgments, 601.56  
 Dismissal on appeal for lack of prosecution, R.C.P. 359, 360  
 Entry on docket, 601.16(8), 601.54, 601.61, 601.68  
 Excess of jurisdiction, remittitur or dismissal, 601.55  
 Executions, *see subhead Executions from Justice Court above*  
 Fees of justice, 601.128(5–8, 14, 22)  
 Limitation of action on, 614.1(6), 614.3  
 Motion in arrest of judgment prohibited, 601.52  
 Mutual judgments set off, 601.57–601.67  
 Nuisance, abatement and cost order, 657.4, 657.5  
 Restitution on reversal, 601.105  
 Setoff judgment, 601.57–601.67

Setting aside  
 Execution recalled, 601.48  
 Grounds for, 601.45  
 New trial date, costs taxed, 601.46, 601.47  
 Time of entry, 601.54

Transcripts  
 District court, 601.69–601.71  
 District court clerk, 601.114  
 Setoff, for, 601.57–601.67  
 Successor to justice, 601.115

Verdicts exceeding jurisdiction, 501.55, 501.56  
 Writs of error, 601.97–601.105

Judgments in justice court, transcript, auxiliary proceedings, 630.1  
 Judicial conference, duty to attend, 601.134

Jurisdiction of justice court  
 Action by municipality to recover fines and penalties, 367.9  
 Action for driving away stock, 717.7  
 Agricultural lime violations, 201.6  
 Amounts up to \$100, 601.2  
 Amounts up to \$300 with consent, 601.2  
 Attachment proceedings, 601.6, 601.107–601.111  
 Change of venue, *see subhead Venue below*  
 Civil cases, exception, Const., Iowa, XI, 1; 601.1, 601.2  
 Consent jurisdiction up to \$300, 601.2  
 Constitutional provisions, Const., Iowa, XI, 1  
 Contempt punishable, 665.2  
 Contracts stipulating place of suit, 601.8  
 County-wide jurisdiction, 601.1  
 Court held in cities or towns, 367.6, 367.7

Criminal cases  
 Constitutional authority, Const., Iowa, I, 11

**JUSTICE OF THE PEACE—Continued**  
Jurisdiction of justice court—Continued  
Criminal cases—Continued

- Forgery or counterfeiting case tried, limited, 718.23
- Hearings after arrest without warrant, 758.2
- Juvenile offenders transferred to juvenile court, 232.18
- Nonindictable offenses, 762.1–762.52
- Preliminary examinations, 761.1–761.30
- Search warrants, 751.1
- Security to keep the peace, 760.1–760.14
- Transfer by mayor of ordinance violation, 367.7
- Warrants for arrest, 748.2, 754.3–754.7, 762.5–762.8
- Disqualification in certain cases, 605.17
- Estrays taken up, procedure, 188.28–188.48
- Excess judgment, dismissal, costs, 601.56
- Excess judgment, remittitur, 601.55
- Fines, penalties, city ordinance, 367.9, 367.10
- Forcible entry and detainer, 648.1–648.23
- Garnishment, 601.77, 601.108, 601.109; R.C.P. 54
- Justice to act as judge and clerk, 601.123
- Limitation to enumerated powers, 601.17
- Lost property, 188.28–188.48, 644.1, 644.18
- Mandamus order, 661.1–661.4
- Nonrealty actions retained, 601.38
- Nonresidents, 601.7
- Nuisance abatement, 657.2
- Ownership of lost property decided, 644.12
- Powers
  - Magistrate powers, 748.1, 748.2
  - Restricted to those enumerated, 601.17
  - Successor's powers, 601.115, 601.125
- Process not to another county, exception, 601.120
- Realty actions transferred, 601.37
- Remission of excess judgment, 601.55
- Replevin actions, 601.5, 601.106, 643.5–643.7
- Residence of parties gives jurisdiction, 601.3
- Service on party gives jurisdiction, 601.4
- Suit brought where party resides, 601.3
- Title to realty actions transferred, 601.37
- Venue, *see subhead Venue below*
- Verdicts in excess of jurisdiction, 601.55
- Written consent for place of suit, 601.8
- Jury in justice court
  - Adjournment on jury demand, 601.29
  - Challenges, 601.50
  - Compensation of jury, 601.124, 607.5(2, 3)
  - Criminal cases, nonindictable offenses, 762.12–762.30
  - Demand for jury necessary, 601.39
  - Discharge for nonagreement, 601.51
  - Election, 601.49–601.51
  - Fees, 601.124, 601.126, 608.1(2, 3)
  - Instructions not given by justice, 601.52
  - New jury summoned after disagreement, 601.51
  - Number, Const., Iowa, I, 9; 601.50
  - Qualifications same as in district court, 601.49
  - Selection of jury, 601.50
  - Summoned by constable, 601.49
  - Verdict must be general, 601.53
  - Waiver unless demanded, 601.39
- Justices may interchange, 601.118
- Juvenile delinquents transferred, 232.18

**JUSTICE OF THE PEACE—Continued**

- Liquor conviction costs, auditor's report, 333.11 (14)
- Liquor records of pharmacists, inspection, 130.26
- Lost property
  - Assessors of charges appointed, 644.14
  - Ownership of property settled, 644.12
  - Vessels, rafts, logs and lumber, duties, 644.1, 644.2
- Lost property, duties, 188.28–188.48, 644.1, 644.18
- Marriages solemnized, 595.10–595.15
- Money collected, 601.128(22)
- Money deposit in lieu of bonds, R.C.P. 361
- Motions not entertained, 601.52
- Motor vehicle driver's license displayed on demand, 321.190
- Municipal court, cases transferred to, 602.19, 602.20
- Neglected and delinquent children, transferred to juvenile court, 232.18
- Notice of appeal, R.C.P. 357
- Notice of trial
  - Action commenced by, 601.18
  - Amount claimed must be stated, 601.21
  - Cause of action must be stated, 601.19
  - Docket entry, 601.16
  - Form of notice, 601.19–601.23
  - Service and return, 601.22, 601.23
  - Time of trial stated, 601.22
- Oaths administered, 78.1
- Oath taken, form, 63.10, 63.11
- Parties may be same as in district court, 601.17
- Pharmacist's liquor request stubs, inspection, 130.26
- Place of bringing suit, *see subhead Venue below*
- Pleadings in justice court
  - Affidavit for security for costs, 601.26; R.C.P. 354
  - Counterclaims, 601.44, 601.59; R.C.P. 355
  - Default judgment appeal, 601.96
  - Dismissal if petition is not filed on transfer, R.C.P. 356
  - District court rules apply, 601.32
  - Docket entries required, 601.16(1, 2), 601.54
  - Justice to write oral pleadings in docket, 601.32
  - Motions and rulings, docket entries, 601.16(13)
  - Oral pleadings allowed, 601.32
  - Original notice to state cause of action, 601.19
  - Petition not required, 601.19
  - Petition required on transfer, R.C.P. 356
  - Replevin, same as in district court, 601.106
  - Title to real property pleaded, transfer, 601.37
  - Transfer of costs, pleadings and practice rules applied, R.C.P. 356
  - Verification, when required, 601.32
  - Verified account, sufficient to proceed, 601.41
  - Written instruments to be filed, 601.33
  - Written instrument, sufficient to proceed, 601.40
- Postponement of proceedings by justice, 601.28
- Prize fights prevented, 727.4
- Procedure same as in district court, 601.17
- Proceedings upon transfer, R.C.P. 356
- Process not to issue to another county, 601.120
- Real estate title issues not to be heard, 601.37

**JUSTICE OF THE PEACE—Continued**

Records deposited when office vacant, 601.112, 601.113

Removal from office, notice, 65.9

Replevin, proceedings as in district court, 601.106

**Reports made**

Annual report to board of supervisors, 601.132

Fines and forfeitures, 666.6

Liquor cases, report to commissioners, 123.53

Quarterly report to county auditor, 601.133

Unclaimed witness fees, 601.126

Resignation, how effected, 69.4(4)

Restitution on reversal of judgment, 601.105

Security for costs, 601.26; R.C.P. 354

**Setoffs**

Judgments from another justice court

Authorized, 601.57

Costs, 601.65

Execution, setoff, 601.62–601.64

Failure to allow setoff, 601.67

Filing, docketing, 601.61, 601.66

Judgment setoff, execution for balance, 601.62

Procedure as in district court, 601.58

Transcript given after appeal time, 601.60

Transcripts required, contents, 601.59

Mutual judgments by same court, 601.57, 601.58

Sheriff's powers and duties, 601.122

Special constables appointed, bonds, 601.119

Statistics collected, 685.8–685.10

Successor, how determined, 39.21, 601.117

Successor's powers, 601.115, 601.125

Term of office, two years, 39.21

**Transcript from justice court**

Absence or inability of justice, 601.116

Appeals transcribed, 601.83, 601.86

Bond on counterclaim transfer, R.C.P. 355

Change of venue, 601.11, 601.12, 601.35

Clerk of district court, by, when, 601.83, 601.114

Clerk to act if justice absent, 601.83

Clerk to file transcript, 601.71

Counterclaims, transfer, R.C.P. 355

Criminal cases, filed quarterly, 601.133

Death of justice, other justice to issue, 601.116

Docket entry to show issuance, 601.16, 601.61

Execution not to issue on transcript, 601.71

Execution on transcript, 601.63

Fee for transcript, 601.128(20)

Filing of transcripts, 601.66, 601.69

Judgment transcribed to district court, 601.69, 601.71, 601.115

Justice's failure, clerk to prepare, 601.83, 601.114

Justice's inability, another justice, 601.116

Legalization of mayor's court transcripts, 601.70

Pleading and practice rules to apply, R.C.P. 356

Publication not required, 349.16

Report to auditor, criminal proceedings, 601.133

Setoff for use as counterclaim, 601.59–601.67

Successors to justices, 601.115, 601.116

Time to plead after filing, R.C.P. 356

Title to realty involved, 601.37

Transfer to district court clerk, 601.69, 601.71

**Trials, civil action**

Change of venue, when allowed, 601.34

Demand for jury, 601.39

**JUSTICE OF THE PEACE—Continued****Trials, civil action—Continued**

Depositions, when evidence taken as, 601.31

District court rules, application, 601.17

Docket entries required, 601.16(7)

Instructions not given to jury, 601.52

Jury, *see subhead Jury in Justice Court above*

Lost property ownership, 644.12

Motion for new trial not allowed, 601.52

Motion in arrest of judgment not allowed, 601.52

Motion to set aside verdict not allowed, 601.52

New trial after appeal, 601.104

New trial after nonagreement of jury, 601.51

New trial when default set aside, 601.45–601.47

Objections to evidence, justice to rule, 601.52

Parties, same as in district court, 601.17

Time, 601.22, 601.27

**Trials, criminal cases**

Constitutional provisions, Const., Iowa, I, 11

Hearings held after arrest without warrant, 758.2, 758.8

Jury in nonindictable offense trial, *see subhead Jury in Justice Court above*

Nonindictable offenses, 762.1–762.52

Peace bond hearings, 760.2–760.4, 760.11

Preliminary examinations held, 761.1–761.30

Vacancy in office, effect, 69.8(4), 601.113, 601.114

**Venue****Civil cases**

Adjoining township, 601.14

Applications for change, two or more, 601.12

Attachment actions, 601.6

Causes for change, 601.34–601.36

Change not effected, retr transferred, 601.36

Cost bond for change of venue, 601.11

Docket entry of change, 601.16(6)

Fraud in contract, for change, 601.11–601.13

Next nearest justice, case sent to, 601.35

Replevin actions, 601.5

Suit where defendant served, 601.4

Suit where party resides, 601.3

Time for application for change, 601.34

Transcript fee for change, 601.128(20)

Transcript fees advanced, 601.11, 601.35

Written stipulation of place of suit, 601.8

**Criminal cases**

City ordinance trials, no change allowed, 367.8

Grounds for change, 761.2, 762.13

Procedure on change of venue, 761.3, 762.14

Security to keep the peace, 760.3

Verdict, docket entries, 601.16(8), 601.54

Verdicts, 601.53–601.56, 601.106

**Violations**

Estrays, failure of duty, 188.46

Failure to suppress riot, 743.7

Forfeited bonds, failure to report, 666.6

Liability for false statements, 558.40

Misconduct or neglect in office, 740.1–740.19

Vagrancy law violations, 746.24

Witness fees, failure to pay, 601.127

War emergency succession, 38A.9–38A.13

Warrants issued, 420.182, 420.185, 667.5, 733.2

Witness fees, 622.69

Witness fees paid to county if unclaimed, 601.126



**JUSTICE OF THE PEACE—Continued**

Writs of error, *see subhead Appeals from Justice Court above, thereunder see Writs of Error*

**JUVENILE COURT**

Adoption annulment, 600.7  
 Adoption approved by court, 232.22  
 Approval of petition before filing, 232.5  
 Charge of crime filed, 232.16  
 Cigarette law violations, 98.4, 98.5  
 Clerk  
   Duties, 231.7, 231.11  
   Indigents, medical hearing, duties, 255.4–255.8, 255.12  
 Commitments  
   *General provisions*, 232.17, 232.20–232.24  
   Alternative commitments, 232.21  
   Annie Wittenmyer home, 232.1–232.9, 244.3, 244.4  
   Attorney appointed for child, 232.15  
   Boys and girls training schools, 232.27, 242.1–242.6  
   Child-placing agencies, 238.32  
   Children committed, 232.1–232.4, 232.20  
   Conditions and restrictions in order, 232.23  
   Continuance of hearing, 232.13  
   County detention home, 232.35  
   Custody of child pending hearing, 232.14, 232.17  
   Delinquent girls, 240.6–240.12  
   Family home, 232.21(2)  
   Guardian ad litem appointed, 232.15  
   Hearings, time and place, 232.7, 232.19  
   Hospital for treatment, 232.21(4)  
   Indigent persons to hospital, 255.1–255.14  
   Institutions approved by welfare board, 232.37  
   Intent of the law, 232.28  
   Juvenile home commitments, 232.27(1, 4)  
   Mandatory commitments, 232.27, 232.30, 232.34  
   Notice of hearing, service, 232.8–232.10  
   Petition filed, requirements, 232.5, 232.6  
   Privacy of hearings, when ordered, 232.19  
   Private institutions, 232.21(3), 232.37, 238.32, 240.1–240.12  
   Probation officer, 232.21(1)  
   Procedure, 232.5–232.19  
   Religious beliefs respected, 232.24  
   Report, 232.34  
   Reports to social welfare board, 232.38  
   Revoking committal orders, 232.20  
   Segregation of dependent and delinquent, 232.28  
   Term of commitment, 232.30  
   Training schools, boys or girls, 232.27(3)  
   Transfers by board of control, 232.29  
   Trial in equity, 232.13  
   Truants, 299.13, 299.14  
 Composition of court, judges designated, 231.2  
 Conditions and restrictions in order, 232.23  
 Contributing to juvenile delinquency, 233.1–233.4  
 Conviction of crime, alternative procedure, 232.20  
 Court always open, 231.5  
 Court as committing magistrate, 233.4  
 Crime charge filed, 232.16  
 Crime conviction, alternative procedure, 232.20  
 Delinquency, contributing, 233.1–233.4  
 “Delinquent children” defined, 232.3  
 “Dependent children” defined, 232.2  
 Designation of judges, 231.2–231.4

**JUVENILE COURT—Continued**

Established in each county, 231.1  
 Excluding persons from courtroom, 232.19  
 Feeble-minded children detained, 222.43–222.45  
 Guardianship upon commitment, 232.22  
 Hearings, custody of child, 232.13–232.15  
 Incurables, 299.13  
 Indictable offenses, procedure, 232.16  
 Information charging crime, 232.16  
 Interstate compact on juveniles, authority of court, 231.15  
 Judge, municipal court, extra salary, 602.49  
 Judges designated, effect, 231.2–231.4  
 Jurisdiction, 231.1, 232.18, 232.23  
 Jurisdiction, no motor vehicle offenses, 321.482  
 Jury trial of criminal charge, 232.16  
 Juvenile delinquency, contributing, 233.1–233.4  
 Motor vehicle law prosecutions, exception, 321.482  
 “Neglected children” defined, 232.2, 731A.2  
 Neglected, dependent and delinquent children, 232.1–232.39, 731A.4  
 Neglect of child, wanton, 731A.1–731A.4  
 Notice of hearing served, 232.7–232.10  
 Nurse in certain counties, 231.9  
 Parents of blind or deaf child, order for school attendance, 299.19–299.21  
 Petitions filed, approval required, 232.5, 232.6  
 Physician in certain counties, 231.9  
 Private institutions for dependents or delinquents, 238.32, 240.1–240.12  
 Probation office and officers  
   Appointment by judge, 231.8, 231.12  
   Commitment of neglected children, approval, 232.5  
   County to pay salaries and expense, 231.12  
   Custody of children, 232.17, 232.21(1)  
   Duties, investigations, 231.10  
   Expenses allowed, 231.10, 231.12, 231.13  
   Expenses prorated, 231.8(6)  
   Mileage, 231.12  
   Neglected children investigated, 232.5  
   Neglected or delinquent children, custody pending commitment, 232.17  
   Part time in certain counties, 231.8(1)  
   Petitions approved before filing, 232.5  
   Powers and duties, 231.10  
   Powers of peace officers, 231.10  
   Salaries, expenses, 231.8, 231.12, 231.13  
   Supplies and office furnished, 231.10  
   Woman officer required, 231.8  
 Records of court kept, 231.6  
 Refusal to surrender child, arrest, 232.11, 232.12  
 Religious beliefs respected, 232.24  
 Reports to social welfare board, 232.38  
 Salary of municipal judge when acting, 602.49  
 Secretarial help, salaries, 231.8(5)  
 Social welfare department, co-operates, 235.2(8)  
 Statutes liberally construed, 232.39  
 Support by parents compelled, 232.25, 232.26  
 Support, parents liable, 252.2, 252A.3  
 Suspended sentence, information given, 98.5  
 Training schools in general, 242.1–242.13  
 Trial on information, 232.16–232.20  
**JUVENILE HOME (Toledo)**  
 Administration by board of control, 218.1  
 Business manager, 218.6–218.8  
 Case histories of committed juveniles, 232.34

**JUVENILE HOME (Toledo)**—Continued

Code, session laws, free copy, 16.24(9)  
Commitment proceedings, 232.1–232.39, 244.4

**Inmates**

Adoption of inmates, 244.9, 600.1–600.8  
County commitment costs, 444.12  
Discharged inmates assisted, 218.36  
Discharge procedure, 232.30–232.33  
Drugs and liquors, penalty, 745.15–745.18  
Education, type provided, 244.1  
Escapes, aiding punished, 745.16–745.18  
Indigents, medical care, transfer, 255.28  
Interference with child unlawful, 244.13  
Parole by control board, 232.32  
Placing under contract, 244.10–244.13  
Release by board, conditions, 232.30–232.33  
Support of inmates, county liable, 244.14  
Transfers authorized, 232.29, 244.5  
Voluntary admission requirements, 244.4

Object of home, 244.1

Reports, *see* **CONTROL, BOARD OF**

State agents, appointment, duties, 218.34–218.38

Superintendent, 218.9, 244.1, 244.2

Type of children admitted, 232.27

**JUVENILES**

*See* **MINORS**

**KENO LAYOUTS**

Possession, license revoked, 99A.1–99A.9

**KEROSENE**

Common carrier's lien, 575.1

Containers, 208.5–208.7

Defined as illuminating oil, 208.1

Motor vehicle fuel law, exempt, 323.1(1)

Transfer pipelines, use, 323.10

**KEY CLUBS**

Closing hours, 124.31

Keeping liquor where beer sold, 124.31

**KIDNAPING**

Criminal provisions, 706.1–706.3, 753.7

**KINDERGARTEN**

Establishment authorized, 280.16

**KLONDIKE TABLES**

Possession, license revoked, 99A.1–99A.9

**KNIFE**

Possession, sale, and use restricted, 695.1–695.28

**KOREAN WAR VETERANS**

Bonus, 35B.1–35B.11

Soldiers' home, 219.1

Soldiers' preference law, 70.1

Soldiers' relief, 250.1

Tax exemption, 427.3(4)

**LABELS, MARKS, AND BRANDS**

*General provisions*, 189.1, 189.9–189.16, 189.22–189.25, 210.18

Advertising for bids, public use of special brand, 73.2

Agricultural lime, 201.1, 201.5, 201.6

Agricultural seeds, 199.1(9), 199.3–199.9

**LABELS, MARKS, AND BRANDS**—Continued

Alteration of registration mark, 548.4, 713.16

Altering stamp of public official, 713.16

Animals, marks and brands recorded, ch 187

Antifreeze, 208A.3–208A.8

Baby chicks, sale containers labeled, 168.5

Baking powder, 191.8

Batteries, storage, alteration, 715.1, 715.5

Beer container labels, showing content, 124.38

Bill of lading, description by, 487.23

Binder twine, labeling requirements, 713.22, 713.23

Bread, requirements, 210.20

Cold storage food, 171.9, 171.10, 171.15

Commercial feeds, 189.9–189.16, 198.2–198.6

Cosmetics, 203A.2(10), 203A.3(2), 203A.10

Counterfeiting, 548.10, 548.11, 709.13, 713.17, 718.19

Cream can tags removed or defaced, 195.26(12)

Dairy products, 189.9–189.16, 191.2

Danger label on transmission lines, 489.20

Defacement of labels forbidden, 189.13

Drugs, 189.9–189.16, 203.3–203.5, 203A.10, 203A.13

Fertilizers, commercial, 189.9–189.16, 200.4–200.7, 200.16

Foods, generally, 189.9–189.16, 191.1, 191.8

Fraudulent use of stamp container, 713.21

Hybrid seed corn, label, 199.5, 199.13

Imitation butter, oleomargarine, 192.31

Imitations, labeling requirements, 189.11, 191.3

Inoculant for legumes, label, 199.6

Insecticides, fungicides, 189.9–189.16, 206.2, 206.3

Lime, agricultural, 201.1, 201.5, 201.6

Liquor seals, 123.17(2, g), 123.24

Liquor shipments, false markings, 125.14, 125.16

Mattresses and comforts, 209.3–209.8

Milk bottles, 192.34

**Misbranding**

Drugs, 203.3–203.5

False labels, prohibited, 189.14

Gold and gold-plated articles, 119.1, 119.7, 119.9

Gold and silver alloy, 119.9

Hybrid seed corn, 199.5

Illuminating oils, 208.6

Lime, agricultural, 201.5, 201.6

Narcotic drugs, 204.10

Penalty generally, food and drugs, 189.19

Possession of mislabeled goods, 189.16

Sale by false name, 190.9

Silver and plated articles, 119.6, 119.8, 119.9

Sterling silver, coin silver, 119.3, 119.4, 119.9

Mixtures, labeling requirements, 189.11

Narcotic drugs, 204.10

Oleomargarine labeled, 191.2, 191.3, 192.31

Packaged commodities, 210.18

Paints and oils, 189.9–189.16, 207.2–207.4

Petroleum products, 189.9–189.16

Plants imported, tag requirements, 267.8

Poisons, label requirements, 205.7, 205.8

Potatoes for seed, 199.7

Prison-made goods, 216.1, 216.2, 246.21–246.24

Public officer's mark altered, 713.16

Registered marks on containers, alteration, 192.39

**Registration**

*General provisions*, 548.1–548.11

Beverage containers, 713.18–713.20

Dairies may adopt brand, 192.35–192.39

Sale of imitation products, sign required, 191.3

Seed, agricultural, 189.9–189.16, 199.3–199.8

**LABELS, MARKS, AND BRANDS—Continued**

Seed potatoes, unlawful markings, 199.7  
 State-owned motor vehicles, 740.21  
 Storage batteries, alteration, penalty, 715.1-715.5  
 Trade-marks  
   Alteration of registered trade-mark, 548.4, 713.16  
   Assignment of registration, 548.4  
   Butter trade-marks, 192.23  
   Creameries registered  
     Iowa trade-mark creameries, 192.25  
     Issuance, revocation, 192.25, 192.27  
     Ownership of trade-mark, 192.29  
     Requirements for classification, 192.24, 192.29  
     Score of butter to secure trade-mark, 192.26  
   Distribution of trade-marked articles, 550.1-550.4  
   Exclusive right of renewal of registration, 548.6  
   Expiration of registration, twenty years, 548.6  
   Expiration unless renewed, 548.5  
   Fraudulent use, 713.7-713.23  
   Infringement  
     Infringement prohibited, 548.7-548.11  
     Injunction and damages, 548.7-548.9  
     Penalty for unlawful use, 548.10, 548.11  
     Persons entitled to sue, 548.9  
     Presumption as to right to use, 548.3  
     Limitation, 20 years, renewal, 548.5  
     "Made in Iowa" or "Product of Iowa", 28.7(4)  
     Registration, 548.1-548.6, 713.18  
     Resale price agreements, 550.1-550.4  
     Sale by false name forbidden, 190.9  
     Shown on package labels, 189.9  
     True or trade-mark name required, 190.9  
   Vinegar, 191.8  
   Warehouse receipts, 542.20  
   Wood or denatured alcohol, 205.7

**LABOR AND MATERIAL ON PUBLIC IMPROVEMENTS**

Generally, 573.1-573.27

**LABOR BUREAU**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accident reports inspected, 88.11  
 Accidents reported to, 88.12, 88.13(3), 91.15(4)  
 Arbitration procedure, 90.1-90.14  
 Bulletins published, 91.4(5)  
 Child labor duties, 91.5, 91.7, 92.16  
 Child labor statistics collected, 91.4(2)  
 Commissioner, ch 91, *see LABOR COMMISSIONER*  
 Controlled by labor commissioner, 91.1  
 Definition of terms, 91.15  
 Deputy commissioner, 64.6(14), 91.10  
 Destruction of records, when permitted, 91.14  
 Disclosure, when prohibited, 91.13, 91.16  
 Employment agencies, private  
   *General provisions, 94.5-94.12*  
   Bond approved, by commissioner, 95.2  
   Chief clerk, appointed, 94.1  
   Commissioner, license commission, 95.1  
   Enforcement of law, 91.5  
   Investigation of books and records, 94.11, 94.12  
   License provisions, 95.1-95.6  
 Employment, federal act, co-operate with, 91.17, 91.18

**LABOR BUREAU—Continued**

Employment service, state  
   Chief clerk, appointment, 94.1  
   Commissioner's duties delegated, 96.12  
   Law applicable, 91.5(3), 91.17, 91.18, 94.1-94.4, 96.12  
   Retransfer to commissioner, 96.12(1)  
 Entry to premises permitted, 91.9  
 Expenses allowed, 91.8  
 Factory inspectors  
   Accident records of employers examined, 37.10  
   Appointment by commissioner of labor, 91.6  
   Boiler inspection, 88.5, 89.1-89.11  
   Child labor laws enforced, 92.16  
   Employment agencies inspected, 94.11  
   Entry to premises, allowed, 91.9  
   Executive council approval, 91.6  
   Expenses allowed, 91.8  
   Violations, duties, 91.11, 94.11  
   Woman appointed, duties, 91.7  
   Workmen's compensation law, noncompliance reported to industrial commissioner, 87.18  
 Federal employment system, bureau represents state, 91.17, 91.18  
 Health and safety appliance laws  
   Enforcement, 88.1, 88.10, 91.5, 91.11  
   Steam boilers inspected, 89.1-89.11  
 Hearings conducted, 91.10, 91.16(2)  
 Information furnished confidential, 91.13  
 Labor commissioner, ch 91, *see LABOR COMMISSIONER*  
 Labor disputes, arbitration, 91.1-91.14  
 Oaths, power to administer, 91.9  
 Prosecutions for violations instituted, 91.11  
 Reports received and preserved, 91.12-91.14  
 Right of entry to premises, 91.9, 91.16(1)  
 State agency to co-operate with federal, 91.17, 91.18  
 Statistics, collection, 88.12, 91.4, 91.12, 91.16(14)  
 Subpoena, power to issue, 91.10, 91.16(2)  
 Supplies and postage, 19.4, 19.19, 19.25(22)  
 Testimony, power to obtain, 91.10, 91.16(2)  
 Violations prosecuted or corrected, 91.11  
 Witnesses, evidence, fees, 91.10, 91.16(2)  
 Woman inspector appointed, duties, 91.7  
**LABOR COMMISSIONER**  
*General provisions, see STATE OFFICERS AND DEPARTMENTS*  
 Accident reports, 88.12  
 Appointment, tenure, 91.2, 91.3  
 Arbitration  
   Decision of board published, 90.14  
   Petition for, may file, 90.1  
 Boiler inspector, state, 89.1-89.11  
 Bond required, amount, 64.6(13)  
 Child labor laws enforced, 91.5, 91.7, 92.16  
 Control of labor bureau, 91.1  
 Deputies, child labor law, duty to enforce, 92.16  
 Deputy boiler inspector, qualification, duties, 89.1  
 Deputy commissioner, bond, 64.6(14)  
 Duties in general enumerated, 91.4, 91.5  
 Employment agencies  
   Duties delegated to employment security commission, 96.12  
   Enforcement of law, 91.5  
   Jurisdiction and enforcement of law, 91.5(3)

**LABOR COMMISSIONER—Continued**

## Employment agencies—Continued

- Retransfer of duties to commissioner upon termination of employment security act, 96.12(1)
- Statutory regulations, 94.1–94.12
- Enforcement of labor laws, duty, 88.1, 91.5
- Entire time devoted to office, 91.1
- Entry into premises, allowed, 91.9
- Expenses allowed, 91.8
- Factory inspectors appointed, 91.6, 91.7
- Head of labor bureau, 91.1
- Health and safety appliance laws enforced, 88.1
- Hearings, evidence, witness fees, 91.10
- Member of employment agency license commission, 95.1
- Office located at seat of government, 91.1
- Rehabilitation of disabled persons, 259.5
- Report to governor, 17.1–17.3, 91.4(4), 91.13
- Supplies furnished by executive council, 19.25
- Vacancies, how filled, 91.3
- Violations prosecuted or corrected, 91.11
- Vocational rehabilitation work, 259.4(5), 259.5

**LABOR LAWS**

- Negotiable instruments maturing, 541.85

**LABOR DISPUTES, ARBITRATION BOARD**

*See ch 90*

**LABOR LAWS**

- Accident, records to be kept by employer, 88.11
- Accidents, reported by employer, 88.12, 88.13, 91.16(4)

**Actions**

- Arbitration of disputes, *see subhead below*
- Assumption of risk, carriers, 477.16, 479.125
- Assumption of risk, generally, 88.14
- Blacklisting, damages, 736.1–736.3
- Contracts, demand for performance, 538.1
- Contributory negligence, proof, 479.124, 479.125; R.C.P. 97
- Executions, wages, no stay, 626.58
- Liability of employer and others, 85.22
- Preference for labor claims, 626.69
- Wages exempt from legal process, 627.10
- Workmen's compensation, 85.26, 85.68

**Arbitration of disputes**

- Agreement to be bound by decision, 90.5, 90.12
- Application for arbitration, 90.1
- Appointment of arbitration board, 90.1–90.4
- Board of arbitration, organization, 90.6
- City fire departments, 90.15–90.27
- Decision filed and published, 90.13, 90.14
- Hearing and investigation, 90.8–90.11
- Parties bound by decision of board, 90.5
- Parties notified to select arbitrators, 90.2
- Report to governor, 90.13
- Retroactive effective, 90.12
- Strikes, lockouts forbidden during arbitration, 90.12
- Time for making and filing, 90.12, 90.13
- Workmen's compensation, 86.14–86.43
- Blacklisting employees, 736.1–736.3
- Boycotts, 736B.1–736B.5
- Check-off, when unlawful, 736A.5

**LABOR LAWS—Continued****Child labor**

- Age limit in industries, 92.1–92.4, 92.11–92.14
- Badge authorizing certain work, 92.13
- Barbershop, prohibited, 92.11
- Beer parlor regulations, 124.21
- Billiard halls, employment prohibited, 92.11
- Bootblacking, restrictions, 92.12, 92.13
- Bureau of labor, duties, 91.4, 91.5, 91.7, 92.16
- Cigar store, prohibited, 92.11
- Cleaning machinery prohibited, 92.4
- Coal mining, foreman's record, 82.76(5)
- County attorney to prosecute, 92.16
- Court order in exceptional cases, 92.12
- Duplicate permit filed with commissioner, 92.8
- Elevator, operating, age limit, 92.4
- Enforcement, duties of officers, 91.5, 92.10, 92.16
- Entry on premises, authority, 92.16
- Factories, restrictions, 92.1–92.16
- Female under 21, standing, 92.11
- Freight elevator operation, age limit, 92.4(2)
- Hazardous occupations prohibited, 92.11
- Health or morals, occupation injurious, 92.11
- Hotel, cafe, or restaurant, 92.11
- Hours of labor, restrictions, 92.2, 92.3
- Issuance of labor permits, 92.5–92.10
- Labor commissioner to enforce law, 91.5(2), 92.16
- Lists of names and ages of workers, 92.5
- Mining employment during school, 92.11
- Newspaper and magazine distribution, 92.12, 92.13
- Night delivery work, 92.14
- Noon intermission, 92.2
- Occupations injurious to health or morals, 92.11
- Operating machinery, 92.4
- Permit, 92.5–92.10
- Prohibited industries, 92.1, 92.4, 92.11–92.14
- Schools, part-time, age and hours, 92.3
- Statistics, labor commissioner to compile, 91.4
- Street occupations, regulated, 92.12, 92.13
- Superintendent of schools, duties, 92.6, 92.9
- Termination of employment, return of permit, 92.5
- Violations, penalties, 92.15
- Woman inspector, duties, 91.7
- Civil service in cities, 365.1–365.31
- Claims for labor, priority
  - Action or seizure, preferred debt, 626.69
  - Assignment for benefit of creditors, 681.13
  - Coal mining regulations, 82.109–82.113
  - Estates of decedents, preferred claim, 635.67
  - Executions, 626.69
  - Labor on public improvements preferred, 73.1–73.10
  - Liens, *see subhead Liens below*
  - Preference for labor claims, 626.69–626.73
  - Receiverships, 680.7(3)
- Combinations law not applicable, 553.11
- Compensation for injuries
  - Commutation of future payments, 85.45–85.48
  - Compulsory, 85.2, 87.13
  - Computed, 85.29–85.41
  - Second injury basis, 85.36, 85.63–85.69
- Compensation liability insurance, 87.1–87.27, 517.1–517.4

**LABOR LAWS—Continued****Contracts for labor**

- Actions, demand as prerequisite, 538.1
- Assignment, effect, 539.1-539.6
- Assignment, effect of tender, 538.3
- Demand as condition for bringing action, 538.1
- Implied acceptance of workmen's compensation, 85.17, 85.18
- Place of tender when not specified, 538.2, 538.3
- Tender of performance, 538.2-538.4

**Convict labor**

- City prisoners, 356.20, 420.36
- County prisoners, 338.6, 338.7, 356.16-356.22
- Prison-made goods, 216.1, 216.2, 246.21-246.28, 321.165, 321.253
- State prisoners, 246.18-246.31, 247.8
- Vagrants sentenced, type of labor, 746.15-746.21

**Demand for performance, labor contracts, 538.1**

- Discrimination, national guardsman, 29.43
- Emergency relief fund provisions, 251.5

**Employees**

- Action against employer, burden of proving contributory negligence, R.C.P. 97
- Blacklisting prohibited, 736.1-736.3
- False charges of dishonesty, 736.3
- Insurance, *see subhead Insurance below*
- Mutual insurance, exemption, 513.1, 513.2
- Railroad employees, assumption of risk, 479.125
- Railroad, general rules, 477.12-477.57
- Savings and investment plan, stock, 515.35(6)

**Employers**

- Burden as to contributory negligence, R.C.P. 97
- Discrimination, national guardsman, 29.43
- Drinking water supplied, 88.3
- Facilities to be provided, 88.1-88.13
- Health and safety appliances, ch 88, *see subhead below*

**Liability**

- Chauffeurs, permitting excess hours, 321.225-321.227
- Common law liability modified, 85.1-85.62, 87.1, 87.21
- Contracts limiting liability void, 88.14
- Defective machinery, 88.14
- Insurance, 517.1-517.4, 520.4, 520.9
- Penalties, *see subhead Violations below*
- Prohibition law violations, 129.2, 130.13
- Railroad provisions, generally, 477.12-477.57
- School, part-time, violation, 289.6
- Subrogation, right of lien, 85.22
- Unemployment compensation, 96.2-96.9

**Employment agencies, laws enforced by commissioner, 91.5****Employment bureaus, private**

- Agreement to procure employment, 94.8
- Bureau of labor, 91.5, 94.11
- Fees, 94.5-94.9, 94.11, 95.1-95.6
- Labor commissioner's duties, 94.11
- Licenses, 95.1-95.6
- Penal offenses, 94.12
- Records to be kept, 94.10
- Unlawful practice, civil liability, 94.7
- Employment insurance, 96.1-96.21

**LABOR LAWS—Continued****Exemptions for laborers****From legal process**

- Exemption statutes generally, 627.1-627.18
- Group insurance proceeds, 504.7(13)
- Nonresident's wages, 627.16
- Team and wagon, 627.6(18)
- Wages or earnings, 627.10
- Workmen's compensation exempt, 627.13

**From taxation**

- Equipment for farmers or draymen, 427.1(17)
- Tools of mechanics, 427.1(17)

**Factory inspectors**

- Accident records of employers examined, 37.10
- Appointment by commissioner of labor, 91.6
- Boiler inspection, 88.5, 89.1-89.11
- Child labor laws enforced, 92.16
- Employment agencies inspected, 94.11
- Entry to premises, allowed, 91.9
- Executive council approval, 91.6
- Expenses allowed, 91.8
- Violations, duties, 91.11, 94.11
- Woman appointed, duties, 91.7
- Workmen's compensation law, noncompliance reported to industrial commissioner, 87.18

**Factory inspectors, boilers, 89.1-89.11****Farm labor**

- Unemployment compensation, 96.19(7, g, 4)
- Workmen's compensation not applicable, 85.1

**Federal railway act employees, 736A.8****Gypsum mining regulations, 83.1-83.23****Health and safety appliances**

- Accident record open to inspection, 88.11
- Assumption of risk, when inapplicable, 88.14
- Authority of bureau to enforce, 88.1, 91.5(1)
- Bureau of labor, duties, 88.1, 88.10, 89.1-89.11, 91.5, 91.11
- Dressing room requirements, 88.3
- Drinking water furnished, 88.3
- Dust removed by blower pipes, 88.8
- Employer to keep record of accidents, 88.11, 91.12
- Enforcement of provisions, 88.1
- Factory inspectors appointed, 91.6, 91.7
- Fire escapes, 103.1-103.17
- Gases removed by pipes and flues, 88.9
- Mining law and regulations, 82.1-83.23
- Notice of violations, time to comply, 88.10
- Removal of appliances for special work, 88.7
- Report of accidents, evidence, 88.12
- Safety appliances on machines required, 88.6

**Safety devices**

- Coal mines, 82.63-82.66, 82.117-82.123
- Dust, gases removed, 88.8, 88.9
- Gypsum mines, 83.1-83.11
- Machinery safeguards, 88.6
- Railroads, 477.12-477.33, 478.1-478.36
- Steam and water gauges and valves, 88.5

**Seats furnished female employees, 88.4**

- Shops exempt, dust-pipe requirements, 88.8
- Statistics kept, 91.4
- Steam and water gauges, valves, 88.5
- Ventilation requirements, 88.2, 88.8-88.10
- Violations, penalties, 88.13, 91.11, 91.16

**LABOR LAWS—Continued****Health and safety appliances—Continued**

Washing, dressing, facilities for employees, 88.3

Water closets for employees, 88.2

**Highway labor**

Claims filing, priority, 573.7–573.11, 573.18, 573.19

Payment provision, 573.16, 573.17

Payroll advancements on secondary systems, 309.61

Poor persons on relief to work, 252.27

Prisoners, 356.17

Hospital service furnished, 85.27

Hospital service insurance plan, 514.16

**Hours of labor**

Child labor provisions, 92.2, 92.13, 92.14

Motor vehicles, chauffeurs, 321.225–321.227

Penitentiary employees, 246.4

Railway employees, 477.45–477.50

Statistics collected, 91.4(2)

Human labor not commerce, 553.11

**Insurance**

*See INSURANCE for insurance law generally*

Benefit insurance, 87.5–87.7

Compensation liability insurance, 87.1–87.24, 515.48(5, d)

Contractual relationship, group insurance, 509.1(2)

“Employee” defined, group insurance, 509.1

Employers liability insurance, 517.1–517.4

Group insurance, 509.1–509.13

**Hospital or medical service**

Governmental employees included, 514.16

Nonprofit corporations, 514.1–514.17

Wage or salary deductions, 514.16

Labor union as beneficiary, 512.11

Labor unions, group insurance, 509.1(4, 5)

Mutual benefit societies, limitations, 513.1

Riot insurance, 515.48(1), 515.138(5), 518.1(1)

Unemployment compensation, ch 96

Iowa labor, when preferred, 73.1–73.10

Judgment for wages, execution, 626.58

Jurisdictional strike or slow-down, 736B.3

**Labor disputes**

*See also subhead Arbitration of Disputes above*

Employment benefits, effect, 96.5(3, 4)

Employment security benefits, effect, 96.5(4)

Injunction, 736A.7, 736B.4

Police of safety department, 80.24

Stoppage of work, employment, 96.5(4)

Strikes, employment benefits, effect, 96.5(3, 4)

Labor education, boys, girls, training schools, 242.4

Labor not considered article of commerce, 553.11

Labor organizations, *see subhead Unions below*

Lien for compensation, carrier employees, 624.27, 624.28

**Liens for labor**

Artisan's lien, 577.1, 577.2

Combiner's lien on grain or seed, 571.1–571.5

Cornhusker's lien, 571.1–571.5

Cornsheller's lien, 571.1–571.5

Estates, preferred claim, 635.67

Garageman's lien, 577.1, 577.2, 579.1–579.3

**LABOR LAWS—Continued****Liens for labor—Continued**

Livery stable lien, 579.1–579.3

Mechanic's lien, 572.1–572.29, 573.6–573.26

Miner's lien, 574.1

Oil and gas well laborer's lien, 84.9

Preferred debt in action or seizure, 626.69

Public improvements, 573.1–573.27

Railroad aid subject to lien for labor, 483.19

Thresherman's lien, 571.1–571.5

Veterinarian's lien, 581.1–581.4

**Lockouts**

Arbitration to avoid, 90.1

Effect on unemployment compensation, 96.11 (3, b)

Forbidden during pending arbitration, 90.12

Medical service insurance plan, 514.16

Medical services furnished, 85.27

Minimum wages, teachers, 294.6, 294.7

Mining regulations, 82.1–83.23

Nursing, included in hospital insurance plan, 514.5

Occupational diseases, 85A.1–85A.27

Organizations for lawful means, 553.11

Personal service trades, 369.1–369.5

Preference given to Iowa labor, 73.1–73.10

Preferred claims, *see subhead Claims for Labor, Priority above*

Preferred debt in action or seizure, 626.69

Prisoners, *see subhead Convict Labor above*

Public improvements, claims filed, 573.7

**Railroad employees**

Assumption of risk, 479.125

Lien for compensation, 624.27, 624.28

Railroad operation generally, 477.12–477.57

Unemployment compensation and retirement, 96.3, 96.9, 96.11–96.13, 96.19

Relief labor, 202.11, 251.5, 252.27

Report of accidents, use as evidence, 88.12

Roads, labor on, *see subhead Highway Labor above*

Slow-down, 736B.3

Statistics, 91.4, 91.7, 91.9, 91.12

**Strikes**

Arbitration to avoid, 90.1

Effect on unemployment compensation, 96.5(3, b, 1), 96.5(4)

Forbidden during arbitration, 90.12

Jurisdictional, 736B.3

Sympathy, 736B.1

Sunday labor forbidden, exception, 741.11

Teachers in schools, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Teachers*

Tender of performance, labor contracts, 538.2–538.8

Trusts and combinations, law not applicable, 553.11

Unemployment compensation, ch 96

**Unions**

Beneficiary of insurance, 512.11

Exempt from trust laws, 553.11

Free railroad transportation, officers, 479.94(8)

Group insurance, rights, 509.1(4, 5)

Incorporation, 504.1–504.31

Membership, 736A.1–736A.7

Right to organize, not monopoly, 553.11

**LABOR LAWS—Continued****Unions—Continued**

- Strikes and boycotts, 736B.1–736B.5
- Union shops, 736A.3

**Violations**

- Accepting, soliciting tips, 741.1–741.11
- Accessory to violation of prohibition law, 125.4
- Blacklisting employees, 736.1–736.3
- Boycotts, 736B.1–736B.4
- Chauffeur's hours, excess, 321.225–321.227
- Check-off, 736A.5
- Child labor, 92.15
- Conspiracy, 736B.1
- Disobeying subpoena, 91.16(2)
- Employment agencies, 94.7, 94.9, 94.12, 95.6
- Failure to replace safeguards, 88.7, 88.13(3)
- Failure to report to labor commissioner, 86.12
- False entries in books, 713.26
- Fire escape penalty clause, 103.17
- Health and safety, failure to provide, 88.13
- Hindering collection of information, 91.16
- Neglect or refusal to make reports, 91.16(4)
- Part-time school law, 289.6
- Religious tests prohibited, 735.3–735.5
- Strikes and lockouts during arbitration, 90.12
- Strikes, jurisdictional, 736B.3
- Strikes, sympathy, 736B.1
- Union shop, 736A.3
- Voting, intimidation by employers, 49.110
- Vocational rehabilitation, 259.1–259.8
- Voting right, time off, 49.68(8), 49.109, 49.110
- Wages exempt from legal process, 627.10, 627.16
- Wages, priority on claims, 626.69–626.73, 635.67, 680.7
- Workmen's compensation, 85.1–85.69

**LAKES****Artificial**

- Soil conservation prerequisite to construction, 108.10
- Barriers on ice field required, 111.54
- Beautification by commission, 111.3
- Boundaries, state lands, determined, 111.19–111.24
- Dams and spillways, erected, 112.1–112.10
- Destructive acts, prohibited, 111.35
- Dredging for sand, regulations, 111.55, 111.56
- Fishing regulations, 109.64–109.70
- Fishways required, 109.14
- Gravel, sand, removal, permit, 111.52–111.57
- Ice
  - Ice fields, barriers required, 111.54
  - Sand, gravel, removal, restricted, 111.52–111.57
- Improvement, authority of commission, 111.3
- Islands, sale restricted, 111.31
- Jurisdiction of conservation commission, 111.18
- Lease of property by commission, 111.25
- Meandered lakes, penalty for draining, 716.5
- Parks, established as part of, 111.18
- Public docks, cities and towns, 384.1–384.4
- Public parks and game refuges, 109.5
- Removal of obstructions by commission, 111.4–111.6
- Sand and gravel removal, permit, 111.52–111.57
- Sanitary districts including state-owned land, 358.9
- Stocking with fish, distribution, 109.4, 109.16

**LAKES—Continued**

- Stone or wood, removal, permit, 111.52–111.57
- Undesirable fish removed, 109.17
- Violations of rules or laws, penalty, 111.4, 111.57
- Wharves and docks, regulations, 111.4

**LAMPS**

- Electric cap lamps, when required, 82.102
- Motor vehicles, 321.392–321.429
- Oils used, inspection, 208.1–208.3
- Open lights in coal mines, 82.102
- Penalty for breaking or removal, 714.18, 714.19
- Safety lamps, coal mines, 82.102, 82.103

**LAND**

*See REAL PROPERTY for index of real property law*

- Definition, included terms, 4.1(8)
- Federal lands, 1.2, 1.4, 284.1–284.7
- Land conservation, 467A.1–467A.10
- Land office, federal, 10.9, 10.11, 622.41–622.51
- Land office, state, 10.1–10.14
- Land surveys, 355.1–355.15

**LANDING FIELDS**

- Aeronautics law, 328.1–328.53
- Airports in cities, 330.1–330.24
- Obstructions, 657.2, 657.3, 657.7
- Zoning, 329.1–329.15

**LANDING PLACES**

*See ch 384, also CITIES AND TOWNS, subhead Docks and Wharves*

**LANDLORD AND TENANT**

- General provisions*, 562.1–562.7
- Agreement for termination, 562.6
- Attornment to stranger, effect, 562.3
- Co-operatives, membership, 499.13
- Crop failures, limitation on landlord's lien, 570.4
- Eviction under housing law, 413.78, 413.79, 413.106, 413.117
- Execution against leasehold, 626.13, 626.93, 628.2
- Farm tenancies, terminations, Const., Iowa, I, 24; 562.5–562.7
- Forcible entry and detainer action, 648.1–648.23
- Grass on roads, right to harvest, 317.11
- Housing law regulations, 413.1–413.125
- Landlord's lien, 570.1–570.10
- Leasehold interest
  - General provisions*, 562.1–562.7
  - Execution sale, 626.13, 626.93, 626.94
  - Execution, when redeemable from, 628.2
  - Grain, ice, and coal dealers, taxation, 428.10
  - Ice and coal dealers, taxation, 428.10
  - Mechanic's lien, 572.6
  - Oil and gas wells
    - Lien upon, 84.9
    - Offset drilling to protect, 84.2
    - Plugging wells to protect, 84.4
  - Redemption from execution sale, 628.2
  - Taxation, 427.15, 428.10
  - Tax redemption, agricultural land, 447.3
- Leases, *see LEASES*
- Locker plant owner as lessor, lien, 578.1, 578.2, 648.3, 648.4
- Notice to quit, forcible entry and detainer, action, 648.3

**LANDLORD AND TENANT—Continued**

Notice to terminate, double rent after time, 562.2  
 Notice to terminate, tenant at will, 562.4  
 November first termination notice, 562.6, 562.7  
 Oil and gas well leases, 84.1–84.10  
 Partition, share of tenant proceeds, R.C.P. 277  
 Recovery of realty, 646.2, 646.11, 646.22  
 Registered mail notice, 562.7

**Rent**

Accruing after judgment, recovery, 646.25  
 Apportionment by executor in case of death, 562.1  
 Broker's license, when required, 117.1–117.7  
 Cotenant liable for rent, 557.16  
 Default in payment, tenancy terminated, 562.6  
 Double liability for holding over, 562.2  
 Drainage district receiverships, 455.196  
 Estates, collection by executors, 635.48, 635.49  
 Foreclosure realty mortgage, rents, pledged, receiver, 654.13–654.15  
 Housing law violated, rent uncollectible, 413.106  
 Landlord's lien, 570.1–570.10  
 License to act as rent broker, 117.1–117.7  
 Life tenant, rent apportioned at death, 562.1  
 Limitation of action on judgment, 615.2  
 Limitation on recovery of back rent, 646.19  
 Limitation on rent judgment, 615.1–615.4  
 Liquor violations, termination of lease, 129.12  
 Nonpayment, forcible entry and detainer, 648.1–648.4  
 Notice to quit, holding over, double liability, 562.2  
 Payment to stranger, void, 562.3  
 Pledge of rents and profits, 654.13, 654.14  
 Receiver during pendency of action, 680.1, 680.4  
 Recovery of rent accruing after judgment, 646.25  
 Rent claim judgment, two-year limitation, 615.1–615.4  
 Replevin, officer to satisfy on execution, 643.16  
 Tax exemption on rents not yet due, 427.1(14)  
 Tenant, good-faith possession, liability, 646.22  
 Tenant in common, liability, 557.16, 557.17  
 Uncollectible if housing law violated, 413.106  
 Tenancy termination, notice, 562.5–562.7

**Tenants**

Color of title, not against landlord, 560.2  
 Delivery of possession to stranger, void, 562.3  
 Holding over, double rent liability, 562.2  
 Notice terminating tenancy, 562.5–562.7  
 "Occupying claimant" not a "tenant", 560.2  
 Tenant at will, notice to terminate, 562.4  
 Waste, penalty, 658.1–658.3

**LANDLORD'S LIEN**

Generally, 570.1–570.10  
 Motor vehicles, 321.47

**LAND OFFICE, STATE**

Boundary commission's report filed, 568.14  
 Certified copies of records  
 Evidence, presumptive, 10.4, 622.41–622.51  
 Furnished for reasonable charge, 10.4  
 Chain of title, records showing to be kept, 10.1  
 Dubuque and Pacific railroad lands, 10.12  
 Federal land grants, list certified, 10.11

**LAND OFFICE, STATE—Continued**

Fees charged for copies of record, 9.4(2)  
 Inspection, records open, 10.4, 10.8  
 Island and river channel sales records kept, 568.6, 568.7, 568.12, 568.14, 568.22  
 Open during business hours, 10.4  
 Patents issued and corrected, 10.5–10.7, 10.13, 10.14, 302.7  
 Quitclaim to correct erroneous transfer, 10.10  
 Railroad land lists furnished, 558.10  
 Records to be kept, 9.1, 10.1, 10.2, 10.8  
 Relinquishment of color of title, 10.9  
 School lands, 10.13, 302.7, 302.35  
 Survey, public, maps and field notes, 10.9  
 Survey records, maps, 10.8, 568.6, 568.7, 568.22  
 Tract books, separate for state lands, 10.2, 10.3, 10.7  
 University lands, when patents issue, 10.13, 10.14

**LANDSCAPE ARCHITECT**

Duties in state parks, 111.16, 111.17

**LANDSCAPING**

Mechanic's lien, labor and material, 572.1, 572.2

**LANGUAGE**

Construction in statutes, 4.1

**English language**

Arabic figures, considered part, 4.1(22)  
 Child labor permit requirements, 92.6  
 Civil service employee qualifications, 365.17  
 Commercial feed labels, 198.2–198.6  
 Construction in statutes, 4.1  
 Co-operative association articles, 499.40  
 Exclusive medium of instruction, 280.5  
 Food labels, 189.9  
 Jurors, qualification of, 607.1  
 Mattress and comfort labels, requirements, 209.3  
 Narcotic labels, 204.10  
 Penal provisions, 280.5, 618.2  
 Poison labels to be in English, 204.10  
 Prison-made goods, label, 216.1  
 Roman numerals, considered part of, 4.1(22)  
 Use in legal publications required, 618.1, 618.2  
 Foreign language, teaching in schools, 280.5  
 Profanity  
 Obscene language in print, penalty, 725.4  
 Use in public, penalty, 728.1, 744.2  
 Use on train, penalty, 477.56, 477.57

**LARCENY**

Criminal provisions, 321.82, 709.1–709.24

**LAUNDRIES**

Child labor law, 92.1–92.16  
 Factory law, *see* **FACTORIES**

**LAW AND FACT**

Agreed statement of facts, controversies submitted, 678.9  
 Court to determine in challenge of juror, R.C.P. 187  
 Determination in libel cases, 737.7  
 "Issues" defined, how tried, R.C.P. 176, 177  
 Judgment on law questions, facts stated, 678.8  
 Points of law raised in pleadings, R.C.P. 72, 73  
 Questions decided in criminal case, 780.23, 780.24



**LAW AND FACT**—Continued

Referee's report, stated separately, R.C.P. 213, 214  
 Special findings by court, R.C.P. 179

**LAW BOOKS**

Administrative rules published, 14.3(7)  
 Advance sheets, 14.3(4)  
 Code, chs 14, 16, *see IOWA CODE*  
 Code annotations, 14.3(3), *see IOWA CODE, subhead Annotations*  
 County attorney, 332.10

**Distribution**

*Generally, see PRINTING BOARD, subhead Superintendent of Printing*

Code and related books distributed, 16.21–16.31  
 Early laws distributed, 16.22, 16.23  
 Skeleton digest, 16.27

Exchanged with other states, 16.29  
 Exemption from execution, 627.6(17)  
 Exemption from taxation, 427.1(15)  
 Legislative journals and bills printed, 16.30, 16.31  
 Printing by state printing board, ch 15, *see PRINTING BOARD*  
 Rules of civil procedure published, 14.3(6), 17.21, 17.22(8)  
 Session laws, *see SESSION LAWS*  
 Skeleton digest printed, distribution, 14.9, 16.27  
 Statutes, *see STATUTES*  
 Supreme court reports, *see SUPREME COURT*  
 Supreme court rules published, 14.3(6), 17.21, 17.22(8)

**LAW EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*  
*General provision as to attorneys, 610.1–610.29*  
 Appointed by supreme court, 610.4  
 Attorney general to act as chairman, 610.4  
 Compensation, 610.6  
 Examination rules made, 610.12  
 Examinations conducted, 610.3, 610.9, 610.12  
 Fees paid supreme court clerk, 610.8  
 Membership of board, 610.4  
 Oath, bar candidates, 610.11  
 Oath of office taken, 610.6  
 Rules for admission to the Iowa bar, *see rules printed on page 2722 et seq. with separate index therewith*  
 Temporary appointments, 610.7  
 Term of office, 610.5  
 Vacancies filled, 610.5

**LAW LIBRARY AND LIBRARIAN (STATE)**  
*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Annotations and tables to code, copies, 16.25(1)  
 Assistants appointed by board, 303.3(5)  
 Bill drafting requirement, 303.3(3)  
 Board of trustees, duties, 303.2–303.4  
 Code, session laws, exchange copies, 16.24, 16.29  
 Control by board of trustees, 303.2  
 Court terms, statement of, received, 604.20  
 Digests of information for legislature, 303.5(2)  
 Documents distributed by printing board, *see PRINTING BOARD, subhead Superintendent of Printing*  
 Documents, state, distribution, 16.14  
 Establishment of library, 303.1

**LAW LIBRARY, LIBRARIAN (state)**—Cont.

Exchange documents, part of library, 16.29  
 Exchange of printed matter, 303.5(3)  
 Fines and penalties, use of books, 303.3(9)  
 Free use of books to residents, 303.5(1)  
 General assembly journals received, 16.14  
 Legislative reference bureau maintained, 303.5  
 Librarian, state law library  
   Appointment of librarian, 303.3(3)  
   Bond required, amount, 64.6(20)  
   Duties, 303.5  
   Report semiannually to board, 303.5(4)  
 Loaning of books, rules, 303.3(8, 9)  
 Location of law library, 303.5(1)  
 Management and care, rules, 303.3(1)  
 Official register received, 16.14  
 Postage furnished by state, 19.4, 19.19, 19.25(28)  
 Publications received, 16.24–16.29, 604.20  
 Rules for loaning books, 303.3(8, 9)  
 Rules for management of library, 303.3, 303.5  
 State documents kept, 303.5(2)  
 State officers furnished information, 303.5(2)  
 Supplies and postage furnished, 19.4, 19.19, 19.25  
 Supreme court records received, Ct. R. 22  
 Supreme court reports, exchange copies, 16.28, 16.29

**LAW MERCHANT**

Bills of lading, application, 487.52  
 Evidence on notaries protest, 622.31  
 Negotiable instruments, application, 541.197  
 Notarial certificate of protest, admissibility, 622.31  
 Notaries public, duties, 77.7  
 Sales law, when applicable, 554.74  
 Stock transfer, 493A.18  
 Warehouse receipts, 542.56

**LAW OF THE ROAD**

*Generally, 321.228–321.371, see MOTOR VEHICLES*

**LAWS**

Effective date  
   Appropriation, fiscal year, first of July, 3.12  
   Private acts, 30 days after approval, 3.11  
   Public acts, July 4 following passage, 3.7  
   Publication, day after last publication, 3.9  
 Equal protection of, guaranteed, Const., U. S., Amend. 14, Sec. 1  
 General assembly  
   General, uniform operation, Const., Iowa, III, 30  
   Local or special, limitation, Const., Iowa, III, 30  
   Time of taking effect, Const., Iowa, III, 26  
 Publication, account of public money, Const., Iowa, III, 18

**LAW SCHOOLS**

Admission to bar requirements, 610.2  
 State university law school, 263.1

**LAWYERS**

*Generally, 610.1–610.38, see ATTORNEYS AT LAW*

**LEAD MINES**

Compensation and lien for draining, 468.2–468.5  
 Drainage, right of way condemned, 468.6–468.9  
 Penalty for carrying away lead, 714.6, 714.7

**LEAGUE OF IOWA MUNICIPALITIES**

Accounts and reports required, 363.43  
 Cities and towns, corporations, 363.41  
 Convention expenses of delegates, 363.41, 363.42

**LEASEHOLD INTEREST**

See *LANDLORD AND TENANT*

**LEASES**

Abandoned river channels by state, 568.11, 568.17,  
 568.21–568.25

Agricultural lands, Const., Iowa, I, 24

Broker's license, 117.1–117.7

Chain store tax, application, 424.2(7)

Church land granted by state, taxation, 565.1,  
 565.2

## Cities and towns

Airports, 330.5–330.12

Auditorium, 374A.6(11)

City property, 368.35, 390.5, 569.5, 569.6

Dock property, 384.3(3)

Execution, 569.7

Housing law, authority, 413.106, 413.117

Interstate bridges, 383.1, 383.6, 383.7

Park commissioner, 370.12, 370.13

Playgrounds, 377.1

Public utility plants, 397.1, 397.5

Waterworks, 399.1, 399.2, 399.30

Conditional sale of utility equipment, 556.22–  
 556.28

Conditional sale provisions, 556.4

## Counties

Authority to lease, 569.5–569.7

Drainage district lands acquired, 455.171,  
 455.176, 455.178, 455.195

Limestone quarries, 202.1

Property to school districts, 332.3

Public hospital sites, 347.13

Settling basins for drainage districts, 455.29,  
 468.5

Dams by unlawful trust, receivership, 469.15

Drainage land after tax deed, 455.176

Equipment of utilities, 556.22–556.28

Farm leases, automatic renewal, 562.6

Farm leases, notice of termination, 562.6, 562.7

Forcible entry and detainer actions, 648.1–648.23

Fraternal insurance company's authority, 512.63,  
 512.94

Guardians' authority, 668.9

Housing law violations, cancellation, 413.106,  
 413.117

Islands leased by state, 568.11, 568.17, 568.21–568.25

Landlord and tenant, rights, 562.1–562.7

Landlord's lien given, 570.1–570.10

Lands for conservation purposes, 107.24(2), 111.25

Leaseholds, 427.15, 562.1–562.7, 628.2, 628.10

Liquor control commission's authority, 123.16(4,  
 5)

Liquor violations, effect on lease, 129.12

Motor carriers' certificates, restrictions, 325.25

Motor vehicle, lessee, when considered owner,  
 321.1(36)

Motor vehicle truck permits, 327.14

Municipalities, authority to lease, 569.5–569.7

Oil and gas well leases, 84.1–84.10

Partition actions, authority of referee, R.C.P. 282

Perpetuities prohibited, 557.7, 558.68

**LEASES—Continued**

Property of social welfare board, 249.20

Property of state board of education, 262.18

Public utility equipment, 556.22–556.28

Railroad provisions, 434.1, 476.9, 476.17, 476.23,  
 476.24, 479.2, 479.49, 481.2, 617.4

Real estate brokers' law, 117.1–117.44

Recording of real estate instruments, 558.41

Recording transfer of personalty, 556.4

Road machinery by highway commission, 313.37

Safety deposit boxes, 528.65

School property, by election, 278.1(2)

School property, state, 262.18

Soil conservation district's authority, 467A.7(5)

State lands, authority to lease, 569.5–569.7

Statute of frauds, 622.32(3), 622.33

Subletting, housing law restrictions, 413.78

## Taxation provisions

Church land granted by state, 565.1, 565.2

Electric transmission lines, report, 437.2

Ice and coal dealers' leases listed, 428.10

Listing for taxation, 427.15, 428.1(6)

Pipelines, 438.1, 438.3(6)

Railroad equipment companies, 435.1–435.8

Railroad trackage, report, 434.1

Real estate lease, over three years, 428.4

Recording required for tax exemption, 427.1(9)

State institution leases, 427.15

Telegraph or telephone lines, report, 433.1(1)

## Termination

Agreement of parties, effect, 562.6, 562.7

Farm tenancies, 562.5–562.7

Forcible entry and detainer, 648.1–648.23

Housing law violations, 413.78, 413.79, 413.106,  
 413.117

Leasing for prostitution, 724.5

Liquor law violation, 129.12

Notice required for tenant at will, 562.4

Notice required for termination, 562.6, 562.7

November first notice, service, 562.6, 562.7

Utility equipment, sale or lease, 556.22–556.28

## Violations

Leasing before plat recorded, 409.45

Leasing for obscene exhibitions, 725.3

Leasing house for prostitution, 724.6

Leasing premises for live bird shooting, 109.21

Water-power improvement corporations, 470.4

**LECTURES**

City or town regulation, 368.8(3)

**LEGALIZING ACTS**

## Acknowledgments

Absent or defective, 589.3

Attorney in fact, executed before 1940, 586.1(8)

Corporation, defective, 591.4

Corporation officers, before 1943, 589.4

County auditors and deputies, 586.1

Defective before 1940, 586.1

Defective before 1943, 589.1, 589.2, 589.5, 589.6

Defective certificates before 1940, 586.1

Deputy clerk of district court, 586.1(4)

Lacking before 1930, 589.3

Mayors, unauthorized, 586.1(3)

Military or naval officers, 558.26

Notaries public before 1940, 586.1(2)

**LEGALIZING ACTS—Continued****Acknowledgments—Continued**

- Seal not attached, before 1943, 589.1
- Stockholder as notary, before 1943, 589.5
- Administrator's notice of appointment, 590.1
- Bank depositors' agreements, 528.95
- Bequest of limited estate with words of inheritance, not impaired, prior to 1907, 557.21

**Bond issues legalized**

- City garbage disposal plant bonds, 592.1
- County building bonds, election, 594.2
- Drainage bonds, 593.2
- Elections on school bonds, 594.1
- Park bonds and certificates, 593.4
- Publication of act before passage, 585.1–585.4
- Refunding bonds of schools, 593.1
- School bond elections, 594.1
- Sewer bonds, 593.3
- Street improvement bonds, 593.3

**Cities and towns**

- Bonds for street and sewer improvements, 593.3
- Changing street names, 592.6
- Garbage disposal plant bonds, 592.1
- Ordinances and proceedings
  - Mayor not member of council, 592.5
  - Public libraries, 592.6
- Park bonds and certificates, 593.4

**Plats**

- Adverse action barred after 1944, 592.3
- Auditor's plats, 592.4
- Defective, prior to 1940, 592.3
- Irregularities or omissions, 592.2
- Recording of auditor's plat, 592.4
- Street improvement and sewer bonds, 593.3
- Conveyances, *see subhead Real Property below*
- Co-operative associations, 591.7

**Corporations**

- Acknowledgments, defective, 591.4
- Articles, defective procedure, 591.3, 591.6–591.8
- Articles filed irregularly, 591.7
- Bridge, interstate merger, 591.9
- Capital stock certificates not filed, 591.13, 591.14
- Change of name, 591.6
- Co-operatives, articles filed irregularly, 591.7
- Costs and publication, 17.19
- Instruments affecting realty, 589.6, 589.7, 589.24
- Notices published, defective, 591.1–591.7
- Officer of corporation, acknowledgment, 589.4
- Organization or renewal, 591.8
- Publication defective, 591.1–591.7
- Release of lien without seal attached, 589.6
- Renewals filed after time, 591.3
- Sales, contracts, deeds, before 1888, 589.7
- Seal of corporation not affixed, 589.6
- Stockholder as notary public, 589.5

**County building and sites, elections, 594.2****County road tax levies, 592.8****Deed, power to appoint, release, 559.1****Deeds, *see subhead Real Property below*****Deeds of trust, *see subhead Mortgages below*****De facto judge's acts, 605.4****Descriptions referring to defective plats, 589.23****Elections**

- County buildings and sites, 594.2

**LEGALIZING ACTS—Continued****Elections—Continued**

- Libraries, public, 592.6
- School bonds, 594.1

**Execution sales**

- Failure to make proper entries, 588.1
- Homestead selection, deficiency, 588.2

**Executor's notice of appointment, 590.1****"Heirs" in conveyances, prior to 1930, 558.14****Instruments without corporate seal, 589.6****Insurance policies, judgment creditor, action against insurer, 516.3****Interest rates legalized before 1900, 589.22****Judgments and decrees**

- Affidavit of assistant publisher, 587.10
- Affidavit of nonresidence, published notice, 587.8
- Affidavit of publication by editor, 587.9
- Circuit court probate judgments, 587.6
- Decrees against unknown defendants, 587.1
- Guardians sale of real estate, notice, 587.4
- Marriage annulment; published notice, 587.11
- Name variations, unknown defendants, 587.1
- Original notices, certain defects, 587.2, 587.3
- Proof of publication, 587.9, 587.10
- Publication of notice, defects, 587.2
- Quieting title decrees, published notice, 587.7
- Will decrees, defective notice, 587.5

**Legislative requirements**

- Acts of local nature, costs and publication, 17.19
- Caption of publication, 585.3
- Cost of publication, 585.3
- Place of publication, 585.2
- Publication prior to passage, 585.1
- Subsequent amendment, effect, 585.5

**Limitation of actions**

- Cotenant's suit for rent, 557.16
- Quieting title, ancient deeds, 649.7, 649.8
- Recovery by cestui que trust, 614.14
- Recovery of real estate without spouse joining, 614.15, 614.20
- Setting aside certain ancient deeds, 614.22
- Spouse not joining in conveyance, 614.15, 614.20
- Tax sales, deeds, from 1939, 448.13
- Tax title holder, affidavit, time limit, 448.15–448.17

**Marginal releases, assignments, mortgages, 589.8–589.10****Mayor's court transcripts filed, 601.72****Mayor's unauthorized acknowledgments, 586.1(3)****Mortgages**

- Acknowledgments, *see subhead Acknowledgments above*
- Assignment on margin, 589.10
- Corporate seal not affixed to release, 589.6
- Execution sale errors, 588.1
- Foreclosures, before 1930, 589.12, 589.19
- Interest, 589.22
- Judgments and decrees affecting, *see subhead Judgments and Decrees above*
- Marginal releases, 589.8–589.10
- Realty claims before 1940, 614.17, 614.22
- Releases, 589.6, 589.8–589.10, 589.21
- School fund, marginal release, 589.9

**LEGALIZING ACTS—Continued**

## Notaries public

- Acknowledgments taken before 1940, 586.1(2)
- Maiden name, acts under, not illegal, 77.12
- Official acts before 1940 by hold-overs, 586.1(1)
- Specific defects, 586.1

- Power to appoint by deed or will, release, 559.1
- Private bills, printed, prepayment required, 17.19
- Probate hearing notice, 590.2
- Probate lacking, record title prior to 1930, 558.14
- Publication, charges payable in advance, 17.19
- Quieting title actions, before 1946, 587.7
- Railroad lands, Dubuque and Pacific, 10.12
- Real estate conveyances, contingent remainder, since 1925, 557.8

## Real property

- Acknowledgments, *see subhead Acknowledgments above*

## Affidavits

- Adverse possession, 614.17
- Tax title holder, limitation, 448.15-448.17
- Title explanation, presumption, 558.8, 614.17

## Assignment

- Certificate of entry, 558.7
- Marginal assignment of lien, 589.10
- Original entry, 558.7

- Contingent remainders, since 1925, 557.8

- Contract for deed, before 1930, 558.5

## Conveyances

- Ancient deeds and instruments of record, special limitations, 614.14-614.22
- Assignment of patent legalized, 558.7
- Based on assignment of contract, 649.7
- Contract for deed before 1930, 558.5
- Corporate sale, contracts, deeds, 589.7
- Corporate seal not affixed, 589.6
- County, before 1943, without seal, 589.2
- County, clerk's failure to countersign, 589.2
- Covenants, spouse not bound by, 557.13
- Deeds before 1940, action before 1945, 614.22
- Defective, recorded before 1930, 589.24
- Execution sales, irregularities, 588.2
- Executors, trustees, before 1930, 589.11
- Fiduciaries, 589.11, 589.12, 589.24, 614.22
- Foreign executors, 589.18, 589.24
- Foreign state laws, when applicable, 589.20
- Grantor, as spouse or heir, 558.14
- Guardians' sales, notice defective, 587.4
- "Heir" as grantor prior to 1930, 558.14
- Limitation of actions on ancient instruments of record, 614.1-614.22
- Limited estate with words of inheritance, not impaired, prior to 1907, 557.21
- Mortgages, *see subhead Mortgages above*
- Names and initials, variation, 558.6
- Original entry assigned, 558.7
- School district land before 1943, 589.25
- School fund foreclosure, 589.19
- Sheriff's deeds, before 1930, 589.12
- Sheriff's deeds executed by deputy, 589.13
- Sheriff's failure to make entries, 588.1
- Spouse as grantor prior to 1930, 558.14
- Spouse failing to join in conveyance, 614.15
- Spouse under power of attorney, 589.17
- Tax deed omissions, 448.13, 589.15
- Tax deeds defective, before 1930, 589.14, 589.24

**LEGALIZING ACTS—Continued**

## Real property—Continued

## Conveyances—Continued

- Tax sales, 448.13, 589.16
- Devise of limited estate with words of inheritance, not impaired, prior to 1907, 557.21
- Plats
  - Defective plat reference, before 1930, 589.23
  - Legalization of plats, 592.2-592.4

## Releases

- Corporate lien without seal, 589.6
- Fiduciary's release of lien before 1933, 589.21
- Judgment releases before 1933, 589.21
- Liens recorded before 1933, 589.21
- School fund mortgages before 1894, 589.9
- School district organization, reorganization, boundary changes, 594A.1
- Social welfare department conveyances, 589.26
- Spouse in conveyances, prior to 1930, 558.14
- Tax deeds, 448.1, 589.14, 589.15, 589.24
- Tax title holder, affidavit, limitation of actions, 448.15-448.17
- Title without probate, prior to 1930, 558.14
- Unknown claimants, publication service, 587.1, 587.2

## Wills

- Contingent remainders, since 1925, 557.8
- Decrees regarding wills, notices, 587.5
- Failure to serve notice, 587.5
- Notice executor's appointment, before 1945, 590.1
- Notices, probate hearing, before 1945, 590.1
- Power to appoint, release, 559.1

**LEGAL SETTLEMENT**

- Insane persons, 230.1-230.14
- Poor persons, 252.16-252.21

**LEGATEES AND DEVISEES**

## Actions

- Costs prorated against heirs, 638.20
- Evidence, dead-man statute, 622.4, 622.5
- Limitation on recovery, spouse not joining in deed, 614.5-614.20
- Party in specific performance of decedent's contract, 638.21
- Proportionate liability for costs, 638.20
- Recovery of undistributed funds, 682.41
- Tender by one on joint suit, 638.20
- Title of deceased patentee inherited, 636.55
- Aliens, Const., Iowa, I, 22; 567.1, 567.2, 632.15, 636.8
- Annuity condition, municipality, 565.12-565.15
- Attorney for minors, nonresidents or unrepresented, 638.37
- Cemetery bequests, 566.14, 566.15
- Children born after testator's death, 633.13
- Cities, towns and counties, 565.6
- Contingent estates, inheritance taxes, 450.96
- Death of devisee, heirs inherit, 633.16
- Escheat, 636.50-636.54
- Execution levy, 626.13, 626.88-626.91
- Executors, bequest as fee, inheritance tax, 450.61
- Feloniously causing death, inheritance forfeited, 636.47
- Guardian ad litem appointed, 638.37
- Heirs of deceased devisee inherit, 633.16

**LEGATEES AND DEVISEES—Continued**

Homestead tax credit, 425.11(2)  
 Incompetent's legacies under \$200, 638.41  
 Inheritance tax liability, 450.5, 450.8, 450.36, 450.58  
 Inheritance tax lien, duty to enter, 450.16  
 Inventory, cannot waive, 635.4  
 Listed in probate proceedings, 450.13, 632.10, 635.1, 638.24  
 Minor's legacies under \$200, 638.41  
 Nonresident aliens, rights, 567.1, 567.2  
 Notice of final settlement, 638.36  
 Patent to decedent, land title to devisees, 636.55  
 Refunds overpaid inheritance tax, 450.94, 450.96  
 Removal of property, unpaid inheritance tax, 450.50  
 Rents and profits, executor's accounting, 635.49  
 Taxes suspended, devisee to pay, 427.11  
 Unclaimed inheritance, recovery, 682.41  
 Witness to will, right as beneficiary, 633.9  
 Words construed as interchangeable, 633.15

**LEGISLATIVE FISCAL DIRECTOR**

Appointment, powers, duties, 2.46–2.48

**LEGISLATIVE REFERENCE BUREAU**

State law librarian, 303.5

**LEGISLATIVE RESEARCH BUREAU**

Director, secretary to interstate co-operation commission, 28B.1  
 Established, function, 2.50–2.62

**LEGISLATIVE RESEARCH COMMITTEE**

Established, function, 2.49–2.60  
 Joint advisory committee, 2.55–2.60

**LEGISLATURE**

Generally, 2.1–2.45, *see GENERAL ASSEMBLY*

**LEGITIMACY**

Generally, 675.1–675.36

**LETTERS**

Administration, 633.45  
 Army letters, collection by state curator, 303.6(3)  
 Evidence, use, 622.19, 622.47  
 Feeble-minded inmates, privileges, 222.35  
 Fraudulent advertisements, 713.24  
 Insane hospital inmates, 226.13–226.15, 229.39  
 Letter of credit, forgery, 718.1(5)  
 "Libel" defined, indictment, 737.1, 773.34  
 Obscene letters, 725.5  
 Patent  
     Action to test validity, R.C.P. 299  
     Inventions of students and officers, 262.9(1)  
 Surveyor general's, use in evidence, 622.47  
 Testamentary, 633.45  
 Threatening jurors, witnesses, or court officers, penalty, 723.1

**LEVEES**

City levee districts, 459.1–459.11  
 City levees, 384.3(9), 395.1, 420.155–420.167  
 County levees, 455.1–455.216  
 Districts with pumping stations, 461.1–461.29  
 Special charter cities, commission, 420.160–420.167  
 United States levees, 466.1–466.8

**LEVY**

Attachment, 639.1–641.5  
 Execution, 626.1–626.108  
 Taxes, *see TAXATION*

**LEWDNESS**

Enticing female, 724.9  
 Keeping house of ill fame, 724.3  
 Leasing house for lewd purposes, 724.6  
 Lewd acts with children, 725.2  
 Lewd literature, 725.5  
 Lewdness punished, 725.1  
 Penalty for leading lewd life, 724.1

**LIABILITY INSURANCE**

*See INSURANCE*  
 Financial responsibility, motor vehicles, ch 321A

**LIBEL AND SLANDER**

Definition, 737.1  
 Innuendo, 659.1, 773.26

**Libel actions**

Candidate for office, newspaper libel, 659.4  
 Damages for newspaper libel, 659.2–659.4  
 Limitation of actions, 614.1(3)  
 Malice, proof, 659.6  
 Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97  
 Pleading requirements, 659.1  
 Retraction of newspaper libel, 659.2–659.4  
 Unchastity imputed, retraction, 659.4  
 Verification of pleading not required, R.C.P. 80

**Libel prosecution**

Acquittal for truth, Const., Iowa, I, 7; 737.4  
 Definition of "criminal libel", 737.2

**Indictment**

Application facts not required, 773.26  
 Contents required, 737.3  
 Short form, 773.34

Jury to determine law on fact, 737.7, 738.2  
 Motive considered, Const., Iowa, I, 7; 737.4  
 Publication required to constitute libel, 737.5  
 Publication, what constitutes, 737.6  
 Punishment for libel, 737.2  
 Truth, proof, Const., Iowa, I, 7; 737.4

Malice not proved by failure to prove truth, 659.6  
 Radio, liability for defamatory statements, 659.5

**Slander actions**

Limitation of actions, 614.1(3)  
 Malice, proof, 659.6  
 Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97  
 Pleading requirements, 659.1  
 Radio, liability for defamatory statements, 659.5  
 Verification of pleading not required, R.C.P. 80

**LIBERAL CONSTRUCTION OF STATUTES**

Generally, 4.1, 4.2, 86.18, 639.67; R.C.P. 132

**LIBERTY**

Constitutional guarantee, Const., Iowa, I, 1, 7, 9  
 Press, not abridged by corporation political prohibitions, 491.69

**LIBRARIES**

Bonds to pay debts, 407.12–407.15  
 Circulating libraries, state, service, 303.3(11)

**LIBRARIES—Continued**

- College, documents, distribution, 16.14
- Congressional library, code, publications, 16.16, 16.24(17), 16.28
- Law library, state, 303.1, 303.3, 303.5
- Legalizing act, 592.6
- Medical library, state, 303.1, 303.3, 303.13
- Private libraries
  - Exempt from execution, 627.6(3)
  - Exemption from taxation, 427.1(15)
  - Incorporation, 504.1
- Public libraries
  - Advice from state traveling librarian, 303.18(2)
  - Authority to establish, 358B.1, 378.1
  - Board of trustees
    - Appointment, term of office, 378.3, 378.4
    - County, 358B.4–358B.8
    - Park board nominee, 371.3
    - Powers and duties, 378.10, 378.11
    - Qualifications, compensation, 378.5, 378.8
    - Report, annual, to council, 378.18
    - Vacancies, 378.6, 378.7
  - Books borrowed from state, 303.3
  - Buildings or rooms provided, power, 378.1
  - Contract for use by other cities, 378.11
  - County libraries, 358B.1–358B.16
  - County tax, contract fulfillment, 378.13, 378.15
  - County use under contract, 378.11, 378.12
  - Documents, state, free distribution, 16.14
  - Donations received, conditions enforced, 378.2
  - Employees, authorized, 378.1
  - Establishment, 358B.1, 378.1
  - Fines and rentals, collection, 372.16
  - Funds, 378.13–378.15, 378.17, 404.10(3, 4, 5)
  - Gifts, federal and state funds, 303.4
  - Gifts to townships authorized, 359.29
  - Grounds enlarged, land condemned, 358B.12
  - Historical material preserved, 378.16
  - Historical societies, uniting with, 378.16
  - Indebtedness authorized, 407.1–407.10
  - Inheritance tax, property exempt, 450.4(3)
  - Injuries to books or property, penalty, 714.16
  - Joint town-college library, 378.9, 378.17
  - Librarians, salary, removal, 378.10
  - Memorial hall, use as library, 37.18
  - Nonresident users, charges, 378.10(6)
  - Penalty for injury to public property, 714.16
  - Rentals, collections, 378.10(8)
  - Reports received from state, 16.14, 16.18, 16.19
  - School districts, use by contract, 378.11, 378.12
  - School tax, contract fulfillment, 378.11–378.13
  - State library law not to affect locals, 303.15
  - Tax exempt, inheritance or gift, 450.4(3)
  - Tax exemption, 427.1(8, 10)
  - Tax levies, 358B.13, 378.13–378.15
  - Tax rate for township or county, 378.13
  - Township tax, contract fulfillment, 378.13, 378.14
  - Township, use under contract, 378.11, 378.12
  - Treasurer of library, 358B.10, 378.17
  - Trust funds, power to accept, 358B.8, 378.10(9)
  - Trust property, deeds and bills of sale executed, 378.10(9)
- Schools, 292.1–292.8
- Standard schools, requirements prescribed, 293.2
- State libraries, 303.1–303.23
- State publications furnished on request, 17.33

**LIBRARIES—Continued**

- Township, gifts and donations received, 359.29
- Traveling library, state, 303.16–303.23

**LIBRARY AND HISTORICAL DEPARTMENT**  
*See HISTORY AND ARCHIVES DEPARTMENT***LIBRARY, LAW**

- See LAW LIBRARY AND LIBRARIAN (STATE)*

**LIBRARY, MEDICAL (STATE)**

- See MEDICAL LIBRARY AND LIBRARIAN (STATE)*

**LIBRARY, TRAVELING**

- See TRAVELING LIBRARY AND LIBRARIAN (STATE)*

**LICENSES**

*See also PERMITS*

- Accountants, 116.1–116.19
- Aeronautics, government, 328.34(5, 6)
- Aeronautics, registration required, 328.19–328.52
- Agricultural lime sales, 201.1–201.3
- Amusement parks, 368.8
- Architects, 118.1–118.14
- Attorneys at law, 610.2, 610.8–610.13
- Auctioneers, 368.6(5), 546.1–546.3
- Auction sales, 368.6(5), 368.8(5), 546A.1–546A.9
- Automobile registration, 321.17–321.162
- Bait dealers, 109.63
- Barbers, 147.2–147.93, 158.1–158.10
- Beer, 124.1–124.37
- Bicycles, 321.236, 389.39
- Billiard halls, 368.8(2)
- Bowling alleys, 368.8(2)
- Broker, real estate, 117.1–117.43
- Chattel loan law requirements, 536.1–536.25
- Chauffeurs, 321.174, *see DRIVERS' LICENSE*
- Cheese factory, 195.15
- Child labor permits, 92.5–92.8
- Child-placing agencies, 238.3–238.15
- Children's boarding homes, 237.3–237.13
- Chiropractors, 146.4, 147.2–147.93, 147.102, 147.104, 151.1–151.6
- Circuses, 368.8(3)
- Cities and towns, power to grant, 368.6, 368.8
- Civil engineers, 114.17
- Cold storage plants, 171.2–171.8, 172.2–172.7
- Cosmetologists, 147.2–147.93, 157.1–157.14
- Creameries, 195.15–195.19
- Cream graders, 195.7–195.9, 195.19
- Dairies, 192.1–192.4
- Dairy products dealers and processors, 195.15
- Dance halls, 368.8
- Dental hygienists, 147.2–147.93, 153.7–153.26
- Dentists, 147.2–147.93, 153.3–153.26
- Detectives, private, 80A.1–80A.12
- Disposal of dead animals, 167.2–167.10
- Dogs, 351.1–351.29, 368.8(4)
- Drivers' licenses, 321.174, *see DRIVERS' LICENSE*
- Druggists
  - Itinerant vendors of drugs, 203.6, 203.7, 444.16
  - Liquor, 123.27(2)
  - Narcotics, 130.39, 130.40, 204.3, 204.4, 204.16
  - Pharmacists, 147.2–147.104, 155.1–155.9

**LICENSES—Continued**

Egg candlers and graders, 196.7, 196.8  
 Egg dealers, 196.4–196.6  
 Employment agencies, 95.1–95.6  
 Fees collected by health department, 147.80  
 Ferries, power of cities, 368.27  
 Fertilizer manufacturer and distributor, 200.6  
 Firearms, permit to carry, 695.1–695.28  
 Fish and game, *see FISH AND GAME*  
 Fishing, 110.1, 110.17  
 Food and drug business, 189.17, 189.18  
 Food establishments, 170.2, 170.8  
 Fortune tellers, clairvoyants, 368.8  
 Funeral directors, 147.2  
 Fur dealers, 110.1  
 Gambling devices on premises, cause for revocation, 99A.1–99A.9  
 Game breeding and shooting preserves, 110A.1  
 Gasoline pumps, 214.2–214.5, 368.8(6)  
 Hospital, 135B.3  
 Hotels, 170.2–170.8  
 Hunting, 110.1, 110.17  
 Insurance agents, 522.1–522.5  
 Itinerant merchants, 81.2–81.12, 81A.1–81A.9  
 Itinerant vendor of drugs, 203.7  
 Jitney busses by city, 388.1–388.12  
 License plates for motor vehicles, 321.17–321.44, *see MOTOR VEHICLES*  
 Lime, agricultural, sales, 201.1–201.3  
 Liquor, 123.27, *see INTOXICATING LIQUOR, subhead Permits*  
 Loan companies, 536.1–536.25  
 Locker plants, 171.2–171.8, 172.2–172.7  
 Magazines for storing explosives, city, 368.11  
 Marriage, 595.3–595.9  
 Maternity hospitals, 236.4–236.21  
 Milk dealers, 192.1–192.5  
 Motor vehicle dealers, 322.4–322.13  
 Motor vehicle fuel distributor, 324.4–324.7  
 Motor vehicle fuel, special, dealers and users, 324.36  
 Motor vehicle operators, 321.174, *see MOTOR VEHICLES, subhead Licenses to Operate*  
 Moving picture shows, 368.8  
 Mussels, 110.1  
 Narcotic drugs, 204.3, 204.4  
 Nurses, 147.2–147.93, 147.105–147.110, 152.1–152.4  
 Nursing homes, 135C.6–135C.13  
 Optometrists, 147.2–147.93, 154.1–154.5  
 Osteopaths, 146.4, 147.1–147.93, 147.102–147.104, 150.1–150.10  
 Passenger busses, cities over 125,000, 417.54  
 Passenger busses in cities, 388.1–388.12  
 Peddlers, 444.13–444.17  
 Penalty for transacting business without, 713.27  
 Pharmacists, 147.2–147.104, 155.1–155.9  
 Physicians and surgeons, 146.4, 147.2–147.93, 148.3, 148.6–148.9  
 Plumbers, 420.174  
 Podiatrists, 147.2–147.93, 149.1–149.6  
 Pool halls, 368.8  
 Poultry dealers, 197.1–197.6  
 Power of cities, 368.6, 368.8  
 Public safety department, automobile, 321.20  
 Public scales, 214.2–214.5  
 Quo warranto to annul claim, R.C.P. 299(e)  
 Real estate brokers, 117.1–117.43  
 Reinstated, physicians and surgeons, 148.9

**LICENSES—Continued**

Required to operate plant, 171.2  
 Restaurants, 170.2–170.8  
 Retail sales, 422.53  
 Revoked, gambling devices on premises, 99A.1–99A.9  
 Revoked, physicians and surgeons, 148.6, 148.7  
 Sales, retail, 422.53  
 Scales, public, 214.2  
 Service stations, 368.8(6)  
 Shooting galleries, 368.8(2)  
 Shorthand reporters, 115.6–115.8  
 Skating rinks, 368.8  
 Small loan law, 536.1–536.25  
 Supreme court, attorneys, 610.2  
 Surrender, physicians and surgeons, effect, 148.8  
 Surveyors, 114.19  
 Swimming pools, 368.8  
 Theaters, pool halls, dance halls, 368.8  
 Trackless trolleys, 417.54  
 Trailer registration, 321.34  
 Transient merchants, 81.1–81.14, 81A.1–81A.9, 368.6(3), 444.13–444.17  
 Trapping, 110.1  
 Veterinarians, 169.1–169.47  
 Warehouses, bonded, 543.4–543.16, 543.31, 543.32, 543.38  
 Warehouses, unbonded, 544.7  
 Watchmakers, 120.8

**LIENS**

Abatement bond in liquor cases, 128.26–128.33  
 Accounts receivable assigned, 539.7–539.15  
 Actions to enforce  
   Bond to release, action on, 584.4  
   Equity suits  
     Artisan's lien, 577.2  
     Foreclosure, *see just below*  
     Old-age assistance, 249.20  
     Paternity actions, 675.7, 675.16  
     Proceeding to ascertain extent, 626.33  
     Public improvement claims, 573.16  
     Real estate mortgages, 611.5, 654.1  
     Refrigerated locker plant, 577.2  
     Veterinarians, 581.4  
 Expenditures by junior lienholder, 629.1  
 Foreclosure  
   Advancements protected, 629.1–629.3  
   Animal service, 580.4–580.9  
   Chattel mortgages, 652.1–652.12  
   Liens enforced as mechanic's lien  
     Miners, 574.1  
     Oil and gas well, 84.9  
   Liens foreclosed as chattel mortgages, 571.5  
   Mechanics, 572.21  
   Old-age assistance, 249.19  
   Original notice, publication, R.C.P. 60(c)  
   Pledges, 653.1–653.8  
   Real estate mortgages, 611.5, 654.1–654.12  
   State lien, party, 613.8  
 Judgment liens, 624.23, *see subhead Judgment Liens below*  
 Junior lienholder, 629.1–629.3  
 Limitation of actions  
   Landlord's lien, 570.2  
   Mechanic's, 572.27  
   Mortgage, 614.1, 614.7–614.21, 615.1–615.4, 635.40

**LIENS—Continued**

- Actions to enforce—Continued
  - Limitation of actions—Continued
    - Old-age assistance, 249.20
    - Personal property tax, 445.29
    - Threshing or husking, 571.4
  - Notice by publication, R.C.P. 60(c)
  - Partition, costs as a lien on shares, R.C.P. 287
  - Poor relief, 252.11, 252.13, 252.15
- Probate, claims in decedent's estate
  - Claims enforced, *see ESTATES OF DECEDENTS, subhead Claims Against Estate*
  - Old-age assistance, 249.19
- Receiver in equity action, 626.33
- Remedies, additional
  - Artisans, 575.16, 577.2
  - Carriers, sale not exclusive, 575.16
  - Commission merchants, 575.16, 576.2
  - Locker plant, 575.16, 578.2
  - Warehousemen, 542.32, 542.35
- Specific attachment to aid, 640.1, 640.5
- State, against, realty, 613.8–613.10
- State as party, 613.8
- Suit at law
  - Hospital, 582.4
  - Hotelkeepers holding baggage, 583.3
  - Landlords attachment, 570.5
  - Motor vehicle registration fees, 321.133
  - Paternity actions, 575.7–575.16
- Agistors, 579.1–579.3
- Animals
  - Agistor's lien, 579.1–579.3
  - Bond by owner to release lien, 584.1–584.4
  - Carrier's lien, 479.87, 575.1–575.16
  - Commission merchant's lien, 576.1, 576.2
  - Feeder's and herder's lien, 579.1–579.3
  - Forwarding merchant's lien, 576.1, 576.2
  - Landlord's lien, 570.1–570.8
  - Livery stable keepers, 579.1–579.3
  - Neglected animals, care furnished, 188.49
  - Services of stallions and jacks, 580.1–580.9
  - Veterinarian's lien, 581.1–581.4
- Animals neglected, care furnished, 188.49
- Apiarists, on bee owner's property, 160.8
- Artisans, enforcement, 577.1, 577.2
- Assessments, special
  - Commission cities over 125,000, street improvement assessment lien, 417.45
  - Drainage and levee districts, 455.58
  - Draining or filling lots, 368.26
  - Road assessments, 311.26
  - Sewer rentals in cities, 393.3
  - Sidewalk construction, 389.35
  - Special charter cities, 420.187, 420.260, 420.273–420.275
  - Street improvements, sewers, 391.35–391.37, 391.63, 391.82
- Assignment of wages, loan security, 536.17, 539.4
- Attachment liens
  - Cancellation, 639.64, 639.69, 639.70
  - Lien acquired by levy, 639.28, 639.38
  - Specific attachment, 640.1–640.5
- Attorney's lien
  - Collection fee retention lawful, 710.8

**LIENS—Continued**

- Attorney's lien—Continued
  - Industrial commissioner, legal fees, 86.39
  - Judgment, entry on docket, 610.18(4)
  - Money and papers of client, 610.18
  - Release by bond, 610.19, 610.20
  - Unlawful retention of money, 610.21
- Bail bond undertakings, 764.1, 764.2
- Bees, lien for treatment costs, 160.8
- Bills of lading
  - Carrier's lien, 487.11, 487.19, 487.26, 487.27
  - Lienholder's rights not limited, 487.43
  - Vendor's lien defeated by negotiation, 487.42
- Boat engines and motors, for charges, 579.1–579.3
- Boats or rafts, enforcement, 667.1–667.15
- Boat storage charges, 579.1–579.3
- Bonds, drainage refunding, 463.22
- Bonds, refunding, cities, 396.28
- Bonds to release
  - Action on bond, where brought, 584.4
  - Amount of bond, 584.2
  - Boats or rafts on seizure, 667.7
  - Effect of bond, 584.3
  - Execution not released by bond, 626.68
  - Immediate possession upon filing, 584.1, 584.3
  - Liens subject to release, 584.1
  - Poor support, 252.11
  - Requirements of bond, 584.2
  - Tax lien on migratory personalty, 445.45
- Boundary dispute case, costs a lien on land, 650.6
- Carrier's lien
  - General provisions*, 575.1–575.16
  - Application of sale proceeds, 575.11, 575.12
  - Basis, 575.2
  - Bill of lading law, 487.11(1), 487.19, 487.47
  - Bill of lading to state charges, 487.26
  - Bulk sale or by separate articles, 575.9
  - Cold storage locker lien, enforced as, 578.2
  - Deficiency after sale, carrier's remedy, 575.16
  - Definitions of types of property, 575.1
  - Enforcement, sale, notice, 575.3–575.16
  - Fund, treasurer's duties, 575.14
  - Inventory before sale, record kept, 575.9
  - Nature, 575.2
  - Notice of sale, methods of giving, 575.4–575.6
  - Notice of sale served, 575.4–575.6
  - Payment by owner to release, 575.10
  - Proceeds of sale, how applied, 575.11–575.15
  - Railway, care of animals, 479.87
  - Reclaiming of fund by owner, limitation, 575.15
  - Recovery of property by payment, 575.10
  - Release by carrier, 575.10, 575.13
  - Remedies other than sale permitted, 575.16
  - Sale for enforcement authorized, 575.3
  - Sale to satisfy, 487.27, 575.7, 575.8, 575.13
  - Time and place of sale, 575.7
  - Unclaimed balance from sale, 575.12–575.15
- Chain store tax, failure to pay when due, 424.7
- Chattel loan regulations, 536.1–536.25
- Chattel mortgages, 556.1–556.21, 652.1–652.12
- Chattel mortgages, valid for five years, 556.12
- Cigarette tax, priority with other taxes, 98.26
- Cold storage locker plant, 578.1, 578.2
- Combiner's lien on grain or seed, 571.1–571.5
- Commission merchants, 576.1, 576.2



**LIENS—Continued**

Cornhuskers, 571.1-571.5  
 Cornshellers, 571.1-571.5  
 Corporate release of liens, seal, 558.4  
 Corporation liens on stock, 430.13, 528.9  
 Corporation's property, state lien, 496.16  
 Creation by proceedings auxiliary to execution, 630.18  
 Credit unions, shares and deposits, 533.12  
 Crop failures, landlord's lien, 570.3  
 Custom threshing, combining, husking, baling, shelling, 571.1-571.5  
 Deeds of trust, 652.12, 654.2

**Drainage**

Assessment tax lien, 455.58  
 Bonds defaulted, refunding, 464.10  
 District special assessments, 455.58  
 Refunding bonds, lien unimpaired, 463.22  
 Tax installments, time lien attaches, 455.67

Employer's lien for subrogation, 85.22(1)  
 Employment security, for employer's contribution, 96.14(3)

**Encumbrance book**

Affidavit of additional liens, 629.3  
 Attachment levies entered, 603.12, 639.28, 639.70  
 Cancellation by settlement of case, 639.64  
 Constructive notice, index as, 617.10-617.15  
 Duty to make entries, 606.7(5), 606.10  
 Entry in county where located, 626.18, 626.20  
 Property seized for relief of poor, 252.11

Enforcement by action, *see subhead Actions to Enforce above*

**Enforcement by sale on notice**

Agistors, 579.2  
 Artisans, 577.2  
 Boats, engines, motors, storage lien, 579.2  
 Commission merchants, 576.2  
 Common carriers, 575.3  
 Herders, 579.2  
 Hotelkeepers baggage lien, 583.4  
 Livestock feeders and keepers, 579.2  
 Locker plant, 578.2  
 Motor vehicle registration fees, 321.138  
 Motor vehicle storage lien, 579.2  
 Refrigerated locker plant, 578.2  
 Tax liens, by tax sale, 446.3, 446.7  
 Warehousemen, 542.33

Epileptics, lien for care, 223.16, 223.20  
 Equitable proceedings to ascertain extent, 626.33  
 Execution, personalty, 626.33, 626.68; R.C.P. 260  
 Exempt personalty, how obtained, 321.109, 556.1  
 Farm products processed, 571.1-571.5  
 Federal tax liens recorded, 335.11  
 Feeble-minded, lien for care, 223.16, 223.20  
 Feeders, 579.1-579.3  
 Financial responsibility bond, 321A.24  
 Foreclosure, *see subhead Actions to Enforce above, thereunder see Foreclosure*  
 Forwarding merchants, 576.1, 576.2  
 Herders, 579.1-579.3  
 Homestead, how lien obtained, 561.13  
 Hospitals, 582.1-582.4  
 Hotelkeepers, 583.1-583.6

**LIENS—Continued**

Household goods, small loan wage assignment, 536.17  
 Housing law penalties, 413.111

**Index**

Clerk to keep lien book, 606.7(7)  
 Constructive notice, 617.10-617.15  
 Details of liens required to be entered, 606.10  
 Inheritance tax, 450.7, 450.16  
 Inheritance tax, cancellation of lien, 450.35  
 Insane person's support, 230.25, 230.26, 230.29  
 Insurance stock tax against shareholder, 431.12  
 Interstate bridge liens, when authorized, 383.15  
 Intoxicating liquor transactions, lien void, 129.7  
 Invalid lien, summary judgment, R.C.P. 237(f)

**Judgment liens**

After-acquired property, 624.23  
 Aliens, nonresident, lien rights on land, 567.2  
 Attorney's lien on judgment, 610.18(4)  
 Corporate release, 558.4  
 Execution sale vacated for lack of lien, 626.86  
 Fines a lien on realty, 790.1  
 Inferior courts, 601.71  
 Injuries to person or property against railroads, interurbans or street railways, 624.27, 624.28  
 Lien created, duration, 624.23  
 Limitation, generally, 614.1, 614.3, 614.7, 615.1-615.4  
 Limitation, two-year special, 615.1-615.4  
 Liquor violation liens, 126.15-126.18  
 Mortgages, two-year lien, 615.1-615.4  
 Municipal court, 602.43  
 Preserved on modification, R.C.P. 254  
 Railroad, injuries, 624.27, 624.28  
 Real estate, ten-year period, 624.23, 624.24  
 Satisfaction of judgments, 624.20, 624.37, 655.5  
 Superior court, 603.49  
 Supreme court, how effected, 624.23, 624.25  
 Time lien attaches, 624.24-624.26  
 Two-year limitation, 615.1-615.4

Keepers of stock, lien for expense, 579.1-579.3

**Labor claims, preference**

Assignment for benefit of creditors, 681.13  
 Estates of decedents, claims filed, 635.67  
 Executions, 626.69-626.73  
 Seizure under court process or action, 626.69-626.73

Laborer's lien on railroad tax aid, 483.19

**Labor liens**

Artisan's lien, 577.1, 577.2  
 Combiner's lien on grain or seed, 571.1-571.5  
 Cornhusker's lien, 571.1-571.5  
 Cornsheller's lien, 571.1-571.5  
 Estates, preferred claim, 635.67  
 Garageman's lien, 577.1, 577.2, 579.1-579.3  
 Livery stable lien, 579.1-579.3  
 Mechanic's lien, 572.1-572.29, 573.6-573.26  
 Miner's lien, 574.1  
 Oil and gas well laborer's lien, 84.9  
 Preferred debt in action or seizure, 626.69  
 Public improvements, 573.1-573.27  
 Railroad aid subject to lien for labor, 483.19  
 Thresherman's lien, 571.1-571.5  
 Veterinarian's lien, 581.1-581.4

**LIENS—Continued****Landlord's lien**

- Action aided by attachment, 570.4
- Additional property lien enforced, 570.6
- Creation, 570.1
- Crop failure as defense, 570.4
- Duration, 570.2
- Enforcement, attachment, levy, 570.5, 570.8
- Larceny, violation of lien, 570.9
- Limitation, crop failure, 570.4
- Limitation, sale under judicial process, 570.3
- Nature, 570.1, 570.2
- Property subjected, 570.1
- Rent paid, bar to prosecution, 570.10
- Sale crops as larceny, 570.9
- Sale under judicial process, 570.3
- Subject to thresher, husker, sheller, combiner liens, 571.2
- Tenant's action to recover property, 570.7
- Warehouse law protection, 544.27(7)

**Lienholder**

- Advancements protected, 629.1-629.3
- Bill of lading act, 487.43
- Effect of lien on negotiable instrument, 541.27
- Partition suits, R.C.P. 273, 280
- Protection of junior liens, 629.1-629.3
- Redemption from execution sale, 628.5-628.20

**Limestone quarries, special assessments, 202.4****Limitation on liens**

- Animal service, 580.2
- Balers, 571.4
- Carriers, 575.15
- Crop failure, landlord's lien, 570.4
- Hospital, 582.3
- Hotelkeeper, 583.4
- Husking or shelling, 571.4
- Landlord, 570.2, 570.3, 570.5
- Mechanics, 572.27
- Miners, 574.1
- Threshing, combining, 571.4
- Veterinarians, time for filing, 581.3

**Liquor law provisions**

- Abatement bond, 123.79-123.81, 128.25-128.27
- Conveyance seizure, liens paid, 127.13, 127.20
- Forfeiture of abatement bond, 123.85, 128.31
- Injunction decrees, expiration of lien, 128.41
- Judgments, 126.15-126.18
- Vehicles transporting liquor, 127.13, 127.20

**Livery and feed stable keepers, 579.1-579.3****Loans on personal property, 536.1-536.25****Locker plants, 578.1, 578.2****Mechanical husking, baling, shelling, 571.1-571.5****Mechanics' liens****Actions**

- Amendment of claim by leave of court, 572.26
- Commenced on owner's demand, 572.28
- Court in which suit may be brought, 572.24
- Demand for bringing suit, 572.28
- Equity suit to enforce claim, 572.26
- Joinder of other actions barred, 572.26
- Limitation on action, 572.27
- Place to bring action, 572.24, 572.25
- Time to enforce, 572.24
- Alteration or repair of buildings, 572.2
- Amendment of statement by court leave, 572.26

**LIENS—Continued****Mechanics' liens—Continued**

- Assignment permitted, follows debt, 572.29
- Authority for lien, 572.2
- Bond of contractor, 572.11, 572.13(2), 572.15
- Buildings and improvements, 572.2, 572.5
- Buildings include improvements, 572.1(3)
- Bulbs and plants, 572.1(4), 572.2
- Collateral security, effect on lien, 572.3, 572.4
- Contractor's lien, 90 days, 572.9
- Contract with owner or agent essential, 572.2
- Definitions, 572.1
- Discharge, 572.15
- Extent, 572.5-572.7, 572.11
- Fences, 572.1(4), 572.2
- Fertilizer, peat and soil, 572.1(4), 572.2
- Forms, accessories, and equipment, 572.1(14)
- Grading and sodding, 572.2
- Holder before judgment can't redeem, 628.6
- Homestead liable, 561.21(3)
- Improvements or repairs, 572.2, 572.5
- Internal improvement, 572.7
- Internal or external improvement, 572.2
- Joinder of other action prohibited, 572.26
- Labor performed, entitled to lien, 572.2
- Land of owner included in lien, 572.2, 572.5
- Landscaping and grading, 572.2
- Lapse of time, procedure, 572.10
- Leasehold interest, 572.6
- Materials, what included in term, 572.1(4)
- Notice to perfect late lien, 572.10
- Nursery stock, trees and shrubs, 572.1(4), 572.2
- Oil and gas wells, 84.9
- "Owner" defined, 572.1(1)
- Owner's liability to contractor, 572.13
- Owner's liability to subcontractor, 572.14
- Perfection, 572.8-572.12
- Persons entitled, 572.2
- Plants, shrubs, and vines, 572.1(4), 572.2

**Priority**

- Between mechanics, 572.17
- Building ahead of prior land liens, 572.20
- Executions, labor claim, 626.69-626.73
- Foreclosure when prior lien on land, 572.21
- Foreclosures of owner subject to lien, 572.19
- Good-faith parties after lien time, 572.18
- Liens of record before work starts, 572.18
- Order of filing, over each other, 572.17
- Preferred to other liens, 572.18

**Record of claim, indexing, 572.22****Repairs, alterations, improvements, 572.2****Rules of construction, 572.1, 572.16****Satisfaction acknowledged or penalty, 572.23****Sidewalks built, 572.2****Soil, sod, and fertilizer, 572.1(4), 572.2****Statement of contractor filed, 572.8, 572.9****"Subcontractor" defined, 572.1(2)****Subcontractor's lien, 60 days, 572.9-572.11****Tile and tile improvements, 572.1(4), 572.2****Time of filing**

- After lien time expires, procedure, 572.10, 572.11

**Principal contractor, 90 days, 572.9****Railway, claim against, 572.12****Subcontractor, 60 days, 572.9**

## LIENS—Continued

## Mechanics' liens—Continued

## Time of filing—Continued

Two-year limitation on actions, 572.27

Works of internal improvement, 572.7

Mental hospital care, 230.25, 230.26, 230.29

Merchants, forwarding and commission, lien, 576.1, 576.2

## Miner's lien

Enforced same as mechanic's lien, 574.1

Labor opening or operating coal mines, 574.1

Superior to general preferred labor claims, 626.70

Mortgage liens, corporate release, 558.4

Mortgage on real estate, *see* MORTGAGES ON REAL PROPERTY

Mortgages on chattels, 556.1–556.28, 652.1–652.12

Mortgagor and mortgagee, drainage tax installments, 455.67

Motor vehicle fuel tax, 324.65

## Motor vehicles

Certificate of title law, 321.17–321.52

Finance companies not subject to dealers law, 321.394(6)

Judgments for damages, no exemptions, 627.7

Liquors, illegal conveyances, 127.7, 127.13

Registration fees, 321.131–321.133

Spouse's signature not necessary, 321.109

Stolen vehicles, lienholder to report, 321.73

Storage, 579.1–579.3

Time registration fee lien attaches, 321.132

Motor vehicle storage, 579.1–579.3

Multiple housing co-operatives, 499A.13, 499A.16

## Notice of lien

Animal service lien, 580.5, 580.6

Artisan's lien, 577.2

Boat storage lien, 579.2

Carrier's lien, 575.3–575.8

Cold-storage locker lien, 578.2

Combining and husking liens, 571.5

Hospital lien, 582.2

Hotelkeeper's lien, 583.4

Livestock keeper's lien, 579.2

Mechanic's, subcontractor to owner, 572.10

Motor vehicle storage lien, 579.2

Thresherman's and cornsheller's lien, 571.5

Oil and gas wells, 84.9

Old-age assistance, 249.19, 249.21

Park bonds on land purchased, 370.7

## Partition

Adjudicated, R.C.P. 275

Costs as a lien on shares, R.C.P. 287

Holders as parties, R.C.P. 273

Notice of hearing given by referees, R.C.P. 280

Proceeds, same rights, R.C.P. 276

Sale free from liens, exception, R.C.P. 281

Supplemental decree adjudged, R.C.P. 280

Paternity proceedings, 675.16

Penalties under housing law, 413.111

Perishable products after tender, 538.4

Personal property tax, limitation, 445.29

Pledges and collaterals, 653.1–653.8

Poor relief, 252.11

Priority, *see* particular lien

Purchaser of realty, when lien attaches, 445.30

## LIENS—Continued

## Railroad liens

Assessments by city, 391.35–391.40, 391.54, 391.79, 391.82

Bills of lading law, 487.26, 487.27, 487.43

Change of road line, rights, 480.3, 480.5

Common carrier's lien, 575.1–575.16

Judgment for injuries, priority, 624.27, 624.28

Life insurance company investments, 511.8(5)

Livestock, lien for care, 479.87

Mechanic's lien, 572.7, 572.12

Mortgage lien, 476.15, 480.3, 480.5

Negotiable bill of lading, 487.11–487.27

Release of assessment lien, 391.37

Relocation of line, tax aid, 480.1–480.5

Workmen's compensation claims, 624.27

Real estate sale, when lien attaches, 445.30

## Real property liens

Abatement bonds filed, 123.80, 123.81, 128.26, 128.27

After-acquired property, judgment liens, 624.23

Aliens, nonresident, lien rights on land, 567.2

Bail, undertakings, 764.1, 764.2

Contract for deed, when lien barred, 558.5

Costs in corner and boundary dispute, 650.16

Drainage tax, lien on land assessed, 455.58

Employment security, for employer's contribution, 96.14(3)

Entry on lien record by clerk, 606.10

Fines as lien on real property, 790.1

Homestead plat changed, effect, 561.7

Index of lien by district court clerk, 606.10

Inheritance tax, 450.7, 450.16

Insane support, 230.25, 230.26, 230.29

Judgment debtor's interest sold, 630.8

Judgment liens, *see* subhead above

Land of nonresident aliens, 567.2

Legalizing acts, 587.1–587.8, 589.1–589.24

## Liquor law provision liens

Abatement bond, 123.80, 123.81, 128.31

Fines and costs, 126.15–126.18

Forfeiture of abatement bond, 123.85, 128.31

Injunction decrees, limitation, 128.41

Mechanic's lien, *see* subhead above

Mental hospital care, 230.25, 230.26, 230.29

Mulct tax penalties, 99.27, 99.31, 128.38, 128.39

Old-age assistance, 249.19–249.21

Paternity complaint, 675.16

Poor relief, 252.11

Purchaser, when tax lien attaches, 445.30

Refinancing loans, fiduciaries, 635.41–635.47

Release by corporations, 558.4

Restaurant or eating house lien, 583.1–583.6

Sale to satisfy on foreclosure, 654.5–654.9

School fund mortgages, 302.33–302.42

Soil conservation provisions, 467A.10

## Special assessment liens

Carrying forward, 445.11–445.15

Drainage and levee districts, 455.58

Drainage installments, time, 455.67

Preservation of lien, 445.14

Road improvements, 445.17

Sidewalk construction, 389.35

Special charter cities, 420.187, 420.260, 420.275

**LIENS—Continued**

- Real property liens—Continued
  - Special assessment liens—Continued
    - Street improvement, sewers, 391.35–391.37, 391.82
    - Tax liens, 445.28–445.30
    - Title bond, 654.11, 654.12
    - Vendor's lien, 557.18, 557.19, 654.11, 654.12
  - Reasonable value for processing crops, 571.1
  - Receivers, priorities on property, 680.5
  - Recording law not applicable to motor vehicle liens, 321.50
  - Refrigerated locker plants, 578.1, 578.2
  - Release by posting bond, *see subhead Bonds to Release above*
  - Release of corporate lien, 558.4
  - Sale of real estate, when tax lien attaches, 445.30
  - Sales tax lien paramount, 422.56
  - Services processing crops, reasonable value, 571.1
  - Sidewalks, lien of assessment on property, 389.35
  - Small loan law regulations, 536.1–536.25
  - State's lien on corporate property, 496.16
  - Stockkeepers, 579.1–579.3
  - Summary judgment to discharge, R.C.P. 237(f)
  - Tax liens, *see TAXATION, subhead Liens*
- Thresherman's lien
  - Enforcement, 571.4, 571.5
  - Nature, 571.1
  - Preservation, 571.3
  - Priority, 571.2
  - Time limit, 571.4
- Vendor or vendee
  - Drainage districts, special assessments, 455.58
  - Drainage tax installments, time lien attaches, 455.67
  - Personal property tax, 445.29, 445.30
  - Real estate taxes, 420.232, 445.28–445.30
  - Taxes on real estate, time lien attaches, 420.232
  - Vendee's lien, repayment, purchase price on rescission, 554.70(5)
- Vendor's lien
  - Bill of lading, negotiation effect, 487.42, 487.43
  - Sales law provisions, 554.55–554.66
- Warehouse receipts, negotiations, 542.49, 542.55
- Veterinarians, 581.1–581.4
- Wage assignment for small loans, 536.17, 539.4
- Warehouseman's lien
  - Amount stated in receipt, 542.2(9)
  - Claims and charges included therein, 542.27
  - Enforcement, sale, 542.32, 542.36
  - Loss of lien, 542.29
  - Notice given, 542.33, 542.34
  - Perishable goods, sale, 542.34, 542.36
  - Property subject, 542.28
  - Remedies not precluded, 542.32
  - Satisfaction before delivery, 542.8(1), 542.16, 542.31
  - Satisfaction by sale, 542.33
  - Statement of charges, 542.2(9), 542.30
- Warehouse receipts, negotiations, 542.49, 542.55
- Workmen's lien for injuries, 87.9, 624.27

**LIEUTENANT GOVERNOR**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Bank management by state, consent, 528.90

**LIEUTENANT GOVERNOR—Continued**

- Bond not required, 64.1(2)
- Budget and financial control committee, appointment, 2.41, 2.42
- Canvass of votes by general assembly, 2.33, 2.34
- Compensation
  - Generally*, 2.16, 2.17
  - Acting governor, when, Const., Iowa, IV, 15
  - President of senate, 2.13
- Disqualification, Const., Iowa, IV, 14
- Duties when governor absent, 2.15, 2.17
- Election, Const., Iowa, IV, 2–6; 39.7–39.9
- Eligibility, Const., Iowa, IV, 6
- Governor, when to act as, Const., Iowa, IV, 17
- Impeachment, 68.1–68.14
- Mileage, president of senate, 2.12
- Oath of office taken, 2.33, 63.5
- Payment of compensation and mileage, 2.16, 2.17
- President of the senate, Const., Iowa, IV, 18
- Senate confirmation committee, appoints, 2.40
- Term, Const., Iowa, IV, 3, 15; 39.8, 39.9
- Vacancy, how filled, Const., Iowa, IV, 19
- Vote, in case of a tie, Const., Iowa, IV, 18

**LIFE ESTATES**

- Apportionment of rent by executor, 562.1
- Conveyances since 1907, nonenlargement, 557.21
- Homestead elected in lieu of dower, 561.12
- Inheritance tax, 450.3, 450.27, 450.44–450.46, 450.51
- Partition proceeds, trustee to hold, R.C.P. 277
- Rent apportioned at death by executor, 562.1
- Report of executor or administrator, 635.1(11)
- Rule in Shelley's case abolished, 557.20
- Sale by life tenant, 557.9
- Waste, liable for treble damages, 658.1–658.6

**LIFE EXPECTANCY**

- See also INSURANCE, subhead Mortality Tables; also MORTALITY TABLES*
- Mortality table, page 2727
- National fraternal congress mortality table, 512.43, page 1931

**LIFE IMPRISONMENT**

- Court or jury to determine in murder, 690.5
- Crimes punished, 689.1, 690.2–690.5, 692.1, 697.1, 698.1, 706.3, 708.2, 708.9
- Death sentence commuted, 248.6
- Pardon in case of, Const., Iowa, IV, 16; 248.6–248.12
- Perjury in capital offense case, 721.1
- Sentence to be at hard labor, 246.31
- Train wreckers, robbery, 711.4, 716.9

**LIFE PRESERVERS**

- Boats, 106.9(6)

**LIFE TENANT**

- Apportionment of rent by executor, 562.1
- Conveyances since 1907, nonenlargement, 557.21
- Homestead elected in lieu of dower, 561.12
- Nonenlargement by words of remainder, 557.21
- Petition for sale, 557.9
- Rent apportioned at death by executor, 562.1
- Report of executor or administrator, 635.1(11)
- Rule in Shelley's case abolished, 557.20
- Waste, liable for treble damages, 658.1–658.3

**LIGHT AND AIR**

Compensation for obstructing, 389.23  
 Dwellings, *see HOUSING LAW*  
 Easement barred, 564.2

**LIGHTING**

Districts, in cities, taxes, 389.17, 389.18  
 Dwellings, ch 413, *see HOUSING LAW*  
 Municipal plants, 397.1–397.43  
 Standard schools, minimum prescribed, 293.2  
 Streets, 389.16–389.18, 391.2

**LIGHTS**

Coal mines, 82.102, 82.105–82.108  
 Housing law, 413.32, 413.60  
 Hunting, use, 109.93  
 Motor vehicles, 321.384–321.449  
 Nonmotor vehicle, 321.397, 321.398  
 Penalty for breaking and removing, 714.18, 714.19  
 Railroad signals, interference, removal, 474.11  
 Removal from highways, 307.5(10, 11)  
 Required on fire escapes, 103.6(6)  
 Traffic lights, 321.252–321.260

**LIME****Agricultural lime**

Adulteration prohibited, 201.6  
 Agriculture department duties, 189.2  
 Analysis as prima-facie evidence, 201.6  
 Audit of books of licensee, 201.3  
 Bulk sales, tag or waybill delivered, 201.5

**County quarries**

**Bonds, 202.6–202.10**  
 Cost price of lime fixed, 202.9, 202.10  
 County may acquire, manage, 202.1–202.11  
 Equipment, authority to acquire, 202.2  
 Petition by farm owners, 202.3  
 Relief labor authorized, 202.11  
 Special assessment, warrants, 202.4–202.8  
 Definition of “agricultural lime”, 201.4  
 False or misleading brands forbidden, 201.5  
 Inspection, sample, general powers, 189.1–189.8  
 Label on package required, 201.5  
 License to sell required, 201.1  
 Obstruction of any duty, penalty, 201.13  
 Producer for own use, 201.8  
 Prosecution of violations, 201.6, 201.7  
 Reports required, 201.7, 201.11, 201.12  
 Rules and regulations prescribed, 201.10  
 Sales tax not applicable, 422.42(3)  
 Samples from undamaged goods, 201.9  
 Soil conservation committee, duty, 467A.7(6)  
 Specifications required, label, 201.5

Soil conservation district, 467A.7(6)

Weight per bushel, 210.10

**LIMITATION OF ACTIONS**

Abatement bond forfeiture in liquor cases, 128.33  
 Actions not specifically mentioned, 614.1(5)  
 Actions survive, substitution, 614.2, 614.9; R.C.P. 15  
 Administrator’s sale or mortgage, 635.40  
 Admission in writing revives barred action, 614.11  
 Affidavit by tax-title holder, 448.15–448.17  
 Alien land, state acquired, recovery, 567.7  
 Ancient deeds, action limited, 614.22

**LIMITATION OF ACTIONS—Continued**

Ancient mortgages, foreclosure limitation, 614.21  
 Appeal from justice court, R.C.P. 358  
 Appeal to supreme court, R.C.P. 340(a), 342(a)  
 Assignment for creditors, claims, 681.9, 681.22  
 Bank management by state, statute tolled, 528.90  
 Banks, claims against, 528A.2  
 Barred debt, revival by admission, 614.11  
 Blind aid recovered by state, 241.18  
 Bond for deed, 614.20, 614.21  
 Bond, liquor abatement, forfeiture, 128.33

**Bonds**

City and town bonds, 408.15  
 Drainage district, 463.23, 464.12  
 Drainage pumping stations, 461.23  
 Municipal bonds, 413.38  
 Municipal utilities, 408.15  
 Road contractor’s bond, 309.58  
 Special charter city bonds, 420.285  
 Bridges, injuries from defects, 614.1(1)  
 Certiorari proceedings, R.C.P. 319  
 Chain store tax collection not barred, 424.9  
 Cities and towns, against, 420.44–420.46, 614.1  
 Cities and towns, notice of personal injury, 614.1  
 City discontinued, claim against, 362.13, 362.25  
 Claims against estates, 635.68  
 Claims to real estate prior to 1930, 614.17–614.20  
 Commencement of action stayed, 614.13

**Computation of period**

Absence from state, effect, 614.6, 614.22  
 Bank management by state, tolled, 528.90  
 Commencement of action defined, R.C.P. 48, 49  
 Computation generally, 4.1(23)  
 Convicts in the penitentiary, 448.12  
 Death of party, extension of time, 614.2, 614.9  
 Failure of suit, new action brought, 614.10  
 Fraud, mistake, or trespass discovered, 614.4  
 Injunction or stay, time excluded, 614.13  
 Last day on holiday, weekend, 4.1(23)  
 Minority or insanity, extension, 448.12, 567.7, 614.8, 614.19, 614.22, 683.1  
 Nonresidence time excluded, 614.6  
 Open account, date of last item, 614.5  
 Public improvement, demand action, 573.16

**Tolling of statute**

Bar in foreign jurisdiction, 614.7  
 Commencement of action defined, R.C.P. 49  
 Death, extension of time, 614.2, 614.9  
 Injunction, stay of action, 614.12  
 Minors and insane persons, extension, 614.8  
 Nonresident time deducted, 614.6

**Conflict of laws, 614.7****Contracts**

Actions on, 614.1(3, 5, 6)  
 Barred, revival by admission, 614.11  
 In writing, 614.1(6)  
 Not in writing, 614.1(5)  
 Realty, for, 614.1, 614.17–614.21  
 Road contractor’s bond, 309.58  
 Convicts, tax sale extensions, 420.245, 420.246, 448.12, 448.13  
 Counterclaim, barred, use as defense, 614.12  
 County, notice of personal injury, 614.1(1)  
 Credit unions, actions against, 533.27  
 Criminal actions, 752.1–752.6

**LIMITATION OF ACTIONS—Continued**

Crop failures, landlord's lien, 570.4  
 Damages, for failure to weigh coal, 82.109  
 Death of party, 614.2, 614.9; R.C.P. 15  
 Debt barred, revived by admission, 614.11  
 Deeds of trust before 1930, 614.14  
 Deeds prior to 1905, 649.7, 649.8  
 Deeds prior to 1930, 614.15, 614.22, 614.23  
 Default judgment on published notice set aside, R.C.P. 251(a)  
 Deputy sheriff, false arrest action, 614.1(4)  
 Dismissal for want of prosecution, R.C.P. 215.1  
 Drainage bonds, 461.23, 463.23, 464.12  
 Educational institution loans, 262.19, 302.28  
 Equity cases, chancery cognizance, 614.1(5)  
 Escheated property, action to recover, 567.7, 636.54  
 Estates, claims against, 635.68  
 Estates, sale or mortgage of real estate, 635.40  
 Executor or administrator substituted, time limit, 614.2, 614.9; R.C.P. 15  
 Executor's sale or mortgage of real estate, 635.40  
 Extension, action enjoined or prohibited, 614.13  
 Extension agreements, mortgages, 614.21  
 False arrest by officer, 614.1(4)  
 Fines and forfeitures, ordinance, 614.1(2)  
 Foreign jurisdiction bar respected, 614.7  
 Forfeitures and penalties under ordinances, 614.1  
 Fraud or mistake, relief, 614.1(5), 614.4  
 General cases not specifically mentioned, 614.1(5)  
 Guardianship sale questioned, 668.23, 673.4  
 Inheritance tax lien and refunds, 450.7, 450.94

Injunction judgment or decree  
 Enforceability, limitation, 128.41  
 Entered prior to January 1, 1930, no lien, 128.41

Injuries from defects in bridges, 614.1(1)  
 Injuries from defects in sidewalks, 420.45, 614.1(1)  
 Injuries to person or reputation, 614.1(1, 3)  
 Injuries to property, 420.45, 614.1(5)  
 Injury from street or road defects, 420.45, 614.1(1)  
 Insane persons, extensions, 420.245, 420.246, 448.12, 448.13, 614.8, 614.19, 614.22, 667.7, 683.1  
 Insane support, actions for recovery, 252.15  
 Insane support liens prior to 1959, 230.25  
 Instruments referred to of record, 614.21

Insurance policies  
 Action limitation  
 Assessment nonlife, 518.22  
 Standard fire policy provision, 515.138(6)  
 Inurement of liability policy, 516.3

Proof of loss, notice  
 Automobile damage, five-day limit, 518.20  
 Crops, loss by hail, ten-day limit, 518.21  
 Health insurance, sixty-day limit, 511.36  
 Life companies, associations, 511.35  
 Livestock damage, five-day limit, 518.20  
 Nonlife, loss or damage, sixty-day limit, 518.19  
 Standard fire policy, 515.138(6)

Itinerant merchants sureties, 81.4(1, a)

Judgments and decrees  
 Action to vacate or bar, R.C.P. 253(a)  
 Closed bank two-year limitation, 615.1–615.4  
 Courts not of record, 614.1(6), 614.3  
 Courts of record, 614.1(7), 614.3  
 Default on published notice, R.C.P. 251(a)  
 Deficiency judgments, 615.1, 615.2

**LIMITATION OF ACTIONS—Continued**

Judgments and decrees—Continued  
 Executions in justice court, 601.72  
 Foreclosure, mortgage, 615.1–615.4  
 Foreign or federal judgment, 614.1(7), 614.7  
 Motion to correct mistake, R.C.P. 252, 253  
 Quieting title, 614.1(8)  
 Rent claim, two-year limit, 615.1–615.4  
 Two-year limitation, 615.1–615.4

Landlord's lien, crop failures, 570.2  
 Last day for commencing action, how determined, 4.1(23)  
 Law of foreign jurisdiction, limitation, 614.7  
 Libel and slander, 614.1(3)  
 Liens, threshing or husking, enforcement, 571.4  
 Liquor abatement bond forfeiture, 128.33  
 Mechanics' liens, action to enforce, 572.27  
 Mental hospitalization liens prior to 1959, 230.25  
 Mentally ill, action to recover support, 252.15  
 Minors, extensions, 420.245, 420.246, 448.12, 448.13, 567.7, 614.8, 614.9, 614.19, 614.22, 683.1  
 Mistake discovered, 614.4  
 Mortgages, 614.1(6), 614.17–614.21, 615.1–615.4  
 Mortgages, foreclosure, extension, 614.21  
 Mortgages of record referred to, 614.21  
 Municipality, notice of personal injury, 614.1(1)  
 New promise revives barred action, 614.11  
 New trial procedure, R.C.P. 253(a)  
 Nonresidence, time not included in period, 614.6  
 Nonresident aliens, land acquired by state, 567.7  
 Notice of having probated will, effect, 614.1(3)  
 Notice of injury given to county or city, 614.1(1)  
 Old-age assistance action or lien, 249.20  
 Open accounts, 614.1(5), 614.5  
 Ordinance penalties and forfeitures, 614.1(2)  
 Paternity proceedings, 675.33  
 Peace officer, false arrest, 614.1(4)  
 Penalties under ordinance, 614.1(2)  
 Periods of limitation stated, 614.1  
 Personal injuries, 614.1(1, 3)  
 Personal injury, against city, 420.44–420.46, 614.1  
 Personal taxes, lien, time limit, 445.29  
 Person or reputation, injury, 614.1(1, 3)  
 Poor relief, actions for recovery, 252.15  
 Possession of realty, how established, 614.23  
 Property, injury to, 420.45, 614.1(5)  
 Public improvement contract action, 573.16  
 Public officer, action against, 614.1(4)  
 Quieting title, action to set aside, 614.1(8)  
 Quo warranto, 660.2

Real estate  
 Affidavit by tax-title holder, when bars adverse claims, 448.15–448.17  
 Bond for deed, 614.20, 614.21  
 Claim prior to 1930, 614.17–614.20  
 Deeds of trust prior to 1930, 614.14  
 Deeds prior to 1905, 649.7, 649.8  
 Deeds prior to 1930, 614.15, 614.22  
 Escheated to state, recovery, 567.7  
 Executor's sale or mortgage, 635.40  
 Instruments of record referred to, 614.21  
 Legalizing acts, *see LEGALIZING ACTS*  
 Mortgage foreclosure, extension agreement, 614.21  
 Mortgages of record referred to, 614.21  
 Out of county, notice given, 617.13  
 Possession, how established of record, 614.23

**LIMITATION OF ACTIONS—Continued**

Real estate—Continued  
 Recovery by cestui que trust, 614.14  
 Recovery, generally, 614.1(6)  
 Redemption from execution sale, 628.3–628.8, 628.15, 628.26  
 Special limitations, 614.14–614.23  
 Spouse, nonjoining, recovery, 614.15, 614.16, 614.20  
 State land, payment, 10.6  
 Tax sale or deed, recovery, 420.245, 448.12, 448.13, 448.15–448.17, 589.14–589.16  
 Tax-title holder affidavit, 448.15–448.17  
 Use and occupation, recovery, 646.19  
 References of record to instruments, 614.21  
 Relative rights, injury, 614.1(3)  
 Reputation, injury, 614.1(1, 3)  
 Resurvey of town plats, time to contest, 409.44  
 Revival of barred actions by admissions, 614.11  
 Road construction contract bond, 309.58  
 Roads, injuries from defects, 420.45, 614.1(1)  
 Sales tax, enforcement, not apply, 422.57(2)  
 School district, legality of organization, 274.5  
 School loans, lapse of time no bar, 262.19, 302.28  
 Sheriff, false arrest action, 614.1(4)  
 Sheriff or officer, action against, 614.1(4)  
 Sidewalk injuries, 420.45, 614.1(1)  
 Slander and libel, 614.1(3)  
 Special charter cities, claims against, 420.44–420.46  
 State acquired land from aliens, recovery, 567.7  
 State, claims against, 8.13  
 Statute of limitations, in general, 614.1  
 Statute penalty, 614.1(3)  
 Stay of commencement of action, 614.13  
 Streets, injuries from defects, 420.45, 614.1(1)  
 Substitution at death, 614.2, 614.9; R.C.P. 15  
 Tax sale or deed, recovery, 420.245, 448.12, 448.13  
 Tax-title holder affidavit, 448.15–448.17  
 Telephone or telegraph company, 488.9  
 Time, how computed, 4.1(23)  
 Tolling of statute, *see subhead Computation of Period above, thereunder see Tolling of Statute*  
 Tort actions, 614.1(3)  
 Trespass actions, 614.1(5), 614.4  
 Trust deeds enforced, 614.14, 614.20, 614.21  
 Trust estates, recovery, 614.14  
 Unemployment compensation refunds, 96.14(5)  
 Unliquidated claim against city, 420.44–420.46, 614.1  
 Unwritten contracts, 614.1(5)  
 Vacating or modifying judgments, R.C.P. 253(a)  
 Wage claims, liability for nonpayment, 614.1(8)  
 Waste or trespass, heirs' rights, 658.6  
 Wills, action to set aside, 614.1(3)  
 Workmen's compensation actions, 85.26  
 Written contracts, 614.1(6)

**LIMITED ESTATES**

Deed or devise since 1907, 557.21

**LIMITED PARTNERSHIP LAW**

*Generally*, 545.1–545.58  
 Income tax, 422.15, 422.20, 422.32  
 Telephone and telegraph company, loss of privileges, 488.5, 488.14

**LINE FENCES**

Generally, 113.1–113.25

**LINK**

Standard length, 210.3

**LINSEED OIL**

Definition, general purity standard, 189.1  
 Paints and oils law, 207.1–207.4  
 Purity regulated, 189.1–189.29

**LIQUIDS**

Standard measure, 210.5

**LIQUOR**

*See INTOXICATING LIQUORS*

**LIQUOR CONTROL COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Acts interfering with duties, 123.14  
 Advertisements, restriction not applicable, 123.47  
 Appointed by governor, 123.6, 123.7  
 Appropriation funds received, 123.52  
 Assistants, salary, expenses, 123.10, 123.11  
 Audits made by auditor, 123.57, 123.58  
 Bonds of commissioners, 123.9  
 Bribes, acceptance of, 123.92, 739.2  
 Buy and sell liquor, authority, 123.16(1)  
 Chain store tax exemption, 424.3  
 Chairman, alcoholism study duties, 123A.3  
 Chairman selected annually, 123.10  
 Chemist, employment authorized, 123.16(10)  
 Corruption, activities constituting, 123.14  
 Creation, 123.6  
 Distributors, special, selected, 123.19  
 Duties and powers, 123.16

**Employees**

Authority to control, 123.16(6)  
 Bonds required, 123.9  
 Employment, salary, 123.10  
 Expenses allowed, how paid, 123.11  
 Qualifications, 123.21  
 Enforcement by county attorney, 123.93  
 Enforcement of liquor law, 123.6  
 Entire time of members given, 123.10, 123.14  
 Equipment, power to purchase, 123.16(5)  
 Exclusive purchaser and vendor of liquor, 123.54  
 Exemption of members from suit, 123.13  
 Expenses allowed, how paid, 123.11  
 Fees collected and credited to control fund, 123.51  
 Functions and duties, 123.16

**Fund, liquor control act**

Appropriation, for initial purchases, 123.50  
 Created, 123.16(11), 123.50, 123.51  
 Power to establish and control, 123.16(11)  
 Real estate tax levy, excess to reduce, 123.50  
 Salaries and expenses paid from, 123.11  
 Transfer excess balance to general fund, 123.50

General penalty clauses, 123.91, 123.92  
 Interdiction orders, 123.49  
 Interest in liquor business prohibited, 123.40  
 Laboratory for testing, 123.16(10)  
 Liability for damages, exempt, 123.13  
 Licenses, *see INTOXICATING LIQUORS, subhead Permits*  
 Liquor control act, 123.1–123.94  
 Liquor control funds, 123.50–123.52  
 Liquor, general provisions, 123.1–134.10, *see INTOXICATING LIQUORS*

**LIQUOR CONTROL COMMISSION—Continued**

Liquor industry, power to regulate, 123.16(9)  
 Liquors, buy, handle, and sell, 123.16(1)  
 Monopoly granted to commission, 123.54  
 Number of members appointed, 123.6  
 Oaths, power to administer, 78.2(2)  
 Organization of commission, 123.10  
 Outside activities or business forbidden, 123.14  
 Permits and licenses, 123.27–123.35, 321.281, 328.41  
 Place of business, Des Moines, 123.15  
 Political activity, prohibited, 123.14  
 Political affiliation of members, 123.6  
 Powers and duties, 123.16  
 Public safety department services, yearly payment required, 80.25  
 Qualification of members, 123.6  
 Quarters provided by executive council, 123.15  
 Removal of members, procedure, 123.12  
 Report made annually, contents, 123.53  
 Residence requirements of members, 123.6  
 Rules and regulations, 123.17  
 Salary of members, 123.10  
 Sales and consumption, 123.22–123.26  
 Secretary employed, salary, 123.10  
 Store personnel, 123.16(6), 123.17(2, a), 123.20  
 Stores established, 123.18, 123.19  
 Termination of existing permit law, 123.94  
 Term of office, 123.7  
 Transportation regulations, 123.26  
 Vacancies on commission, appointment, 123.8  
 Violations of liquor law, referred to public safety department, 123.16  
 Wine manufactured, 123.56

**LIS PENDENS**

Abandonment of family, lien entered, 252.11  
 Actions indexed, notice, effect, 617.10–617.15  
 Constructive notice of pendency of action, 617.14  
 Index book to be kept by clerk, 617.10, 617.13  
 Notice perpetuated or terminated, 617.15  
 Paternity complaint, lien created, 675.16  
 Real estate out of county, notice, 617.13  
 Third persons charged with notice, 617.11–617.15

**LITERARY SOCIETIES**

Books loaned by state, 303.3(11)  
 Incorporation, 504.1–504.25  
 Penalty for disturbing, 744.2  
 Tax exemptions, 427.1

**LITIGATION**

Conciliation law to prevent, 605.19–605.23  
 Proceedings in court, *see ACTIONS*  
 Soliciting personal injury suits outside state, 723.3

**LITTORAL OWNERS**

*See RIPARIAN OWNERS*

**LIVERY STABLES**

Child labor laws, 92.1–92.16  
 Keeping horse with glanders, 163.20, 163.21  
 Lien for care of stock, 579.1–579.3

**LIVESTOCK**

Agriculture department duties, 189.2  
 Definition under carrier's lien law, 575.1  
 Driving and riding in cities regulated, 389.40  
 Lien for care of stock, 579.1–579.3  
 Lien for services of animals, 580.1–580.9

**LIVESTOCK—Continued**

Livestock association, co-operative  
 Collective marketing authorized, 500.1–500.3  
 Existing associations, 497.1, 497.10  
 Newly organized associations, 499.2  
 Nonprofit-sharing associations, 498.2  
 Livestock associations, state  
 Beef cattle producers association, 181.1–181.5  
 Dairy calf club exposition, 180.1–180.5  
 Dairy cattle association, 178.1–178.5  
 Data published, 159.10  
 Horse and mule breeders association, 182.1–182.4  
 Swine producers association, 183.1–183.5  
 Loading chutes, motor vehicle law, 321.1(16), 321.457(4)  
 Running at large, city to prohibit, 368.7(5)  
 Sale violations, penalty, 211.2  
 Shipment, 479.75–479.88  
 Stock buyers, records kept, 211.1, 211.2  
 Stock buyers to report purchases, 211.1  
 Truckers, overloads permitted, 321.466  
 Veterinarian's lien, 581.1–581.4  
 Veterinary inspection fee, dealers, 211.3

**LOAN AND TRUST COMPANIES**

Annual report and fee not required, 496.19  
 Capitalization requirements, 528.52  
 Capital stock, division into shares, 528.55  
 Confidential matters, tax hearings, 421.17(7)  
 Corporate reports and fees, when exempt, 496.19  
 Deposits, time, right to receive, 528.50  
 Dividends, when and by whom declared, 532.16  
 Law of banks applies, 528.52, 528.53  
 Name "state", when not required, 528.54  
 Real estate broker's license not required, 117.7  
 Receivership, priority statute, 680.8  
 Reorganization as state bank, 528.54  
 Shares of stock assessed, 430.2–430.8  
 Statutes applicable, same as banks, 528.52, 528.53  
 Stockholders list for taxation, 430.3–430.5, 430.8  
 Violations, penalties, 528.53

**LOANS**

Bank installment loan law, 529.1–529.13  
 Banks, *see BANKS AND BANKING*  
 Board of education may loan funds, 262.14  
 Chattel loans, small (\$500 or less)  
 Access to books by state, 536.10  
 Application for license, contents, 536.2  
 Assignment of wages restricted, 536.17  
 Assistants employed, compensation, 536.22  
 Banking board, jurisdiction, duties, 536.13  
 Bond required, 536.3, 536.6, 536.8  
 Borrower's statement of outstanding installment debts required, 536.25  
 Borrower, statement to, contents, 536.14  
 Business licensed, restrictions, 536.1  
 Court jurisdiction, 536.23  
 Examination of business, 536.10  
 False representations, 536.12  
 Fee for investigation and license, 536.2  
 Fee paid annually, 536.8  
 Form of license, posting, 536.5, 536.7  
 Interest in excess of legal rate, 535.6  
 Interest rate covers all charges, 536.13  
 Interest rate limited, 536.15, 536.18



**LOANS—Continued**

Chattel loans (\$500 or less)—Continued  
 Investigation by banking boards, 536.13  
 License granted or refused, 536.4  
 License required to make small loans, 536.1  
 Licenses listed, 536.24  
 Limitation on principal loan, 536.15  
 Loan, what constitutes, 536.16  
 Motor vehicle repossession, license exemption, 322.3(7)  
 Nonapplicability of statute, 536.20  
 Notice of revocation of license, 536.9  
 Paid or canceled mark required, 536.14  
 Place of business, change, 536.7  
 Proof required of applicant, assets, 536.2  
 Provisions generally, 536.1–536.25  
 Realty not to be taken as security, 536.12  
 Records and reports required, 536.11  
 Regulations, municipal, 368.6(3)  
 Release of mortgage on payment, 536.14  
 Renewal bond with fee each year, 536.8  
 Restrictions, miscellaneous, 536.12, 536.13  
 Revocation of license, 536.9  
 Rules and regulations drafted, 536.21  
 Schedule of charges posted, 536.14  
 Security to show loan amount and charge, 536.12  
 Separate license for each place, 536.7  
 Spouse to sign wage assignment, 536.17  
 Statement of installment debts by buyer, 536.25  
 Suspension or surrender of license, 536.9  
 Usury, 536.15, 536.18  
 Violations, excess interest, penalty, 535.6  
 Violations punished, 536.18, 536.19  
 Wages assigned, restrictions, 536.17  
 Witnesses examined by state, 536.10  
 Chattel mortgages, 556.1–556.28  
 City regulation, 368.6(3), 368.7(4)  
 Corporations  
     Building and loan associations, ch 534  
     Business report filed, 429.11  
     Chattel loan law not applicable, 536.20  
     Corporation law applicable, 491.1–491.71  
     Deserving persons, installment repayments, 429.11  
     Examination of books, expense, 429.12  
     Interest on chattel loans when under \$500, license required, 536.1–536.25  
     Legalization of certain loans, 589.22  
     Motor vehicle repossession, sale, no license required, 322.3(7)  
     Taxation, 429.11–429.13, 430A.1–430A.7  
     Usury, 535.4, 535.6, 536.15, 536.18, 536.19  
 Credit unions, 533.1–533.28  
 Education board, regulations, 262.14–262.19  
 Federal insured loans, 682.2, 682.3  
 G. I. loans, not restricted by installment loan law, 529.9  
 Installment loans by banks, 529.1–529.13  
 Interest rate, 535.2–535.6  
 Interest rate contract legalized, 589.22  
 Interest rates and charges, installment loans, 529.7  
 Motor vehicle sales, 322.3(6), 322.17–322.24  
 Officers or employees, loans, 528.6, 528.7  
 Partners, limited, 545.17, 545.45(1)

**LOANS—Continued**

Pawn brokers  
 Chattel loan law not applicable, 536.20  
 Tools received, report to city, 370.7  
 Personal property loans, city regulations, 368.6(3)  
 Pledges, 653.1–653.8, *see PLEDGES*  
 School fund mortgage loans, 302.19–302.35  
 State board of regents loans, 262.14–262.19  
 Statement furnished assessor, 430A.1  
 Taxation, 427.13(5, 8), 430A.1–430A.7  
 Usury, 535.4, 535.6, 536.15, 536.18, 536.19  
 Violations  
     Company's failure to report, 430.8, 528.53  
     Interest in excess of legal rate, 535.6  
     Public funds, 452.4, 452.5, 710.1(3)  
     Usury, 535.4, 535.6, 536.15, 536.18, 536.19  
     Violations of small loan law, 536.19

**LOBBYING**

Generally, 2.24(2)

**LOCAL ASSESSOR**

*See chs 405, 405A, 441*

**LOCKER PLANTS**

*See chs 171, 172, also COLD-STORAGE PLANTS*

**LOCKOUT**

Arbitration provisions, 90.1–90.14  
 Employment security benefits, effect, 96.5(3, b, 1)  
 Forbidden during pendency of arbitration, 90.12

**LOCKS**

Abandoned refrigerators, removed from, 732.21  
 Damages by drainage or levee districts, 455.162  
 Penalty for burning or injuring, 716.1

**LODGES, CLUBS AND UNINCORPORATED ORGANIZATIONS**

Beer permit provisions, 124.15–124.18  
 Books, obtained from state library, 303.3(11)  
 Business tax on corporations, exemption, 422.34  
 Christmas clubs, credit unions, 533.4  
 Clubrooms, liquor dispensing, prohibited, 125.13  
 Commercial clubs, incorporation, 504.1–504.31  
 Criminal syndicalism, penalty, 689.11(4)  
 Doors to open outward, 103.8  
 Fire escapes, requirements, 103.1, 103.7  
 Fraternal beneficiary associations, 512.1  
 Fraternal charitable institutions, 512.62–512.72  
 Fraternities prohibited in schools, 287.1–287.4  
 Housing law provisions, 413.3(3)  
 Inciting hostilities against the government, 689.9, 689.11(4)

**Incorporation**

Charter, copy filed, recorded, 504.5, 504.6  
 Fraternal orders listed, 504.1, 504.5, 504.6  
 Nonprofit corporations, 504.1–504.31  
 Insurance of members, 512.1–513.2  
 Liquor importation forbidden, 123.54  
 Memorial hall used, 37.18(2)  
 Original notices, service, R.C.P. 56(a)  
 Parks, city, leased, 370.13  
 Religious societies, *see RELIGION, subhead Corporations for Religious Purposes*  
 Restaurant law exception, 170.1(4)  
 Schoolhouses, use for meetings, 297.9

**LODGES, CLUBS, ETC.—Continued**

Sick and funeral benefits, 512.4  
Solicitation of public donations, 122.1–122.6  
Uniforms and swords permitted, 29.31

**LODGING HOUSES**

Defined as multiple dwellings, 413.3  
Hotels and inns, 170.1–171.2

**Rooming houses**

Alien registration in time of war, 38.1  
Chain store tax, exemption, 424.3(5)  
Contagious diseases, removal of patient, 139.12  
Defined as hotel, 170.1(1)  
Fire escape requirements, 103.7  
Hotel law applicable, 170.1(1), 170.29–170.38  
Housing law, class of dwelling, 413.3(3)  
Liability to guests, 105.1–105.9  
Lien, hotelkeeper's, applies, 583.1–583.6  
Original notice, service at, R.C.P. 56(a)  
Tax lien on furniture and fixtures, 445.31

**LOGS**

Damages for conversion, 709.14  
Finding law applies, 644.1–644.18  
Larceny of logs or lumber, 709.12–709.17  
Measure, standard log rule, 210.26  
Search for lost logs, obstruction, 709.16, 709.17

**LOSS OF SERVICE**

Action for loss of child, R.C.P. 8  
Action for loss of spouse, 613.11

**LOST CORNERS AND BOUNDARIES**

City streams, 372.6  
Disputes settled, 650.1–650.17

**LOST INSTRUMENTS**

Bond to indemnify, 541.199, 541.200, 543.20  
Evidence, certificate of loss, 622.48  
Evidence, use of copy when original lost, 622.37  
Execution writ, duplicate, 626.4, 626.5  
Negotiable, indemnifying bonds, 541.199, 541.200  
Warehouse receipts, indemnifying bonds, 543.20

**LOST PLEADINGS**

Substitute filed, R.C.P. 108

**LOST PROPERTY**

Advertisement, proof, 644.5, 644.8, 644.12  
Appropriating found property, larceny, 709.11  
Boats, logs, lumber, finder's rights, 644.1–644.5  
Costs and charges assessed, 644.14  
Courthouse door, when notice posted, 644.3  
Fish and game licenses or permits, 110.7  
Forfeiture for nonappearance of owner, 644.15  
Goods lost, procedure, finder's rights, 644.6–644.11  
Instruments lost, *see* **LOST INSTRUMENTS**  
Money or bank notes, finder, 644.6–644.11  
Ownership settled, 644.12  
Owner unknown, 644.7  
Posting of notice, when permitted, 644.8  
Proceeds of sale, disposition, 302.3(3), 644.15  
Publication of notice, newspaper, 644.8, 644.10  
Rafts, logs and lumber, 644.1–644.5  
Responsibility of taker-up, 644.16  
Reward to finder, 644.13

**LOST PROPERTY—Continued**

Ten percent of value to finder, 644.13  
Vesting of title, 644.5, 644.11  
Violations, penalties, 644.17, 644.18

**LOST RECORDS**

Action in rem, for restoration, 647.1–647.5  
Certificate of officer as to loss, 622.48  
Costs of restoration, paid by county, 647.5  
Court's approval, restored record, 647.3  
Filing of restored records, effect, 647.4  
Petition, notice, decree, 647.2  
Proceedings in restoration action, 647.2  
Proof required, judgment entered, 647.3  
Unknown defendants, service, 647.2; R.C.P. 251

**LOT**

Tie votes determined by lot, 43.75, 50.44

**LOTS**

Cemeteries, platting and conveyance, 359.40, 359.41  
Filling or draining, 368.26  
Housing law definitions, 413.3(9, 10)  
Instruments affecting, recording, 558.53, 558.54  
Plats, 409.1–409.47  
Sale or lease before recording plat, 409.45  
Taxation, 428.5–428.7  
Use regulated, 413.13, 413.14, 413.19, 413.73  
Zoning law, 414.1–414.22

**LOW RENT HOUSING LAW**

Administrative board, 403A.5  
Aid to dependent children recipients as tenants, 403A.23  
Blind aid recipients as tenants, 403A.23  
Bondholder's rights, 403A.7, 403A.15, 403A.16  
Bonds to finance construction, 403A.12–403A.14, 403A.19  
Building code applicable, 403A.11  
Condemnation, 403A.20  
Defense workers housed, 403A.8  
Definitions, 403A.2  
Disaster victims housed, 403A.8  
Election required, 403A.25  
Exemption from legal process, 403A.17  
Federal aid, 403A.4, 403A.8, 403A.12  
Hearing required, 403A.5  
Joint ventures between municipalities, 403A.9  
Nonprofit operation, 403A.6  
Officers and employees, personal interest prohibited, 403A.22  
Old-age assistance recipients as tenants, 403A.23  
Power of municipality enumerated, 403A.3  
Social security pensioners as tenants, 403A.23  
Space adequate for tenant's needs, 403A.7  
State agencies to co-operate, 403A.21  
State assistance, 403A.8  
Tax exemptions, 403A.10  
Tenant's qualifications, 403A.7, 403A.23  
Transfer to federal government, 403A.18  
Unemployment compensation recipients as tenants, 403A.23  
Welfare recipients as tenants, 403A.23  
Zoning laws applicable, 403A.11

**LUGGAGE**

Bailee, extent of liability, 105.1–105.7  
Carriers liable for injury or detention, 479.127  
Claims for damage, settlement, penalty, 479.116

**LUGGAGE—Continued**

Hotelkeeper's liability, 105.1-105.6  
 Innkeeper's liability, left in conveyance, 105.8  
 Lien upon, hotelkeeper's, 583.1-583.6  
 Lodging obtained by false pretense, 713.8  
 Rates for transportation, 479.92  
 Removal secretly as evidence of fraud, 713.8

**LUMBER AND LUMBER YARDS**

Co-operative associations, 497.1  
 Damages for conversion of lumber, 709.14  
 Insects, diseases, eradication, 267.1-267.22  
 Insurance association, basic rate reserve, 518.14  
 Larceny of logs and lumber, 709.12-709.17  
 Railroad land, spur track to location, 481.1-481.8  
 Railroad liability for damage to buildings, 481.2  
 Retailers, chain store tax exempt, 424.3(3)

**LUNATICS**

See *INSANITY*

Custody, order of priority on claim, 670.19  
 Defined as insane persons, 4.1(6), see *INSANITY*  
 Guardian, barred from own application, 670.5  
 Guardians, 670.1-670.19

**LUNCH STANDS**

Churches, civic clubs, food law, 170.1(4)  
 Defined as restaurant, 170.1(4)  
 Enforcement of law, 170.49-170.51  
 Fair and carnival stands, license fee, 170.5(7)  
 Inspection, 170.46, 170.47  
 Licenses, 170.2-170.8  
 Restaurant law, 170.1-170.28, 170.46-170.51  
 Sanitary requirements, 170.9-170.28  
 Sewer and drain law not applicable, 170.11  
 Temporary or removable, 170.5(7), 170.11  
 Veterans, candy stands, statehouse or court house, 19.16, 332.5

**LYCEUMS**

Incorporation, 504.1

**LYNX**

Bounty, proof, 350.1, 350.5, 350.6

**MACHINE GUNS**

General provisions, 695.1-696.11

**MACHINERY AND MACHINE SHOPS**

Alteration of serial number, 714.12, 714.13  
 Artisan's lien, 577.1, 577.2  
 Child labor, 92.4, 92.5  
 Mechanic's lien on machinery, 572.1(4)  
 Penalty for malicious injuries, 716.1  
 Safety appliances required, 88.5-88.14  
 "Workshop" defined, 91.15

**MAGAZINES**

Fraudulent advertisements, 515.91, 713.24, 713.25  
 Itinerant merchants license exemption, 81.1(2, a)  
 Liquor advertisements, 123.47  
 Obscene literature given to minors, 726.1  
 Peddling by children, child labor, 92.12, 92.13  
 Political advertisements, 738.6, 738.22, 738.23  
 Purchase by public libraries, 378.10(5)  
 Salesmen, see *PEDDLERS*  
 Storage of explosives, city license, 368.27

**MAGISTRATES**

Animals disabled, authority to kill, 188.50  
 Arrest, duties, 748.2, 754.1-758.9  
 Bail taken, 748.2, 757.3-757.8, 763.1-766.6  
 Commitments, power to make, 748.2  
 Definition of "magistrates", 748.1, 748.5  
 Designation as officers of justice, 748.5  
 Disease, contagious, warrant to remove patient, 139.12  
 Evidence taken in writing, 761.30  
 False personation, 740.5  
 Fees for prosecuting tramps, 746.23, 746.24  
 Fees of officers, removal of diseased person, 139.12  
 Fugitive from justice, 759.10, 759.13-759.17  
 Health officer, warrant to destroy nuisance, 137.14  
 Information ordered filed on nonindictable offense, 761.26  
 Intoxicated persons, 125.11, 125.12  
 Intoxicating liquors, information, duty, 126.1  
 Judges as magistrates, 748.1, 748.2  
 Marriages solemnized, 595.10-595.16  
 Motor vehicle convictions, reports, 321.491  
 Motor vehicle offenses, procedure, 321.485-321.487  
 Narcotic convictions, forfeiture, report, 204.15, 204.16  
 Poison register, open for inspection, 205.6  
 Powers and duties, 748.2  
 Preliminary examinations, 748.2, 761.1-761.30  
 Private hearing before magistrate, 761.13  
 Prize fights prevented, 727.4  
 Proceedings upon arrest, 757.3-758.9  
 Reports to county, 333.13(2), 333.14  
 Search warrants issued, 751.1-752.2  
 Security to keep the peace, 727.4, 748.2, 760.1-760.10  
 Sentence at hard labor, 356.16-356.20  
 Separation of witnesses, 761.12  
 Stolen property, disposition, 645.1-645.6  
 Substitute for county attorney appointed, 336.3, 336.4  
 Trial transferred for a lack of jurisdiction, 761.27  
 Unlawful assembly, dispersion, 743.4-743.8  
 Vagrancy hearings, 746.5-746.9, 746.24  
 Warrants, power to issue, 748.2  
 Warrants to remove sick persons, 139.12, 139.13  
 Witnesses bound over, 761.21-761.24, 761.28

**MAIDEN NAME**

Bank deposits payable, 526.37  
 Birth certificate, 144.13(13)  
 Death certificate, 141.4(13)  
 Marriage return, maiden name used, 595.14(1)  
 Notary, use after marriage, 77.12

**MAIL**

Carriers, railroad transportation, 479.94(4, 12)  
 "Certified mail" defined, 618.15  
 Execution in foreign county, return, 626.11  
 Metering machines in state capitol, 19.19  
 Nonresident motor vehicle actions, notice served, 321.501  
 Notices by mail, see *NOTICE, subhead Mailing Notices*  
 Obscene mail circulated, 725.6, 725.10  
 "Restricted certified mail" defined, 618.15  
 Robbery of mail pouch on train, 711.4(1)  
 Routes, considered in locating roads, 309.25  
 Unemployment compensation notices, 96.6(2, 3), 96.11(2)

**MAIMING**

Animals, penalty for cruelty, 717.1  
 Assault with intent to maim, penalty, 694.7  
 Display of maimed persons, penalty, 725.12  
 Dog caught maiming animals may be killed, 351.27  
 Persons, penalty, 693.1, 694.7, 708.9  
 Robbery with intent to maim, 711.2  
 Train robbery, 711.4(9)

**MAINTENANCE**

Divorce proceedings, abandonment, 597.10  
 Family maintenance, ch 252A  
 Patrolmen for highways  
   Obstructions removed, 319.7  
   Road machinery lights, duty to enforce, 321.401  
   Weed law, duties, 317.22  
 Separate maintenance, district court action, 603.8

**MAJORITY**

Contracts of minors, age of majority, 599.1–599.3  
 Minor, party in action in own right, R.C.P. 19  
 Verdict of jury by agreement, R.C.P. 203

**MALICE**

Aforethought as element of murder, 690.1  
 Attachment, damages when malicious, 639.14  
 Libel or slander action, pleading, 659.1, 659.6  
 Pleadings, averment required, R.C.P. 96  
 Search warrant, obtaining with malice, 751.38  
 Zoning board decision, malice, costs taxed, 414.18

**MALICIOUS MISCHIEF AND TRESPASS**

Criminal provisions, 714.1–714.32

**MALICIOUS PROSECUTION**

Conspiracy to prosecute, 719.2  
 Costs against prosecutor, 761.29, 762.34, 772.2  
 Feeble-minded commitment proceedings, 222.38  
 Liquor injunctions begun in bad faith, 128.12

**MALICIOUS THREATS**

Criminal provisions, punishment, 720.1

**MALPRACTICE**

Insurance authorized, 515.48(5, b)  
 Practice acts, unprofessional conduct, 147.56  
 Professional liability insurance, 519.1–519.13

**MALT LIQUORS**

General provisions, 124.1–124.40

**MANAGER PLAN OF CITY GOVERNMENT**

*General provisions*, 363C.1–363C.16  
 Manager provided by ordinance, 363D.1–363D.4

**MANAGERS**

Business manager for state institutions, 218.6  
 City, 363C.1–363C.9, 363D.1–363D.4  
 Labor reports made, 91.12, 91.16(4)  
 Original notice served on corporation, 617.6  
 Penalty for refusal, state inspection, 91.16(1)  
 Stock of corporation attached, 639.22

**MANDAMUS**

Amendment to change remedy, R.C.P. 107  
 Appeal by state, 661.6  
 Auxiliary remedy, 661.5  
 Costs, 661.10, 661.13, 661.15  
 Counterclaim prohibited, 661.12

**MANDAMUS—Continued**

County bonds, breach, 347A.2  
 Definition, 661.1  
 Definition of “enforcement duty”, 661.6  
 Discretion, limitation on authority, 661.2  
 Duties which mandamus will compel, 661.6  
 Equitable nature of action, 661.3  
 Injunction permitted, 661.12  
 Joinder with other actions barred, 661.12  
 Judgment, execution, 661.13, 661.15  
 Limitation of right of action, 661.2, 661.7  
 Mines, improvements compelled, 82.118, 82.123

**Orders**

Authority of courts to issue, 661.4  
 Form of order, 661.14  
 Granted on petition, 661.8  
 Peremptory order given with judgment, 661.13  
 Performance by another, 661.15  
 Prohibited when law remedy is adequate, 661.7  
 Remedy auxiliary to other actions, 661.5  
 Remedy, change permitted, R.C.P. 107  
 Temporary orders, 661.16

Performance of act by another, 661.15  
 Petitioner who may seek order, 661.8  
 Petition, other pleadings, 661.9, 661.10  
 Plain, speedy, and adequate remedy, bars mandamus, 661.7  
 Plaintiff in action, 661.8  
 Pleadings, 661.9, 661.10  
 Preference, military enforced by, 70.4  
 Public libraries, bequests enforced, 378.2  
 Real estate brokers, license appeals, 117.41  
 Real estate commission cases, 117.41  
 Return requirements, 661.14  
 Soldiers preference compelled, 70.4, 70.5  
 Tax commission, power to use action, 421.20  
 Trial in vacation, 661.11, 661.14, 661.16  
 Viaducts, railroad compliance, 387.15

**MANDATE**

Supreme court, enforcement, R.C.P. 347(a)

**MANIFEST**

False, to defraud boat insurer, 713.15

**MANSLAUGHTER**

Criminal provisions, 690.10  
 Driver's license revocation, ground, 321.209  
 Liquor supplied illegally causing death, 690.11  
 Motor vehicles, report of conviction, 321.491  
 Railway equipment illegally used, 716.16  
 Short form of indictment, 773.34

**MANUAL TRAINING**

Child labor law not applicable in schools, 92.4  
 Exhibitions in schools, 279.36  
 Statistics kept by labor commissioner, 91.4

**MANUFACTURERS**

Aeronautics certificate, fee, 328.28, 328.29, 328.33  
 Alteration of serial number, 714.12, 714.13  
 Cheese, license, 195.15  
 Child labor, provisions, 92.1–92.16  
 Cigarette samples, authorized, 98.39  
 Collective marketing, 500.1–500.3  
 Combinations, pools and trusts, 553.1–553.24  
 Commercial feeds, label and ingredient requirements, 198.1–198.14

**MANUFACTURERS—Continued**

Dairy products, license, 195.15  
 Definition under motor vehicle law, 321.1(37)  
 Food establishments, ch 170, *see FOOD ESTABLISHMENTS*  
 Foods, chs 189–198, *see FOODS*  
 Goods to be manufactured, sales, 554.4(2), 554.6  
 Health and safety appliances, 88.1–88.14  
 Labeling food and drugs, 189.9–189.16  
 Liquors, 133.1–133.8

**Manufacturing companies**

Co-operative associations, 497.1, 497.10, 498.2, 499.6  
 Insurance, basic rate reserve, 518.14  
 Location of plants on railroad line, 481.1, 481.8  
 Milldams and races authorized, 469.1–469.31  
 Nuisances caused by plant, 657.2, 657.3  
 Promotion by city publicity department, 364.1  
 Water power facilities, power to use, 470.4  
 Weapon permits for employees, 695.5, 695.12

Mattresses and comforts, 209.1–209.8

Motor vehicle law, *see MOTOR VEHICLES*

Railroad rates and service complaints, 474.34, 479.72

Railroad spur tracks to buildings, 481.1–481.8

Reports by manufacturers, 189.27

Sales tax, 422.42(11, 12)

Serial numbers, alteration, penalty, 714.12

Taxable property, 428.20–428.23

Trade-marked articles, fair trade, 550.1–550.5

Trade-marks and labels, registration, 548.1–548.11

Trade name, registration, 547.1–547.5

**MAPS**

Coal mines, 82.28–82.30

Evidence, use in court, 622.23, 622.47

Geology maps in reports, 305.6

Gypsum mines, 83.14–83.22

Plats, 409.1–409.47, *see PLATS*

Schools, purchase of maps by school board, 279.25

Secretary of state, duty to keep, 9.1, 10.8

Telegraph and telephone lines, 433.14

**MARATHON**

Endurance contests prohibited, 732.15, 732.16

**MARGIN**

Bucket shops, gambling on futures, 552.1–552.11

Chattel mortgages, recording entries, 556.13, 556.17

Marginal entries in realty recording books, 558.44, 558.45, 558.56

**MARIJUANA**

Labeling, 203.3

Narcotic drug act, 204.1–204.25

**MARINES**

Marine Corps League, memorial, 37.2, 37.10, 37.22, 37.23

Preference law, 70.1–70.8

**MARITAL RELATIONS**

*See DOMESTIC RELATIONS*

**MARKET AND MARKET PLACES**

City market, 368.27

Market place as food establishment, 170.1(6)

Market price, bucket shops, unlawful contracts, 552.5

**MARKET AND MARKET PLACES—Continued**

Markets, general provisions, 170.1–170.37, 170.49–170.51

Meat market, *see MEAT MARKETS*

**MARKETING, CO-OPERATIVE**

Collective marketing, 500.1–500.3

Co-operative associations, 497.1–499.60

**MARKS**

*See LABELS, MARKS, AND BRANDS*

Branding and marking of animals, ch 187

Signing by mark, 4.1(18)

Trade-marks, 548.1–550.5

**MARRIAGE**

Action to determine validity of marriage, 598.21

Age requirements

Affidavit required by clerk, 595.4

Consent of parents for minors, 595.3, 595.8, 595.9

Females, contracts during minority, 599.1

License refused to persons under age, 595.3(1)

Minimum age for valid marriage, 595.2

Alimony

Actions for, joined with divorce, 598.2

Contempt for failure to pay, 598.15

Illegal marriage annulled, compensation, 598.24

Permanent, jurisdiction retained, 598.14

Personal earnings not exempt, 627.11

Temporary maintenance, 598.11

Wages not exempt, 627.11, 627.12

Annulment of marriage

Action to determine validity of marriage, 598.21

Alimony, when granted, 598.24

Bigamy, 598.19

Children, effect on legitimacy, 598.22, 598.23

Grounds for annulment, 595.2, 598.19

Injunctions, temporary, bond, R.C.P. 327

Insanity or idiocy, annulment, 598.19

Judgment by agreement prohibited, R.C.P. 226

Legalizing act, published service, 587.11

Option of party under age, 595.2

Petition, contents, 598.20, 598.21

Publication of original notice, R.C.P. 60

Retrial on default, exception to rule, R.C.P. 251

Validity of marriage determined, 598.21

Bigamy

Annulment, 598.19

Bigamous marriage void, exception, 595.19(4)

Definition and punishment, 703.1

Exceptions to rule, 703.2

Jurisdiction of offense, 753.8

Legitimacy of children, 598.23

Certificate given after solemnization, 595.13(1)

Civil contract, 595.1

Common law marriages

Husband to make return, 595.16

Penalties for contracting, 595.11

Validity, 595.11, 595.17

Consanguinity, void marriages, 595.19, 598.19, 704.1

Contracts in consideration, 622.32

Definition, 595.1

District court jurisdiction, 598.1

Divorce, 598.1–598.18

Legitimization of children by marriage, 595.18

**MARRIAGE—Continued**

## License

- Affidavit of competency, filing, 595.4–595.6
- Age requirements, 595.2
- Application filed, 595.4
- Book, memorandum entered, 595.6
- Consent of parents, 595.8, 595.9
- Exceptions to license requirements, 595.17
- Fee charged by clerk of court, 606.15(28)
- Issuance, grounds for refusal, 595.3
- License required before marriage, 595.3
- Penalty for improper issuance, 595.9
- Physical requirements as prerequisites, 596.1–596.8
- Return blank delivered with license, 595.7
- Waiting period, 595.4

Majority by marriage, minors attain, 599.1

## Mentally defective persons

- Annulment, 598.19(4), 598.24
- Competency certified, 595.4–595.6
- License, refusal by clerk, 595.3(5)

Minors, effect on capacity to contract, 599.1

Minors, pregnancy as affecting age requirement, 595.2

Motor vehicle registration, notice of change of name, 321.41

Notice mailed to county of residence, 595.7

Pregnancy as affecting age requirement, 595.2

Record book kept by clerk of courts, 144.36–144.39

Records, 144.36–144.42

Registration for voting changed, 48.6(4)

## Remarriage

- After divorce, 598.17, 598.18
- Penalty for unauthorized marriage, 598.18
- Widow, policeman or fireman, benefits, 410.10(1), 611.6

Return of marriage, 595.13–595.16

## Solemnization

- Certificate of marriage given parties, 595.13(1)
- Fee of person solemnizing, 595.12
- Forfeit for nonstatutory procedure, 595.11
- Penalty, if without license, 595.9
- Persons authorized to solemnize, 595.10
- Religious groups excepted from law, 595.17
- Return made within fifteen days, 595.13(2)
- Within 20 days or license void, 596.7

Statute of frauds, contracts in consideration, 622.32

Validity, action to determine, 598.21

## Violations

- Aiding marriage without license, penalty, 595.9
- Bigamy, 703.1–703.3
- Divorced persons, remarriage, 598.18
- False certificate of marriage, 595.8
- False certificate of parents' consent, 595.9
- False statements or tests, penalty, 596.6
- Forcible marriage and defilement, 699.1, 753.7(4)
- Health test falsification, 596.6
- Issuing license without health certificate, 596.6
- License improperly issued, penalty, 595.9
- Marrying within one year of divorce, 598.18
- Obtaining license, contrary to law, 596.6
- Parties married without license, penalty, 595.9
- Seduction, marriage bar to prosecution, 700.2, 700.3
- Solemnizing marriage without license, 595.9

**MARRIAGE—Continued**

Vital statistics record, 144.36–144.42

Void marriages, 595.2, 595.19

Waiting period for license, 595.4

**MARRIED WOMEN**

Acknowledgment taken as if single, 558.35

Arson, 709.6

Bank deposits payable, 526.37

Care of intoxicated person, action, 129.1

Contracts, 597.18

Conveyances, right to make, 557.11

Encumber property, right established, 557.11

Evidence as witnesses, 622.4–622.9

Executor of will, competency, 633.27

Injury or death, recovery for, 613.11

Intoxication, damages, right to sue, 129.3

Material witness in criminal case, bail, 761.23

Name of husband changed, 674.10

Notary's use of maiden name, 77.12

Pregnant, syphilis test, 140.3

Property rights, liabilities, 597.1–597.14

Right to convey or encumber property, 557.11

Right to devise, 597.1

Settlement, legal, poor relief, 252.16

Soldiers home, admission qualifications, 219.4

Sue or be sued, rights, R.C.P. 10

Taxation, listing of property, 428.1

Torts, liability for, 597.19

Training school, no admission, 232.27

Wages and earnings, 597.16, 597.17

Women's reformatory, commitments, 245.4

**MARSHAL**

City marshal, *see CITIES AND TOWNS, subhead Marshal*

Fire marshal, 100.1–100.34

Original notice, return of service, judicial notice of signature, R.C.P. 59(a)

**MARTIAL LAW**

Actions against military personnel, 29.51, 29.52

Arrest, 29.47

Change of venue, 29.45

Civil cases, powers of military court, 29.46

Commitment, 29.48

Fines, 29.48

Immunity granted troops, 29.50

Jails required to accept prisoners, 29.49

Jurisdiction of military courts, 29.46

Military courts established, 29.46

Military districts established, 29.45

Process issued, 29.46

Process served, 29.47

Subpoenas, 29.47

Witnesses, compulsory attendance, 29.46

**MASKED PERSONS**

Assault while masked, penalty, 690.7, 694.4

Intimidation while masked, 694.3

**MASON WORK**

Standard measure, 210.17

**MASSAGE**

Barbers may give, 158.1(2)

Cosmetologists may give, 157.1(2)

**MASTER AND SERVANT**

Jurors, cause for challenge, 779.5(5); R.C.P. 187(f)

**MASTERS IN COURT PROCEEDINGS**

Bribery, penalty, 739.6, 739.7

Deed, effect on claims antedating, 614.17

**Equity cases**

Accounts, form and proof prescribed, R.C.P. 212

Appointment by court, R.C.P. 207

Bill of exceptions, disability, R.C.P. 241(d)

Certified public accountants as witnesses, R.C.P. 212

Compensation fixed by court, R.C.P. 208

Court's action on report, R.C.P. 214

Hearing, notice, duty to proceed, R.C.P. 210

"Master" defined, appointment, R.C.P. 207

New trial after master's report, R.C.P. 242

Powers, in general or as specified, R.C.P. 209

Record of evidence made on request, R.C.P. 209

Reports filed with clerk, R.C.P. 213

Reports not retained as security, R.C.P. 208

Submission of report to counsel, R.C.P. 213

Witnesses subpoenaed, R.C.P. 211

Judgment by default referred, R.C.P. 232(b)

Referees, *see REFEREES*

**MATERIALS**

Artisan's lien, 577.1, 577.2

Claims for materials on public improvements, 573.1, 573.26

Mechanics' liens, 572.1-572.29

Sales tax, 422.42(11, 12)

**MATERNITY AND PREGNANCY**

Abortion, attempt to produce, 701.1

Confinement expenses, paternity action judgment, 675.26

Death penalty, grounds to suspend, 792.5-792.7

Divorce grounds, 598.9

Illegitimate children, father's obligation, 675.1, 675.9, 675.26

Indigent patients, treatment, 255.1-255.29

Juvenile court commitment, 232.27(3)

Maternity hospitals, 236.1-236.34

Paternity action, delay during, 675.9

Women examined for syphilis, 140.3, 140.4, 140.39

**MATRON, POLICE**

*See CITIES AND TOWNS*

**MATRESSES AND MATTRESS FACTORIES**

Agriculture department, enforcement duties, 189.2  
"Comforts" defined, 209.1(2)

Definitions, 209.1

Evidence of used material in mattresses, 209.7

Factory law generally, *see FACTORIES*

Fees for state inspection, 209.6

Form of label, contents, 209.4

General penalty statute, 189.19

Hotel mattress requirements, 170.29

Injunction when law violated, 189.19

Insanitary materials not to be used, 209.2, 209.7

Inspection of factories, fees, 209.6

Labeling of mattresses, exceptions, 209.3, 209.8

Manufacture for own use, exception, 209.8

Materials, requirements, 209.2

Mattress defined, 209.1(1)

**MATTRESS FACTORIES—Continued**

Mattresses, exemption from executions, 627.6(11)

Mattress factories, 209.1-209.8

Registration with agricultural department, 209.4

Remade mattresses, label, 209.8

Second-hand material used, 209.3-209.7

Taxation exemption, 427.1(16)

Taxation of hotel bedding, 427.13(9)

Used materials in mattress, 209.2

Violations, general penalty, 189.19

**MAYOR**

*See CITIES AND TOWNS, subhead Mayor*

**MEANDERED LAKES AND STREAMS**

Islands within banks sold or leased, 568.21-568.25

Jurisdiction of conservation commission, 111.18

Lakes, draining, penalty, 716.5

Title to stream beds in cities, 372.6, 372.7

**MEASURES AND WEIGHTS**

*See chs 210-215, WEIGHTS AND MEASURES*

**MEAT**

Adulterated when, 190.3(6-8)

Shipping by train, preference in time, 479.9

Special charter cities, food inspection, 420.171, 420.175

Street display, restricted, 170.27

Tainted meat, city's power to destroy, 368.7(2)

**MEAT MARKETS**

Application for license, 170.3, 170.4

Defined as food establishment, 170.1(6)

Food establishments law, 170.1-170.28, 170.46-170.51

Inspection, 170.46, 170.47

**Licenses**

Application for food license, 170.3, 170.4

Fee for food license, 170.5(6)

Required to conduct food business, 170.2

Revocation of license, 170.8

Sale of tainted meat prevented by city, 368.7(2)

Sanitary construction required, 170.9-170.17

Sanitation in conducting business, 170.18-170.28

Street display of meat prohibited, 170.27

Use as dwelling prohibited, 170.25

**MECHANICS**

Exemption from execution on tools, 627.6(17)

Taxation, exemption on tools, 427.1(17)

Wages, execution not stayed in suit for, 626.58

**MECHANICS' LIENS**

*Generally, 572.1-572.29*

Holder before judgment, no redemption, 628.6

Oil and gas wells, 84.9

**MEDICAL ASSISTANCE FOR AGED**

*General provisions, 249A.1-249A.19*

**MEDICAL EXAMINERS**

*Generally, 147.1-147.104*

Licenses, 147.2, 147.49-147.51, 148.1-148.5

Licenses reinstated, 148.9

Licenses revoked by administrative action, 148.6, 148.7

**MEDICAL LIBRARY AND LIBRARIAN (STATE)**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointment of librarian, 303.3(4)  
 Assistants appointed by board, 303.3(5)  
 Control by board of trustees, 303.2  
 Custody of library, 303.13  
 Documents, state, distribution to, 16.14  
 Establishment of library, 303.1  
 Fines and penalties, use of books, 303.3(9)  
 Free use of library by residents, 303.13  
 Medical school publications, secured, 303.13(3)  
 Preferences to medical schools prohibited, 303.13  
 Report semiannually to board, 303.13(2)  
 Rules for loaning books, 303.3(8, 9)  
 Rules for management of library, 303.3, 303.13  
 Supplies and postage furnished, 19.4, 19.19, 19.25

**MEDICAL RESEARCH**

Dogs obtained, 351A.1-351A.7

**MEDICINES**

Drug and cosmetic act, 203A.1-203A.19

Patent (or proprietary) medicines

Adulteration or labeling of drugs, 203.1-203.9  
 Depositing samples on porches, 732.8, 732.9  
 Dispensers, no pharmacy license required, 155.2(4)  
 Excepted from poison label requirements, 205.8  
 Manufacturer, liquor permit, 123.27, 133.1-133.7  
 Pharmacy practice, 155.2, 155.6  
 Sale, 123.27(3), 154.1(4), 205.8  
 Wholesale druggists liquor permit, 131.1, 131.7

Prescriptions

Labeling not required, 203.5  
 Liquor law provisions, 130.1-130.58  
 Narcotic drugs, 204.7  
 Poisons, 205.1-205.3  
 Purposes of prescription, 205.3  
 Regulations on sale of drugs, 204.5-205.8

**MEETING**

Penalty for disturbing, 744.1, 744.2  
 Unlawful assembly, 743.1-743.9

**MEMBERSHIP SALES**

Installment plan issue regulated, 501.1-501.8  
 Insurance associations, 506.1-506.9  
 Purchasing associations, 503.1-503.14

**MEMORIAL HALLS AND MONUMENTS**

*Generally, 37.1-37.26*  
*See also MONUMENTS AND MEMORIALS*

**MEMORIALS**

City, recommendation of plan commission, 373.10, 373.11

**MENAGERIES**

Municipal, regulation, 368.8(3)

**MEN'S REFORMATORY**

*See PENITENTIARY (FT. MADISON) AND MEN'S REFORMATORY (ANAMOSIA)*  
*General provisions, 246.1-246.46*  
 Warden appointed, 218.9

**MENTAL**

Diseases, chs 226-231, *see INSANITY*  
 Endurance contests prohibited, 732.15, 732.16  
 Examination of record party, R.C.P. 132  
 Jurors, defects, cause for challenge, 779.5(3); R.C.P. 187(f)  
 Mental capacity required to make will, 633.1  
 Mental capacity, sales law provision, 554.2

**MENTAL HEALTH DIRECTOR**

Alcoholism study duties, 123A.3  
 Appointive powers, 218.9  
 Employed by board, 218.74  
 Power and duties, 218.76

**MENTAL HEALTH INSTITUTES (CHEROKEE, CLARINDA, INDEPENDENCE, AND MOUNT PLEASANT)**

Administration by board of control, 218.1  
 Admissions, applications, 229.1, 229.41  
 Alcoholics rehabilitated, 226.35-226.39  
 Business manager, 218.6-218.10  
 Commitment proceedings, 229.1-229.40  
 County commitment costs, institution fund, 444.12  
 County home, removal of patient to, 227.11, 227.16-227.18  
 County maintenance, auditor's report of costs, 333.11(11)  
 Criminal sexual psychopaths, 225A.11-225A.15  
 Emergency disaster, special provisions, 226.40-226.42  
 Employees not liable for detention of alcoholics, 226.38  
 Hospital service corporations, 514.5  
 Idiots defined, not admitted, 226.8

**Inmates**

Communication privileges, 226.13-226.15  
 Conditions reported to counties, 226.6(5)  
 Convicts, insane transferred, 246.17  
 County commitment costs, institution fund, 444.12  
 Custody of superintendent, 226.9  
 Dangerous inmates transferred, 218.92, 226.30, 226.31  
 Disabled persons aid, not eligible, 241A.2

**Discharge of patients**

Allowed when sanity regained, 226.19  
 Board's power to discharge, 226.18  
 Clothing and money furnished, 226.22  
 Commission of inquiry, duties, 229.31-229.36  
 County hospital transferees discharged, 227.13  
 Crime, charge pending, return to jail, 226.27, 226.28  
 Criminal insane, court order, 226.29, 246.17  
 Criminal recovery, return to jail, 226.27  
 Dangerous incurables, when removed, 226.26  
 Dangerous, transfer, 218.92, 226.30  
 Evidence, certificate and record, 226.21  
 Habeas corpus proceedings available, 229.37  
 Notice to clerk of the district court, 226.19  
 Notice to county auditor, 226.32  
 Overcrowded conditions, removal to make room, 226.32  
 Partially recovered, notice to county, 226.33  
 Recommendation of superintendent, 226.18  
 Record of recovery, 226.19, 226.20  
 Recovered patients, certificates, 226.19



**MENTAL HEALTH INSTITUTES—Continued**  
**Inmates—Continued**

- Discharge of patients—Continued
  - Recovery after discharge, certified, 226.24, 226.25
  - Restoration of civil rights, 226.21
  - Voluntary patients, 229.41, 229.42
  - Wrongful detention, release, 229.31–229.37
- Drug addicts becoming insane, 224.5
- Epileptic hospital inmates received, 223.8
- Equality of treatment required, 226.10
- Escape and recapture, expense, 226.16, 226.17
- Feeble-minded institution inmates, 222.46
- Idiots not received, defined, 226.8
- Indigents, preferences in admission, 226.7
- Inebriates becoming insane, 224.5
- Inquests into unusual deaths, 226.34
- Insane patients
  - Legal settlement, requirements, 230.1–230.14
  - Original notice, how served, R.C.P. 56(d)
  - Investigation as to sanity, 226.18
  - Letters to board, unhampered, 226.12–226.15
  - Letters to others, censored, 226.12–226.15
  - Old-age assistance, grounds for denial, 249.6
  - Order of admission to hospital, 226.7
  - Parole of patients, requirements, 226.23
  - Preferences in reception of patients, 226.7
  - Psychopathic patients received, 225.36–225.42
  - Restraint of patients required, 226.9
  - Special care permitted, arrangements, 226.11
- Support of inmates
  - Collection from counties, 230.20–230.24
  - Counties, recovery for expense, 230.25–230.30
  - County and state liability, 229.42, 230.1–230.14
  - Nonresident patients, liability, 230.15–230.19
  - Patients, estates liable, 230.15–230.19
  - Relatives, liability, 230.15–230.17, 252.1–252.5
  - Removal of nonresidents, 230.6–230.9
  - Residence, how determined, 230.1–230.14
  - Voluntary patients, 229.41, 229.42
- Transfer, prisoners, 218.90
- Transfer to men's reformatory
  - Board's authority, 218.90
  - Examination by court, hearing, notice, 226.31
  - Incorrigibles, application to court, 226.30
- Transportation expenses, how paid, 228.11
- Treatment of patients, equality, 226.10
- Women's reformatory inmates, 245.12
- Writing material furnished, 226.14
- Monthly visits by control board, 226.12
- Names of hospitals, official, 226.1
- Officers and employees
  - Immunity from prosecution, 226.9
  - Recapture of escaped patients, diligence, 226.16
  - Restraint of patients, immunity, 226.9, 226.38
  - Superintendent to supervise, 226.6(2)
  - Woman inspector, 226.12
- Physicians, assistant
  - Duties, act for superintendent, 226.3, 226.6
  - Qualifications required, 226.3
  - Witness fees, revert to hospital, 226.5
- Provisions applicable to all these hospitals
  - Code, session laws, copy to each, 16.24(9)
- Veterans of any war
  - Commitment not invalidated by transfers, 229.22
  - Transfer to veterans hospital, 229.20, 229.21

**MENTAL HEALTH INSTITUTES—Continued**  
**Psychopathic hospital**

- Co-operation with, 225.5
  - Incurables transferred, 225.36–225.42
  - Medical directors' assistants, 225.6
  - Reports, *see* CONTROL, BOARD OF
  - Scientific observations, 218.46(12)
  - Screening center, 229.9
  - Sexual psychopaths, 225A.11–225A.15
  - Superintendents
    - See also* CONTROL, BOARD OF, subhead Officers
    - Alcoholics, writ of commitment requested, 226.39
    - Appointment, 218.9
    - Certificate of expense to county, duty, 230.20
    - Certificates of recovery issued, 226.19, 226.24
    - Custody of patients, 226.9
    - Dangerous incurables, recommendation, 226.26
    - Duties enumerated, 226.6
    - Emergency powers, 226.42
    - Entrance of patients acknowledged, 229.11, 229.14
    - Escapes, diligence required, 226.16
    - Immunity from prosecution, 226.9
    - Letters to inmates examined, 226.15
    - Liability, none for restraint of patients. 226.9, 226.38
    - Member of commission on transfers, 227.11
    - Member of eugenics board, 145.1
    - Original notice, how served, R.C.P. 56(d)
    - Parole recommended for patients, 226.23
    - Qualifications required, 226.2
    - Report annually to counties, 226.6
    - Salary, maximum allowed, 226.4
    - Steward, cannot act as, 226.2
    - War disaster, special powers, 226.42
    - Witness fees, revert to hospital fund, 226.5
  - Transfer, prisoners, 218.90
  - Voluntary admissions, 229.41
  - Wartime disaster, special provisions, 226.40–226.42
  - Woman inspector, duties, 226.12
  - Women's reformatory, transfer to, 245.12
- MENTAL HEALTH RESEARCH FUND**
- Appropriation, use, 225.43–225.45
- MENTAL ILLNESS**
- Formerly insanity. For table of synonyms relating to mental conditions, see* 218.95
  - Admission to institution, *see* subhead Commitments below
  - Adoption, annulment for insanity, 600.7
  - Commission of inquiry
    - Appointment by court, 229.31
    - Compensation, payment, 229.35
    - Complaints investigated, 229.31, 229.32
    - Finding and order filed, 229.34
    - Hearing, limitation, 229.33, 229.36
    - Personnel of inquiry commission, 229.31
    - Unjust detention investigated, 229.31, 229.32
  - Commission of insanity
    - Properly commission of hospitalization*
    - Appeals from findings, 229.17–229.19
    - Appointed by district court, 228.3
    - Blanks received from control board, 229.23

**MENTAL ILLNESS—Continued****Commission of insanity—Continued**

- Care of patients by relatives or friends, 229.25
- Clerk, duties, 226.19, 226.20, 228.6
- Clerk of court as clerk of commission, 228.4

**Commitments, admissions**

- Adequate facilities prerequisite, 229.9
- Answers on hearing, correction, 229.7, 229.8
- Appeal, jury trial, 229.17–229.19
- Appearance at hearing, 229.5
- Application by information, contents, 229.1
- Crime, court acquires jurisdiction, effect, 229.12
- Criminal insane pending trial, 783.3
- Custody prior to admittance, 229.2, 229.11–229.26
- Drug addicts, 224.1–224.5
- Epileptics, voluntary patients, hearing, 223.6
- Examination by physician, 229.6, 229.7
- Execution of order by physician, 229.11
- Feeble-minded patients, hearing, 223.6
- Female attendant, when required, 229.14
- Female mentally ill, constant attendance, 229.16
- Findings and order, 229.9
- Hearing, 229.2–229.5
- Inebriates, 224.1–224.5
- Interrogatories to physician's certificate, 229.7
- Legal settlement of patient, 229.9, 230.1–230.14
- Mentally retarded patients, hearing, 223.6
- Orders, execution, 229.2, 229.10–229.16
- Record of order of commitment, 229.9
- Relative, executing order, 229.15
- Right to counsel, 229.5
- Screening center, 229.9
- Service of order, 229.11
- Subpoenas, power to issue, 229.3
- Warrants, execution, 229.2, 229.10–229.16
- War veterans, 229.20–229.22

**Compensation, 228.9**

- Complaint to obtain release, 229.31
- Costs paid by county, 228.10
- Counsel allowed at hearing, 229.5
- County commission in each county, 228.1
- County to provide care, 229.26
- Custodian, special, when appointed, 229.25
- Custody of patient
  - Outside state hospitals, 229.27
  - Pending appeal, 229.18
  - Temporary, duty to provide, 229.24
- Discharge of mentally ill
  - Approval of board of control, 229.30
  - Convicts transferred to hospitals, 246.17
  - Notice of discharge by board, 226.33
  - Transfer of mentally ill veteran not to affect, 229.22

- Epileptics, commitment, law applicable, 223.7
- Expenses and compensation, 228.9–228.11
- Forms and blanks furnished, 229.23
- Indicted person, lack of jurisdiction, 228.8
- Jurisdiction of commission, 228.8

**Legal settlement of mentally ill person**

- Certificate to proper county, 230.3, 230.4
- Control board investigation, court action, 230.6–230.13
- Determined, record, by commission, 229.9, 230.2

**MENTAL ILLNESS—Continued****Commission of insanity—Continued****Legal settlement of mentally ill—Continued**

- Disputed by county, time limit, 230.4
- Liability of place of legal settlement, 230.1
- Nonresidents, notice to control board, 230.5
- Meetings held at clerk's office, 228.4
- Neglected mentally ill cared for, 229.28
- Notices and reports, given by mail, 228.7
- Number of members, 228.1
- Oaths, power to administer, 78.2(2), 229.3
- Organization, 228.4
- Parole of patients, consent required, 226.23
- Patients confined, certificate required, 227.15
- Personnel of commission ex officio, 228.2
- Physician for examination, 229.6
- Prisoners in penitentiary examined, 792.5–792.7
- Private hospital, confinement, 227.15
- Psychopathic hospital special commission, 225.37–225.42
- Recovered patient, discharge, notice, 226.31
- Recovery, discharge from custody, 229.30
- Relatives or friends, care without public charge, 229.25
- Room at county public hospital, 347.13(7)
- Screening centers, 229.9
- Subpoenas, power to issue, 229.3
- Term of office, 228.3
- Transfer from hospitals, to state hospitals, 229.29
- Transportation expenses, how paid, 228.11
- Vacancy temporarily filled, 228.5
- Warrant to peace officer, 229.2

**Commission of psychopathic hospital, 225.37–225.42**

- Commitments, *see subhead Commission of Insanity above, thereunder see Commitments*
- Complaint, release from institution, 229.31
- Construction, words included, 4.1(6), 218.95

**County and private hospitals**

- Auditor's report of county cost, 333.11(11)
- Authority for confinement in private asylum, 227.15
- Care of mentally ill of other counties, 227.14
- Commitment by hospitalization commission, 229.26
- Complaints of patients, hearings, 227.3
- Confinement, authority required, 227.15
- Cost of removal paid by county, 227.7
- Cruelty to patient, penalty, 229.38
- Decision as to removal of patients, 227.12
- Differences decided by court, 227.12
- Discharge of patients, 227.13, 229.31–229.36
- Dispute of authorities, court to decide, 227.12
- Estates liable for patient's care, 230.18
- Feeble-minded transferred, 222.48
- Habeas corpus, 229.37
- Inspection by board of control, 218.30, 227.2
- Inspectors, qualifications, duties, 227.2
- Mentally retarded transferred, 222.48
- Notice before acting on report, 227.3
- Notice to guardian of rule violations, 227.8
- Other counties, care permitted, 227.14
- Removal of patient by board, cost, 227.6, 227.7
- Rules made by board of control, 227.6
- Sanity investigation, 227.9
- Supervision by board of control, 227.1

**MENTAL ILLNESS—Continued**

## County and private hospitals—Continued

- Support of patients by county, 230.24
- Transfer of mentally retarded or to guardian, 222.48
- Transfers between institutions, 227.10–227.12, 229.29

- County home, notice of transfer to, 227.11
- County mental health fund, psychiatric examination and treatment, 230.24

Criminal cases, *see subhead Persons Mentally Ill, below, and thereunder Criminal Defendant*

- Criminal sexual psychopath defined, 225A.1
- Defense in criminal case, notice, 777.18

## Definitions

- Mental illness, 229.40
- Mentally ill persons, 4.1(6)
- Mentally retarded person, 222.1
- Mental retardate, 4.1(6), 226.8
- Table of euphemistic synonyms, 218.95

- Epileptic commitment law applicable, 223.7
- Escapes from other states detained, 230.31
- Eugenics board, powers, 145.1–145.22

## Idiots

*Now called mental retardates*

- Custody, 670.19
- Definition, 4.1(6), 226.8
- Disqualified to vote, Const., Iowa, II, 5
- Exhibition, 725.12
- Guardians, 668.32–670.19
- Marriage annulment, 598.19, 598.22
- Marriage license refused, 595.3, 595.20–595.28
- Mental health hospitals, barred from, 226.8

- Limited partner, effect, 545.2(13), 545.11(7), 545.36
- Lunatics, included in "mentally ill persons", 4.1(6)

- Medical director, psychopathic hospital, advisor, 225.6

- Paternity proceedings, mother's mental illness, 675.21

## Persons mentally ill

## Actions

- Acquittal on ground of insanity, 785.17, 785.18
- Answers for ward by guardian, R.C.P. 71
- Brought or defended, R.C.P. 12, 14, 17
- Criminal case, verdict, 785.18, 789.7, 789.8
- Defense required, 597.7; R.C.P. 13, 14, 71
- Depositions after insanity, 622.6, 622.96; R.C.P. 165
- Eminent domain powers of guardian, 472.16
- Guardian's suits, R.C.P. 12
- Judgment vacated, ground, R.C.P. 252
- Legal settlement determined, 230.12–230.14
- Limitation of actions, *see Limitation of Actions below under this subhead*
- Original notice, how served, R.C.P. 56(c, d, e)
- Parties to actions, guardian, R.C.P. 14, 17
- Pending action, insanity, R.C.P. 17
- Realty, action to convey, 597.6–597.9
- Recovery of land, 420.245, 420.246, 448.12, 567.7
- Spouse mentally ill, 595.7; R.C.P. 13, 14
- Watercourse dam, eminent domain, 469.19
- Admission to state hospitals, 229.1
- Adoption of child, annulment, 600.3–600.7
- Care by county, payment from state fund, 444.12

**MENTAL ILLNESS—Continued**

## Persons mentally ill—Continued

- Care without public charge, custodian, 229.25
- Children, legitimacy after annulment, 598.22
- Condemnation proceedings, 469.19, 472.15, 472.16
- Confinement outside of institutions, 229.16
- Contracts concluded by guardian, 668.13
- Convicts kept in reformatory, 246.15–246.17
- County hospitals, detention room, 347.13(7)

## Criminal defendant

- Acquittal, commitment, 785.18
- Arrest of judgment for insanity, 789.7
- Commission without jurisdiction, when, 228.8
- Commitment to jail, after, 783.5
- Commitment to reformatory, 783.3, 783.4
- Death penalty, execution suspended, 792.5–792.7
- Defense, notice requirement, 777.18
- Doubt as to sanity, procedure, 783.1
- During trial, 783.1–783.5, 789.8
- Mental retardation to suspend proceedings, 222.43–222.45
- Method of trial, 783.2
- Notice to state of defense required, 777.18
- Procedure to determine sanity, 783.1, 783.2, 789.8
- Sexual psychopath defined, 225A.1
- Trial after regaining sanity, 783.4
- Warrant, jail return, 226.27, 226.28

- Cruelty or mistreatment, punishment, 229.38
- Custodial home not to admit, 135C.4
- Custody pending hearing, 229.2
- Dangerous incurables released to relatives, 226.26
- Dangerous patient transferred, 218.92, 226.31
- Dead-man statute, 622.4, 622.6
- Death penalty, ground to suspend, 792.5–792.7
- Defendant in criminal case, burden of proof, 783.2

## Defense in criminal action

- Generally*, 785.18, 789.7, 789.8
- Notice of insanity defense, 777.18

- Definition, 4.1(6), 222.1, 229.40, 252.1
- Disabled persons aid, not eligible, 241A.2
- Drainage trustees election, vote of, 462.14
- Drug addicts, 224.1–224.5
- Epileptics, commitment, 223.6–223.9
- Escapes from other states detained, 230.31
- Federal stock waiver, estate settlements, 635.43
- Female confined, female attendant, 229.16
- Guardians, *see GUARDIANS, subhead Drunkards, Spendthrifts, Lunatics and Persons of Unsound Mind*
- Guardians, nonresident, *see GUARDIANS, subhead Foreign Guardians*
- Habeas corpus, right when confined, 229.37
- Hearings, by insanity commission, 229.2–229.12
- Inebriates, commitment, 224.1–224.5
- Judgment against, invalid without defense, R.C.P. 13
- Legal settlement determined, 229.9, 230.1–230.14
- Liability for necessities, 554.2
- Lien against property for care, 230.25–230.30

## Limitation of actions

- Aliens, recovery of escheated land, 567.7
- Ancient deeds, actions affecting, 614.22
- Death, extension of time, 614.9

**MENTAL ILLNESS—Continued**

## Persons mentally ill—Continued

## Limitation of actions—Continued

- Extension of time during disability, 614.8
- Real estate claims before 1930, 614.17, 614.19
- Tax sale, recovery from, 420.245, 448.12, 448.13
- Tax sale redemption, 420.240, 447.7, 448.12, 448.13

## Vacation or modification of judgments, 683.1

- Lunatics defined as mentally ill persons, 4.1(6)
- Marriage annulment, grounds, 598.19(4), 598.22
- Marriage license refused, 595.3(5)
- Marriage prohibited, 595.3
- Men's reformatory, department for insane, 246.15

## Mental examination of party, R.C.P. 132

## Mental retardates barred from hospital, 226.8

## Motor vehicle license, barred, 321.177

## Neglected mentally ill, provided for, 229.28

## Nonresidents, procedure, 230.5–230.9, 230.14

## Nursing home not to admit, 135C.3

## Old-age assistance not available, 249.6, 249.31

## Original notice, how served, R.C.P. 56 (c, d, e)

## Outside state hospitals, restrictions, 229.27

## Partner, limited, effect, 545.2(13), 545.11(7), 545.36–545.38

## Patient accused of crime, 226.27–226.29

## Penitentiaries, transfer of convicts, 246.15–246.17

## Physicians examination, 229.6, 229.7

## Plea, notice of defense, 777.18

## Plea of insanity, liability for costs, 783.4

## Poor person defined, 252.1

## Private hospitals, authority for care, 227.15

## Private hospitals, notice of rule violations, 227.8

## Private or public patients, restrictions, 229.27

## Private patients, special custodian, 229.25

## Psychiatric treatment, county expense, 230.24

## Psychopathic hospital, 225.1–225.42

## Relatives, care of mentally ill, 229.25, 230.15–230.17

## Relatives, order of admission served by, 229.15

## Relatives, special care provided, 226.11

## Release from institutions, 229.30, 229.31

## Reports annually by auditor, 333.11(10, 11)

## Reports by institution heads, 145.2

## Residence determined, 229.9, 230.1–230.13

## Restraint and care by county, when required, 229.26

## Scientific observation facilities, 218.46

## Sexual psychopath defined, 225A.1

## Spouse

## Election of dower or homestead, 636.29

## Election of will or dower, 636.26, 636.29

## Encumbrance of property, 597.6–597.8; R.C.P. 13, 14

## Realty conveyance, 597.6–597.9; R.C.P. 13, 14

## State hospital patients, sanity determined, 226.18, 229.31–229.37

## Sterilization, 145.1–145.22

## Suffrage rights denied, Const., Iowa, II, 5

## Support of mentally ill persons

## Auditor's report of county costs, 333.11(11)

## Auditor to keep record of maintenance, 230.26

## Claim against estate on death, 230.30

## Closing estates, lien first paid, 230.28

## Compromise of lien by supervisors, 230.17

## Contract for, liability, 230.15

**MENTAL ILLNESS—Continued**

## Persons mentally ill—Continued

## Support of mentally ill—Continued

## Corporation or firm, contract liability, 230.15

## Cost of commitment, 230.10, 230.11

## County attorney's duty to collect, 230.27

## County liability, 230.11, 230.21, 230.22

## County mental health fund, 230.24

## Estates liable, 230.18, 230.19

## Homestead sold, lien first paid, 230.28

## Husband and wife, liability, 230.25

## Institution fund for county mentally ill, 230.23

## Legal settlement determined, 229.9, 230.1–230.14

## Lien on property for support, 230.25–230.29

## Lien on real estate

## Husband and wife, 230.25–230.30

## Persons committed, 230.25–230.30

## Nonresidents, estates liable, 230.19

## Persons liable, 230.15, 230.16

## Preliminary payment of costs, 230.10

## Recovery by county, 230.27–230.30

## Relatives, liability, 229.25, 230.15–230.17

## Release of lien by supervisors, 230.29

## Report to county of hospital expense, 230.20–230.22

## State liability, 230.1, 230.11

## Supervisors duty to collect, 230.27

## Tax sale redemption, 420.240, 420.245, 420.246, 447.7, 448.12

## Transfer, 227.10–227.13, 229.21

## Voting, disqualification, Const., Iowa, II, 5

## Writing materials or letters, refusal, penalty, 229.39

## Plea of insanity in criminal case, notice, 777.18

## Psychopathic hospital, 225.1–225.42

## Psychopathic hospital special commission, 225.37–225.42

## Psychopathic incurables, 225.36–225.42

## Reformatory for men, department for insane, 246.15

## Reformatory for women, transfer to hospital, 245.12

## Sexual psychopath defined, 225A.1

## Soldiers home, not received, 219.13

## Special hospitalization commission from psychopathic hospital, 225.37–225.42

## Spouse mentally ill, 597.6–597.9, 636.26, 636.29; R.C.P. 13, 14

## State hospitals, 226.1–226.34

## Term defined, included words, 4.1(6)

## Women's reformatory, transfer to hospital, 245.12

**MENTALLY RETARDED PERSONS**

*Formerly feeble-minded persons. For table of euphemistic synonyms relating to mental conditions, see 218.95*

Admission, *see subhead Commitment below*

## Annulment of adoption, cause, 600.7

## Census, school, children listed, 279.22(4), 291.9, 291.10

## Commitment

## Answer not required, 222.12

## Appearances, time for, 222.8

## Approval by supervisors required, 223.13

## Assistants in committing patient, 222.25

## Children before juvenile court, 222.43

**MENTALLY RETARDED PERSONS—Cont'd**  
Commitment—Continued

Citizen may institute proceedings, 222.3  
 Commencement wrongfully, penalty, 222.38  
 Commissioner's fees allowed, 222.39  
 Commission to examine patient, 222.14–222.17  
 Commitment order, when made, 222.18  
 Commitment, place of, 218.20, 222.18(2, 3), 223.10  
 Control board's record of adjudication, 222.53  
 Convicts subject to commitment, 222.44  
 Costs, against whom taxed, 222.39–222.42  
 Costs, liability for, 222.40–222.42  
 County attorney's duties, 222.2  
 County to pay costs, when, 222.40, 222.41  
 Crime conviction, transfer for commitment, 222.44, 222.45  
 Criminal court may institute, 222.44, 222.45  
 Custody pending hearing, 222.10  
 Default of appearance, effect, 222.9  
 Delivery of patient to institution, 222.23–222.27  
 Districting of state for place of commitment, 223.10  
 Docket and record kept by court, 222.52  
 Examination on entrance to institution, 222.34  
 Fees allowed witnesses and commissioner, 222.39  
 Filing fees, court may waive, 222.3  
 Foreign county to pay costs, 222.41  
 Glenwood state school, applicable, 221.4, 223.10  
 Guardian appointed, when, 222.18  
 Guardian as party defendant, 222.6  
 Hearings, when held, procedure, 222.9, 222.12, 222.13  
 Inability of institution to receive, 222.23  
 Inmates of private asylum, subject to, 222.48  
 Interrogatories, petitioner to answer, 222.11  
 Jurisdiction of court, when continues, 222.19  
 Juvenile court may institute, 222.43  
 Maintenance and cost paid by persons liable, 222.42  
 Modification of order, notice required, 222.22  
 Notice of hearing, requirements, 222.7  
 Penalty for wrongful attempt to commit, 222.38  
 Persons chargeable with costs and support, 222.42  
 Petitioners, who may be, 222.3, 222.43, 222.44  
 Petition for adjudication, 222.3–222.6  
 Petition, place of filing, 222.3  
 Place of commitment, 218.20, 222.18(2, 3), 223.10  
 Pleadings required, 222.3–222.6, 222.11, 222.12  
 Private asylum inmates, 222.48  
 Procedure, tried as equitable proceeding, 222.12  
 Public unless request for private trial, 222.13  
 Receipt for patient, duplicate warrant, 222.26  
 Record kept by board of control, 222.53  
 Relative may institute proceedings, 222.3  
 Relatives and party defendants, 222.6  
 Relatives, notice required, 222.6, 222.22  
 Report of commission, 222.15  
 Ruling of report of commission, 222.16  
 State school for feeble-minded, 223.7, 223.10  
 Trial, when public, 222.13  
 Voluntary patients admitted, 222.54  
 Warrant of commitment, 222.24–222.27  
 Witnesses names indorsed on petition, 222.5  
 Witness fees allowed, 222.39

**MENTALLY RETARDED PERSONS—Cont'd**  
Commitment—Continued

Woodward state school, applicable, 223.10  
 Wrongful institution of proceeding, penalty, 222.38  
 Communications with patients in institutions, 222.35  
 Convalescent leave, 222.36, 223.19  
 County attorney's duties, 222.2  
 County's liability for support, 223.12–223.18  
 Criminal proceedings suspended, 222.44, 222.45  
 Death, sudden or mysterious, inquest, 222.37  
 Definition, 222.1  
 Disabled persons aid, not eligible, 241A.2  
 Discharge proceedings  
 Adjudication, not bar to later action, 222.33  
 Clothing and money on discharge, 222.49  
 Costs, against whom taxed, 222.40–222.42  
 Denial of petition for discharge not bar to future proceedings, 222.33  
 Dockets and record kept by courts, 222.52  
 Examination of patient permitted, 222.34  
 Glenwood school, 222.28–222.33, 223.9  
 Grounds for discharge enumerated, 222.30  
 Habeas corpus, right not abridged, 222.28  
 Notice of hearing, service required, 222.31  
 Order of discharge or modification, 222.28, 222.32  
 Petition, filing, 222.29  
 Private institutions, 222.29–222.33  
 Records kept by control board, 222.53  
 Superintendent's duty to start proceedings, 222.34  
 Witness fees allowed, 222.39  
 Woodward school, 222.34, 223.9  
 Escapees from other states, 222.55  
 Escapes from institutions, return, 222.50, 222.51  
 Eugenics board hearing, 145.2–145.22  
 Examination and report of commission, 222.14–222.17  
 Examination on entrance to institution, 222.34  
 Expense of recapture of escaped patients, 222.51  
 Guardians, 222.18–222.22, 669.1–670.19  
 Insane, inquest as to mental health, 222.47  
 Leave of absence from institutions, 222.36  
 Letters by committed patients, rights, 222.35  
 Liability for patient's support, 222.42  
 Lien for support, 223.16, 223.20  
 Minors, no lien for support charges, 223.16  
 Modifications of orders, notice, 222.22, 222.30–222.33  
 Parole, 222.36, 223.19  
 Private institutions  
 Communications with patients allowed, 222.35  
 Control board's power over, 222.18, 222.19  
 Court, jurisdiction over, 222.19  
 Death, sudden or mysterious, inquest, 222.37  
 Leave of absence, 222.36  
 Letters of patients, rights, 222.35  
 Liability for patient's support, 222.42  
 Transfer of patients, 222.46, 222.48  
 Rape of feeble-minded female, penalty, 698.3  
 Report to eugenics board, 145.2  
 School officer's reports as to, 273.18(28), 291.10  
 State institutions, 221.1–223.19  
 Sudden or mysterious death, inquest held, 222.37  
 Support of patients in institutions, 222.42, 223.12–223.18, 223.20, 230.1–230.30  
 Transfer of patients, 218.20, 222.46–222.48, 223.11

**MENTALLY RETARDED, SCHOOL FOR  
(GLENWOOD)**

*Formerly School for Feeble-minded*  
Administration by board of control, 218.1  
Business manager, 218.6-218.8  
County attorneys, notice of admission districts,  
223.10  
Districting the state for commitments, 223.10  
Hospital service corporations, 514.5  
Object and purpose stated, 223.1  
Reports, *see* CONTROL, BOARD OF  
Superintendent  
  Appointment, 218.9, 223.2  
  Member of eugenics board, 145.1

**MERCANTILE ASSOCIATIONS**

Collective marketing, 500.1-500.3  
Co-operative associations, 497.1, 497.10, 498.2, 499.6  
Incorporation, 504.1-504.31

**MERCANTILE ESTABLISHMENTS**

*See STORES AND MERCANTILE ESTABLISH-  
MENTS*  
Sales law, chs 554-556

**MERCHANDISE**

Assessed on average value of stock, 428.17  
Associations, membership sales, 503.1-503.14  
Breaking and entering to steal, 708.8, 708.10  
Bulk sales law restrictions, 555.1, 555.5  
Child labor laws, 92.1-92.16  
Express company, duty to transport, 486.1, 486.8  
Express rates fixed by commission, 486.1-486.9  
Fraudulent advertisements, 713.24, 713.25  
Landlord's lien, limitation, 570.3  
Nonresident owner's goods taxable, 428.9  
Regulation and inspection of articles, 189.1-189.29  
Sales act, 554.1-554.79  
Sales of merchandise, chs 554-556, *see* SALES  
Stocks, listing and assessing, 428.17  
Tax lien follows merchandise, 445.31

**MERCHANTABLE GOODS**

Sale by description, warranty, 554.16(2)  
Sale of warehouse receipt, warranty, 542.44(4)

**MERCHANTS**

Bucket shops, commission workers, 552.4, 552.10  
Bulk sales of stock and fixtures, 61.3-61.7  
Commission merchants  
  Lien for charges and services, 576.1  
  Taxation, 428.9  
Credit insurance authorized, 515.48(8)  
Defined in taxation law, 428.16  
Forwarding merchant's lien, 576.1, 576.2  
Gift enterprises, penalty, 553.15-553.18  
Glasses, no optometry license necessary, 154.2(1)  
Itinerants, 81.1-81.13  
Railroad complaints, 474.34, 479.72-479.74  
Sale of dangerous weapons, 695.18-695.28  
Taxation of stock of merchandise, 428.16, 428.17  
Transients, 81A.1-81A.9, 368.6(3), 444.13-444.17

**MERGER**

Cities and towns, 362.19  
Civil remedy not merged in crime, 611.21  
Expectant estate not barred by merger, 557.9  
Insurance companies, consolidation, 521.1-521.15  
Railroad merger, 476.4, 617.4

**MERIT SYSTEM**

State employees, 8.5(6)

**MESSAGES**

Budget message of governor, 8.22  
Delay or willful error, 488.6-488.9  
Disclosure of contents, penalty, 488.6  
Governor's message to general assembly, 2.33  
Tapping telephone wires, penalty, 716.8

**MESSENGERS**

Child labor, age limit, 92.1, 92.4  
Elections, 43.47, 43.71, 50.23, 50.34, 50.47  
Permit to carry weapons, 695.11, 695.12

**METERS**

Larceny from meters of public utilities, 709.7  
Public utilities, penalty for injuring, 716.7

**MICROFILMS**

Admissible in evidence, 422.61(4)  
Copies of tax records permitted, 422.61(4)  
Useless tax records destroyed, 422.61(4)

**MIDWIVES**

Birth certificates, duty, 144.14-144.16  
Blood tests of pregnant women, duties, 140.3

**MIGRATORY BIRDS**

Title in state, 109.2, 109.3

**MILE**

Standard measure, 210.2, 210.3

**MILEAGE**

Amounts allowed officials for use of car, 21.4, 79.9  
Beer rulings of city, witnesses at appeal, 124.4  
Books issued by railroad, 479.24, 479.102  
Claims for mileage, requirements, 79.13  
Election contest judges, state, 61.14  
General assembly, 2.11, 2.12, 2.45  
Gratuitous transportation of officer, 79.11  
Impeachment cases, 68.14  
Probation officer, 231.12  
Public officer, limit on expenses, 79.9, 79.10  
Reports, details in claim for mileage, 79.13  
Sheriff, 79.13, 127.19, 337.11(10), 337.12, 337.13  
Soldiers relief commission members, 250.5  
State allowance for use of private car, 21.4  
State car dispatcher's record, 20.3(3)  
Tax commission hearings, witnesses, 421.23

**Witnesses**

  Appeals on public contracts to state board, 23.10  
  Attending outside state, 781.17  
  Court witnesses, 622.69, 625.2  
  Depositions, 622.104  
  Executive council investigations, 66.28  
  Grand jury, 769.22  
  Old-age assistance investigations, 249.12  
  Tax commission hearings, 422.63

**MILESTONES**

Penalty for injuring, 714.18

**MILITARY DISTRICTS**

Established, 29.45  
Martial law, 29.45-29.52

**MILITARY FORCES**

See ch 29, also *ARMED FORCES, etc.*

**MILK AND CREAM**

Adulteration with certain fats and oils, 190.4, 190.5  
 Agriculture department duties, 189.2  
 Bottles to be marked, 192.34  
 Bovine tuberculosis, 165.1-165.36  
 Butterfat, excise tax on, 179.5  
 Butterfat, records kept, 193.3

Buttermilk  
 Adulteration prohibited, 190.4, 190.5  
 Adulteration with fats and oils, 190.5  
 Pasteurization, 192.6-192.9

Cities, sanitary regulations, power, 368.25  
 Coloring unlawful milk or cream, 195.10  
 Condensed or evaporated milk, adulteration, 190.4, 190.5  
 Condenseries, licenses required, 170.2  
 Condenseries, records required, 193.3  
 Containers, 192.33-192.39  
 Contaminations as adulteration, 190.4  
 Cow calving, milk adulterated, 190.4(2)  
 Cream acidity in Iowa trade-mark butter, 192.26  
 Cream defined, requirements, 190.1(7)  
 Creameries, see *CREAMERIES*  
 Cream grading law, 195.1-195.27  
 Dealer's license, 192.1-192.5  
 Dealers, records required, 193.3  
 Defined as food standard, 190.1(7)  
 Definition and food standard, 190.1(39)  
 Desiccated milk, adulteration, 190.5  
 Diseases, laboratory control, 192.13  
 Drying plant, license required, 170.2  
 Dry, nonfat, 191.2(5)  
 Evaporated milk, adulteration, 190.4, 190.5  
 Extraneous matter, test, 195.13, 195.14  
 Fats or oils not to be added, 190.5  
 Flavoring extracts, standards, 190.1(8-31)  
 Food law, 189.3-189.29  
 Frozen malted milk, food standards, 190.1(38)  
 Grade "A" milk, 192.10  
 Graders, duties, 194.12-194.18, 195.10, 195.12-195.14  
 Grades of cream, cream grading law, 195.3  
 Grades of milk, 194.12  
 Ice cream, 190.1, 190.5  
 Ice milk, food standards, sign posted, 190.1(36)  
 Inspection by cities, 368.25  
 Inspection by dairy association, 178.2(1)  
 Laboratories for testing certified, 192.40  
 License to sell at retail, 192.1-192.4

Milk bottles  
 Brand adopted by dealer, 192.35  
 Container defined, dairy products law, 192.33  
 Cost of returning excessive, exception, 192.38  
 Registration and marking, 192.34-192.39  
 Retention from common carrier, 192.36  
 Return of bottles, required, 192.36-192.38  
 Sealing of bottles, inspection, 213.4  
 Skimmed milk to be labeled, 191.2(1)  
 Standard size of bottle, 210.15, 213.4

Milk defined, requirements, 190.1(38)  
 Milk factories, records required, 193.3  
 Milk grading law, 194.1-194.20  
 Milking estray cattle permitted, 188.37  
 Milk sherbet, standards of food, 190.1(36)

**MILK AND CREAM—Continued**

Milk wagons  
 Exempt from itinerant merchants law, 81.1(2a)  
 Milk dealer's license, 192.2(2)-192.4  
 Milk grading law requirement, 194.19  
 Name of dairy painted on side, 192.5  
 Protection from heat and cold, 192.42  
 Truckers, overload permitted, 321.466  
 Vehicles to be kept sanitary, 192.11, 192.42  
 Vehicles used on cream routes, 195.10, 195.15-195.26

Nonfat dry milk, 191.2(5)

Pasteurization  
 Cities, power to require, 368.25  
 Definition of pasteurization, 192.7  
 Grade "A", 192.10  
 Ice milk, 190.1(36), 192.6  
 Injunction, failure to pasteurize, 192.9  
 Record of pasteurization kept, 192.8  
 Requirements, exemption, 192.6  
 Tuberculin test, alternative, 192.6, 192.10

Powdered or desiccated, adulteration, 190.5  
 Raw milk, grade "A", 192.10  
 Sale only when pure or pasteurized, 192.10  
 Sanitary control by bacteriologists, 192.12, 192.13

Skimmed milk  
 Adulteration, 190.3-190.5  
 Brand adopted for use on container, 192.35  
 Cheese, skimmed milk, defined, labeling, 190.1(6), 191.2(4)  
 Condensed, adulteration, 190.5  
 Contaminations as adulteration, 190.4  
 Definition as food standard, 190.1(40)  
 Fats and oils as adulteration, 190.5  
 Labeling requirements, 191.2(1)  
 Pasteurization, 192.6-192.9  
 Renovated butter, use in, 190.1(3)  
 Standards of food defined, 190.1(40)

Skimming stations, records required, 193.3  
 Special charter cities, 420.171, 420.175  
 Standards of food defined, 190.1(39)

Tester  
 Bottles and pipettes, standardized, 192.16, 192.18  
 Burden of proving tests on vendee, 192.22  
 Equipment furnished to licensee, 192.16-192.18  
 Examinations, standards, fees, 192.14-192.17  
 False tests, payment as evidence, 192.20, 192.21  
 Fee for license, equipment at cost, 192.17  
 Laboratories certified, 192.40  
 License required from all testers, 192.14  
 Rejected milk colored, 192.41, 194.18  
 Standard measures supplied, 192.16  
 Substitute tester, limitation, 192.19  
 Unlicensed persons, tests by, 192.21

Test for extraneous matter, 195.13, 195.14  
 Tuberculin test by state, 165.1-165.36  
 Unlawful milk or cream colored, 194.18, 195.12  
 Vehicles used to transport, requirements, 194.19, 195.22

Wine made by milk fermentation, 123.5(4)

**MILLDAMS AND RACES**  
*General provisions*, 469.1-469.31

**MILL PONDS**  
 Penalty for drawing off water, 716.1

**MILLS**

Accidents, record and report, 88.11  
 Arson, 707.2, 707.5  
 Child labor, 92.1-92.16  
 Definition of mills, 91.15  
 Drinking water for employees, 88.3  
 Portable mills on vehicles, 321.1(15), 321.118  
 Railroad spur tracks, requirements, 481.3-481.8  
 Washing facilities for employees, 88.3

**MINE INSPECTORS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointed by governor, 82.7  
 Appointees must hold certificates, 82.7  
 Biennial report to governor, 82.12  
 Bonds required of inspectors, 64.6(12)  
 Certificates of competence, 82.6  
 Check-in and check-out system approved, 82.104  
 Coal mines, ch 82, *see COAL AND COAL MINES*  
 Co-operation with United States bureau of mines, 82.14  
 District court appeals, 82.10, 82.38, 82.41, 82.42, 82.117-82.123, 83.11  
 Districts, governor to designate, 82.13  
 Duties enumerated, 82.14  
 Elevator law in general not applicable, 104.1  
 Entire time to be devoted to office, 82.11

**Examination of applicants**

Conducted by board of examiners, 82.3  
 Nature of examination, 82.6  
 Expenses of local office, paid by state, 82.13  
 Federal mine safety legislation, 82.14  
 Gypsum mines, 83.1-83.23  
 Improvements in mines, record, 82.14  
 Inspection districts, designated by governor, 82.13  
 Interest in mining property prohibited, 82.11  
 Local office maintained by each inspector, 82.13  
 Methane gas detection, 82.102, 82.103  
 Number of inspectors appointed, 82.7  
 Office at seat of government, 82.12  
 Open lights forbidden, 82.102  
 Posting of reports required, 82.15  
 Public interest, record of matters, 82.14  
 Qualifications, 82.11  
 Record of inspections to be kept, 82.14  
 Records and documents kept at office, 82.12  
 Removal, charges, hearing, procedure, 82.8-82.10

**Report**

Annual, requirements, 17.1, 17.2, 17.11  
 Destruction of report unlawful, 82.17  
 Posted at mine, 82.15  
 United States bureau of mines, 82.14  
 Shot firing, approval, 82.83  
 Supplies furnished, 19.4, 19.19, 19.25  
 Term of four years, 82.7  
 United States bureau of mines, co-operation and reports, 82.14  
 Vacancies filled by appointment, 82.7

**MINERALS**

Eminent domain, railway right of way, 471.4(5)  
 Geological survey, mineral study, 305.3-305.6, 266.3  
 Lands, drainage, 468.1-468.9  
 Oil, mineral, geological survey study, 305.3

**MINERALS—Continued**

Penalty for digging or carrying away, 714.6  
 Specimens to state university, 263.3

**MINES AND MINERALS, STATE****DEPARTMENT**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointed by governor, 82.2  
 Certificates issued, recorded, 82.5, 82.6, 82.73-82.75  
 Compensation, 82.2  
 Duties, 82.1  
 Examination requirements, 82.3-82.6  
 Fees collected and accounted, 12.10, 82.75  
 Foremen's examinations, certificates, 82.4, 82.5, 82.73-82.75  
 Hoisting engineers' examinations, certificates, 82.4, 82.5, 82.73-82.75  
 Interest in mines or minerals prohibited, 82.2  
 Number on board, 82.1  
 Pit bosses examined, certificates, 82.73-82.75  
 Qualifications required of members, 82.2  
 Removal of board members, cause, 82.2  
 Removal of inspectors, procedure, 82.8-82.10  
 Rules for examinations, board adopts, 82.3, 82.4  
 Term of members of board, 82.2

**MINES AND MINING**

Accident record kept by mine operators, 88.11  
 Associations  
 Collective marketing, 500.1-500.3  
 Co-operatives, 497.1, 497.10, 498.2, 499.6  
 Camps, new, health permit, 135.17  
 Camps, schools, sale, 297.26-297.31  
 Check-in and check-out system required, 82.104  
 Child labor, provisions, 92.1, 92.11  
 Coal mines, 82.1-82.127  
 Combinations, pools, and trusts, 553.1-553.24  
 Courses taught at Ames, 266.2  
 Drainage of mineral lands, 465.1, 465.7, 468.1-468.9  
 Electric cap lights required, 82.102  
 Eminent domain rights, 471.4(5), 471.9  
 Explosives, used in mines, 695.27  
 False weights, penalty, 215.7(3)  
 Gypsum mines, 82.1-82.127, 83.1-83.23  
 Health conditions  
 Camps, new, permit, 135.17  
 Housing law, compliance with, when, 135.16  
 Inspectors, state, 82.3-82.42  
 Insurance required, procedure, 87.12-87.27  
 Labor bureau provisions, 91.12, 91.16  
 Lead and zinc mines, drainage, 468.2-468.9  
 Lien, miners, 574.1, 626.70  
 Margins, dealing in options, 552.1-552.11  
 Methane gas detection, 82.102, 82.103  
 Miner's lien, 574.1, 626.70  
 Open lights, when forbidden, 82.102  
 Preshift examination, 82.103  
 Price-fixing contracts unlawful, 553.1, 622.15  
 Railroad rates for coal mines, 479.27  
 Reports to labor bureau, 91.12, 91.16(4)  
 Safety lamps, 82.102, 82.103  
 Shot firing, coal mines, restriction, 82.83  
 Venue of action against coal mine owner, 616.13  
 Violations  
 Abandoned mine, unlawful use, 82.21  
 Coal mines, provisions, penalty, 82.21, 82.127



**MINES AND MINING—Continued**

## Violations—Continued

- Gypsum mines, provisions, penalty, 83.23
- Inspectors report, posted, destruction, 82.17
- Insurance, operating without, penalty, 87.14
- Mines, false weights, 215.7(3)
- Schedule of prohibitions, misdemeanors, 82.127
- Weapon permits for mine employees, 695.5, 695.12

**MINIMUM WAGES**

- Teachers, 294.6, 294.7

**MINING BOARD, STATE**

See *MINES AND MINERALS, STATE DEPARTMENT*

**MINISTERS**

- Attendance at execution of prisoner, 792.10
- Bequests for services not taxed, 450.4(4)
- Books exempt from execution, 627.6(17)
- Chaplain at penitentiary, salary, 246.2
- Confidential communications, 622.10
- Exemption from jury duty, 607.2(2)
- Extinct society taken over, 504.11
- Free passes or rates on railroads, 479.94(13)
- Inmates of state institution, ministration, 218.26
- Insurance, group, participation in, 509.1(2)
- Intoxicating liquor permits, 134.1–134.10
- Jury service, exemption, 607.2(2)

## Marriage duties

- Aiding invalid marriages, forfeit, 595.11
- Authority to solemnize, 595.10(3)
- Certificate given to each party, 595.13(1)
- Exemption of certain denominations, 595.17
- Fee permitted to be charged, 595.12
- Penalty for marrying without license, 595.9
- Return, duty when common law marriage, 595.16
- Return of marriage, contents, 595.14, 595.15
- Return of marriage filed with clerk, 595.13(2)
- Meetings out of state, 504.15
- Penitentiary and reformatory visits, 246.46
- Permit for sacramental wines, 134.1–134.10
- Railroads, free passes or rates, 479.94(13)
- Sacramental wine exempt from liquor control, 123.4

**MINORS**

Abandonment, *see DOMESTIC RELATIONS*

## Actions

- Condemnation of land for dam, 469.19
- Death of minor, who may sue, R.C.P. 8, 12
- Defense for minor, R.C.P. 13, 14
- Defense for minor, notice served on guardian ad litem, when, R.C.P. 56(b)
- Disability waived by mortgage to buy federal stock, 635.43
- Escheated alien's land, disability removed, 567.7
- Guardian ad litem appointed, R.C.P. 14
- Injury to minor, who may sue, R.C.P. 8, 12
- Limitation of actions
  - Aliens, recovery of escheated land, 567.7
  - Ancient deeds, actions affecting, 614.22
  - Death of minor, extension of time, 614.9
  - Extension of time during disability, 614.8
  - Real estate claims before 1940, 614.17, 614.19

**MINORS—Continued**

## Actions—Continued

## Limitation of actions—Continued

- Vacation or modification of judgments, 683.1
- Liquor, action for damages, 129.2, 129.4, 130.13
- Majority, party in own right, R.C.P. 19
- Nonabatement of minor's action, R.C.P. 18
- Original notice, how served on, R.C.P. 56(b)
- Parent's action for loss of services, R.C.P. 8
- Partition, guardian for unborn party, R.C.P. 298
- Party in own right at majority, R.C.P. 19
- Plaintiff in action, R.C.P. 8, 12
- Redemption of land after tax sale, 420.245, 420.246, 447.7, 448.12, 448.13
- Referees selected to try issues, R.C.P. 207
- Waste, action by heir, 658.6
- Administrator to pay taxes for heirs, 635.50

## Adoption

- Acknowledgment of instrument, 622.36
- Adult may be adopted, 600.1
- Annie Wittenmyer home, 244.9
- Annulment, grounds, 600.7
- Annulment, record of decree, 144.44, 144.45
- Birth certificates, 144.44, 144.45
- Change of name, 600.5
- Child-placing agencies, exception, 238.41
- Children committed by court, 232.22
- Consent, when required, 600.3
- Decree, contents, 600.5
- Disclosure, unauthorized, penalty, 600.10
- Evidence, instruments, admissibility, 622.36
- Foster parents furnished copy of decree, 600.5
- Hearing, private, notice, 600.4

## Importation from another state

- Child-placing agencies, 238.33–238.35
- Family adoption, no consent necessary, 238.38
- Inheritance rights, 600.6, 636.32, 636.42, 636.43
- Investigation required, 600.2
- Juvenile home children, 244.9
- Maternity hospital, inducement to enter, 236.22
- Persons who may adopt, 600.1
- Petition for adoption, requirements, 600.1
- Record requirements, 600.8, 600.9
- Records to state welfare board by clerk, 235.3(7)
- Requirements, 600.2–600.5
- Residence of child, minimum time, 600.2
- Sealing record, court order to open, 600.9
- Status of the adopted child, 600.6
- Workmen's compensation, beneficiary, 85.42(2)

## After-born children, inheritance, 633.13

- Age of majority, 599.1
- Alien beneficiaries, notice to consul, 632.15
- Allowances to children, from estate, 635.12, 635.65
- Ammunition, when sale allowed, 695.26
- Annuities, fraternal benefit society, 512.56–512.61
- Annulment of marriage, legitimacy, 598.22, 598.23
- Arrest, in charge of police matron, 368A.19
- Assessment insurance through parent or guardian, 518.1(5)
- Babies, eye prophylactic, 140.36–140.38
- Bank deposits, right of minor, 526.37, 532.19
- Beer law violations, 124.37
- Billiard hall patrons, 726.9
- Birth certificates, 144.12–144.24, 144.44
- Blind persons, dependents, relief, 241.23
- Blood test, when required, 140.3

**MINORS**—Continued

## Boarding homes

- Definitions, 237.1, 237.2
- Inspected by state welfare board, 235.3(8)
- Inspection and records, 237.14

## License

- Conditions to granting license, 237.4
- Form of license, 237.5
- Granted by welfare board, 235.3(8), 237.3
- Notice to health departments, 237.7
- Posting on premises required, 237.10
- Record of license, 237.5
- Required to conduct home, 237.8
- Revocation of license, 237.13
- Tenure of license, 237.12
- Number of children restricted, 237.9
- Prohibited acts, 237.9
- Prosecutions, burden of proof, 237.15
- Rules made by social welfare board, 237.11
- Violations, penalty, 237.16

## Boys

- Commitments, *see subhead Commitments below*
- Majority by marriage, 599.1
- Mine foreman's record of employment, 82.76(5)
- Minority period extends to age twenty-one, 599.1
- Night delivery work, when prohibited, 92.14
- Street occupations regulated, 92.12, 92.13

## Business, engaging in, liability, 599.2-599.4

## Charitable institution inmates may enter public high school, 282.18

## Child defined, fire and police pension law, 410.10, 411.1(11)

## Child labor, 92.1-92.16

## Child-placing agencies

- Agreement in placements, 238.40
- Authority to agencies, 238.32
- Burden of proof, 238.42
- Care and custody of child, limitations, 238.25
- Definitions, 238.1, 238.2
- Exportation from state, 238.39
- Forms prescribed by state board, 238.17
- Foster homes inspected, 238.31
- Foster parents, facts available, 238.24
- Importation of children into state, 238.33-238.38
- Information confidential, limitations, 238.24
- Inspected by state welfare board, 235.3(8)
- Inspection, record, 238.19-238.21

## License

- Conditions of granting, 238.4
- Duration of license, 238.9
- Form of license, 238.6
- Granted by state welfare board, 235.3(8), 238.3
- Licensee, record and reports, 238.18
- Necessity, 238.5, 238.32
- Posting on premises required, 238.7
- Power to license, 238.3
- Record of licenses kept, 238.8
- Revocation of license, 238.10-238.15

## Licensee to aid inspectors, 238.22

## Parent's relinquishment, 238.26-238.29

## Placement of child

- Adopted children as exception, 238.11
- Reports required, 238.30
- Written agreement, requirements, 238.40
- Powers of agency, 238.32
- Prosecutions, burden of proof, 238.42

**MINORS**—Continued

## Child-placing agencies—Continued

- Records preserved, 238.17
- Recovery by parents, 238.29
- Registration, records, 234.7
- Regulations promulgated, 238.16
- Relinquishment by parents, 238.26-238.28
- Report, annual, contents, 238.23
- Report of agency, 238.17, 238.23, 238.32, 238.39
- Reports as to placements, 238.30
- Right to recall child, 238.40, 238.41
- Rules by state board, 238.16
- Violations, penalty, 238.43

## Children requiring special education (handicapped), 281.1-281.10

## Child-stealing, penalty, 706.1-706.3

## Child support, wages not exempt, 627.12

## Child welfare, 235.1-235.6

## Commitments

- Child-placing agencies, 238.32
- Custody pending trial, 232.17
- Females, 240.1, 245.4-245.9
- Girls, commitment in lieu of jail, 240.6-240.12
- Indictable offenses, 232.20
- Indigents, for hospital care, 255.8
- Juvenile court commitments, 231.1-231.39
- Neglected, delinquent, and dependent children, *ch 232, see subhead below*
- Private institutions, 240.1-240.12
- Probation officer, pending trial, 232.17
- Term of commitment, 232.30
- Training schools, 232.27(3), 242.5, 242.6
- Transfers by control board, 232.29, 245.10
- Warrant of commitment, authority, 232.30

## Compensation agreements, by trustee, 86.13

## Compulsory education, 299.1-299.23

## Contract misrepresented, liability, 599.3

## Contracts, liability, disaffirmance, 599.1-599.4

## Credit union, shares issued, deposits made, 533.13

## Credit unions, minors as members, 599.1-599.4

## Crippled children, hospitalization, 255.8

## Custody

- Child labor permits, application, 92.6
- Children of parent under guardianship, 670.3
- Divorces, court to grant, 598.14
- Equal rights of parents, 668.1
- Guardian, right of minor to choose, 668.4
- Parent's and relative's rights, 238.25
- Pending trial, 232.17

## Relinquishment

- Parent, one, release, 238.27
- Recovery after relinquishment, 238.29
- Release in writing, 238.26
- Unmarried parents, 238.28
- Wife when abandoned by spouse, 597.15

## Death

- Loss of services, action by parent, R.C.P. 8
- Workmen's compensation, 85.31(2), 85.42
- Declaratory judgment, rights determined, R.C.P. 264

## Delinquency, contributing to, 233.1-233.4

## Delinquent children, 232.3

## Deposits in banks, payment, 526.37, 532.19

## Deposits in trust in banks, payment, 532.4

## Descent to children, 636.31

## Detention homes of county, 232.35-232.37

**MINORS**—Continued

Disaffirmance of contracts, 599.2  
 District court appeals, dependent aid, 239.7  
 Domicile for support of poor, 252.16(5, 6)  
 Drainage trustee election, vote for, 462.14  
 Driver's license, 321.176-321.180  
 Education, liability for expense, 597.14  
 Education of handicapped children, 281.1-281.10  
 Eminent domain, guardian appointed, 472.15  
 Employment, entitled to workmen's compensation, 85.61  
 Executions, exemptions from, 627.4  
 Executor of will, minor acting as, 633.28  
 Executor to pay taxes for heirs, 635.50  
 Exemption from inheritance tax, 450.9  
 Eye treatment at birth, 140.36-140.38  
 Fishing license not required, when, 110.17  
 Gifts to minors, uniform act, 565A.1-565A.11

**Girls**

Commitments, 240.6-240.12  
 Enticing for prostitution, 724.10  
 Ill fame, permitting in house of, penalty, 724.7  
 Majority by marriage, 599.1  
 Minority period, 599.1  
 Occupations prohibited, 92.4, 92.11, 92.12, 92.14  
 Reformatory commitments, 245.4-245.10  
 Statutory rape, 698.1  
 Training schools, ch 242, *see GIRLS TRAINING SCHOOL (MITCHELLVILLE)*  
 Valid marriage contracts at eighteen, 599.1  
 Guardian ad litem, appointment, R.C.P. 14, *see GUARDIAN AD LITEM*  
 Guardian, choice by minor over fourteen, 668.4  
 Guardians for minors, 668.1-668.33, *see GUARDIANS, subhead Minor's Guardian*

**Handicapped children**

Defined, 281.2  
 Education, 281.1-281.10, 299.18  
 Hospital school, 263.9-263.13  
 List by assessor, 299.17  
 Heirs, generally, *see ESTATES OF DECEDENTS*  
 Homes, charitable and fraternal permitted, 512.62-512.72  
 Homestead rights, 561.7, 561.15, 561.19  
 Hunting and fishing licenses, 110.17  
 Illegitimate children, 675.1-675.36  
 Income tax exemption to parent, 422.12  
 Indian children on reservation, dependent, 236.4  
 Indigent children, medical care, 255.1-255.29  
 Indigent children of service men or women, relief, 250.1  
 Indigent children, tuition, 282.18, 282.23  
 Indorsement of negotiable instruments, 541.22  
 Information, where cigarettes obtained, penalty, 98.4, 98.5  
 Inheritance rights, ch 636, *see ESTATES OF DECEDENTS*  
 Inheritances under \$500, 638.41  
 Inheritance tax exemptions, 450.9  
 Inheritance tax rate, 450.10

**Injury**

Parent's action, R.C.P. 8  
 Workmen's compensation, 85.49, 87.9  
 Insane support liability, 230.15  
 Institution inmates' religious rights, 218.25-218.27

**MINORS**—Continued

Insurance benefits on children's lives, 512.56-512.61  
 Insurance, fraternal, 512.9, 512.10, 512.56-512.61  
 Insurance on property, guardian's application, 518.1  
 Jails, separate confinement, labor, 356.3, 356.16  
 Judgment against, defense required, R.C.P. 13  
 Judgment against, vacated or modified, R.C.P. 252 (c)  
 Judgments, time limit for vacating or modifying, 683.1  
 Junk or second-hand goods sold in cities, 368.7(4)  
 Juvenile court, 231.1-231.15  
 Juvenile delinquency, contributing, 233.1-233.4  
 Juvenile delinquency, definitions of dependent, neglected, or delinquent, 232.2, 232.3, 233.5  
 Kidnapping for ransom, penalty, 706.3  
 Kidnapping, penalty, 706.1, 706.2  
 Labor payments to minor final, 599.4  
 Legacies not over \$500, payment, 638.41  
 Legitimacy in case of annulment, 598.22, 598.23  
 Liability  
   Business, engaging in, 599.2-599.4  
   Contract disaffirmance at majority, 599.2-599.4  
   Necessaries furnished, 544.2  
   Old-age assistance board, 249.25, 249.26  
   Support of parents, 252.2, 252.5  
 Liquor, damage recoverable, 129.2, 129.4, 130.13  
 Liquor, sale or gift to minor forbidden, 123.43  
 Liquors, intoxicating, selling to prohibited, 125.7  
 Majority, when reached, 599.1-599.3  
 Marriage, 595.2-595.9, 599.1  
 Mines, record of boys under sixteen, 82.76(5)  
 Minority period extends to twenty-one, 599.1  
 Money paid when no guardian is appointed, 668.3  
 Motor vehicle operations  
   Accident report by parent or guardian, 321.266  
   Application for license, 321.183-321.185  
   Car owner's liability for negligence, 321.493  
   Chauffeurs' licenses, 321.177, 321.179  
   Drivers' licenses, 321.176-321.180  
   Permitting unauthorized minor to drive, 321.219  
   Prosecution provisions, 321.482  
   Restricted licenses, 321.193, 321.194  
   School bus drivers, 321.179, 321.375, 321.376  
 Name changed, children take new name, 674.8  
 Narcotics furnished, penalty, 204.22(2)  
 Necessaries, liability for, 554.2, 597.14, 599.2  
 Neglected, delinquent, and dependent children  
   Adoption of child, court approval, 232.22  
   Aid to dependent children  
   *General provisions*, 239.1-239.18  
   Administration, 234.6, 239.18  
   Amount of assistance, 239.5  
   Appeal from refusal for aid, 239.7  
   Application for assistance, 239.3  
   Assistance not assignable, 239.13  
   Conditions to grant, forbidden, 239.15  
   Confidential nature of records, 239.10  
   County appropriations, 239.11  
   Definitions, 239.1  
   Eligibility for aid, 239.2  
   Fraudulent acts, penalty, 239.14  
   Fund for aid, Indian children, 239.11  
   Fund for aid, reimbursement to state, 239.12

**MINORS—Continued**

## Neglected children—Continued

- Aid to dependent children—Continued
  - Funeral expenses paid, 239.9
  - Granting of assistance, 239.5
  - Investigation of application, 239.4
  - Merit rating for employees, 239.16
  - Names and addresses filed for public inspection, 239.10
  - Periodic changes in grants, 239.6
  - Quarterly report, 239.10
  - Recovery of fraudulent assistance, 239.17
  - Removal from county, 239.8
  - State board of social welfare, 234.6, 239.18
  - State control exclusive, 239.18

- Annie Wittenmyer home, 244.1-244.14
- Applicability of law, 232.1
- Arrest of parties, warrant, 232.12
- Attorney to represent child, 232.15
- "Child" or "children" defined, 232.4
- Children exempt from provisions, 232.1
- Children's boarding homes, license and regulation, 237.1-237.16
- Commitments, 232.17, 232.20, 232.29, 232.30, 240.6
- Contributing to delinquency, 233.1-233.4
- Conviction of crime, alternative procedure, 232.20
- Convicts, not to be confined with, 232.17
- Court conviction, suspending sentence, 222.44
- Custody pending hearing, 232.14, 232.17, 356.3
- Definitions, 232.1-232.4
- Delinquency, contributing, 233.1-233.4
- "Delinquent child" defined, 232.1, 232.3
- "Dependency" defined, 233.5
- "Dependent child" defined, 232.1, 232.2, 239.1(4)
- Detention home, counties, 232.35-232.37
- Discharged from custody, when, 232.30-232.33

## Education

- Boarding home children, 282.23
- Charitable institution inmates in public schools, 282.18, 282.22
- Compulsory, 299.1-299.23
- County homes, in, 253.9
- Public schools, *see* **SCHOOLS AND SCHOOL DISTRICTS**, *subhead Public Schools*

- Feeble-minded delinquent, 222.43
- Guardianship while committed, 232.22
- Hearing, time and place, 232.7, 232.13, 232.19
- Indian children on reservation, 239.11
- Information charging crime, 232.16
- Inspection of institutions, 232.37
- "Institution" defined, 232.4
- Institutions designated by board, 232.37
- Institutions report to welfare board, 232.38
- Intent of the law, 232.28
- Investigation by county attorney, 232.5
- Juvenile court, generally, 231.1-231.15, 731A.4
- Juvenile home, 244.1-244.14
- Motor vehicle prosecutions, exception, 321.482
- "Neglected child" defined, 232.1, 232.2, 731A.2
- Notice of discharge to county attorney, 232.31
- Notice of hearing, service, 232.6-232.10
- "Parent" defined, 232.4
- Petition for commitment, 232.5, 232.6
- Private hearing, discretion of court, 232.19
- Private institutions, ch 240
- Probation officers, investigation, 232.5

**MINORS—Continued**

## Neglected children—Continued

- Prosecution, transfer to juvenile court, 232.18, 232.20
- Record of discharge by board, 232.33
- Refusal to surrender child, contempt, 232.11
- Report of commitment to state institution, 232.34
- Report of judge to superintendent, 232.34
- Reports to welfare board, 232.38
- Segregation of dependent from delinquent, 232.28
- Soldiers' orphans home, 244.1-244.14
- Statutes liberally construed, 232.39
- Support by parents compelled, 232.25, 232.26
- "Wanton neglect" defined, 731A.2
- Wanton neglect, punishment, 731A.4
- Workmen's compensation, beneficiary, 85.31, 85.42(2)
- Negotiable instruments, indorsement, 541.22
- Nonresidents
  - Guardian ad litem appointed, 638.37
  - Guardians powers, 669.1-669.7
- Notice in civil actions, how served, R.C.P. 56(b)
- Occupations prohibited, 92.11-92.14
- Orphans
  - Annie Wittenmyer home, 244.1-244.14
  - County support and education, 244.14, 444.11
  - Educational aid, 35.7-35.11
  - Insurance benefits authorized, 510.1
- Parent and child, *see* **DOMESTIC RELATIONS**
- Parent to support, 252A.3
- Paroles, 232.32
- Partition proceeds, when payable to parent, R.C.P. 297
- Paternity, action to determine, ch 675
- Payment for labor conclusive, 599.4
- Payment of money when no guardian is appointed, 668.3
- Payment of trust deposits by bank, 532.4
- Pensions, firemen and police benefits, 410.10, 411.1, (11), 411.6
- Personal services, payment final, 599.4
- Poisons, sale to, when prohibited, 205.9
- Pool hall patrons, 726.9
- Poor children
  - Education at county home, 253.9
  - Free textbooks furnished, 279.25
  - Medical care, ch 255
  - Parents' liability for support, 252.2-252.9
  - Settlement, legal, 252.16
  - Soldiers relief provisions, 250.1
  - Widow's aid for child care, 635.13, 635.65
- Posthumous children, inheritance, 633.13
- Pregnancy as affecting marriage age requirement, 595.2
- Prisoners, police matron in charge, 368A.19
- Private institutions for unfortunate children
  - Children over eighteen years of age committed, 240.1
  - Children under eighteen years, 232.21
  - Commitment proceedings, 240.1-240.12
  - County allowance for expense, 240.5
  - Custody of female delinquent, 240.10
  - Female commitments in lieu of jail, 240.6, 240.7
  - Female surrender or release on bond, 240.8, 240.9

**MINORS—Continued**

## Private institutions—Continued

- “Institution” defined, 240.11
- Institutions eligible, 240.4
- Juvenile court to commit, 240.1, 240.3
- Labor required of female delinquent, 240.10
- Reports to social welfare board, 232.38, 240.4
- Revocation of commitment, 240.3
- School facilities for committed children, 240.2
- Supervision by social welfare board, 240.12
- Probation officers, 231.8–231.13, 232.16, 232.21
- Rape, 698.1–698.4
- Religious rights, inmates of state institutions, 218.25–218.27
- Sale of junk, city regulation, 368.7(4)
- Sale of weapons prohibited, 695.18, 695.26
- Savings and loan association members, 534.43
- School laws and regulations, *see* **SCHOOLS AND SCHOOL DISTRICTS**
- Soldiers relief provisions apply, 250.1
- Support
  - Divorce action, final decree, 598.14
  - Divorce action, pending, 598.11
  - Parents, liability for support, 232.25, 252.2, 627.12
  - Personal earning not exempt, 627.12
  - Putative father, liability, 252.3
  - Uniform act, ch 252A
  - Widow’s allowance from estate, 635.13, 635.65
- Tax sale, redemption, 420.240, 447.7, 448.13
- Tobacco, sale or gift prohibited, penalty, 98.2, 98.3
- Toy pistols, sale prohibited, 695.26
- Truant officers, 92.10, 92.16, 98.4, 299.10–299.12
- Truants, 299.8–299.21
- Trust funds in banks, payment, 532.4
- Unborn children, inheritance, 633.13
- Unborn party to partition, guardian, R.C.P. 298
- Uniform gift to minors act, 565A.1–565A.11
- Venereal disease provisions

*General provisions, see DISEASES*

- Adoption, ground for revoking, 600.7
- Blood tests, when required, 140.3
- Eye treatment at birth, 140.36–140.39
- Parents responsibility and duties, 140.27
- Religious grounds, exemption, 140.38, 140.39
- Veteran’s child, tax exemption, 427.4(4)
- Veteran’s disability removed, 599.5
- Violations
  - Abandoning child, 731.7
  - Boarding homes, violations, 237.16
  - Child-placing agency violations, 238.43
  - Cigarette law, violations, 98.2–98.5
  - Contagious diseases, exposing child, 139.31, 139.32
  - Contributing to delinquency, 232.3, 233.1, 233.5
  - Corrupting morals, 725.3
  - Cruelty, assault, 694.1
  - Drugs, samples on porches, 732.8, 732.9
  - Enticing child away, 724.9, 752.2(1), 753.7, 782.4
  - Firearms, sale to minor prohibited, 695.18, 695.26
  - Houses of ill fame, sending child, 233.1–233.5
  - Immoral plays or entertainments, 725.3
  - Juvenile court, 231.1–232.1
  - Labor law violations, 92.1–92.16
  - Lascivious acts with children, 725.2
  - Liquor and beer violations, 123.43, 124.20, 124.21
  - Obscene literature, gift to minors, 725.8
  - Offense committed by, life imprisonment or death, 232.1

**MINORS—Continued**

## Violations—Continued

- Part-time school, parent or employer, penalty, 289.6
- Pistols and revolvers, sale, 695.18, 695.26
- Pool halls, permitting in, 726.9, 726.10
- Prostitution, minor females, 724.7, 724.10
- Rape, criminal provisions, 698.1, 698.4
- Refusal to tell where cigarettes obtained, 98.5
- School law violations, 299.6, 299.19–299.21
- Suspended sentence, cigarette sale, 98.5
- Vital statistics, ch 144, *see* **VITAL STATISTICS**
- War orphans’ educational fund, 35.7–35.11
- Weapons, sales to minors prohibited, 695.18, 695.26
- Welfare
  - Child welfare, ch 235
  - Municipal recreation centers, 374.4
  - Research station, 263.5, 263.6
  - Sheppard-Towner act benefits, 265.1–265.6
- Wills, incapacity to make, 633.1
- Wills, small legacies, how payable, 638.41
- Workmen’s compensation, 85.31(2), 85.42, 85.43, 85.49, 85.50
- Workmen’s compensation benefits, 85.61

**MINUTES OF EVIDENCE**

## Minutes of grand jury

- Bill of particulars, when incomplete, 773.5
- Clerk’s duty to keep, 771.11
- Evidence, minutes of, not public, 772.4
- Failure to return, effect, 776.1
- Magistrate’s minutes, competent evidence, 771.18, 771.20
- Read by witness, 771.12
- Resubmission of case, minutes used, 772.5
- Witnesses names indorsed, 772.3
- Minutes of preliminary proceedings
  - Bail, order as to, indorsed, 761.19
  - Certification of proceedings, 761.16
  - Commitment indorsed, 761.18
  - Deposition to be attached, 753.5
  - Discharge of defendant to be indorsed, 761.17
  - Grand jury may use, competent evidence, 771.18
  - Magistrate’s duty to keep, contents, 761.14
  - Return of minutes to district court on discharge of defendant, 761.25
  - Shorthand notes certified same as deposition, 761.15
  - Time and place of examination noted, 761.16
  - Witness, record of name, address, fees, 761.14

**MISCARRIAGE**

- Abortion, ground to revoke license, 147.56
- Attempt to produce, penalty, 701.1
- Indictment, joined with homicide, 773.37

**MISCHIEF**

*See* ch 714, *also* **CRIMES**

**MISCONDUCT OR NEGLECT IN OFFICE**

*See* ch 740, *also* **PUBLIC OFFICERS**

**MISDEMEANOR**

*General provisions, 687.1–687.7*

**MISJOINDER**

- Causes of action, remedy by motion, R.C.P. 27(b)
- Insurer with indemnified, R.C.P. 28
- Parties to an action, remedy, R.C.P. 27(a)
- Separate petition for each cause, R.C.P. 27(b)

**MISPRISION OF TREASON**

Definition, penalty, 689.3

**MISREPRESENTATIONS**

Aeronautics, false statements, 328.40  
 Attorney, damages, disbarment grounds, 610.15  
 Bills of lading cases, 487.52  
 Criminal, ch 713, *see CRIMES, subhead False Pretenses and Frauds*  
 Insurance application, effect, 511.32–511.34  
 Insurance trade practices act, 507B.4, 507B.9  
 Sales act provision, 554.74  
 Sales of goods, law applies, 554.74  
 Unemployment compensation, 96.16(4)  
 Warehouse receipts, law applicable, 542.56

**MISSISSIPPI AND MISSOURI RIVERS**

Bridge purchase, 313.66  
 Damage to locks or dams, recovery, 455.162  
 Federal levees with district, 466.1–466.8  
 Interstate bridges, 382.1–383.30  
 Islands, sale restricted, 111.31  
 Jurisdiction of courts, 1.3, 604.7  
 Railroad crossing near river, 478.28  
 Railroads, riparian rights, 477.3, 477.4  
 Riparian rights protected, 477.3, 477.4  
 Sale of islands prohibited, 111.31

**MISSISSIPPI RIVER PARKWAY**

*Generally*, 308.1–308.5

**MISTAKE**

Action for relief, limitation after discovery, 614.4  
 Arbitration, impeached for, 679.18  
 Bills of lading, 487.38, 487.52  
 Clerk's mistake as ground for appeal, 686.1  
 Default judgment set aside, R.C.P. 236  
 Document of title to goods, negotiation, 554.39  
 Estate settlement, correction, 638.9  
 Judgment vacated or modified, R.C.P. 252(a)  
 Libel in newspaper, retraction, 659.2, 659.3  
 New trial, errors as ground for, R.C.P. 244  
 Nunc pro tunc order to correct, 604.43  
 Partnerships, limited, interest contributed, 545.14  
 Sales of goods, law applies, 554.74  
 Sales of goods, validity of negotiation, 554.39  
 Sales of personal property, 554.74  
 Telephone and telegraph, liability, 488.7, 488.8  
 Testimony in civil action, R.C.P. 192  
 Time when cause of action accrues, 614.4  
 Warehouse receipts, 542.46, 542.47, 542.56, 544.26

**MITCHELL'S CAVALRY**

Pensions for survivors or their widows, 34.3

**MITIGATING FACTS**

Pleading and proof, 619.7, 619.8; R.C.P. 97

**MOBILE HOMES, PARKS**

Certain parks exempted, 135D.1  
 Defined, motor vehicle law, 321.1(68)  
 Fees, 135D.5, 135D.9, 135D.10, 135D.15  
 Fees for seasonal operations, 135D.15  
 Length limits, 321.457(4)  
 License, parks, 135D.2–135D.17  
 License revoked or suspended, 135D.17  
 Local board of health, 135D.20  
 "Mobile home", "mobile home park", defined, 135D.1

**MOBILE HOMES, PARKS—Continued**

Municipal control of construction, 135D.7  
 Penal provisions, 135D.18  
 Permits to construct or alter, copies distributed, 135D.11  
 Registration fee, 321.123(3)  
 Rules and regulations, 135D.16  
 Sanitary and safety facilities, 135D.4, 135D.6, 135D.7  
 Tourist home exempt from certain fees, 135D.9

**MOBS AND RIOTS**

*General provisions*, 743.1–743.9

**MODIFICATION**

Criminal sentences, supreme court, 793.18  
 Judgments and findings in civil cases, R.C.P. 179

**MONEY**

Actions for money  
   Confession of judgment, 676.1–676.4  
   Justice court jurisdiction, 601.1, 601.2  
   Offer to confess judgment, 601.93, 677.1–677.14  
   Original notice, amount stated, R.C.P. 48, 50, 53  
   Payment for illegal liquor, 129.6  
   Pleadings, account deemed true, R.C.P. 99  
   Summary judgment, R.C.P. 237  
 Attachment of money, 639.23  
 Bank deposits payable to officials, 526.37  
 Bond, money deposited in lieu of, R.C.P. 361  
 Cash bail, 765.1–765.4  
 Cash bonds, R.C.P. 361  
 Coining by state prohibited, Const., U. S., I, 10  
 Congress to regulate value, Const., U. S. I, 8  
 Defined as personal property, 4.1(9)  
 Denominations for public accounts, 535.1  
 Deposit of money in lieu of bond, R.C.P. 361  
 Dollar, cent, and mill as denominations, 535.1  
 Embezzlement, 710.1–710.11  
 Execution levy, 626.21, 626.87  
 Executions, sending to foreign county, 626.11  
 Express company, duty to transfer, 486.1, 486.8  
 Express rates fixed by commission, 486.1–486.9  
 Inheritance tax, relief from appraisement, 450.39  
 Interest rates, 535.2–535.6  
 Legacies payable in money, 635.74  
 Lenders, *see LOANS*  
 Lost, finding reward, 644.6–644.18  
 Moneys and credits, tax, 429.1–429.14  
 Negotiable instruments, *see NEGOTIABLE INSTRUMENTS, subhead Money Payable*  
 Personal property, included in term, 4.1(9)  
 Savings banks, no circulating bank notes, 526.2  
 Summary judgment, R.C.P. 237  
 Taxes, payment, 445.33  
 Tender of payment, 538.6–538.8, *see TENDER*  
 Theft defined as larceny, 709.1

**MONEY ORDERS**

Persons selling, regulated, 533B.1–533B.5

**MONEYS AND CREDITS**

Taxation, 429.1–429.14

**MONOPOLIES**

Combinations, pools, and trusts, 553.1–553.24  
 Co-operative associations not unlawful, 499.11  
 Fair trade act, 551.1–551.10

**MONOPOLIES—Continued**

- Intoxicating liquor, state monopoly, 123.54
- Liquid transport carriers, antimerger provisions, 327A.14
- Price fixing, fair trade laws, 550.1-550.5
- Price on trade-marked articles, 550.1-550.5
- Trade-marked articles, distribution, 550.1-550.5
- Unfair sales and purchases, 551.1-551.10
- Violations of fair trade act, penalties, 551.3-551.10

**MONSTROSITIES**

- Exhibition unlawful, 725.12

**MONTH**

- Statutory construction, 4.1(11)

**MONUMENTS AND MEMORIALS**

- Graves of soldiers, chs 36, 250
- Graves registration, 29.44
- Historical department, state, duties, 303.6
- Injury or removal, penalty, 355.14, 714.17, 714.18
- Memorial halls and monuments, ch 37
- Partitioned land, marked by monuments, R.C.P. 284

**MORAL CHARACTER**

- Admissibility in evidence, 130.47, 622.18, *see EVIDENCE*

**MORALS**

- Degenerates, eugenics board hearing
  - Inherited tendency, basis for order, 145.9
  - Moral degenerates reported, 145.2
  - Procedure on hearing, 145.3-145.22
  - Sexual perverts reported, 145.2
  - Sterilization order, 145.9
- Obscenity and indecency, 725.1-725.12
- Penalty for corrupting, 725.2, 725.3
- Witness, credibility shown by character, 622.18

**MORATORIUM ACTS**

- Real estate mortgages and contracts, 654.15

**MORE SPECIFIC STATEMENT**

- Generally*, R.C.P. 112

**MORNING GLORY**

- Primary noxious weed, 317.1(1)

**MORPHINE**

- Labeling requirements, 203.3
- Narcotic drug act, 204.1-204.25

**MORTALITY TABLES**

- Children, fraternal life benefits, 512.57, 512.58
- Commissioner's standard table, page 2727
- Fraternal certificates, basis, 512.5, 512.97
- Fraternal loans, American table, basis, 512.45
- Guild societies, fraternal, exception, 512.44
- Inheritance tax, computing value of estate, 450.51
- Life policies, valuation basis, 508.12
- National fraternal congress table, 512.43
- Pension, firemen and police, computed, 411.1(20, 21), 411.5(11), 411.8(3, b)
- Religious denominations, insurance, 512.7
- Standard tables, page 2727

**MORTGAGES ON CHATTELS**

- General provisions*, 556.1-556.21
- Accounts receivable, 539.7-539.15
- Motor vehicles, 321.24, 321.47, 321.50

**MORTGAGES ON REAL PROPERTY**

- Acknowledgments, ch 558, *see ACKNOWLEDGMENTS*
- Affidavit to protect advancements, 629.1-629.3
- Agreement to reduce redemption period, waive deficiency, 628.26
- Amortized, as fiduciary investment, 682.23(6)
- Assignment
  - Foreclosure, junior encumbrancer, 654.8
  - Foreign executor or fiduciary, 633.53-633.56
  - Legalization of marginal assignments, 589.10
  - Prohibited by the mortgage, effect, 539.2
  - Recording of assignment, 558.43-558.47
  - Report to auditor required, 558.46, 558.47
- Bank installment loans, 529.10
- Bank loan, mortgagor to procure insurance, 526.31
- Bank receiver, release of mortgage lien, 528.78
- Banks, authority to handle, 532.1(5)
- Banks, mortgage foreclosure realty held, 526.34
- Chattel loans, as security, prohibited, 536.12
- Chattel mortgage provisions indexed, 556.21
- Claims against estates, not due, payment, 635.60
- Co-operative associations, authority, 498.20
- Corporate, before 1943, legalized, 589.6, 589.7
- Corporate, investment by fiduciaries, 682.23(6)
- Deeds of trust
  - Action on, equitable proceedings, 611.5
  - Action to recover land conveyed, limitation, 614.14
  - Assignment by foreign fiduciary, 633.53-633.56
  - Declaration of trusts, execution, 557.10
  - Foreclosure, 611.5, 652.12, 654.2, 654.5
  - Insurance company, investments, 511.8(8), 512.48
  - Limitations on enforcing judgment, 615.1-615.4
  - Limitations on foreclosure, 614.14, 614.20, 614.21
  - Moratorium provision, 654.15
  - Mortgage construed as, 652.12, 654.2
  - Railroad issuance, coverage, 476.13-476.17
  - Release by foreign fiduciary, 633.53-633.56
  - Releases, legalization, 589.8, 589.21
  - Spouse failing to join, limitation, 614.15, 614.20
  - Two-year limitation on judgments, 615.1-615.4
- Deficiency judgments, 615.1-615.4, 654.6
- Deficiency judgment waived, 628.26
- Discharge, summary judgment, R.C.P. 237(f)
- Dormitories at state institutions, 262.38-262.42
- Drainage tax installments, lien, 455.67
- Drunkards, spendthrifts, property, 670.16
- Education board, state, 262.14-262.19, 262.38-262.40
- Estates
  - Application for authority, 635.23, 635.44
  - Approval of court required, 635.35, 635.36
  - Bond before mortgage, amount, 635.23
  - Complete record by clerk required, 632.11
  - Court may reduce or waive bond, 635.23
  - Court order to mortgage, 635.23, 635.29, 635.46
  - Debts and charges, to pay, 635.23, 635.29
  - Federal stock, mortgaging to buy, 635.41
  - Hearing on application to mortgage, 635.24
  - Homestead waiver, incompetents, 635.43
  - Liens refinanced, 635.41-635.47

**MORTGAGES ON REAL PROPERTY—Cont'd****Estates—Continued**

- Limitation on actions, 635.40
- Marginal release legalized, 589.8
- Mortgagee's interest as personal asset, 635.18
- Mortgage invalid until court approval, 635.35
- Notice of hearing, 635.24, 635.25
- Personal property inadequate, ground, 635.23
- Presumption of validity of lien, 635.37
- Proof of service of notice required, 635.25
- Record in foreign county, 635.38
- Record of approval entered and certified, 635.36
- Refinancing of liens, authority, 635.41-635.47
- Release by foreign executors, 633.53
- Report to court for approval, 635.33, 635.34
- Requirements of mortgage, 635.46
- Service of notice of hearing, 635.24, 635.25, 635.45
- Statement of claims and personalty, 635.23

Execution creditor, rights, 626.42-626.44

Executions, 654.5, 654.6

Execution sale, 630.8

Executors, payment of encumbrances, 635.72

Executors, payment to release, 635.18

Exemption from Iowa securities law, 502.5

Fiduciaries, trust funds invested, 682.23(6)

Forcible entry action, defendant holds over, 648.1

**Foreclosure**

- Action on note or mortgage, 611.5, 654.4
- Advancements protected by affidavit, 629.1
- Ancient mortgages, 614.21
- Assignment to junior encumbrancer, 654.8
- Attorney fees allowed as costs, 625.22-625.25
- Bond vendor to convey title, 654.11, 654.12
- Certificate of sale, 626.95
- Continuance under moratorium act, 654.15
- Deeds of trust as mortgages, 654.1, 654.2, 654.5
- Deficiency, general execution, 654.6
- Deficiency judgment, limitation, 615.1, 615.4
- Deficiency judgment waived, 628.26
- Education board held mortgages, 262.15
- Equitable proceedings, 611.5, 654.1
- Executions, general and special, 654.5, 654.6
- Holding over, after, forcible entry action, 648.1
- Income, priority in paying debts, 654.13, 654.14
- Judgment, sale, 654.5
- Judgments, two-year limitation, 615.1-615.4
- Junior encumbrancer entitled to assignment, 654.8
- Junior liens, advancement protected, 629.1-629.3
- Legalizing acts, 589.12, 589.13, 589.19
- Limitation on ancient mortgages, 614.21
- Limitation on judgment, two years, 615.1-615.4
- Limitations, 249.20, 614.14, 614.20, 614.21
- Moratorium act, 654.15
- Note and mortgage, action in equity, 611.5
- Notice of additional lien, 629.1-629.3
- Overplus after sale, 654.7, 654.9
- Payment of other liens, 654.9
- Property, amount sold, 654.5, 654.6, 654.10
- Publication, service of notice, R.C.P. 60(c)
- Rebate of interest on payment, 654.9
- Receivership, rents, preference, 654.14
- Record of foreclosure made by clerk, 655.4
- Redemption after sale, 654.5
- References of record to ancient mortgages, limitation, 614.21
- Renewal of judgments limited, 615.1-615.4

**MORTGAGES ON REAL PROPERTY—Cont'd****Foreclosure—Continued**

- Rents pledged, priority, 654.13, 654.14
- Sale, holding after, forcible entry action, 648.1
- Sale only for amount to pay mortgage, 654.10
- School fund mortgages, 302.35-302.42
- Separate suits on notes and mortgages, 654.4
- State, actions against, 613.8-613.10
- Title bond foreclosure, 654.11
- Vendee in title bond, deemed mortgagor, 654.12
- Venue of action, 654.3

Forfeiture of real estate contracts, 656.1-656.6

Form of instrument, 558.19(4)

Gambling contracts void, 537.4

**Guardians**

- Absentees' property, 635.41, 668.14-668.22, 671.9
- Approval required for validity, 668.21
- Authority when not in violation of will, 668.14
- Bond required, 668.19
- Costs of proceedings, 668.20
- Drunkards, spendthrifts, lunatics, persons of unsound mind, 635.41, 668.14-668.22, 670.16
- Exempt property, 673.1-673.5
- Foreign guardians, 668.11, 669.1-669.3
- Minors' property, 635.41, 668.14-668.23
- Notice, 668.16-668.18
- Notice by publication, order, 635.24, 668.18
- Petition, 668.15
- Transcripts of conveyances, 635.39
- Veterans' property, 635.41, 668.14-668.22, 672.19

Homesteads, 561.7, 561.13

Index book, 558.49-558.62

Index book copied and certified, 558.16-558.18

Insanity, mortgage by spouse, 597.6-597.8

Installment loans by banks, 529.10

Insurance companies, investments, 511.8(8), 512.48, 515.35(4)

Interest contracts legalized, 589.22

Interest rate on bank installment loan, 529.10

Interstate bridges of cities, 383.1

Invalid, summary judgment, R.C.P. 237(f)

**Investment by corporations**

- Banks, limit on investments, 528.14
- Building and loan associations, fiduciaries, trust funds, 682.23(5)
- Insurance companies authorized
  - Fraternal associations, 511.8(8), 512.48
  - Life companies and associations, 511.8(8)
  - Mutual assessment, 515.35(4), 518.12
  - Nonlife companies, 515.35(4)
- Savings banks, 526.25(5)

Investments by fiduciaries, 682.23(6)

Legalizing acts, 586.1, 589.1-589.24

**Liens**

- Drainage tax installments, 455.67
- Foreclosure, payment, priority, 654.8, 654.9
- Inferior to railway injury judgments, 624.27, 624.28
- Junior liens protected, 629.1-629.3
- Lime quarries, mortgage holder's consent, 202.4
- Mechanics' lien, priority, 572.18-572.21
- Memorial hall commission, 37.26
- Minor's property by guardian, 668.14-668.20
- Moratorium act, 654.15



**MORTGAGES ON REAL PROPERTY—Cont'd**

## Mortgagee

- Asset of estate, mortgage as, 635.18
- Junior, entitled to assignment, 654.8
- Lien of drainage tax installments, 455.67
- Notice of highway alteration, 306.23

## Notice to

- Chain store tax lien, recorded, 424.7
- Expiration of tax redemption, 447.9, 447.10
- Old-age assistance refused, when, 249.9
- Record of satisfaction required, 655.1, 655.2
- Redemption from execution sale, *see subhead Redemption After Execution Sales below*

## Mortgagors

- Title and possession rights, 557.14
  - Vendor in contract to convey when paid, 654.11
  - Witness to marginal mortgage satisfaction, 655.3
- Motor vehicle installment sales law, 322.3(6), 322.17–322.24
- Multiple housing co-operatives, 499A.13
- Names of signers typed or printed, 335.2
- Park commission of city, authority, 370.7
- Partition proceedings, R.C.P. 270–298
- Presumption of validity, fiduciaries', 635.37
- Public utilities of cities, 397.35, 398.6, 399.25
- Railroads, 476.13–476.17, 480.3, 480.5

## Recording

*See ch 558*

- Assignment of mortgage, recorded, 558.43–558.47
- Chattel mortgage clause, 556.21
- Foreclosure, marginal record, 655.4
- Junior liens, 629.1–629.3
- Satisfaction of mortgage, entry, 655.1–655.5
- Transcript of mortgage, 558.12, 558.13

## Redemption after execution sales

- Agreement to reduce period, 628.26
- Amount of estate required for redemption, 628.2
- Assignment of debtor's rights, 628.25
- Claim allowed in probate, redemption, 628.7
- Creditors redeem from each other, 628.8–628.20
- Creditor's rights of redemption, 628.5–628.22
- Execution redemption law applicable, 654.5
- Junior lienholder protected, 629.1, 629.3
- Part redeemed after sale in parcels, 628.23
- Place of redemption, venue, 628.1
- Prohibited after appeal or stay, 628.4
- Sheriff's sale, purchaser protected, 629.1–629.3
- Tenants in common, individual rights, 628.24
- Time for redemption, exclusive period, 628.3, 628.26

## Release, satisfaction or discharge

- Corporation, seal, form, 558.4
- Entry of satisfaction on margin, 655.5
- Executor or administrator to release, 635.18
- Foreign fiduciaries, 633.53–633.56
- Forfeit for failure to release mortgage, 655.2
- Identification, witnesses, on margin, 655.3
- Index required, 558.51
- Instrument as evidence of satisfaction, 655.1
- Legalizing acts, 589.6, 589.8, 589.9, 589.21
- Marginal entries, index, 558.44, 558.56, 655.2, 655.3
- Penalty for failure to release, 655.1, 655.2
- Record made of satisfaction, 655.1–655.5

**MORTGAGES ON REAL PROPERTY—Cont'd**

## Release or discharge—Continued

- River-front improvement in cities, 372.11
  - Satisfaction of mortgage, record, 655.1–655.5
- School fund mortgages, 302.15
- Small loan law, security, prohibited, 536.12
- Spouse failing to join, limitation, 614.15, 614.20
- State mortgages, custody in comptroller, 8.6
- Taxation, 427.13(5), 428.1(6)
- Tax, inheritance, appraisement, 450.39–450.43
- Time for bringing action, 614.1(6), 614.20, 614.21
- Title and possession of mortgagor, 557.14
- Transcript of mortgage, recording, 558.12, 558.13
- Vendor's lien, preservation, 557.18

**MORTICIANS**

*See EMBALMERS AND FUNERAL DIRECTORS*

**MOTION BOOK**

Supreme court, 686.16

**MOTION PICTURE THEATERS**

- Insurance associations, basic rate reserve, 518.14
- Tax lien on fixtures, follows bulk sales, 445.31

**MOTIONS**

- Absence of witness, R.C.P. 183(b)
- Abstracts of realty title made more specific, 646.9
- Address and signature required, R.C.P. 78

## Affidavits

- Cross-examination, 623.90; R.C.P. 116
  - Supporting, R.C.P. 116, 183, 238
  - Sustain or resist, R.C.P. 116
  - Verify facts, R.C.P. 80(b)
- Amendment to conform pleadings, R.C.P. 249
- Appearance docket, entries, 606.11; R.C.P. 114
- Argument on motions, time, R.C.P. 117, 247
- Arrest of judgment, R.C.P. 243
- Assignment of judgment, fraudulent, attacked by, R.C.P. 257
- Attachment case, additional security, 639.13
- Attachment discharged, 639.63
- Bond for costs, *see subhead Security for Costs below*
- Caption requirements, R.C.P. 78
- Change of venue, civil cases, R.C.P. 167–175
- Change of venue, criminal cases, ch 778
- Clerk's mistake corrected, 683.2; R.C.P. 252(a), 253
- Client's judgment against attorney, R.C.P. 239
- Combined, one per pleading, R.C.P. 111
- Consent, issues tried by, amendment, R.C.P. 249
- Consolidation of actions, R.C.P. 185
- Contents of motions filed, R.C.P. 78

## Continuance, motion for

- Affidavit in support, R.C.P. 183(b)
- Amendment, clerical error, R.C.P. 182(a)
- Avoidance by admission, R.C.P. 183(b)
- Calendar place, R.C.P. 182(b)
- Causes for continuance, R.C.P. 183
- Costs against movant, R.C.P. 182(b), 184
- Filed without delay, R.C.P. 182(a)
- Objections, ruling, R.C.P. 184
- Option of other party, R.C.P. 182(b)

## Copies of motions

- Delivery required, R.C.P. 82
- Failure to file, pleading stricken, R.C.P. 83

**MOTIONS—Continued**

- Copies of motions—Continued
  - Fees, property of attorney, R.C.P. 84
  - Filing requirements, R.C.P. 82–84
- Correction of errors, 602.42, 611.8–611.12; R.C.P. 252, 253
- Cost bond motion, *see subhead Security for Costs below*
- Costs from successful party in action, 625.5
- Costs retaxed, 625.9, 625.16
- Criminal procedure
  - Bill of particulars, 773.5
  - Change of venue, misdemeanors, 762.13, 762.14
  - Continuances, 780.2, 780.3, 780.11–780.13
  - Dismissal of actions, 795.5
  - Indictment set aside, 776.1–776.7
  - Information set aside, 769.16, 769.17
  - New trial, 787.2
  - Proceedings in vacation, 789.10
  - Verdict set aside, juror as witness, 780.17
- Decision within 30 days, R.C.P. 117(c)
- Default, by publication, retrial, R.C.P. 251(a)
- Default, failure to appear or move, R.C.P. 230
- Default for failure to plead over, R.C.P. 86
- Default not delayed by appearance without pleading or motion, R.C.P. 87
- Defaults set aside, 601.45, 602.42; R.C.P. 236
- Defined for motion day purposes, R.C.P. 117(d)
- Definition, not a pleading, R.C.P. 109
- Depositions suppressed, R.C.P. 158(f)
- Depositions, taken on certain days, R.C.P. 141(b)
- Discharge of judgment, R.C.P. 256
- Dismissal of action by nonresident, 616.20
- Dismiss, motion to
  - Claim insufficient for relief, R.C.P. 104(b, d)
  - Combined with motion to strike or more specific statement, R.C.P. 111
  - Defendant's, after plaintiff rests, R.C.P. 216
  - Error in overruling not waived, R.C.P. 110
  - Failure to move, pleading not thereby sufficient, R.C.P. 110
  - Plaintiff's failure of proof, R.C.P. 216
  - Specification of insufficiency, R.C.P. 104(d)
- Disposition of motions, R.C.P. 117
- Election to stand or plead over, R.C.P. 86
- Equitable issues tried in equity, 611.10
- Evidence by affidavit or other form, R.C.P. 116
- Execution sales set aside, 626.79, 626.86
- Findings by court, motion to change, R.C.P. 179 (b)
- Fraudulently assigned judgment, cancellation, R.C.P. 257
- Further pleadings, need after motion, R.C.P. 85 (b)
- Injunction dissolved, R.C.P. 328
- Intervention petition, time to move, R.C.P. 76
- Issues tried by consent, amendment, R.C.P. 249
- Joinder of actions, improper, attack, R.C.P. 27(b)
- Judge, death or disability, R.C.P. 367
- Judgment notwithstanding verdict
  - Affidavits to sustain or controvert, R.C.P. 245
  - Conditional new trial, terms imposed, R.C.P. 250
  - Filing, not waive other motions, R.C.P. 248
  - Grounds, R.C.P. 243
  - Issues tried by consent, amendment, R.C.P. 249
  - Judge, disability while pending, R.C.P. 367

**MOTIONS—Continued**

- Judgment notwithstanding verdict—Continued
  - Stay at court's discretion, R.C.P. 246
  - Time for motion and exceptions, R.C.P. 247
- Judgment on the pleadings, R.C.P. 221
- Judgments on motion, R.C.P. 239
- Justice court, 601.11, 601.16(13), 601.28, 601.30, 601.52
- Legal representatives of parties, 611.22
- Liquor nuisance injunction dismissed, 128.10
- Mental examination of party, R.C.P. 133
- Misjoinder of causes of action, R.C.P. 27(b)
- Misjoinder of parties, R.C.P. 27(a)
- More specific statement
  - Combined with motion to strike or dismiss, R.C.P. 111
  - Indefiniteness preventing pleading, R.C.P. 112
  - Specify insufficiency, R.C.P. 112
- Motion days
  - Decision within 30 days, R.C.P. 117(c)
  - Definition of motion, R.C.P. 117(d)
  - Disposition by the court, R.C.P. 117(b, c)
  - Monthly on day specified by judges, R.C.P. 117
  - Notice of motion submission unnecessary, R.C.P. 114
  - Postponement of submission, R.C.P. 117
  - Separate rulings on each ground, R.C.P. 118
  - Stipulation as to submission, R.C.P. 117
  - Submission required after 20 days, R.C.P. 117
  - Submissions on other days, R.C.P. 115
  - Submission without argument, R.C.P. 117
- Municipal court, defaults set aside, 602.42
- Municipal court transfer, bond, R.C.P. 364
- New parties brought in, procedure, R.C.P. 34
- New trial
  - Affidavits, R.C.P. 244, 245, 250
  - Civil cases, R.C.P. 196, 197, 242–253
  - Criminal cases, 787.1–787.4
  - Judge, disability while pending, other judge to act, R.C.P. 367
- Non obstante veredicto, R.C.P. 243
- Nonresidents, to have cause dismissed, 616.20
- Notice of motion filed unnecessary, R.C.P. 114
- Notice of special submission, R.C.P. 115
- Notice to expedite, R.C.P. 115
- Nuisance, stay of abatement, 657.6
- Number limited, R.C.P. 111
- Overruled, error not waived by proceeding further, R.C.P. 110
- Parties to take notice of motions filed and motion days, R.C.P. 114
- Perpetuation of testimony pending appeal, R.C.P. 166
- Pleading over after adverse ruling
  - Clerk to furnish attorneys with ruling, R.C.P. 86
  - Election to stand, final adjudication, R.C.P. 86
  - Error not waived, R.C.P. 331(b)
  - Time for further pleading, failure, R.C.P. 86
- Pleadings
  - Judgment on, motion for, R.C.P. 222
  - Motions are not pleadings, R.C.P. 69, 109
- Proceeding to trial after adverse ruling
  - Clerk to furnish copy of ruling, R.C.P. 86
  - Election to plead over or stand, R.C.P. 86
  - Error in ruling not waived, R.C.P. 331(b)

**MOTIONS**—Continued

Production of books of corporation, 491.64  
 Proof of facts by affidavit, R.C.P. 116  
 Removal to federal court, petition, bond, suspends motion filing time, R.C.P. 85(g)  
 Rent accruing after judgment, 646.25  
 Ruling within 30 days, R.C.P. 117(c)

**Security for costs**

Additional security to bond already filed, 621.6  
 Bond for costs, procedure, 621.1–621.9  
 Cost bond, summary judgment, 621.8  
 Justice court cases, 601.26, 621.9; R.C.P. 354  
 Motion filed with supporting affidavits, 621.3  
 Motor vehicle damage or injury actions, 616.18  
 Nonresident intervenor procedure, 621.2, 621.3  
 Probate action, 621.2, 621.3  
 Procedure, 621.1–621.9

Separate ruling on each ground, R.C.P. 118  
 Shortening time for filing, R.C.P. 85(e)  
 Signature and address required, R.C.P. 78  
 Single motion only to same pleading, R.C.P. 111

**Strike, motion to**

Combined with motion to dismiss or more specific statement, R.C.P. 111  
 Defense, sufficiency raised by, R.C.P. 104(c, d)  
 Error not waived by proceeding, R.C.P. 110  
 Failure to move, pleading sufficiency, R.C.P. 110  
 Improper matter stricken out, R.C.P. 113  
 Interrogatories for discovery, R.C.P. 125(b), 126  
 Specification required, R.C.P. 104(d)  
 Summary judgment affidavit, R.C.P. 238  
 Submission not on motion day, notice, R.C.P. 115  
 Summary judgments, procedure, R.C.P. 237–240  
 Suppress deposition, waiver, R.C.P. 158(f)  
 Supreme court, *see SUPREME COURT*  
 Survey of real property, 646.14  
 Time for filing expired, extension, R.C.P. 85(f)  
 Time to attack pleadings by motion, R.C.P. 85  
 Transcript costs revised, 625.9  
 Transfer from municipal court, bond, R.C.P. 364  
 Venue, change, civil cases, R.C.P. 167, 175  
 Venue, change of, criminal cases, ch 778, *see CRIMINAL PROCEDURE*  
 Wrong county, transfer for trial, R.C.P. 175

**MOTORBOATS**

Bilges, engine and fuel tank compartment ventilated, 106.9(10)  
 Capacity marked on exterior, 106.5  
 Certificate of registration, 106.5  
 Classification, 106.9  
 Collision, accident or casualty, operator's duties, 106.7  
 Cut-outs prohibited, 106.11  
 Defined, 106.2  
 Existing registration under prior law, effect, 106.5  
 Fees, registration, 106.5  
 Manufacturer's and dealer's certificates, 106.5  
 Mufflers required, 106.11  
 Numbering required, 106.4  
 Owners civil liability, 106.18  
 Registration, exempt vessels, 106.6  
 Registration procedure, 106.5  
 Required equipment, 106.9  
 Restricted on artificial lakes, 106.31  
 Transfer of registration, 106.5

**MOTORBUSES**

*See chs 325–327*

City-owned transit system, 386B.1–386B.19  
 Defined as motor truck, 321.1(4)

**Passenger busses**

Action against carrier, contributory negligence, R.C.P. 97  
 Baggage, liability for damage, 479.127  
 Certificated carrier law, 325.1–325.34  
 Contracts limiting liability, ineffective, 479.8  
 Definition, 321.1(4), 325.1(1)  
 Enforcement of law by public safety department, 80.9  
 Free transportation of passengers, 479.93–479.98, 622.15(9)  
 Gas tank capacity, 322.2(1)  
 Interstate bridges used, 382.6  
 Original notice against coach owners, service, 617.3; R.C.P. 56(f, g)  
 Public safety department to enforce law, 80.9  
 Railroad crossings, stopping required, 321.343  
 Railroad operation of bus lines, 476.27  
 Registration as trucks, fees, 321.1(4), 321.119  
 Running boards or fenders, no riding on, 325.30  
 School busses, 321.372–321.380  
 Speed limit, 321.287  
 State busses, 20.3(4)  
 Stopping at streetcars, 321.337  
 Swindlers ejected, 713.32, 713.33  
 Trackless trolleys, 321.1(2), 417.54  
 Passenger busses in cities, 386.2, 386A.1–386B.19, 388.1–388.12  
 Truck law, applicable, 321.1(4)

**MOTORCYCLES**

Brake equipment, 321.430  
 Control of vehicle, speed, 321.288  
 County operation and servicing, 332.3(18)  
 Definition of "motorcycles", 321.1(3)  
 Fee for registration, 321.109, 321.117  
 Instruction permits, 321.180  
 Lighting equipment, headlamps, 321.386  
 Motor scooters and bicycles, 321.1(3)  
 Plates issued, 321.34  
 Plates, registration, display, 321.37, 321.38  
 Public safety department to enforce law, 80.9  
 Radios for public safety department, 750.1  
 Size of number plates, 321.166

**MOTOR VEHICLE CARRIERS**

*For law relating to all other motor vehicles see MOTOR VEHICLES*

Actions against carriers, venue, 616.8  
 Agricultural limestone carriers, 327.33  
 Baggage, liability for, 479.127  
 Busses, *see subhead Passenger Busses below*

**Certificated carriers**

Accounting system regulated, 325.2(3, 4)  
 Approval before doing business, 325.18  
 Certificate of convenience and necessity  
 Amendment by commission, 325.10  
 Application, contents, 325.12  
 Bond of certificate of insurance required, 325.26  
 Cancellation by safety department, 325.33  
 Cancellation of certificate, 325.10, 325.33  
 Certificate of insurance, 325.26

**MOTOR VEHICLE CARRIERS—Continued**

Certificated carriers—Continued  
 Certificate of convenience—Continued  
 Charter carrier, requirement, 325.6  
 Conditions attached, 325.9, 325.18  
 Financial ability of applicant, 325.8, 325.12, 325.26  
 Granting of application, 325.18  
 Hearings on applications  
 Appeal to district court, 325.21–325.23  
 Expense paid, deposit, 325.19, 325.20  
 Finding of necessity, 325.7  
 Notice of hearing, 325.13, 325.14  
 Objections filed, 325.15–325.17  
 Place of hearing, 325.14  
 Rules of procedure, 325.11  
 Supreme court appeal, 325.24  
 Testimony receivable, 325.17  
 Time for hearing, 325.13  
 Trial by transcript on appeal, 325.23  
 Liability bond or insurance, 325.26  
 Payment of fees a prerequisite, 325.35  
 Required, penalty for failure, 325.6–325.34  
 Revocation, 325.10, 325.33  
 Transfer of certificate, 325.25  
 Certificate of insurance, liability, 325.26  
 Charges and rates regulated, 325.2(2), 325.5  
 Charter carrier must have certificate, 325.6  
 Charter, charter carrier defined, 325.1(5, 6)  
 Chauffeur's license necessary, 325.29  
 City and town regulations, 325.27, 389.39  
 Commerce commission law, 474.1–475.7  
 Commerce commission regulations  
 Accounts and schedules supervised, 325.2  
 Appeal, hearing on certificate, 325.21–325.24  
 Certificate of convenience, *see Certificate of Convenience and Necessity above under this subhead*  
 Definition of "commission", 325.1(4)  
 Markings required on vehicles, 325.31  
 Penalty for violating rules, 325.34  
 Powers of commission, 325.2–325.4  
 Railroad law applicable, 325.4, 474.10  
 Rates and charges, 325.2(1)–325.5  
 Rules, power to make, 325.3, 325.32  
 Safety rules and regulations, 325.32  
 Condition of vehicles, 325.28  
 Definitions, 325.1  
 Drivers qualifications, 321.179, 325.29  
 Fees collected, use, 325.35, 325.36  
 Fenders, passengers not to ride on, 325.30  
 Financial responsibility, 325.26  
 Inspection of vehicles, 325.3, 325.28  
 Markings required on vehicles, 325.31  
 "Motor vehicle" defined, 325.1  
 Penalty for law violations, 325.33, 325.34  
 Permits to operate, *see Certificate of Convenience and Necessity above under this subhead*  
 Powers of commerce commission, 325.2–325.4, 325.32, 474.10  
 Public safety department inspection, 325.28  
 Public safety department rules, 325.3  
 Railroad law applicable, 325.4  
 Railroads may operate, 476.27  
 Regulated by commission, 325.2(5)

**MOTOR VEHICLE CARRIERS—Continued**

Certificated carriers—Continued  
 Reports required, 325.2(4)  
 Routes in cities prescribed, 325.27  
 Running board, passengers not to ride on, 325.30  
 Safe condition of vehicle required, 325.28  
 Sanitary condition of vehicle, 325.28  
 School busses excepted, 325.1(1)  
 Special charter cities, 325.27  
 Violations  
 Cancellation of certificate, 325.33  
 Operate public service without certificate, 325.6  
 Penalty for violations, 325.33, 325.34  
 Chauffeurs' licenses, *see MOTOR VEHICLES, subhead Licenses to Operate Vehicles*  
 "Chauffeur" defined, 321.1(43)  
 City and town regulations, 389.39  
 Combustibles, chauffeur's age restrictions, 321.179  
 Common carrier laws, *see COMMON CARRIERS*  
 Contract carriers, defined, 327.1  
 Contract carriers, generally, 327.1–327.23  
 Enforcement of law by public safety department, 80.9(2)  
 Exemption barred on highway damage execution, 627.7  
 Exemption from execution, 627.6(18), 627.7  
 Fees for registration, *see MOTOR VEHICLES, subhead Registration*  
 Flammables, chauffeur's age restrictions, 321.179  
 Flares to be carried, 321.447–321.450  
 Hours of operation by driver, 321.225–321.227  
 Inspection by public safety department, 325.3  
 Interstate agreement to apportion fees, 326.1–326.6  
 Interstate fuel use tax law, 324.50–324.56  
 Itinerant carriers, *see subhead Truck Operators below*  
 Jitney busses, 388.1–388.12  
 Lights, *see MOTOR VEHICLES*  
 Liquid transport carriers  
 Cancellation of certificate, 327A.9  
 Certificate of convenience and necessity, 327A.2–327A.5, 327A.14, 327A.19  
 Commerce commission's power, 327A.17, 327A.20  
 Common carriers law applicable, 327A.3  
 Dairy product carriers excepted, 327A.16  
 Definitions, 327A.1  
 Disabled vehicles, 327A.13  
 Drivers, age and qualifications, 327A.7  
 Exceptions to law, 327A.15, 327A.16  
 Fees, 327A.19  
 Financial responsibility, proof required, 327A.5  
 Hours of operation, rest periods, 327A.10, 327A.11  
 Markings on vehicles required, 327A.8  
 Motor vehicle law applicable, 327A.6  
 Rates and charges to be reasonable, uniform, 327A.21  
 Records, 327A.12  
 Transfer of certificate, 327A.4  
 Violation of statute or rule penalty, 327A.18  
 Liquor laws, conveyances, seizure and sale, 127.1–127.22  
 Minors not to drive carriers, 321.179  
 Motorbusses, *see subhead Passenger Busses below*  
 Motor vehicle fuel carrier, 324.11–324.15

**MOTOR VEHICLE CARRIERS**—Continued

Nonresident, fees apportioned by agreement, 326.1–326.6  
 Nonresident, intrastate use, must register, 321.54

## Passenger busses

Action against carrier, contributory negligence, R.C.P. 97  
 Baggage, liability for damage, 479.127  
 Certificated carrier law, *see subhead Certificated Carriers above*  
 Contracts limiting liability, ineffective, 479.8  
 Definition, 321.1(4), 325.1(1)  
 Enforcement of law by public safety department, 80.9  
 Free transportation of passengers, 479.93–479.98, 622.15(9)  
 Gas tank capacity, 322.2(1)  
 Interstate bridges used, 382.6  
 Original notice against coach owners, service, 617.3; R.C.P. 56(f, g)

## Passenger busses in cities

City-owned, 386B.1–386B.19  
 City regulation, power, 386.2, 388.1, 389.39  
 Commission cities over 125,000, tax, 417.54  
 Competing with franchised carrier, 388.1–388.12  
 Jitney busses, regulation and license, 388.1–388.12  
 Liability of common carrier, 479.8, 479.127  
 License by city, 388.1–388.12, 389.39(1)  
 Railroads, authorized to operate, 476.27  
 Rates and charges, 389.39(2)  
 Routes and schedules, 325.27, 388.1  
 Speed regulations, 389.40  
 Street railway, franchise offered to, 386.2  
 Subsidy, 368A.1–368A.12  
 Trackless trolleys  
   Licensing in certain cities, 417.54  
   Not motor vehicles, 321.1(2)

Public safety department to enforce law, 80.9  
 Railroad crossings, stopping required, 321.343  
 Railroad operation of bus lines, 476.27  
 Registration as trucks, fees, 321.1(4), 321.119  
 Running boards or fenders, no riding on, 325.30  
 School busses, 321.372–321.380  
 Speed limit, 321.287  
 State busses, 20.3(4)  
 Stopping at streetcars, 321.337  
 Swindlers ejected, 713.32, 713.33  
 Trackless trolleys, 321.1(2), 417.54

Railroads may operate busses, 476.27  
 Registration reciprocity act, 326.1–326.6  
 Sand, gravel, and stone carriers, 327.23  
 School busses, 321.372–321.380  
 Semitrailers, *see MOTOR VEHICLES*  
 Speed limit, 321.286  
 Stock in company, owned by railroads, 476.27  
 Supervision by commerce commission, 474.10  
 Tax, fuel, interstate operation, 324.50–324.56  
 Tokens, fare, 713.38  
 Trailers, *see MOTOR VEHICLES*  
 Truck law, *see MOTOR VEHICLES*

## Truck operators

Approval prior to doing business, 327.8  
 Bread taken across state line inspected, 210.25

**MOTOR VEHICLE CARRIERS**—Continued

## Truck operators—Continued

Charges and rates, 327.2, 327.5  
 Cigarette law, 98.13(7), 98.17(4), 98.32(1), 98.36

## Commerce commission regulations

Definition of “commission”, 327.1(4)  
 Penalty for violating rules, 327.22  
 Permits issued, *see Permits below under this subhead*  
 Railroad law applicable, 327.4, 474.10  
 Rates and charges, 327.2(1), 327.5  
 Reports required, 327.2(3)  
 Rules, power to make, 327.2(1), 327.3  
 Supervisory powers, 327.2(2, 4)

## Crop pest act provisions, 267.2, 267.11–267.14

Definitions, 321.1, 327.1  
 Drivers, age and qualifications, 327.18  
 Enforcement of law, 80.9, 327.2, 327.3  
 Equipment, inspection, 327.2, 327.17  
 Fee waived on nonresident trucks, 327.10  
 Fuel carriers, 324.11–324.15  
 Inspection by public safety department, 327.17, 327.20  
 Insurance or bond, minimum limits, 327.15  
 Itinerant merchants, 81.1–81.14  
 Markings, distinctive, on trucks, 327.19  
 “Motor truck” defined, 327.1(1)  
 Nonresidents, permit fee waived, 327.10  
 Overload, when permitted, 321.466

## Permits

Accounting for fees received, 12.10, 327.12  
 Amendment or change by commission, 327.16  
 Application for permit, contents, 327.7  
 Bond or insurance required, 327.15  
 Fee, amount and payment, 327.9, 327.11  
 Fee waived on nonresident trucks, 327.10  
 Funds, expenditure, 327.13  
 Issuance by commission, 327.8  
 Penalty fee, reissuance of revoked license, 327.6  
 Personal property, 327.14  
 Requirement of license, 327.6  
 Revocation after hearing, 327.16, 327.21  
 Transfer or assignment permitted, 327.14

## Powers of commerce commission, 325.2–325.4, 325.20, 474.10

## Public safety department enforcement

Inspection of equipment, 327.17  
 Prescribe safety regulations, 327.2, 327.3  
 Revocation of permit, cause, 327.16  
 Violation of requirement, penalty, 327.22  
 Written approval required, 327.8

## Reciprocal agreements, other states, 327.10

Rules for operation, 327.20  
 Sales tax law, 422.42(5)  
 “Truck operator” defined, 327.1(2)  
 Use tax law, 423.1(5)  
 Violations, penalty, misdemeanor and permit revoked, 327.21, 327.22

## Weights inspected on highway, 212.6, 321.465

Trucks, *see MOTOR VEHICLES*

Trucks with fixed termini or routes, *see subhead Certificated Carriers above*

Trucks, without fixed termini or routes, *see subhead Truck Operators above*

Venue of action against carriers, 616.8

**MOTOR VEHICLE DEPARTMENT**

Accident reports  
*Generally*, 321.261–321.284  
 Confidential, 321.271  
 Disclosure of identity of parties, 321.271  
 Failure to report, 321A.4  
 Forms supplied, 321.269  
 Tabulated, 321.272

Acknowledgments, employees to take, 321.9  
 Administration of motor vehicle law, 321.2, 321.3  
 Antitheft law, duties, 321.72–321.80  
 Applications, authority to grant or refuse, 321.13  
 Approval of motor vehicle reflectors, 321.391  
 Audit and settlement with county treasurer, 321.156  
 Blanks and supplies furnished county treasurer, 321.149, 321.150  
 Bulk sales transfer, duties, 321.68  
 Cancellation of licenses, 321.201–321.224  
 Certificate of title file, 321.31  
 Certified copies of record, fee, 321.10  
 Chauffeur's licenses, 321.174–321.200  
 Commissioner vested with power, 321.3  
 Convictions reported, abstracts, open to public, 321.491  
 County fees deducted, reported, 321.152  
 Dealer's law administered, 322.1–322.24  
 Dealer's special plates, 321.57–321.66  
 Definition of words and phrases, 321.1  
 Distribution of motor vehicle laws, 321.15  
 Duty of enforcing law, 321.3  
 Emblems furnished in lieu of plates, 321.34, 321.167  
 Enforcement, reciprocal, state and local, 321.6  
 Engine number alteration, notice, duty, 321.66  
 Engine number test for true number, 321.94  
 Equipment required, 321.381–321.391  
 Evidence, certified copy of records, 321.10  
 Exceptional cases, registration fee fixed, 321.159  
 Files required, contents, 321.31  
 Foreign cars listed, time, 321.71  
 Forms prescribed by commissioner, 321.8  
 Funds to maintain department, 321.146  
 Identifying numbers, when serial number destroyed, 321.43  
 Itinerant merchants' law, 81.1–81.14  
 Law distributed in pamphlet form, 321.15  
 Law of the road, 321.228–321.371  
 Licenses, 321.174–321.224  
 Local officials governed by department, 321.5  
 Lost cards or plates, duplicates, fees, 321.42  
 Manufacturer's data published, 321.160–321.162  
 Manufacturer's plates, 321.57–321.66  
 Memorandum by officer, duplicate received, 321.486  
 Motor vehicles, law generally, ch 321, *see MOTOR VEHICLES*  
 Nonresidents, actions against, 321.498–321.511  
 Nonresidents, financial responsibility, 321A.4, 321A.8, 321A.12, 321A.17, 321A.20  
 Notices served, method, 321.16  
 Oaths, authority of officers and employees, 321.9, 321.182  
 Operators' licenses, 321.174–321.200  
 Patrol beats in cities, restricted, 321.6  
 Peace officer provisions, 80.9, 748.3(4)  
 Peace officers' retirement  
 Accidents, 97A.6

**MOTOR VEHICLE DEPARTMENT—Continued**

Peace officers' retirement—Continued  
 Administration, 97A.5  
 Benefits, 97A.6

Board of trustees  
 Appeals, 97A.6  
 Funds, 97A.7  
 Powers and duties, 97A.5  
 Reports and records, 97A.5, 97A.11  
 Rules and regulations, 97A.4, 97A.5

Death benefits, 97A.6, 97A.10  
 Definitions, 97A.1  
 Eligibility, 97A.3, 97A.6  
 Exemptions, 97A.12

Funds  
 Contributions, 97A.8–97A.11  
 Custody and investment, 97A.7  
 Types, 97A.8

Medical board, 97A.5  
 Military service credit, 97A.9, 97A.10  
 Penalty for fraud, 97A.13  
 Physical disability, 97A.6  
 Purpose, 97A.2  
 Vouchers, 97A.7

Plates and containers furnished, 321.163–321.172  
 Plates and permits, seizure, 321.14  
 Plates or emblems furnished, 321.34  
 Proof of service of notice, method, 321.16  
 Publication of motor vehicle law required, 321.15  
 Reassignment of registration plates authorized, 321.34  
 Records destroyed when obsolete, 321.12  
 Records, fee for certified copy, 321.10  
 Records of department, when public, 321.11  
 Refund of registration fees, 321.126–321.129, 321.173  
 Registration card forms prescribed, 321.8  
 Registration cards, seizure, 321.14  
 Registration law, 321.17–321.70  
 Removal from county without notice, 321.140  
 Renting record inspected, 321.224  
 Reports of fees and penalties, 321.153, 321.154  
 Return of services, notices, method, 321.16  
 Revoked permits and plates seized, 321.14  
 Rules and regulations by commissioner, 321.4  
 Rules, duty of local officials to obey, 321.5  
 Sale of manufacturer's schedule, 321.160  
 Seal adopted, 321.7  
 Seizure of permits and plates, authorized, 321.14  
 Serial number replaced, authority, 321.43  
 Signal devices, type approved, 321.317  
 Special plates, issuance, 321.59, 321.60  
 Stickers for testing station prescribed, 321.241  
 Stolen cars, 321.72–321.96  
 Suspension or revocation of registration, grounds, 321.101, 321.102  
 Testing stations in cities, control, 321.245  
 Traffic laws, 321.228–321.371  
 Transfer of vehicles, 321.45–321.52  
 Transporter, special plates, 321.57–321.66  
 Used cars, 321.67–321.70  
 Values and weights published, 321.160–321.162

**MOTOR VEHICLE FUEL**

Analysis posted, 323.9  
 Appropriation for administration of law, 323.14  
 Chemists employed by department, 323.13

**MOTOR VEHICLE FUEL**—Continued

Coloring matter, use to mislead, 323.3  
 Definitions, 323.1  
 False representations of fuel, 323.3  
 Industrial petroleum, permits, 323.12  
 Motor vehicles, not for, 323.1, 323.10, 323.12  
 Permit for importation for industrial use, 323.12  
 Pipelines, transfer restrictions, 323.10  
 Quality certified on sales slip, 323.5

## Tests and standards

Definition of motor vehicle fuel, 323.1(1)  
 Department of agriculture, 323.6, 323.7  
 Interstate shipments, tests verified, 323.4  
 Pump or container analysis posted, 323.9  
 Required standards and tests, 323.2  
 Sales slip demanded by purchaser, 323.5  
 Samples for tests, 323.6, 323.7  
 Selling defective fuel, penalty, 323.8

Violations, penalty, 323.11

Wholesale dealers, 323.1(4), 323.10, 323.12

**MOTOR VEHICLE FUEL TAX**

Allocation, 312.2  
 Assignment of license forbidden, 324.4, 324.36(7)  
 Aviation gas tax fund, 324.81  
 Bond, license and permit holders, 324.7, 324.36(4), 324.53  
 Bulk storers licensed, 324.5  
 Carriers of fuel registered, regulated, 324.11–324.15  
 Credits for nonmotor vehicle use, 324.16, 324.17  
 Definitions, 324.2, 324.33, 324.57  
 Diesel fuel, 324.31–324.38  
 Discontinuance of business by licensee, 324.69  
 Distributor's tax computed, 324.8, 324.16, 324.38, 324.56  
 Embezzlement, tax money, 324.72  
 Enforcement, 324.65, 324.66, 324.77  
 False certificates, penalty, 324.74  
 Importing, twenty-gallon limit, 324.2(c), 324.52  
 Inspection of records, 324.61, 324.62  
 Interstate fuel use tax law, 324.50–324.56  
 Interstate user's permit, 324.53  
 License cancelled, 324.67, 324.68  
 License, distributor, 324.4–324.7  
 License, special fuel dealers and users, 324.36  
 Lien for unpaid taxes, 324.65  
 Lien of common carrier, 575.1  
 Metered pump required, 324.34  
 Microfilmed records, 324.79  
 Motor fuel tax law, 324.1–324.20  
 Municipal regulations, 368.8(6), 413.74, 413.75  
 Nonlicensed person, tax liability, 324.9  
 Penalty for failure to pay, 324.64  
 Price posted, 324.20  
 Rate of tax, 324.3, 324.34  
 Records required, 324.10, 324.12, 324.14, 324.37, 324.55, 324.59, 324.79  
 Refund permit, 324.18, 324.19  
 Refunds, 324.17, 324.70, 324.71, 324.80  
 Reports required, 324.15, 324.38, 324.54, 324.59, 324.60  
 Special fuel tax law, 324.31–324.38  
 Tax computed, 324.8, 324.16, 324.38, 324.54  
 Tax estimated where no report, 324.63  
 Tax exempt uses, 324.3, 324.16, 324.35  
 Transfer of licensee's business, 324.69

**MOTOR VEHICLE FUEL TAX**—Continued

Treasurer to administer law, 324.58–324.68, 324.75, 324.76, 324.79, 324.80  
 United States tax refunds, treasurer's duties, 324.80  
 Use of revenue limited, 324.78  
 Violations, penalties, 324.14, 324.20, 324.62, 324.72–324.74

**MOTOR VEHICLE INSTALLMENT SALES**

Buyer to get copy of contract, 322.3(6), 322.17  
 Complaints by buyer filed, 322.23  
 Contract, installment sale, prescribed terms and contents, 322.3(6)  
 Definitions, 322.2  
 Extension of time, interest rates, 322.20  
 Finance charges, 322.19, 322.20  
 Finance company may purchase contract, 322.21  
 Hearings by commissioner, 322.24  
 Insurance, 322.3(6, d), 322.18  
 Interest rates, 322.19, 322.20  
 Investigation of complaints, 322.23  
 Payment before maturity, 322.3(6, e)  
 Persons exempt from law, 322.3(7)  
 Purchase by finance company, 322.21  
 Violations, penalties, 322.14  
 Waivers prohibited, 322.22

**MOTOR VEHICLES**

*For law relating to carriers see MOTOR VEHICLE CARRIERS*

Abandoned vehicles, 321.85–321.91

Accessories, *see particular accessory below*

**Accidents**

Aid given in case of injury or death, 321.263  
 Blind with white cane, driver to stop, 321.332–321.334  
 Bond, financial responsibility, 321A.5, 321A.24  
 Damage actions, county of defendant's residence or of accident, 616.18  
 Disabled vehicles, parking, 321.453, 321.454  
 Duty of driver in particular accidents  
 Death, personal injuries, 321.261, 321.263  
 Property on highway damaged, 321.265  
 Vehicle driven or attended, damaged, 321.262, 321.263  
 Vehicle unattended, damaged, 321.264  
 Failing to stop after accident, 321.261  
 Failure to report, short indictment, 773.34  
 Fee refund when vehicle junked, 321.126(1), 321.128  
 File record kept by department, 321.200  
 Glass from wrecks, removed from roads, 321.371  
 Hit-and-run drivers, 321.261–321.274  
 Identity of parties disclosed, 321.271  
 Information required of driver, 321.263, 321.267

**Liability**

Drunken driver, injury to guest, 321.494  
 Execution, vehicle not exempt, 627.7  
 Financial responsibility, 321A.1–321A.38  
 Guests, liability of owner or driver, 321.494  
 Highways or structures damaged, 321.475  
 Insurance, 321A.18–321A.22, 516.1–516.3  
 Inurement to insurer, 516.1–516.3  
 Negligence, damage due to, 321.493  
 Owner, car driven with his consent, 321.493  
 Reckless driving, injury to guest, 321.494

**MOTOR VEHICLES—Continued****Accidents—Continued**

- Lights on parked vehicles, 321.95, 321.96
- Motor vehicle fuel destroyed, tax refund, 322.9 (7), 324.57
- Negligence as proximate cause, proof, 321.292
- Penalty for failure to stop, 321.261, 321.262
- Place of bringing damage actions, 616.18
- Proof of financial responsibility, 321A.12–321A.29

**Reports**

- Cities, first class, 321.274
- City may require reports, 321.273
- Confidential nature, 321.271
- Driver's duty to report, 321.266
- Driver unable to report, occupant's duty, 321.268
- Failure to report, 321A.4
- File kept by department, 321.199
- Forms furnished by department, 321.266, 321.269
- Identity of party revealed on request, 321.271
- Investigating officer, 321.266
- License revoked for failure to stop, 321.209
- Place for driver to report, 321.266, 321.274
- Supplemental when required, 321.267
- Tabulated by department, 321.272
- Witnesses to accident, 321.267
- Written reports required, 321.271
- Security following accident, 321A.4–321A.11
- Statistics published by department, 321.272
- Stopping at scene of accident, 321.261–321.265
- Warning lights, 321.96
- Warning signals at night, 321.435
- Wrecks cleared from highway, 321.371

**Actions**

- Against nonresidents, 321.498–321.512
- Car driven with owner's consent, liability, 321.493
- Damage, place of commencing, 616.18
- Guest statute, 321.494
- Judgment creditor against debtor's insurer, 516.1–516.3
- Liability for damage, 321.493
- "Nonresidents" defined, 321.1(37), 321.498(4)
- Nonresidents, insurance, 321.512
- Overload damage to highway, 321.475
- Addresses, change, notice to county treasurer, 321.41
- "Alley" defined, 321.1(67)
- Alleys, emerging from, stop, 321.323, 321.353
- Amateur radio operator's special plates, 321.34

**Ambulances**

- Chauffeurs, drivers considered as, 321.1(43)
- Defined as authorized emergency vehicle, 321.1(26)
- Privately owned, emergency vehicles, 321.1(26)
- Purchase by state car dispatcher, 20.3(4)
- Right of way yielded, 321.324
- Sirens, bells, whistles used, 321.433
- Speed limits, when not applicable, 321.296
- Traffic laws, special privileges, 321.231, 321.232
- University hospital ambulance service, 255.13
- Animal-drawn vehicles, law applies, 321.1, 321.234, 321.298, 321.398

**MOTOR VEHICLES—Continued**

- Animal, person riding, traffic laws apply, 321.234
- Antifreeze, 208A.1–208A.12

**Antiquated vehicles**

- Fee for registration, 321.115
- Lights, 321.418

**Antitheft law**

- Abandoned vehicle, seizure and sale, 321.85–321.91
- Alarm device permitted, 321.433
- Bulletin of stolen vehicles, 321.75
- Defense, when certificate deficient, 321.93
- Department duties, 321.72–321.96
- Embezzled vehicles, 321.73–321.75, 321.85
- Evidence, presumptive, knowledge of theft, 321.81
- Fees refunded when vehicle stolen, 321.126(3), 321.128
- Injuring or tampering with vehicle, 321.78, 321.79
- Inspection, authority of peace officers, 321.95
- Jurisdiction for theft, prosecutions, 321.83
- Larceny of motor vehicle, 321.82
- Notice by owners or encumbrancers, 321.73
- Numbers, alteration or change, 321.92
- Numbers removed, disposal or possession, 321.80
- Operating without consent of owner, 321.76
- Prohibited plates or certificates, 321.96
- Receiving or transferring stolen vehicles, 321.77
- Recovery of stolen vehicles, recorded, 321.73
- Registration refused, 321.30(3)
- Registration suspended, stolen vehicles, 321.74
- Report of stolen and recovered vehicles, 321.72

**Seizure and sale of stolen vehicles**

- Abandoned vehicles, 321.85–321.91
- Advertisement for sale, 321.88
- Auction sale, time of holding, 321.89
- Costs of sale, 321.90
- Delivery to owner, 321.87
- Notice of seizure, 321.85
- Peace officer's duty to seize, 321.84
- Proceeds of sale, 321.90, 321.91
- Test to determine true number, 321.94
- Appearance to summons by counsel, 321.487
- Applications, department may grant or refuse, 321.14
- Arson, setting fire or burning, 707.3, 707.5
- "Arterial highway" defined as "through highway", 321.1(53)
- Assemblages, local authorities, power, 321.236(3)
- Association or copartnership considered as a person, 321.1(35)
- Assured clear distance ahead, 321.285
- Attorney's power to assign title, 321.49
- "Authorized emergency vehicles" defined, 321.1(26)
- Automobile busses operated by railways, 476.27
- Automobile insurance, *see INSURANCE*
- Automobile railways, laws applicable, 484.29
- Automobiles defined, 321.1(2)
- Axles, minimum distance apart, 321.459, 321.463
- Beer drinking in automobiles, 124.37
- Bicycles
- Brakes required on motor bicycles, 321.430



**MOTOR VEHICLES—Continued****Bicycles—Continued**

- City and town regulation, 389.39(5), 389.40
- Lights required, 321.397, 389.39(5)
- Motor bicycles, annual fees, 321.109, 321.117
- Motor bicycles defined, 321.1(5)
- Registration plates, motor bicycles, 321.166
- Sirens and whistles not permitted, 321.434
- Taxation, 427.13(11)
- Traffic laws apply to riders, 321.234

**Bonds**

- Appeal when certificated carrier's permit refused, 525.21
- Certificated carriers bonded, 525.26
- City or town testing stations, bonds to construct, 321.246
- Contract to make registration plates, 321.164
- County fees and taxes for highway use only, Const., Iowa, Amend. 1942
- County treasurer, registration fee liability, 321.151
- Dealer's license revocation, appeal, 322.10(2)
- Employee of commission, traffic officer, 321.478
- Truck operator's bond, 327.15
- Bottles thrown on highway, removal, 321.369, 321.370

**Brakes**

- Motorcycles, 321.430
- Parked car on grade, 321.362
- Passenger carriers, investigation, 321.464(1)
- Performance ability of brakes, 321.431
- Required equipment, 321.430
- Sale of vehicle with unsafe brakes, 322.25
- Tampering with brakes, penalty, 321.64
- Trailers and semitrailers, 321.430
- Bridges, *see BRIDGES AND CULVERTS, subhead Motor Vehicles*
- Burning of motor vehicles, penalty, 707.3, 707.5
- "Business district" defined, 321.1(57)

**Busses**

- Carrier law, *see MOTOR VEHICLE CARRIERS, subhead Passenger Busses*
- Defined as motor trucks, 321.1(4)
- Fees for registration (as trucks), 321.119
- Passenger busses, *see MOTOR VEHICLE CARRIERS*
- Railway operation of automobile busses, 476.27
- Registration as trucks, 321.1(4), 321.119
- Routes, considered in locating roads, 309.25
- School busses, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Busses*
- Cans thrown on highway, removal, 321.369, 321.370
- Caravans, spacing, 321.308, 321.309
- Car dispatcher of state automobiles, 21.1–21.5
- Carriers, *see MOTOR VEHICLE CARRIERS; COMMON CARRIERS*
- "Car" synonymous with "motor vehicle", 321.1(2)
- Caterpillar tractors, 321.344, 321.442, 321.443
- Cemeteries, rules excluding cars, 321.248, 714.23

**Certificate of title**

- General provisions*, 321.17–321.52
- Assignment by attorney, 321.49
- Cancellation, 321.101, 321.103
- Copies filed, 321.24
- Dealer's failure to comply, 322.9

**MOTOR VEHICLES—Continued****Certificate of title—Continued**

- Form prescribed, 321.24
- Forms provided, 321.8
- Fraud in connection with, 321.97, 321.100
- Issued, 321.24
- Issued nonresident purchaser, 321.109
- Lienholder to retain, 321.24
- Liens foreclosed, 321.47
- Liens noted, 321.24, 321.50
- Liens, spouse's signature not required, 321.109
- Lost or destroyed duplicate to insured, 321.42
- Operation without, 321.98
- Owner's liability provisions, 321.493
- Possession of false or cancelled certificate, 321.96
- Seizure authorized, 321.14
- Transfer of title, 321.45–321.52
- Typewriting required, 321.24
- Violations, 321.104, 322.9
- When necessary for registration, renewed, 321.30(8), 321.40
- Chains, permissible use, 321.442
- Chains, safety chains, when towing, 321.462
- Chauffeurs, *see subhead Licenses to Operate Vehicles below, thereunder see Chauffeurs*
- Children, juvenile law not applicable, 321.482
- Cigarette trucks, labeling and inspection, 98.13(7), 98.36(2)
- Cities and towns, official cars, plates, 321.19
- City authority to regulate, *see subhead Local Authorities, Power to Regulate below*
- Clearance lights, *see subhead Lights and Lighting Equipment below*
- Clear distance ahead, assured, 321.285
- Closing highways, conditions, local power, 321.236
- Coasting
  - Commercial car, clutch out, prohibited, 321.366
  - Down grade, gears neutral, forbidden, 321.365
- "Combination of vehicles" defined, 321.1(23)
- "Commissioner" defined, 321A.1
- Commissioner of public safety, motor vehicle duties, 321.2, 321.3
- Concealed weapons in vehicles, 695.2
- Conditional sale contract forfeiture, 321.47
- Conditional vendee or lessee as owner, 321.1(36)
- Constitutional amendment, fees and taxes for highway use only, Const., Iowa, Amend. 1942
- Control of vehicle
  - Curve, obstructed view, sound horn, 321.364
  - Driving at careful and prudent speed, 321.280
  - Grades, hills, or defiles, 321.364
  - Passengers, position not to hinder control, 321.363
  - Reduction in speed, when required, 321.288
  - View obstruction interfering with control, 321.363
- "Conveyance" defined for liquor law purposes, 127.1
- "Conviction" defined, 321.208
- Conviction record forwarded to department, 321.207
- Convictions, file kept by department, 321.200
- Convoys, spacing, 321.308, 321.309
- Corn shellers and feed grinders on truck, fee, 321.1(17), 321.118
- Corporation considered as person, 321.1(35)

**MOTOR VEHICLES—Continued**

Counsel may appear to summons, 321.487  
 County cars, official plates, 321.19  
 County operating and servicing, 332.3(18)  
 Criminal provisions, *see subhead Violations below*  
 Crop pest act applies, 267.1–267.22  
 Crossing gate or flagman, stop required, 321.341  
 “Crosswalk” defined, 321.1(55)  
 Crosswalk, parking or stopping, 321.358(5)

**Curve**

Flares, how placed, 321.448  
 Horn signal, when required, 321.364, 321.432  
 Passing on curve prohibited, 321.304(1)  
 Speed and control on, 321.288(3)  
 U-turn prohibited, 321.312  
 Custom built vehicles, 321.1(12, 13), 321.23  
 Damage actions, place where commenced, 616.18

**Dealers**

Administration of law, 322.1, 322.13  
 Appeals from orders, 322.10  
 Coercion by manufacturer forbidden, 322.3(8)  
 Construction of acts, purposes, 322.15  
 Contracts prohibited, 322.3  
 Definitions, 321.1(38), 322.2  
 Distributor’s contracts, 322.3, 322.6  
 Importer’s or manufacturer’s certificate, 321.45, 321.104  
 Installment sales, 322.3(6), 322.17–322.24  
 Liability insurance statement required, 321A.39

**Licenses to do business**

Application, contents, 322.4, 322.7  
 Denial of license, grounds, 322.6  
 Fee, amount and payment, 322.5  
 Finance company, when exempted, 322.3  
 Forms prescribed by department, 322.13  
 Fund, license fee, 322.12  
 Information required after issuance, 322.8  
 Injunctions, 322.11  
 Registration, 321.57–321.64  
 Revocation, 322.6, 322.9  
 Salesmen, exception, 322.3(3)  
 Withheld pending investigation, 322.4

Load weight increase, reregistration, 321.466  
 Manufacturer’s or importer’s certificate required, 321.45, 321.104  
 “Place of business” defined, 321.1(41), 322.2  
 Prohibited acts, 322.3  
 Public safety commissioner to administer law, 322.1  
 “Registration applied for” cards, 321.25, 321.27  
 Registration plates, *see subhead Registration below, thereunder see Plates*  
 Required equipment, 322.25  
 Special plates, *see subhead Registration below, thereunder see Plates*  
 Sunday sales prohibited, 322.3(9)  
 Trade-in values exempt from sales tax, 422.45  
 Trailer dealers, use tax, 423.8  
 Transfers of ownership of car, 321.45, 321.48, 322.9  
 Unsafe vehicles, 321.425, 322.25

**Used motor vehicles**

Antiquated vehicles, 321.115  
 Blanks and forms for listing, 321.150  
 Bulk sales, requirements, 321.68

**MOTOR VEHICLES—Continued****Dealers—Continued****Used motor vehicles—Continued**

Certificate of title required, 321.67, 321.104  
 Defined, 321.1(2), 322.2(6)  
 Department duties, 321.67–321.70  
 Exemption from sales tax, 422.45(4)  
 Liability insurance statement required, 321A.39  
 License for dealers, 322.3(2)  
 Lighting equipment, 321.424  
 Operation, unregistered cars, 321.57, 321.69  
 Report of unregistered cars, 321.70, 321.136  
 Repossessed, lienholders, dealers’ license unnecessary, 322.3(7)  
 Sales tax exemptions, 422.45(4)  
 Transfer of ownership, 321.67  
 Use tax, deduction from sales tax report, 423.8  
 Vehicles in dealers’ hands, not delinquent, 321.136  
 Violations, penalties, 321.104, 322.14

**Definitions of motor vehicles**

Certificated carriers, 325.1(1)  
 Intoxicating liquor conveyances, 127.1  
 Itinerant merchants law, 81.1  
 Motor vehicle law, 321.1(2)  
 Truck operators, 327.1(1)  
 Use tax act, 423.1(7)  
 “Department” defined, 321.1(34)  
 Department, state, 80.1–80.25, 321.2–321.16  
 Department to inspect specially constructed and reconstructed vehicles, 321.23  
 Destruction, refund of fees, 321.52, 321.126–321.129  
 Directional signal device required, new cars, 321.317  
 Disabled, signals, 321.317  
 Dismantled car, plates, registration, certificate of title surrendered, 321.52  
 Dispatcher of state cars, 21.1–21.5  
 Districts, traffic, 321.1(57–61)  
 Ditch-digging apparatus, special mobile equipment, 321.1(17)  
 Drawbars when towing, 321.462  
 “Driver” defined, 321.1(44)  
 Drivers’ licenses, *see subhead Licenses to Operate Vehicles below*  
 Drivers of publicly owned cars, law applies, 321.230

**Driveways**

Definition of driveway, 321.1(49)  
 Emerging from, stop before sidewalk, 321.353  
 Parking or stopping at entrance, 321.358(2)

**Driving while intoxicated**

Confirmed drinkers, license refused, 321.177(4)  
 Criminal penalties, 321.281, 321.282, 749.2  
 Inability to report accident, occupant’s duty, 321.268  
 Injury to guest, 321.494  
 Liquor permit surrendered, 321.281  
 Revocation of license, 321.209(2)

Dual axles, minimum separation, 321.459

Egg transport, 196.20

Electric automobiles, fee for registration, 321.116

**Elevated structures**

Parking or stopping, 321.358(12)  
 Speed restricted, 321.295

**MOTOR VEHICLES—Continued**

Embezzled vehicles, *see subhead Antitheft Law above*

Emblems displayed on windshield, 321.34

**Emergency vehicles**

Ambulances as emergency vehicles, 321.1(26)

Care in driving required, 321.296

Certificate of designation by commissioner, 321.451

City authorized to pay or settle damages, 321.495–321.497

Definition of authorized emergency vehicle, 321.1(26)

Drivers indemnified by city or town, 321.495

Duty to drive with regard for safety, 321.324

Emergency call, no other special privilege, 321.231, 321.232

Exception to traffic laws, 321.230–321.232

Fire department vehicles as emergency, 321.1(26)

Fire trucks, *see subhead Fire Apparatus below*

Law violator pursuit, special privilege, 321.232

Municipal departments' vehicles, 321.1(26)

Negligence, driver liable, 321.296

Others to stop at curb at approach, 321.324

Police car as emergency vehicle, 321.1(26)

Rescue vehicles defined as emergency, 321.1(26)

Restriction on special privileges, 321.232

Right of way yielded by other vehicles, 321.324

Signal lights, 321.422, 321.433

Sirens, signals, 321.296, 321.324, 321.433

Speed regulations, privilege, 321.296

Stop signs, passing when on call, 321.231

**Enforcement**

Co-operation, state and local, 321.6

Peace officers, *see subhead Peace Officer's Provisions below*

Public safety commissioner, 321.3

Public safety department, 80.9, 321.2

Engine, change in vehicle, authority, 321.44

**Engine numbers**

County list of unregistered vehicles, 321.136

Files kept by department, 321.31

**Fraudulent alteration**

Defense to prosecution, 321.93

Evidence, presumptive, of knowledge, 321.81

Garages, duty to hold and report, 321.66

Inspection, right of peace officers, 321.95

Penalty for alteration or defacement, 321.92

Permission to alter by department, 321.92, 321.93

Sale of vehicles after seizure, 321.86–321.91

Sale or possession of vehicle, 321.80, 321.81

Seizure by peace officer, 321.84–321.86

Garage record of vehicles kept, 321.65

Registration applications, 321.20

Serial number destroyed, new one assigned, 321.43

Engine stopped, parked car, 321.362

Equipment in condition for safe driving, 321.381, 321.383

"Essential parts" defined, 321.1(14)

"Established place of business" defined, 321.1(41)

**Explosives, vehicles carrying**

Definition of explosives, 321.1(31)

**MOTOR VEHICLES—Continued****Explosives, vehicles carrying—Continued**

Electric lanterns, red, use, 321.447, 321.448

Fire extinguishers, carried, 321.450

"Flammable liquid" defined, 321.1(32)

Flares or electric lanterns, red, 321.449

Marked on each side and rear, 321.450

Minors not permitted to drive, 321.179

Railroad crossing, vehicles to stop, 321.343

Red danger flags displayed, 321.450

Reflectors, red, use, 321.447, 321.448

Factory vehicles not registered, 321.18(5)

Farmers or hired help not chauffeurs, 321.1(43)

Farm products, overload on trucks, 321.406

**Farm tractors and farm equipment**

Caterpillar tractors, 321.344, 321.442, 321.443

Corn shellers and portable mills not special mobile equipment, 321.1(17)

Definition of farm tractor, 321.1(7)

Driver's license not required, 321.176(2)

Enforcement of regulations, 321.401

Equipment, exception to law, 321.383

Flanges on wheels, when permitted, 321.442

Four-wheeled trailer permitted, 321.310

Hay or straw, vehicle width exception, 321.454

Lights required, 321.399–321.401

Motor vehicle fuel tax refunds, 422.52

Registration not required, 321.18(3), 321.122

Size, weight, and load, exceptions, 321.453

Trailers, registration fee, 321.123

Wagon-box trailers, registration fee, 321.123

**Fees**

Action against nonresidents, 321.501

Antiquated vehicles, 321.115

County fee on registration, 321.152

Dealers' licenses, 322.5

Department, certified copy of records, 321.10

Drivers' and chauffeurs' licenses, 321.191

Duplicate cards or plates, 321.42

Duplicate certificates, 321.195

Itinerant merchants, 81.3

Lost cards or plates, duplicates, 321.42

Motor vehicle fuel

License fee, 324.2

Test fee, 323.6

Registration fees, 321.42

Reimbursement fund, 321.129

Sheriff's seizure and sale, fees and mileage, 321.141

Special plates, 321.58, 321.60

Testing stations, 321.239

Transfer registration, 321.47

Truck operators' permits, 327.9

Well-drilling equipment, 321.124

Fees for registration, highway use only, Const., Iowa, Amend. 1942

Felony, general penalty, 321.483

Fertilizer, liquid, equipment for, 321.1(16)

**Financial responsibility act**

Administration by commissioner, 321A.2

Appeal to district court, 321A.2(2)

Citation, 321A.38

Deposits with state treasurer, 321A.10, 321A.25

Evidence, civil actions, 321A.11

Execution, security deposited, 321A.25

Existing remedies preserved, 321A.36

**MOTOR VEHICLES—Continued**

## Financial responsibility act—Continued

- Fee, operation abstract, 321A.3
- Government vehicles, 321A.15
- Hearings by commissioner, 321A.2(2)

## Insurance

- Certificate, 321A.18
- Nonresident certificate, 321A.20
- Notice of termination, 321A.22
- Other policies, effect, 321A.23
- Policy requirements, 321A.21
- Security after accident, 321A.5
- Self-insurers, 321A.34
- Termination, effect, 321A.31
- Unauthorized insurer, 321A.20

## Judgment debt security

- Bankruptcy no discharge, 321A.14(2)
- Court to report nonpayment, 321A.12
- Nonresidents, 321A.12(2)

## License or registration reinstated

- Affidavit of liability, 321A.13(3)
- General grounds, 321A.6, 321A.7
- Judgment creditors consent, 321A.13(2)
- Payment of installments, 321A.16
- Payment of judgment, 321A.14(1), 321A.15
- Proof financially responsible, 321A.17

## License suspended

- Conviction, 321A.17
- Defaulted installment, 321A.16(3)
- Default of security, 321A.5
- Duration, 321A.7, 321A.14
- Failure deposit security, 321A.5
- Failure report accident, 321A.4
- Nonpayment, judgment, 321A.13
- Nonresident, 321A.4, 321A.17
- Security terminated, 321A.31

## Lien foreclosure, bond, 321A.24

## Nonresidents

- Applicability, 321A.8
- Insurance, 321A.20
- Judgment security, 321A.12(2)
- Privilege suspended, 321A.4, 321A.17

## Proof of responsibility

- Additional, 321A.28
- Bond, 321A.24
- Duration, 321A.29
- Insurance, 321A.18–321A.23
- Methods, 321A.18
- Money or securities, 321A.25
- Owner may give, 321A.26
- Return, 321A.29
- Substitution, 321A.27

## Record furnished by commissioner, 321A.3

## Registration revoked

- Conviction or bail forfeit, 321A.17
- Failure to prove responsibility, 321A.19
- Transfer, effect, 321A.30

## Release from liability, 321A.6(4), 321A.7(2, 3)

## Security after accident

- Disposition or return, 321A.10
- Exceptions to requirement, 321A.5(2), 321A.6
- Form and amount, 321A.9
- Reduction, 321A.9(2)
- State treasurer custodian, 321A.10

**MOTOR VEHICLES—Continued**

## Financial responsibility act—Continued

## Security after accident—Continued

- Type acceptable, 321A.5
- When required, 321A.5
- Self-insurance, 321A.5(2), 321A.34
- Transfer of registration, effect, 321A.30
- Unlicensed driver, 321A.8, 321A.17(3)
- Unregistered vehicle, 321A.8

## Violations

- Driving under suspension, 321A.32
- Failure surrender license, 321A.31, 321A.32(2)
- False proofs, 321A.32(3)
- Penalties, 321A.32

## Words and phrases defined, 321A.1

## Fire apparatus

- Defined as emergency vehicles, 321.1(26)
- Exempt from registration fees, 321.19
- Fire hose, not to be driven over, 321.368
- Fire hydrant, parking or stopping near prohibited, 321.358(4)
- Fire station entrance, stopping near, 321.358(9)
- Following, distance restricted, 321.367
- Length, exception, 321.457
- Parking near fire block, 321.367
- Size, weight, and load, exceptions, 321.453
- Streets may be closed by cities, 321.348
- Townships may own or rent, 359.42

## Firearms, carrying in vehicles, 110.23

## Fish and game laws, confiscation, 110.18

## Flags, red

- Danger flags when carrying explosives, 321.450
- Daylight hours, supply carried, 321.447
- Projecting load, size required, 321.394
- Required on load-carrying vehicles, 321.447
- Use, 321.394, 321.448, 321.450
- Warning, stopped vehicle, 321.447, 321.448

## "Flammable liquid" defined, 321.1(32)

## Flammables, vehicles carrying, type of lighting, 321.447–321.450

## Flares

- Approval of types by commissioner, 321.447
- Display, when and how used, 321.448
- Electric lanterns, red, use, 321.447, 321.448
- Explosives, vehicles carrying, 321.449
- Flammables, type required, 321.447
- Fusee, lighted, when used, 321.448
- Red flags, use in daytime, 321.447, 321.448
- Required on load-carrying vehicles, 321.447
- Time for use of flares, 321.447
- Use, requirements specified, 321.448

## Food delivered, displayed, 170.1(6)

## "Foreign vehicle" defined, 321.1(15)

## "Frontage along highway" defined, 321.1(61)

## Front seat, number of persons, excess, 321.397

## Fuel, 323.1–323.14

## Fuel, motor vehicle, taxes, highway use only, Const., Iowa, Amend. 1942

## Fuel tax, 324.1–324.80

## Fuel transports, 324.11–324.15

Funds, see *subhead Registration below, thereunder, see Funds from Fees*

## Garages

- Artisans lien, 577.1, 577.2
- Child labor laws, 92.1–92.16
- County operation of service garage, 332.3(18)

**MOTOR VEHICLES—Continued**

## Garages—Continued

- Definition in motor vehicle law, 321.1(22)
- Engine number altered, duty to hold and report, 321.66
- Entry by peace officer authorized, 321.95
- Hotels and restaurants, liability for vehicles, 105.7-105.9
- Housing law, space from dwelling, 413.19
- Inspection of stored vehicles, 321.95
- Insurance associations, basic rate reserve, 518.14
- Lien for motor vehicle storage, 579.1-579.3
- Record of motor vehicles, required, 321.65
- State car dispatcher's duties, 20.3
- Stored vehicles, subject to personal property tax, 321.130
- Vehicles removed from bridge or tunnel, 321.395
- Vehicles with altered engine number, 321.66

Gasoline, *see* **MOTOR VEHICLE FUEL; MOTOR VEHICLE FUEL TAX**

- Glass on highway, removal, 321.369, 321.371
- Glass, safety, requirements, 321.444-321.446
- Government vehicles, registration, 321.19
- Governor's, price limit exemption, 21.2(4)
- "Gross weight" defined, 321.1(24, 25)
- Guest statute, 321.494
- Guns to be taken down when in vehicle, 110.23
- Headlights, *see* **subhead Lights and Lighting Equipment below**
- Hearses, plates, fees, 321.109, 321.117
- Heavy equipment at crossings, 321.344
- Heirs, certificate of title, 321.47
- Highway safety patrol, 80.4-80.21
- Highways, applicability of law, 321.228

**Hills**

- Brakes, performance on a grade, 321.431
- Coasting prohibited, 321.365, 321.366
- Control of vehicle, 321.288
- Horn signal, when required, 321.364, 321.432
- Prohibited passing, 321.304
- U-turns prohibited, 321.312

## Hire, intracity operation, local regulation, 321.236 (7)

- Hit-and-run drivers, 321.261-321.274
- Hitchhikers, 321.331

**Horns and warning devices**

- Audible signal on passing, 321.299
  - Bicycles, sirens or whistles prohibited, 321.434
  - Burden of proof, passing signal, 321.301
  - Child or incapacitated person, 321.329
  - Curve, obstructed view, sound horn, 321.364
  - Distance for audibility, 321.432, 321.433
  - Emergency vehicles, sirens and bells, 321.296, 321.324, 321.433
  - Hills, use when required, 321.364
  - Night signaling, restrictions, 321.435
  - Passing a vehicle, use, 321.299-321.301
  - Pedestrians warned when necessary, 321.314, 321.329
  - Required equipment, 321.432
  - Sirens, whistles, or bells, restrictions, 321.433, 321.434
  - Theft alarm, commercial vehicle, 321.433
  - Use only when necessary, 321.432
- Horseback riders, keep to right, 321.298

**MOTOR VEHICLES—Continued**

- Horse-drawn vehicles, traffic laws apply, 321.234
- Hotelkeeper's liability, 105.7-105.9
- "Hot rods", 321.1(13), 321.23
- Hours of operation, 321.225-321.227
- House trailers, 135D.1-135D.21, 321.1(68)
- House trailers, oversize, special permit, 321.467
- Hunting regulations, 109.54, 110.18-110.23
- Identification lights, 321.392, 321.426
- "Implement of husbandry" defined, 321.1(16)
- Indemnity for drivers of emergency vehicles, 321.495

- Injurious substances on highway, 321.369, 321.371
- Injury or damage actions, where brought, 616.18
- Insects and plant diseases, pest act applies, 267.1-267.22

- Inspection for crop pests, 267.11
- Inspection, peace officer's right, 321.95

**Installment sales**

- Buyer to get copy of contract, 322.3(6), 322.17
- Complaints by buyer filed, 322.23
- Contract, installment sale, prescribed terms and contents, 322.3(6)
- Definitions, 322.2
- Extension of time, interest rates, 322.20
- Finance charges, 322.19, 322.20
- Finance company may purchase contract, 322.21
- Hearings by commissioner, 322.24
- Insurance, 322.3(6, d), 322.18
- Interest rates, 322.19, 322.20
- Investigation of complaints, 322.23
- Payment before maturity, 322.3(6, e)
- Persons exempt from law, 322.3(7)
- Purchase by finance company, 322.21
- Violations, penalties, 322.14
- Waivers prohibited, 322.22

Insurance, *see* **INSURANCE, subhead Automobile Insurance**

- Insurance, proof of financial responsibility, 321A.5, 321A.19-321A.28
- Insurer's liability for unsatisfied judgment, 516.1-516.3
- Interest or title transferred, 321.45-321.52
- Interplant vehicles, not registered, 321.18

**Intersections**

- Approaching or entering, 321.319
  - Definition of intersection, 321.1(54)
  - Left turn and approach, 321.311, 321.320
  - Lights confusing motorists, removal, 307.5
  - Lights removed when interfering with railroad signals, 474.11
  - Local signs and regulations, 321.311
  - Parking or stopping prohibited, 321.358(3)
  - Pedestrians, 321.325-321.334
  - Pedestrians, right of way, 321.327
  - Prohibited passing, 321.304
  - Right of way, 321.257, 321.319, 321.320, 321.327
  - Right turn and approach, rules, 321.311
  - Signals for turning or stopping, 321.311-321.318
  - Signs changing rules, local, 321.311, 321.345
  - Stop signs, 321.314, 321.345
  - Through highways, entering, 321.319, 321.321
  - Traffic control signals, *see* **subhead Signs to Regulate Traffic below**
  - Turning, rules, 321.311, 321.320
- Interstate agreements to apportion fees, 326.1-326.6

**MOTOR VEHICLES—Continued**

- Intoxicated drivers, 321.209, 321.281, 749.2
- Intoxicating liquor, ch 127
- Inurement of insurance to judgment creditor, 516.1–516.3
- Itinerant merchants, 81.1–81.14
- Jitney busses, 388.1–388.12
- Judgment creditor's action against debtor's insurer, 516.1–516.3
- "Judgment" defined, 321A.1(2)
- Junked, refund of fees, 321.126–321.129
- Juvenile commitment laws not applicable, 321.482
- Kept, where a vehicle is kept, defined, 321.1(21)
- Laned highways, 321.1(52), 321.302, 321.306, 321.308
- Larceny from motor vehicle, 709.4, 709.5
- Law violator pursuit, traffic privileges, 321.232
- Left turn, 321.302, 321.306, 321.311, 321.320
- Lessee as owner, 321.1(36), 321A.30
- Liability insurance, 515.38, 515.138(2), 518.1
- Liability of insurer for unsatisfied judgment, 516.1–516.3
- Liability of vehicle owner for damages, 321.493
- License, *see Registration and Certificate of Title*
- Licenses to operate vehicles
  - Accidents, display of license, 321.263, 321.265
  - Agriculture, implement temporarily operated, exempt, 321.176
  - Alcoholics not licensed, 321.177(4)
  - Application for license or permit, 321.182–321.185
  - Application may be granted or refused, 321.14
  - Approval by commissioner, 321.13
  - Cancellation, suspension, or revocation
    - Accident, failing to stop, conviction, 321.261
    - Accident, failure to report, 321A.4
    - Appeal from denial or revocation, 321.215, 322.10
    - Authority to cancel, 321.201
    - Cancellation, 321.201, 321.202
    - Conviction defined, 321.208
    - Conviction out of state as ground, 321.205
    - Driving during suspension, 321.176
    - Foreign license, use without right, 321.214
    - Grounds for cancellation, 321.201
    - Hearing after suspension, 321.210, 321.211
    - Issuance after suspension, 321.177(3), 321.212
    - Judgment, accident, 321A.13
    - Mandatory revocation, 321.206, 321.207, 321.209, 321.261
    - Nonresident, notice to foreign state, 321.204
    - Nonresidents, privileges suspended, 321.203, 321A.14
    - One-year period for revocation, 321.212
    - Period of suspension, 321.177(3), 321.212
    - Point system authorized, 321.210
    - Record of convictions, 321.200, 321.207
    - Surrender, 321.202, 321.206, 321.213, 321A.31
    - Suspension without hearing, 321.210
- Chauffeurs
  - Accidents, display of license, 321.263, 321.265
  - Accompanying person, when required, 321.180
  - Age minimum, 321.177(2), 321.179
  - Alcoholics not licensed, 321.177(4)
  - Appeal on license revocation, suspension, 321.215

**MOTOR VEHICLES—Continued**

- Licenses to operate vehicles—Continued
- Chauffeurs—Continued
  - Application for license or permit, 321.182, 321.185
  - Badge issued with license, 321.189
  - Carrier driver to be licensed, 325.29
  - Carrying license required, 321.190
  - Common carrier of persons, age limit, 321.176
  - Definition of chauffeur, exceptions, 321.1(43)
  - Display of license on demand, 321.190
  - Driving record bad, examination, 321.186
  - Driving while license revoked, 321.218
  - Duplicate license, fee, 321.195
  - Employing unlicensed chauffeurs, 321.221
  - Examination for license, 321.186
  - Examiners, highway patrol, 321.187
  - Exemption from license, 321.176
  - Expiration time, 321.196
  - Farmer or hired help not chauffeurs, 321.1(43)
  - Fee for license, 321.191
  - Fifteen-day license by sheriff, 321.188
  - Flammables or combustibles, age limit, 21.179
  - Hours of operation, limit, 321.225–321.227
  - Incompetent to drive, examination, 321.186
  - Issuance of license, 80.9(2, b), 321.189
  - License inspection, when renting car, 321.222
  - License required to drive, 321.174
  - Light delivery trucks, age limit, 321.177(2)
  - Military service, extension, 321.198
  - Nonresidents exempt, 321.176(4)
  - Operating vehicle without consent, 321.76
  - Operator's license not needed, 321.175
  - Panel delivery truck, age limit, 321.177(2)
  - Pickup, age limit, 321.177(2)
  - Possession or display unlawfully, 321.96
  - Renewal procedure, 321.197
  - Restricted licenses, 321.193
  - Revocation of license, 321.201–321.215, 321.261
  - School bus drivers, 321.1, 321.376, 321.378
  - Seventeen-year-old, when authorized, 321.178
  - "Share the ride" plan, application, 321.1(43)
  - Sheriff's license in lieu of examination, 321.188
  - Tests for applicants, 321.186
  - Truck driver to be licensed, 327.18
  - Unlawful use of license, 321.174
  - Violations entered, 321.207
  - Vision tested, 321.197
- Contents of application for license, 321.183
- Dealers in motor vehicles, *see subhead Dealers above*
- Death of minor's application signer, 321.185
- Department duties
  - Generally*, 321.174–321.198
  - Accident reports filed, 321.200
  - Cancellation or revocation, 321.201–321.208
  - Conviction file maintained, 321.200
  - Disposal of license fees, 321.192
  - Duplicate certificates issued, 321.195
  - Examination of new or incompetent operators, 321.186
  - Examiners appointed, 321.187
  - Expiration of licenses, discretion, 321.196, 321.197
  - Forms supplied, 321.8, 321.182
  - Instruction permits, 321.180

**MOTOR VEHICLES—Continued**

## Licenses to operate vehicles—Continued

## Department duties—Continued

Licenses issued, 321.189

Military service, renewals, when authorized, 321.198

Minors' applications, 321.184, 321.185, 321.194

Minors, special chauffeur's license, 321.178

Record file of applications kept, 321.199

Refusal, persons to whom license denied, 321.177

Restricted license issued, 321.193, 321.194

Suspension extended, 321.28

Temporary driver's permit, 321.181

Vision test, 321.196, 321.197

Display of license on demand, 321.190

Drivers' licenses, *see Operators below under this subhead*

Driving vehicle without license, prohibited, 321.174

Duplicate licenses or permits, fee, 321.195

Duplicates of certificates, fee, 321.195

Examination of new applicants, 321.186

Examiner, license to be displayed, 321.190

Examiners appointed, 321.187

Examiners' uniforms and badges prescribed, 321.187

Fees, use of funds, 321.145, 321.191, 321.192

Field deputy, license to be displayed, 321.190

Forms supplied by commissioner, 321.8, 321.182

Incompetency to drive, suspension permanent, 321.212

Incompetents refused, 321.177(4, 5, 7)

Issuance, 80.9(2, b), 321.189

Itinerant merchants, 81.1

Judgment, licenses suspended, 321A.13–321A.18

"License" defined, 321A.1(3)

Licenses issued, requirements, 321.189

Mandatory revocation, 321.209

Mechanical controls, department's discretion, 321.193

**Military service**

Exemption from license, 321.176(1)

License extension without fee, 321.198

Renewal six months after discharge, 321.198

New license after surrender, 321.212

**Operators**Accidents, *see subhead Accidents above*

Age, minimum, 321.177

Alcoholics not licensed, 321.177(4)

Appeal on license revocation, suspension, 321.215

Cancellation or revocation of licenses, 321.201–321.215

Carrying license required, 321.190

Chauffeurs, no operator's license needed, 321.175

Definition of "operator", 321.1(42), 321A.1(7)

Display of license on demand, 321.190

"Driver" defined, 321.1(44)

Driving record bad, examination, 321.186

Driving while license revoked, 321.218

Duplicate license, fee, 321.195

Examination for license, 321.186

Exemptions from license requirement, 321.176

Expiration time, 321.196

Fee for license, 321.191

**MOTOR VEHICLES—Continued**

## Licenses to operate vehicles—Continued

## Operators—Continued

Imprisonment for law violations, 321.243

Incompetent to drive, examinations, 321.186

Instruction permits, 321.180, 321.184

Issuance of license, 80.9(2, b), 321.189

License to drive motor vehicles, 321.174

Military service, extension, 321.198

Military service, persons exempt, 321.176(1)

Minors' applications, 321.184, 321.185

Minors, with parent or guardian, 321.194

Nonresidents exempt, 321.176(3–5)

Points for violations, 321.210

Record abstract furnished, 321A.3

Renewal, procedure, 321.196

Restricted licenses, 321.193, 321.194

School, minors, to and from, 321.194

Suspension or revocation extended, 321.218

Temporary driver's permit, 321.181

Temporary instruction permit, 321.180

Tests for applicants, 321.186

Unlawful use of license, 321.174

Violations entered, 321.207

Vision test, 321.196

Permitting unauthorized person to drive, 321.219, 321.220

Persons not requiring licenses, 321.176

Persons not to be licensed, 321.177

Point system for violations, 321.210

Possession, display, 321.190

Production of license in court sufficient defense, 321.190, 321.198

Records kept by department, 321.199

Registration of vehicles, *see subhead Registration below*

Renting of vehicles, record, 321.222–321.224

Requirement for license to drive, 321.174

Restricted licenses issued, 321.193

Revocation, 321.209

Signature required on application, 321.182

Signature required on license, 321.189

Tests for applicants, 321.186

Uniform and badge for examiners, 321.187

**Liens on motor vehicles**

Application for registration and certificate of title, statement of liens to accompany, 321.20(4)

Artisans, 321.47

Finance companies not subject to dealers law, 321.394(6)

Foreclosure, certificate of title, 321.47

Judgments for damages, no exemptions, 627.7

Landlords, 321.47

Lienholder to retain certificate of title, 321.24

Liquors, illegal conveyances, 127.7, 127.13

Noted on certificate of title, 321.24, 321.50

Procedure for noting, releasing, 321.50

Recording laws not applicable, 321.50

Registration fees, 321.131–321.133

Spouse's signature not required, 321.109

Stolen vehicles, lienholder to report, 321.73

Storage, 321.47, 579.1–579.3

Time registration fee lien attaches, 321.132

Transfer of title on foreclosure, 321.47

**Lights and lighting equipment**

Accident extinguishing lights, duty, 321.396

**MOTOR VEHICLES—Continued**

- Lights and lighting equipment—Continued
  - Animal-drawn vehicles, 321.398
  - Approval by commissioner, 321.424–321.429
  - Auxiliary driving lamps, 321.403, 321.409
  - Back-up lamps, when lighted, 321.408
  - Bicycles, 321.397
  - Candlepower permissible, 321.428
  - Certificate of approval of device, 321.428, 321.429
  - City regulation of vehicle lighting, 389.39(5)
  - Clearance or identification lights
    - Number required on trucks, 321.392
    - Reflectors, *see Reflectors below*
    - Trailers and semitrailers, 321.392
  - Color of lights, truck or trailer, 321.393
  - Courtesy lamps, 321.407
  - Cowl or fender lamps, 321.406
  - Directional signal lamps, required on certain vehicles, 321.317
  - Electric lanterns, red, use, 321.447, 321.448
  - Exceptions, light only, 321.383, 321.398
  - Flares, *see subhead Flares above*
  - Flashing lights, when permitted, 321.423
  - Fusee, lighted, when used, 321.448
  - Headlights
    - Alternate equipment, 321.418
    - Colors permissible, 321.393
    - Distance of illumination, 321.409, 321.415
    - High lights, 321.409
    - Intensity and distribution, 321.409, 321.415
    - Lowering when meeting vehicle, 321.415
    - Low lights, 321.409
    - Motorcycles, 321.386
    - Multiple beam equipment, 321.409
    - Number permitted to be lighted, 321.420
    - Number required to be lighted, 321.419
    - Red front light prohibited, 321.422
    - Required equipment, 321.385
    - Single beam equipment, 321.417
    - Speed of vehicle with weak lights, 321.418
  - Indicator lights, requirements, 321.409(3)
  - Lamps, required for safe driving, 321.381, 321.383
  - Lantern or lighted lamp, when required, 321.398
  - Lists of approved devices published, 321.428
  - Load projection, lamp or flag, 321.394
  - Parked vehicles, 321.395, 321.396, 321.419
  - Penalty for improper equipment, 321.381
  - Rear lights
    - Back-up lamps, when lighted, 321.408
    - Colors permissible, 321.393
    - Exceptions, 321.383, 321.398
    - Illumination of registration plates, 321.388
    - Projecting load, 321.394
    - Required equipment, 321.387
    - Stop lights, 321.393, 321.404, 321.423
    - Visibility, distance, 321.387, 321.388
  - Reflectors
    - Approval by department, 321.391
    - Bicycles, 321.397
    - Colors permissible, 321.393
    - Flammables, used by vehicles carrying, 321.447, 321.448
    - Height above ground, 321.390
    - Rear reflectors required, 321.389, 321.392
    - Visibility distance, 321.390
  - Restrictions on lamp use, 321.421

**MOTOR VEHICLES—Continued**

- Lights and lighting equipment—Continued
  - Road machinery, 321.383, 321.399–321.401
  - Rural mail carriers, flashing lights, 321.423
  - Sale of unapproved lamps, 321.424
  - Sale of unsafe vehicle, 321.424, 322.25
  - Self-illuminated signal lamps, 321.405
  - Signal lamp and devices, 321.317, 321.404, 321.405
  - Signal, school bus, 331.372, 331.373
  - Spot lamps, limitation on use, 321.402, 321.421
  - Stop lights required, visibility, 321.408
  - Stopped vehicle, lights required, 321.395
  - Time for illumination, 321.384
  - Tractors, 321.383, 321.399–321.401
  - Trade-mark on lamps must be intact, 321.424
  - Traffic lights, *see subhead Signs to Regulate Traffic below*
  - Trucks, kinds and placement, 321.392
  - Turning signals, 321.317
  - Use of unauthorized lamps, 321.424
  - Visibility, standard requirements, 321.384(2)
  - Volunteer fireman's vehicle, blue light permitted, 321.423
- Lights near crossing or intersection removed, 307.5
- Liquid fertilizer equipment, 321.1(16)
- Liquids, bulk carriers, 327A.1–327A.16
- Liquor conveyances, seized, disposal, 127.1–127.22
- Liquor, legal transportation, 123.8
- Littering highway, 321.369, 321.370
- Livestock loading chutes, 321.1(16), 321.457(4)
- Load, *see subhead Size, Weight, and Load below*
- Load projecting, flag or lamp, 321.394
- Local authorities, power to regulate
  - Accident reports required, 321.273
  - Authority to adopt additional regulations, 321.235
  - Bicycles, 321.236(10)
  - Carriers regulated, 325.27
  - Cemeteries, vehicles excluded, 321.248
  - Conflict with state law, illegal, 321.235, 321.236
  - Definition of "local authorities", 321.1(46)
  - Department control over tests, 321.245
  - Discrimination, reciprocity, permitted, 321.250
  - Enforcement reciprocal, state and local, 321.6
  - Fees for testing, use of funds, 321.239
  - Intersection markers, 321.311, 321.345
  - Lights on parked vehicles, 321.395
  - Limitation on power, 321.236
  - Movable tracks, permission granted, 321.443
  - One-way highways, 321.236(4)
  - Ordinances, effect, 321.247
  - Parking ordinances, 321.361
  - Parks, vehicles excluded, 321.248
  - Patrol beats in cities, restricted, 321.6
  - Payment for testing station, 321.238, 321.246
  - Penalties to enforce testing law, 321.243
  - Permits, excess size or weight, 321.467–321.470
  - Permits, road machinery excess, 321.467–321.470
  - Police power, retained locally, 321.236
  - Powers enumerated, 321.236, 389.39–389.41
  - Processions or assemblages on highways, 321.236(3)
  - Railroad crossings, 321.342
  - Real property owners' rights, 321.251
  - Reciprocal rules and ordinances, 321.250
  - School zones, movable stop signs, 321.249



**MOTOR VEHICLES—Continued**

## Local authorities, power to regulate—Continued

- Signs, posting of regulations, 321.237
- Size, weight, and load provisions, 321.362
- Speed limits altered, 321.293
- Speed signs installed, 321.289
- Stickers on tested vehicles, 321.241
- Testing stations in cities, 321.238–321.247
- Traffic-control devices, 321.254, 321.255
- Turning at intersections, 321.236(9)
- Use of streets regulated by city, 389.39–389.42
- Use of streets when test required, 321.240
- Weight of vehicles, 321.471–321.473

## Mail carriers, flashing lights, 321.423

## Manufacturers

- Date of sale in registration, 321.20
- Dealers contracts, 322.3–322.6
- Definition, 321.1(40)
- Factory interplant cars, not registered, 321.18(5)
- Numbers, right to use, 321.92
- “Place of business” defined, 321.1(38)
- Plates, distinguishing marks, 321.169
- Plates made by the state, 321.165
- Prices and weights filed, 321.157–321.162
- “Registration applied for” cards, 321.25–321.27
- Registration required of vehicles, 321.18(1)
- Schedule of values and weights, 321.157–321.160
- Serial numbers, *see subheads Engine Numbers above; Numbers below*
- Special plates, *see subhead Registration below*
- Towing of vehicles by nonresident, 321.309
- Transfer of ownership of car, 321.45
- Transporting vehicles, 321.57–321.64
- Values and rates registered, 321.157–321.162

## Manufacturer's or importer's certificate

- Forged or altered, 321.100
- Liens, 321.50
- Transfer of title, 321.45–321.47
- Violations, 321.104

## Marks on publicly owned vehicles, 740.21

## Minors

- Due care duty of driver toward child, 321.329
- Juvenile court law not applicable, 321.482
- Motor vehicle operations
  - Accident report by parent or guardian, 321.266
  - Application for license, 321.183–321.185
  - Car owner's liability for negligence, 321.493
  - Chauffeurs' licenses, 321.177, 321.179
  - Drivers' licenses, 321.176–321.180
  - Permitting unauthorized minor to drive, 321.219
  - Prosecution provisions, 321.482
  - Restricted licenses, 321.193, 321.194
  - School bus drivers, 321.179, 321.375, 321.376
  - Unauthorized driving, 321.219

## Mirrors, rear view or side mirror required, 321.437

- Misdemeanors, general penalty, 321.362–321.371
- Mobile homes, 135D.1–135D.21
- Mobile homes defined, 321.1(68)
- Mobile homes, length limits, 321.457(4)
- Mobile homes, oversize, special permit, 321.467
- Mortgages foreclosed, certificate of title, 321.47
- Mortgages noted on certificate of title, 321.24, 321.50

**MOTOR VEHICLES—Continued**

## Motorcycles

- Brake equipment, 321.430
- Control of vehicle, speed, 321.288
- County operation and servicing, 332.3(18)
- Definition of “motorcycles”, 321.1(3)
- Fee for registration, 321.109, 321.117
- Instruction permits, 321.180
- Lighting equipment, headlamps, 321.386
- Motor scooters and bicycles, 321.1(3)
- Plates issued, 321.34
- Plates, registration, display, 321.37, 321.38
- Public safety department to enforce law, 80.9
- Radios for public safety department, 750.1
- Size of number plates, 321.166
- “Motor truck” defined, 321.1(4)
- “Motor vehicle” defined, 321.1(2)
- Movable tracks, permission to operate, 321.443
- Mufflers, 321.436
- Municipal cars, official plates, 321.19
- Nails on highway, removal, 321.369, 321.370
- Narcotic drugs, driving under influence, 321.281
- Narcotic drugs, transporting, forfeiture, 204.14
- Narcotics, vehicle deemed nuisance, 204.13

## Negligence

- Burden on plaintiff to prove negligence, 321.292
- Emergency, city liability, 321.495–321.497
- Emergency vehicles, driver liable, 321.296
- Former owner not liable after transfer, 321.493
- Guest statute, nonliability, 321.494
- Judgment, insurer's liability, 516.1–516.3
- Liability for negligence, 321.484, 321.493
- Owner liable for driver's negligence, 321.493

## Nonresidents

- Actions against nonresidents
  - Continuances granted, 321.508
  - Dismissal, effect on recommencement, 321.511
  - Driving in Iowa, submission to jurisdiction, 321.498
  - Duty of commissioner, 321.509
  - Executor, administrator liable, 321.499(4)
  - Former resident, 321.498
  - Insurance, 321.512
  - Judgment, attorney fees and costs, 321.510
  - Jurisdiction of actions, 321.498(1)
  - Notification of defendant, form, 321.502
- Original notice, service
  - Actual service within this state, 321.506
  - Commissioner to accept service, 321.498
  - Copy to defendant upon request, 321.509
  - Form of original notice, 321.500
  - Manner of service, 321.498, 321.501
  - Notification to nonresident, 321.499–321.504
  - Proof of service, affidavit, 321.505
  - Records kept by commissioner, 321.509
- “Person” defined, 321.499
- Use of state highways, legal effect, 321.498
- Venue of actions, 321.507
- Application for registration to department, 321.18
- Carriers in intrastate use, to register, 321.54
- Commuters not exempt, 321.55
- Conviction, notice to other states, 321.204
- Definition of “nonresident”, 321.1(37), 321.498(4), 321A.1(5)

**MOTOR VEHICLES—Continued**

## Nonresidents—Continued

- Department duties, permits, 321.53–321.55
- Employed in state, requirements, 321.55
- Exemption from registration or fees, when, 321.53
- Financial responsibility, 321A.8
- Foreign government cars, exempt from registration, 321.19
- Foreign state registration, effect, 321.23
- Insurance, 321.512
- Operators' licenses, exemptions, 321.176
- Owner may operate within state, 321.53
- Permits to nonresident owners, 321.53–321.55
- "Privilege", 321A.1(6)
- Registration of vehicles, *see subhead Registration below*
- Renting motor vehicles, 321.53, 321.222
- Suspension of driver's license, 321.203, 321.214
- Suspension or revocation, 321.101, 321.103
- Transit plates issued to nonresidents, 321.109
- Transporting by towing, requirements, 321.309

## Numbers

- Altered or defaced, test applied, 321.94
- Distinguishing number plate, when furnished, 321.43
- Fraudulent alteration of engine numbers, 321.92, *see subhead Engine Numbers above*
- Registration numbers given after accident, 321.254
- Registration plates, *see subhead Registration below, thereunder see Plates*
- Serial number destroyed, new one assigned, 321.43
- Obstructing driver's view or control, 321.363, 321.398
- "Official" plates, 321.19

## One-way roads and streets

- Highways, power to install, 321.236(4)
- Roadway designated, traffic compliance, 321.305
- Street, left turn from or into, 321.311
- "Operator" defined, 321.1(42), 321A.1(7)
- Operators of motor vehicles, *see subhead Licenses to Operate Vehicles above*
- Overloading of vehicles, 321.466
- Overload, obstruct driver's view, forbidden, 321.363

## Overtaking and passing vehicles

- Cities, keeping to the right, 321.297
- Convoys, spacing, 321.308, 321.309
- Driving on shoulder to pass forbidden, 321.302
- Duty to yield part of traveled way, 321.300
- Failure to yield road when passed, 321.300
- Following too closely, 321.307, 321.308
- Free of oncoming traffic before passing, 321.303
- Intersections, 321.304
- Keeping to the right, 321.297, 321.298, 321.303
- Laned highways, 321.1(52), 321.302, 321.306, 321.308
- Left turn, other may pass to right, 321.302
- Meeting and turning to right, 321.298
- "No passing" zones, 321.304
- Overtaken, give way to the right, 321.299
- Passing on right, when permissible, 321.302
- Pass to left of overtaken vehicle, 321.299
- Prohibited passing, 321.304

**MOTOR VEHICLES—Continued**

## Overtaking and passing—Continued

- Pulling or towing vehicles, 321.308–321.310
- Return to right after passing, 321.303
- Right, keeping to, 321.297, 321.298, 321.303
- Rotary traffic island, 321.305
- Rules governing passing, 321.299
- Signal, failure to heed and give way, 321.300
- Signaling when passing, 321.299–321.301
- Slow driver's duty to yield, 321.294, 321.300
- Speed, no increase while being passed, 321.299
- Owner, conditional vendee or lessee or mortgagor, 321.1(36)
- "Owner" defined, 321.1(36), 321A.1(8)
- Owner, mortgagor entitled to possession, 321.1(36)
- Owner's liability, 321.484, 321.493, 321.494

## Parked motor vehicles

- Accident, duty after striking, 321.264
- Brakes set, 321.362
- Cities to reserve parking stands, 389.39(3)
- Clear distance to left on highway, 321.354
- Curb, distance from, 321.361
- Disabled vehicles on highway, 321.355
- Double parking prohibited, 321.358(11)
- Engines stopped, 321.362
- Fire alarm block, prohibited, 321.367
- Flares, parked trucks, 321.448
- Front wheels turned to curb side, 321.362
- Lamps on vehicles, 321.384, 321.395
- Moving a car to prohibited space, 321.359
- Parks, state, place for parking, 79.12
- Prohibited parking places, 321.354–321.360
- Regulations, local authorities, 321.236(1)
- Removal by officers, 321.356, 321.357
- Restricted parking places, 321.360, 389.39(3)
- Restrictions on parking, 321.354
- Right-hand curb, 321.361
- Starting, only when safety permits, 321.313
- Striking unattended vehicle, 321.264
- Unattended vehicle, safety precautions, 321.362

## Park regulations

- Animals to be confined or restrained, 111.45
- Closing time in state parks, 111.46
- Commercial vehicles excluded, 321.248
- Conservation officers, authority, 107.15
- Driving off roadways, 111.36
- Excessive loads prohibited, 111.37
- Leaving vehicle unattended, 111.38
- Parking in designated areas, 111.38
- Speed in city parks, 321.236(5)
- Speed in state parks, 111.36

## Parties, procedure upon arrest, 321.484, 321.494

Passenger busses, *see MOTOR VEHICLE CARRIERS*

## Passenger car, changed to truck, effect, 321.111

Passing vehicles, *see subhead Overtaking and Passing Vehicles above*

## Peace officer provisions

- Accident report made to peace officers, 321.266
- Arrest without warrant, procedure, 321.485–321.488
- Authority to stop, inspect, and summon, 321.485, 321.492
- Authority to weigh and inspect, 321.476–321.481
- Bulletin of stolen vehicles, inspection, 321.75

**MOTOR VEHICLES—Continued**

## Peace officer provisions—Continued

Commission employees as peace officers, 321.477  
 Conservation officers, powers, 107.15  
 Definition of peace officer, 321.1(45)  
 Directing traffic, 321.229, 321.256, 321.335(1), 321.358  
 Driver's license examiners as peace officers, 321.187  
 Drivers' licenses inspected on demand, 321.190  
 Duties unimpaired by weight law, 321.481  
 Engine number altered, duty, 321.66  
 Entry to any public garage authorized, 321.95  
 Garagemen to report altered numbers, 321.66  
 General duties, 748.4  
 Inspection of vehicles, authority, 321.492  
 Inspection of vehicles, authorized, 321.95  
 Investigation of altered factory numbers, 321.66  
 License of driver displayed on demand, 321.187  
 Liquor transportation, duty to seize, 127.2, 127.6  
 Memorandum of offense, procedure, 321.485–321.488  
 Military service, proof with extended license, 321.198  
 Minimum speed regulations enforced, 321.294  
 Obedience to police officers required, 321.229  
 Orders supersede traffic signals, 321.256  
 Overload permit inspected, 321.470  
 Parking, exceptions at officer's direction, 321.358  
 Public safety department employees as peace officers, 748.3(4)  
 Public safety employees, powers, 80.9  
 Reciprocity, state and local officers, 321.6  
 Removal of vehicle from bridge or tunnel, 321.357  
 Removal of vehicles from highway, 321.356  
 Rental car record, open to inspection, 321.224  
 Report of stolen and recovered vehicles, 321.72  
 School bus law enforced, 321.380  
 Seizure of vehicle with altered number, 321.84  
 Short course for peace officers, 80.10–80.14  
 Slow speed blocking traffic, duty, 321.294  
 Stopping, exceptions at officer's direction, 321.358  
 Stopping to inspect, authority, 321.492  
 Streetcars, direction to pass on left, 321.335(1)  
 Summons for violation, procedure, 321.485–321.488  
 Test to determine true engine number, 321.94  
 Traffic officers to be obeyed, 321.229  
 Traffic signals, orders disobeyed, 321.256  
 Unfit vehicles, condition reported, 321.30  
 Violation procedure, not exclusive, 321.485–321.488

Peddler, tax on vehicle, 444.13

## Pedestrians

Blind to carry white canes, 321.332–321.334  
 Child on road, driver to use due care, 321.329  
 Confused, incapacitated, driver's duty, 321.329  
 Crossing at other than crosswalk, 321.328  
 Crosswalk marked for pedestrian, 321.1(55)  
 Crosswalks, move on the right half, 321.330  
 Definition of "pedestrians", 321.1(47)  
 Driver's duty to use due care, 321.329  
 Emergency vehicles to give warning, 321.433  
 Highways, to walk on left side, 321.326  
 Hitchhikers, 321.331

**MOTOR VEHICLES—Continued**

## Pedestrians—Continued

Horn, warning when necessary, 321.314, 321.329  
 Intersections, 321.325, 321.327, 321.328  
 Interstate bridges of cities used, 383.1  
 Right of way, 321.325–321.328, 321.333  
 Rights and duties, 321.325–321.334  
 Safety zone marked, defined, 321.1(56)  
 Soliciting rides, standing in roadway, 321.331  
 Streetcars, passing, pedestrians' right of way, 321.336  
 Traffic-control signals, duty, 321.257, 321.325  
 Traffic, included in, 321.1(65)  
 Tunnel or overhead, nonuse, yield to vehicles when crossing roadway, 321.328  
 Vehicles to give warning, 321.314, 321.329  
 White cane, blind, car to stop, 321.333, 321.334  
 Permit for moving road machinery, 321.467–321.470  
 Permit for well-drilling equipment, 321.124  
 Permits, seizure by department, 321.14  
 "Persons" defined, 321.1(35)  
 Persons in front seat, obstructing driver, 321.363  
 "Pickup" defined, 321.1(5)  
 Plates, *see subhead Registration below, thereunder see Plates; Special Plates*  
 Point system for violations, 321.210  
 Police cars as emergency vehicles, 321.1(26)  
 Police officer, obedience, 321.229  
 Police officers' duties, *see subhead Peace Officer Provisions above*  
 Portable mills on trucks, 321.1(17), 321.118  
 Power of attorney, 321.49  
 Private car, state use, rate per mile, 21.4  
 "Private road or driveway" defined, 321.1(49)  
 Processions, local authorities power, 321.236(3)  
 Public officers, drivers law applicable, 321.230  
 Public safety department, enforcement duties and powers, 80.9, 321.3, 321.6, 748.3(4)  
 Public vehicles, marking and using, 740.20, 740.21  
 Racing on highways, 321.299  
 Railroad crossings  
 Parking or stopping distance, 321.358(8)  
 Signals, *see subhead Signs to Regulate Traffic below*  
 Stopping, *see subhead Stops Required below*  
 Railroad definitions in motor vehicle law, 321.1(28, 29, 64)  
 Rate per mile, private car for state use, 21.4  
 Real property owners, right to control vehicular travel, 321.251  
 Reciprocity  
 Agreements to apportion fees, 326.1–326.6  
 Discrimination against Iowa vehicles, 321.250  
 License exemption of nonresidents, 321.176(4)  
 Nonresidents, exemption provisions, 321.53  
 Traffic enforcement, state and local, 321.6  
 Reckless driving, civil injury to guest, 321.494  
 Reckless driving, criminal penalties, 321.283, 321.284  
 Reconstructed vehicles, 321.1(13), 321.23  
 Red flags, 321.394, 321.448, 321.450  
 Reflectors, *see subhead Lights and Lighting Equipment above, thereunder see Reflectors*  
 Registration and certificate of title  
 Age, sworn statement accepted, 321.114

**MOTOR VEHICLES—Continued**

Registration, certificate of title—Continued  
 Agreements with other states to apportion fees, 326.1–326.6  
 Application of nonresidents, 321.20  
 Applications, fraudulent, penalty, 321.97  
 Application to county treasurer, 321.20  
 Association or copartnership, same as a person, 321.1(35)  
 Attorney's power to assign, 321.49  
 Blanks furnished by department, 321.20, 321.149, 321.150  
 Buses registered as trucks, 321.1(4), 321.119  
 Cancellation on dismantling of car, 321.52  
 Card in container, in driver's compartment, 321.32  
 Cards, registration applied for, use, 321.25, 321.27  
 Carrying in vehicle, exception, 321.32, 321.33  
 Certificate of title, when necessary for registration or renewal, 321.30(8), 321.40  
 Change of address or name, 321.41  
 City-owned vehicle, plates issued, 321.19  
 Collection of fees  
 Audit of county treasurer, 321.156  
 Care of car, sheriff's fee, 321.141  
 County treasurer, duties, report, 321.151, 321.153  
 Delinquency begins, time, 321.134, 321.135  
 Department duties, 321.133–321.144, 321.154, 321.156  
 Enforcement of fees and penalties, 321.133  
 Fee as lien against vehicle, 321.131–321.133  
 Fee retained by county, 321.152  
 Fees and mileage of sheriff, 321.141  
 Foreign money, collection, 321.140  
 Junking in lieu of sale, 321.144  
 Liability of county treasurer, 321.151  
 Lists of delinquents, 321.136, 321.137  
 Methods of collection, 321.133  
 Monthly penalties, 321.134  
 Notice of sale, 321.139, 321.140  
 Penalties for nonpayment, 321.134  
 Proceeds of sale, balance to owner, 321.143  
 Seizure and sale by sheriff, 321.137–321.144  
 Sheriff's warrant, delinquent list as, 321.138  
 Suits to collect fees, 321.133  
 Treasurer of state, duties, 321.155  
 Warrant to foreign county, 321.140  
 Container for certificate, 321.172  
 Container for registration card furnished, 321.32  
 Converted truck or truck tractor, payment, 321.466  
 Copies filed, 321.24  
 Corporation, same as person, 321.1(35)  
 County treasurer's duties  
 Application in county of residence, 321.20  
 Blanks and supplies furnished, 321.149, 321.150  
 Bulk sales transfers, requirements, 321.68  
 Cancellation notice to department, 321.52  
 Change of name or address, notice, 321.41  
 Collection of fees and penalties, 321.133–321.144  
 Collection, registration fees, penalties, 321.151  
 Copies filed, 321.24  
 Dealer's list of used vehicles and trucks, 321.70

**MOTOR VEHICLES—Continued**

Registration, certificate of title—Continued  
 County treasurer's duties—Continued  
 Dismantled cars, cancellation of registration, 321.52  
 Emblems in lieu of plates, 321.167, 321.168  
 Fee retained for county, 321.152  
 Fees paid treasurer, procedure, 321.105–321.125  
 Funds, disposition, 321.145  
 Issued, 321.24  
 Manufacturers' data furnished, 321.160  
 Nonresidents' cars listed, permits, 321.53–321.55  
 Plates and containers issued, 321.163–321.172  
 Plates or emblems furnished on registration, 321.34  
 Receipts in quadruplicate issued, 321.149  
 Refund of fees, requirements, 321.126–321.128  
 Refunds remitted to department, 321.129  
 Refusing registration, grounds, 321.30  
 Report to department of funds, 321.153  
 Settlement on department audit, 321.156  
 Stolen car, sale, notice to treasurer, 321.86  
 Stolen car, sale proceeds, 321.90, 321.91  
 Surrender of cards and plates, specially constructed or foreign cars, 321.23  
 Transfer, 321.46–321.52  
 Used motor vehicles, 321.67–321.70  
 Warrant of sheriff to foreign county, return, 321.140  
 Withheld when no prior registry, 321.28  
 County vehicles, plates issued, 321.19  
 Custom built vehicles, 321.23  
 Defined, 321A.1(10)  
 Delinquency, registration withheld, 321.28, 321.46  
 Delinquent lists furnished sheriff, 321.137  
 Department duties  
 Fees, 321.105–321.144  
 Funds from fees, 321.145–321.156  
 Original and renewal of registration, 321.17–321.44  
 Plates, containers, and supplies, 321.163–321.173  
 Special plates, 321.57–321.66  
 Suspension or revocation, 321.101–321.104  
 Transfer of title or interest, 321.45–321.52  
 Used motor vehicles, 321.67–321.70  
 Value and weight of vehicles, procedure, 321.157–321.162  
 Dismantled car, 321.52  
 Driver's compartment, car displayed, 321.32, 321.33  
 Electric vehicles, 321.18(6)  
 Embezzled car, registration refused, 321.30(3)  
 Emblem displayed on windshield, 321.34  
 Emblem issued with reassigned plates, 321.34  
 Emergency vehicle, certificate issued, 321.451  
 Encumbrances stated in application, 321.20(4)  
 Exceptional makes and models, power to fix fee, 321.159  
 Exceptions to registration, 321.18, 321.19  
 Exemption no relief from duties, 321.125  
 Exempt vehicles, distinguishing plates, 321.170  
 Expiration time, 321.39  
 Failure to register for prior period, 321.28

**MOTOR VEHICLES—Continued**

Registration, certificate of title—Continued  
 False evidence of registration, 321.100  
 False statements in application, 321.30(1), 321.97  
 Fees  
 Amateur radio operator's special plates, 321.34  
 Amount of fee, computation, 321.109, 321.110  
 Annual fee, payment, 321.105, 321.106  
 Antiquated vehicles, 321.115  
 Automatic reduction, age, 321.113  
 Certificate of title, 321.40  
 Certificate of transfer, 321.152  
 Computation of refunds, 321.127  
 Computation, weight, value, 321.109, 321.110  
 Conversion of car, effect, 321.111  
 Corn shellers and feed grinders on trucks,  
 registration fee, 321.118  
 Dealers' plates, 321.58  
 Delinquent payment, 321.28, 321.135  
 Department duties, 321.105–321.132  
 Duplicate certificate of title, 321.42  
 Electric automobiles, 321.116  
 Erroneous fee refunded, 321.173  
 Exceptional cases, department to fix, 321.159  
 Exemption from fees, effect, 321.125  
 False statement, punished as perjury, 321.108  
 Fees in lieu of taxes, 321.130  
 Fire trucks exempt from fee, 321.19  
 Fractional dollars eliminated, 321.110  
 Fractional part of year, 321.106–321.108  
 Funds from fees, *see Funds from Fees just below*  
 Hearses, 321.109, 321.117  
 House trailers, 321.123(3)  
 Installment payments, 321.134  
 Interstate reciprocity agreements, 326.1–326.6  
 Lien of fees, 321.131, 321.132  
 Manufacturer's data as basis, 321.157–321.162  
 Military service, storage, refund, 321.126,  
 321.128  
 Minimum fee, 321.112, 321.115  
 Mobile homes, 321.123(3)  
 Monthly penalty, 321.134  
 Motorcycles, 321.109, 321.117  
 Nonpayment, ground of revocation, 321.101  
 Nonpayment, registration refused, 321.30  
 Nonresident, refund, 321.126, 321.128  
 Part of year, computation, 321.106–321.108  
 Payment of refund, 321.127, 321.134  
 Payment to county treasurer, 321.105  
 Penalty for late payment, 321.134  
 Receipts, quadruple, 321.149  
 Reciprocity with other states, 321.53  
 Reduction, automatic with age, 321.113  
 Refund of erroneous fees, 321.173  
 Refusal of registration, return of fee, 321.173  
 Reinstatement of stored car without penalty,  
 321.134  
 Return when registration refused, 321.173  
 Road tractors, 321.122  
 Semiannual payment, trucks and trailers,  
 321.134  
 Semitrailers, 321.122(2)  
 Special plates, 321.58–321.60  
 Station wagons, 321.109  
 Stolen car, refund of fees, 321.126, 321.128  
 Stored car, reinstatement without penalty,  
 321.134

**MOTOR VEHICLES—Continued**

Registration, certificate of title—Continued  
 Fees—Continued  
 Sworn statement as to age, 321.114  
 Sworn statement as to time of possession,  
 321.107  
 Taxes replaced by fees, 321.130  
 "Trackless trolleys" not "motor vehicles",  
 321.1(2)  
 Trailers, computed on tires and weight,  
 321.123  
 Transfer fee, 321.46  
 Transit plate, nonresident, fee, 321.109  
 Trucks made from passenger cars, 321.111  
 Trucks over 12 tons, 321.121  
 Trucks with pneumatic tires, 321.119  
 Trucks with solid rubber tires, 321.120  
 Truck tractors, 321.122  
 Value as basis, 321.101, 321.158  
 Wagon-box trailers, 321.123  
 Weight as basis, 321.119–321.123, 321.158  
 Well-drilling equipment, 321.124  
 Filed in department, required, 321.24, 321.31  
 Fire trucks, exemption, 321.19  
 "Foreign vehicles" defined, 321.1(15)  
 Foreign vehicles, surrender of cards and plates,  
 321.23  
 Foreign vehicles, when exempt, 321.19  
 Form of cards, commissioner to furnish, 321.8  
 Forms for application furnished by department,  
 321.20  
 Fraud or false statements, registration refused,  
 321.30  
 Fraudulent applications, penalty, 321.97  
 Funds from fees  
 Balances to road use tax fund, 321.146  
 County general fund, fees, 321.145, 321.152  
 County retains fee, 321.145(2)  
 Department duties, 321.145–321.156  
 Deposit of fund by county, 528.95  
 Disposition, 321.145  
 Expenses of highway, estimate, 321.148  
 General fund, state, 321.145(1)  
 Refund reimbursement, 321.145(2)  
 Refunds, fund retained for, 321.145  
 Refunds, special fund, 321.129  
 Road use tax fund, 312.1, 321.145  
 Garage, altered or obliterated numbers, duty,  
 321.66  
 Garage, record of vehicle, 321.65  
 "Hot rods", 321.23  
 Improper use, 321.99–321.102  
 Junked vehicles, refund of fees, 321.126–321.129  
 Late registration, penalty, 321.134  
 Lending registration plates, penalty, 321.99  
 Lienholder retains certificate of title, 321.24  
 Liens noted on certificate, 321.24  
 Liens stated in application, 321.20(4)  
 Liquefied gas users, 324.12  
 Load increase, reclassification, 321.466  
 Lost or damaged cards, 321.42  
 Lost or destroyed certificates of title, 321.42  
 Makes and models, department statement,  
 321.160  
 Manufacturer's data furnished, 321.157–321.162  
 Marriage, change of name, notice, 321.41  
 Military service, storage, refund, 321.126, 321.128

**MOTOR VEHICLES—Continued**

- Registration, certificate of title—Continued
  - Motors changed, rules to be made, 321.44
  - Municipal vehicles, plates issued, 321.19
  - Name changed by marriage, notice to treasurer, 321.41
- Nonresident owners
  - Agreements with other states, 326.1–326.6
  - Applications filed with department, 321.20
  - Carriers required to register, 321.54
  - Exemption from registration, 321.53
  - “Foreign vehicle” defined, 321.5
  - Operation while registration revoked, 321.104
  - Persons employed in state, 321.55
  - Reciprocity of state laws, 321.53, 326.1–326.6
  - Refund on sale to nonresident, 321.126, 321.128
  - Return of evidence of registration, 321.103
  - Sale to, refund of fees, 321.126–321.129
  - Suspension of permits, grounds, 321.101
  - Transit plate issued, fee, 321.109
  - Trucks, registration and weight designation required, 321.53
- Nontransferable registration, 321.23(3)
- Oath administered, by whom, 421.21
- Official plates for state cars, 321.19
- Operation while certificate revoked, 321.104
- Operation without registration, 321.17, 321.98
- Original registration in state, 321.20
- Passenger busses, 321.17, 321.119, 417.54(3)
- Passenger car changed to truck, effect, 321.111
- Penalty for nonpayment of fees, 321.134
- Permitting use of unregistered vehicle, 321.17
- Plant vehicles, when excepted, 321.18(5)
- Plates
  - Alteration or counterfeiting, 321.100
  - Amateur radio operator, 321.34
  - Appropriation, 321.163
  - Color changed, installment payments, 321.166
  - Contracts for manufacturers, 321.163–321.165
  - Corner plates, 321.34
  - Dealers plates, *see Special Plates below*
  - Delivery to county, 321.167, 321.168
  - Department duties, special plates, 321.57–321.66
  - Dismantled car, plates surrendered, 321.52
  - Display on front and rear, 321.37, 321.38
  - Duplicates issued, fee, 321.42
  - Emblems delivered with plates, 321.34, 321.167, 321.168
  - Exempt vehicles, 321.170
  - Furnished by county treasurer, 321.34
  - Hearses, passenger car plates issued, 321.117
  - Height from ground, 321.39
  - Illumination after dark, 321.388
  - Imitation of official or other state plates forbidden, 321.38
  - Installment plates, different color, 321.165
  - Issuance after penalties are paid, 321.142
  - Issuance by county treasurer, 321.34
  - Loaning, improper use, penalty, 321.99
  - Lost or damaged, replacement, fee, 321.42
  - Manufacture, 321.163–321.165
  - Method of attaching, 321.38
  - Motorcycles, 321.34, 321.37, 321.166
  - New numbers issued, 321.43
  - Numbers on plates, size, 321.35, 321.36
  - Official plates for exempt cars, 321.19

**MOTOR VEHICLES—Continued**

- Registration, certificate of title—Continued
  - Plates—Continued
    - Official plates, time of expiration, 321.39
    - Peace officers, regular plates issued, 321.19
    - Reassignment of same plates, 321.34
    - Record of issuance, 321.169, 321.170
    - Regular plates for official cars, 321.19
    - Replacement, fees, 321.42
    - Seizure by department authorized, 321.14
  - Special plates
    - Amateur radio operator, 321.34
    - Application, contents, 321.58
    - Business places, certificate for each city, 321.63
    - Certificates issued, 321.59
    - Dealers application, 321.58
    - Display of plates, 321.37, 321.38, 321.57
    - Expiration at end of year, 321.61
    - Fees for special plates, 321.58, 321.60
    - Fund for manufacture, 422.62
    - Identifying number, 321.60
    - Issuance by department, 321.60
    - Manufacturers, application, 321.58
    - Nonresident, towing vehicles, 321.309
    - Operation under special plates, 321.57
    - Private use, not apply, 321.57, 321.64
    - Records of vehicles, inspection, 321.62
    - Reflectorized, 422.62
    - Registration of vehicles, exemption, 321.18
    - Replacement after expiration, 321.61
    - Scope of registration, 321.64
    - Service vehicles, not applicable, 321.57
    - Suspension or revocation, 321.102, 321.103
    - Time of expiration, 321.61
    - Transporter, application for plates, 321.58
    - Used cars, after registration expires, 321.69
  - Specifications, size and color, 321.166
  - State may manufacture plates, 321.165
  - Surrender when vehicle dismantled, 321.52
  - Title, state to remain owner, 321.171
  - Transit plates issued to nonresidents, 321.109
  - Transporters plates, *see Special Plates above*
  - Trucks, weight designation, 321.34, 321.53
  - Vehicles exempt from registration, 321.170
  - Veteran, return of plates for refund, 321.126
  - Visibility, legibility, 321.38, 321.388
- Power of attorney, 321.49
- Previous registration, proof, 321.114
- Price and weight listed, 321.157–321.162
- Reciprocity, 326.1–326.6
- Reconstructed vehicles, 321.23
- Refund computed, time plates returned, 321.127
- Refund of fees, 321.126–321.129
- Refusal, grounds, 321.28, 321.30
- Refused application, fee returned, 321.173
- “Registration applied for” cards, 321.25–321.27
- Registration dependent on price and weight schedules, 321.158
- Renewal
  - Application, time for making, 321.40
  - Card not carried in vehicle, 321.33
  - No renewal after 1958 without certificate of title, 321.40
  - Not permitted after foreign registration, 321.29
  - Receipts marked “renewal”, 321.40

**MOTOR VEHICLES—Continued**

- Registration, certificate of title—Continued
  - Replevin, transfer of title, 321.47
  - Required of motor vehicles, exception, 321.18
  - Reregistration of increased load, 321.466
  - Return after foreign registration, 321.29
  - Revocation, *see Suspension or Revocation below under this subhead*
  - Safety glass necessary, 321.444
  - Sale, pending registration, “applied for” cards, 321.25–321.27
  - Sales tax not paid, ground of revocation, 321.30 (6)
  - Sale to nonresident, refund, 321.126–321.129
  - Schedule of prices and weight by manufacturers, 321.157
  - Seizure of card by department, 321.14
  - Semitrailer subject to registration, 321.18
  - Signature required on application, 321.20
  - Signature required on card, 321.32
  - Specially constructed vehicles, 321.1(10), 321.23
  - Statement of title, liens, encumbrances, in application, 321.20(4)
  - State-owned cars, official plates, 21.2
  - Stolen car, refund of fees, 321.126, 321.128
  - Stolen car, registration refused, 321.30(3)
  - Storage by veterans, refund of fees, 321.126, 321.128
  - Storage to avoid penalty, 321.134
  - Surrender of plates to avoid penalty, 321.134
- Suspension or revocation
  - Department duties, 321.101–321.104
  - Evidences of registration returned when canceled, 321.103
  - Grounds for, 321.101, 321A.17, 321A.19, 321A.30
  - Refusal of registration, 321.30
  - Special plates, grounds, 321.102, 321.103
  - Stolen or embezzled vehicles, 321.74
- Sworn statement of previous registrations, 321.114
- Trackless trolleys exempt, 321.18(6)
- Trailer subject to registration, 321.18
- Transfer
  - By certificate of title only, 321.45
  - By operation of law, 321.47
  - Card not carried in vehicle, 321.33
  - Dealers, sale and transfer, 321.48
  - Fee for transfer, 321.46
  - License revoked, illegal transfer, 322.9
  - Negligence, transferor not liable, 321.493
  - New title issued, 321.46
  - Notice by treasurer to department, 321.46
  - Penalty for delinquency, 321.49, 322.9
  - Procedure prescribed, 321.45–321.52
  - Purchaser to join in transfer notice, 321.46
  - Refusal, grounds, 321.30
  - Registration by county treasurer, 321.46
  - Stolen vehicles not transferred, 321.74
  - Time for registering transfer, 321.49
  - Used cars by dealers, 321.67, 321.68
- Truck made from passenger car, 321.111
- Trucks, load capacities indicated, 321.34, 321.53
- Trucks, load capacities, list by department, 321.160
- Typewriting required, 321.24
- Unsafe vehicle, registration refused, 321.30

**MOTOR VEHICLES—Continued**

- Registration, certificate of title—Continued
  - Use tax, payment as condition, 423.5
  - Value and weight, listed, 321.157–321.162
  - Vehicles subject to registration, 321.18
  - Violations, penalties, 321.17
  - Weight and price listed, 321.157–321.162
  - Withheld when no prior registry, 321.28
- Regulation by local authorities, *see subhead Local Authorities, Power to Regulate above*
- Rendering works, sanitation of vehicles, 167.15–167.17
- Renting vehicles, record required, 321.224
- Reports of accidents, *see subhead Accidents above, thereunder see Reports*
- “Residence district” defined, 321.1(58)
- Restricting highway use, conditions, local power, 321.236(8)
- Right of way
  - Blind with white cane, driver to stop, 321.333
  - Curb stop on emergency vehicle approach, 321.324
  - Definition, 321.1(66)
  - Emergency vehicles approaching, 321.324
  - Intersections, 321.257, 321.319, 321.320
  - Left turn in laned highway, 321.306
  - One-way roads, 321.236(4), 321.305
  - Pedestrians, 321.325–321.334, 321.336, 321.337
  - Signal by approaching emergency vehicle, 321.324
  - Streetcar discharging passengers, 321.336, 321.337
  - Streetcar, passing, 321.335–321.337
  - Through highways, 321.319, 321.321
  - Traffic signal at intersection, 321.257
- Road machinery
  - Caterpillar tractors, 321.344, 321.442, 321.443
  - Construction and maintenance machinery, special mobile equipment, 321.1(17)
  - Equipment, 321.383
  - Lighting equipment, 321.381, 321.384, 321.399–321.401
  - Permits for moving, 321.467
  - Purchase by highway commission, 313.37
  - Size, weight and load, exceptions, 321.453
  - Traffic laws, obeying, 321.233
- Road tractors
  - Definition, 321.1(8)
  - Farm products, overload permitted, 321.466
  - Fee for registration, 321.122
  - Overload, reclassification, 321.466
- “Roadway” defined, 321.1(50)
- Road workers, exempt from traffic laws, 321.232
- Rotary traffic island, passing to the right, 321.305
- Rules and regulations for enforcement of law, 321.4
- Safety chains, when towing, 321.462
- Safety department enforcement duties and powers, 80.9, 321.3, 321.6, 748.3(4)
- Safety glass, 321.444–321.446
- Safety zone
  - Car drivers to use due caution, 321.337
  - Definition of “safety zone”, 321.1(56)
  - Driving through or within, 321.340
  - Stopping or parking near, 321.358(7)

**MOTOR VEHICLES—Continued****Sales**

- Delinquent list as warrant for sheriff's sale, 321.138
- Directional signal devices, new cars, 321.17
- Failure to deliver certificate of title, 321.67, 321.104
- Liability insurance statement required, 321A.39
- Liquor conveyances, seizure and sale, 127.1-127.22
- Negligence, former owner not liable after transfer, 321.493
- Out of state, registration and plates surrendered, 321.52
- Refund of registration fees, 321.126-321.129
- Refund on sales to nonresident, 321.126, 321.128
- "Registration applied for" cards, use, 321.25-321.27
- Sheriff's sale to collect fees and penalties, 321.137-321.144
- Stolen cars, auction sale to highest bidder, 321.89
- Unsafe vehicles, 321.424

**Sales financing**

- Buyer to get copy of contract, 322.3(6), 322.17
- Complaints by buyer filed, 322.23
- Contract, installment sale, prescribed terms and contents, 322.3(6)
- Definitions, 322.2
- Extension of time, interest rates, 322.20
- Finance charges, 322.19, 322.20
- Finance company may purchase contract, 322.21
- Hearings by commissioner, 322.24
- Insurance, 322.3(6, d), 322.18
- Interest rates, 322.19, 322.20
- Investigation of complaints, 322.23
- Payment before maturity, 322.3(6, e)
- Persons exempt from law, 322.3(7)
- Purchase by finance company, 322.21
- Violations, penalties, 322.14
- Waivers prohibited, 322.22

**Sand, gravel and stone carriers, 327.23**

- School busses, 285.1-285.15, 321.372-321.380
- "School district" defined, 321.1(59)
- School district marked, 321.285
- School zones, movable stop signs, 321.249
- Secondhand vehicles, *see subhead Dealers above, thereunder see Used Motor Vehicles*
- Security following accident, 321A.4-321A.11

**Seizure and sale**

- Cigarette law, confiscation, 98.32(1)
- Liquor conveyances, 127.1-127.22
- Narcotic law violations, 204.13
- Registration fees, nonpayment, 321.138-321.143

**Semitrailers**

- Authority to weigh and inspect, 321.476-321.481
- Axles, distance apart, load, 321.459, 321.463
- Brake equipment, 321.430
- Definitions, 321.1(10), 325.1(1), 327.1(1)
- Farm products, overload permitted, 321.466
- Fertilizer, overload permitted, 321.466
- Flags, red, use, 321.447, 321.448
- Flares, used when stopped, 321.448
- Included in term "trailer", 321.1(10)
- Length, maximum, 321.457
- Lighting equipment, 321.392(4, 5), 321.393, 321.424

**MOTOR VEHICLES—Continued****Semitrailers—Continued**

- Liquefied gas tank, separate from cargo, 324.37
- Load increase, classification, payment, 321.466
- Metal tires prohibited, 321.441
- Nonresidents, operation, 321.53, 321.55
- Operating with excess weight unlawful, 321.466
- Rear lights and reflectors, 321.389
- Registration, 321.18, 321.122(2), 321.134, 321.466
- Separate from power unit, 321.1(10)
- Tax exemption, 321.130
- Trailer coach as semitrailer, 321.1(11)
- Trailer pulled behind, prohibited, 321.310
- Truck operators, law applicable, 327.1(1)
- Truck tractor, connection type approved, 321.462
- Weight over that registered, unlawful, 321.466
- Well-drilling equipment, 321.124

**Serial number destroyed, new one assigned, 321.43****Service stations, *see SERVICE STATIONS***

- "Sidewalk" defined, 321.1(51)
- Sidewalk, parking or stopping on prohibited, 321.358(1)
- Sidewalks, stop required, 321.353
- Signal by hand and arm of driver, 321.317, 321.318
- Signals at railroad crossings, 389.41
- Signals, disabled vehicles, 321.317
- Signals for turning or stopping, local authorities, power, 321.236(2)
- Signals, traffic, *see Signs to Regulate Traffic just below*
- Signboards, abated as nuisance, 319.10

**Signs to regulate traffic**

- Commercial advertising prohibited, 321.259
- "Control signals or devices" defined, 321.1(61, 63)
- Emergency call, privilege at stop sign, 321.231
- Flagman at railroad crossings, 380.7
- Flashing signals, meaning, 321.258, 321.358(6)
- Injury or defacement unlawful, 321.260
- Intersection markers, local changes, 321.311
- Law violator pursuit, stop sign privilege, 321.232
- Lights near railroad crossings ordered removed, 307.5(10), 474.11
- Local authorities, powers, 321.236, 321.254, 321.255
- One-way traffic roads, 321.236, 321.305
- Parking or stopping, signs obeyed, 321.358(13)
- Posting signs required, 321.237
- Private property, signs, limitation, 321.259
- "Railroad sign or signal" defined, 321.1(64)
- Railroad signals, 321.259, 321.260, 389.41
- School zones, movable stop signs, 321.249
- Signals at railroad crossings, 389.41
- Slow moving traffic in laned highways, 321.306
- Specifications by highway commission, 321.252
- Speed signs, cities and towns to install, 321.289
- Speed signs, highway commission to install, 321.289, 321.290, 321.295

**Stop signs**

- City through traffic, 321.347
- Emergency vehicle privilege, 321.231, 321.232
- Movable, school zones, 321.249
- Parking or stopping near, prohibited, 321.358
- Streetcars, obedience, 321.256, 321.257



**MOTOR VEHICLES—Continued****Signs to regulate traffic—Continued****Traffic-control devices**

- Cities and towns, illegal signs, 321.348
- Cities over 4,000, exceptions, 321.349
- City through traffic stop signs, 321.347
- Colored lights, meaning, 321.257, 321.258
- Driver of vehicle must obey, 321.256, 321.257
- Erection by highway commission, 321.253
- Erection by local authorities, 321.347–321.349
- Flashing signals, meaning, 321.258, 321.358(6)
- Green light, indicates “go”, 321.257(1)
- Injury or defacement illegal, 321.260
- Legends described, 321.257
- Motormen of streetcars must obey, 321.256, 321.257
- Obedience except by police officer direction, 321.256
- Parking or stopping near prohibited, 321.358
- Pedestrians to obey signals, 321.257, 321.325
- Permission by commission to local authorities, 321.254
- Primary highways, commission to erect, 321.253
- Red lights, 321.231, 321.257, 321.258
- Red light with green arrow, meaning, 321.257
- Standard manual specifications, 321.260
- “Stop” and “go” signs, meaning, 321.257
- Uniform system by commission, 321.252
- Vehicular traffic, duty, 321.257
- Yellow light, caution signal, 321.257(2), 321.258

“Traffic-control signal” defined, 321.1(62, 63)

Traffic-control signals, local regulation, 321.236

“Traffic” defined, 321.1(65)

Trucks, local authority, 321.473

Unauthorized signs, removal, 321.259

**Size, weight, and load**

- Authority of officers to weigh, 321.476–321.481
- Axles, distance between, 321.459, 321.463
- Axles, maximum gross weight, 321.463
- Chains, safety, for towing, 321.462
- “Combined gross weight” defined, 321.1(25)
- Commission’s authority to restrict, 321.474
- Commission’s power to weigh and inspect, 321.476
- Damage liability due to overload, 321.475
- Drawbars for towing, 321.461, 321.462
- Dual axles, distance apart, 321.459, 321.463
- Employees of highway commission
  - Authority to weigh and inspect, 321.476
  - Bond and badge of authority, 321.478, 321.479
  - Designated as peace officers, 321.477
  - Expense authorized, limitation, 321.480
  - Other peace officers’ duties, 321.481
- Excess gross weight, percentage allowed, 321.463, 321.466
- Excess weight load removed, 321.465
- Farm products, overload permitted, 321.466
- Fenders, load extending beyond, 321.455
- Fertilizer, overload permitted, 321.466
- Fire apparatus, exception, 321.453, 321.457
- Front load extension limit, 321.458
- “Gross weight” defined, 321.1(24)
- Gross weight, maximum, axles, 321.463
- Hay or straw, width exception, 321.454
- Height of vehicle or load, 321.456

**MOTOR VEHICLES—Continued****Size, weight, load—Continued**

- Illegal operation, liability, 321.475
- Increased weight, reregistration, 321.466
- Length, limitation, 321.457
- Loading beyond fenders, 321.455
- Loading beyond front, 321.458
- Loading capacity increased, 321.466
- Load, maximum, 321.452, 321.463
- Loads spilled on highways, 321.460
- Local regulation, 321.467–321.473
- Overload damage, driver and owner liable, 321.475
- Overload law, 321.466
- Parks, excessive weight prohibited, 111.37
- Passenger carriers, tests, 321.464
- Passenger vehicles, projecting loads, 321.455
- Peace officer to inspect weight permit, 321.470
- Penalty for exceeding maximum, 321.452
- Permits, excess size or weight, 321.467–321.470
- Permits, road machinery excess, 321.467–321.470
- Projecting load, flag or lamp, 321.394, 321.455
- Registration of weight, 321.157–321.160
- Removal of excess loads, 321.465
- Road machinery, exception, 321.453
- Safety investigation, passengers, 321.464
- Scope and effect, 321.452
- Sealed loads certified by weight officer, 321.465
- Spilling loads on highways, 321.460
- Violations, penalty, 321.452
- Weighing by highway commission, 321.476
- Weighing of load by peace officer, 321.465
- Weight, maximum, 321.463
- Weight over that registered, unlawful, 321.466
- Weight permit, carried in vehicle, 321.470
- Wheelbase, minimum, 321.459
- Width limit on vehicle and load, 321.454
- Specially constructed vehicles, 321.1(12), 321.23
- “Special mobile equipment” defined, 321.1(17)
- Special stops required, 321.341–321.353
- Speed regulations
  - Assured clear distance ahead, 321.285
  - Bridges, 321.295
  - Business district, 321.285
  - “Careful prudent speed” defined, 321.285
  - Cemeteries, excessive speed, 714.23, 714.24
  - Coasting, when forbidden, 321.365, 321.366
  - Control of vehicle, 321.288
  - Determination of safe speed by highway commission, 321.290, 321.295
  - Dim headlights, speed restrictions, 321.418
  - Elevated structures, 321.295
  - Emergency vehicles, exceptions, 321.296
  - Following too closely, 321.307
  - Fusees, flares and signals, 321.288
  - Hand signal when slowing vehicle, 321.318(3)
  - Increase when being passed, 321.299
  - Interstate system, 321.285(8)
  - Limitation on local authorities discretion, 321.293
  - Local authorities may alter limits, 321.293
  - Local authorities, regulations, 321.236(5)
  - Local speed changes, signs, 321.293
- Minimum speeds
  - Interstate system, 321.285(8)
  - Lawful speed in districts, 321.285

**MOTOR VEHICLES—Continued**

## Speed regulations—Continued

## Minimum speeds—Continued

Slow, blocking normal traffic, 321.294

Trucks and busses, adequate speed required, 321.464

Upgrade, speed required, 321.382

Negligence, proof in civil actions, 321.292

“Nighttime” defined, 321.287

No speed increase while being passed, 321.299

Parks in cities and towns, 321.236(5)

Parks, state, 111.36

Passenger bus speed limits, 321.287

Passing streetcars, 321.336

Plaintiff must prove negligence, 321.292

Primary roads, 321.285(5)

Reasonable speed, 321.285, 321.288, 321.290, 321.294

Reduction of speed, when required, 321.288

Residence district, 321.285

School busses, 321.287, 321.377

School district, 321.285

Secondary roads, 321.285(7)

Signal by hand and arm of driver, 321.317, 321.318

Signs, duty to install, 321.289, 321.290, 321.295

Slowing, hand signals, 321.316–321.318

Slowing or stopping too quickly, 321.302

Slow speed blocking traffic, penalty, 321.294

Special restrictions, 321.290

Streetcars, passing on left, 321.336

Suburban districts, 321.285

Towing another vehicle, 321.285

Trailer, 321.285

Truck speed limits, 321.286

Violations, information and notice, 321.291

Violator’s license revoked, 321.209

Speed traps, prohibited, 321.285

Sprinkling to clean roadway, 321.460

Standing vehicles, local authorities, regulation, 321.236(1)

## State-owned automobiles

Authority vested in governor, 21.1

Institution heads, reports made, 218.48

Official plates issued, 321.19

Ownership marked on state cars, 21.2, 740.20

Political campaigning, use prohibited, 740.15

Private use prohibited, 21.4, 740.20

Trips outside of state, 79.12

Stickers on windshields, 321.241, 321.438

Stolen, refund of fees, 321.126–321.129

Stolen vehicles, *see subhead Antitheft Law above*“Stop” and “go” signs, 321.257, *see subhead Signs to Regulate Traffic above*

## Stopping

Accident, duty after striking, 321.264

Cities to reserve parking stands, 389.39(3)

Clear distance to left on highway, 321.354

Curb, distance from, 321.361

Disabled vehicle on highway, 321.355

Discharging passengers, restrictions, 321.360

Double parking, 321.358(11)

Flares, stopped trucks, 321.448

Freight, discharging, restrictions, 321.360

Highways, stopping on, restrictions, 321.354

Lamps on stopped vehicles, 321.384, 321.395

Lights, vehicle on roadway or shoulder, 321.395

**MOTOR VEHICLES—Continued**

## Stopping—Continued

Moving a car to prohibited space, 321.359

Prohibited stopping places, 321.354–321.360

Removal by officers, 321.356, 321.357

Restricted stopping places, 321.360, 389.39(3)

Right-hand curb, 321.361

Signals for stopping, 321.315–321.318

Striking unattended vehicle, 321.264

Unattended vehicle, safety precautions, 321.362

Stop signs at entrance to stop intersection, 321.322

## Stops required

Accident, driver to stop, 321.261–321.264

Alleys, emerging from, 321.353

Arm and hand signals, 321.316, 321.318

Blind with white cane, driver to stop, 321.333

Brakes, performance ability, 321.431

Buildings, emerging from, 321.353

Busses at railroad crossings, 321.343

City, through traffic, 321.293, 321.345

Crop pest act, vehicle inspection, 267.11, 267.13

Crossing gates or flagman, 321.341

Crosswalks marked, stop for pedestrians, 321.327

Dangerous railroad crossings, 321.342

Distance from curb, 321.361

Driveways, emerging from, 321.323, 321.353

Emergency vehicles approach, 321.324

Emergency vehicles at stop signs, 321.231

Explosives in vehicles, railroad crossing, 321.343

Heavy equipment at railroad crossing, 321.344

Intersection, 321.236(6), 321.322

Local authorities, stop signs, 321.236

Overload tested by officers, 321.465

Parking motor vehicle, *see subhead Parked Motor Vehicles above*

Private roads, emerging, 321.353

Prohibited parking places, 321.358

Railroad crossing gate, 321.341

Railroad crossings, 321.341–321.343

School bus at railroad crossing, 321.343

School bus, passing when stopped, 321.372

School zones, movable stop signs, 321.249

Sidewalks, crossing, 321.353

Signal by arm or hand, 321.316–321.318

Sign displayed when receiving passengers, 321.373(12)

Signs at highway, cost, 321.346, 321.352

Streetcars discharging passengers, 321.337

Through highway signs, 321.231, 321.236(6), 321.345–321.350

Train signal near crossing, 321.341

Weighing and inspecting, 321.476–321.481

Storage, *see subhead Garages above*

Storage lien, 579.1–579.3

## Streetcar regulations

Caution when passing, 321.336

Driving in front of intersection, 321.339

Driving on tracks, 321.338, 321.339

Emergency vehicles, stop on approach, 321.324

Passing stopped streetcar, 321.335–321.337

Passing to left of streetcar, 321.335, 321.336

Safety zone, 321.337, 321.340

Stopped streetcar, vehicle to stop, 321.337

Traffic, streetcars included, 321.1(65)

Vehicle not to include streetcar, 321.1(1)

**MOTOR VEHICLES**—Continued

- “Streetcars” defined, 321.1(30)
- Street excavation, stopping near, 321.358(10)
- “Street or highway” defined, 321.1(48)
- “Suburban district” defined, 321.1(60)
- Sunday sales prohibited, 322.3(9)
- Tacks on highway, removal, 321.369, 321.370
- Taxation
  - Fuel, 324.1–324.80
  - Peddlers’ vehicles, 444.13
  - Personal property tax on vehicles, 321.130
  - Sales tax when fuel tax not imposed, 422.52(4)
  - Use tax, 423.6–423.8
- Taxicabs, city regulations, 389.39, 389.40
- Testing stations in cities and towns
  - Authority to establish and maintain, 321.238
  - Bonds payable from earnings, 321.246
  - Compliance with testing terms required, 321.240
  - Enforcement of testing ordinance, 321.243
  - Exemption from other tests, sticker, 321.241
  - Expenses of station paid from fees, 321.239
  - Fees authorized for tests, 321.239
  - Fund authorized for traffic regulation, 321.239
  - Inspection of motor vehicles authorized, 321.244
  - Ordinances, rules, and regulations, 321.247
  - Payment from earnings, 321.239, 321.246
  - Stickers on windshield authorized, 321.241
  - Test types, state control, 321.245
  - Traffic council to control station, 321.242
- Theft, *see subhead Antitheft Law above*
- Three persons in front seat, limit, 321.363
- Through highways
  - Definition, 321.1(53), 321.350
  - Designated, authority, 321.345
  - Stops required, signs, 321.236, 321.293, 321.321, 321.345–321.350
- Tires
  - Chains, use permissible, 321.442
  - City regulation of width of tire, 389.39(4)
  - Flanges on wheels, when permitted, 321.442
  - “Metal tire” defined, 321.1(20)
  - Metal tires prohibited, 321.441
  - Movable tracks, permission granted, 321.443
  - “Pneumatic tire” defined, 321.1(18)
  - Pneumatic tires, truck speed, 321.286
  - Pneumatic tire, worn fabric, forbidden, 321.440
  - Projections on wheels, 321.442, 321.443
  - Solid rubber tires, thickness, 321.440
  - Solid rubber tires, truck speed, 321.286
  - “Solid tires” defined, 321.1(19)
  - Speed of trucks depending on tires, 321.286
  - Width, power of city to prescribe, 389.39(4)
  - Worn pneumatic tires prohibited, 321.440
- Title, transfer of interest, 321.45–321.52
- Towing vehicles
  - Caravans or convoys, spacing, 321.309
  - Chain, safety, required, 321.462
  - Drawbar distance limited, 321.461
  - Drawbar, type approved, 321.309
  - Spacing distance requirements, 321.308
  - Trailer restrictions, 321.310
- Trackless trolley not registered, 321.1(2), 417.54
- Trackless trolleys operating outside city, 321.467

**MOTOR VEHICLES**—Continued

- Tractors
  - Farm tractors, *see subhead Farm Tractors and Farm Equipment above*
  - “Farm tractors” defined, 321.1(7)
  - Road machinery, *see subhead above*
  - Road tractors
    - Defined, 321.1(8)
    - Lighting equipment, 321.392, 321.399–321.401
    - “Truck tractor” defined, 321.1(6)
    - Used, dealers, fees waived, 321.70
- Traffic island, rotary, passing, 321.305
- Traffic laws
  - Additional regulations, local, 321.235
  - Animal-drawn vehicles, 321.234
  - Animals, persons riding, 321.234
  - Bicycle riders, 321.234
  - Conflicting local provisions, 321.235
  - Distance when following car, 321.307, 321.308
  - Exceptions, special privileges granted
    - Emergency vehicles on call, 321.231, 321.232
    - Pursuit of law violator, 321.232
    - Road workers at work on highway, 321.233
  - Horse-drawn vehicles, 321.234
  - Powers of local authorities, 321.236
  - Public vehicle drivers, not exempt, 321.230
  - Uniform application, 321.235
- Traffic regulations by police officers, 321.229
- Traffic signs, *see subhead Signs to Regulate Traffic above*
- Trailers
  - Authority to weigh and inspect, 321.476–321.481
  - Axles, distance apart, 321.459, 321.463
  - Brake equipment, 321.430
  - Capacities listed, 321.160
  - Chain, safety, required, 321.462
  - Clearance lamps, 321.393
  - Color of lights, 321.393
  - “Combination of vehicles” defined, 321.1(23)
  - Convoys, spacing, 321.272
  - County treasurer, registration duties, 321.34, 321.105
  - Definitions, 321.1(9), 325.1(1), 327.1(1)
  - Drawbars, 321.309, 321.461, 321.462
  - Farm products, overload permitted, 321.466
  - Fee for registration, 321.123
  - Fees payable in installments, 321.134
  - Fertilizer, overload permitted, 321.466
  - Flags, red, use, 321.447, 321.448
  - Flares, use when stopped, 321.448
  - Four-wheeled trailer behind truck prohibited, 321.310
  - House trailers defined, 321.1(68)
  - House trailers, oversize, special permit, 321.467
  - House trailers, parks, 135D.1–135D.21
  - Length, maximum, 321.457
  - Lights required, 321.387, 321.389, 321.392(4, 5), 321.393, 321.424
  - Load increase, classification, payment, 321.466
  - Load limit, 321.463
  - Metal tires prohibited, 321.441
  - Mobile homes, 135D.1–135D.21, 321.1(68), 321.467
  - Nonresidents, registration, 321.55
  - Operating with excess weight unlawful, 321.466

**MOTOR VEHICLES—Continued**

## Trailers—Continued

- Permits required, 321.58, 321.64, 321.311
  - Projecting load, flag or lamps, 321.394
  - Rear lights and reflectors, 321.389
  - Registration, 321.18
  - Speed limit, 321.285
  - Term to include semitrailer, 321.1(10)
  - "Trailer coach" defined, 321.1(11)
  - Used, dealers list, fee waived, 321.70
  - Use tax, payment, 423.1(9), 423.6-423.8
  - Weight over that registered, unlawful, 321.466
  - Well-drilling equipment on trailer, 321.124
- Transfer of title or interest, 321.45-321.52, 322.9
- Transporter, definition, 321.1(39)
- Transporters, special plates and permits, 321.57-321.66
- Treasurer, county, tax matters, oaths, 421.21

## Trucks

- Agricultural lime, unlicensed, violation, 201.6
- Authority to weigh and inspect, 321.476-321.481
- Axles, distance between, 321.459, 321.463
- Capacity registered, 321.466
- Carriers, 325.1-325.22
- Chauffeurs, 321.1(43)
- Clearance and identification lights, 321.392
- Coasting downhill, 321.366
- Color and mounting of lights, 321.393
- Common carriers, *see COMMON CARRIERS*
- Conversion, to truck tractor, weight reregistration, 321.466
- Convoys and caravans, spacing, 321.308
- Corn shellers mounted on trucks, 321.1(17), 321.118
- Crop pest act applies, 267.1-267.22
- Definition of "motor truck", 321.1(4)

## Definitions

- Certificated carriers, 325.1(1)
  - Crop pest act, 267.2
  - Light delivery trucks, 321.1(5)
  - Motor truck, 321.1(4)
  - Operators of trucks, 327.1(1)
  - Panel delivery truck, 321.1(5)
  - Pickup, 321.1(5)
  - Truck tractor, 321.1(6)
- "Delivery trucks" defined, 321.1(5)
- Distance, following requirements, 321.308
- Dual axles, distance apart, 321.459, 321.463
- Explosives carrying, *see subhead Explosives, Vehicles Carrying above*
- Farm products, overload permitted, 321.466
- Feed grinders on trucks, 321.1(17), 321.118
- Fee for registration, 321.109, 321.119-321.122
- Fees paid in installments, 321.134
- Fertilizer, overload permitted, 321.466
- Flags, red, use, 321.447, 321.448
- Flammables, reflectors or electric lanterns, red, 321.447, 321.448
- Flares carried, use, 321.447-321.449
- Following behind, distance requirements, 321.307, 321.308
- Food delivered, displayed, 170.1(6)
- Foods and drugs, access for inspection, 189.4
- Hours of operation, 321.225-321.227
- Inspection by state for weights, 212.6
- Inspection, loaded with sale commodities, 212.6
- Length, maximum, 321.457

**MOTOR VEHICLES—Continued**

## Trucks—Continued

- Light delivery trucks
    - Defined, 321.1(5)
    - Driver considered a chauffeur, 321.1(43)
    - Four-wheeled trailer permitted, 321.310
    - Salesman or peddler driving, not a chauffeur, 321.1(43)
  - Lights required, 321.392, 321.393
  - Load increase, classification, payment, 321.466
  - Load limits, *see subhead Size, Weight and Load above*
  - Load, maximum per wheel, 321.463
  - Loads spilled on highways, 321.460
  - Local control of size or weight, 321.473
  - Local regulation, power, signs erected, 321.473
  - Minimum speed up hills, 321.382
  - Models listed, copies with county treasurer, 321.160
  - Nonresident owner, registration requirements, 321.53, 326.1-326.6
  - Operating with excess weight unlawful, 321.466
  - Operators to inspect load, 189.4
  - "Panel delivery truck" defined, 321.1(5)
  - Panel delivery truck, salesman or peddler driving, not a chauffeur, 321.1(43)
  - Passenger car converted, registration, 321.103
  - "Pickup" defined, 321.1(5)
  - Pneumatic tired trucks, fee, 321.119
  - Portable mill mounted on truck, fee, 321.1(15), 321.118
  - Projecting loads, flag or lamp, 321.394
  - Rear view mirror, 321.437
  - Registration reciprocity act, 326.1-326.6
  - Restrict size or load, signs, 321.472-321.474
  - Semiannual payment of fees, 321.54
  - Signal lights for stopping, 321.404
  - Size, weight and load, *see subhead above*
  - Solid-tired truck, fee, 321.120
  - Spacing in convoys, 321.309
  - Speed limits, 321.286
  - Testing stations, cities, 321.238-321.242
  - Theft alarm signal permitted, 321.433
  - Towing, drawbar requirements, 321.310
  - Tow trucks exempt from certain regulations, 327.1
  - Truckers, sales tax on sale, 422.22(5)
  - Truckers, use tax imposed, 423.1(5)
- Truck tractors
- Connection with semitrailer, approval, 321.462
  - Conversion to truck, weight reregistration, 321.466
  - Definition, 321.1(6)
  - Explosives, carried, 321.449, 321.450
  - Farm products, overload permitted, 321.466
  - Fertilizer, overload permitted, 321.466
  - Flags, red, use, 321.447, 321.448
  - Flammables, lamps, 321.447, 321.448
  - Flares carried, use, 321.447-321.449
  - Length, maximum, 321.457
  - Lights required, 321.392(3)
  - Load increase, classification, payment, 321.466
  - Operating with excess weight unlawful, 321.466
  - Registration plates, 321.34
  - Used, dealers list, fee waived, 321.70
  - Weight over that registered, unlawful, 321.466

**MOTOR VEHICLES—Continued**

## Trucks—Continued

- Used, dealers list, fee waived, 321.70
- Use tax law, retailer defined, 423.1(5)
- Weight indicated on plates, 321.34, 321.53
- Well-drilling equipment on truck, 321.124

## Turning

- Crest of grade or hill, no U-turn, 321.312
- Curve or hill, restrictions, 321.312
- Curve, U-turn prohibited, 321.312
- Hidden from approaching car, no U-turn, 321.312

## Intersections

- Left turn and approach, rules, 321.311, 321.320
- Right turn and approach, rules, 321.311
- School bus stop signals, 321.373(12)
- Signals for turning, 321.314–321.318

## Unattended, precautions, 321.362

## Uniformity of law, 321.235

## Unsafe condition, 321.381, 321.383

## Used motor vehicle defined, 321.1(2), 322.2(6)

Used motor vehicles, *see subhead Dealers above*

## Use tax requirements, 423.6–423.8

## U-turn, when prohibited, 321.312

## “Vehicle” defined, 321.1(1)

## View of driver obstructed

- Passengers riding, 321.363
- Windshields and windows, 321.438

## Violations

## Accidents, failure to aid and report, 321.261–321.274

## Alteration of plates or permits, 321.100(1)

## Antitheft law, 321.72–321.96

## Appearance to summons, 321.487

## Arrest without warrant, 321.485–321.488

## Arson, setting fire or burning, 707.3, 707.5

## Axle-weight limits, schedule of penalties, 321.463

## Beer drinking, on streets, highways, 124.37

## Blind with white cane, penalties, 321.334

## Bulk sales of used vehicles by dealers, 321.68

## Burning of motor vehicles, 707.3, 707.5

## Buying vehicle without certificate of title, 321.67

## Carriers

## Certificated, penalties, 325.33, 325.34

## Certificates, revoked or altered, 321.96

## Chauffeurs' certificate or badge, fictitious, 321.96, 321.216(1)

## Chauffeurs, employing when unlicensed, 321.221

## Children, juvenile law not applicable, 321.482

## Cigarettes, search of trucks carrying, 98.36(2)

## Conveyance, motor vehicles as, liquor law, 127.1

## Conviction entered on license, 321.207

## Conviction no bar to other charge, 321.280

## Conviction records, misconduct, 321.491

## Credibility not affected by conviction, 321.490

Damages, *see DAMAGES, subhead Motor Vehicle Operation*

## Dealers violating law, penalties, 321.104, 322.2, 322.9, 322.11, 322.14

## Driver's license revoked

- Failure to stop after accident, 321.209(4)
- Felony conviction, 321.209(3)
- Manslaughter, 321.209(1)
- Perjury or false affidavit, 321.209(5)
- Reckless driving, 321.209(6)

## Drivers off-duty periods, 321.225–321.227

**MOTOR VEHICLES—Continued**

## Violations—Continued

## Driving hours, excess permitted, 321.227

## Driving under influence of narcotics, 321.281

## Driving unregistered vehicle, 321.17

## Driving while intoxicated

## Fingerprints must be taken, 749.2

## Penalty, first, second, third offense, 321.281, 321.282

## Driving while license revoked, 321.218, 321.282

## Driving while license suspended, 321.218

## Driving without license, 321.174

## Driving without plates, 326.11

## Employing unlicensed chauffeur, 321.221

## Enforcement by safety department, 80.9, 321.2

## Equipment in unsafe condition, 321.381, 321.383

## Equipment required, penalty for failure, 321.381

## Exceeding maximum size or weight, 321.452

## Failing to obtain manufacturer's or importer's certificate or certificate of title, 321.104

## Failing to stop after accident, 321.261

## Failing to surrender certificate, 321.104

## Failure or refusal to allow officer to weigh vehicle, 321.465

## False evidence of registration, 321.100

## False statement as to fees, perjury, 321.108

## False swearing, general provision, 321.217

## Felony, 321.483

## Financial responsibility act, 321A.32

## Fingerprints of violators, 749.2

## Forbidden acts as misdemeanor, 321.482

## Forging of documents or plates, 321.100(2)

## Fraud in application for registration, 321.97

## Fraud in obtaining license, 321.216(5)

## Fraudulent alteration of engine numbers, 321.92

## Fuel, motor vehicles, penalties, 323.3–323.11

## General penal provision, 321.104, 321.482, 321.483

## Hit-and-run drivers, 321.261–321.274

## Hitchhikers standing in roadway, 321.331

## Hours of driving vehicle, limit, 321.225–321.227

## Improper use of registration, 321.99

## Indictment, short form, 773.34

## Information and notice to specify speed, 321.291

## Injuring or tampering, 321.78, 321.79

## Intersection signs, compliance required, 321.311

## Itinerant merchants law, 81.13

## Jitney busses operating without license, 388.12

## Judgment unpaid, insurer's liability, 516.1–516.3

## Juvenile court law not applicable, 321.482

## Larceny of motor vehicle, 321.82, 709.4, 709.5

## Lending of license, 321.216(2, 6)

## Lending registration plates, 321.99

## License provisions, 321.216–321.224

## License, revocation upon conviction, 321.209

## Liquor conveyances, 127.1–127.22, 749.2

## Liquor drinking on streets or highways, 123.42

## Liquor permit surrendered, 321.281

## Maximum period for continuous driving, 321.225–321.227

## Memorandum of offense, 321.485–321.488

## Minors not to drive carriers, 321.179

## Minors subject to prosecution, 321.482

## Misdemeanor penalties, 321.482

## Moving vehicle when fee not paid, 321.17

## Narcotics kept in vehicle, nuisance, 204.13

## Nonpayment of registration fees, 321.28

## Nonspecified penalty, felony, 321.483

## Notice to appear after arrest, 321.485, 321.486

**MOTOR VEHICLES—Continued**

## Violations—Continued

Numbers, altering or defacing, felony, 321.92  
 Obstructing weighing officer, 321.467  
 Obstruction of highway, 716.7  
 Official cars, not exempt from penalties, 321.19  
 Operating jitney or bus without license, 388.12  
 Operating while intoxicated, 321.281, 321.282  
 Operating with excess weight, 321.466  
 Operating without consent of owner, 321.76  
 Operation of vehicle unlawfully, 321.484  
 Operation while certificate revoked, 321.104  
 Operation without registration, 321.17, 321.98  
 Overloading unlawful, 321.466  
 Owner directing driver to act illegally, 321.484  
 Passenger bus, use without license, 388.12  
 Passing signal, failure to heed, 321.300  
 Penalty statutes, generally, 321.482, 321.483  
 Perjury in obtaining license, 321.217  
 Perjury in obtaining registration, 321.108, 321.209(5), 321.217  
 Permitting unauthorized minor to drive, 321.219  
 Permitting unauthorized person to drive, 321.205  
 Plates, certificates, prohibited use, 321.96  
 Point system authorized, 321.210  
 Possession of improper plates, 321.100(3)  
 Possession of unlawful license, 321.216(1)  
 Preventing weighing officer from performing duties, 321.467  
 Procedure not exclusive, 321.488  
 Promise by offender to appear, 321.486, 321.487  
 Purchase without certificate of title, 321.67  
 Reckless driving  
   Definition, 321.283  
   Driver's license revoked, 321.209, 321.210  
   Punishment, 321.284  
 Record and report of convictions, 321.207, 321.491  
 Record inadmissible in civil actions, 321.489  
 Refusal to permit weighing of load, 321.465  
 Registration, *see subhead Registration above*  
 Renting vehicles to unlicensed persons, 321.222  
 Renting without inspecting license, 321.223  
 Report of accidents, confidential, 321.271  
 Revoking registration, grounds, 321.101, 321.102  
 Sale without certificate of title, 321.67, 321.104  
 School bus requirements, penalty, 321.379  
 Size, weight, and load regulations, 321.452  
 Slow speed blocking traffic, 321.294  
 Speed stated in information and notice, 321.291  
 Stolen vehicles, receiving or transfer, 321.77  
 Summons or memorandum, 321.485–321.488  
 Testing station violations, 321.243  
 Transfer, failure to record, 321.49  
 Transfer of ownership, delinquency, 321.49  
 Truck operators, general penalty, 327.22  
 Unlawful use of license, 321.216  
 Unsafe condition, driving prohibited, 321.381, 321.383  
 Used cars, bulk sale by dealer unlawful, 321.68  
 Use of license unlawfully, 321.216  
 Weigh load, refusal by driver, 321.465  
 Weight limits, schedule of penalties, 321.463  
 Volunteer fireman, blue light authorized, 321.423  
 Warrant for sheriff's sale, delinquent list, 321.138  
 Weight, *see subhead Size, Weight and Load above*  
 Well-boring apparatus, 321.1(17)

**MOTOR VEHICLES—Continued**

Well-drilling equipment, registration fee, 321.124  
 Wheel load maximum, 321.463  
 Where a vehicle is kept, defined, 321.1(21)  
 Windshields  
   Clear vision for driver required, 321.438  
   Emblems displayed in upper right-hand corner, 321.34  
   Signs, except legal emblems, forbidden, 321.438  
   Stickers from testing stations allowed, 321.241  
   Wipers operated by driver required, 321.439  
 Wire on highway, removal, 321.369, 321.370  
 Wrecks, *see subhead Accidents above*  
 Yield right of way signs, 321.322, 321.345

**MOTTO, STATE**

Use on state banner, 31.1

**MOUNT PLEASANT MENTAL HEALTH INSTITUTE**

Generally, ch 226, *see INSANE, HOSPITALS FOR*

**MOVING PICTURE THEATERS**

Insurance associations, basic rate reserve, 518.14  
 Tax lien on fixtures, follows bulk sales, 445.31

**MUFFLERS**

Motor vehicles, 321.436

**MULCT TAX**

Buildings enjoined as liquor nuisances, 128.38, 128.39  
 Houses of prostitution, gambling, 99.27–99.31

**MULES**

Mule breeders association, 159.10(3), 182.1–182.4  
 Shipment, regulations, 479.75–479.88  
 Tax exemption, under one year old, 427.1(13)

**MUNICIPAL CORPORATIONS**

*See also CITIES AND TOWNS; COUNTY; SCHOOLS AND SCHOOL DISTRICTS; TOWNSHIP*

Actions, place of bringing, 616.16  
 Budget law, *see BUDGETS AND FINANCIAL CONTROL*  
 Exemption of public property from execution, 627.18  
 Garnishment not permitted, 642.2  
 Injunctions against, hearing, R.C.P. 326  
 Old-age assistance head tax, withholding, 249.36  
 Organization and form of government, generally, 363.1–363D.4  
 Private property exempt from municipal debt, 627.18  
 Venue of actions, 616.16  
 Water-front improvement leases, 384.3(3)

**MUNICIPAL COURT**

Abolishment, election proceedings, 602.51  
 Abstract of evidence and pleadings in equity cases, court may require, 624.5  
 Administration, rules for, 684.21  
 Appeals  
   Civil actions, same as district court, 602.44, R.C.P. 333, 335  
   Criminal actions, class "C", 602.44

**MUNICIPAL COURT—Continued**

## Appeals—Continued

- Criminal actions, class "D", 602.44
- Law and rules, same as district court, 602.23
- Search warrant appeals to district court, 751.40

## Appointments

- Bailiff, when appointed, 602.6
- City clerk as clerk, 602.6
- Deputy clerks and bailiffs, 602.8
- Deputy clerks and bailiffs, civil service, 365.15
- Officers, vacancies, 602.6
- Shorthand reporter by judge, 602.46
- Vacancies filled, 602.6

## Arbitration of cases, 679.1–679.18

## Attachment, amount of bond, 639.11

## Balliff

- Appointment, 602.10
- Bond required, approval by clerk, 602.9
- Civil service, when applicable, 365.6
- Compensation fixed by council, 602.49
- Deposits in banks, 453.1–453.8, 526.37

## Deputy

- Appointed, 365.6, 602.8, 602.49
- Civil service law, 365.6, 365.15
- Pension, 411.2(3)
- Salary, 602.49
- Traveling expense, receipts required, 79.13

## Duties same as in district court, 602.7

## Election and nomination, 602.10–602.12

## Fees and expenses, 602.30, 602.32

## Mileage and expenses, 79.13, 602.32

## Policeman as bailiff, 602.7, 602.10, 602.11

## Qualifications, 602.7, 602.11

## Salaries, 602.8, 602.11, 602.49

## Term of office, 602.11

## Traveling expense allowed when itemized, receipts, 79.13

## Vacancies filled, 602.6

## Witness fees, 602.30

## Bill of lading, lost, delivery ordered, 487.17

## Calendar, short cause, 605.23

## Certified copies of records, 602.21

## Certiorari writ, authority, R.C.P. 309

## Change of venue, 420.34, 602.24

## Child charged with crime, jury, 232.16

## Child labor law enforcement, 92.12, 92.16

## Civil jury cases, instructions, 602.41

## Civil service, when and to whom applicable, 365.6

## Classification of causes of action, 602.25

## Clerk of municipal court

## Adoption reports to state welfare board, 235.3

## Bank deposits, 453.1–453.8, 526.37

## Bond, amount, filing, 602.9

## Certification of records and transcripts, 602.10, 602.11

## City clerk as clerk of court, 602.10, 602.11

## Civil service, when applicable, 365.6

## Code, annotations, and session laws, free copy, 16.24(16)

## Conciliation cases, duties, 605.19, 605.20

## Deposits in banks, 453.1, 453.8, 526.37

## Deputies appointed, 365.6, 602.8, 602.9, 602.49

## Deputy clerk, compensation, 602.49

## Deputy clerk, oaths, power to administer, 78.1(3), 78.3

## Disbarment certified to supreme court, 610.38

**MUNICIPAL COURT—Continued**

## Clerk of municipal court—Continued

## District court provisions made applicable, 602.23

## Duties in general, 602.7, 602.21

## Election or appointment, 602.10–602.12

## Fees, accounting to treasurer, 602.32

## Jurors summoned, 232.16, 602.37

## Jury commission, member, 602.33

## Jury duties, 602.36–602.38

## Juvenile court duties, 231.7, 231.11, 255.27

## Liquor cases, report to commissioner, 123.53

## Nomination, 602.12

## Oaths, power to administer, 78.1(3)

## Qualifications, 602.7, 602.11

## Record, convictions, motor vehicles, 321.491

## Record files, how long kept, 602.13

## Reports of forfeited bonds, penalty, 666.6

## Salary, 602.8, 602.11, 602.49

## Short cause calendar, conciliation cases, 605.23

## Term of office, 602.11

## Transcript of case transferred to district court, R.C.P. 365

## Transcripts of superior court records, 602.21

## Unclaimed funds disposed of, 602.13

## Vacancy, how filled, 602.6

## Witness fees paid, 602.30

## Commission cities, civil service, clerk and bailiff, 365.6

## Commitment of women, 240.6–240.9, 245.5

## Conciliation cases, appearance, pleading, R.C.P. 363

## Conciliation procedure, 605.19–605.21

## Costs

District court, when same as, 602.23, *see COSTS*Justice court, when same as, 602.32, *see JUSTICE OF THE PEACE*

## Counterclaim in excess of jurisdiction, transfer, R.C.P. 364

## County attorney's information, 602.16, 602.29, 769.2, 769.10

## Court acting as jury, law applicable, 624.19

## Court building and grounds

## Authority to erect building and buy land, 602.52

## Cost paid, 602.53

## Election required, 602.52, 602.55, 602.56

## Place for court provided by city, 602.50

## Court of record, 602.13

## Court room

## Annotations and tables to Code, copy, 16.25(12)

## Code, session laws, copy for use in, 16.24(16)

## Criminal cases

## Absence of judge, justice to hear cases, 367.6

## Commitment of prisoners, 602.28

## Feeble-mindedness, conviction, suspended sentence, 222.44

## Procedure generally

## Classification of causes of action, 602.25

## Costs, 602.23, 602.32

## County attorney's information, 602.16, 602.29, 769.2, 769.10

## Hard labor required on conviction, 356.16, 356.20

## Instructions to jury, written, 602.41

## Jurisdiction in criminal matter, 602.15, 602.16

## Method of trial, 602.28

**MUNICIPAL COURT—Continued****Criminal cases—Continued**

## Procedure generally—Continued

- Misdemeanor cases from district court, 769.32
- Paroles and suspension of sentences, 602.28
- Searches and seizure, appeal, 751.40

## Special charter cities, 420.34

## Trial by judge or jury, 420.34, 602.28

## Debtor examination, 630.1

## Deposits in court, 682.30–682.44

## Deposits in court, notice to person entitled, 602.23, 606.3, 606.4

## Dismissal for failure to file pleadings, R.C.P. 363

## District court law generally applicable, 602.23

## District, township included, 602.1

**Dockets**

## Clerk's duties same as district court, 602.7

## District court law applicable, 602.23

## Fees same as justice court, 602.32

## Newspaper publication, 618.13, 622.93

## Other court cases, on establishment, 602.19

## Records kept as in district court, 602.13

## Records received when court established, 602.20

## Election of justices and constables, exception, 39.21

## Emergency wartime succession, 38A.9–38A.13

**Establishment**

## Authority to establish, 602.1

## Cases from inferior courts, 602.18, 602.19

## Election to establish, 602.2–602.4

## Inferior courts abolished, 602.17

## Petition by voters for establishment, 602.2

## Polling places for election, 602.3

## Records of inferior courts transferred, 602.18–602.20

## Expenses paid by city, 404.8(4), 602.50

## Feeble-mindedness, conviction, suspended sentence, 222.44

## Feeble-minded, proceedings, 222.3

**Fees**

## Accounting for fees, 602.32

## Appeals docketed in district court, 606.15(14)

## Journal publication fee, 622.93

## Jurors' fees, 602.37, 607.5

## Reporter's fees, 602.46, 602.47

## Transcript fees paid reporter, 602.46

## Witness fees, payment, 602.30, 602.31

## Filing and docketing cases, R.C.P. 363

## Fines imposed, 602.32

## Forcible entry and detainer, 648.5, 648.6

## Funds unclaimed, disposal, 602.13

## Injunctions granted, 413.115; R.C.P. 325

## Instructions to jury, written, 602.41

## Interdiction powers, liquor cases, 123.49

## Journal publication fee, 622.93

**Judges**

*For general provisions applicable to all municipal officers, see CITIES AND TOWNS, subhead Officers (General Provisions)*

## Absence, case to justice, 367.6

## Alternate judge, 602.22

## Annotations and tables to Code, copies, 16.25(5)

## Applicability of district court law, 602.23

## Appointment by governor, 602.6, 602.22

## Attorney, practicing as, prohibited, 605.15

## Bonds not required of judges, 64.1(4)

**MUNICIPAL COURT—Continued****Judges—Continued**

## Code, session laws, free copies, 16.24(5)

## Criminal cases, powers, 602.16

## District court law applicable, 602.23

## Election of judges, 602.10–602.12

## Housing law orders, 413.113–413.116

## Inability of judge to act, alternate, 602.22

## Instructions to jury, 602.41

## Jurors ordered to appear, 602.37

## Jury list ordered revised, 602.35

## Juvenile court judge, 231.2, 231.3

## Juvenile court judge, salary, 602.27

Magistrate powers, *see MAGISTRATES*

## Marriages solemnized, 595.10–595.15

## Newspaper selected for docket publication, 618.13

## Nomination by primary, 602.12

## Number of judges, 602.5

## Oath required, 63.6, 602.7

## Oaths, power to administer, 78.1(1)

## Paroles, 247.20–247.27, 602.28

## Penitentiary and reformatory visits, 246.46

## Powers in general, 602.16

## Powers same as district court judges, 602.23

## Qualifications required, 602.7, 605.14

**Reporter**

## Appointed, 602.46

## Eligible only when certified, 115.4

## Substitute, temporary appointment, 115.5

## Retirement system, 605A.1–605A.11

## Rules of practice promulgated, 602.23

## Salary, 602.22, 602.49

## School attendance excused, 299.2(3)

## Shorthand reporter appointed, 602.46

## Skeleton digest, free copies, 16.27

## Supreme court reports, free copies, 16.28

## Suspending sentences, 247.20, 247.26, 247.27, 602.28

## Temporary appointment of clerk, bailiff, 602.6

## Term of office, 602.11

## Vacancies filled, 69.8(2), 69.12, 69.13, 602.6, 602.22

## Judgment liens, 602.43

## Judgments entered of record, 602.42

**Jurisdiction**

## Causes of action classified, 602.25

## Civil cases, jurisdiction, 602.14, 602.16

## Concurrent with district court, 602.14, 602.15

## Criminal matters, 602.15, 602.16

## Excess on counterclaim, transfer to district court, bond, R.C.P. 364

## Forcible entry and detainer, 648.5, 648.6

## Housing law enforcement, 413.115

## Injunctions granted, 413.115, 415.3; R.C.P. 325

## Juvenile court proceedings, 231.2, 231.3

## Ordinance violations, exclusive, 367.4, 602.15

## Special charter cities, 420.34

## Territorial jurisdiction, 602.1, 602.16

## Title to realty not tried, 648.13, 648.14

**Jury**

## Challenges and strikes, 602.40

## Child tried for crime, jury summoned, 232.16

## City ordinance, no jury, 602.28

## Commission for drawing jury, 602.33–602.36

## Criminal cases, 602.28, 602.33, 602.41



**MUNICIPAL COURT—Continued****Jury—Continued**

- Demand for jury trial, deposit, 602.39
- District court law applicable, 602.23
- Drawing, how and when drawn, 602.36
- Excuses heard and determined, 602.37, 602.38
- Exemption after district court service, 602.38
- Fees, mileage, 602.37, 607.5
- Fees, when paid by county, 602.50
- Instructions in writing, 602.41
- Jury commission, 602.33, 602.36
- Jury list, book, 602.34–602.36, 602.38
- Laws and rules applicable, 602.23
- List revised annually by judge, 602.35
- Mileage denied jurors, 602.37
- Number of jurors, 602.39, 602.40
- Peremptory challenges and strikes, 602.40
- Special charter cities, 420.34
- Summons by clerk, 232.16, 602.37
- Time of service restricted, 602.38

Laws relating to district court made applicable, 602.23

Liquor permits revoked, grounds, 123.35

Local rules, R.C.P. 372

Motions, time to correct judgment, 602.42

New action, costs in former suit first paid, R.C.P. 363

Newspaper publication of docket, 618.13, 622.93

Officers qualifications and duties, 602.7, 602.11

**Orders of court**

Bill of lading lost, delivery ordered, 487.17

District court provisions apply, 602.23

Housing law actions, 413.113–413.116

Original notice, appearance date, filing, R.C.P. 363

**Pleading and practice**

Appeals, where taken, 602.44, 602.45

Appearance and answer to defendant, 602.27

Criminal actions, how tried, 602.28

Demand for trial by jury, 602.39

District court law generally applicable, 602.23

Petition, time of filing, 602.26

Pleadings same as justice court, 602.26

Public proceedings, 605.16

Report of trial, 602.46–602.48

Rules established by judge, 602.23

Shorthand report, when used, 602.47, 602.48

Sunday business, 605.18

Preliminary examination, report, transcript, 602.47

Record, court of, 602.13

Records, how long kept, 602.13

Records, kept as in district court, 602.13

Records transferred to municipal court, 602.20

Reporter, appointment and fees, 602.46–602.48

Reporter's power to administer oaths, 78.1(2)

Residence district restrictions violated, action, 415.3

Rooms and offices provided by city, 602.50

Rules of practice, by judges, 602.23, R.C.P. 372

Salaries, 602.49

Seal of court, 602.13

Sessions continuous, 602.22

Shorthand reporter, 115.14, 602.46–602.48

Shorthand reporter fees, 602.46, 602.47

Shorthand report, preliminary examination, 602.47

**MUNICIPAL COURT—Continued****Special charter cities**

Change of venue, ordinance violations, 420.34

Health warrants issued, 420.182, 420.185

Jury trial, ordinance violations, 420.34

Statistics collected, 685.8–685.10

Time for appearance, R.C.P. 363

Transcript on transfer to district court, R.C.P. 365

Transcripts, 602.21, 602.43, 602.45, 602.47

Transfer to district court, R.C.P. 364

**Trial**

Appeals, 602.44

Appearance, return date, 602.27

Causes divided, 602.25

Change of venue, 602.24

Criminal cases, 420.34, 602.28

District court rules applicable, 602.23

Fees and costs, 602.32

Inferior courts abolished, other, 602.17, 602.21

Instructions to jury, 602.41

Judgments, 602.42–602.45

Jurisdiction, 602.14, 602.16–602.21

Jury, 602.36–602.40

Open for business all during year, 602.22

Pleadings, filing, 602.26

Sessions to be continuous, 602.22

Shorthand reporter appointed, 602.46

Shorthand report, when used, 602.47, 602.48

Unclaimed funds, disposal, 602.13

Venue change, 602.24

Wartime emergency succession, 38A.9–38A.13

Witness fees, 602.30–602.32, 622.69

Zoning law cases, certiorari, 414.15–414.19, 415.3

**MURDER**

Advising or inciting murder, 690.8

Assault with explosives, 697.1, 697.2

Assault with intent to murder, 690.6, 690.7

Bail not allowed, 763.1, 763.2

Definition, 690.1

Degree, how determined, 690.4

Duel with deadly weapons, 692.1

Explosives, death caused by, 697.1, 697.2

First degree murder, punishment, 690.2, 690.5

Indeterminate sentence, exception, 789.13

Indictment, short form, 773.34

Limitation of action for prosecution, 752.1

Malice aforethought, 690.1

Parole by court not permitted, 247.20

Place of commitment, 789.16

Poisoning, punishment, 690.2–690.10

Second degree murder, punishment, 690.3

Training school commitments, exception, 242.6

**MUSEUMS**

Art galleries in cities, 379.1–379.15

Geology specimens for public museums, 305.4

State, 303.1, 303.6–303.12

**MUSIC**

Bands, municipal, tax levy, 375.1–375.6

Houses of ill fame, musical instruments deemed nuisances, 99.1, 99.6, 99.21

Musical instruments, execution exempt, 627.6(3)

Requirement of charitable institution children, 282.19

School instruction, requirements, 279.25, 280.12

Serial number on instruments altered, 714.13

**MUSIC**—Continued

Symphony orchestra, municipal, 379A.1-379A.6  
 Taxation of musical instruments, 427.13(10)  
 Vocal music, ability to teach, 280.12

**MUSSELS**

Bait, use lawful, 109.99

## Clams

Bait, taken for, permit, 109.63  
 Defined as mussels, 109.43  
 Seized if illegally taken, 109.12, 109.13

Definitions, 109.43, 109.102

Fishermen, use for food or bait, 109.101

License to take, fees, 109.99, 110.1

Manner of taking, 109.103

Manufacturer's possession, when lawful, 109.101

Open seasons, 109.100

Ownership in state, 109.2, 109.3

Penalty for unlawful taking, 109.32, 109.119

Prohibited acts, protected mussels, 109.32, 109.38

Reciprocity of licenses, 109.19, 109.112

Report by licensee to commission, 109.105

Reports required of licensees, 109.105

Seizure when unlawfully possessed, 109.12, 109.13

Size limits fixed, 109.104

Territories for mussel taking, 109.100

Title and ownership in state, 109.2, 109.3

Unlawful taking or use, penalty, 109.32, 109.119

Waters where mussels may be taken, 109.100

**MUTILATION**

Animals, penalty, 717.1-717.4

Gravestones or cemetery property, 714.23

Library books or property, penalty, 714.16

Malicious injuries to property, 714.2-714.32

Mayhem, penalty, 693.1

Serial number on manufactured article, 714.13

**MUTUAL**

Creamery associations, 491.12, 491.31

Execution on mutual judgments set off, 626.92

Insurance companies, *see INSURANCE*

Judgments in justice court set off, 601.57

**NAMES**

Alias, true name entered at arraignment, 775.10

Arraignment, incorrect, estoppel, 775.8-775.10

Assumed, negotiable paper, liability, 541.18

Bank names, use of words restricted, 532.12, 532.13

Birth certificate entries, 144.13

## Change of name

City or town, 362.34-362.37

Laws, special or local, forbidden, Const., Iowa, III, 30

Newspaper, effect, 618.4

## Person's name changed

Adult persons authorized to change, 674.1

Affidavit of freeholder, 674.4

Application statement, contents, 674.2

Effective date of change, 674.9

Failure to reindex realty, penalty, 674.13

Fees for change, 674.7, 674.8

Filing and recording statement, 674.5

Legislative act changing forbidden, Const., Iowa, III, 30

Number of changes allowed, 674.11

Real estate owned described, 674.3

**NAMES**—Continued

## Change of name—Continued

## Person's name changed—Continued

Real estate reindexed in new name, 674.6

Realty reindexed in other counties, 674.12

Statement of change filed, recorded, 674.5

Wife and children to take new name, 674.10

Railroad corporation, 476.1-476.3

Railroad station, 477.58-477.60

Soil conservation district, 467A.5(6)

Township, petition, notice hearing, 359.14-359.16

Village, 354.1-354.8

Christian name, decree variations legalized, 587.1

Christian name, variations in conveyances, 558.6

Claimants against county, publication, 349.18

Death certificate entries, 141.4

Decrees, unknown defendants, name variations legalized, 587.1

Farm names registered, 557.22-557.26

Idem sonans statute, 558.6

Indictment, witnesses indorsed on, 772.3, 776.1(2)

Information, witnesses indorsed on, 769.4, 769.5

Insurance company, unlike others, 510.7, 515.4

Jury lists, noneligible names, 609.1, 609.2

Maiden name of notary after marriage kept, 77.12

Misnomer of bank on instrument, 528.4

Negotiable instrument, drawee names, 541.1(5)

Partnership name, restrictions, 545.6

Probate docket entries, 632.10

Recorded instruments, names of signers typed or printed, 335.2

Trade name signed to negotiable paper, 541.18

Trade names, use, 547.1-547.5

Variation in conveyances, presumption, 558.6

Variations in decree legalized, 587.1

Wrong payee or indorsee named, 541.43

**NAPHTHA**

Labeling requirements on sale, 208.6

Penalties, 189.19-189.25, 732.6, 732.7

Use by cleaners and dyers restricted, 732.6, 732.7

**NARCOTICS**

Addicts, insane, committed to institutions, 224.1-224.5

Addicts not admitted to nursing homes or custodial homes, 135C.3, 135C.4

Alphaprodine hydrochloride, 204.1(15, 24)

Authorized possession by individuals, 204.11

Automobile, unlawful use, forfeiture, 204.14

Boys training school, instruction, 242.4

Building used for, nuisance, 204.13

Burden of proof, exemption, 204.19

Chemical analysis made, 205.12

Confiscation and disposal, 204.15

Conviction, double jeopardy forbidden, 204.23

Convictions, notice to board, 204.16

Corporations exempted, 204.8

Definition of terms, 204.1

Disposal of forfeited drugs, 204.15

Enforcement duties, 189.2(1), 204.20, 205.11-205.13

Exemptions from provisions, 204.12

Federal conviction or acquittal, effect, 204.23

Forfeiture, disposition, 204.15

Fraud in procuring, penalty, 204.18, 204.22

Girls training school, instruction, 242.4

Interpretation of the law, 204.24

Label requirements, 204.10

**NARCOTICS—Continued**

## Licenses

- Conviction notice sent board, 204.16
- Exception as to cannabis, 204.3
- Manufacturers and wholesalers, 204.3
- Qualifications for license, 204.4
- Revocation or suspension, 130.39, 130.40, 204.4, 204.16

- Marijuana (cannabis), 203.3, 204.1
- Minors, violations involving, 204.22(2)
- Motor vehicles, driving while under influence, 321.281
- Motor vehicles, license refused addict, 321.177
- Name of act, 204.25
- Officers furnished regular motor vehicle registration plates, 321.19
- Pharmacists, sale regulated, 204.6

## Pharmacy examiners' duties

- General provisions*, 204.1–204.25, 205.1–205.13
- Chemical analysis of drugs obtained, 205.12
- Co-operation with other agencies, 204.20
- Licenses, manufacturers and wholesalers, 204.3, 204.4
- Order forms furnished, 204.1(17)
- Poison register, inspection, 205.6

- Possession requirements, exemptions, 204.2, 204.5(4), 204.11, 204.12
- Preparations exempted, conditions, 204.8

## Prescriptions

- Form required, 204.6, 204.7
- Physicians and dentists, 204.7(1)
- Veterinarians, 204.7(2)

- Professional use of narcotic drugs, 204.7
- Professions, license exemption, 204.3
- Prohibited use, 204.2
- Purchase, persons entitled to, 204.5, 204.6
- Pure food law applicable, 189.1–189.29, 203.1–203.9
- Records confidential, 204.17
- Records to be kept, contents, 204.9
- Removal from original container, 204.11
- Revocation of motor vehicle license, 321.209
- Sales contrary to law, 204.2
- School pupils, use prohibited, 279.9
- Schools, effects taught, 280.10
- Search warrant, 204.21
- Storage and transportation, 204.12
- Theft, 204.22(3)
- Trial in federal court, effect, 204.23
- Unused portions returned, 204.7(3)
- Vehicles, drug violations, 204.13, 204.14

## Violations

- Labels, failure, false, penalty, 204.10(3)
- Minors involved, 204.22(2)
- Operating motor vehicle while under influence of, 321.281
- Parole limited, 204.22(4)
- Provisions generally, penalty, 204.22(1)
- Record, failure to keep, penalty, 204.9(6)
- Search warrants authorized, 204.21
- Stealing narcotic drugs, felony, 204.22(3)
- Suspended sentence not permitted, 204.22(4)

Who may purchase, 204.5, 204.6(3)

Written orders, form preservation, 204.5, 204.6(3)

**NATATORIUMS**

See *CITIES AND TOWNS*, subhead *Swimming Pools*

**NATIONAL DEFENSE PROJECTS**

- County sale of land, 332.4
- School lands purchased, 274.39–274.45

**NATIONAL GUARD**

- Accountability, clothing and equipment, 29.34
- Action of injured guardsman saved, 29.27
- Actions against guardsmen, 29.51, 29.52
- "Active State Service" defined, 29.1(5)

## Adjutant general

- Appointed and commissioned, 29.11
- Appointments recommended, 29.20
- Armory board member, 29.57
- Assistant adjutant general, 29.16
- Biennial report, 17.3
- Bonus board, member of, 35.1
- Burial records from relief commission, 250.19
- Certified educational aid for orphans, 35.10
- Claims board appointed, 29.56
- Claims settlements approved, 29.56
- Death and disability benefits, 29.27
- Designates place of confinement, 29.77
- Fines paid in, 29.78
- Free transportation carrier, 479.94
- Governor's staff, 29.17
- Inspections, form prescribed, 29.10
- Liability insurance procured, 29.55
- Powers and duties, 29.12–29.15
- Rank, 29.11
- Relief commission, burial records, 250.19
- Removal, 29.11
- Report made biennially, 17.3
- Requirements for office, 29.11
- Supplies furnished, 19.4, 19.19, 19.25(33)
- Term of office, 29.11
- Veteran's book for recorder, form, 335.4

Advisory council members, 29.1(11)

Advisory council recommends appointment of adjutant general, 29.11

Apprehension, 29.65

Approval of sentence, 29.75

Armament, 29.4

Armories, *see ARMORIES*

Armory board, duties, 29.57–29.59

Armory board to include officers, 29.57

Arrest, 29.66, 29.67

Assault on guardsman, penalty, 29.44

Badges, 29.15

"Battalion" defined, 29.1(3)

Bond, accountable or responsible officer, 29.37

Bond, marshal, 29.79

Ceremonies, 29.9

Civil authorities to request aid, 29.8

Civil disturbances, 29.7, 29.8

Claims against the state from guard activities, 29.56

Claims for death, illness, disease, filed, 29.27

Clothing and equipment issued, 29.34

Clothing and equipment, military use only, 29.35

Clothing and equipment recovered, 29.35

Commander's expense allowance, 29.54

"Company" defined, 29.1(3)

Company, per capita allowance, 29.33

**NATIONAL GUARD—Continued**

Company punishment, 29.62  
 Confinement, 29.67  
 Confinement in lieu of fines, 29.74  
 Confinement, place designated, 29.77  
 Cost of prosecution paid, 29.78  
 County employees, leave of absence, 29.28  
 Court martial, charges preferred, 29.64  
 Court martial not barred by civil trial, 29.61  
 Court members immunity, 29.80  
 Courts of inquiry, 29.69, 29.70  
 Created, 29.2  
 Customs and usage of the service, 29.82  
 Death benefits, 29.27  
 Defense of state, 29.7  
 Defined, 29.1(2)  
 Definition, 29.1(12)  
 Disability benefits, 29.27  
 Discharge papers recorded, 335.4  
 Discipline, 29.4  
 Discipline to conform to federal forces, 29.61  
 Discriminating against guardsman, penalty, 29.43  
 Drill assemblies, 29.9  
 Efficiency board, officers, 29.22  
 Embezzlement, 29.39  
 Enlisted men, additional pay, 29.27  
 Enlistment not shortened by federal service, 29.53  
 Enlistments, 29.25  
 Equipment, 29.4  
 Escort duty, 29.9  
 Exemption from civil duties and process enumerated, 29.41  
 Exemption from military duty on election day, Const., Iowa, II, 3  
 False certificate or return a misdemeanor, 29.38  
 Federal funds and property disbursed, 29.18  
 Federal law and regulations to apply, 29.4, 29.5  
 Federal service, call by president, 29.53  
 "Federal Service" defined, 29.1(6)  
 Field training, 29.9  
 Fines paid, disposition of proceeds, 29.78  
 Funds, fines paid in, 29.78  
 Funds inventoried, 29.12  
 Funds, money recovered on marshal's bond, 29.79  
 Funds, per capita allowance to companies, 29.33  
 Funds, value of clothing and equipment recovered, disposition, 29.34  
 General courts-martial, 29.69, 29.71

**Governor**  
 Appoints officers, 29.20  
 Approval of court-martial sentence required, 29.75  
 Approves headquarters allowance, 29.57  
 Approves organization, 29.3  
 Calls to active service, 29.7, 29.8  
 Commander in chief, 29.7  
 Inspections ordered, 29.10  
 Military and naval staff, 29.17  
 Power to employ, 29.7, 29.8  
 Railroad transportation ordered, 479.94(17)  
 Records military acts required, 7.2  
 To order field training, 29.9  
 To promulgate orders and regulations, 29.4

Guard duty, 29.9  
 Guardsman, molesting or interfering with, penalty, 29.42

**NATIONAL GUARD—Continued**

Headquarters allowance fixed by armory board, 29.57  
 Headquarters and headquarters detachment, 29.26  
 Honorable discharge, 29.41  
 Hospitalization, 29.27  
 Immunity of guardsman same as peace officer, 29.50  
 Inactive guard, 29.30  
 "In service of United States" defined, 29.1(8)  
 Inspections, 29.10  
 Interfering with guardsman on duty, a misdemeanor, 29.42  
 Judge advocate appointed assistant attorney general, 29.51  
 Jurisdiction of courts and boards presumed, 29.81  
 Law and regulations applicable, 29.4, 29.5  
 "Law and regulations" defined, 29.1(10)  
 Leave of absence, state, county, city employees, 29.28  
 Liability insurance authorized, 29.55  
 Life and property protected, 29.7  
 Maintaining law and order, 29.7, 29.8  
 Marshals, 29.79  
 Martial law, 29.45, 29.50  
 Merit badges, 29.15  
 Military court, jurisdiction presumed, 29.81  
 Military courts, 29.69, 29.81  
 Military installations, 29.13  
 Military offenses, 29.63  
 Minors disability removed, 599.5  
 Molesting guardsman, penalty, 29.42  
 Municipal employees, leave of absence, 29.28  
 Oaths administered by officers, 29.21

**Officers**  
 Administer oaths, 29.21  
 Appointment, 29.20  
 Bond when required, 29.37  
 Commission to designate branch, 29.20  
 Defined, 29.1(9)  
 Efficiency board, 29.22, 29.24  
 Failure to account, pay suspended, 29.37  
 Inactive list, 29.23  
 Moving from state, 29.22  
 Pay and allowances, 29.27  
 Powers and duties, 29.21  
 Qualifications, 29.20  
 Retired, 29.23  
 Surplus, 29.22  
 Term of office, 29.20  
 Unassigned list, 29.24

"On duty" defined, 29.1(7)  
 Organization, 29.3, 29.4  
 Parades, 29.9  
 Pay and allowances, 29.27  
 Payment from treasury, 29.29  
 Per capita allowance to companies, 29.33  
 Process, authority to issue, 29.77  
 Process executed by peace officers without pay, 29.77

**Property**  
 Accountability and responsibility, 29.34, 29.37  
 Accountable or responsible officers bond, 29.37  
 Clothing and equipment accounted for, 29.34  
 Disposal or sale, penalty, 29.36  
 Exempt from taxation, 29.60  
 Failure to return a misdemeanor, 29.35

**NATIONAL GUARD**—Continued

## Property—Continued

- Inventoried, 29.12
- Military use only, 29.35
- Sale or disposal, penalty, 29.36
- Turned in on separation, 29.35
- Willful or wanton destruction, penalty, 29.36
- Property and fiscal officers, 29.18
- Property protected, 29.18
- Punishment without trial, commanding officer's authority, 29.62
- Quartermaster, 29.19
- Railroad transportation, 479.94(17)
- Refusal to keep prisoner prohibited, 29.68
- Regulations, 29.4, 29.5
- Roll of retired officers, 29.23
- Schools of instruction, 29.9
- Secretary of defense species units, 29.3
- Secretary of defense to designate time and place of field training, 29.9
- Service badges, 29.15
- Shooting at guardsman, penalty, 29.44
- Special courts-martial, 29.69, 29.72
- State employees, leave of absence, 29.28
- Suits against guardsmen, 29.51, 29.52
- Suits against guardsmen defended, 29.51
- Summary courts-martial, 29.69, 29.73
- Throwing dangerous missiles at guardsmen, penalty, 29.44
- Uniform Code of Military Justice, when applicable, 29.63
- Uniform not to be worn while off duty, penalty, 29.40
- Unit, 29.3
- Utilities, free use authorized, 29.60
- Warrant officers, term "officer" includes, 29.1(9)
- Warrants of arrest issued, 29.76

**NATIONAL HOUSING ACT**

- Bank real estate loans, 526.25
- Bonds, insurance investments, 511.8(8, b), 512.48
- Investment of bank funds, 526.25

**NATIONAL MONUMENTS**

- Effigy Mounds National Monument, conveyance to United States authorized, 1.11

**NATURAL GAS**

See chs 84, 428, 490, *PETROLEUM PRODUCTS*

**NATURALIZATION**

- Congress, establish uniform rule, Const., U. S., I, 8
- Congressional control, Const., U. S., I, 8
- Federal provisions, page liv et seq., Vol. I
- Fees, 606.15(23, 24)

**NATURAL RESOURCES**

- Conservation commission, duties in conserving, 111.2
- Soil conservation, ch 467A

**NATURAL RESOURCES COUNCIL**

- Accounting, 455A.13
- Appeals to district court, 455A.23
- Appropriation, 455A.25
- Approval, flood and erosion districts, 467C.6
- Bond, members and employees, 455A.11
- Construction permit
  - Parks, 111.4
  - Private works, 455A.19

**NATURAL RESOURCES COUNCIL**—Continued

- Dams, 109.15, 112.3
- Definitions of terms, 455A.1
- Departmental co-operation, 455A.14
- Director, 455A.9
- Employees, 455A.10
- Established, 455A.3
- Flood control and conservation
  - Districts, 467C.6
  - Engineer's report, 455.18(9)
  - Federal co-operation, 455A.18
  - Floodways, 455A.21
  - Functions and duties, 455A.17
  - Jurisdiction, 455A.18
  - Meandered streams, 111.18
  - Plans, 455A.18
  - Pollution of water, 135.20
- Private dams and works
  - Abatement, 455A.19
  - Application, 469.2
  - Approval of plans, 455A.19, 469.1, 469.10
  - Hearing, 469.3
  - Licensing, 455A.20, 469.9, 469.29
  - Penalty for nuisance, 455A.26
  - Revocation of permit, 469.26
- Stream improvement, 108.7
- Works authorized, 455A.18
- Works co-ordinated, 455A.22
- Meetings, 455A.8
- Membership
  - Appointment, 455A.4
  - Compensation, 455A.7
  - Organization, 455A.8
  - Removal, 455A.6
  - Terms, 455A.4
  - Vacancies, 455A.5
- Policy and purpose, 455A.2
- Powers limited, 455A.24
- Property
  - Eminent domain, 455A.15
  - Titles, 455A.16
- Reports, 455A.13
- River front improvements approved, 372.9
- Sanitary district trustees appointed, 358.9
- Use of water controlled
  - Application for permit to use water, 455A.18
  - Average minimum flow preserved, 455A.22
  - Conservation, development and use, program, 455A.17
  - Definition of terms, 455A.1
  - Deputy water commissioner, 455A.9
  - Eminent domain, 455A.31
  - Jurisdiction of commission over water, 455A.18
  - Landowners' rights preserved, 455A.27
  - Navigability preserved, 455A.24
  - Permit to use water required, procedure, 455A.18-455A.30
  - Policy of state, 455A.2
  - Pollution control, 455A.23
  - Priority of permits, 455A.21
  - Unauthorized use, 455A.32, 455A.39
  - Water commissioner, 455A.9
  - Water, control of by state, 455A.2
- Warrants, 455A.12

**NAVY**

Constitutional provisions, Const., U. S., I, 8:  
Const., Iowa, IV, 7

**NECESSARIES**

Bond to provide for family, 731.3, 731.4  
Definition, 554.2  
Drunkard liable, 554.2  
Failure to provide proves desertion, 731.6  
Incompetent person liable, 554.2  
Insane person liable, 554.2  
Minor liable, 554.2, 599.2  
Property of husband or wife liable, 597.14

**NEGLECTED CHILDREN**

*See chs 232, 240, 731A, also MINORS*

**NEGLECT OF DUTY**

Neglect or misconduct in public office, 740.1–740.22

**NEGLIGENCE**

Actions against municipalities, 381.16, 420.45, 420.46, 614.1(1)  
Assumption of risk, 88.14  
Baggage carrier's liability for damage, 479.127  
Common carriers, liability, 479.122  
Common carriers, liability for baggage, 479.127  
Comparative, railroad damage cases, 479.124  
Compensation, second injury, action, 85.68  
Contracts limiting liability to employees, void, 88.14, 479.123  
Contributory negligence  
Burden of proof, mitigation, 479.124; R.C.P. 97  
Railroad damage suit, no bar to recovery, 479.124  
Railroad employee's injury, 479.125  
Workmen's compensation act rejected, 85.7, 85.15, 85.16; R.C.P. 97

Damages generally, *see DAMAGES*

Diminution of damages, railroad cases, 479.124  
Drugs, in dispensing, 515.48(5, b)  
Electric transmission lines, presumed, 489.15  
Indemnity contracts, employees, void, 479.123  
Insurance against loss or damage, 479.106(5, b)  
Insurance, professional liability, 519.1–519.13  
Itinerant merchant, insurance required, 81.4(1, 6)  
Jitney bus liability security required, 388.5–388.10  
Limitation of actions, 516.3, 614.1(3)  
Malpractice, insurance authorized, 515.48(5, b)  
Message by telephone or telegraph company, damages, 488.7–488.9  
Motorbus liability security required, 388.5–388.10  
Motor vehicle carrier liability insurance required, 325.26, 327.15

**Motor vehicles**

Burden on plaintiff to prove negligence, 321.292  
Emergency, city liability, 321.495–321.497  
Emergency vehicles, driver liable, 321.296  
Former owner not liable after transfer, 321.493  
Guest statute, nonliability, 321.494  
Judgment, insurer's liability, 516.1–516.3  
Liability for negligence, 321.484, 321.493  
Owner liable for driver's negligence, 321.493  
Notice by city to defend suit, 364.1, 367.8

**Personal injury action**

Boat or raft as cause, 667.1  
Bond for sale of liquors, 129.5, 130.13  
Car accident, plaintiff has burden, 321.292

**NEGLIGENCE—Continued**

Personal injury action—Continued  
City or town liable, 381.16, 420.45, 420.46, 614.1  
Civil remedy not merged in crime, 611.21  
Death, disposition of damages, 635.9  
Death or injury of a woman, 613.11  
Death or injury of minor, R.C.P. 8  
Employees, 85.16, 85.19, 88.14, 479.125; R.C.P. 97  
Guest statute, nonliability, 321.494  
Injunction to prevent, R.C.P. 320  
Insurance against, 515.48(5, b)  
Insurance, professional liability, 519.1–519.13  
Insurer's liability unpaid judgment, 516.1–516.3  
Interurban or street railways, judgment lien, 624.27, 624.28  
Intoxicated persons, injuries by, 129.2–129.4  
Itinerant merchant, liability insurance, 81.4  
Judgment unpaid, insurer's liability, 516.1–516.3  
Limitation of actions, 516.3, 614.1(3)  
Malpractice, insurance authorized, 515.48(5, b)  
Manager plan cities, 420.46  
Minor child, injury or death, R.C.P. 8, 12–14  
Mitigating facts, pleadings, 619.7, 619.8; R.C.P. 97  
Notice of city to defend, 364.1, 367.8  
Notice to city, 420.45, 614.1(1)  
Owner consenting to use of car, liable, 321.493  
Place of bringing action, *see VENUE*  
Railroad employees, 479.122–479.125; R.C.P. 97  
Railroads, union depots, liability, 482.4  
Railways, judgment as lien, priority, 624.27, 624.28  
Second injury compensation fund, action, 85.68  
Special charter cities, 420.45, 420.46  
Statute of limitations, 614.1; R.C.P. 49  
Transmission line, negligence presumed, 489.15  
Women, injury or death, what recoverable, 613.11  
Workmen's compensation, 85.7, 85.15, 85.68, *see WORKMEN'S COMPENSATION*  
Presumed, when, in compensation cases, 85.19  
Railroad employees, 479.122–479.125; R.C.P. 97  
Railroads, killing stock, 478.6–478.11  
Railway liability for baggage damage, 479.127  
Railways, damage by fire, 479.126  
Soliciting claims for suit outside of state, 723.3  
Telegraph or telephone company, presumed, 488.8  
Transmission lines, electric, 489.15  
Trustees for ousted corporation, action on bond, 660.6  
Waiver by employee, 88.14  
Willful, compensation cases, 85.15(3), 85.16  
Workmen's compensation cases, coemployee, 85.15  
Zoning board decision, negligence, costs, 414.18

**NEGOTIABLE INSTRUMENTS**

Ability and willingness to pay as tender, 541.70  
Acceleration of maturity, 541.2(3)  
Acceptance, *see subhead Bills of Exchange below*

**Accommodation paper**

Accommodation party defined, 541.29  
Liability of accommodation party, 541.29, 541.65(3)  
Notice of dishonor, when not required, 541.116  
Payment discharges instrument, 541.120(2)  
Payment precludes further negotiation, 541.122  
Presentment, when not required, 541.80

**NEGOTIABLE INSTRUMENTS—Continued****Actions**

- Assignment defenses, exception, R.C.P. 7
- Attorney fee, 541.2(5), 625.22–625.25
- Cancellation before judgment, R.C.P. 228
- Counterclaim by comaker, 619.6
- Counterclaim defined as action, 541.192
- Defenses, availability, 541.57, 541.58
- Holder's right to sue, 541.57
- Limitation on action, 614.1(6), 614.8, 614.9
- Liquor, good faith holder protected, 129.9
- Lost instruments, indemnifying bond, 541.200
- Parties, how designated, 613.7
- Place of bringing action, 616.17–616.20
- Plaintiff's option, joint obligors, 613.1
- Secured note, kinds of action, 611.5
- Setoff included in "actions", 541.192
- Signature denied in pleading, R.C.P. 100
- Summary judgments, R.C.P. 237
- Venue of actions, 616.19

**Additions**

- Indorsement attached to instrument, 541.31
- Material alteration, 541.126

**Address, where notice sent, 541.109****Agents**

- Authority to sign, how shown, 541.19
- Blank spaces filled, 541.14
- Indorsement by agent, 541.44
- Indorsement naming agent is restrictive, 541.36(2)
- Liability of person signing as agent, 541.20
- Negotiation without indorsement, 541.69
- Notice of dishonor, 541.92, 541.95, 541.98
- Signature by procuracy, effect, 541.21
- Signature without authority, effect, 541.23

**Airport bonds payable from earnings, 330.14****Alteration**

- Bank liable, forged or raised check, 528.61, 532.19
- Fraudulent alteration, 718.8
- Insurance against alteration, 515.48(2)
- Material alteration, what constitutes, 541.126
- Negotiable instruments, effect, 541.125, 541.126

**Ambiguity, rules of construction, 541.17****Amount of instrument**

- Certain sum must be stated, 541.1(2)
- Material alteration, what constitutes, 541.126
- "Sum certain" defined, 541.2

**Antecedent debt as consideration, 541.25****Antecedent party, notice of dishonor, 541.108****Antedated instrument void, 541.12****Application of law, 541.196****Armory bonds of city are negotiable, 385.4****Assignment, rights, 539.1–539.6****Assignments**

- Action or defense, when without prejudice, R.C.P. 7
- Benefit of creditors, notice of dishonor, 541.102
- Bill of exchange not assignment, 541.128, 541.190
- Check not an assignment of bank funds, 541.190
- Corporation, lack of capacity, 541.22
- Forgery of assignment, penalty, 718.1(8)
- Indorsement without recourse, 541.38
- Infant as assignor, effect, 541.22
- Prohibited by instrument, when, 539.2

**NEGOTIABLE INSTRUMENTS—Continued****Assumed name used, liability, 541.18****Attorney fee provisions, 541.2(5), 625.22–625.25****Bad faith, knowledge, 541.56****Bank notes, savings banks, not circulate as money, 526.2****Bankrupt, notice of dishonor, 541.102****Banks****Acceptance of drafts regulated, 528.71–528.73****Authority to deal, 532.1(5)****"Bank" defined, 541.192****"Business day" defined, 541.201****Cashier as drawer or indorser, 541.42****Check clearance at par required, 528.63****Checks, *see subhead Checks below*****Demand paper, credit revoked, 541.201****Drafts, authority to issue, 532.1(5)****Payable at bank, order to pay, 541.88****Payable at bank, time to present, 541.75****Bearer****Blank indorsement means to bearer, 541.34****Definition of "bearer", 541.192****Liability to transferee, 541.65****Maker's or drawer's order, 541.64(2)****Payable to bearer to negotiate, 541.1(4), 541.9****Rights to payment, 541.9, 541.34, 541.64(2)****Bearer paper****"Bills of exchange" defined, 541.127****Negotiation by delivery, 541.30****"Promissory notes" defined, 541.185****Special indorsement, 541.40****"Bill" means bill of exchange, 541.192****Bills in sets after negotiation of parts, 541.180****Bills of exchange****Acceptance****Acceptance generally, 541.140, 541.141****Accommodation, liability, 541.29****Banks authorized to accept, 528.71–528.73****Bills in sets, 541.182****Conditional acceptance, 541.140, 541.142****Date, 541.11, 541.13, 541.137, 541.139****Definition of "acceptance", 541.133, 541.192****Forgery, penalty, 718.1(7), 718.2, 718.10, 718.11****Holder's right to written acceptance, 541.134****Incomplete bills, 541.139****Kinds of acceptances, 541.140****Liability of acceptor, 541.62****Local acceptance, 541.142(3)****Method of making, 541.133****Overdue, effect, 541.7, 541.139****Partial acceptance, 541.142(2)****Power of banks, 528.71–528.73****Presentment for acceptance, 541.144–541.152****Promise to accept, 541.136****Qualified acceptance, 541.140, 541.142, 541.143****Refusal to accept, notice, *see subhead Notice of Dishonor below*****Retention or destruction of bill, 541.138****Separate instrument, 541.135****Some of drawees but not all, 541.142(5)****Time allowed drawee, 541.137****Trust companies, 528.71–528.73****Acceptance for honor****Agreement of acceptor, warranty, 541.166****Construed for honor of drawer, 541.164**

**NEGOTIABLE INSTRUMENTS—Continued****Bills of exchange—Continued****Acceptance for honor—Continued**

- Delay in presentment, effect, 541.170
- Different parties, rights, 541.162
- Dishonor of bill by acceptor for honor, 541.171
- Effect of making, 541.162
- Liability of acceptor, 541.165
- Maturity of bill, effect, 528.21
- Method of making, 541.163
- Persons authorized to make, 541.162
- Persons for whom made, 541.162, 541.164
- Presentment for acceptance for honor, 541.169
- Protest of bills accepted, 541.168
- Written acceptance required, 541.163

- Acceptor liability, 541.62, 541.159, 541.166, 541.183
- Ambiguous instrument, how, construed, 541.17
- Assignment of funds, not by bill, 541.128
- Banks authorized to deal, 526.29, 532.1(5)
- Bill not assignment of funds, 541.128

**Bills in sets**

- Acceptance, how made, 541.182
- Constitute one bill, 541.179
- Discharge of one discharges all, 541.184
- Liability of acceptor, 541.183
- Parts negotiated, rights of holders, 541.180
- Separate negotiation, indorser's liability, 541.181

- "Check" defined as bill of exchange, 541.186
- Confession of judgment authorized, 541.5(2)
- Definition of "bills of exchange", 541.127, 541.130
- Destruction by acceptor, 541.138, 541.161
- Detention, effect, 541.138, 541.161
- Dishonor by acceptor for honor, 541.171

**Dishonor by nonacceptance**

- Bill of lading, effect when attached, 554.21
- Bills of lading draft returned, 487.40(4)
- Circumstances equal to dishonor, 541.149
- Holder's duty, rights, 541.151, 541.152
- Qualified acceptance, 541.143
- Refusal to write acceptance on face, 541.134
- Requirements in general, 541.150

**Dishonored bills accepted, 541.139****Dishonor, notice, *see subhead Notice of Dishonor below*****Drafts**

- Acceptance regulated, 528.71–528.73
- Banks authorized to deal, 526.29, 532.1(5)
- Banks, trust companies, may accept, 528.71–528.73
- Clearing payment drafts preferred, 528.34
- Insuring parties fidelity, 515.48(2)
- Purchasers, preference in closed bank, 528.34
- Stock order on payment, method, 528.62

**Drawees**

- Absconded drawee, 541.149(1)
- Alternative or successive, prohibited, 541.129
- Bankruptcy, effect, 541.146(3), 541.159
- Death, effect, 541.146(2), 541.149(1)
- Designated by name or description, 541.1(5)
- Effect of bill on funds of drawee, 541.128
- Fictitious person, 541.82(2), 541.149(1)
- Insolvency, effect, 541.146(3), 541.159
- Joint drawees authorized, 541.129
- Liability on acceptance, 541.128, 541.182
- Liability, retaining or destroying bill, 541.138

**NEGOTIABLE INSTRUMENTS—Continued****Bills of exchange—Continued****Drawees—Continued**

- Number of drawees, 541.129
- Time allowed drawee to accept, 541.137

**Drawers**

- Assent to qualified acceptance, 541.143
- Liability, conditions, 541.61, 541.70, 541.79
- Notice of dishonor excused, 541.115
- Referee's name inserted on bill, 541.132
- Foreign bills, 541.119, 541.130, 541.153–541.161
- Forgery, penalty, 718.1(5, 9), 718.10
- Form of bills, 541.127–541.132
- Holders, *see subhead Holder below*
- Incomplete bills, 541.15

**Indorsers**

- Assent to qualified acceptance, 541.143
- Discharge, 541.143, 541.145, 541.151, 541.153, 541.189

**Referee's name put on bill, 541.132****"Inland bills" defined, 541.130****Insuring fidelity of parties, 515.48(2, 9)****Interpretation, 541.127–541.132****Loss, detention, or destruction, 541.138, 541.161****Loss or destruction, indemnity, 541.199, 541.200****Maturity, 541.167****Nonacceptance and nonpayment protested, 77.9, 541.153, 541.158****Nonacceptance, by drawee, 541.149–541.152****Notice of dishonor, *see subhead Notice of Dishonor below*****Overdue bills accepted, 541.139****Payment for honor**

- Declaration before payment, 541.174
- Method for making, 541.172, 541.174
- Notary attest appended to protest, 541.173
- Persons authorized to pay, 541.172
- Preference of parties offering to pay, 541.175
- Presentment, how made, 541.169
- Refusal to receive payment, 541.177
- Right of payer for honor, 541.178
- Subsequent parties, effect, 541.179
- Voluntary payment distinguished, 541.173

**Persons liable*****See also subhead Persons Liable below***

- Acceptor for honor, 541.165
- Drawee after acceptance, 541.128
- Indorsers of bills in sets, 541.181
- Partners, 541.129
- Referee in case of need, 541.132, 541.168, 541.170

**Place of payment, 541.141, 541.142, 541.144(3)****Presentment for acceptance**

- Days specified, 541.147
- Delay in presentment, effect, 541.148
- Excused in certain cases, 541.144, 541.148, 541.149
- Failure to present, result, 541.145
- Insufficient time for presentment, 541.148
- Need dispensed with, 541.152
- Nonacceptance, effect, 541.150–541.152
- Persons to whom made, 541.149
- Required in certain cases, 541.144
- Time allowed drawee to accept, 541.137
- Time, day and hour, 541.85, 541.145–541.148, 541.195



**NEGOTIABLE INSTRUMENTS—Continued****Bills of exchange—Continued**

Presentment for payment, *see subhead below*  
 Promise to accept, 541.136

**Protest**

Acceptor bankrupt before maturity, 541.159  
 Bills accepted for honor, 541.166, 541.168  
 Bills dishonored by acceptor for honor, 541.171  
 Certified copy, presumptive evidence, 622.31  
 Contents of protest, 541.154  
 Delay, when excused, 541.160  
 Dispensed with, 541.160  
 Foreign bills, 541.112, 541.119, 541.153, 541.157, 541.160  
 Loss or detention, requirements, 541.161  
 Method of making, 541.154  
 Nonacceptance and nonpayment, 77.9, 541.153, 541.158  
 Notary's power even if officer, 77.9  
 Persons permitted to make, 541.155  
 Place of protest, 541.157  
 Reasons for protest, 541.153, 541.158  
 Time of protest, 541.85, 541.156, 541.198  
 Waiver, 541.112

Requisites generally, 541.126  
 Sight draft with bill of lading, 487.41  
 Time of payment, 541.127, 541.142

**Bills of exchange in sets, *see subhead Bills of Exchange above, thereunder see Bills in Sets***

Bills of lading, 487.28–487.43  
 Blank indorsement, 541.9(5), 541.34, 541.35  
 Blanks, authority to fill, 541.14  
 Bonds generally, *see BONDS*  
 Bonds, indemnity for lost instrument, 541.199, 541.200  
 Breach of faith, title defective, 541.55  
 Broker, negotiation by, liability, 541.69

**Cancellation**

Instrument discharged, 541.120(3)  
 Person secondarily liable, effect, 541.121(2)  
 Unintentional cancellation, 541.124

**Certificates of deposit**

Issuance by banks, interest, 526.23, 526.24  
 Lost or stolen, indemnity, 541.199, 541.200

**Checks**

Acceptance by bank, 541.188, 541.190  
 Action on check, 613.1  
 Antedating, effect, 541.12  
 Assignment of funds, not operate as, 541.190  
 Bank's liability, 541.190

**Certification**

Bank liable after it certifies, 541.190  
 Drawer and indorsers discharged, 541.189  
 Equivalent to acceptance, 541.188  
 Instrument discharged, 541.120(3)  
 Clearance at par required, 528.63  
 Collection items, credit revoked, 541.201  
 Collection items, nonpar clearance, 528.63  
 Defined as "bill of exchange", 541.186  
 False drawing or uttering, penalty, 713.3, 713.4  
 Forged or raised, bank's liability, 528.61, 532.19  
 Insuring fidelity of parties, 515.48(2, 9)  
 Joint and several obligations, action, 613.1  
 Liability of drawer, 541.187, 541.189, 541.193

**NEGOTIABLE INSTRUMENTS—Continued****Checks—Continued**

Lost or destroyed, indemnity, 541.199, 541.200  
 Persons selling, regulated, 533B.1–533B.5  
 Postdating, effect, 541.12  
 Reasonable time presentment, 541.171, 541.187, 541.194  
 Stop order on payment, method, 528.62  
 Time of presentment, 541.171, 541.187, 541.194  
 Collateral posted, effect on negotiability, 541.5(1)  
 Collection costs, attorney fee, 541.2(5), 541.5(2)  
 Commercial paper, banks dealing, 526.29, 532.1(5)  
 Computation of maturity date, 541.86  
 Conditional delivery, effect, 541.16  
 Conditional indorsement, effect, 541.39  
 Confession of judgment authorized, 541.5(2)  
 Conflict, writing and print, 541.17(4)

**Consideration**

Accommodation party's liability, 541.29  
 Debt, antecedent or pre-existing, 541.25  
 Definition, 541.25–541.28  
 Gambling debt paper absolutely void, 537.4  
 Holder for value, 541.26, 541.27  
 Illegal consideration, effect, 541.55  
 Lien on instrument, 541.27  
 Partial failure, effect, 541.28  
 Presumption of consideration, 541.23  
 Prima facie issued for value, 541.24  
 Signed contract imports consideration, 537.2  
 Signer, prima facie a party for value, 541.24  
 Statement in instrument, necessity, 541.6  
 "Value" defined, 541.25, 541.192  
 Want of consideration, defense, 537.3, 541.28  
 Construction rules, 541.17  
 Content requirements, 541.1–541.23, 541.127  
 Contingency, effect on negotiability, 541.4  
 Corporate securities, warranties, exception, 541.65  
 Costs of collection provision, 541.2(5)  
 Counterclaim included as an "action", 541.192

**Date of instrument**

Alteration, effect, 541.125, 541.126  
 Antedating, 541.12  
 Insertion of date, 541.13  
 Lack of date, 541.6(1), 541.17(3)  
 Postdating, 541.12  
 Presumption of true date, 541.11  
 Title of misdated paper on delivery, 541.12  
 Days of grace, 541.86, 541.147, 541.198  
 Defective title, notice, 541.55, 541.56, 541.59

**Definitions used in negotiable instruments law**

Acceptance, 541.192  
 Accommodation party, 541.29  
 Action, 541.192  
 Bank, 541.192  
 Bearer, 541.192  
 Bill, 541.192  
 Bill of exchange, 541.127  
 Blank indorsement, 541.34  
 Business day, 541.201  
 Certainty as to sum, 541.2  
 Check, 541.186  
 Delivery, 541.192  
 Determinable future time, 541.4  
 Foreign bill of exchange, 541.130  
 Holder, 541.192  
 Holder for value, 541.26, 541.27

**NEGOTIABLE INSTRUMENTS—Continued**

- Definitions—Continued
  - Indorsement, 541.192
  - Inland bill of exchange, 541.130
  - Instrument, 541.192
  - Irregular indorser, 541.64
  - Issue, 541.192
  - Note, 541.185, 541.192
  - Payment in due course, 541.89
  - Person, 541.192
  - Primary liability on instrument, 541.193
  - Promissory note, 541.185
  - Reasonable time, 541.194
  - Special indorsements, 541.34
  - Valuable consideration, 541.25, 541.192
  - Value, 541.25, 541.192
  - Writing and written, 541.192
- Delivery
  - Antedated or postdated paper, 541.12
  - Blanks filled, 541.14
  - Conditional delivery, 541.16
  - Definition, 541.192
  - Effectual, what necessary, 541.16
  - Maker, effect of nondelivery, 541.15
  - Necessary to effect negotiation, 541.30
  - Necessary to make paper effectual, 541.16
  - Presumption of delivery, 541.16
  - Special purpose delivery, 541.16
  - Warranty by delivery, 541.65
- Demand, days allowed, 541.198
- Demand paper
  - Bank collections, credit withdrawn, 541.201
  - Bills of exchange, 541.127
  - Checks, 541.186–541.190, 541.201
  - Definition of “payable on demand”, 541.7
  - Negotiated unreasonable time, effect, 541.53
  - Presentment for payment time, 541.71, 541.72
  - Promissory notes, 541.185
  - Reasonable time for presentment, 541.71, 541.194
  - Time of payment, 541.86
- Destroyed instrument, indemnity, 541.199, 541.200
- “Determinable future time” defined, 541.1, 541.4
- Discharge of drawer and indorser, *see subhead Drawers below, thereunder see Discharge*
- Discharge of negotiable instruments
  - General provisions*, 541.120–541.123
  - Acts required to effect discharge, 541.120, 541.121
  - Bill in a set, effect, 541.184
  - Cancellation of instruments, 541.120(3), 541.124
  - Cancellation of signature, 541.121(2), 541.124
  - Forged signature, 541.23
  - Material alteration, 541.125, 541.126
  - Payment in due course, 541.51
  - Payment of bill of exchange for honor, 541.176
  - Payment, or tender of payment, 541.120, 541.121
  - Renunciation by holder, 541.123
  - Right of party who discharges, 541.122
  - Secondarily liable, payment by, subrogation, 541.121, 541.122
  - Unintentional cancellation, proof, 541.124
- Discrepancy between writing and print, 541.17(4)
- Discrepancy, words and figures, construed, 541.17
- Dishonor by nonpayment
  - Acts necessary to effect, 541.83
  - Bill dishonored by acceptor for honor, 541.171

**NEGOTIABLE INSTRUMENTS—Continued**

- Dishonor by nonpayment—Continued
  - Holder's rights, effect upon, 541.84
  - Notice, 541.90–541.119, *see subhead Notice of Dishonor below*
  - Protest not required, 541.119
- Documents of title
  - Agricultural bonded warehouse receipts, 542.1–542.58
  - Bills of lading, 487.28–487.43
  - Sales act provisions, 554.28–554.41
  - Warehouse receipt, 542.37–542.49
- Drafts, *see subhead Bills of Exchange above, thereunder see Drafts*
- Drawers
  - “Acceptance” defined, 541.133
  - Acceptance, effect, 541.62, 541.140
  - Acceptance of incomplete bill, 541.139
  - Bill treated as promissory note, 541.131
  - Charging drawer by presentment, 541.70, 541.79
- Discharge
  - Certification of check, effect, 541.189
  - Check, failure to present in reasonable time, 541.187
  - Failure of holders to protest, 541.151
  - Failure to give notice of dishonor, 541.90
  - Failure to present or negotiate within reasonable time, 541.145, 541.148, 541.187
  - Failure to protest foreign bill, 541.153
  - Methods of discharging generally, 541.120, *see subhead Discharge of Negotiable Instruments above*
  - Notice of dishonor, exception, 541.90, 541.115
  - Qualified acceptance, 541.143
  - Renunciation by holder, 541.123
  - Liability of acceptor, 541.62(1)
  - Liability of drawer, 541.60, 541.61
  - Liability of irregular indorser, 541.64(2)
  - Presentment for payment, 541.70, 541.79
  - Referee in case of need, 541.132
  - Rights of holders, when bill dishonored, 541.152
- Duress, effect on title, 541.55
- Estoppel, when operative, 541.23
- Exchange rate provision, 541.2(4)
- Execution levy, appropriated without sale, 626.87
- Execution levy upon, 626.21, 626.87
- Extension of time, effect, 541.121(6)
- Fear and force used, effect on title, 541.55
- Fictitious person as payee, effect, 541.9, 541.82
- Figures and words, discrepancy, 541.17(1)
- Force used, effect on title, 541.55
- Foreign bills of exchange, 541.119, 541.130, 541.153–541.161
- Forgery and counterfeiting, 541.23, 718.1, 718.4–718.12, 718.21–718.23
- Form of negotiable instrument, 541.1
- Form requirements, 541.1–541.23, 541.127–541.132
- Fraud used, effect on title, 541.55, 541.58
- Garnishee protected on negotiable paper, 642.17
- General acceptance defined, effect, 541.140, 541.141
- Genuineness, warranty implied, 541.66
- Grace, days of, 541.86, 541.147, 541.198
- Holder
  - Bills of exchange
    - Duty and rights, nonacceptance, 541.151, 541.152

**NEGOTIABLE INSTRUMENTS—Continued**  
Holder—Continued

- Bills of exchange—Continued
  - Duty to present or negotiate, 541.145
  - Option in certain cases, 541.131
  - Right to acceptance on bill, 541.134
- Blank indorsement changed to special, 541.35
- Burden to show good faith, 541.59
- Cancellation, 541.120(3), 541.121(2), 541.124
- Certification of check procured, 541.189
- Defenses, original, when allowed, 541.58
- Definition of "holder", 541.192
- Discharge by debtor becoming holder, 541.120(5)
- Duty to present or negotiate bills, 541.145
- Extension of time of payment, 541.121(6)
- For value
  - Accommodation party's liability, 541.29
  - Definition of "holder for value", 541.26
  - Lien on instrument deemed for value, 541.27
  - Liquor law violation, rights, 129.9
- Good faith, liquor action, rights protected, 129.9
- Holder not in due course, defenses, 541.58
- Incomplete instrument not delivered, 541.15
- In due course
  - Alteration, effect in due course, 541.125
  - Bills of exchange in sets, 541.180
  - Blanks filled in, effect, 541.14
  - Burden to show due course, 541.59
  - Date, wrong date inserted, 541.13
  - Defects, no effect on due course holder, 541.57
  - Definition of "holder in due course", 541.52, 541.59
  - Delivery presumed valid, 541.16
  - Demand paper, delayed negotiation, 541.53
  - Free of defects of prior parties, 541.57
  - Notice after part payment, 541.54
  - Notice of defect, 541.52, 541.54, 541.56
  - Notice of dishonor, effect, 541.91, 541.93
  - Notice of nonacceptance omitted, 541.118
  - Original defenses, not subject, 541.57
  - Payment enforceable, 541.57
  - Persons deemed holders in due course, 541.59
  - Protection of rights, 541.13–541.16, 541.28
  - Renunciation, not effect, 541.123
  - Rights of holders, 541.54–541.58, 541.118, 541.125
  - Time of acquisition, effect status, 541.52(4)
  - Transferee, 541.49
  - Warranty of prior parties, 541.60–541.62, 541.65, 541.66
- Insertions made, effect, 541.13, 541.14
- Lien on instrument, deemed holder for value, 541.27
- Nonacceptance, duty and rights, 541.151, 541.152
- Notice of dishonor on behalf of holder, 541.93
- Option conferred by instrument, 541.5(4)
- Option to treat as bill or note, 541.17(5), 541.131
- Payment discharges instrument, 541.51, 541.89
- Postpone rights to enforce, 541.121(6)
- Presentment by holder required, 541.72(1)
- Presumption of due course, 541.59
- Recourse against prior parties, 541.121
- Refusal to receive payment for honor, 541.177
- Renunciation of rights, effect, 541.123
- Rights of holders, 541.51, 541.58, 541.84, 541.134

**NEGOTIABLE INSTRUMENTS—Continued**

- Holder, action on instrument, defenses, 541.51, 541.58
- Holidays, acts done on valid, 541.202
- Holidays, effect on maturity, 541.85, 541.86, 541.195
- Illegal consideration, 537.4, 541.55
- Illegal stipulations, effect on negotiability, 541.5
- Incomplete instrument, completion, 541.13–541.16
- Indemnity bond for lost instruments, 541.199, 541.200
- Indorsee's name wrongly spelled, how indorsed, 541.43
- Indorsement
  - Accommodation party, liability, 541.29
  - Bills of exchange in sets, 541.181
  - Blank, change to special, 541.35
  - Blank, payable to bearer, 541.9(5), 541.34
  - Cancellation, effect, 541.121(2), 541.122, 541.124
  - Cashier, indorsed to, effect, 541.42
  - Conditional, rights of parties, 541.39
  - Corporation's indorsement, 541.22
  - Date presumed true, 541.11
  - Definition of "indorsement", 541.30, 541.31, 541.192
  - Delivery, instrument negotiable by, 541.67
  - Entire instrument must be transferred, 541.32
  - Fingerprint indorsement, old-age warrant, 249.14
  - Forgery, penalty, 718.1(8)
  - Genuineness denied in pleading, R.C.P. 100
  - Infant's indorsement, effect, 541.22
  - Irregular indorsement, 541.64
  - Kinds of indorsement, 541.33
  - Method of making indorsement, 541.31
  - Name wrongly designated or misspelled, 541.43
  - Necessary for negotiation, 541.30
  - Negotiation not result of indorsement, 541.32
  - Past due instrument, payable on demand, 541.7
  - Payable to bearer, 541.40
  - Payable to certain persons, 541.41
  - Person not party to instrument, liability, 541.64
  - Place, presumption, 541.46
  - Prior party, reindorsement, 541.50
  - Qualified indorsement, warranty, 541.38, 541.65
  - Representative capacity, 541.44
  - Restrictive, indorsee's rights, 541.36, 541.37, 541.47
  - Rider, attached for indorsement, 541.31
  - Several indorsees, no negotiation, 541.32
  - Signature without words, sufficient, 541.31
  - Special, 541.34, 541.35, 541.40
  - Striking out by owner, effect, 541.48
  - Time, presumption, 541.45
  - Transfer without right to compel, 541.49
  - Without recourse, result, 541.38
  - Words besides signature not necessary, 541.31
  - Written on instrument or attached, 541.31
- Indorsers
  - Alterations, effect on later indorsers, 541.125
  - Definition of indorser, 541.63
  - Delivery negotiation, liability, 541.67
  - Discharge, *see subhead Drawers above*
  - General liability, 541.66
  - Irregular indorser, liability, 541.64
  - Joint indorsers, jointly and severally, 541.138
  - Liability, 541.64–541.68, 541.70, 541.80
  - Notice of dishonor, 541.90, *see subhead below*
  - Notice to charge indorsers, 541.90, 541.116

**NEGOTIABLE INSTRUMENTS—Continued****Indorsers—Continued**

- Not party to instrument, liability, 541.64
- Order of liability, presumption, 541.68
- Presentment, charging indorsers, 541.70, 541.80
- Presumption, signed as indorser, 541.17(6), 541.63
- Qualified indorsements, liability, 541.38, 541.65
- Signature in blank, liability, 541.64
- Wrong spelling of name, how indorsed, 541.43
- Infant, indorsement by, effect, 541.22
- Infirmity of instrument, knowledge, 541.54
- Insolvent, notice of dishonor given, 541.102
- Instrument means negotiable instrument, 541.192
- Instrument payable at bank, 541.75, 541.88
- Insurance authorized, 515.67(2, 9)
- Interest, date commencing, 541.17(2)
- Interest payments, 541.2(1)
- Interpretation, requirements, 541.1–541.23, 541.128–541.132
- Irregular indorser, liability, 541.64
- “Issue” defined, 541.192
- Itinerant merchants, bond as guarantee, 81.4
- Joint debtors, presentment to, 541.78
- Joint parties, action optional, 613.1, 613.2
- Joint parties, liability, notice, 541.17(7), 541.68, 541.101
- Knowledge of defect, effect, 541.56
- Larceny of notes or bills, 709.1
- Law merchant, when applicable, 541.197
- Levy of execution upon, 626.21, 626.87
- Liability of parties, *see subhead Persons Liable below*
- Lienholder deemed holder for value, 541.27
- Limitations of action, 614.1(6), 614.8, 614.9
- Local acceptance defined, 541.142(3)
- Locker, frozen food, receipt not negotiable, 172.10
- Lost bill, how protected, 541.161
- Lost instrument, indemnity bond, 541.199, 541.200
- Makers, discharge, 541.120, 541.121
- Makers, liability, 541.29, 541.60
- Maturity
  - Acceleration provision, 541.2(3)
  - Days of grace, 541.198
  - Demand, when no time fixed, 541.7(2)
  - Holidays and Sundays, 541.85, 541.86, 541.195, 541.198
  - Nonaccepted bill payable after sight, 541.167
  - Time, computation, 541.86, 541.87, 541.195, 541.198
- Misnomer of bank, effect, 528.4, 532.19
- Mistake, cancellation by, 541.124
- Money payable
  - Alteration of currency or medium, 541.126(5)
  - Alteration of sum, 541.126(2)
  - Certainty as to sum, 541.2, 541.127, 541.185
  - Discrepancy between words and figures, 541.17
  - Kind of currency payable, 541.6(5)
  - Requirement generally, 541.1(2)
  - Words and figures construed, 541.17(1)
- Name, assumed, liability, 541.18
- Name of bank misnamed, effect, 528.4, 532.19
- Name of payee or indorsee misspelled, 541.43
- Negotiability
  - Additional provisions not affecting, 541.5, 541.6
  - Bearer paper, 541.1(4), 541.9

**NEGOTIABLE INSTRUMENTS—Continued****Negotiability—Continued**

- Certainty as to sum essential, 541.2
- Contingent maturity as time payable, 541.4
- Continuation of negotiable character, 541.47
- Demand, payable on, effect, 541.1(3), 541.7
- Determinable future time essential, 541.4
- Drawee named or indicated, 541.1(5)
- Ended by indorsement or payment, 541.47
- Form of instrument, 541.1
- Incomplete instrument not delivered, 541.15
- Money provision affecting, 541.1(2), 541.5, 541.6(5)
- Not affected by
  - Collateral security provision, 541.5(1)
  - Confession of judgment clause, 541.5(2)
  - Date not named, 541.6(1)
  - Election in lieu of money payment, 541.5(4)
  - Money, kind designated for payment, 541.6(5)
  - Place drawn or payable not given, 541.6(3)
  - Seal thereon, 541.6(4)
  - Value being omitted, 541.6(2)
  - Waiver of legal benefits, 541.5(3)
- Payable on demand, effect, 541.1(3), 541.7(1)
- Payable to order, 541.1(3), 541.8
- Payable to order of bearer required, 541.1(4)
- Qualified indorsement does not impair, 541.38
- Requirements of negotiability, 541.1
- Sum certain in money, 541.1, 541.2
- Termination of negotiability, 541.47
- Terms, when sufficient, 541.1–541.10
- Unconditional promise to pay, 541.1, 541.3
- Written instrument signed, 541.1(1)
- Negotiation
  - Agent negotiation without indorsement, 541.69
  - Breach of faith creates defective title, 541.55
  - Definition of negotiation, 541.30
  - Delivery by negotiation, warranties, 541.65, 541.69
  - Delivery paper, indorser's liability, 541.40, 541.67
  - Force and fear create defective title, 541.55
  - Fraud or duress makes title defective, 541.55
  - Illegal consideration makes title defective, 541.55
- Indorsement
  - See also subhead Indorsement above*
  - Bearer paper, negotiation by delivery, 541.30, 541.40
  - Blank, negotiation by delivery, 541.34
  - Cashier as indorsee, 541.58
  - Conditional indorsement, 541.39
  - Entire instrument must be indorsed, 541.32
  - Method of making indorsements, 541.31
  - Order paper, negotiated, 541.30
  - Restrictive indorsement, 541.37
  - Special indorsement, requisites, 541.34, 541.40
  - Transfer without indorsement, 541.49
- Renegotiation by prior party, 541.50
- Restrictive indorsement ends negotiation, 541.36(1), 541.47
- Transfer without indorsement, effect, 541.49
- Unreasonable time avoids due course holder, 541.53
- Nonacceptance, *see subhead Bills of Exchange above, thereunder see Dishonor by Nonacceptance*

**NEGOTIABLE INSTRUMENTS—Continued**

Nonexisting person as payee, effect, 541.9(3)  
 Nonpayment, dishonor by, 541.83  
 Notaries public, 77.9, 77.10  
 "Note" defined as "promissory note", 541.185,  
 541.192, *see subhead Promissory Notes below*  
 Notice of defective title, effect, 541.56  
 Notice of delay, failure to give, effect, 541.90,  
 541.118  
 Notice of dishonor  
   *General provisions*, 541.90–541.119  
   Acceptance refused, 541.117  
   Agent may give notice, when, 541.95  
   Antecedent party, notice given, 541.108  
   Assignment for creditors, to whom given,  
     541.102  
   Bankrupt, to whom given, 541.102  
   Dead party, to whom given, 541.99  
   Delay in giving notice excused, 541.114  
   Delay in noting or protesting, excuse, 541.160  
   Deposit in post office sufficient, 541.104–541.107  
   Dispensed with, 541.113, 541.115, 541.116  
   Drawer, notice given, exception, 541.90, 541.115,  
     541.116  
   Excuse in certain cases, 541.113–541.117, 541.160  
   Form of notice, service, 541.97  
   Given by party entitled to give, 541.94  
   Holder, given on behalf of, 541.93  
   Indorser, notice given, exception, 541.90, 541.116  
   Insolvent person, to whom given, 541.102  
   Misdescription, when vitiates, notice, 541.96  
   Omission to give notice not prejudicial, 541.118  
   Oral notice, sufficient, 541.96, 541.97  
   Parties residing different places, 541.105  
   Parties residing same place, 541.104  
   Party entitled to give, effect, 541.94  
 Persons entitled to give  
   Agents, 541.92, 541.95  
   Any party to instrument, 541.91  
   Holders, 541.91  
   Indorsers, 541.91  
   On behalf of holder, 541.91  
   Other than holder, 541.94  
 Persons served  
   Acceptor for honor, 541.166  
   Agents, 541.98  
   Antecedent parties, notice, 541.108  
   Bankrupts and insolvents, 541.102  
   Drawer, exceptions, 541.90, 541.115  
   Indorsers, exceptions, 541.90, 541.116  
   Joint parties liable, 541.101  
   Makers, 541.98  
   Partners, 541.100  
   Party himself or agent, 541.98  
   Personal representative, 541.99  
   Persons jointly liable, 541.101  
   Principals, 541.95  
   Trustees and assignees, 541.102  
 Place of service, 541.99, 541.109  
 Post office, deposit, sufficient, 541.104–541.107  
 Protest, notice of  
   Dispensing with protest, 541.160  
   Foreign bill, requirements, 541.153–541.161  
   Omission not prejudicial, 541.118  
   Waiver of notice, 541.112  
 Service of notice of dishonor  
   Addressed and mailed is due notice, 541.106

**NEGOTIABLE INSTRUMENTS—Continued**

Notice of dishonor—Continued  
 Service of notice of dishonor—Continued  
   Address provisions, 541.109  
   Delivery in person or by mail, 541.97  
   Miscarriage in mails, 541.106  
   Post office, deposit in, 541.104–541.107  
   Receipt, actual, sufficient, 541.109  
   Signature not necessary, 541.96  
   Sufficiency of notice, 541.96  
   Written or oral notice, 541.96, 541.97  
 Sufficient, when considered, 541.96  
 Time of giving  
   Agent and principal, 541.95  
   Delay, how excused, 541.114  
   Limitation on time for giving, 541.103  
   Maturity date for notice, 541.86  
   Parties residing different places, 541.105  
   Parties residing same place, 541.104  
   Prior parties, 541.108  
   Requirements, general, 541.103, 541.108  
   Sundays and holidays, effect, 541.85  
   Waiver, parties affected, 541.110–541.112  
   When required, 541.90  
   Written or oral notice, 541.96, 541.97  
 Notice of infirmity, effect, 541.54  
 Notice of nonacceptance, 541.118  
 Omission of words, effect, 541.6  
 Order  
   Instruments payable to order, 541.1(4), 541.8  
   Joint parties, action optional, 613.1, 613.2  
   Negotiation of order paper, 541.30  
   Persons to whose order it may be drawn, 541.8  
   Transfer without negotiation, 541.49  
   Unconditional, 541.1(2), 541.3, 541.127  
 Overdue instruments, 541.7, 541.52(2)  
 Partial acceptance, 541.142(2)  
 Partners, presentment, notice, 541.77, 541.100  
 Past due instruments, 541.7, 541.52(2)  
 Payee's name wrongly spelled, how indorsed,  
   541.43  
 Payment  
   Amount due deposited with clerk, when, 538.5  
   Bank as place of payment, 541.75, 541.88  
   Changing time or place of payment, 541.126(3)  
   Days of grace, demand, 541.198  
   Defaults, effect on payment, 541.2  
 Discharge  
   Negotiable character ceases, 541.47  
   Payment generally, 541.120  
   Payment in due course, 541.51  
   Person secondarily liable, 541.121, 541.122  
   "Due course payment" defined, 541.51, 541.89  
   Exchange designated, 541.2(4)  
   Extension of time, 541.121(6)  
   Installments, defaults, 541.2  
   Instruments delivered when paid, 541.74  
   Nonpayment, when dishonored by, 541.83  
   Personal representative, to, 541.76  
   Place, *see subhead Place of Payments below*  
   Postponement by holder, effect, 541.121(6)  
   Prior parties right to enforce, 541.50  
   Recourse to persons secondarily liable, 541.84  
   Refusal of maker, 541.83  
   Something done in lieu of money, 541.5(4)

**NEGOTIABLE INSTRUMENTS—Continued**

## Payment—Continued

- Tender of payment, 541.70, 541.121(4)
- Time of payment, *see subhead Time below*

## Payment in due course

- Definition, 541.89
- Discharge of instrument, 541.51, 541.120

## "Persons" defined, 541.192

## Persons liable

- Acceptor, 541.62, 541.183
- Acceptor for honor, 541.165
- Accommodation party, 541.29, 541.64(3)
- Agents or brokers, 541.20, 541.44, 541.69
- Assumed name signers, 541.18
- Banks, 541.190
- Bearer after negotiation, 541.65
- Brokers, 541.69
- Corporations, 541.22
- Definitions, 541.193
- Drawer, 541.61
- Executors and administrators, 541.76
- General indorsers, 541.66
- Indorsers, 541.48, 541.64–541.68, 541.181
- Infants, 541.22
- Irregular indorsers, 541.64
- Joint debtors, 541.78
- Joint signers, 541.17(7)
- Liabilities specified, 541.60–541.69
- Makers, 541.17(7), 541.60
- Partners, 541.77, 541.129
- Personal representatives, 541.20, 541.44, 541.76

## Primarily liable person

- Definition, 541.193
- Discharge, 541.120
- Principals, 541.19–541.21, 541.69
- Prior indorsers, exception, 541.50, 541.57
- Qualified indorsers, 541.65
- Referee in case of need, 541.132, 541.168, 541.170
- Representative capacity, 541.20, 541.44

## Secondarily liable persons

- Definition, 541.193
- Discharge, 541.120, 541.121
- Liability after dishonor, 541.84
- Signers, 541.18–541.23
- Special indorser, 541.40
- Trade name signers, 541.18
- Transferor by delivery, 541.65
- Volunteer indorsers, 541.67
- Warranties, 541.60–541.62, 541.66

## Persons to whom payable

- Holder in due course, 541.57
- Indorsers, 541.37, 541.39, 541.41
- Payable to bearer, 541.9
- Payable to order, 541.8
- Requirement, general, 541.1(4)

## Place of bringing actions, 616.19

## Place of drawing, 541.6(3)

## Place of payments

- General provisions*, 541.73
- Alteration by change of payment place, 541.126
- Bank, effect, 541.75, 541.88
- Blank filled, effect, 541.14
- Deposit with clerk of district court, 538.5
- Failure to pay at place named, penalty, 625.25
- Joint debtors, presentment to all, 541.78

**NEGOTIABLE INSTRUMENTS—Continued**

## Place of payments—Continued

- Persons liable as partners, 541.77
- Principal debtor dead, 541.76
- Special place stated, 541.70
- Specification unnecessary, 541.6(3)

## Pleading denial of signature, R.C.P. 100

- Postdated instruments, valid, 541.12
- Pre-existing debt as consideration, 541.25

## Presentment for payment

- Ability and willingness to pay, tender, 541.70
- Banking hours, during, at bank, 541.75
- Bills accepted for honor, 541.169, 541.170
- Delay excused, 541.81, 541.170, 541.187
- Demand paper, presentment date, 541.86
- Dispensed with, 541.70, 541.79, 541.80, 541.82
- Due date, when not demand paper, 541.71
- Holidays, effect, 541.85, 541.86
- Instrument exhibited and delivered, 541.74
- Instrument payable at bank, 541.78, 541.79
- Necessary to charge party, 541.70, 541.79, 541.80

## Persons to whom presented

- Acceptor for honor, 541.169
- Banks, 541.75, 541.88
- Death of principal debtor, 541.76
- Drawers, 541.70
- Executor or administrator, 541.76
- Joint debtors, 541.78
- Partners, 541.77
- Personal representatives, 541.76
- Person secondarily liable, 541.84
- Persons primarily liable, 541.72(4)
- Principal debtor, 541.70
- Referee in case of need, 541.132, 541.170

## Place, 541.70, 541.73, 541.77, 541.78

- Principal debtor, not necessary to charge, 541.70
- Required to charge drawer, exception, 541.70, 541.79
- Required to charge indorser, exception, 541.70, 541.80
- Saturday when maturity date, 541.86
- Sufficient presentment, 541.72
- Tender at payment place, 541.70
- Time, 541.71, 541.75, 541.85–541.87, 541.169, 541.187, 541.195
- Waiver, 541.82, 541.112

## Presumptions

- Consideration presumed, 541.24
- Construction of instruments generally, 541.17
- Date thereon deemed true date, 541.11
- Delivery by prior parties valid, 541.16
- Holder having lien is holder for value, 541.27
- Holder is holder in due course, 541.59
- Indorsement at place instrument dated, 541.46
- Indorsers liable in order of indorsements, 541.68
- Lienholder a holder for value, 541.27
- Negotiation made before overdue, 541.45
- Order of liability of indorsers, 541.68
- Party for value by signature, 541.24
- Signature as authority to fill blanks, 541.14
- Signature, when an indorsement, 541.63
- Signer of instrument is party for value, 541.24
- Signer out of place, 541.17(6), 541.63
- Signers, jointly and severally liable, 541.17(7)

## Primary liability on instrument, 541.193

**NEGOTIABLE INSTRUMENTS—Continued**

Printed provisions yield to written, 541.17(4)  
 Procuration, signature by, effect, 541.21

**Promise or order to pay**

Construction, 541.17(7)  
 Requirements in general, 541.1(2)  
 Unconditional, 541.3, 541.5

**Promissory notes**

Actions, 611.5, 613.7, 625.22–625.25, 654.4  
 Ambiguous instrument, how treated, 541.17(5)  
 Banks authorized to deal, 526.29, 532.1(5)  
 Bills of exchange treated as, 541.131  
 Consideration presumed, 541.24  
 Definition of promissory note, 541.185, 541.192  
 Indorsement by maker, when necessary, 541.185  
 Insurance notes, requirement, 515.79  
 Joint signers, liability, 541.17(7)  
 Judgment on note, clerk's record, R.C.P. 228  
 Judgments, enforcing limitations, 615.1–615.4  
 Lost or destroyed, indemnity, 541.199, 541.200  
 Protest, 77.9, 541.154–541.161, 622.31  
 Violations, penalties, 718.1(5), 718.2, 718.10  
 When treated as, 541.131

Protest, *see subhead Bills of Exchange above, thereunder see Protest*

Public securities, warranty, exception, 541.65

Purchase and sale by banks, 532.1(5)

Qualified acceptance, 541.140–541.144

Qualified indorsement, 541.38

Reasonable time, *see subhead Time below*

Referee in case of need, 541.132, 541.168, 541.170

Release of maker, effect, 541.121(5)

Renunciation by holder, discharge, 541.123

**Representative capacity**

Negating personal liability, 541.44  
 Payment to personal representative, 541.76  
 Principal not disclosed, liability, 541.20

Restrictive indorsement, effect, 541.36, 541.37

Revocation allowed before delivery, 541.16

Right of holder to sue, 541.51

Rules of construction, 541.17

Sale of checks, money orders, etc., regulated, 533B.1–533B.5

Saturday, maturity on, effect, 541.86

Seal, validity and negotiability not affected, 541.6

Secondary liability, 541.84, 541.121, 541.122, 541.193

Securities, collateral sale, 541.5(1)

Securities law, exempt from, 502.4

Setoff included in action, 541.192

Short title of act, 541.191

**Signatures**

Agents, authority, 541.19–541.21, 541.23

Assumed name, liability, 541.18

Blank instruments, authority to fill in, 541.14

Cancellation by holder, 541.121(2), 541.124

Fictitious signature, penalty, 718.9

Forged signature effect, 541.23, *see CRIMES, subhead Forgery*

Fraud or duress, effect, 541.55

Genuineness admitted, 541.62

Genuineness denied in pleading, R.C.P. 100

Indorsers, 541.17(6), 541.31, 541.63, 541.64

Indorsers omitted, right to demand, 541.49

Instrument not delivered, effect, 541.15

Liability only on instrument signed, 541.18

**NEGOTIABLE INSTRUMENTS—Continued****Signatures—Continued**

Names misspelled of payee or indorser, 541.43

Notice of dishonor, unnecessary, 541.96

Penalty for affixing fictitious signature, 718.9

Presumption, party for value, 541.24

Procuration of signature, 541.21

Representative capacity, liability, 541.20, 541.44

Requirement, general, 541.1(1)

Trade name, liability, 541.18

Unauthorized signature effect, 541.23

Something other than money, 541.5

Special indorsement, 541.34

Spelling of bank name wrong, 528.4, 532.19

Spelling, payee's or indorsee's name, 541.43

Stolen instrument, bond, 541.199, 541.200

Subrogation, secondarily liable party payment, 541.122

"Sum certain" defined, 541.2

Summary judgments in actions on, R.C.P. 237

Sunday, maturity on, 541.86, 541.195

Taxation, 427.13(5), 428.3, 428.8, 429.2–429.4, 450.39–450.43

Tender of payment, 541.70, 541.121(4)

Terms, construction, 541.1–541.6, 541.10, 541.17, 541.127

Theft of instrument, bond, 541.199, 541.200

**Time**

Acceptance, time allowed for, 541.137

Alteration by change of payment time, 541.126

Blanks filled, reasonable time, 541.14

Computation, 541.87, 541.195

Date of issue, 541.6(1), 541.11–541.13, 541.17

Days of grace, 541.86, 541.147, 541.198

Definition of reasonable time, 541.194

Determinable future time, 541.1(3), 541.4

Due notice, 541.104–541.107

Election days, effect, 541.85

Indorsement, presumption as to time, 541.45

Maturity, time of, 541.86

Notice of dishonor, time to give, 541.103, 541.108

Qualification in instrument, 541.142

"Reasonable time" defined, 541.194

Saturday as maturity date, effect, 541.86

**Time of payment**

Alteration, effect, 541.126(3)

Checks, 541.187

Computed, method, 541.187, 541.195

Demand, sight or presentation, 541.7

Determinable, future, 541.4, 541.127, 541.185

General requirements, 541.1(3)

Holidays, Sundays, effect, 541.85, 541.195

Postponement by holder, effect, 541.121(6)

**Time of presentment**

Acceptor for honor, 541.169

Checks, 541.187

Days of maturity, 541.85–541.87, 541.167, 541.195, 541.198

Holidays, Sunday, 541.85–541.87, 541.195, 541.198

Hours for presentment, 541.72, 541.75

Instrument not payable on demand, 541.71

Instrument payable at bank, 541.75

Notice sent by mail, 541.105

Transfer without indorsement, 541.49

Title of act, 541.191

**NEGOTIABLE INSTRUMENTS—Continued**

- Title to instruments
  - Antedated paper, when title passes, 541.12
- Assignments
  - Prohibited by instrument, effect, 539.2
  - Qualified indorsement, 541.38
  - Thing in action, exception, R.C.P. 7
- Bearer paper, special indorsement, 541.40
- Defective title, proof, 541.55–541.59
- Indorsement to indorsee in trust, 541.36(3)
- Notice of defect, 541.52(4), 541.54, 541.56
- Postdated paper, when title passes, 541.12
- Qualified indorsement, effect, 541.38
- Time of acquiring, 541.12, 541.49
- Transfer without indorsement, 541.49
- Warranty of title, by negotiator, 541.65
- Trade name, liability of person signing, 541.18
- Transfer by delivery, 541.65
- Transfer without indorsement, 541.49
- Trial, venue, 616.19
- Trust by indorsee, 541.36(3)
- Unconditional promise to pay, 541.1(2), 541.3
- Validity, requirements, 541.1–541.23, 541.127
- Value
  - Definition, 541.25, 541.192
  - Negotiability when value not stated, 541.6(2)
- Venue of actions, 616.19
- Violations
  - Circulation of foreign bank notes, 718.21–718.23
  - Fictitious signatures attached, forgery, 718.9
  - Forging, counterfeiting, altering, 718.1–718.12
  - Fraud, 713.1, 713.11–713.14
  - Swindling by false instruments, 713.11–713.14
- Void instruments, liquor law violation, 129.7–129.9
- Waiver
  - Notice of dishonor, 541.110
  - Parties bound by waiver, 541.111
  - Presentment for payment, 541.82(3)
  - Protest, 541.112
  - Renunciation of rights by holder, 541.123
- Warehouse receipts, 542.37–542.49, *see WAREHOUSE RECEIPTS*
- Warranties
  - Acceptor to pay instrument as made, 541.62
  - Drawer to present or pay, 541.61
  - Indorser, to subsequent holders, 541.66
  - Maker to pay instrument as made, 541.60
  - Negotiator of instrument, warranties, 541.65
- Without recourse, indorsement, 541.38
- Words and figures, discrepancy construed, 541.17
- Words defined, 541.192
- Writing includes print, 541.192
- Written prevails over printed provisions, 541.17
- Wrong name of bank, effect, 528.4, 532.19
- Wrong spelling, payee's or indorsee's, 541.43

**NEGROES**

- "Civil rights" defined, 735.1
- Denial of equal privileges, penalty, 735.2
- Eligible to general assembly, Const., Iowa, III, 4; Amend. of 1880 and 1926
- Right of suffrage, Const., Iowa, II, 1; Amend. of 1868; Const., U. S., Amend. 15

**NEPOTISM**

- Employment prohibited, exceptions, 71.1, 71.2

**NETS**

- Fishing laws, 109.106–109.115

**NEWLY DISCOVERED EVIDENCE**

- Judgment vacated for, R.C.P. 252
- New trial ground, R.C.P. 244(g)

**NEWSPAPERS**

- Action for libel, 659.2–659.4
- Affidavit of publication of notice, 622.92
- Audit report furnished, 11.14, 11.19
- Ballots printed, time, 49.63, 49.64
- Ballots published, compensation, 49.54, 49.72
- Certificate of publication, 446.12
- Change of name, 618.4
- Contracts for political advertising, 738.6
- Days of publication, 618.9
- Definition of newspaper, legal notices, 618.3
- Docket published, district and municipal courts, 618.13, 622.93
- Documents, state, free distribution, 16.15
- English language, official publications, 618.1
- Fair trade advertising, 550.1–550.5
- Fees for publication, 366.11, 618.11
- Fees for publication, Polk County, 622.93
- Flag, use without advertising, 32.6
- Freedom of the press assured, Const., U. S., Amend. 1; Const., Iowa, I, 7; 491.69
- Irregularities in advertisement, effect, 446.14
- Journal publication fee, municipal court, 622.93
- Libel liability
  - Candidate for office, retraction, 659.4
  - Criminal prosecution, punishment, 737.1–737.7
  - Damages, actual, retraction, 659.2
  - Exemplary damages, when allowed, 659.3
  - Retraction, damages, 659.2–659.4
  - Truth as defense in libel prosecutions, Const., Iowa, I, 8
- Liberty of the press, not abridged by corporation
  - political prohibitions, 491.69
- Limitation on proof of publication, 622.92
- Local audit report furnished, 11.14, 11.19
- Notice, service by publication, R.C.P. 60–63
- Notices in English, 618.1–618.9, 622.92
- Official ballots, publication cost, 49.54, 49.72
- Official county newspapers
  - Bona fide subscribers, defined, 349.7
  - Compensation, 349.15, 349.17
  - Contest, procedure, appeal, 349.4–349.14
  - Division of compensation, 349.15
  - Fraudulent list, newspaper eliminated, 349.9
  - Number to be selected, 349.3
  - Proceedings and reports published, 349.16, 349.18
  - Qualifications, 349.2
  - Requirements to qualify, 618.3, 618.4
  - Selection, 349.1–349.14, 618.7
  - Time of selection, 349.1
- Original notice published, 618.3–618.8; R.C.P. 62, 63
- Payment for publication, 618.10
- Political advertising, requirements, violations, penalty, 738.6, 738.22, 738.23
- Proceedings published in English, 618.1, 618.2



**NEWSPAPERS**—Continued

## Proof of publication

- Affidavit by assistant publisher legalized, 587.10
- Decrees legalized, 587.9
- Notice, 622.92
- Polk county, 622.93

Publication, important public matters, 618.14

Publications, proved by affidavit, 622.92

Refusal to publish legal copy, 618.8

Selection, by whom permitted, 618.5-618.7

State documents obtainable, 16.15, 16.19

State library and historical department to acquire, binding, 303.6

“Subscriber” defined, 349.7

Supervisors, official paper selected, 349.1-349.18

Time limit on proof of publications, 622.92

## Violations

Advertising drugs for venereal disease, 725.7

Advocating criminal syndicalism, 689.11

English language, legal notices not in, 618.2

Fraudulent advertisements, 713.24, 713.25

Inciting insurrection, hostilities, 689.4, 689.8

Libel, 737.1-737.7

Political advertisements, exception, 738.22

Violation of obscenity law, 725.4-725.8

**NEWSSTANDS**

Child labor, restrictions, 92.12, 92.13

Courthouses, veterans' concessions, 332.5

Statehouse, concession to veteran, 19.16

**NEW TRIAL**

## Civil cases

Application, R.C.P. 244

Avoided by agreeing to terms and conditions, R.C.P. 250

Change of venue, discretion to grant, R.C.P. 169

Costs paid as ordered by court, 624.16

Definition of new trial, R.C.P. 242

Grant by supreme court, papers returned, 686.8

Grounds stated, R.C.P. 244, 252

Judge's disability, R.C.P. 367

Judgment by default on published notice, re-trial, R.C.P. 251

Judgment vacated or modified, R.C.P. 252-255

Justice court, costs, 601.46, 601.47, 601.52, 601.104

Motion not necessary on appeal, 686.2

Motion pending, disability of judge, R.C.P. 367

## Motion to obtain new trial

Affidavits to sustain or controvert, R.C.P. 245

Conditional new trial, terms, R.C.P. 250

Filing no waiver of other motions, R.C.P. 248

Grounds stated, R.C.P. 243, 244

Instructions, objections, when proper in, R.C.P. 196, 197

Issues tried by consent, amendment, R.C.P. 249

Judgment notwithstanding verdict, when new trial granted, R.C.P. 243

New trial on vacation of adverse decision, R.C.P. 244

Nonpleaded issues considered, R.C.P. 249

Stay of proceedings, R.C.P. 246

Time for motion and exceptions, R.C.P. 247

Vacation of verdict, decision or report and to grant new trial, R.C.P. 243, 244

Petition after judgment, R.C.P. 252, 253

**NEW TRIAL**—Continued

## Civil cases—Continued

Petition, notice, R.C.P. 60(1), 253(b)

Procedure, judgment, R.C.P. 253, 255

Titles and liens protected, R.C.P. 254

Vacation of judgment, grounds, R.C.P. 252

## Criminal cases

Appeal from justice court, 762.48

Application before judgment, 787.2

Definition, 787.1

Disposition in vacation, 789.10

Effect of granting new trial, 787.4

Grant on appeal by supreme court, 793.18, 793.21

Grounds, 787.3, 789.7, 789.9

Motion to obtain, 787.1-787.4

Time of imprisonment deducted, 793.26

**NEXT FRIEND**

Actions brought, 85.61(4), 129.4, 675.8; R.C.P. 12, 132

Application for guardian of minor, R.C.P. 14

**NEXT OF KIN**

Administration granted, 633.39, 633.40

Application for disinterment, permit, 141.25

Consanguinity and affinity, 4.1(24)

Dead-man statute applicable, 622.4, 622.5

Juror, challenge for cause, 631.12(4); R.C.P. 187

**NITROGLYCERINE**

Burglary by use of explosives, 708.4

Explosives in general, *see EXPLOSIVES*

Use to injure persons or property, 697.1-697.4

**NOISE**

City power to restrain, punish, 368.7(7)

**NOLLE PROSEQUI**

Criminal cases, 795.5

**NOMINATIONS**

General provisions, 43.1-46.20

**NOMINEE**

Banks and trust companies, fiduciary funds registered in name of nominee, 532.21

**NONNEGOTIABLE INSTRUMENTS**

Assignment, 539.1-539.6

Bills of lading law, 487.1-487.55

Protest by notary public, 77.9

Signatures, how denied, R.C.P. 100

Warehouse receipts law, 542.1-542.58

**NON OBSTANTE VEREDICTO**

General provisions, R.C.P. 243, 247, 248, 249, 335

**NONRESIDENCE**

*See also NONRESIDENTS*

Affidavits, decrees legalized, 587.8, 587.9

Effect on limitation of action, 614.6

Ground for attachment, 639.3

Limitation of actions, tolls statute, 614.6

Use tax exemption, 423.4

**NONRESIDENTS**

Action by or against

Bond for costs, 601.26, 621.2, 621.5; R.C.P. 354,  
*see also BONDS, subhead Cost Bonds*

**NONRESIDENTS—Continued**

## Action by or against—Continued

- Bonds, release of liens, 584.4
- Claim assigned to defeat exemption, 627.17
- Corporations, *see CORPORATIONS, subhead Foreign Corporations*
- Criminals brought into state for trial, 617.1
- Dismissal, grounds for obtaining, 616.20
- Justice court, 601.6, 601.7
- Motor vehicle accidents, 321.498–321.512
- Notice by publication, R.C.P. 60
- Original notices, *see ORIGINAL NOTICE*
- Paternity suits, nonresident plaintiff, 675.11
- Place, 616.4, 616.17
- Political contributions prohibited, 740.14
- Recovery of real property, service, 646.5
- Rights of defendants, 616.20
- Security for costs, 601.26, 621.2, 621.5; R.C.P. 354
- Unemployment compensation, 96.14(6)
- Venue, 616.4, 616.17

- Administrators and fiduciaries, bond, 450.23
- Agent's appointment filed, 447.11
- Aliens, rights, 567.1–567.8, *see ALIENS*
- Attachment, 601.6, 601.7, 616.4, 639.3(2)
- Attorney as guardian ad litem, 638.37–638.40
- Auctioneers license, 546.1
- Blind, training center, admission, 93.6(12)
- Bond for costs, 601.26, 621.2, 621.5; R.C.P. 354
- Broker real estate license, 117.21–117.23
- Corporations, 494.1–495.6, *see CORPORATIONS, subhead Foreign Corporations*
- Cost bonds, 621.1, 621.5; R.C.P. 354
- Defendants, right of nonresident, 616.20
- Definition in motor vehicle law, 321.1(34)
- Depositions, service on nonresident, R.C.P. 142, 156
- Deposition, witness, R.C.P. 141(a)
- Dower, protection of purchaser, 636.8
- Drainage districts, voting by agent, 462.13
- Driver's license, 321.126
- Employment security law, process agent, 96.14 (6–15)
- Estate beneficiaries and creditors, attorney, 638.37
- Estates probated where property located, 682.14
- Execution creditor, notice, 626.44
- Executors and trustees must file bond, 450.23
- Exemption from process, 627.14, 627.16
- Financial responsibility, 321A.1(5, 6)
- Fish and game law, shipping provisions, 109.23
- Fish and game license, 109.19, 109.112, 110.1
- Fish and game restriction, turtles and crayfish, 109.121
- Guardians for nonresidents, 604.3, 668.32
- Guardians' powers, 669.1–669.7
- Income tax provision, 422.4(12), 422.5, 422.8, 422.16–422.19
- Insane, support, 230.5–230.9, 230.11–230.14, 230.19
- Insurance an asset in motor vehicle cases, 321.512
- Itinerant merchants law, 81.1–81.14
- Marriage licenses, health tests, 596.8
- Minors or insane, guardian, 668.32–669.7
- Motor vehicle carriers, permit fee waived, 327.10
- Motor vehicles, *see MOTOR VEHICLES*
- Notarial seal, presumption, 558.15
- Notice
  - Cigarette law violations, 98.32
  - Condemnation, 472.12, 472.13
  - Depositions, R.C.P. 141(b), 142, 156

**NONRESIDENTS—Continued**

## Notice—Continued

- Drainage rights, notice of hearing, 465.3
- Eminent domain, 472.12, 472.13
- Employment security law, process agent, 96.14 (6–15)
- Executions, nonresident mortgagee, 626.44
- Fence viewers, partition fence, 113.7
- Fire escapes, defects, appeal, 103.15, 103.16
- Foreign corporations, actions against, *see ORIGINAL NOTICE*
- Levee and drainage district assessments, 455.55
- Milldams and races condemnation notice, 469.18
- Motor vehicle accidents, 321.498–321.511, 321A.1 (5, 6)
- Motor vehicle actions, 321.498, 321.511
- Original notice in actions against nonresidents, *see ORIGINAL NOTICE*
- Pledges foreclosed, service, 653.4
- Service by publication, R.C.P. 60
- Workmen's compensation, 85.3, 86.36
- Paupers, importation prohibited, 252.18, 252.19
- Personalty, tax liens, 445.42, 445.43
- Real property recovery, service on agent, 646.5
- Reciprocity, *see RECIPROCITY*
- School for blind, admission, 269.1
- School for deaf, admission, 270.3
- Seal, notarial, presumption, 558.15
- Service of notice by publication, R.C.P. 60
- Soliciting damage suit against, 723.3
- Taxation
  - Corporate income, 422.32–422.41
  - Corporate realty, 428.34
  - Estate tax, 451.3
  - Inheritances taxed, 450.2, 450.3, 450.11, 450.23, 450.91
  - Insurance companies, 432.4
  - Personal property, 445.42–445.46
  - Tax redemption notices served, 447.9–447.11
  - Use tax, 423.1–423.25
- Unemployment compensation requirements for nonresident employing unit, 96.14
- Wages exempt, 627.16
- Weapons, permits issued, 695.8, 695.9
- Wills, guardian ad litem appointed, 638.37
- Workmen's compensation, nonresident employer, 85.3, 86.36
- NONSUPPORT**
  - Children, chs 252A, 731A, *see MINORS*
  - Family, *see DOMESTIC RELATIONS, subhead Abandonment of Family*
  - Violations, 700.3, 731.1–731.7
- NONUSER**
  - Reversion of lands taken by eminent domain, 473.1, 473.2
- NORTHERN BORDER BRIGADE**
  - Pension for survivors or their widows, 34.1
- NOTARIES PUBLIC**
  - Acknowledgments by corporate employees, 77.9, 77.10
  - Acknowledgments, forms, 558.37, 558.39
  - Acknowledgments legalized, 586.1, 589.1–589.5, 591.4
  - Acknowledgments taken, 558.20, 558.30, 558.40

**NOTARIES PUBLIC—Continued**

Acknowledgments taken outside state, 558.21  
 Acknowledgments within the state, 558.20  
 Acting improperly, fine and removal, 77.11  
 Acts before 1940 legalized, 586.1  
 Any county, power if certificate filed, 77.8  
 Appointment by the governor, 77.1, 77.2  
 Attestation to bills paid for honor, 541.173, 541.174  
 Bills of exchange, protest, evidence, 541.155, 622.31  
 Bond, filing, 77.4(2), 77.4(4)  
 Bond, secured and filed, 77.4  
 Certificate of appointment, filed, 77.5  
 Certificate of protest, prima-facie evidence, 622.31  
 Change of residence, means resignation, 77.17  
 Clerk of district court, attested copies, fees, 77.14, 77.18  
 Commissioner to take depositions, R.C.P. 153

**Commissions**  
 Conditions before delivery, 77.4  
 Duration, expire at same time, 77.2  
 Fee to be paid governor, 77.4(5)  
 Notice of expiration, 77.3  
 Registered in governor's office, 9.3  
 Revocation, 77.1, 77.6

Conditions precedent to appointment, 77.4  
 Corporation employees' authority, 77.10  
 Corporation, interested in, powers, 77.9, 77.10  
 Corporation officers', directors', and stockholders' authority, 77.9  
 Custom of merchants, duties according to, 77.7

**Death of notary**  
 Failure of executor to deposit, penalty, 77.16  
 Records deposited with clerk, 77.14

Depositions, commission, R.C.P. 153  
 Executor's failure to deposit records, 77.16  
 Expiration of term, all at same time, 77.2  
 Fee for commission, paid governor, 77.4(5)  
 Fees for services, 77.19  
 Foreign affidavits, 622.86  
 Forms of acknowledgments, 558.39  
 Governor's certificate filed with clerk, 77.5  
 Improper acts, penalty, 77.11

**Interested notary**  
 Bills and notes, power to protest, 77.9  
 Corporation, power, 77.9, 77.10  
 Oaths and protest, power, 77.9, 77.10

Law merchant, duties according to, 77.7  
 Legalizing official acts, 586.1, 589.1–589.5  
 Maiden name, acting as notary under, 77.12  
 Neglect to deposit records, liability, 77.15  
 Nonresident notary seals, presumption, 558.15  
 Notice of expiration of term, 77.3  
 Oaths administered, 77.9, 78.1  
 Official acts before 1940 legalized, 586.1  
 Payment for honor, how made, 541.173, 541.174  
 Penal offenses, 77.11, 77.15, 558.40  
 Powers and duties, 77.7–77.9, 77.13  
 Powers within county of appointment, 77.7  
 Protest of negotiable instruments, 77.9, 541.154, 541.155, 541.178, 648.23  
 Reappointment, application and blank bond sent, 77.3  
 Records deposited, neglect, 77.15, 77.16  
 Records, duties of clerk, 77.18  
 Records of notices kept, papers filed, 77.13–77.16  
 Removal from office, records, 77.14

**NOTARIES PUBLIC—Continued**

**Resignation**  
 Records deposited with clerk of court, 77.14  
 Removal from county, considered as, 77.17

Revocation of certificate, notice, 77.6  
 Right to notice of expiration of term, 77.3  
 Seal of nonresident, presumption, 558.15  
 Seal required, specifications, 77.4(1)  
 Signature to be placed on bond, 77.4(3)  
 Subpoenas, authority to issue, 622.81, 622.88  
 Term of office and automatic expiration, 77.2  
 Use of maiden name after marriage, 77.12  
 Voter, disabled or absent, registration, 48.12

**NOTES PROMISSORY**  
 Negotiable instruments law, 541.1–541.200

**NOTICE**  
 Affidavit, proof of serving or posting, 622.94  
 Affidavits, cross-examination, 622.90; R.C.P. 116  
 Appeals, *see topic on the subject matter from which the appeal is taken*  
 Assignment of accounts receivable, 539.7–539.11, 539.14  
 Attachment cases, 639.31–639.33, 639.49  
 Bulk sales law creditors, 555.1(3)  
 Carrier's lien personal property sale, 575.4–575.7  
 Cemetery, lot abandonment, 566.22–566.24  
 Chattel mortgage foreclosure, 652.1–652.5  
 Cities, claims against, 420.44–420.46, 614.1  
 Cities, notice of damage suits, limitation, 614.1(1)

**Constructive notice**  
 Chattel mortgage  
 Filing, 556.5  
 Recording, 556.3  
 Condemnation proceedings, title under, 472.41  
 Conditional sale  
 Filing, 556.5  
 Recording, 556.3  
 Execution sale purchase, 626.99  
 Instruments filed and indexed by recorder, 558.55  
 Land grants recorded, 10.11  
 Lis pendens, 617.14  
 Oil and gas well leases, 84.6, 84.8  
 Old-age assistance order filed for lien, 249.20  
 Paternity proceedings, 675.16  
 Petition affecting real estate filed, 617.10–617.15  
 Railroad land grants recorded, 558.11  
 Real estate actions, 617.10–617.15, 646.13  
 Real estate contract forfeiture, 656.5  
 Real estate conveyances, filing, 558.55  
 Real estate judgment perpetuated, 617.15

Contract, real estate, foreclosure, 656.1–656.6  
 Corporations, *see ORIGINAL NOTICE*  
 Creditors on sales in bulk, 555.1(2, 3)  
 Damage suits against city, limitation, 614.1(1)  
 Defacing or destroying, penalty, 99.9, 714.20

**Depositions**  
 Default judgment proof, R.C.P. 142  
 Filing, R.C.P. 152(b)  
 Oral examination, R.C.P. 147  
 Parties in default, R.C.P. 142  
 Taking depositions, notice service, 622.89  
 Deposit of estate funds to reduce bond, 532.3, 532.4  
 Deposit of estate or trust funds with clerk, 682.34

**NOTICE—Continued**

- Discontinued city or town, creditors, 362.13
- Drainage districts, *see DRAINAGE AND LEVEE DISTRICTS*
- “Due notice” defined, soil conservation act, 467A.3
- Estate proceedings
  - Notice by posting recognized in probate, R.C.P. 369
  - Notice of application for discharge, 638.36
  - Notice of hearing on will probate, legalization of defects, 590.2
- Estray, publication, 188.43
- Executions, 626.19, 626.44, 626.50, 626.74, 626.78
- Execution sale, notice to defendant, 626.78
- Flammable liquids control law, 101.4, 101.5
- Foreign corporations, *see ORIGINAL NOTICE*
- Funds on deposit with clerk, 606.4
- Guardianship proceedings
  - Absentees’ guardian hearing, 671.2–671.4
  - Discharge, 638.36
  - Drunkards, spendthrifts, incompetents, 670.6, 670.8, 670.12
  - Original notice, R.C.P. 56
  - Sales, 635.24, 668.16–668.18, 695.19
  - Sales before 1950 legalized, 587.4
- Highway obstructions, removal, 319.3
- Homestead, notice to plat, 561.5
- Housing law, requirements, 413.119, 413.120
- Inheritance tax appraisalment, 450.28, 450.29
- Inheritance tax, objections to appraisalment, 450.31
- Islands and river channel sales, 568.19
- Justice court appeal, R.C.P. 357
- Justice court, notice begins action, 601.18–601.23
- Legalizing acts, 587.1–587.8, 591.1–591.7
- Legal representative substituted for deceased defendant, 611.22
- Lienholder, county limestone quarries, 202.4
- Lien notices
  - Animal service lien, 580.5, 580.6
  - Artisan’s lien, 577.2
  - Boat storage lien, 579.2
  - Carrier’s lien, 575.3–575.8
  - Cold-storage locker lien, 578.2
  - Combining and husking liens, 571.5
  - Hospital lien, 582.2
  - Hotelkeeper’s lien, 583.4
  - Livestock keeper’s lien, 579.2
  - Mechanic’s, subcontractor to owner, 572.10
  - Motor vehicle storage lien, 579.2
  - Thresherman’s and cornsheller’s lien, 571.5
- Liquefied petroleum gas law, 101.4, 101.5
- Lis pendens, 617.10–617.15
- Lost property found, 644.3–644.10
- Lost records restoration, 647.2
- Mailing notices
  - Certified mail
    - Bulk sales notice to creditors, 555.1(3)
    - Carrier, notice of special assessment, 391.54
    - Carrier’s lien notice, 575.3
    - Chain store tax notices, 424.8
    - Defined, 618.15
    - Drainage contract abandoned, demand, 455.114
    - Drainage hearing notice on agent, 455.22
    - Employment security law, 96.14(6–15)

**NOTICE—Continued**

- Mailing notices—Continued
  - Certified mail—Continued
    - Homestead tax credit notice, 425.3
    - Itinerant merchants, 81.6
    - Motor vehicle accident cases, 321.499–321.504
    - Motor vehicle department, 321.16
    - Motor vehicle fuel tax, distributor’s creditors, 324.23
    - Pledge foreclosure service, 653.1, 653.2
    - Real estate commission, broker’s license hearing, 117.35
    - Sales tax notices, 422.57
    - Transient merchants, 81A.4
  - Ordinary mail
    - Carrier’s liability terminated, 479.120
    - Corporations, notice report and fee due, 496.18
    - Default judgment debtor, clerk, R.C.P. 233
    - Deposition or interrogatories, R.C.P. 156
    - Employment security law, rulings, 96.6(2, 3), 96.11(2)
    - Housing law notices, 413.119
    - Insanity commission, 228.7
    - Marriage, clerk to notify county of residence, 595.7
    - Motor vehicle department, 321.16
    - Negotiable instruments, notice of dishonor, 541.97, 541.104–541.109
    - Partition hearing on referee’s report of sale, R.C.P. 290(b)
    - Postage for state departments, 19.4, 19.19, 19.25, 19.26
    - Postage taxed as costs in action, 625.7
    - Supreme court, service complete on mailing, R.C.P. 353
  - Marriage, notice to county of residence, 595.7
  - Moratorium proceedings, 654.15
  - Mortgage foreclosure, moratorium hearing, 654.15
  - Motions, R.C.P. 114, 115
  - Motor carrier’s certificate hearing, 325.13
  - Motor vehicle department, method, 321.16
  - Negotiable instruments law, 541.54, 541.56, 541.90–541.114, *see NEGOTIABLE INSTRUMENTS*
  - Newspaper, 618.1–618.14; R.C.P. 60–63
  - “Newspaper” defined, 618.3
  - Newspaper publication, how proved, 622.92
  - Nonresident employee, workmen’s compensation, 85.3, 86.36
  - Notary public, record kept, 77.13
  - Notice to quit
    - Realty, forcible entry, 648.3, 648.4
    - Tenant at will, 562.4
    - Tenant’s liability, double rental value, 562.2
    - Tenant violating liquor laws, 129.12
    - Termination of farm tenancy, service, 562.5–562.7
  - Oil and gas well law, requirements, 84.1–84.10
  - Old-age assistance appeals, 249.11
  - Original notice, 617.15; R.C.P. 48, 50, 53; *see ORIGINAL NOTICE*
  - Partition action, hearing on liens, R.C.P. 280
  - Party to action, notice of substitution, R.C.P. 21
  - Perpetuating real estate final judgment, 617.15
  - Perpetuating testimony, on expected adverse party, R.C.P. 161
  - Perpetuation of proof of serving or posting, affidavit filed, 621.8

**NOTICE—Continued**

## Personal service

- Bulk sales notice to creditors, 555.1(3)
- Drainage preliminary hearing, 455.23
- Motor vehicle department, proof by affidavit, 321.16
- Original notice, R.C.P. 52, 56–59, *see ORIGINAL NOTICE*

- Pleadings, garnishment, 642.5–642.15; R.C.P. 54(b)
- Pledge foreclosure, service, 653.1–653.5

## Posting

- Annexation of city territory, notice, 362.19, 362.27
  - Attachment action, justice court, 601.111
  - Boats or rafts, seizure, 667.4
  - Change of village name, 354.3
  - Chattel mortgage foreclosure, 652.5
  - County seat relocation, when used, 353.4
  - Discontinuance of city or town, notice, 362.11
  - Estrays, 188.27–188.30
  - Execution sales, 626.75
  - Fee for posting, 618.12
  - Forcible entry and detainer action, 648.10
  - Health board, local rules, 137.8
  - Hearing on street improvements, commission plan cities over 125,000, 417.9
  - Housing law notices, 413.119
  - Incorporation of city or town, 362.5, 362.7
  - Justice court attachment action, 601.111
  - Lost property, 644.3, 644.5, 644.8
  - Motor cars, sheriff's notice of sale, 321.139
  - Nonresident, drainage township notice, 465.3
  - Not recognized except in probate or expressly authorized by statute, R.C.P. 369
  - Perpetuation of proof, affidavit filed, 622.96
  - Pledges foreclosed, 653.3, 653.4
  - Probate proceedings, recognized, R.C.P. 369
  - Proceedings of city council, when, 366.11
  - Proof of posting by affidavit, 622.94
  - Railroads, notice of abandoning station, 474.15
  - Railroad tax aid election notice, 483.7
  - School districts united, election, 274.36
  - School election notice, 277.3
  - School subdistrict election, 274.35
  - Soil conservation notice, 467A.3(11, 12)
  - Street improvement bids, notice, 391.31
  - Street improvements in cities, hearing, 391.24
  - Township boundary changed, 359.7
  - Township boundary change election, 359.13
  - Town square, transfer to school, 409.47
  - Water district election, 357.12
  - Water district hearing, 357.4
  - Weed law assessment, 317.21
- Process agent for service of notice, *see ORIGINAL NOTICE, subhead Foreign Corporations Served*
- Production of books and papers, 622.65
  - Proof of service or posting by affidavit, 622.94
  - Publication in newspapers, 618.1–618.14; R.C.P. 60, 63
  - Quieting title action, 649.3
  - Restoration of lost records, 647.2
  - Road assessment, 311.11–311.13
  - Sale of stray animals, 188.43–188.45
  - Service, proof perpetuated, 622.94, 622.96
  - Soil conservation notices, 467A.3(12), 467A.5(2)
  - Summary judgment motion, R.C.P. 240

**NOTICE—Continued**

- Supreme court, service generally, R.C.P. 353
- Tax commission, income tax notice, 422.25
- Tax sale redemption, expiration, 447.9–447.13
- Termination of farm leases required, 562.6
- Transient merchant law, 81A.4
- Weed control program notice, 317.14
- Weed law violation assessment, 317.21
- Wills, after probate, limitation, 614.1(3)
- Workmen's compensation, agricultural employer's election to provide, 85.1(3)
- Workmen's compensation, nonresident employer, 85.3, 86.36

**NUISANCES**

- General provisions*, 657.1–657.7
- Abandoned refrigerators, 732.20

## Abatement and prevention

- Airport hazards, 329.2(1), 329.6
  - Attorney fees taxed, 125.10, 128.7–128.9, 128.37
  - Cities and towns, 368.3, 389.12, 420.176, 657.2
  - Execution for abatement, 791.7
  - Gunpowder manufactured near buildings, 697.5
  - Health, 137.12–137.19, 420.171, 420.175–420.182
  - Houses of ill fame, 99.1–99.31, 657.1, 657.2(6)
  - Housing law, penalty, 413.3(19), 413.79, 413.80, 413.108–413.116, 413.120
  - Liquor violations, 123.60–123.89, 128.1–128.40
  - Mulct tax imposed on property owner, 99.31
  - Opium joints, 204.13, 657.1, 657.2(6)
  - Ordinance violations in building, 415.3
  - Owner of property, payment, release, 123.77
  - Procedure, 657.4–657.7
  - Proceeds of sale, liquor, 123.76, 127.20, 128.22
  - Removal and sale, court order, 99.21
  - Service of writs, delay, penalty, 123.88
- Action against city for damages, 389.12
- Action to enjoin, 413.113
- Action to restrain, notice, R.C.P. 326
- Advertising signs, road or railroad, 657.2(7)
- Aeronautics board, power to abate zoning hazards, 329.6
- Airport hazard as a public nuisance, 329.2(1)
- Airport obstructions, 657.2(9)
- Billboards on roads, abated, 319.10
- Billboards, road or railroad view, 657.2(7)
- Board of health regulations, 137.12–137.15
- Boats and rafts, abatement, 137.12–137.19, 420.182
- Bond given, effect, 128.26–128.34, 657.6
- Breach of the peace, buildings, 657.2(6), 657.3
- Buildings
- Dwellings unfit for habitation, 413.79, 413.80
  - Health, injurious to, 657.2(1)
  - Liquor violations, 125.9, 125.10
  - Narcotics sold or kept, 204.13
  - Offensive odors, 657.2(1)
- Cisterns, special charter cities, 420.171, 420.175
- Cities and towns, powers, 368.3
- Civil liability, allowing nuisance to exist, 413.108
- Common nuisances, 204.13
- Contagious diseases, forcible removal, 139.12
- Contraband articles, 110.18
- Cottonwood trees in special charter cities, 657.2(8)
- Crop pest act, 267.5, 267.7
- Damages, 657.1
- Dams, illegal operation, 469.16

**NUISANCES—Continued**

Dams, obstructions, fishways, 109.14  
 Dead animal disposal plants, 167.12(2), 167.19, 657.2  
 Definition of "nuisances", 657.1, 657.2  
 Diverting water from natural course, 657.2(4)  
 Drainage and levee districts, 455.160, 455.161  
 Dutch elm disease, infected trees, 657.2(13)  
 Execution stay, 657.6  
 Expenses, how collected, 657.7  
 Filth accumulation, 657.2(2)  
 Filth and refuse, offensive, city power to restrain, 368.7(3)  
 Fire hazards, 657.2(10, 12)  
 Fish and game laws, unlawful devices, 110.18  
 Fly ash, 657.2(11)  
 Fumes, 657.2(11)  
 Gambling, injunction, 99.1–99.31, 657.2(6)  
 Gunpowder manufacture, near buildings, 697.5  
 Health officer's duties, 413.80  
 Highway obstructions, removal, 319.8–319.13  
 Highway signs, unauthorized, removal, 321.259  
 Houses of ill fame, 99.1–99.31, 657.2(6)

Housing law  
 Abatement of nuisance, 413.115, 413.116  
 Civil penalty for violation, 413.108, 413.109  
 Definition in housing law, 413.3(19)  
 Eviction for noncompliance, 413.117  
 Health officer's authority, 413.79, 413.80  
 Injunction to abate nuisance, 413.113

Inflammable junk, 657.2(10)  
 Informations, form, 773.34  
 Injunctions, permanent, hearing, R.C.P. 326  
 Kinds, 389.12, 657.1, 657.2  
 Levee and drainage districts, 455.161  
 Liquor violations and abatement, 123.60–123.89, 125.9, 125.10, 128.1–128.40  
 Maternity hospital, unlicensed, abated, 236.7  
 Narcotic drug nuisances, 204.13  
 Notice of injunction, when necessary, R.C.P. 326  
 Obstruction of watercourses, 109.14, 469.16, 657.2(3)  
 Obstructions on highways, injunction, 319.8, 319.9

Odors  
 Buildings emitting, 368.5, 368.7, 657.2(1)  
 City power to restrain, 368.7(3)  
 Collection of filth, 368.7(3), 657.2(2)  
 Housing law, nuisance definition, 413.3(19)  
 Noxious exhalations, from buildings, 657.2(1)  
 Renderies, regulations, 167.12, 167.19, 368.5  
 Slaughterhouses, requirements, 170.20(5)

Order of abatement, process, 657.3, 657.4  
 Ordinance violation deemed nuisance, 415.3  
 Penalty, abatement, 413.108–413.125, 657.3, 746.4  
 Penalty for continuing, abatement, 657.3  
 Plant insect pests and diseases, 267.5, 267.7  
 Pollution of water, order, penalty, 135.24, 135.25  
 Pool selling, penalty, procedure, 99.1–99.31  
 Process for abatement, warrant, 657.4  
 Pumping station without fish screens, 109.14  
 Refrigerators, abandoned, 732.20  
 Reputation evidence admissible, liquor, 123.67, 123.89, 128.6  
 Residence district restrictions, violations, 415.3  
 River obstructions, 109.14, 469.16, 657.2(3)  
 Rubbish, 657.2(10)

**NUISANCES—Continued**

Sights, offensive, city power to restrain, 368.7(3)  
 Sign boards obstructing view, 657.2(7)  
 Signs, advertising, on roads, 319.10–319.13  
 Signs on highways, unauthorized, 321.259  
 Smoke, 657.2(11)  
 Special charter cities, powers, 420.171, 420.175–420.180  
 Spite ditch, 455.161  
 Stay of execution, 657.6  
 Stream obstructions, 657.2(4)  
 Structure or object near airport, 657.2(9)  
 Trees infected with Dutch elm disease, 657.2(13)  
 Warrant by justice of the peace, 657.5  
 Warrant, process for abatement, 657.4  
 Weeds, 657.2(12)  
 Zoning, airport hazards abated, 329.2, 329.6, 657.2(9)

**NUMBERING**

Abstracts of record, R.C.P. 345  
 Altering automobile engine numbers, 321.84–321.94  
 Altering factory numbers, penalty, 714.12, 714.13  
 Answer and reply, equity, R.C.P. 79, 81  
 Briefs on appeal, R.C.P. 344  
 Buildings, power of cities and towns, 368.9  
 Cause of action or defense, R.C.P. 79  
 Divisions of pleading, R.C.P. 79  
 Instructions to jury, paragraphs, R.C.P. 196  
 Motor vehicle registration plates, 321.166, 321.167  
 Paragraphs of pleadings, R.C.P. 79, 81

**NUMERALS**

Arabic and Roman deemed English, 4.1(22)

**NUNC PRO TUNC ORDERS**

Court entries altered to correct mistake, 604.43

**NURSERIES FOR CHILDREN**

Generally, 237.1–237.16

**NURSERIES, HORTICULTURAL**

False or misleading description of stock by nurseryman, 267.6  
 Insects, diseases, eradication, 267.1–267.22  
 Nursery stock, mechanic's lien, 572.2  
 State entomologist, 267.1–267.22

**NURSES**

Approved training school, requirements, 152.4  
 Barbering license not required, 158.2  
 Basic science law not applicable, 146.5  
 Board of nurse examiners, 147.12–147.28, 147.105–147.110  
 Care of psychopathic cases, 225.15  
 Change of residence, 147.9, 147.54  
 County hospitals, work under doctors, 347.18, 348.2(2)  
 Definition of nursing, 152.1  
 Degrees and abbreviations, regulated, 147.72–147.74  
 Detention hospital, county to provide, 140.16  
 Diseased persons, care, charter cities, 420.183  
 Enforcement provisions of practice act, 147.109  
 Examination for license to practice, 147.29–147.43, 147.81, 152.3  
 Exemption from jury duty, 672.2(2)

**NURSES—Continued**

Exemption from taxation, 427.3  
 False use of titles, penalty, 147.74  
 Fee-splitting as unprofessional conduct, 147.56  
 Hospital trustees' control, 347.13(5), 348.2  
 Illegal practice, penalties, 147.83–147.86  
 Indigent minor children, relief, 250.1–250.18  
 Injunction against illegal practice, 147.83  
 Insurance hospital service, included, 514.5  
 Jury duty, exemption, 607.2(2)  
 Liability insurance, 519.1–519.13  
 License to practice required, 147.2, 152.3  
 Maternity cases in patient's home, 236.2  
 Memorial hall building, accommodations, 37.18(1)  
 Nonlicensed nurses, exception, 152.2  
 Nursing care for indigents, 255.20  
 Old-age assistance recipients, nursing, 249.29  
 Penalties for violations, 147.83–147.86  
 Practical nurse, 152.1–152.5  
 Profession abbreviations, 152.5  
 Profession means nursing, 147.1  
 Psychopathic cases, care, 225.15

**Public health nurses**

Compensation and expenses, how paid, 143.1, 143.2  
 Co-operation of agencies in employment, 143.2  
 Duties prescribed by employing agencies, 143.3  
 Employment by county, school, or city, 143.1  
 Indigent patients, duty to file complaint, 255.2

**Qualifications, 147.3, 152.3****Registered or graduate nurse**

Enforcement provisions, 147.83–147.86, 147.90–147.93, 147.109  
 Examinations, 147.29–147.43, 152.3  
 Nursing defined, 152.1  
 Persons not so classified, 152.2  
 Reinstatement, 147.11  
 Report of violations, 147.89  
 Tax exemptions, 427.3(3)  
 Title and degrees, use, 147.72, 147.73, 152.2

**Relief, tax fund, use, 250.1–250.18****Report of treatment of wounds, 147.111, 147.113****School nurses**

Employment, duties, 143.1–143.3  
 Truancy officers, duties, 299.10, 299.12

**Schools for nurses**

Approval by board, 152.3(1), 152.4  
 Courses of study, 152.4  
 Establishment by county, 347.14(2)

**Services required for injured employees, 85.27****Soldiers home, state, open for, 219.1****Special charter cities, diseased persons, care, 420.183****Titles and degrees, use regulated, 147.72–147.74****Training school in county hospital, 347.14(2)****Truancy officers, acting as, 299.10–299.12****Unprofessional conduct defined, 147.56****Venereal disease tests reported, 140.4****Violations**

Failure to report wound treatment, 147.113  
 Penal provisions, 147.84–147.86

**Visiting nurses, 143.1, 143.2, 231.9, 255.2****War nurses**

Newsstand of veteran in capitol, 19.16  
 Newsstands in county courthouses, 332.5

**NURSES—Continued****War nurses—Continued**

Preference in employment, 70.1–70.8  
 Relief commission membership, 250.3  
 Relief fund, eligible, 250.1

**War orphans educational aid fund, 35.7–35.11****Workmen's compensation allowance, 85.27****Wounds, criminal, report, 147.111–147.113****NURSING HOMES****Care provided, 135C.3****City hospital trustees may operate, 380.13****County hospital trustees may operate, 347.14, 347.26****Defined, 135C.1(1)****Fire escapes, 103.1, 103.3****Infirmaries so licensed, 135C.5****Inspection enforcement, 135C.16–135C.19****Licenses, 135C.6–135C.13****Patients, type restricted, 135C.3****Rules and regulations, 135C.2, 135C.14, 135C.15****Supervision by licensed physician or nurse, 135C.3****Violations, penalty, 135C.21****OATHS****Affidavits defined, 622.85, see AFFIDAVITS****Affirmation permitted as substitute, 4.1(12)****Authority to administer**

*For authority of any special officer, board or commission, see that particular main topic and see thereunder Oaths*

**City manager, 363C.7(15)****General authority of officials, 78.1–78.3****Legislator's authority, Const., Iowa, III, 32; 2.7, 2.44****Notaries public, 77.9, 78.1(5)****Bar admission oath, 610.11****City manager, 363C.6****Constitutional requirement, officers, Const., Iowa, XI, 5****Definitions, 4.1(12)****Fees for administering****Justice of the peace, 601.128(12)****Notaries public, 77.19****Law practice, on admission, 610.11****Officers, oath of office, see PUBLIC OFFICERS****Perjury, penalty, 721.1, 773.27****Verification of pleadings, R.C.P. 80, see PLEADINGS****Witnesses, ability to understand, 622.1****OATS****See also GRAIN AND GRANARIES; CROPS****Arson, setting fire or burning, 707.3, 707.5****Bucket shopping, penalty, 552.1–552.11****Crop pest act, 267.1–267.22****Dealing in options prohibited, 552.1–552.3****Defined as agricultural seed, 199.1****Defined as grain, 543.1(5)****Grain handling tax, 427.1(22), 428.35****Warehouse provisions, 542.1–544.46****Weight per bushel, 210.10****OBSCENITY****Criminal penalties, 725.1–725.12**

**OBSTRUCTING JUSTICE**

Influencing officers improperly, 723.1  
 Injunction to prevent obstruction, 723.2  
 Penalties for obstructing justice, 723.1-723.3  
 Unlawful solicitation and promotion, 723.3

**OBSTRUCTIONS**

Airport hazards abated, 329.4, 329.5, 657.2(9)  
 Bridge commission may order removal, 383.19  
 Bridges, motor vehicles removed, 321.357  
 Defined as nuisance, 319.7, 319.8, 657.2(5)  
 Ditches or drains, 319.7, 319.8, 455.160, 716.3, 716.4  
 Dwellings, stairs to be free from, 413.82  
 Fairs, removal of obstructions, 174.6, 174.7  
 Fire escapes to be free from, 413.81  
 Fishways required at dams, 109.14, 109.33  
 Grand jury's duty as to highways, 771.2(4)  
 Highway, railroad as obstruction, evidence, 782.2  
 Highways, obstructions removed, 314.7  
 Levee and drainage districts, obstructions removed, 455.148, 455.149, 455.160, 465.19  
 Mines, obstruction of escape ways prohibited, 82.39, 82.40, 82.45, 82.78  
 Nuisances, obstructions deemed, 657.2(5, 7)  
 Penal provisions, 716.6, 716.7  
 Public ditches or drains, penalty, 716.3, 716.4  
 Railroad obstructed for robbery, penalty, 711.4  
 Railways, penalties, 716.7, 716.9  
 Refusal to remove from fair grounds, 174.7  
 Removal by conservation commission, 111.5, 111.6  
 Rivers and streams, obstructions in, 109.14, 109.33, 657.2(3)  
 Roads, obstructing or defacing, 716.6, 716.7  
 Signs and billboards on highways, 319.1-319.13, 657.2(5, 7)

**OCCUPATIONAL DISEASE COMPENSATION**

Autopsy, 85A.19  
 Claims  
   Barred, 85A.25  
   Controverted, 85A.21  
   Filing, 85A.18  
 Compensation  
   Diseases, 85A.9, 85A.11, 85A.13  
   Extent, 85A.5, 85A.7  
   Limitations, 85A.14  
   Temporary disablement, 85A.17  
 Coroner, 85A.19  
 Death, 85A.19  
 Definition, 85A.8  
 Dependents, 85A.6  
 Diagnosis, 85A.11  
 Disablement  
   Defined, 85A.4  
   Limitations, 85A.12  
   Temporary, 85A.17  
 Employees, 85A.3  
 Employers  
   Defined, 85A.2  
   Liability, 85A.10, 85A.15  
 Industrial commissioner, 85A.21, 85A.22, 85A.24, 85A.27  
 Insurance, 85A.26  
 Medical board, 85A.20-85A.24  
 Notice, 85A.18  
 Silicosis, 85A.13  
 Workmen's compensation, 85A.16

**OCCUPATIONS**

Child labor, 92.1-92.16  
 Group insurance, 509.1  
 Insurance of members, 510.29, 512.11, 512.44, 512.54  
 Occupational disease compensation, ch 85A  
 Occupational diseases excluded from workmen's compensation, 85.61(5, c)  
 Street occupations of children, 92.12, 92.13  
 Transacting business without license, 713.27  
 Unemployment compensation coverage, 96.19  
 Vocational training, duties of state, 259.2-259.8  
 Workmen's compensation, 85.1-85.62

**OCCUPYING CLAIMANTS**

Generally, 560.1-560.7

**ODORS**

Buildings emitting, 368.5, 368.7, 657.2(1)  
 City power to restrain, 368.7(3)  
 Collection of filth, 368.7(3), 657.2(2)  
 Housing law, nuisance definition, 413.3(19)  
 Noxious exhalations, from buildings, 657.2(1)  
 Renderies, regulations, 167.12, 167.19, 368.5  
 Slaughterhouses, requirements, 170.20(5)

**OFFENSES, PUBLIC**

*Specific Offenses, see CRIMES*  
 Classified, 687.1  
 Felony, generally, 687.2, 687.3  
 Misdemeanor, generally, 687.4, 687.6, 687.7  
 Motor vehicle law, 321.482, 321.483  
 Punishment, conviction required, 687.5  
 Threat to commit, 760.1-760.14

**OFFER TO CONFESS JUDGMENT**

Generally, 601.93, 677.1-677.14

**OFFICE BUILDING**

Breaking and entering, penalty, 708.8, 708.10  
 Buildings in general, *see BUILDINGS*  
 Fire escapes, requirements, 103.7  
 Fraternal beneficiary association, 512.46, 512.47  
 Insurance associations, basic rate reserve, 518.14  
 Insurance associations may invest in, 511.8(9, a), 518.12  
 Insurance companies, 511.8, 515.34  
 Zoning law, 414.1-414.22

**OFFICE HOURS**

Banks, business day, 541.201  
 Presentment of negotiable instruments, 541.75, 541.86

**OFFICERS, PEACE**

*See ch 748, also PEACE OFFICERS*

**OFFICERS, PUBLIC**

*See PUBLIC OFFICERS*

**OFFSET**

*See PLEADINGS, subhead Counterclaims; also JUSTICE OF THE PEACE, subhead Setoffs*

**OIL AND GAS WELLS**

Generally, 84.1-84.10  
 Geological survey, 305.3



**OILS**

Abortifacients, drug sale regulated, 205.1, 205.2  
 Adulteration of food with oils, 190.1(8-30), 190.3-190.6  
 Common carrier's lien, 575.1  
 Containers, 208.6, 208.7  
 Drug law enforcement, 205.11-205.13  
 Flaxseed oil, 189.1(1), 207.1, 207.3, 207.4  
 Fuel oil, ch 208  
 Illuminating oil, 208.1-208.8  
 Linseed oil, 189.1(1), 207.1, 207.3, 207.4  
 Liquid measure standard, 210.5  
 Oil of turpentine, 189.1(1), 207.1, 207.3, 207.4  
 Oil stations, 214.1-214.5  
 Penal provisions, 189.19-189.21, 208.26, 208.27  
 Petroleum products law, 208.1-208.28  
 Pipelines, 490.1-490.30  
 Poison oils, sale regulated, 205.5  
 Public improvements, listed as material, 573.1(4)  
 Storage, municipal regulations, 413.75

**OLD-AGE ASSISTANCE**

Generally, 249.1-249.47  
 Medical, 249A.1-249A.19

**OLD-AGE AND SURVIVORS INSURANCE SYSTEM**

Generally, 97.50-97.53

**OLEOMARGARINE**

Advertising restrictions, 191.5, 192.31  
 Colored, restrictions on sale, 191.2(3)  
 Defined, 190.1(2)  
 Enforcement of regulations, 191.7  
 Public eating place, use, 191.3  
 Standards, 191.2(3), 191.6

**OPENING ARGUMENTS**

Appeals to supreme court, burden, R.C.P. 24, 27  
 Civil cases, party having burden, R.C.P. 195  
 Criminal cases, 780.6, 780.8  
 Interlocutory questions argued, 624.13  
 Restricted on trial in court, R.C.P. 195  
 Waiver of, effect, R.C.P. 195

**OPENING STATEMENTS**

Civil cases, after jury impaneled, R.C.P. 191  
 Criminal cases, 780.5

**OPERATORS' LICENSES**

Motor vehicles, 321.174-321.200

**OPHTHALMOLOGIST**

Blind aid, examination for, 241.4, 241.8  
 Fees for examination fixed by state board, 241.4

**OPINIONS**

Attorney general, 13.1-13.9  
 County attorney's duty to issue, 109.35, 336.2(7)  
 Evidence, expert witness, 328.12, 622.25, 622.72, 718.12; R.C.P. 132  
 Homestead, opinion of referees to determine, 561.8  
 Industrial commissioner's findings, 86.25  
 Poison law convictions, copy to licensing board, 204.16  
 Reporter of supreme court, duties, 14.3(4), 14.5  
 Supreme court opinions  
 Criminal cases, 793.23, 793.24

**OPINIONS—Continued**

Supreme court opinions—Continued  
 Digest, 14.9  
 Dissent shown on record and reports, 684.14  
 Dissent stated with or without opinion, 684.13  
 Filed in important cases, 684.13, 793.24  
 Judges participating therein shown, Ct. R. 20  
 Publication withheld on order, 684.15  
 Written required, filed with clerk, 684.13, 793.23  
 Title, attorney's opinion attached to plats, 409.9, 409.12  
 Trial court, statement of facts and legal conclusion, R.C.P. 179

**OPIUM JOINTS**

Abatement, 368.7(9), 657.1-657.3  
 City power to prohibit, punish, 368.7(9)

**OPPRESSION IN OFFICE**

Ground for removal from office, 66.26(4)  
 Penalties, 740.3, 740.4

**OPTIONS**

Dealing in options, penalty, 552.1-552.11, 622.15

**OPTOMETRY**

Approved school, requirements, 154.5  
 Association, Iowa optometric, clinic, 154.6  
 Basic science law not applicable, 146.5  
 Board of optometry examiners, ch 147  
 Definition, 154.1  
 Degrees and abbreviations, 147.72-147.74  
 Educational clinic, study required, 154.6-154.8  
 Enforcement of practice act, 147.87-147.93  
 Examination for license to practice, 147.29-147.43, 147.81, 154.3  
 False use of titles, penalty, 147.74  
 Fee splitting as unprofessional conduct, 147.56  
 Injunction against illegal practice, 147.83  
 Iowa optometric association, clinic, 154.6  
 Itinerant optometrist, license, 147.75, 147.76  
 License revoked, 147.55-147.71, 154.4  
 License to practice, 147.2-147.11, 154.3-154.8  
 Merchants right to sell glasses, 154.2  
 Ophthalmic lenses defined, restrictions, 154.9  
 Persons not engaged in optometry, 154.2  
 Physicians and surgeons may sell glasses, 154.2  
 Prescription for lenses required, 154.9  
 Profession means optometry, 147.1  
 Qualifications of optometrists, 147.3, 154.3  
 Reciprocity, 147.44-147.54  
 Report of treatment of wounds, 147.111, 147.113  
 Reports of law violators, 147.87, 147.89  
 Schools, 154.3, 154.5  
 Study group local meetings, effect, 154.6  
 Titles and degrees, use regulated, 147.72-147.74  
 Unprofessional conduct defined, 147.56

**Violations**

Failure to report wound treatment, 147.113  
 Penal provisions, 147.74, 147.84-147.86

**ORCHARDS**

Condemnation  
 Generally, 471.1-473.4  
 Damage paid before taking, 472.26  
 Dams erected, overflowing prohibited, 472.27  
 Highway drainage, 314.7, 460.13  
 Highways and roads, 306.14

**ORCHARDS—Continued**

- Condemnation—Continued
  - Interurban water supply, 484.22
  - Landowners seeking egress, 471.4(4)
  - Mineral land, owner's right of way, 471.4(5)
  - Railway condemnation, 471.12
  - Supervisors' discretion, highways, 460.13
- Encouragement of culture, 186.3
- Entomologist, state, 267.1–267.22
- Fruit tree reservation tax exempt, 161.1
- Injuring fruit trees, penalty, 714.8
- Insects and plant diseases, 267.1–267.22
- Stealing or knocking off fruit, 714.9, 714.10
- Trespass, penalty, 714.6–714.10
- Windbreaks permitted, 318.1

**ORDINANCES**

- Generally, 366.1–366.15

**ORDNANCE PLANTS, NATIONAL**

- County sale of land, 332.4
- County tax levy, special, approval, 444.9(2)
- School lands purchased, 274.39–274.45

**ORE**

- Investigation at Ames, 266.3
- Penalty for carrying away, 714.6, 714.7
- Specimens to state university, 263.3
- Study by geological survey, 305.3

**ORGANIZATIONS**

- Clubs, *see* **LODGES, CLUBS, AND UNINCORPORATED ORGANIZATIONS**
- Co-operative associations, 497.1–499.60
- Corporation business tax exemption, 422.34
- Criminal syndicalism, 689.11(4)
- Exempt from corporate business tax, 422.34
- High school secret orders, 287.1–287.4
- Inciting hostility to government, 689.9
- Labor incorporation authorized, 504.1
- Tax exemption of veterans organizations, 427.1
- Treasonable organizations prohibited, 689.9

**ORIGINAL NOTICE**

- Accepted service authorized
  - Commissioner of insurance, 511.28, 515.74, 520.6
  - County home inmates, service, R.C.P. 56(e)
  - Foreign corporations generally, *see* **Foreign Corporations Served below**
  - Insane inmates of institutions, R.C.P. 56(e)
  - Motor vehicle department, 81.5
  - Public safety commissioner, 321.498
  - Secretary of state, 491.15, 494.2(6), 499.54
  - Superintendent of state insane, R.C.P. 56(e)
- Acknowledgment of service, R.C.P. 56(e)
- Action commenced by serving, R.C.P. 48
- Address of signer of petition required, R.C.P. 50
- Advance fees before service, 337.10(10)
- Appeal notice, service, R.C.P. 336
- Appearance date, *see* **subhead Return Day, Time Required below**
- Associations, consent service, R.C.P. 56(1)
- Attorney general, service on state, 613.9
- Attorney in fact for interinsurance or reciprocal exchanges, 520.5–520.7
- Benevolent insurance societies, 510.29
- Caption requirements, R.C.P. 78

**ORIGINAL NOTICE—Continued**

- City or town served, R.C.P. 56(h)
- Class actions, representation, R.C.P. 42–47
- Commencement of civil actions
  - Begun by serving original notice, R.C.P. 48
  - Delivery for service commences, R.C.P. 49
  - Docketing on failure to file petition, R.C.P. 55
  - Joint common carriers, 613.5
  - Last known officers served, 617.6
  - Limitation time, how computed, R.C.P. 49
  - Optional procedure, unserved defendants, 617.9
  - Place, chs 616, 623; R.C.P. 167–175
  - Service as commencement, R.C.P. 48
  - Time, statute of limitations, R.C.P. 49
  - Unknown defendants, 617.7; R.C.P. 61
  - Unserved defendants, optional procedure, 617.9
- Constable fee for service, 601.129(1, 4)
- Contents, 321.500; R.C.P. 50, 78
- Co-operative associations, 494.1, 494.2(6), 499.54
- Copy of petition attached, R.C.P. 50, 53(a)
- County attorney, service on state, 613.9
- County home inmates served, R.C.P. 56(e)
- County officers served, R.C.P. 56(i)
- County of residence changed, 616.21
- Criminal defendant, suit against, 617.1
- Delivery commences action, R.C.P. 48, 49
- Domestic company or corporation served
  - Membership sales association, 503.14
  - No local office, process service, 491.15
  - Pipelines, on commerce commission, 490.28
- Employment security law, nonresident employment units, 96.14(6–15)
- English language publication, 618.1, 618.2
- Executors, joint, part only served, 638.22
- Federal land, right of entry to serve notice, 1.4–1.9
- Fees
  - Advance fees may be required, 337.10(10)
  - Constable for service, 601.129(1, 4)
  - Justice of the peace, issuing, 601.128(2)
  - Posting notice, 618.12
  - Publication of notice in newspaper, 618.11
  - Sheriff's fees for service, 337.11(1, 10)
- Filing or return required, 617.2; R.C.P. 59(c)
- Foreign corporations served
  - Agent or officer served, R.C.P.56(f, g)
  - Co-operative associations, 494.1, 494.2(6), 499.54
  - Doing business in state, 617.3
  - General agent, service on, 617.3
  - Nonprofit corporations generally, 504.28
  - Pipeline companies, 490.28
- Process agent service
  - Authorization under the rules, R.C.P. 56(f, 1)
  - Authorized as personal service, R.C.P. 56(1)
  - Authorized by appointment, or by law, personal service, R.C.P. 56(f, 1)
  - Benevolent societies, 510.29
  - Consent to service, personal service recognized, 56(1)
  - Contract performed in state, 617.3
  - Co-operative associations, 494.1, 494.2(6), 499.54
  - Doing business in state, 617.3
  - Employing units, 96.14(6–15)
  - Fraternal companies, 512.22–512.26

**ORIGINAL NOTICE—Continued**

Foreign corporations served—Continued  
 Process agent service—Continued  
 Guaranty company bond surety, 682.20, 682.21  
 Insurance company, general or recording agent, 617.5  
 Issuer of registered securities, 502.9  
 Itinerant merchants, 81.4–81.6  
 Life companies, 507A.3, 511.27–511.29  
 Membership sales associations, 503.14, 511.28  
 Nonlife companies, 507A.3, 515.73, 515.74  
 Partnerships, personal service, R.C.P. 56(1)  
 Pipeline companies, 490.28  
 Profit corporations, 494.1, 494.2(6)  
 Public utilities, 494.2(6), 495.1  
 Real estate broker, 117.21–117.23  
 Reciprocal or reinsurance, 520.5–520.7  
 Securities, registered, issuer of, 502.9  
 Surety companies, 682.20, 682.21  
 Tort committed in state, 617.3  
 Profit corporations, generally, 494.1, 494.2(6)  
 Publication, R.C.P. 60  
 Public utility, 494.2(6), 495.1, 617.3; R.C.P. 60  
 Railroad station or ticket agent, 617.4  
 Transient merchants, 81A.4  
 Form, motor vehicle nonresident defendant, 321.500  
 Form of notice, generally, R.C.P. 50  
 Garnishment, appearance of garnishee, notice requirements, R.C.P. 54(b)  
 General assembly members, not held to appear, R.C.P. 58  
 Incompetents, time service required, R.C.P. 14  
 Insufficiency, how raised, R.C.P. 104(a)  
 Insurance companies, on agents, 321A.10, 321A.25, 507A.3(3), 617.5; R.C.P. 56(f, g)  
 Insurer of securities, blue-sky law, 502.9  
 Intent to serve presumed, delivery, R.C.P. 49  
 Itinerant merchants, 81.5, 81.6  
 Jurisdictional attack, defects raised by special appearance, R.C.P. 104(a)  
 Justice court, 601.18–601.23  
 Later-born persons of a class, R.C.P. 43  
 Legalization of notices, 587.1–587.11, 590.1–591.4  
 Legal representative of deceased defendant, 611.22  
 Mail, service by  
 Employment security law, nonresident employing units, 96.14  
 Foreign insurance corporations, 511.28, 515.74  
 Iowa corporation without local office, 491.15  
 Nonresident car owners, 321.501–321.506  
 Service by publication on known defendant, R.C.P. 60.1  
 State as defendant in action, 613.9  
 Transient merchants, 81A.4  
 Mandamus cases, 661.11  
 Mileage in advance may be required, 337.10(10)  
 Minor, time service required, R.C.P. 14  
 Municipal corporations, R.C.P. 56(h)  
 Municipal court, appearance date, filing, 602.26, 602.27; R.C.P. 363  
 New parties brought in, R.C.P. 34  
 Newspaper publication, R.C.P. 62  
 Nonresidents  
 Boats and watercraft, 106A.1–106A.14  
 Corporations, *see subhead Foreign Corporations Served above*

**ORIGINAL NOTICE—Continued**

Nonresidents—Continued  
 Criminal defendant while in state, 617.1  
 Employment security law, 96.14(6–15)  
 Itinerant merchant actions, 81.5, 81.6  
 Mortgage of personal property, 626.44  
 Motor vehicle actions, 321.498–321.506, 321.511  
 Process agent service  
 Boat owners and operators, 106A.1–106A.8  
 Brokers real estate license actions, 117.23  
 Employment security, 96.14(6)  
 Motor vehicle owner, 321.498–321.509  
 Recovery of real property, agent served, 646.5  
 Transient merchants, 81A.4  
 Notices other than original notices, *see NOTICE*  
 Officials prohibited from making, 343.3  
 Paternity proceedings, 675.15  
 Penalty for holding notice, 123.88, 617.2  
 Personal judgment not asked, effect, R.C.P. 51  
 Personal service  
 Abode, service at place of, R.C.P. 56(a)  
 Acknowledgment, R.C.P. 56(a)  
 Agent served for  
 Common carriers, joint, 613.5  
 Co-operative associations, 494.1, 499.54  
 Nonresident realty owner, 646.5  
 Surety company, action on bond, 682.20, 682.21  
 Age requirement, R.C.P. 56(a)  
 Appearance time, R.C.P. 53  
 City or town, R.C.P. 56(h)  
 Clubs or apartment buildings, R.C.P. 56(a)  
 Commencement of action, as, R.C.P. 48, 49  
 Control board institution inmates, R.C.P. 56(d)  
 Corporations  
 Generally, 617.3–617.6; R.C.P. 56(f, g)  
 Agents or clerks of agency, 494.1, 617.3–617.5, 617.6; R.C.P. 56(f, g)  
 Foreign corporations, 617.3; R.C.P. 56(f, g)  
 County attorney in actions against state, 613.9  
 County home patients, R.C.P. 56(e)  
 County, officers served, R.C.P. 56(i)  
 County of residence, 616.21  
 Delivery of copy of notice to person, R.C.P. 56  
 Dwelling house, service at, R.C.P. 56(a)  
 Employment security law, nonresident employing units  
 Actual service, on nonresident, 96.14(12)  
 Personal notification, optional, 96.14(10)  
 General manager, 617.3, 617.6  
 Government boards, officers served, R.C.P. 56(m)  
 Guardian ad litem, R.C.P. 56(b, c)  
 Hotels or rooming houses, at, R.C.P. 56(a)  
 Incompetents, R.C.P. 56(c)  
 Inmates of institutions, R.C.P. 56(d)  
 Insane persons, R.C.P. 56(c, d, e)  
 Last known officer of corporation, 617.6  
 Method of service, R.C.P. 56  
 Minor under 18 years old, R.C.P. 56(b)  
 Motor vehicle cases, nonresident, 321.498–321.506, 321.511  
 New trial after judgment, R.C.P. 253(b)  
 Nonresident individual, consent, R.C.P. 56(l)  
 Parent or guardian for minor, R.C.P. 56(b)

**ORIGINAL NOTICE—Continued**

## Personal service—Continued

- Partnership, R.C.P. 56(f, 1)
- President of school district, R.C.P. 56(j)
- Proof, institution inmates, R.C.P. 56(d)
- Residence of defendant changed, effect, 616.21
- Return, *see subhead Return of Service below*
- School district or corporation, R.C.P. 56(j)
- Service, how made, R.C.P. 56
- State, service on, 613.1–613.10; R.C.P. 56(k)
- Station agent of joint carrier, 613.5
- Sunday service, requirements, R.C.P. 57
- United States institution inmates, R.C.P. 56(d)
- University hospital inmates, R.C.P. 56(d)
- Persons under disability served, R.C.P. 56(c, d, e)
- Persons who may serve notice, R.C.P. 52
- Petition not filed after notice, dismissal, R.C.P. 55
- Petition on file, appearance time, R.C.P. 50, 53
- Petition stated as filed or to be filed, R.C.P. 50, 53
- Plaintiff's option on failure of service, 617.9

## Posting of original notices

- Attachment cases in justice court, 601.111
- Fees for posting, 618.12
- Forcible entry cases in justice court, 648.10
- Proof of posting affidavits, 622.94
- Private corporations generally, 494.1, 494.2(6), 617.3–617.6; R.C.P. 56, 60
- Process agent service, *see subhead Foreign Corporations Served, also subhead Nonresidents above*
- Proof, *see subhead Return of Service below*

## Publication of original notices

- Absconding debtors, R.C.P. 60(h)
- Actual service supersedes, R.C.P. 64
- Affidavit filing requirements, R.C.P. 60
- Affidavit of nonresidents before 1945, 587.8
- Affidavit of publication, legalized, 587.2–587.9
- Annulment of illegal marriage, R.C.P. 60(i)
- Annulment of marriage, legalized, 587.11
- Appearance time, R.C.P. 53
- Association, when no one found, R.C.P. 60(k)
- Authority for, R.C.P. 60
- Avoidance of service, R.C.P. 60(h)
- Chattel mortgage foreclosure, 652.2–652.5
- Concealment to avoid service, R.C.P. 60(h)
- Contingent interests or liens, R.C.P. 60(g)
- Contract for realty sale, specific performance, R.C.P. 60(d)
- Corporation, foreign, R.C.P. 60
- Corporation, when no one found, R.C.P. 60(k)
- Default judgments, 624.22; R.C.P. 234, 236, 251, 254
- Defraud by leaving state, R.C.P. 60(h)
- Disputed corners and boundaries, 650.3
- Divorce or separate maintenance, R.C.P. 60(i)
- English language required, 618.1, 618.2
- Fees allowed, 618.11
- Forcible entry and detainer action, 648.10
- Foreclosure, R.C.P. 60(c)
- Foreign corporations, R.C.P. 60
- Forfeiture of real estate contracts, 656.3
- Guardians' sales, legalized, 587.4
- Heirs and devisees of deceased judgment debtor, 626.90
- How published, R.C.P. 62
- Injunction against house of ill fame, 99.4
- Judgment, to vacate or modify, R.C.P. 60(1)

**ORIGINAL NOTICE—Continued**

## Publication of original notices—Continued

- Known defendant, R.C.P. 60.1
- Legalization acts, 587.1–587.11
- Lien foreclosure, R.C.P. 60(c)
- Method required, R.C.P. 62
- Mortgage foreclosure, R.C.P. 60(c)
- Newspaper defined, 618.3; R.C.P. 62
- Newspapers selected, 618.5–618.8; R.C.P. 62
- New trial, R.C.P. 60(1)
- New trial after judgment, 253(b); R.C.P. 60(1)
- Nonresidents of Iowa, R.C.P. 60
- Partition, R.C.P. 60(b)
- Partnership, when no one found, R.C.P. 60(k)
- Personal property of nonresidents, R.C.P. 60
- Proof filed before default, 622.92–622.96; R.C.P. 63
- Proof of publication, 622.92–622.96; R.C.P. 63
- Provisional remedy, nonresident property, R.C.P. 60(f)
- Quasi in rem, R.C.P. 60(f)
- Quieting title, R.C.P. 60(j)
- Quieting title actions before 1946, 587.7
- Real estate contract foreclosures, 656.3
- Real property recovery, R.C.P. 60(a)
- Registered mail, when required, R.C.P. 60.1
- Requirements as to newspaper, 618.1–618.4; R.C.P. 62
- Restoration of lost records, action, 647.2
- Separate maintenance or modification of divorce decree, R.C.P. 60(i)
- Service complete on last publication, R.C.P. 62
- Specific performance of contract, R.C.P. 60(d)
- Times published, requirements, R.C.P. 62
- Unknown defendants, 617.7; R.C.P. 61
- Unknown parties, R.C.P. 60
- Vacation or change of judgment, R.C.P. 60(1)
- When completed, R.C.P. 62
- Will cases legalized, 587.5
- Will contest or construction, nonresident, R.C.P. 60(e)
- Public utilities, 494.2(6), 495.1; R.C.P. 56(f, g)
- Railroads, 617.3, 617.4; R.C.P. 56 (f, g)
- Recovery of real property, when landlord served, 646.11
- Residence changed after action begun, 616.21
- Return day, time required
  - Civil cases generally, R.C.P. 53
  - Forcible entry cases, 648.11
  - Garnishee, R.C.P. 54
  - Justice court, 601.22
  - Liquor injunction action, 128.3
  - Municipal court cases, 602.27
- Return of service
  - Affidavit to return, when required, R.C.P. 59(a)
  - Amendment of return permitted, 617.2
  - Clerk's entry in docket, 606.9
  - Contents, 617.2; R.C.P. 59
  - Defective return, penalty, amendment, 617.2
  - Employment security, nonresident, 96.14(11)
  - Failure to file or return notice, penalty, 617.2; R.C.P. 59(c)
  - Fees or mileage when allowed, R.C.P. 59(a)
  - Indorsement and filing by sheriff, 617.2; R.C.P. 59(c)
  - Insane inmates of institutions, R.C.P. 56(d)
  - Judicial notice of signatures, R.C.P. 59(a)

**ORIGINAL NOTICES—Continued**

Return of service—Continued  
 Justice court, requirements, 601.23  
 Motor vehicle case filed with clerk, 321.505  
 Nonresident in motor vehicle accident, 321.505  
 Posting of notice not recognized, 622.94; R.C.P. 369  
 Proof of posting or service, time limit, 622.94  
 Return, what constitutes, 617.2; R.C.P. 59  
 Signature requirements, R.C.P. 59(a)  
 Time limit on, 622.94  
 Sales tax provisions, 422.55, 422.57  
 School districts and corporations, R.C.P. 56(j)

**Service**

Delay by officers, penalty, 123.88  
 Delay, sheriff to serve without, R.C.P. 59(c)  
 Motor vehicles, actions against nonresident motorists, 321.498–321.506  
 Personal service, *see subhead above*  
 Process agent service, *see subheads Foreign Corporations Served; also Nonresidents above*  
 Publication, by, *see subhead Publication of Original Notices above*  
 Substituted service, *see subhead below*  
 Who may make service, R.C.P. 52  
 Sheriff's fees for serving, 337.11(1, 10)  
 Signature and address required, R.C.P. 78  
 Signed by plaintiff or attorney, R.C.P. 50  
 State, service on, 613.8–613.10; R.C.P. 56(k)

**Substituted service**

Appearance time, R.C.P. 53  
 Club, hotel, or apartment, R.C.P. 56(a)  
 Dwelling house or place of abode, R.C.P. 56(a)  
 Judgment, personal, clerk to notify default judgment debtor, R.C.P. 233  
 Member of family or custodian, R.C.P. 56(a)  
 Sunday, notice served, method, R.C.P. 57  
 Superior court cases, 603.20  
 Time for appearance, R.C.P. 53  
 Transient merchants, 81A.4  
 Unknown defendants, 617.7; R.C.P. 61–64

**Violations**

English language publication, failure, 618.2  
 Failure to return or file, 617.2; R.C.P. 59(c)  
 Weekly publications to be on same day, 618.9  
 Who may serve notice, R.C.P. 52  
 Will, notice after probate, limitation, 614.1(3)

**ORIGINALS**

Bill of lading, duplicates, 487.2, 487.7, 487.17, 487.18  
 Certified copies as evidence of originals, *see EVIDENCE, subhead Certified Copies*  
 Entries as evidence  
     Copies of original entries book, 622.44, 622.45  
     Judicial record, certified copy, 622.52, 622.53  
     Writing and records, 622.28  
 Papers sent to supreme court on appeal, 686.8; R.C.P. 340(a, f, g)  
 Photographic copies, use in evidence, 622.30  
 Registration of motor vehicles, use tax, 423.7  
 Warehouse certificates (unbonded), 544.27, 544.36, 544.39  
 Warehouse receipts, duplicates, 542.6, 542.14, 542.15  
 Warehouse receipts, issuance, 543.17, 543.18, 543.20, 543.28

**ORIGINALS—Continued**

Written instruments filed, when basis for action, 601.33

**ORPHANS**

Annie Wittenmyer home, 244.1–244.14  
 Assessment life insurance companies, provisions, 510.1, 510.15  
 County orphans fund, tax levy, 444.11  
 Membership sales benefits to orphans, 503.3  
 Orphanages, private, 237.1–237.16  
 World war orphans educational fund, 35.7–35.10

**OSTEOPATHY**

Admission of patients to state institutions recommended, 150.10  
 Approved colleges, requirements, 150.6  
 Association, American osteopathic, standards, 150.6  
 Barbering license not required, 158.2  
 Basic science law requirements, 146.1–146.23  
 Board of osteopathy examiners, 147.12–147.28, 147.102–147.104  
 Change of residence to another state, 147.54  
 Contracts for medical service, 514.1–514.17  
 County hospitals, 347.18, 348.2(2)  
 County, indigent sick, treatment, 150.9  
 Dead bodies delivered to recognized school, 142.1–142.11  
 Definitions, 135.1(5), 147.1, 150.1  
 Degrees and abbreviations, regulated, 147.72–147.74  
 Dogs for research, 351A.1–351A.7  
 Enforcement provisions of practice act, 147.87–147.93  
 Examinations, 147.29–147.43  
 Exemption from jury duty, 607.2(2)  
 False use of titles, penalty, 147.74  
 Fee-splitting as unprofessional conduct, 147.56  
 Hospital and medical insurance plan, 514.1–514.17  
 Hospitals, service insurance plan, 514.1–514.17  
 Injunction against illegal practice, 147.83  
 Insurance, medical and surgical service, 514.1–514.17  
 “Internal curative medicine” defined, 150.8  
 Itinerant osteopath  
     Definition, 147.75  
     License required, 147.76  
     Report of law violations, 147.89(2)  
     State-wide practice permitted, 147.78  
     Violating law, penalty, 147.86  
 Jury duty, exemption, 607.2  
 Licenses, 147.44–147.71, 147.102, 150.4, 150.5  
 Medical and hospital insurance plan, 514.1–514.17  
 Medicines, internal curative, forbidden, 150.8  
 Obstetrics and surgery included, 150.7  
 Old-age assistance recipients, service allowed, 249.29  
 Penalty provisions generally, 147.84–147.86  
 Persons engaged in practice, 150.2  
 Persons not required to qualify, 150.3  
 Podiatry laws not applicable, 149.2  
 Prescriptions barred, exceptions, 150.8  
 “Profession” includes osteopathy and surgery, 147.1  
 Qualifications of osteopaths, 147.3, 150.4–150.6  
 Reciprocity, 147.44–147.54, 147.102

**OSTEOPATHY**—Continued

Report of treatment of wounds, 147.111, 147.113  
 Reports of law violators, 147.87, 147.89

## Schools

Approved colleges, 150.6  
 Dead bodies for scientific purposes, 142.1–142.11  
 Dogs for research, 351A.1–351A.7  
 Educational requirements, 150.4(1, 2), 150.5, 150.6

Scope of practice, 150.7

State patients, rights and duties, 150.10

Surgery not authorized, 150.8

Titles and degrees, use regulated, 147.72–147.74

“Unprofessional conduct” defined, 147.56

Use of titles and degrees, 147.72–147.74

Venereal diseases, duties, 140.1–140.41

## Violations

Advertising, false, 147.74  
 Failure to report wound treatment, 147.113  
 Injunction, practicing without a license, 147.83  
 Penalties, 147.74, 147.84–147.86

Workmen’s compensation provisions for services, 85.27

Wounds by criminal violence reported, 147.111–147.113

**OUNCE**

Standard weights, 210.1, 210.4

**OUSTER PROCEEDINGS**

Forcible entry and detainer, 648.1–648.3

Impeachment, 68.1–68.14

Quo warranto, ch 660, *see* **QUO WARRANTO PROCEEDINGS**

Recovery of real property, ch 646, *see* **REAL PROPERTY**

Removal from office, 66.1, 66.30

**OVERHEAD CROSSINGS**

Highways, *see* **VIADUCTS AND UNDERPASSES**

Motor vehicles, speed regulation, 321.295

Pedestrians, crossing of highways, 321.328

Railways, 309.79, 477.2, 478.13, 478.21–478.24

Rights of landowner adjacent to railroad, 478.13

Viaducts, 381.1, 381.7, 387.1–387.17

**PACKAGES**

*See* **CONTAINERS**

**PACKING HOUSES**

Child labor laws, 92.1–92.16

City establishment and regulation, 368.5(1)

Defined as food establishment, 170.1(6)

Enforcement of food establishments law, 170.49–170.51

Factory law, *see* **FACTORIES**

Food establishment, 170.1–170.28, 170.46–170.51

Food law, 189.3–189.29

Inspection, 170.46, 170.47

## Licenses

Application for food license, 170.3, 170.4

Fee for food license, 170.5(6)

Required to conduct food business, 170.2

Revocation of license, 170.8

Meat, when deemed adulterated, 190.3

**PACKING HOUSES**—Continued

Sanitary construction required, 170.9–170.17

Sanitary regulations, 170.19

Sanitation in conducting business, 170.18–170.28

## Slaughterhouses

Dead animal disposal law not to apply, 167.1

Definitions, food establishments law, 170.1(6, 7)

Records, animals for slaughter, 211.1, 211.2

Renderies regulated by cities, 368.5(1)

Sanitary construction, 170.9–170.17

Sanitary construction, new slaughterhouses, floor construction, 170.12

**PAINTINGS**

Bequests to art gallery, tax exemption, 450.4(3)

Exempt from execution to family, 627.6(3)

Municipal art galleries, 379.11(5)

Tax exemption, 427.1(16)

**PAINTS AND OILS**

Agriculture department, enforcement duties, 189.2

Container defined, 189.1(4)

Definitions and standards, 207.1

Flaxseed oil, *see subhead Linseed Oil below*

## Labeling

Oils, requirements, 189.9, 207.3

Oil substitutes, 207.4

Paints, container labels, 189.9–189.12, 207.2

## Linseed oil

“Article” subject to regulation, 189.1(1)

Boiled and raw, standards, 207.1(1, 2)

Definitions and standards, 189.1(1), 207.1

Drug regulations, 189.1–189.29

Labeling oils and substitutes, 207.3, 207.4

Mineral oil forbidden, 207.1(6)

Samples, inspected, analyzed, 189.3–189.8

Mineral oil not to be used, 207.1

“Package” defined, 189.1(4)

“Paint” defined, labeling, 207.1, 207.2

## Painting, housing law requirements

Cellar walls and ceilings, 413.64

Court walls, 413.70

Floor beneath water closet, 413.65, 413.85

Rooms, 413.71

Storage rooms for paint, 413.75

Painting of walls of food establishments, 170.13

## Paints

“Article” subject to regulation, 189.1(1)

Content specified, 207.1(4)

Drug law regulations, 189.1–189.29

Samples, inspected, analyzed, 189.3–189.8

Pharmacopoeia and formulary, standard, 189.1(7), 207.1

Storage, municipal regulation, 413.75

Substitutes, labeling provisions, 207.4

## Turpentine

“Article” subject to regulation, 189.1(1)

Defined, standards, labeling, 189.1(1), 207.1, 207.3, 207.4

Drug law regulations, 189.1–189.29

Oil and spirits, specifications, 207.1(3)

Samples, inspected, analyzed, 189.3–189.8

Turpentine oil, 189.1(1), 207.1, 207.3, 207.4

United States Pharmacopoeia, 189.1(7), 207.1

**PALMISTRY**

City power to regulate, 368.8(1)

**PAMPHLETS**

State publications, 14.9, 16.3, 16.27, 17.27

**PANEL, PETIT JURY**

Absence, ground for attachment, R.C.P. 187(a)  
 Apportionment to election precincts, 609.4–609.8  
 Attachment for absent juror, R.C.P. 187(a)  
 Challenges, R.C.P. 187  
 Challenges to panel, 779.3; R.C.P. 187(d)  
 Criminal cases, 779.1–779.12  
 Discharge of panel, 609.37  
 Drawing of jury from panel, 609.20–609.25  
 Jurors in general, 607.1–607.6  
 Jury commission, 608.1–608.11  
 List filed with clerk, 602.35, 603.31, 609.30  
 Names on lists made official, 609.14  
 Number, minimum, 602.34, 603.31, 609.18  
 Petit jury drawn, 609.22  
 Qualifications of jurors, 607.1, 609.1, 609.2  
 Selection, manner of drawing panel  
   Additional names, 609.36, 609.39–609.45, 624.12  
   Ballot boxes sealed, custody, 609.17, 609.29  
   Ballots, disposition, 609.42–609.44  
   Ballots prepared, requisites, 609.15  
   Cancellation for illegality, 609.34  
   Commission to draw, 604.28, 608.1, 609.20  
   Discharged jurors, resummoned, 609.35  
   Judicial division of county drawn from, 609.3  
   Jurors appearing, ballots destroyed, 609.44  
   Manner of drawing, 609.22–609.24, 609.38  
   Municipal court, 602.36  
   Names rejected, 609.16, 609.40  
   Superior court, 603.29–603.33, 603.39–603.42  
   Talesmen drawn, 609.39, 609.41, 609.43, 609.45  
   Time, notice of drawing, 609.20–609.22  
 Trial jury selected from, R.C.P. 187(a)

**PANTORIUMS**

Operation in residence, penalty, 732.6, 732.7

**PAPERS**

Acknowledgments, 558.20–558.43  
 Books and papers, *see BOOKS AND PAPERS*  
 Cigarette papers, 98.1–98.41  
 Credit union records, 533.24–533.27  
 Destruction or injury, penalty, 714.1  
 Forgery, 718.1–718.23  
 Inflammable junk, nuisance, city's power, 657.2  
   (10)  
 Newspapers, *see NEWSPAPERS*  
 Penalty for injuring or concealing, 714.1  
 Production for evidence, R.C.P. 129, 130, *see BOOKS AND PAPERS, subhead Production and Inspection*  
 Removal of district court files, 619.4  
 Use by jury on retiring, R.C.P. 198  
 Use on appeal to supreme court, 686.8; R.C.P. 340(a)

**PARADES**

City power to regulate, permit, 368.5(2)  
 Motor vehicles regulated, 321.236(3)  
 National guard on governor's order, 29.9

**PARALYSIS, INFANTILE**

Contagious diseases generally, *see DISEASES*  
 Quarantine, 139.1

**PARCELS**

*See CONTAINERS*

**PARDONS**

Citizenship restored by governor, 248.12  
 Clerk's duties, 248.17  
 Commutation of death sentence, 248.1, 248.6  
 Conditions prerequisite, 248.6–248.8  
 Constitutional power of governor, Const., Iowa, IV, 16  
 Copies required, 248.14–248.16  
 Felony, advice of parole board required, 248.6  
 Filing of record, 248.5, 248.11, 248.17  
 Fines and forfeitures remitted by governor, 248.13  
 Governor's constitutional power not impaired by parole law, 248.1  
 Governor's investigation, procedure, 248.6–248.11  
 Habitual criminals, 747.7  
 Investigation procedure by board, 248.8, 248.9  
 Record kept of recommendations by board, 248.5  
 Report by governor to general assembly, Const., Iowa, IV, 16  
 Soldiers, sailors, and marines, 248.2  
 Suspended sentence, pardon granted, 248.2  
 Treason, by general assembly, Const., Iowa, IV, 16

**PARENT AND CHILD**

Adopted children  
   Birth certificates, 144.44, 144.45  
   Status of child and parent, 600.6  
 Adopted parents, inheritance, 636.42  
 Bastardy, father obligation, 675.1–675.6  
 Births reported, 144.15  
 Child neglect, wanton, 731A.1–731A.4  
 Children, education and support, 597.14  
 Child support, divorce cases, 598.14, 598.15  
 Child support, parents wages not exempt, 627.11, 627.12  
 Custody of child, equally entitled, 668.1  
 Dependent child aid, 239.1–239.18  
 Drunkards, priority of claim to custody, 670.19  
 Education, blind or deaf child, 299.18–299.21  
 Family expenses, 597.14  
 Feeble-minded, commitment, 222.3–222.13, 223.9  
 Guardianship, ch 668, *see GUARDIANS*  
 Illegitimate children, 675.1–675.36  
 Natural guardians of their minor children, 668.1  
 Spendthrifts, priority of claim to custody, 670.19  
 Support of children  
   Abandoned children, 252.10–252.12, 597.10–597.13  
   Divorce cases, 598.14, 598.15  
   Duty defined, uniform law, 252A.3(8)  
   Liability generally, 252.2, 597.14  
   Neglected children committed, 232.25  
   Payments recovered from responsible party, 252A.5(5)  
   Poor children, 252.2, 252.3  
   Seizure of property for, 252.10–252.12, 597.10–597.13  
   Uniform support of dependents law, 252A.1–252A.12  
 Wages and earnings not exempt, 627.11, 627.12

**PARENT TEACHER ASSOCIATION**

Schoolhouses, use for meeting permitted, 297.9

**PARKS**

Bonds, *see CITIES AND TOWNS*

City parks, 368.30, 370.1-371.9

City or town conveyed state park, 111.32

County maintenance, 111.27

Lakes established as state parks, 111.18

Maternity hospitals, distance from parks, 236.3

Mobile home parks, 135D.1-135D.21

**Motor vehicle regulations**

Animals to be restrained, 111.45

Closing time in state parks, 111.46

Driving off roadways, 111.36

Excessive load prohibited, 111.37

Excluding vehicles, local authority, 321.248

Leaving vehicle unattended, 111.38

Parking in designated areas, 111.38

Signs posted indicating exclusion, 321.248

Speed in city parks, 321.236(5)

Speed in state parks, 111.36

Vehicles excluded, sign posted, 321.248

**Private parks, 111.34****State parks and lands**

Abandonment of gift, 111.14

Acquisition by condemnation, 111.7, 111.10

Barriers on ice field required, 111.54

Beautification by commission, 111.3

Boundaries established, 111.19-111.24

Bridges improved and maintained by highway commission, 307.5(12)

Buildings erected and maintained, 107.24(3)

Buildings, fences, and piers, permits, 111.4

Cities, aid in purchase, 111.28-111.30

Cities and towns, care or purchase, 111.27-111.30

Cities and towns, conveyance to, 111.32

Commercial concessions, 111.4

Condemnation of land, 111.7-111.10

Conservation commission, 111.2, 111.3

Construction permits, piers, buildings, 111.4

Counties, maintenance arrangement, 111.27

County or city aid, 111.28-111.30, 111.34

Custodians and employees, 107.13-107.16

Definitions of words and phrases, 109.1

Destructive acts prohibited, 111.35

Donations to state, conditions, 111.10-111.15

Dredging for sand, regulations, 111.55, 111.56

Duties and powers of commission, 111.2, 111.3

Effigy Mounds National Park, conveyance to United States authorized, 1.11

Engineer, improvements, 111.16, 111.17

Engineers, highway, county, 111.20-111.23

Establishment by park commission, 111.3, 111.18

Excessive loads, director's powers, 111.37

Facilities for public use, 111.3

Forester appointed, 107.13

Forest reservation reports received, 161.13

Forestry land acquired, powers of commission, 107.24(2), 111.11-111.15

Game management areas established, 109.6

Gardener, improvements, 111.16, 111.17

Gifts, 107.24(2), 111.10-111.15

Gravel, sand, removal, permit, 111.52-111.57

Highways established, 111.8-111.10

Highways under control of commission, 307.5 (7, 12)

**PARKS—Continued****State parks and lands—Continued**

Ice field, barriers required, 111.54

Ice removal, permit, 111.52-111.57

Improvement, authority of commission, 111.3

Jurisdiction of conservation commission, 111.18

Lakes, established as part of parks, 111.18

Landscape architect, 111.16, 111.17

Leases authorized, 107.24(2, 3), 111.25

Maintenance by cities or counties, 111.27

Motor vehicles in parks, 111.35-111.38

Penalties for park regulation violations, 111.57

Piers, fences, and buildings, permits, 111.4

Police powers conferred, 111.26

Prison labor used, 246.18

Private funds for improvements, 111.15

Public use, power of commission, 111.3

Purchase in part by cities, 111.26-111.30

Purchase of property authorized, 107.24(2, 3)

Refuges and sanctuaries authorized, 109.5

**Regulations**

*General prohibitions*, 111.35

Animals running at large prohibited, 111.45

Camping regulations, 111.47-111.51

Closing time, 111.46

Construction of erections, 111.4

Destructive acts prohibited, 111.35

Excessive loads not permitted, 111.37

Firearms prohibited, 111.42

Fires regulated, 111.40

Hitching animals to trees forbidden, 111.39

Ice, sand, and gravel removal, 111.52-111.56

Leash on animals, permitted, 111.45

Littering grounds, forbidden, 111.43

Parking vehicles, 111.38

Penalties for violations, 111.57

Prohibited areas, 111.44

Removing plants, flowers, or fruit, 111.41

Speed limit, driving regulations, 111.36

Removal of obstructions, 111.4-111.6

Reversion of unused gift, 111.14

Roads, 111.8, 111.36-111.38, 306.2(2), 306.3, 307.5 (7, 12)

Roads improved and maintained by highway commission, 307.5(12)

Sale of lands, 111.10, 111.31-111.33

Surveys and plats, 111.21, 111.22, 111.24

Title to land acquired by state, 111.10

Violations of rules or laws, penalty, 111.4, 111.57

Weed extermination by supervisors, 317.9

Wood or stone removal, permit, 111.52-111.57

Township parks, tax levy, 359.30

Trailer parks, 135D.1-135D.21

Zoning as affecting parks, 414.3

**PARLIAMENTARY LAW**

General assembly to use, 2.8

**PARLOR CARS**

State supervision, 474.10

**PAROCHIAL SCHOOLS**

Delinquent children, attendance, 240.2

Private school law applicable, 280.2

Private schools generally, *see SCHOOLS AND SCHOOL DISTRICTS*



**PAROL CONTRACTS**

Evidence, 622.32–622.35  
 Limitation of actions, 614.1(5)  
 Party wall agreements, 563.12  
 Pleading, R.C.P. 91  
 Sales act provisions, 554.3  
 Statute of frauds, 554.4, 622.32–622.35

**PAROLE BOARD**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Advice given governor on pardon matters, 248.6  
 Agents of board as peace officers, 247.24  
 Bench paroles, 247.20–247.27

**Board paroles**

Assistance to prisoners paroled, 247.8  
 Authority after commitment, 247.5  
 Clerk of district court, gives data, 247.14  
 Clothing and money furnished parolee, 247.16  
 Communications, when accepted, 247.13  
 Control of parolees vested in board, 247.9  
 County attorney to furnish facts, 247.15  
 Custody of parolees in warden, 247.9  
 Death sentence prisoners ineligible, 247.5  
 Detainers against prisoners, conditions, 247.5  
 Employment or maintenance required, 247.8  
 Investigations made, board's power, 247.13  
 Judge of trial court to furnish facts, 247.15  
 Life term prisoners ineligible, 247.5  
 Military forces, custody relinquished, 247.9  
 Money furnished parolee, 247.8, 247.16–247.19  
 Narcotics violators, 204.22(4)  
 Parole out of state when authorized, 247.5  
 Parole time lost if parole violated, 247.12  
 Penalty for violation of parole, 247.28, 745.3  
 Power to parole after commitment, 247.5  
 Power to parole before commitment, 247.7  
 Prosecuting attorney to furnish facts, 247.15  
 Public officers to furnish information, 247.13  
 Recommendation of judge and prosecuting attorney, 247.7  
 Recommitment, order served, fees, 247.9, 247.11  
 Return of parolees by board authorized, 247.9  
 Revocation, board's power, 247.9, 247.11  
 Rules, board's power to make, 247.5, 247.6  
 Transportation furnished parolee, 247.16  
 Venereal disease, prisoners not eligible, 247.5  
 Violation of parole, 247.12, 247.26–247.28, 745.3  
 War, relinquish custody to U. S. armed forces, 247.9

Children in training schools, 242.12  
 Clothing, transportation, and money furnished parolees, 245.14, 247.16–247.19  
 County prosecution expense, auditor's report, 247.31  
 Court paroles, 247.20–247.27  
 Criminal statistics, 247.14, 247.15, 247.29–247.32  
 Custody of person, 247.9, 260.22  
 Detainers filed against prisoners, effect, 247.5  
 Drug addicts, 224.3  
 Employment or maintenance required, 247.8  
 Expense in assisting parolees, 247.8  
 Expenses allowed, 247.3, 247.4  
 Fund for parole relief, 247.17, 247.19  
 Hospitalization of parolees, 255.29  
 Inebriates, 224.3  
 Insane hospital patients, 226.23

**PAROLE BOARD—Continued**

Interagency liaison, 28C.1  
 Investigators and agents appointed, 247.24  
 Life term, mandatory review, 247.5  
 Medical care for parolees, 255.29

**Members**  
 Appointment by governor, 247.1, 247.2  
 Oaths, power to administer, 78.2(2)  
 Traveling expenses allowed, 247.3, 247.4

Minors, 232.32  
 Municipal court power, 602.29  
 Narcotics violators, 204.22(4)  
 Pardon recommendations, record, 248.4–248.8  
 Prison records from control board, 246.40(2)  
 Rape, jurisdiction under lesser sentence, 698.2, 698.4  
 Reciprocal agreements by governor, 247.10  
 Recommendations for restoration of citizenship, 248.3  
 Recommitment, order, 247.9, 247.11  
 Record of pardon recommendations kept, 248.5  
 Relief fund for parolees, 247.17–247.19  
 Report, biennial, requirements, 17.1–17.3  
 Report made biennially to governor, 247.32  
 Revocation of parole, 247.26  
 Soldiers, sailors, and marines, 248.4  
 Supplies and postage furnished, 19.4, 19.19, 19.25  
 Trips to other states, expense authorized, 247.4  
 Venereal disease limits right, 247.5, 247.20  
 Veteran paroled, recommended for pardon, 248.4

**Violation of parole**  
 Loss of time by parolee, 247.12  
 Penalty, 247.26–247.28, 745.3  
 Training school inmates, 247.27  
 Vouchers on parole relief fund drawn, 247.19

**PAROL EVIDENCE RULES**

Generally, 554.3–554.5, 563.12, 622.32–622.35, 622.61

**PAROL WILLS**

Generally, 633.5, 633.6

**PARTIES, POLITICAL**

*See POLITICAL PARTIES*

**PARTIES TO ACTIONS**

Additional brought in, R.C.P. 34  
 Adjudication, jointly bound parties, 613.2  
 Administrators, in own name, R.C.P. 2  
 Agent and principal, joinder, R.C.P. 24(a)  
 Agreement for change of venue, R.C.P. 167(d)  
 Amendments to correct pleadings, R.C.P. 88  
 Appeals to supreme court, R.C.P. 331, 332  
 Assignments, 539.1–539.6; R.C.P. 7  
 Bond to public, R.C.P. 3  
 Bringing in new parties, R.C.P. 34  
 Change of venue, R.C.P. 167  
 Class actions, R.C.P. 42–47  
 Common interest, one suing for all, R.C.P. 42  
 Complete relief, R.C.P. 25  
 Contract for another's benefit, R.C.P. 2  
 Coparties, cross-petition against, R.C.P. 33(a)  
 Costs apportioned among parties, 625.3, 625.4  
 Counterclaims, R.C.P. 29–32  
 County, disputed boundaries, 650.2  
 Cross-petitions, R.C.P. 33, 34

**PARTIES TO ACTIONS—Continued**

## Death

- Actions survive, substitution, 611.20, 611.22; R.C.P. 15, 20, 21
- Joint action, survivors represent, 613.1
- Judgment, death before rendition, R.C.P. 252
- Representative capacity, substitution, R.C.P. 20, 21
- Substitution for administrator, R.C.P. 20
- Substitution of parties, time limit, 611.20, 611.22; R.C.P. 25

## Defendants

- Assignments, prejudice, R.C.P. 7
- Claimant brought in, R.C.P. 36
- Class actions, R.C.P. 42-44, 47
- Corporations, foreign, R.C.P. 5
- Definition of "defendant", 611.2; R.C.P. 25
- Deserted wife may defend, R.C.P. 11
- Discovery, action to obtain, 611.16
- Husband and wife, R.C.P. 10, 11
- Incompetents, defense for, R.C.P. 13, 14
- Insane person, R.C.P. 13, 14
- Interpleader, R.C.P. 36
- Itinerant merchant and surety, 81.4
- Joinder of defendants, R.C.P. 22-28, 41
- Joint common carriers, 613.3-613.6; R.C.P. 24(b)
- Jurisdiction by representation, R.C.P. 42-47
- Motion to correct proceedings, 611.9
- Necessary party, brought in, R.C.P. 25
- Neglected and dependent children, 232.10
- Nonresident criminal, in state, 617.1
- Numerous defendants, 617.9
- Old-age assistance claims, relatives, 249.27
- Partition actions, R.C.P. 273
- Partnerships, R.C.P. 4
- Plaintiff refusing to join, R.C.P. 25(a)
- Prisoner in penitentiary, R.C.P. 13
- Public improvement contract action, 573.17
- Reciprocal or interinsurance exchanges, 520.5
- Security for costs, demand, 621.1-621.3
- Sheriff, joinder of creditor, R.C.P. 41
- State sued, 613.8-613.10; R.C.P. 9
- Unknown, 617.7; R.C.P. 61, 62, *see Unknown Defendants below*
- Unserved parties, procedure, 617.9
- Woman, married, R.C.P. 10

- Definition of parties to actions, 611.2
- Desertion by husband, R.C.P. 11
- Drainage and levee districts, 455.98, 455.99
- Drainage bonds, refinancing, 464.4, 464.11
- Drainage rights, individual, appeal, 465.12
- Estates, special proceedings, 638.21, 638.30
- Examination, mental or physical, court order, R.C.P. 132-134
- Execution, contents required, 626.12
- Executors, in own name, R.C.P. 2
- Guardian ad litem, defense by, R.C.P. 12-14
- Guardians, in own name, R.C.P. 2
- Heirs, substitution, time limit, R.C.P. 15
- Holder in due course, R.C.P. 7
- Husband and wife, R.C.P. 10, 11
- Incompetents, R.C.P. 12-14
- Indispensable parties, R.C.P. 25(b, c)
- Insane persons, R.C.P. 12-14, 17
- Interpleader, R.C.P. 35-41
- Intervenors, R.C.P. 75
- Intoxication, suit for injuries, 129.1-129.4

**PARTIES TO ACTIONS—Continued**

## Joinder of parties

- General provisions*, R.C.P. 22-28
- Appeal, who may, R.C.P. 331, 332
- Class actions exempt from, R.C.P. 25
- Common carriers, joint, 613.3-613.6; R.C.P. 24(b)
- Complete relief, R.C.P. 25
- Defendants, R.C.P. 24
- Guardian and insane, R.C.P. 17
- Husband and wife, 597.12; R.C.P. 10
- Improper, severed, R.C.P. 27(a)
- Indispensable parties, R.C.P. 25(b, c)
- Itinerant merchant and surety, 81.4
- Joint interests, R.C.P. 25(a)
- Misjoinder, remedy, R.C.P. 27(a)
- Multiple plaintiffs, R.C.P. 23
- Necessary parties, R.C.P. 25
- Old-age assistance claims, 249.27
- Partly interested parties, R.C.P. 26
- Partners, 545.52; R.C.P. 4
- Plaintiffs joined, R.C.P. 22, 23
- Principal and agent, R.C.P. 24(a)
- Relief according to rights, R.C.P. 26, 28
- Sheriff and creditor, R.C.P. 41
- Joint and several obligations, suing one, 613.1, 613.2; R.C.P. 25
- Joint common carriers, 613.3
- Judgment as to some parties only, R.C.P. 221
- Judgments on motion, R.C.P. 239
- Jurors, as adverse parties, 779.5(6); R.C.P. 187(f)
- Justice court cases, 601.17
- Legal representatives, 611.22; R.C.P. 2
- Legal representative's successor, R.C.P. 20
- Levee and drainage districts, 455.98, 455.99
- Limited partner, when a necessary party, 545.52
- Liquor, injury actions, 129.1-129.4
- Liquor nuisances, injunction, 128.1, 128.35
- Married woman, R.C.P. 10
- Married women, injury or death, 613.11
- Mental examination, R.C.P. 132-134
- Minor, injury or death, R.C.P. 8
- Minors, 129.2, 129.4; R.C.P. 8, 12, 13
- Motor vehicle damage action, 321.493
- Necessary parties, R.C.P. 25
- New, counterclaim or cross-petition, R.C.P. 33, 34
- New parties, 643.4; R.C.P. 33, 34, 61
- Newspapers selected for notice, 618.6
- Next friend, for minor, R.C.P. 12
- Notice, service by party, R.C.P. 52
- One person for several, R.C.P. 42
- Partition proceedings, R.C.P. 273
- Partner, limited, when a necessary party, 545.52
- Partnerships, 545.52; R.C.P. 4
- Physical examination, R.C.P. 132-134
- Plaintiff
  - Agent, action in own name, R.C.P. 2
  - Bonds, public, bringing suit, R.C.P. 3
  - Class suits, R.C.P. 42-47
  - Corporations, foreign, R.C.P. 5
  - Definition of "plaintiff", 611.2
  - Deserted wife may sue, R.C.P. 11
  - Guardians as plaintiffs, R.C.P. 12, 17
  - Husband and wife, R.C.P. 10, 11
  - Incompetents, suit for, R.C.P. 12
  - Insane persons, R.C.P. 12, 17

**PARTIES TO ACTIONS—Continued**

## Plaintiff—Continued

Intoxication suit for injury, 129.2  
 Joinder of plaintiffs, R.C.P. 22–28  
 Judgment when no answer, R.C.P. 87, 235  
 Legal representative, own name, R.C.P. 2  
 Minor, 129.2, 129.4; R.C.P. 8, 12  
 Multiple plaintiffs, R.C.P. 23  
 Newspaper selected for notice, 618.6; R.C.P. 62  
 Options, several defendants, 613.1; R.C.P. 2  
 Partition actions, R.C.P. 273  
 Partnerships, R.C.P. 4  
 Paternity proceedings, 675.4, 675.8, 675.11  
 Plant disease eradication cases, 267.21  
 Publication, newspaper selected, 618.6  
 Public improvement contract, 573.16, 573.17  
 Real actions, strength of title, 646.3  
 Refusal to join, made defendants, R.C.P. 25(a)  
 Security for costs, 621.1–621.9  
 Seduction, unmarried female, R.C.P. 6  
 State may sue, R.C.P. 9  
 State, waste, public lands, 658.8  
 Stockholder, indemnity or contribution, 491.62  
 Summary proceedings, motion, R.C.P. 239  
 Trade-mark and label damage suit, 548.9  
 Waste, 658.5–658.9  
 Woman married, may sue, R.C.P. 10  
 Women, injury or death action, 613.11

Prisoner in penitentiary, R.C.P. 13  
 Private drainage, damage action, 465.12  
 Public bond breach, injured person, R.C.P. 3  
 Public official, successor substituted, R.C.P. 20  
 Real party in interest, exceptions, R.C.P. 2  
 Recovery of real property, 646.2, 646.3  
 Restoration of lost records, 647.1–647.5  
 Sheriff and execution creditor joined, inter-  
 pleader, R.C.P. 41

## State

Public bond, injured person sues, R.C.P. 3  
 Rights and liabilities, 613.10; R.C.P. 9  
 Security not required of state, R.C.P. 9  
 Suit by or against, 613.8, 613.10; R.C.P. 9

## Substitution of parties

Claimant, by interpleader, R.C.P. 38  
 Death, actions survive, 611.20, 611.22  
 Death, time limit, 611.20, 611.22; R.C.P. 15  
 Depositions used, R.C.P. 146  
 Guardians for incompetents, R.C.P. 17  
 Guardianship, successor, R.C.P. 18  
 Incapacity pending action, guardian, R.C.P.  
 17  
 Minor attains majority, R.C.P. 19  
 Nonabatement, guardianship, R.C.P. 17, 18  
 Notice to substituted party, R.C.P. 21  
 Official representatives, notice, R.C.P. 20, 21  
 Representative, successor, notice, R.C.P. 20, 21  
 Transfer of interest, new parties, R.C.P. 16

Suit in own name for another, R.C.P. 2

## Third parties

Additional necessary parties, R.C.P. 16, 25  
 Claimants interpleading, R.C.P. 34–41  
 Counterclaim, R.C.P. 29, 30  
 Cross-petition by defendant, R.C.P. 33  
 Intervening parties, *see* INTERVENTION

**PARTIES TO ACTIONS—Continued**

## Third parties—Continued

Joinder of parties, *see* Joinder of Parties above  
 Trustees may sue in own name, R.C.P. 2  
 Unborn parties in partition actions, R.C.P. 298

## Unknown defendants

Injunction against houses of ill fame, 99.4  
 Lost record restoration action, 647.1, 647.2  
 Names unknown, 617.7; R.C.P. 61  
 Original notice, R.C.P. 50, 61  
 Petition requirements, 617.7  
 Venue, change by agreement, R.C.P. 167(d)  
 Woman married, R.C.P. 10  
 Women, injury or death, what allowed, 613.11

**PARTITION FENCES**

Generally, 113.1–113.25

**PARTITION PROCEEDINGS**

Absent owners share retained or invested, 651.1  
 Abstract of title filed on court order, R.C.P. 272  
 Administrator's application to sell, R.C.P. 270  
 Answer, requirements, 651.2  
 Appearance in personality action, R.C.P. 274  
 Appraiser's compensation, R.C.P. 295  
 Attorney's fees as costs, R.C.P. 293–295  
 Authority to partition in equity, R.C.P. 270  
 Care and custody of property protected by court,  
 R.C.P. 282  
 Confirmation of shares, R.C.P. 279  
 Contingent interests, R.C.P. 271, 273(b), 276  
 Conveyance by referee, approval, R.C.P. 292

## Costs

Abstracts, plats, and surveys, taxed, R.C.P. 272  
 Advancement by plaintiff, taxed, R.C.P. 293  
 Apportioned, lien on shares, R.C.P. 287  
 Transcript, taxed, 651.4

Cotenants liable for rent, 63.11

Cotenants rental value deducted, 63.12

Counterclaim and joinder, limitation, R.C.P. 275

Counterclaims, R.C.P. 275

Decedent's estate pending, limitation, R.C.P. 270

## Decree

Appraisers appointed, R.C.P. 279  
 Costs apportioned, lien on share, R.C.P. 287  
 Partition in kind, allotment, costs, R.C.P. 287  
 Public or private sale, R.C.P. 279  
 Recording of transcript, R.C.P. 287(b)  
 Record of decree, R.C.P. 286, 287  
 Referees appointed, R.C.P. 279  
 Shares and interests established, R.C.P. 279  
 Supplemental decrees authorized, R.C.P. 279  
 Validity as against unborn parties, R.C.P. 298

Encumbrances, R.C.P. 273(a), 280, 281

Estates for life or years, R.C.P. 277

Execution, plans for division of land, 626.84

Expense of preserving taxed, R.C.P. 282

Final report of referee, R.C.P. 296

Guardian ad litem appointed for unborn parties,  
 R.C.P. 298

Issues as to liens, R.C.P. 280

Joinder and counterclaim, limitation, R.C.P. 275

Jurisdiction of property, R.C.P. 276

Lease or possession by referee, R.C.P. 282

Legalization of referee's allotments, 589.11

Legalizing acts, 587.8, 587.9

**PARTITION PROCEEDINGS—Continued**

- Liens
  - Adjudicated, R.C.P. 275
  - Costs as a lien on shares, R.C.P. 287
  - Holders as parties, R.C.P. 273
  - Notice of hearing given by referees, R.C.P. 280
  - Proceeds, same rights, R.C.P. 276
  - Sale free from liens, exception, R.C.P. 281
  - Supplemental decree adjudged, R.C.P. 280
- Limitation when estate pending, R.C.P. 270
- Minor's share payable to parent, R.C.P. 297
- Owners and lienholders have same rights in proceeds as in property sold, R.C.P. 276
- Parties, indispensable, optional, R.C.P. 273, 281
- Partition in kind
  - Division into parcels permitted, R.C.P. 278
  - Expenses and fees of surveyor, R.C.P. 284
  - Hearing on referees' report, R.C.P. 286
  - Lien adjudication first required, R.C.P. 280
  - Lien on personalty, partition only by sale, R.C.P. 278
  - Oath by referees, no bond, R.C.P. 283
  - Parcels marked by referees, R.C.P. 284
  - Plat filed with report, R.C.P. 286
  - Referees, number, R.C.P. 279
  - Report of referees, plat, R.C.P. 284, 286
  - Report of referees, unable to make division, R.C.P. 283
  - Specific allotment may be ordered, R.C.P. 285
  - Surveyor, employment authorized, R.C.P. 284
  - Validity as against unborn parties, R.C.P. 298
- Part of premises partitioned, part sold, 651.3
- Personalty partitioned with realty, R.C.P. 275
- Personalty, partition in equity, R.C.P. 270
- Petition, requirements, R.C.P. 271, 272
- Place of bringing, 616.1
- Plats and surveys filed on court order, R.C.P. 272
- Possession and preservation of property, R.C.P. 282
- Probate pending, limitation, R.C.P. 270
- Proceeds
  - Minor's share, when payable to parent, R.C.P. 297
  - Unborn parties, rights protected, R.C.P. 298
- Proceeds of sale
  - Absent owner's share retained or invested, 651.1
  - Costs a prior charge on proceeds, R.C.P. 276
  - Costs prorated, R.C.P. 287(a), 293
  - Delay due to encumbrances, R.C.P. 280
  - Estates less than fee, trustee, R.C.P. 277
  - Lien controversy, distribution to others not delayed, R.C.P. 280
  - Remainders, estates for life or years, trustee to take, R.C.P. 277
  - Return if sale disapproved, 651.5
  - Rights in proceeds same as property, R.C.P. 276
  - Security to refund money, 651.6
  - Subject to court order until vested, R.C.P. 276
- Quieting title, rights adjudicated, R.C.P. 275
- Real property, partition in equity, R.C.P. 270
- Realty and personalty in same action, R.C.P. 275
- Recording of transcript, R.C.P. 287(b)
- Referees
  - Act for real and personal property, R.C.P. 275
  - Appointed by decree of court, R.C.P. 279
  - Bond, before conveyance, R.C.P. 288

**PARTITION PROCEEDINGS—Continued**

- Referees—Continued
    - Bond, when required to give, R.C.P. 283, 288
    - Compensation allowed and taxed, R.C.P. 295
    - Conveyance, requirements, R.C.P. 291, 292
    - Division of property, R.C.P. 284, 286
    - Encumbrances, R.C.P. 280, 281
    - Number to be appointed, R.C.P. 279
    - Oaths required to make sale, R.C.P. 288
    - Possession or lease, court order, R.C.P. 282
    - Reports, division in kind, R.C.P. 284, 286
    - Sale made, R.C.P. 288
    - Same referee in same action for both realty and personalty, R.C.P. 275
  - Sale of property
    - Advertising expense by referee, R.C.P. 289(b)
    - Appraisal and sale ordered, R.C.P. 279
    - Approval of court required, R.C.P. 289(a)
    - Auctioneer or clerk authorized, R.C.P. 289(b)
    - Authorized, division impracticable, R.C.P. 278
    - Bond before conveyance, amount, R.C.P. 288
    - Conveyance, approval by court, R.C.P. 291
    - Deed of referee, validity, R.C.P. 292
    - Disapproval of sale, money refunded, 651.5
    - Encumbrancer, notice of sale, R.C.P. 280
    - Hearing on sale, report, R.C.P. 290(a, b)
    - Notice of hearing on sale report, mandatory on request, R.C.P. 290(a, b)
    - Notice of public sale by referee, R.C.P. 289(c)
    - Part of premises, R.C.P. 286
    - Personalty, on cash bid, R.C.P. 281
    - Personalty sold free of liens, R.C.P. 281
    - Personalty with lien, partition only by sale, R.C.P. 278
    - Private sale approval authorized, R.C.P. 291
    - Purchase price fully paid before conveyance, R.C.P. 291
    - Real property sold free of liens, R.C.P. 281
    - Referees appointed by decree, R.C.P. 279
    - Report of sale to court, R.C.P. 290(a)
    - Security to refund if title fails, 651.6
    - Validity as against unborn parties, R.C.P. 298
    - When ordered, R.C.P. 278, 279
  - Security from parties in case of refund, 651.6
  - Service by publication, R.C.P. 60
  - Share of absent owner, retained or invested, 651.1
  - State, actions against, 613.8–613.10
  - Supplemental pleadings, denials, 651.2
  - Surveyor employed, expenses taxed, R.C.P. 284
  - Tenancy in common, 557.17
  - Title fails, security for refund, 651.6
  - Transcript costs taxed, 651.4
  - Trustee for proceeds of estates for life or years or remainders, R.C.P. 277
  - Trust fund deposit, recovery, 682.41–682.44
  - Unborn parties, jurisdiction, R.C.P. 298
- PARTITIONS**  
Housing law, 413.24
- PARTNERSHIPS**  
Actions
  - Judgments, enforcement, R.C.P. 4
  - Limited partner as party, 545.52
  - Original notice, how served, R.C.P. 56(f, g)
  - Original notice, how served on, under common name, R.C.P. 60(k)

**PARTNERSHIPS—Continued**

## Actions—Continued

- Parties to action, joinder, R.C.P. 4
- Pleading representative capacity, R.C.P. 98
- Advertisement forms registered, 548.1–548.11
- Assets, limited partner's share, 545.42, 545.43
- Assignment for benefit of creditors, 681.1–681.31
- Attachment of property, 639.37
- Banking terms, use restricted, 524.24–524.27, 526.44, 527.2, 528.81, 528.82, 532.13
- Banks as fiscal or transfer agents, 532.1(3)
- Banks, pay for organizing, 528.74, 528.75
- Bills of lading, 487.54
- Broker, license as, limitations, 117.1–117.7
- Bulk sales law applies, 555.1–555.5
- Chain store tax, 424.2(2)

## Contracts

- Provision against graft deemed part of contract, 553.23
- Trade restraint, void, 553.4
- Unfair discrimination, void, 551.5

## Employees

- Embezzlement, 710.5–710.8
- False charges of dishonesty, 736.3
- Mutual benefit societies, 513.1

## Execution levy against, 626.32

Income tax return, 422.15(2), 422.20

Inheritance tax, 450.10(5)

Insurance contracts, reciprocal, 520.1

Insurance laws applicable, 515.127

Itinerant merchant law applicable, 81.1

Judgment, enforcement, R.C.P. 4

Legalizing acts, 589.11, 589.24

## Liability

- Limitation on bank loans, 528.14, 532.19
- Taxes, 428.15

## Limited partnership law

- Action, contributor as party, 545.52
- Articles of association, *see Certificate of Partnership below under this subhead*
- Assets distributed, 545.42, 545.43
- Assignment of partner's interest, 545.29–545.35
- Banking prohibited, 545.4
- Business permitted, 545.4
- Certificate of partnership
  - Amendments, 545.10, 545.45–545.51
  - Cancellation, 545.44, 545.47–545.50
  - Construction of uniform act, 545.53–545.56
  - Contents, 545.2, 545.19, 545.57
  - False statement, liability, 545.8
  - Filing of certificate, 545.2
  - Sufficiency, 545.3
- Compensation, 545.2(9), 545.14, 545.20
- Compromise of partner's liability, 545.28
- Confession of judgment, 545.11(3)
- Construction of uniform act, 545.54
- Contract impairment, not permitted, 545.55
- Contributions of limited partners
  - Amendment of certificate, 545.45, 545.51
  - Amount in certificate, 545.2, 545.45, 545.57
  - Assets distributed, 545.42, 545.43
  - Assignee's right to return, 545.31
  - Cash or property as contribution, 545.5
  - Certificate of formation requirement, 545.2
  - Contributor as party to action, 545.52

**PARTNERSHIPS—Continued**

## Limited partnership law—Continued

- Contributions of limited partners—Continued
  - Dissolution of firm if return not made, 545.24
  - Dual relations, general and limited, 545.16
  - Existing certificate to state amount, 545.57(1)
  - Form of contribution, cash or property, 545.5
  - Liability to unpaid creditors, 545.27, 545.28
  - Liability when unpaid, 545.25, 545.26
  - Mistake not to make general partner, 545.14
  - Nature of contribution, 545.5
  - Notice given before demanding return, 545.22
  - Person both general and limited partner, 545.16
  - Priority for return, 545.2(12), 545.19, 545.42
  - Profits, 545.2(9), 545.20
  - Return of contribution, 545.13–545.23
  - Services not acceptable as contribution, 545.5
  - Sharing of partnership assets, 545.43
  - Withdrawal, 545.2(8), 545.21–545.27
  - Wrongfully returned contribution, 545.26(2)
- Control by partner creates liability, 545.9
- Conversion of existing limited partnerships, 545.57
- Conveyance to limited partner, 545.17(2)
- Court order on cancellation or amendment, 545.49
- Creditors, liability, 545.1, 545.9, 545.25–545.28
- Creditors' rights, 545.38–545.41
- Death of limited partner, 545.36–545.38, 545.45(5)
- Definition of "limited partnership", 545.1
- Dissolution
  - Assets distributed on dissolution, 545.42
  - Certificate canceled, 545.44
  - Creditors of limited partner, 545.39
  - Death, insanity, or withdrawal, 545.36
  - Limited partner, dissolution obtained, 545.24
- Existing limited partnerships, 545.57, 545.58
- Filing of certificate, 545.2
- Formation of limited partnership, 545.2
- General partners
  - Amendment of certificate, 545.45, 545.46
  - Certificate of formation, 545.2
  - Control, rights, 545.11, 545.12
  - Death or retirement, 545.36
  - Distribution of assets, 545.42
  - Interest of limited partner redeemed, 545.40
  - Liability to limited partner, 545.20, 545.21
  - Limited partner, dual role, 545.15, 545.16
  - Mistake in status of limited partner, 545.14
  - Name, use in firm name, 545.6
- Income tax, corporate, excluded, 422.32(1)
- Income tax information, 422.15, 422.20(3)
- Law and equity rules govern, 545.56
- Limited partners
  - Action, when necessary party, 545.52
  - Additional partners, 545.10
  - Agreements with each other, 545.19
  - Amendment of certificate, 545.45, 545.46
  - Assignment of interest, 545.29–545.35
  - Cancellation upon dissolution, 545.44
  - Certification of formation, 545.2
  - Compensation, 545.20
  - Contributions, *see Contributions of Limited Partners above under this subhead*
  - Control, rights, 545.11, 545.12

**PARTNERSHIPS—Continued**

## Limited partnership law—Continued

## Limited partners—Continued

- Creditors' rights, 545.38, 545.41
- Death, effect, 545.37, 545.38
- Exemptions preserved, 545.41
- Fraud on creditors, violations, 545.18
- General partner, dual role, 545.15–545.17
- Insanity, effect, 545.36, 545.45(5)
- Interest in partnership, assignable, 545.29
- Interest redeemable, 545.40
- Liability to creditors, 545.1, 545.9, 545.25–545.28
- Limited partner's death, 545.2(13), 545.11(7), 545.36–545.38
- Mistake in status, renunciation, 545.14
- Name used in firm name, 545.6, 545.7
- Nature of contribution, 545.5
- Party in suit, when necessary, 545.52
- Powers of limited partners, 545.11
- Profits, share, 545.13
- Redemption from judgment, property used, 545.40
- Redemption, separate property, 545.40
- Relation of limited partners inter se, 545.19
- Release from liability, 545.17(2)
- Renunciation of mistaken interest, 545.14
- Retirement, effect, 545.36
- Rights of limited partners, 545.11–545.13
- Share in assets, 545.42, 545.43
- Status when also general partner, 545.15, 545.16
- Statutory exemption preserved, 545.41
- Substitution, assignee's rights, 545.30–545.35
- Transactions with partnership, 545.17, 545.18
- Trustee relationship, 545.26
- Withdrawal of contribution, 545.20–545.24
- Name of limited partnership, 545.6, 545.7, 545.45
- Petition for cancellation on amendment, 545.48
- Receiver appointed for firm, 545.39
- Telephone and telegraph companies, deprivation for unlawful acts, 488.5, 488.14
- Uniform limited partnership act, title, 545.53
- Violations
  - Collateral, use of general partnership property, 545.18
  - False statements, liability, 545.8
  - Liability release unlawful, 545.18
  - Name used illegally, 545.7
- Liquor importation prohibited, 123.54
- Loan business
  - Chattel loans, 536.1–536.25
  - Interest rate, 535.6, 536.15, 536.18
  - Penal offenses, 535.6, 536.19
- Loans by limited partner, 545.17, 545.45(1)
- Military service exemption, 427.3(5)
- Mortgages, marginal releases legalized, 589.8
- Name not to include word "trust", 532.13
- Names registered, 547.1–547.5
- Name, use of limited partner's name, 545.6, 545.7
- Negotiable instruments, notice of dishonor, 541.100
- Negotiable instruments, presentment, 541.77
- Original notice, how served, R.C.P. 56(f, g)
- Pharmacist liquor permit holder, liability, 130.56
- Railways, injuries judgment lien, 624.27, 624.28
- Receiverships, 680.1–680.11

**PARTNERSHIPS—Continued**

## Limited partnership law—Continued

- Receiving deposits while insolvent, 528.81, 528.82
- Seals unnecessary, 537.1
- Stock sale on installment plan, 501.1–501.8
- Taxation, listing property, 428.1(5)
- Taxation, partners liable, 428.15
- Trade-marks, registration, 548.1–548.11, 549.3
- Trade name registration required, 547.1–547.5
- Unfair discrimination, 551.1–551.10
- Violations
  - Blacklisting employees, 736.1–736.3
  - Bucket shop operations, 552.1–552.11
  - Child labor employment, 92.15
  - Employees, false charges of dishonesty, 736.3
  - Gratuities and tips, 741.1–741.7
  - Restraint of trade, 553.1–553.24, 622.15(2)
  - Trade name without filing, 547.1–547.5
  - Unfair discrimination, 551.1–551.10

**PARTY TICKET**

- Committee nominations, 43.79–43.87
- Nominations by petition, 45.1–45.4
- Primary election law, 43.1–43.121
- Voting at elections, 49.92–49.97

**PARTY WALLS**

- Generally, 563.1–563.12

**PAR VALUE**

- Articles of incorporation for profit, 491.5(3)
- Minimum for railroad bonds, 476.13
- Reports, annual, of corporations, 496.1(4)
- Requirement for stock issuance, 492.1–492.5
- Stock without par value, 493.1, 493.12

**PASSES**

- Free passes by utilities barred, exception, 479.94
- Policemen and firemen in cities, 479.94(12), 479.95
- Railroad
  - Burden of proof, 479.96
  - Commerce commissioners and agents, 474.9
  - Definition, 479.93, 479.96
  - Exceptions, when allowed, 479.94
  - Freight rates, when permitted, 479.31
  - Interchange between railroads, 479.95
  - Issuance prohibited, 479.93
  - Livestock passes, when allowed, 479.75–479.77
  - Livestock shippers, 479.75–479.77, 479.94(7)
  - Names of holders reported, 479.98
  - Officers and employees, passes allowed, 479.94, 479.96
  - Permitted, classes enumerated, 479.94
  - Persons to whom passes are allowed, 479.94
  - Use, penalty, 479.93, 479.97
  - Witnesses, immunity in prosecution, 622.15(9)

**PASTEURIZATION**

- Cities and towns, power, 368.25
- Dairy products, 192.6–192.10
- Definition, 192.7
- Ice milk, ice cream pasteurized, 190.1(35, a), 192.6

**PASTOR**

See *RELIGION*, subhead *Clergymen*

**PATENT MEDICINES**

- Adulteration or labeling of drugs, 203.1–203.9
- Defined for pharmacy license law, 155.3(7)
- Depositing samples on porches, 732.8, 732.9
- Dispensers, no pharmacy license required, 155.2(4), 155.3(8), 155.25
- Excepted from poison label requirements, 205.8
- Manufacturer, liquor permit, 123.27, 133.1–133.7
- Pharmacy practice, 155.2, 155.6
- Sale, 123.27(3), 154.1(4), 205.8
- Veterinary license not required to dispense, 169.2(4)
- Wholesale druggists liquor permit, 131.1, 131.7

**PATENTS**

- Congressional control, Const., U. S., I, 8
- Defense when highway construction involved, 7.5, 307.5(6)
- Education board, authority to secure, 262.9(10)
- Inventions of students or officials, 262.9(10)
- Land patents
  - Effect, 10.14
  - Evidence, use of copies, 622.41, 622.44, 622.49
  - Islands or river channels, 568.2, 568.19, 568.21, 568.25
  - Issuance by state land office, 10.5–10.7
  - Land in different counties, 558.10
  - Patentee deceased, title in heirs, 636.55
  - Payment proved, patent to issue, 10.6
  - Quo warranto, R.C.P. 299(e)
  - Railroad land grant, record, 558.9, 558.10
  - School land, patent issued, 10.13, 302.7, 302.8
- Quo warranto to annul patent claim, R.C.P. 299(e)
- Sale of goods under, warranty limited, 554.16(4)

**PATERNITY**

- Generally, 675.1–675.36

**PATHOLOGY**

- Basic science examination, 146.3, 146.16
- Chiropractic license examination, 151.3(3)
- Defined as basic science, 146.2(1)
- Medical license examination, 148.3(2)
- Osteopathic college requirements, 150.6(1)
- Podiatry license examination, 149.3(3)
- Service provided in hospitals, 135B.19–135B.32

**PATROL**

- Highway safety, 80.1–80.25, 321.228–321.371, 328.12
- Road maintenance patrol
  - Obstructions removed, 319.7
  - Road machinery lights, duty to enforce, 321.401
  - Weed law, duties, 317.22

**PATRONAGE**

- Highway patrol members, ratio, 80.4
- Nepotism, 71.1, 71.2
- Party officials barred from old-age assistance appointments, 249.3
- Unemployment compensation employees, ratio, 96.11(4)

**PAUPERS**

- Generally, 252.1–253.10

**PAVING**

- Assessment, method, 389.10
- Cost of primary road extensions, 313.22, 313.23
- Costs apportioned within district, 391.41
- Districts established, 391.2(2)
- Grading before construction, 391.3
- Old materials used in repaving, 391.6
- Park funds, adjacent streets, 370.10(1)
- Power to make improvements, 391.2(1)
- Primary road extension, 313.21–313.24
- Roadway assessment, city limit, 391.41
- Salvage material, election of owners, 391.6, 391.7
- State to pay costs on state lands, 307.10
- Street railways, 391.77, 391.78, 417.54
- To grade only, 391A.3
- Water connections, notice, 391.9, 391.10

**PAWNBROKERS**

- Chattel loan law not applicable, 536.20
- City power to regulate, license, 368.6(3), 368.7(4)
- Examination to discover stolen property, 368.7(4)
- Weapons, report of sales, 695.21, 695.22

**PAYMENT**

- Estates, order of claims, 635.65–635.79
- Liquor illegally sold, collection prohibited, 130.25
- Miners, 82.109–82.113
- Minor, personal services, 599.4
- Tender of payment, 538.1–538.8

**PEACE**

- Affrays prohibited, 727.1
- Arbitration of labor disputes, 90.1
- Bonds, 760.1–760.14
- Conservators, judges, Const., Iowa, V, 7
- Disturbing public assemblies, 744.1–744.4
- Justice, ch 601, *see JUSTICE OF THE PEACE*
- “Officer” defined, 748.3
- Officers’ duty to preserve peace, 748.4
- Profanity, blasphemous or obscene language, 728.1
- Security to keep peace, 760.1–760.14
- Unlawful assembly, riots, 743.1–743.9

**PEACE OFFICERS**

- Action against, taking property under writ, interpleader, R.C.P. 41
- Aeronautics law enforcement, 328.12(6)
- Aeronautics reports filed, inspection, 328.33
- Agriculture department, duty to aid, 159.16
- Animal health law enforcement, 163.8
- Animals disabled, authority to kill, 188.50
- Arrests, 748.4, 755.4, 755.6
- Assistance in serving process, 742.1–742.8
- Attorney general, power to call, 748.6
- Beer law violations, duty to file complaint, 124.40
- Bovine tuberculosis tests, to assist, 165.28
- Bureau of investigation, 749.1–749.3
- Capitol police, 18.2(4)
- Cemetery sextons and watchmen, 359.39
- Cigarette law, enforcement, 98.4, 98.25(3), 751.3
- Cigarettes, display invoice of purchase, 98.17
- City utility plant employees, 412.1–412.5
- Civil service, cities and towns, 365.6
- Conservation officers, 106.19, 107.15, 109.11, 111.26
- Constables, 39.21, 601.121, *see CONSTABLES*
- Custody of children, 232.17
- Dead bodies, record, inspection, 142.7

**PEACE OFFICERS—Continued**

Definition in motor vehicle law, 321.1(45)  
 Definitions, 748.3, 748.5  
 Department of justice agents, 80.22, 80.23, 748.3(4)  
 Deputized persons, emergency powers, 365.17  
 Diseases of animals, enforcement, 163.8  
 Dogs without tags, duty to kill, 351.26  
 Donation soliciting, assist in enforcement, 122.5  
 Duties, 748.4, 748.6  
 Elections, special officers, 49.114  
 Expenses, automobile, 79.9–79.13  
 Fairground police, 174.5  
 False arrest, limitation on action, 614.1(4)  
 Feeble-minded, escape, detain, 222.50, 222.55

**Fees**

Arrest by warrant, 755.15  
 Contagious diseases, removing persons, 139.13  
 Houses of ill fame abated, 99.22  
 Liquor nuisance abatement, 128.21, 128.35  
 Mileage fees, 79.9–79.13  
 Vagrants arrested, 746.6, 746.23, 746.24  
 Witness in court, 622.71

Fingerprints, duty to take, 749.2  
 Fish and game law enforced, 109.11, 109.12, 111.26  
 Foreign peace officers, authority, 759.16  
 Fugitives from justice, 759.1–759.29  
 Gambling devices, duty to check for, 99A.4  
 Governor, power to call, 748.6  
 Guns, permits to carry authorized, 695.7  
 Guns, pointing at person, exception, 694.2  
 Habeas corpus, copy of process, 663.21  
 Health rules, enforcement, 135.35, 135.36, 137.15, 137.17  
 Highway safety patrol, 80.9, 748.3(4)  
 Houses used for prostitution, closing, 99.22  
 Indian reservation, 337.21  
 Insane escapees, recapture, duty, 226.16, 230.31  
 Insanity commission hearing, warrants served, 229.2  
 Intoxication, arrest, 125.11  
 Law enforcement, not relieved from duty of, 337.5  
 Licensed premises, duty to check for gambling devices, 99A.4  
 Licenses, fish and game, shown to, 110.12  
 Limitation on action for false arrest, 614.1(4)

**Liquor law enforcement**

Arrest intoxicated person, 125.11  
 Attorney selected to prosecute, fee, 126.5, 126.6  
 Conveyances transporting liquor, 127.2, 127.6  
 Duty to enforce law, 126.1–126.4  
 Failure of duty, penalty, 126.3, 128.36  
 Informations filed, 126.1, 126.6, 127.6  
 Investigation and report, duty, 126.2  
 Services and expense in investigation, 126.4  
 Violation of duty, penalty, 126.3  
 Liquor records of pharmacists, inspection, 130.26  
 Livestock records, open to inspection, 211.1  
 Machine guns, 696.1–696.9  
 Magistrates, 748.1, 748.2  
 Malfeasances, grounds for removal, 123.93  
 Mileage allowance requirements, 79.13  
 Misfeasance, grounds for removal, 123.93  
 Motor vehicle license examiners, power, 321.187, 321.190  
 Motor vehicle registration plates, 321.19  
 Motor vehicles, 321.294, 321.476–321.492, 748.4

**PEACE OFFICERS—Continued**

Neglected or delinquent children, custody pending commitment, 232.17  
 Original notice, return of service, R.C.P. 59(a)  
 Parole agent as peace officer, 247.24  
 Passes, free railroad transportation, 479.94(12)  
 Pensions, for police, chs 97A, 411  
 Permit to carry weapons, 695.5–695.15  
 Pharmacist liquor request stubs, inspection, 130.26  
 Pharmacy inspectors, agents, 204.20  
 Poison register, open for inspection, 205.6  
 "Policemen" defined, retirement system, 411.1(2)  
 Poultry dealers, licensee's records open, 197.4  
 Prisoners, identification records, 749.2, 782.8  
 Prize fights, prevention, 741.8  
 Probation officers as peace officers, 231.10  
 Process of military courts served without fee, 29.77  
 Process, resistance to execution, 742.1–742.7  
 Property stolen or embezzled, 645.1–645.6  
 Public safety department officers, 80.9, 748.3(4)  
 Radio broadcasting system, 750.1–750.3  
 Railroad passes, to whom issued, 479.94(12)  
 Removal from office, grounds, 123.93  
 Retirement, state officers, ch 97A  
 Salaries, monthly payment, 79.1  
 School bus law, duty to enforce, 321.380  
 School of instruction by sheriff, 337.2  
 Sealers of unbonded warehouses, 544.17, 544.21  
 Search warrants, 751.1–751.43  
 Security to keep the peace, 760.1, 760.2  
 Sheriffs, 337.1–337.19  
 Shipping records, inspection, 125.21  
 Soliciting donations, assist in enforcement, 122.5  
 Special agents, 80.7, 80.23, 748.3  
 State officers, 80.1–80.25  
 Stolen property, disposition, 645.1–645.6  
 Subpoenas, service, 781.5, 781.6  
 Suit for taking property under writ, interpleader, R.C.P. 41  
 Training schools for peace officers, 80.10–80.14  
 Traveling expenses itemized, receipts, 79.13  
 Truancy officers, 299.10–299.12  
 Vagrants, duties, 746.5–746.7

**Violations**

Assistance to officer refused, 742.5, 743.6, 755.11  
 Bribes, acceptance, 739.9  
 Liquor law, failure of duty, 123.36, 126.3  
 Refusal to execute process, 742.8  
 Refusal to give copy of process to prisoner, 663.21  
 Search warrant, exceeding authority, 751.39  
 Unlawful fees, 746.24  
 Warehouse sealers, authority, 544.17

**Warrants**

Arrests, 754.5, 754.7  
 Outside of state, 79.12  
 Within state except on court order, 79.12  
 Weapons, authority to use, 694.2  
 Weapons, permit to carry authorized, 695.7  
 Weighing vehicle, refusal, 321.465  
 Witness in court, fees, 622.71  
 Women's reformatory, escaped inmates, arrest, 245.15  
 Workmen's compensation, 85.61, 85.62

**PECK**

Standard weight provisions, 210.6–210.11



**PECUNIARY INTEREST**

Dead-man statute, 622.4  
 Judge, change of venue, ground, R.C.P. 167  
 Juror, challenge for cause, 779.5; R.C.P. 187  
 Witness, Const., Iowa, I, 4; 622.3-622.5  
 Witness to will, 633.9

**PECUNIARY PROFIT CORPORATIONS**

Generally, 491.1-491.71, *see CORPORATIONS, subhead Profit Corporations (Pecuniary)*

**PEDDLERS**

Canvasser as retailer, use tax, 423.1(5)  
 Child labor regulated, 92.12, 92.13  
 City regulation, license, 368.6(3, 5)  
 County license  
     Authority granted, 444.14-444.16  
     Itinerant merchant exempt, 81.12  
 Drug license, pharmacy examiners, 203.6, 203.7  
 Fish, license, regulations, 109.115-109.119  
 Newspapers by children, 92.12, 92.13  
 Prohibited near fairgrounds, 744.4  
 Sales tax, as agents, 422.42(5)  
 Use tax, law applicable, 423.1(5)

**PEDESTRIANS**

Generally, 321.325-321.331

**PENAL INSTITUTIONS**

Men, *see PENITENTIARY (FORT MADISON) AND MEN'S REFORMATORY (ANAMOSA)*  
 Women, *see REFORMATORY, WOMEN'S (ROCKWELL CITY)*

**PENALTIES**

*General penalty clause*, 687.6  
 Absent voters law, clause on forms, 53.7  
 Actions for recovery, 367.9, 611.2, 616.3, 666.4  
 Actions for, venue, 616.3(1)  
 Assessment, property fraudulently withheld, 443.13  
 Banking violations, 528.24, 528.32, 528.33, 528.53, 528.85  
 Banks, call statement failure, 528.24  
 Bids opened or contents divulged, 72.4  
 Cigarette law violations, 98.14, 98.15, 98.23-98.35, 98.41, 551A.3  
 City and town publicity departments, use, 364.4  
 City market regulations, 368.27  
 Civil service powers, 365.24  
 Collusion in obtaining judgment, 666.5  
 Conservation commission not to change, 107.26  
 Co-operative association's failure to file report, 497.22-497.28, 498.24, 498.27-498.30, 499.52  
 Co-operatives, breach of member contract, 499.9  
 Corporation, failure to report, 496.5-496.10, 496.13, 496.16  
 Corporation powers, falsely using, 422.40  
 County attorney's duty to collect, 336.2  
 County auditor, neglect of school fund duties, 302.44  
 Crimes, *see CRIMES and thereunder Specific Offense*  
 Dams, recovery of fees and penalty, 469.14  
 Disposition of proceeds, 666.3  
 Electric transmission lines, tax failure, 437.5  
 Engineer's failure, road bill, 314.3  
 Executions, officer selling without notice, 626.77

**PENALTIES—Continued**

Express companies, commission orders, 436.5, 436.12  
 Express companies, failure, tax statements, 436.5  
 Express companies, refusal to transport, 486.9  
 Ferries, violation of regulations, 368.27  
 Fines, *see FINES*  
 Fire laws violated, 103.17  
 Fire marshal's orders not obeyed, 100.26-100.29, 103.17  
 Forfeitures, *see FORFEITURES*  
 Fraternities in high school, 287.1-287.3  
 Fraudulent income tax return, 422.25  
 Fraudulent omission from assessment, 440.6  
 Freight-line companies, failure, tax statements, 435.6  
 Fruit-tree and forest reservation owners, 161.11  
 Guardian's failure to account, 668.25, 668.29  
 Habeas corpus, refusing writ, 663.10, 663.29  
 Housing law, 413.108-413.111, 413.120  
 Income tax return, fraudulent, 422.25  
 Industrial commission, refusing inspection of records, 86.10, 86.12  
 Inheritance tax, property removed from state, 450.50  
 Injunction violations, common carrier, 474.41  
 Insane, county's failure to pay support, 230.22  
 Insurance, false statements, 515.93  
 Insurance, illegal business, 512.40  
 Insurance, unlawful combinations, 515.132  
 Judgments, failure to record payment, 624.37  
 Libraries, state, rules and regulations, 303.3  
 Limestone quarries, interest on installments, 202.5  
 Limitation of actions to recover, 614.1, 614.8  
 Livestock confined too long in transit, 479.88  
 Misdemeanor, definition, 687.6, 687.7  
 Motor vehicle conviction record, misconduct, 321.491  
 Motor vehicles, delinquent transfer charge, 321.49  
 Newspaper lists, fraudulent, contests, 349.9  
 Old-age assistance, funds, 249.36, 249.47  
 Omitted property assessed by tax commission, 440.5  
 Ordinances providing penalties, 367.10, 368.7, 388.1, 413.2, 413.9, 420.36  
 Original notice not filed or returned, 617.2  
 Payment to firemen and policemen pension fund, 410.4  
 Payment to school fund, Const., Iowa, IX, 2nd, 4; 302.3, 302.44  
 Peddling without a license, double tax, 444.17  
 Penitentiary and men's reformatory, rules, 246.8  
 Pipeline company, 438.11, 490.30  
 Place of bringing action, 616.3(1)  
 Plat, sale of lots without filing, forfeit, 409.45  
 Printing board, breach of contract with, 15.23  
 Public bids opened or contents divulged, 72.4  
 Public officers, budget and financial control, 8.40  
 Questions submitted to voters, penalty must be stated, 345.6  
 Railroad companies, failure to file plats, 434.19  
 Railways, tax commission rules, refusal, 434.12  
 Reports to be filed by clerks of court and justices of the peace, 666.6  
 Sales tax violations, 422.58  
 School funds, county auditor's neglect, 302.44  
 School officers, violations, 277.32  
 School tuition, officers' unlawful acts, 282.20

**PENALTIES—Continued**

Seed potatoes, illegal sale, 199.7, 199.8  
 Sheriff, failure to execute process, 337.6  
 Small loan law, excess charges, 536.13  
 Special charter cities, penalties collected, 420.38, 420.39  
 State sinking fund, liability of depository, 454.12  
 Superintendent of schools, failure to report, 273.21  
 Supervisors' failure, road bills, 314.3  
 Surveys, federal, defacement, 355.14  
 Tax penalties, *see TAXATION and thereunder Specific Taxes*  
 Telegraph and telephone companies, failure to make statement, 433.3  
 Training schools, discharge or majority of inmate cancels all penalties, 242.13  
 Trust companies, call statement failure, 528.24  
 Unemployment compensation law, 96.9, 96.11, 96.16  
 Unlawful combination, insurance, 515.132  
 Workmen's compensation, refusal to report, 85.41, 86.10

**PENITENTIARY (FORT MADISON) AND MEN'S REFORMATORY (ANAMOSA)**

Administration by board of control, 218.1  
 Births and deaths, record, available, 144.22–144.24  
 Books, state traveling library, 303.3(11)  
 Boys transferred from training school, 218.91  
 Business manager, 218.6–218.8  
 Chaplains, 246.2–246.5, 246.9, 246.10  
 Code, session laws, copy to each institution, 16.24  
 Control, board of, state, power to administer, 218.1  
 Convict labor, regulations, 246.18–246.31  
 Convicts, *see subhead Prisoners below*  
 Dangerous mental patients to reformatory, 218.92  
 Dead bodies, scientific use, 142.1–142.11  
 Department for mentally ill  
   Convicts, sentence served, committed, 246.17  
   Dangerous patient transferred from mental hospital, 226.30, 226.31  
   Defendants in criminal cases committed, 783.3–783.5  
   Examination to determine insanity, 246.16  
   Maintenance required at reformatory, 246.15  
   Penitentiary prisoners committed, 246.16  
   Transfer to hospital for mentally ill, 246.17  
 Educational facilities, fund used, 246.27  
 Employees and subordinate officers  
   Deputy warden, home, service, 246.7  
   Discipline enforced, 246.8, 246.32  
   Eight-hour day, overtime, 246.4  
   Escapes, by neglect of duty, 246.10  
   Failure to perform duty, 246.10  
   Gratuities prohibited, 741.6, 741.7  
   Interest in public contracts, 741.8–741.10  
   Loss of institution funds, 246.10  
   Privileges to prisoners, 246.9  
   Salaries, maximum fixed, 246.2, 246.3, 246.5  
 Escapes, *see subhead Prisoners below*  
 Execution of death sentence, 792.1–792.16  
 Felony, imprisonment as punishment, 687.2  
 Guards, 246.3–246.5, 246.8–246.10, 246.32  
 Industries maintained, 246.18, 246.21–246.28  
 Industries revolving fund, use, 246.26–246.28  
 Labeling of prison-made goods, 216.1, 216.2

**PENITENTIARY, REFORMATORY—Continued**

Manufactured articles, 216.1, 216.2, 246.21–246.28, 321.165, 321.253  
 Mental patients, dangerous, to reformatory, 218.92  
 Official failure of duty, 246.10  
 Physician, 246.2–246.5, 246.9, 246.10

**Prisoners****Actions against**

Answers, requirements, R.C.P. 71  
 Attorney appointed, R.C.P. 13, 14  
 Defense necessary, R.C.P. 13  
 Judgment without defense void, R.C.P. 13  
 Original notice, how served, R.C.P. 56(d)  
 Verification of pleadings, R.C.P. 80  
 Actions for recovery of real estate, 448.12  
 Answer of guardian in civil action, R.C.P. 71  
 Attorney appointed, when sued, R.C.P. 13, 14  
 Board may transfer, 218.90  
 Boys training school inmates transferred, 218.91  
 Citizenship rights, restoration, 248.12  
 Classification required, 246.36  
 Commitment questionable, report, 218.24  
 Conduct records for parole board, 246.40  
 Contracting of labor prohibited, 246.25  
 Criminal prosecution, 774.10, 774.11  
 Defense, guardian ad litem, R.C.P. 13, 14  
 Depositions taken, 622.83; R.C.P. 141(b)  
 Diagnostic clinic, 218.97  
 Disabled persons aid, not eligible, 241A.2  
 Discharge, clothing and money, 246.44  
 Discipline, 246.8, 246.31, 246.32  
 Drugs furnished, penalty, 745.15

**Employment of prisoners**

Articles manufactured, prices, 246.21–246.24, 321.165, 321.253  
 Contracting prison labor prohibited, 246.25  
 Household service furnished warden, 246.6  
 Industries financed, funds, 246.26–246.28  
 Labeling of prison-made goods, 216.1, 216.2  
 Life term, mandatory review by parole board, 247.5  
 Operation and maintenance at prisons, 246.18  
 Price lists of goods to public officials, 246.21  
 Prices of labor furnished public bodies, 246.20  
 Printing work, 15.8, 15.9, 321.149  
 Projects where labor used, 246.18, 246.19, 246.25  
 Public officials to purchase goods, 246.23  
 Sale or gifts of prison labor forbidden, 246.25  
 Selling price of goods, 246.24  
 State institutions, building, 246.19  
 State parks, 246.18

**Escapes**

Apprehension measures taken, 246.33, 246.34  
 Duties of officers and citizens, 246.33  
 Officers' failure as cause, penalty, 246.10  
 Reward offered, how paid, 246.34, 246.35  
 Federal convicts, keeping authorized, 246.11  
 Fingerprints and photographs, 749.4  
 Forfeiture of reduction of sentence, 246.41  
 Guardian ad litem, appointment, R.C.P. 13, 14  
 Habeas corpus, where brought, 663.5  
 Hard labor, 246.31  
 Indictment and trial, 776.7, 777.1  
 Insanity inquiry, death penalty stayed, 792.5

**PENITENTIARY, REFORMATORY—Continued**  
Prisoners—Continued

Insurrection prevented, 246.33  
 Judgment by default, R.C.P. 231  
 Judgment invalid without defense, R.C.P. 13  
 Killing or wounding justified, when, 246.32, 246.33  
 Labeling of prison-made goods, 216.1, 216.2

## Labor

City prisoners, earnings to city, 356.20  
 County jail prisoners earnings, 356.16–356.19  
 Credit of earnings on fine and costs, 356.22  
 Hard labor, county jail sentence, 356.16, 356.17  
 Leasing of labor prohibited, 246.25  
 Liquor furnished, penalty, 745.15  
 Manufacture of goods, 216.1, 216.2, 246.21–246.28, 321.165, 321.253  
 Mentally ill, 246.15–246.17  
 Military, received without fee, 29.77  
 Minor prisoners segregated, 246.36  
 Obedience, enforcing, justified, 246.32  
 Old-age assistance, ceases, 249.30  
 Old-age assistance, grounds for denial, 249.6(5)  
 Original notice served, R.C.P. 56(d)  
 Pardons and commutations, 248.1–248.17  
 Parole provisions, 247.5–247.28  
 Photographs, 749.4  
 Pregnancy of woman awaiting execution, 792.1, 792.5  
 Property conserved by warden, 246.37  
 Property of deceased convict, 218.65–218.70  
 Property subject to family support, 597.10–597.13

## Prison-made goods

Labeling requirements, 216.1, 216.2  
 Violations, penalty, 216.2  
 Record of infraction of rules, 246.40  
 Reduction of sentence, 246.39, 246.41, 246.43  
 Reformation and rehabilitation, policy expressed, 246.18  
 Religious worship, privileges, 218.25–218.27  
 Reports of entrance and discharge, 218.23  
 Return for trial, 774.10, 774.11  
 Sentence reduced for good behavior, 246.39, 246.43  
 Solitary confinement, when allowed, 246.31  
 Testimony, how taken, 622.82, 622.83  
 Time to be served, 246.38  
 Transfers, regulations, 218.90, 246.12–246.14  
 Trustees employed outside prison, 246.19  
 Visits by board of control, 218.29  
 Vote privilege forfeited, Const., Iowa, II, 5  
 Weapons furnished, penalty, 745.15  
 Witness in certain criminal cases, 622.82  
 Witness, production as, 622.82  
 Prison labor, contracts, prohibited, 246.25  
 Prison labor, regulations, 246.18–246.31  
 Prison-made goods, 216.1, 216.2, 246.21–246.28, 321.165, 321.253  
 Recommendation for restoration of citizenship, 248.3  
 Reformation and rehabilitation, policy expressed, 246.18  
 Sanitary conditions inspected, 135.11(5), 136.3(2, b)  
 Sentence  
 Place of confinement, judge's power, 789.16

**PENITENTIARY, REFORMATORY—Continued**  
Sentence—Continued

Reduction, forfeitures for misconduct, 246.41  
 Reduction, for good behavior, 246.39  
 Separate sentences, construed as continuous, 246.42  
 Time to be served, how computed, 246.38  
 Trustees, special reduction, 246.43  
 Violation of rules, record, 246.40

## Visitors

Admission regulated by warden, 246.46  
 Persons allowed to visit at pleasure, 246.46  
 State officers' privileges, 246.46

## Vocational facilities, fund used, 246.27

## Wardens

*See also CONTROL, BOARD OF, subhead Officers*

Appointment, 218.9  
 Deputy warden, salary, house, extras, 246.2, 246.5, 246.7  
 Discharges reported to proper court, 791.4  
 Domestics, prisoners used, 246.6, 246.7  
 Entire time to be devoted to duties, 246.1  
 Escapes, by neglect of duty, 246.10  
 Escapes, duty to apprehend, 246.34  
 Executions, power to suspend, 792.4–792.7  
 Failure to perform duty, 246.10  
 Institutional property, duties, 218.9  
 Interest in public contracts, 785.10, 785.11  
 Loss of funds, 246.10  
 Privileges to prisoners, special, 246.9  
 Property of prisoners conserved, 246.37  
 Reports to eugenics board on defectives, 145.2  
 Residence in institution required, 246.1  
 Reward for return of escaped prisoners, 246.34  
 Salaries, 246.2, 246.5  
 Service in household furnished, 246.6

**PENSIONS**

Blind pensions, aid, 241.1–241.24  
 Board of fire and police trustees, administer retirement system, 411.4, 411.5  
 Bonus for soldiers, 35.1–35.11  
 Employment security, effect on, 96.5(5, d)

## Exemptions

Exemption from execution, 627.8  
 Homestead bought with pension, 627.9  
 Taxation as moneys and credits, 429.1

## Firemen and policemen, appointees after March 2, 1934

Absence from service, effect, 411.3  
 Accident benefits, 411.6(5)  
 Actuary, duties, 411.5(10–13)  
 Administration of system, 411.5  
 Attorney for city as legal advisor, 411.5(8)  
 Benefits allowed, conditions, 411.6  
 Benefits offset on pensions, 411.6(12)  
 Boards of trustees, 411.2–411.5  
 Commuted payment, 411.6(12)  
 Creation of system, 411.2  
 Death benefits, 411.6(8, 9)  
 Deductions from earnings, 411.8  
 Definitions of terms used, 411.1  
 Disability retirement allowance, 411.6(4)  
 Disabled members, examination, 411.6(7)

**PENSIONS—Continued**

- Firemen and policemen—Continued
  - Employees, compensation, 411.5(5)
  - Errors corrected, 411.14
  - Establishment, retirement or pension systems, 411.2
  - Exemption from tax and debts, 411.13
  - Financing method, 411.8
  - Fraud, penalty, 411.14
  - Funds
    - Financing method, 411.8–411.11
  - Guarantee of payments by city, 411.12
  - Medical board, duties, 411.5(9)
  - Membership mandatory, 411.3
  - Military service exceptions, 411.9
  - Mortality rates, tables adopted, 411.5(11–13)
  - Outside limits, firemen operating, 368.11
  - “Pensions” defined, 411.1(18)
  - Records of board proceedings, 411.5(7)
  - Reports, 411.5(9–13)
  - Restricted to new appointees, 411.2
  - Retirement age, 411.6(1)
  - “Retirement system” defined, 411.1(1)
  - Rules and regulations established, 411.5(4)
  - Service creditable, fixed by board, 411.4
  - Surviving spouse, 411.6
  - System created, effective date, 411.2
  - Tax exemption, 411.13
  - Tax levy for city contribution, 411.11
  - Trustees, 411.2, 411.5
  - Trustees report to city council, 411.5(7)
  - Widows and children, 411.6(13)
  - Workmen’s compensation, 85.1(4), 85.2, 411.6
- Firemen and policemen, appointees before March 2, 1934
  - Appeal, not allowed from board decision, 410.14
  - Assessments against members, 410.5
  - Board of trustees of fund, 410.2
  - Conditions for qualification, 410.6
  - Dependents, payment on death, 410.10
  - Deputy bailiff, 411.2(3)
  - Disability payments, conditions, 410.8
  - Eligible persons, conditions, 410.6
  - Exemption of payments from debts, 410.11
  - Existing systems, 410.15
  - Fee for membership, 410.5
  - Funds, taxation to provide, 410.1
  - Gifts to fund, 410.4
  - Guarantee of pension benefits, 410.15
  - Hospital expenses, 410.18
  - Investment of funds, 410.3
  - Marshal of city, 410.17
  - Membership fee, assessments, 410.5
  - Obligation of city for benefits, 410.15
  - Officers to manage fund, 410.2
  - Outside limits, firemen acting, 368.11
  - Retired members, light duty, 410.9
  - Retired members, re-examination, 410.13
  - Soldiers and sailors, 410.7
  - Surplus funds invested, 410.3
  - Surviving spouse, 410.10
  - Tax levy to raise funds, 410.1
  - Volunteer or call firemen, 410.12
  - Warrants, payments from fund, 410.16
  - Widows and children, payment on death, 410.10
  - Workmen’s compensation deducted, 410.18
- Mitchell’s Cavalry, 34.3

**PENSIONS—Continued**

- Northern Border Brigade, 34.1
- Old-age assistance, 249.1–249.47
- Policemen, chs 97A, 410, 411, *see subhead Firemen and Policemen above*
- Public employees, old-age and survivor insurance system, 97B.1–97B.67
- Retirement system, city utility plant employees, 412.1–412.5
- Retirement system, judges, 605A.1–605A.11
- Retirement system, peace officers, ch 97A
- Retirement system, public employees, old-age and survivors, 97B.1–97B.67
- Soldiers and sailors
  - Application, no fee to clerk, 606.15(25)
  - Claim, discharge record, 335.10
  - Deposit by soldiers’ home inmates, 219.14–219.20
- Exemptions
  - Homestead bought with pension money, 627.9
  - Proceeds exempt from execution, 627.8
  - Taxation as moneys and credits, 429.1
- Firemen and policemen
  - Contribution payments suspended, 411.9
  - Fund created to carry payments, 411.10
  - Military service exemptions, 411.9
  - Service time computed, 410.7
- Mitchell’s Cavalry, 34.3
- Northern Border Brigade, 34.1
- Public records, free certification, 335.10
- Soldiers’ home members, use, 219.14–219.20
- Spirit Lake relief expedition, 34.2
- Teacher’s pension
  - Authorization for retirement system, 294.8
  - Fund, assessments, tax, gifts, 294.9
  - Management, 294.10
  - State pension, 294.15
  - Termination, 294.11
- Widows’ pensions
  - Firemen’s and policemen’s widows, 410.10, 411.1(10)
  - Widows of members of certain expeditions, 34.1–34.3
- PEREMPTORY CHALLENGES**
  - Civil actions, R.C.P. 187(c, e, g)
  - Criminal cases, 779.4, 779.9–779.14
- PERIODICALS**
  - Fraudulent advertisements, 713.24, 713.25
  - Newspapers, *see NEWSPAPERS*
- PERISHABLE PROPERTY**
  - Contracts, lien for care after tender, 538.4
  - Definition, carrier’s lien, 575.1
  - Sale of perishable property
    - Attachment cases, 639.10, 639.48–639.50, 639.56
    - Carrier’s lien sale under bill of lading act, 487.27
    - Carrier’s lien sale under common law, 575.1–575.16
    - Definition under carrier’s lien law, 575.1(1)
    - Executors or administrators sale, 635.21
    - Resale by seller under sales act, 554.61
    - Warehousemen’s right to sell, conditions, 542.34
- PERJURY**
  - Criminal provisions, 721.1–721.3

**PERMITS**

Agricultural seeds, sale, 199.15  
 Beer, 124.1–124.38  
 Building, housing law, 413.92–413.104  
 Child labor, 92.5–92.13  
 Cigarettes, sale, 98.13–98.17, 98.23  
 Concealed weapons, 695.4–695.17  
 Corporations, 491.19, *see CORPORATIONS*  
 Firearms, sale, 695.19–695.24  
 Fireworks display, 732.18  
 Itinerant merchant, 81.1(2, d)  
 Liquor, 123.27–123.46, 130.1–135.1  
 Liquor, pharmacists, licensed, 130.1–130.58  
 Liquor, wholesale druggists, 131.1–131.28  
 Parades in cities, permit from mayor, 368.5(2)  
 Quo warranto to annul permit claim, R.C.P. 299(e)  
 Sales tax, retailer's permit, fee, 422.53

**PERPETUATION OF TESTIMONY**

Generally, 622.6, 622.95; R.C.P. 159–166

**PERPETUITIES**

Cemeteries, municipalities as trustees, 566.14  
 Contingent remainders, subject to rule, 557.7, 557.8  
 Corporations, power of perpetual succession, 491.3  
 Property disposition against rule is void, 557.8  
 Rule against, 558.68

**PERSONAL INJURIES**

City, notice required, 420.44–420.46, 614.1  
 Negligence, *see NEGLIGENCE*  
 Workmen's compensation, 85.1–85.62

**PERSONAL PROPERTY**

**Actions**

Allegation of kind in action for injury, 619.13  
 Creditor's bill to subject to judgment, 630.16  
 Foreclosure, publication service, R.C.P. 60(c)  
 Injury by intoxicated person, 129.2–129.4, 130.13  
 Inspection to view, measure, survey or photograph, R.C.P. 131  
 Interpleader, R.C.P. 35–41  
 Limitation, injury to property, 614.1(5)  
 Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97  
 Partition, ch 651  
 Recovery of specific chattels, summary judgment, R.C.P. 237(d)  
 Replevin, 643.1–643.22  
 Trespass, *see TRESPASS*  
 Arson, setting fire or burning, 707.3–707.8  
 Attachment, 639.1–639.70  
 Auxiliary proceedings, discovery, 630.1–630.19  
 Bailments, *see BAILMENT*  
 Bills of lading, 487.1–487.55  
 Bulk sales, 555.1–555.5  
 Carrier's lien sale, ch 575, *see LIENS*  
 Chattel mortgages, chs 556, 653  
 Conditional sales, 556.1–556.28  
 Contracts, tender of performance, 538.1–538.8  
 Contracts to sell and sales, 554.1–554.79  
 Conveyance or bequest to heirs or issue, 557.21  
 Deed of trust foreclosed, 652.12  
 Definition, inclusive terms, 4.1(9, 10)  
 Defrauding insurers by burning goods, 707.4  
 Descent and distribution, 636.1–636.4  
 Detention of specific chattels, damages, summary judgment, R.C.P. 237(d)

**PERSONAL PROPERTY—Continued**

Discovery, execution auxiliary proceedings, 630.1–630.19  
 Dogs, 351.24, 351.25  
 Embezzled or stolen property, 645.1–645.6  
 Estates, sale or mortgage, 635.21, 635.22  
 Execution auxiliary proceedings, 630.1–630.19  
 Executions, 626.1–626.108  
 Exemptions from executions, 627.1–627.18, 635.7  
 Foreclosure under chattel mortgages, 652.1–652.12  
 Fungible goods  
     Commingling in warehouses, 542.23, 542.24, 542.58  
     Inspection and grading in warehouses, 543.30  
     Sale, 554.67(2), 554.77  
     Sale of commodities by bulk, 212.1–212.6  
 Garnishment, 642.20; R.C.P. 54(b), *see GARNISHMENT*  
 Gifts to state, county, or city, 565.3–565.15  
 Inheritance by widow, 635.7  
 Inspection to view or photograph, R.C.P. 131  
 Instruments affecting title to personal property  
     Assignment, 539.1, 539.2, 556.13  
     Chattel mortgages, chs 556, 653  
     Conditional sales, 556.4–556.28  
     Copy furnished and certified, filing, 556.14  
     Evidence, use, 556.15, 556.16  
     Exempt, requirements for execution, 556.1  
     Fees of recorder, 556.20  
     Forgery, 718.1–718.10  
     Index book, 556.9–556.12, 556.17–556.21  
     Negotiable documents of title  
         Bills of lading, 487.1–487.55  
         Sales act provisions, 554.28–554.41, 554.77  
         Warehouse receipts, 542.1–542.58  
     Possession and title, rights, 556.2  
     Realty mortgage with chattel clause, 556.21  
     Recording and filing, 556.3–556.8, 556.25  
     Release, recording, 556.17  
     Sale or lease of utility equipment, 556.22–556.28  
     Satisfaction of mortgages, 655.1–655.5  
     Transfers in representative capacity, 556.11, 556.12  
     Written instruments, actions on, *see WRITTEN INSTRUMENTS*  
 Insurance, burning to secure, penalty, 707.4  
 Lien of taxes, 445.29–445.32  
 Loans on chattel property, 536.1–536.25  
 Lost property, 644.1–644.18  
 Mortgages, 556.1–556.28, 652.1–652.12  
 Partition, 651.1–651.6; R.C.P. 270–298  
 Perishable property  
     Contracts, lien for care after tender, 538.4  
     Definition, carrier's lien, 575.1  
     Preference in time for shipping, 479.9  
     Sales of perishable property  
         Attachment cases, 639.10, 639.48–639.50, 639.56  
         Carrier's lien sale under bill of lading act, 487.27  
         Carrier's lien sale under common law, 575.1–575.16  
         Definition under carrier's lien law, 575.1(1)  
         Executors or administrators sale, 635.21  
         Resale by seller under sales act, 554.61  
         Warehousemen's right to sell, conditions, 542.34

**PERSONAL PROPERTY—Continued**

Photograph, inspection to, R.C.P. 131  
 Pledges, 653.1–653.8  
 Property, includes personal and real, 4.1(10)  
 Railroad mortgage of future property, 476.14  
 Railroad property, mortgage or lease recorded,  
 556.22–556.28  
 Recording acts, 556.3–556.21, 556.25  
 Replevin, 643.1–643.22  
 Restitution on judgment reversal, 601.105, 686.15  
 Sales act, ch 554, *see SALES ACT*  
 Sales of personal property, chs 554–556, *see*  
*SALES*  
 Search warrants, ch 751, *see SEARCHES AND*  
*SEIZURES*  
 Settlement of estates, 635.1–635.23, 635.73  
 Specific chattels, action to recover, summary  
 judgment, R.C.P. 237(d)  
 Stock transfer act, ch 493A  
 Stolen property, 368.7, 645.1–645.6

**Taxation**

Bond to secure tax, 445.45, 446.3  
 Branch banks, 428.12–428.14  
 Capital stock, 428.27, 431.1–431.18  
 Certificate of payment in estates, required, 682.2  
 Certificate of payment to close estate, 682.35  
 Collection, 445.50  
 Compromise of fiduciaries taxed, 682.36  
 Corporations for profit, listing property, 428.23  
 Dealers in ice and coal, 428.10  
 Delinquent tax list, record, 445.8, 445.9  
 Dog taxes, 351.15–351.17, 351.24, 368.8(4)  
 Estate of decedent, tax paid to close, 682.35  
 Estates, compromise to aid final settlement,  
 682.3  
 Exemptions, 427.1  
 Items taxable in general, 427.13  
 Leases of ice and coal dealers, 428.10  
 Lien of tax, 445.29–445.32, 445.43–445.45  
 Limitation on penalty and interest, 445.20  
 Listing and assessment, 428.1, 428.4  
 Manufacturer's supplies, 428.20, 428.21  
 Merchandise, how assessed, 428.21  
 Migratory personalty, 445.42–445.46  
 Municipal interest deducted, 428.26  
 Penalty when delinquent, 445.40  
 Rolling stock of railways, 428.26  
 Stocks of merchandise, 428.17  
 Time limit on penalty and interest, 445.20  
 Tax liens, 445.29–445.32, 445.42–445.46  
 Tender, 538.6–538.8  
 Trust deeds, foreclosure, 652.12  
 Uniform bill of lading act, 487.1–487.55

**Violations**

Alteration of serial numbers, 714.12, 714.13  
 Arson, setting fire or burning, 707.3, 707.8  
 Carrying away, 714.6  
 Destruction of food, 734.1, 734.2  
 Embezzled property, disposal, 645.1–645.6  
 Embezzlement, 710.1–710.13  
 False pretenses to obtain, 713.1, 713.2  
 Gambling, forfeiture of stakes, 726.4  
 Larceny, 709.1–709.24  
 Malicious mischief, 714.1–714.30  
 Receiving stolen goods, 712.1–712.3  
 Robbery, 711.1–711.4  
 Storage batteries, theft, 715.1–715.5

**PERSONAL PROPERTY—Continued**

Violations—Continued  
 Taking from custody of officer, 709.9, 709.10  
 Warehouse receipts, ch 542, *see WAREHOUSE*  
*RECEIPTS*

**PERSONAL SERVICE**

Abode, service at place of, R.C.P. 56(a)  
 Acknowledgment, R.C.P. 56(a)  
 Agent served for  
 Common carriers, joint, 613.5  
 Co-operative associations, 494.1, 499.54  
 Nonresident realty owner, 646.5  
 Surety company, action on bond, 682.20, 682.21  
 Age requirement, R.C.P. 56(a)  
 Appearance time, R.C.P. 53  
 City or town, R.C.P. 56(h)  
 Clubs or apartment buildings, R.C.P. 56(a)  
 Commencement of action, as, R.C.P. 48, 49  
 Control board institution inmates, R.C.P. 56(d)  
 Corporations  
 Generally, 617.3–617.5, 617.6; R.C.P. 56(f, g)  
 Agents or clerks of agency, 494.1, 617.3–617.5,  
 617.6; R.C.P. 56(f, g)  
 Foreign corporations, 617.3; R.C.P. 56(f, g)  
 County attorney in actions against state, 613.9  
 County home patients, R.C.P. 56(e)  
 County, officers served, R.C.P. 56(i)  
 County of residence, 616.21  
 Delivery of copy of notice to person, R.C.P. 56  
 Dwelling house, service at, R.C.P. 56(a)  
 Employment security law, nonresident employ-  
 ing units, 96.14(10–13)  
 General manager, 617.3, 617.6  
 Government boards, officers served, R.C.P. 56(m)  
 Guardian ad litem, R.C.P. 56(b, c)  
 Hotels or rooming houses, at, R.C.P. 56(a)  
 Incompetents, R.C.P. 56(c)  
 Inmates of institutions, R.C.P. 56(d)  
 Insane persons, R.C.P. 56(c, d, e)  
 Last known officer of corporation, 617.6  
 Method of service, R.C.P. 56  
 Minor under 18 years old, R.C.P. 56(b)  
 Motor vehicle cases, nonresident, 321.498–321.506,  
 321.511  
 New trial after judgment, R.C.P. 253(b)  
 Nonresident individual, consent, R.C.P. 56(1)  
 Parent or guardian for minor, R.C.P. 56(b)  
 Partnership, R.C.P. 56(f, 1)  
 President of school district, R.C.P. 56(j)  
 Proof, institution inmates, R.C.P. 56(d)  
 Residence of defendant changed, effect, 616.21  
 School district or corporation, R.C.P. 56(j)  
 Service, how made, R.C.P. 56  
 State, service on, 613.1–613.10; R.C.P. 56(k)  
 Station agent of joint carrier, 613.5  
 Sunday service, requirements, R.C.P. 57  
 United States institution inmates, R.C.P. 56(d)  
 University hospital inmates, R.C.P. 56(d)  
**PERSONAL SERVICE TRADES**  
 Application for ordinance, 369.2, 369.4  
 Approval or rejection of application, 369.5  
 Definition, 369.1  
 Fair competition ordinance, 369.2  
 Trade schools exempted from act, 369.1  
 Violations of ordinance, 369.3

**PERSONATION**

Assuming to be an officer, 740.4, 740.5  
 Civil engineers, 114.25  
 Elections, registration, 738.20  
 Obtaining money or goods by, 713.2  
 Practitioners, 147.85, 147.86, 157.15  
 Surveyors, 114.25  
 Veterinarians, 169.44, 169.45

**PERSONNEL ADMINISTRATION**

State employees, 8.5(6)

**PERSONS OF UNSOUND MIND**

Defined as insane persons, 4.1(6)  
 Feeble-minded persons, 222.1–223.18  
 Guardians, 670.1–670.19  
 Idiots, *see* **INSANITY**  
 Insanity, 225.1–230.29  
 Lunatics, *see* **INSANITY**

**PER STIRPES**

Descent of property, 636.31

**PERVERSION OF JUSTICE**

Generally, 723.1–723.3

**PESTICIDES**

Mixed with fertilizer, 200.7

**PESTS ON CROPS, IOWA CROP PEST ACT**

General provisions, 267.1–267.22

**PETITION**

*See* **R.C.P.** 70, *also* **PLEADINGS**  
 Annexation to city or town, 362.30, 362.31  
 Discontinuance, cities and towns, 362.11  
 Incorporation, cities and towns, 362.1, 362.2

**PETROLEUM PRODUCTS**

Agriculture department duties, 189.2

**Benzine**

Labeling requirements on sale, 208.6  
 Penalty provisions, 189.19–189.25  
 Use, when forbidden, penalty, 732.6, 732.7

**Bottled gas, 101.1–101.8**

Bucket shopping prohibited, 552.1–552.4  
 Bulk transportation, 327A.1–327A.21  
 Butane or butylene, 101.1  
 Carrier, appropriation in transit, 479.109–479.115  
 Carrier's lien, 575.1–575.16  
 Carriers, 324.11–324.15, 327A.1–327A.21  
 Cleaners' and dyers' use regulated, 732.6, 732.7  
 Containers, 208.5–208.7  
 Definitions, 208.1

**Distillate**

Common carrier's lien, 575.1  
 Defined, motor vehicle fuel law, 323.1

"Flammable liquid" defined, 321.1(32)  
 Fuel pumps and meters, license, 214.2, 214.3  
 Gas, liquefied petroleum, 101.1–101.8

**Gasoline**

*See also* **subhead Motor Vehicle Fuel** below  
 Common carrier's lien, 575.1  
 Containers, 208.6  
 Fire insurance policy voided for keeping, 515.139  
 Illuminating purposes, *see* **subhead Illuminating Oil** below

**PETROLEUM PRODUCTS—Continued****Gasoline—Continued**

Labeling specifications, 208.6  
 Public improvements, listed as material, 573.1

**Pumps and meters**

Curb pumps, city regulation, 368.8(6)  
 Definition, 214.1  
 License, display, fee, 214.2–214.5  
 Violations, 189.19, 214.8

Red paint on gasoline cans, 208.6

Service stations, regulated, *see* **subhead Motor Vehicle Fuel Tax** below

Taxation, *see* **subhead Motor Vehicle Fuel Tax** below

Transfer pipes restricted, 323.10

Transportation, 323.4, 490.2

Use as cleaner restricted, 732.6

Violations, 189.19–189.25, 732.6, 732.7

Gas storage, underground, 490.3–490.30

Gas wells, *see* **subhead Oil and Gas Wells** below

**Illuminating oil**

Adulteration, 208.7  
 Agricultural department to inspect, 208.3  
 "Article", subject to regulation, 189.1(1)  
 Commingled, 208.7  
 Containers, 208.5–208.7  
 Dealer's reports, 208.3  
 Definition, 189.1, 208.1(1)  
 Fee for inspection, 208.8  
 Gasoline containers, markings, 208.6  
 General purity standards, 189.1(1)–189.29  
 General standard, 208.2  
 Inspection, 208.1–208.8  
 Notice by receiver of uninspected oils, 208.3  
 "Package" defined, 189.1(4)  
 Rebate, sales outside state, 208.8  
 Samples, inspected, analyzed, 189.3–189.8, 208.3  
 Standard, flash test, exceptions, 208.4  
 Storage regulated by cities, 413.74, 413.75  
 Storage tanks, 208.6, 208.7  
 Test method, 208.4  
 Uninspected oils, notice by receiver, 208.3

**Violations**

False branding, 189.13  
 Purity standards, 189.19–189.21

Inflammable oils, city regulation, 368.11

**Inspection**

Agriculture department, 159.6(10), 189.1(2), 208.1(2), 208.3–208.5  
 Certificate of inspection, 208.3, 208.5  
 Compliance with specifications, 208.3  
 Fees for inspection, 208.8  
 Illuminating oil, 208.1–208.8  
 Method, 208.3, 208.4  
 Rebate, sales outside state, 208.28  
 Record of inspection, 208.5  
 Refinery outside state, 208.3  
 Report of dealer, 208.3  
 Uninspected oils, notification, 208.3  
 Weights and measures, *see* **subhead Weights and Measures** below

**Kerosene**

Common carrier's lien, 575.1  
 Containers, 208.5–208.7  
 Defined as illuminating oil, 208.1

**PETROLEUM PRODUCTS—Continued****Kerosene—Continued**

- Motor vehicle fuel law, exempt, 323.1(1)
- Transfer pipelines, use, 323.10

Labeling requirements, 208.6

Liquefied petroleum gas law, 101.1–101.8

Liquid measure standards, 210.5

Meters or gasoline pumps defined, 214.1(2)

**Motor vehicle fuel**

- Analysis posted, 323.9
- Appropriation for administration of law, 323.14
- Chemists employed by department, 323.13
- Coloring matter, use to mislead, 323.3
- Definitions, 323.1
- False representations of fuel, 323.3
- Industrial petroleum, permits, 323.12
- Motor vehicles, not for, 323.1, 323.10, 323.12
- Permit for importation for industrial use, 323.12
- Pipelines, transfer restrictions, 323.10
- Quality certified on sales slip, 323.5

**Tests and standards**

- Definition of motor vehicle fuel, 323.1(1)
- Department of agriculture, 323.6, 323.7
- Interstate shipments, tests verified, 323.4
- Pump or container analysis posted, 323.9
- Required standards and tests, 323.2
- Sales slip demanded by purchaser, 323.5
- Samples for tests, 323.6, 323.7
- Selling defective fuel, penalty, 323.8

Violations, penalty, 323.11

Wholesale dealers, 323.1(4), 323.10, 323.12

**Motor vehicle fuel tax**

- Allocation, 312.2
- Assignment of license forbidden, 324.4, 324.36(7)
- Bond, license and permit holders, 324.7, 324.36(4), 324.53
- Bulk storers licensed, 324.5
- Carriers of fuel registered, regulated, 324.11–324.15
- Credits for nonmotor vehicle use, 324.16, 324.17
- Definitions, 324.2, 324.33, 324.57
- Diesel fuel, 324.31–324.38
- Discontinuance of business by licensee, 324.69
- Distributor's tax computed, 324.8, 324.16, 324.38, 324.56
- Embezzlement, tax money, 324.72
- Enforcement, 324.65, 324.66, 324.77
- False certificates, penalty, 324.74
- Importing, twenty-gallon limit, 324.2(c), 324.52
- Inspection of records, 324.61, 324.62
- Interstate fuel use tax law, 324.50–324.56
- Interstate user's permit, 324.53
- License canceled, 324.67, 324.68
- License, distributor, 324.4–324.7
- License, special fuel dealers and users, 324.36
- Lien for unpaid taxes, 324.65
- Lien of common carrier, 575.1
- Metered pump required, 324.34
- Microfilmed records, 324.79
- Motor fuel tax law, 324.1–324.20
- Municipal regulations, 368.8(6), 413.74, 413.75
- Nonlicensed person, tax liability, 324.9
- Penalty for failure to pay, 324.64
- Price posted, 324.20
- Rate of tax, 324.3, 324.34

**PETROLEUM PRODUCTS—Continued****Motor vehicle fuel tax—Continued**

- Records required, 324.10, 324.12, 324.14, 324.37, 324.55, 324.59, 324.79
- Refund permit, 324.18, 324.19
- Refunds, 324.17, 324.70, 324.71, 324.80
- Reports required, 324.15, 324.38, 324.54, 324.59, 324.60
- Special fuel tax law, 324.31–324.38
- Tax computed, 324.8, 324.16, 324.38, 324.54
- Tax estimated where no report, 324.63
- Tax exempt uses, 324.3, 324.16, 324.35
- Transfer of licensee's business, 324.69
- Treasurer to administer law, 324.58–324.68, 324.75, 324.76, 324.79, 324.80
- United States tax refunds, treasurer's duties, 324.80
- Use of revenue limited, 324.78
- Violations, penalties, 324.14, 324.20, 324.62, 324.72–324.74

**Naphtha**

- Labeling requirements on sale, 208.6
- Penalties, 189.19–189.25, 732.6, 732.7
- Use by cleaners and dyers restricted, 732.6, 732.7

**Oil**

- Common carrier's lien, 575.1
- Illuminating oil, *see subhead above*
- Inflammable oils, city regulations, 368.11
- Storage regulated, 413.74, 413.75

**Oil and gas wells**

- Action for damages, failure to release lease, 84.7
- Affidavit of extension of lease, notice, 84.8
- Cancellation of lease, failure to offset, 84.2
- Drilling method, 84.1, 84.2
- Geological survey investigation, 305.3
- Intention to drill or plug well, notice to geologist, 84.3
- Lease forfeited for noncompliance, method, 84.6
- Lien for labor and materials granted, 84.9
- Log of well filed with geologist, 84.5
- Noncompliance affidavit, recorded, 84.6
- Notice to state geologist
  - Intention to drill or plug well, 84.3
  - Plugging dry and abandoned wells, 84.4
  - Water strata protection, compliance, 84.1
- Offset drilling, when required, 84.2
- Penalty, not releasing forfeited lease, 84.7
- Potential of well filed with geologist, 84.5
- Reports required of driller, 84.1
- State or municipality may lease, 84.10
- Water strata protected from pollution, 84.1

**Pipelines**

- Access to lines and stations, reasonable, 490.26
- Accounting for fees, 490.16, 490.17
- Agreement with landowners recognized, 490.27
- Crossing public lands, 490.3, 490.5, 490.6(4), 490.20, 490.25, 490.26
- Damages, 490.25, 490.26
- Dangerous construction, 490.4
- Definitions, 490.2
- Eminent domain, 490.25
- Funds, use, 490.17
- Injunction violations, 490.29, 490.30
- Jurisdiction, venue of courts, 490.28



**PETROLEUM PRODUCTS—Continued**

Pipelines—Continued

Kerosene, no transfer in motor fuel pipes, 208.6, 323.10

Motor vehicle fuel license, *see subhead Motor Vehicle Fuel Tax above, thereunder see Distributors*

Operations, conditions regulated, 490.3

Orders of commission, enforcement, 490.29

Permit

Application, petition, 490.5, 490.6

Bond or solvency proof of applicant, 490.27

Costs and fees, 490.13

Duration of permit limited, 490.20

Examination of proposal, 490.11

Exclusive rights forbidden, 490.20

Extension of time, 490.24

Final order, 490.12

Financial condition of permittee, 490.27

Funds received, disposition, 490.17

Hearing, time and place, 490.7, 490.8

Inspection fee, 490.14–490.17

Notice of hearing, 490.7, 490.13

Objections, filing, 490.9, 490.10

Records, 490.23

Revocation for nonpayment of fees, 490.15

Sale and transfer, 490.21, 490.22

Uniform blank form of permit, 490.19

Property owners, law not retroactive, 490.19

Purpose and policy, 490.1

Report of motor vehicle fuel imports, 324.3, 324.4, 324.46

Rules, regulations, 490.3, 490.18

Service of original notice, 490.28

Stations and pumps, location secured, 490.25

Supervision by commission, 490.1, 490.4

Taxation

Accounting system regulated, 438.9

Amended explanatory statement, 438.12

Basis of valuation, 438.13, 438.14

Certification to counties, 438.14

Collection, 438.17

County and lesser tax districts, 438.14, 438.15

Definitions, 438.1, 438.2

Entered by supervisors, 438.15

Exceptions to provisions, 438.19

Gross earnings, 438.3, 438.8, 438.13

Listed and assessed by commission, 428.24

Motor vehicle fuel tax, *see subhead Motor Vehicle Fuel Tax above*

Nonpayment of tax, effect, 438.18

Personalty and stock assessed, 428.26, 428.27

Procedure for taxation, 438.16

Property in different districts, 428.25

Real estate report, 438.4–438.7

Refusal to comply, penalty, 438.11

Report, assessment, 428.28, 428.29

Review and appeal, 428.30–428.33

Rules and regulations, 438.10

Statement of assets, 438.3–438.6

Taxable and actual value, 438.13

Taxable value, 60 percent of actual, 438.13

Valuation basis, 438.13, 438.14

Venue of actions, 490.28

Violations

Dangerous construction, order, 490.4

**PETROLEUM PRODUCTS—Continued**

Pipelines—Continued

Violations—Continued

Fees not paid, permit revoked, 490.15

Injunction violations, penalties, 490.30

Orders not obeyed, injunction, 490.29

Propane or propylene, 101.1

Service stations, *see Motor Vehicle Fuel Tax above*

Underground gas storage, 490.1–490.30

Violations

Bucket shopping prohibited, 552.1–552.4

Food and drugs act, penalty, 189.19–189.21

Lease forfeited, failure to release, 84.7

Weights and measures

Confiscation of measures, 215.5

Gasoline pumps and meters, 214.1–214.5

Inspection, 213.3, 215.1–215.4

Liquid measure, standards, 210.5

Penal provisions, 189.19–189.25, 215.5–215.7

Power of cities and towns limited, 215.9

Reasonable variation allowed, 215.8

Sealers, state and city, 213.1–213.7

Testing, 213.3, 215.1–215.4

**PETS**

Game birds or animals, number allowed as pets without license, 110.16

**PHARMACY**

Approved colleges, requirements, 155.9

Association, state, funds from fees, 147.100

Basic science law not applicable, 146.5

Beer permit, restrictions, 124.10

Definition of “pharmacy”, 155.3

Degrees and abbreviations, regulated, 147.72–147.74

“Drugs and medicine” defined, 155.3

Drug store license, 155.10, 155.12, 155.13

Examination, license to practice, 147.29–147.43, 147.81, 147.94–147.101, 155.5

False use of titles, penalty, 147.74

Injunction against illegal practice, 147.83

License to practice, ch 147, 155.4, 155.5, *see PHARMACY EXAMINERS*

Persons practicing pharmacy, 155.1–155.3

Pharmacists

Jury service, exemption, 672.2(2)

License to practice, ch 147, *see PHARMACY EXAMINERS*

Liquor permits, 130.1–130.58

Narcotic drugs, provisions, 204.1–204.25

Poisons, enumerated, 205.5

Prescriptions

Drugs, poison or narcotic, filled by, 205.3

Narcotic drug, label required, 204.10(2)

Preservation and inspection of requests, 130.26

Record of narcotic drugs kept, 204.9

Special permit, liquor control act, 123.27

“Profession” includes pharmacy, 147.1

Report of treatment of wounds, 147.111, 147.113

Reports of law violators, 147.87, 147.89

Sales by unlicensed person forbidden, 155.6

Signs, use of words regulated, 155.8

**PHARMACY**—Continued

Titles and degrees, use, 147.72-147.74  
 "Unprofessional conduct" defined, 147.56

## Violations

Failure to report wound treatment, 147.113  
 Penal provisions, 147.84-147.86  
 Wholesale druggist license, 155.11-155.13  
 Words and terms, use regulated, 155.8

**PHARMACY EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointment by governor, 147.12, 147.20  
 Appropriation to pay expenses, 147.25  
 Business connections, what prohibited, 147.18  
 Clerk furnished, 147.39  
 Colleges and schools approved, 147.32, 147.33, 155.9  
 Compensation and expenses of members, 147.24  
 Definitions, 147.1  
 Disqualifications for examiners, 147.18  
 Enforcement, drug and cosmetics law, 203A.15-203A.17  
 Enforcement of narcotic and poisons law, 204.20, 205.13  
 Fees, renewal, for advancing pharmacy, 147.100  
 Inspectors, peace officer status, 204.20  
 Interest in schools forbidden, 147.18  
 Itinerant vendor's license, fees, 203.7  
 License of another state, procedure, 147.49-147.51

## License to do business

Applicability of license law, 155.3, 155.22, 155.23, 155.25  
 Definitions, 155.3  
 Enforcement, 155.27, 155.28  
 Exempt transactions, 155.3, 155.22, 155.23, 155.25  
 Inspection, 155.24  
 License denied, suspended, revoked, 155.13-155.16  
 Prescription drugs, possession prohibited, 155.26  
 Retail license, 155.10, 155.12, 155.13  
 Rules governing the conduct of business, 155.17-155.21  
 Wholesale license, 155.11-155.13  
 Licenses to manufacturers and wholesalers, 204.3-204.5

## License to practice pharmacy

Advancement of the arts and sciences, 147.101  
 Age and character qualifications, 147.3  
 Application, 147.94(1), 155.4  
 Association fee collected, 147.100  
 Certificate as presumptive evidence, 147.6  
 Change of residence, 147.9, 147.54  
 Display, 147.7, 147.10, 155.7  
 Duties and powers, 147.96  
 Enforcement of law by examiners, 147.95

## Examination for license

Applications, form, verified, 147.29  
 Basic science certificate, 146.4  
 Certificates in lieu of basic science, 146.23  
 Certification of applicants, 147.40  
 Clerk, duties and expenses, 147.39  
 Eligible candidates listed, 147.35  
 Fees for examinations, 147.80(5, 10), 147.94(4)  
 Identity of candidate concealed, 147.37

**PHARMACY EXAMINERS**—Continued

## License to practice pharmacy—Continued

Examination for license—Continued  
 Notice, public, of time and place, 147.30  
 Partial examinations, rules, 147.41, 147.42  
 Quorum for conducting, 147.38  
 Reciprocal licenses, 147.50, 147.51  
 Records, open to public, 147.43  
 Required for license, 155.4  
 Rules for conducting and grading, 147.36  
 Schools, colleges, accredited, list, 147.31-147.33  
 Time and place, 147.30, 147.34

Exemption from license, 155.2

Expiration, 147.10

Fees, 147.80-147.82, 147.94(4)

Form of license, 147.5

Grounds for refusing license, 147.4

Injunction when not licensed, 147.83

Issuance of license, regulations, 147.94

Itinerants, 203.7

Liquor, 130.1-130.58

Qualifications of applicants, 147.3

Reciprocal agreements, 147.44-147.54, 147.94(3)

Record, public inspection, 147.8, 147.94(5)

Refusal, grounds, 147.4

Reinstatement on lapse, 147.11

Renewal, application, fee, 147.10, 147.100

Required, 147.2

Requirements for license, 155.4

## Revocation of licenses

Court action, proceedings, 147.58-147.71

Federal court liquor convictions, 130.29

Grounds in general, 147.55

"Unprofessional conduct", defined, 147.56

Sales by unlicensed forbidden, 155.6

Special provisions, 147.94-147.100

Violations, penalties, 147.97

Wholesale druggist, 155.11-155.13

Liquor prices fixed, list, 130.21

Liquor records of pharmacists, inspection, 130.26

Mail, transaction of business, by, 147.23

Membership of board, 147.14

Name of board, 147.13

Narcotic drug act, 204.1-204.25

## Narcotic drugs

*General provisions, 204.1-204.25, 205.1-205.13*

Agents have peace officer status, 204.20

Chemical analysis of drugs obtained, 205.12

Co-operation with other agencies, 204.20

Licenses, manufacturers and wholesalers, 204.3, 204.4

Order forms furnished, 204.1(17)

Poison register, inspection, 205.6

Rules and regulations, 201.26

National organization, membership, fees, 147.28

Nomination by association, 147.20

Officers selected annually, 147.22

Poisons, enforcement of law, 205.13

Profession means pharmacy, 147.1

Qualifications of examiners, 147.15, 147.16

Quarters furnished for examinations, 147.27

Reciprocal license agreements, 147.44-147.54

Reinstatement of licensee, 147.11

Reports of law violators, 147.87, 147.89

## Secretary

Appointed, salary, expense, 147.98

**PHARMACY EXAMINERS—Continued**

## Secretary—Continued

- Full-time, duties, 147.94, 147.96–147.100
- Records deposited with department, 147.99, 147.104
- Supplies furnished, 147.26
- Term of office, commencement, rotation, 147.19
- Unlawful practices reported, 147.87, 147.89
- Vacancies, how filled, 147.21

**PHOTOGRAPHS**

- Archives, copies by photographic process, 303.12
- Bank records, admissible in evidence, 528A.3
- Depositions, photographic exhibits, when admissible, 622.30
- Evidence, copies of books of account, 622.30
- Inspection on court order to photograph, R.C.P. 131
- Obscenity prohibited, 725.4–725.10
- Prisoner held for felony, 782.8
- Tax records, copies admissible in evidence, 422.61

**PHYSICAL EDUCATION**

- Public schools, 280.13–280.15
- University of Iowa, 263.1
- University of Science, 266.2

**PHYSICALLY HANDICAPPED PERSONS**

- Handicapped children
  - Defined, 281.2
  - Education, 281.1–281.10, 299.18
  - Hospital school, 263.9–263.13
  - List by assessor, 299.17
- Hospital school, 263.9–263.13
- Jurors, challenge, 779.5(3); R.C.P. 187(f)
- School census, report, listed, 279.22(4), 291.9(4), 291.10(11)

**PHYSICIANS AND SURGEONS**

- Abortion, penalty, 701.1
- Antitoxins and vaccines, distribution by state health department, 135.11(11)
- Basic science law requirements, 146.1–146.23
- Birth and death information furnished, 144.29
- Birth of child, eye treatment, 140.36, 140.37
- Board of examiners, 147.12–147.28
- Books exempt from execution, 627.6(17)
- Child labor permits, approval, 92.6(3, 4)
- Citizenship required, 148.3
- City physician
  - Civil service law not applicable, 365.6(1)
  - Health officer, 137.4, 137.9–137.15
  - Member board of health, 137.1(1)
  - Powers and duties, 363A.20
  - Special charter cities, 420.169, 420.170
- Confidential communications, 622.10
- Consolidated hospital service, supervision by trustees, 348.2(2)
- Contagious diseases, 139.1–139.32
- Contracts for services to county paupers, 252.39
- Contracts, hospital or medical insurance, 514.1–514.17
- Contracts with nonprofit medical service corporations, 514.17
- County hospitals
  - Discrimination not permitted, 347.18, 348.3
  - Management by trustees, 347.13, 347.14, 348.2
  - Trustees, not eligible as, 347.9

**PHYSICIANS AND SURGEONS—Continued**

## Dead bodies

- Death certificate signed, 141.4(20)
- Particulars of death given, 141.5
- Scientific use
  - Received for, 142.2–142.11
  - Record of receipt, contents, 142.6
- Transportation, certificate with escort, 141.15
- Death certificates executed, 141.5
- Definitions
  - Examining board, 147.1
  - Itinerant physicians, 147.75
  - Narcotic drug act, 204.1(2)
  - Persons engaged in practice, 148.1, 148.2
  - State department of health law, 135.1(5)
- Degrees and abbreviations, 147.72–147.74
- Dentists, *see DENTISTRY*
- Directors, medical service corporation, 514.4
- Discrimination by hospitals, 347.18, 380.6
- Diseases, communicable
  - Contagious, duties, 139.1–139.32
  - Disinfection, 139.21, 139.22
  - Patient isolated, choice, 139.25, 139.26
  - Placard diseases, duties, 139.7
  - Quarantine and isolation, 139.2–139.20
  - Report to health board required, 137.12
  - Supplies during quarantine, 139.23–139.30
  - Warning signs, when posted, 139.8
- Disinfection after death of diseased person, 139.21
- Dogs for research, 351A.1–351A.7
- Drugs, labeling exemption, 203.5
- Eugenics board proceedings, 145.1–145.22
- Examinations for licenses, 147.29–147.43, 147.81
- Exemptions
  - Jury service, 672.2(2)
  - Obscenity law, books exempt, 725.10
  - Property exempt from execution, 627.6(17, 18)
  - Taxation exemption, 427.1(15)
- False use of titles, penalty, 147.74
- Fees
  - Examination of indigent state patients, 255.13
  - Industrial commissioner, approval, 86.39
  - Injured employee examined, 86.38
  - Insanity commission work, 228.9(3)
  - Limitation, workmen's compensation cases, 85.27
  - Poor relief, limitation on charges, 252.28
  - Psychopathic hospital examination, 225.20
  - Splitting, unprofessional, 147.56
  - Witness, fee as expert, 622.72
- Foreign applicants for license, 148.3
- Fraud against insurance companies, 511.18, 511.19
- Handicapped children, examination, 281.7
- Health officer, physician appointed as, 137.4
- Health regulations
  - Health board, local, law, 137.1–137.21
  - Health board, state, 136.1–136.10
  - Health department, state, 135.1–135.39
  - Special charter cities, board of health, 420.168–420.189
- Hospital liens, 582.1–582.4
- Hospital or medical insurance, 514.1–514.17
- Hospitals, city, discrimination prohibited, 380.6
- Hospitals, control by certain cities, 348.2(2)
- Indigent patients, county treatment, 255.8, 347.16

**PHYSICIANS AND SURGEONS—Continued**

- Indigent patients, state treatment, 255.1-255.29
- Indigents, duty to file complaint, 255.2
- Industrial commissioner, claims approved, 86.39
- Injunction against illegal practice, 147.83
- Insurance against negligence
  - Generally, 515.48(5), 519.1-519.13
  - Malpractice, insurance authorized, 515.48(5, b)
  - Professional liability insurance, 519.1-519.13
- Insurance, medical services, 514.1-514.17
- Itinerant, city to regulate and license, 368.6(3)
- Itinerant physicians
  - Definition, 147.75
  - Exception to license requirement, 147.78
  - Fee for license, 147.80(8)
  - Issuance of license, 147.77
  - License required, 147.76
  - Municipal license and regulation, 368.6(3)
  - Refusal or revocation of license, 147.79
  - Report of law violations, 147.89(2)
  - State-wide practice permitted, 147.78
  - Violating law, penalty, 147.86
- Jury service, exemption, 607.2
- Juvenile court physician appointed, 231.9
- Laboratory tests, marriage licenses, 596.5
- Liability insurance, 515.48(5), 519.1-519.13
- Libraries, exempt from execution, 427.1(15)
- License to practice
  - General provisions*, practice acts, 147.1-147.11
  - Age and character qualifications, 147.3
  - Basic science law requirement, 146.1-146.23
  - Certificate as presumptive evidence, 147.6
  - Change of residence, record, 147.9
  - Change of residence to another state, 147.54
  - Definition of license, 147.1(2)
  - Display of license required, 147.7, 147.10
  - Examinations for licenses, 147.29-147.43, 147.81
  - Fees, 147.80-147.82, 148.4
  - Fees, reinstatement on lapse, 147.11
  - Form of certificate under seal, 147.5
  - Grounds for refusing license, 147.4
  - Internship, one year, required, 148.3
  - Itinerant licenses, fees, 147.75-147.82
  - National board certificates, 148.4
  - Persons not required to qualify, 148.2
  - Qualifications of applicants, 147.3
  - Reciprocity with other states, 147.44-147.54
  - Record, public inspection, 147.8
  - Reinstatement of licenses, 147.11
  - Renewal, application, 147.10
  - Required to practice medicine and surgery, 147.2
  - Requirements for license, 148.3
- Revocation of licenses
  - Alternative procedure, administrative hearing, 148.6, 148.7
  - Court action, proceedings, 147.58-147.71
  - Federal court liquor conviction, 130.39
  - Grounds in general, 147.55
  - Reinstatement, 148.9
  - Unprofessional conduct, defined, 147.56
  - Violations of law, 144.54
  - Vital statistics, second offense, 144.54
  - Voluntary surrender, 148.8
- Suspension or revocation, liquor prescription violation, 130.33-130.40

**PHYSICIANS AND SURGEONS—Continued**

- License to practice—Continued
  - Temporary, 148.5
  - Violators of law reported, 147.89
  - Voluntary surrender, 148.8
- Liquor law provisions
  - Good-faith actual practice required, 131.8
  - Interdicted persons, liquor furnished, 123.44
- Prescriptions issued
  - Federal court conviction, penalty, 130.39
  - Filling by pharmacist regulated, 130.21-130.39
  - License suspended for law violation, 130.37, 130.38
  - Limitation on liquor sales, 130.22, 130.33
  - Medical use only, 130.33
  - Record of issuance, data required, 130.34
  - Reports of issuance, filed quarterly, 130.35, 130.36
  - Sales made only on prescription, 130.22
  - Violations, penalty for false return, 130.44
- Special permit liquor control act, 123.72
- Wholesale druggists, permits, use by, 131.7
- Liquor permits, 123.27(2)
- Malpractice, insurance against, 515.48(5, b), 519.1-519.13
- Marriage, health certificate, 596.1-596.8
- Maternity hospital, to be present at birth, 236.23
- Medical and surgical insurance plan, 514.1-514.17
- Medical college, 263.4, 263.7
- Medical library, state, 303.1-303.4, 303.13
- Medical or hospital insurance, 514.1-514.17
- Mentally ill patients
  - Application for admission to psychopathic hospital, 225.10
  - Commitment, procedure, 225.10-225.14
  - Examination at hospital, report, 225.15, 225.16
- Narcotic drug license, exempt, 204.3
- Narcotic drug records required, 204.9(1)
- Narcotic drugs, provisions, 204.1-204.25
- Nonresident marriage license tests, 596.8
- Nursing home, physician to direct care, 135C.3
- Obscenity law, books exempt from, 725.10
- Old-age assistance recipients, medical and surgical service for, allowed, 249.29
- Old-age medical assistance, right of patient to select physician, 249A.5(5)
- Optometry, license for not required, 154.2
- Osteopathic physicians, *see* **OSTEOPATHY**
- Passes, free, railroads, 479.94, 479.96
- Pathologists in hospitals, 135B.22-135B.29
- Penitentiary physicians, 246.2
- Pensions for firemen and police, medical board, appointive member, 411.5(9)
- Persons engaged in practice, 148.1
- Persons not required to qualify, 148.2
- Pharmacy license not required, 155.2(3)
- Podiatrists, *see* **PODIATRY**
- Podiatry law not applicable, 149.2
- Poisons, use regulated, 205.1-205.13
- Poor relief
  - Charges restricted, 252.28
  - Contracts with county, 252.39
  - Medical attendants furnished by county, 252.27
- Pregnancy, marriage health test waived, 596.4
- Pregnancy, syphilis, blood tests, 140.3, 140.4, 140.39
- Privileged communications, 622.10

**PHYSICIANS AND SURGEONS**—Continued

Profession means medicine and surgery, 147.1  
 Psychopathic hospital physicians, 225.4–225.31  
 Radiologist in hospitals, 135B.22–135B.29  
 Railroads, free passes, 479.94(3, 5, 6), 479.96  
 Reciprocity, 147.44–147.54, 148.4  
 Reinstatement, 147.11

**Reports**

Births and deaths, 141.5–141.7, 141.8, 144.13–144.15  
 Contagious diseases, 139.3  
 Examination of party to action, waiver or privilege, R.C.P. 133  
 Liquor prescriptions, 130.35  
 Mental diseases, 225.12, 225.20, 225.31  
 Venereal disease, marriage tests, 596.5  
 Venereal diseases, 140.2–140.4  
 Violations of practice acts, 147.87, 147.89  
 Wounds treated, report to sheriff, 147.111, 147.113

Residence, change to another state, 147.54  
 Resident physician's license, 148.5  
 Rules of health department, furnished, 135.32  
 Sexual psychopaths examined, 225A.6–225A.8  
 State treatment of indigent persons, 255.1–255.29  
 Stench bomb law exception, 732.13  
 Stenographers or clerks, confidential communications, 622.10  
 Sterilization of mental incompetents, 145.1–145.22  
 Superintendent for state hospital for insane, 226.2  
 Suspension for liquor violations, 130.37–130.39  
 Syphilis tests for marriage licenses, 596.1–596.8  
 Taxation exemptions, 627.6(18)  
 Titles and degrees, use regulated, 147.72–147.74  
 Tuberculosis sanatorium, state, superintendent, 271.3–271.5  
 "Unprofessional conduct" defined, 147.56  
 Venereal diseases, 140.1–140.41

**Violations**

Penalties, 147.74, 147.84–147.86  
 Venereal disease, failure to report, 140.32  
 Vital statistics law, penalties, 144.53, 144.54  
 Wound treatment, failure to report, 147.113

**Vital statistics, registration duties**

Birth certificates, 144.13–144.15  
 Death certificates, 141.5  
 Information to be furnished registrar, 144.29  
 Institutions, duties, record, 144.22–144.24  
 Instructions and copies of law furnished, 144.9  
 Registering with registrar, 144.25, 144.34  
 Stillbirths, records, 141.7, 144.13(21), 144.20

Women physicians, venereal examination, appointment, 140.21

**Workmen's compensation cases**

Examination of injured employees, 85.39  
 Medical services furnished by employer, 85.27

Wounds by criminal violence reported, 147.111–147.113

**PHYSIOLOGY**

Basic science law examination, 146.16  
 Osteopath colleges, subject given, 150.6(1)  
 Physicians and surgeons, examination, 148.3(2)  
 Podiatrists, examination for license, 149.3(3)  
 Public school instruction, 273.18(26), 280.10

**PICKPOCKETS**

Punishment, 709.6

**PICTURES**

Bequest to art gallery, tax exemption, 450.4(3)  
 Exemption from execution, 627.6(3)

**Moving picture theaters**

Insurance associations, basic rate reserve, 518.14  
 Tax lien on fixtures, follows bulk sales, 445.31

Municipal art galleries, 379.11(5)

**Penal provisions**

Distributing when obscene, 725.4–725.10  
 Libel, 737.1–737.7

Tax exemption, 427.1(16)

**PIERS**

Cities and towns, 368.27  
 State-owned waters, 111.4

**PIG DEALERS**

License, 163.30

**PILOTS**

Airplane pilots, licenses, 328.38

**PINT**

Standard measures, 210.5, 210.6, 210.11, 210.13, 210.15

**PIPELINES AND PIPELINE COMPANIES**

General provisions, 490.1–490.30  
 Taxation, 438.1–438.19

**PISTOLS**

Possession, sale, 695.1–695.25  
 Toy pistols, 732.17, 732.19

**PITTSBURGH PLUS**

Protection against, 553.24

**PLACE**

Allegation in pleadings, R.C.P. 92  
 Amusement, place of, *see AMUSEMENT PLACES*

**Bringing actions, place of**

Civil actions, ch 616, *also see VENUE*  
 Criminal actions, ch 753, *see CRIMINAL PROCEDURE*

**PLAINTIFF**

Agent, action in own name, R.C.P. 2  
 Bonds, public, bringing suit, R.C.P. 3  
 Class suits, R.C.P. 42–47  
 Corporations, foreign, R.C.P. 5  
 Definition of "plaintiff", 611.2  
 Deserted wife may sue, R.C.P. 11  
 Guardians as plaintiffs, R.C.P. 12, 17  
 Husband and wife, R.C.P. 10, 11  
 Incompetents, suit for, R.C.P. 12  
 Insane persons, R.C.P. 12, 17  
 Intoxication suit for injury, 129.2  
 Joinder of plaintiffs, R.C.P. 22–28  
 Judgment when no answer, R.C.P. 87, 235  
 Legal representative, own name, R.C.P. 2  
 Minors, 129.2, 129.4; R.C.P. 8, 12  
 Multiple plaintiffs, R.C.P. 23  
 Newspaper selected for notice, 618.6; R.C.P. 62  
 Options, several defendants, 613.1; R.C.P. 2  
 Partition actions, R.C.P. 273

**PLAINTIFF**—Continued

Partnerships, R.C.P. 4  
 Paternity proceedings, 675.4, 675.8, 675.11  
 Plant disease eradication cases, 267.21  
 Publication, newspaper selected, 618.6  
 Public improvement contract, 573.16, 573.17  
 Real actions, strength of title, 646.3  
 Refusal to join, made defendants, R.C.P. 25(a)  
 Security for costs, 621.1–621.9  
 Seduction, unmarried female, R.C.P. 6  
 State may sue, R.C.P. 9  
 State, waste, public lands, 658.8  
 Stockholder, indemnity or contribution, 491.62  
 Summary proceedings, motion, R.C.P. 239  
 Trade-mark and label damage suit, 548.9  
 Waste, 658.5–658.9  
 Woman married, may sue, R.C.P. 10  
 Women, injury or death action, 613.11

**PLANK ROADS**

County not to be stockholder, 346.20  
 Penalty for injuring, 716.7

**PLANNING COMMISSION**

General provisions, 373.1–373.20

**PLANTS**

Destruction of diseased plants, 733.3  
 Hops, diseased, 733.1, 733.2  
 Insecticides and fungicides, 206.1–206.5  
 Insects, diseases, eradication, 267.1–267.22  
 Iowa crop pest act, 267.1–267.22  
 Mechanic's lien, material, labor, 572.1(4), 572.2  
 Public utility plants, 397.1–399.32  
 Weeds, eradication, 317.1–317.24

**PLATE GLASS INSURANCE**

Generally, 515.48(1), 515.49(3–5), 515.69, 515.138  
 (5, 9), 518.1(1, d)

**PLATS**

Action to recover interest, limitation, 592.3  
 Assessment of platted lots, 409.48  
 Cemeteries not subject to eminent domain by  
 railroads if platted, 471.7

**City or town plats**

Abstract of title attached, 409.9  
 Acknowledgment by owner, 409.8, 409.13  
 Acquisition of streets or public grounds, 389.6  
 Additions, approval by council, 558.65  
 Additions, plat required, 409.1  
 Annexation of land, application filed, 362.30  
 Appeal from disapproval of plat, 409.15  
 Approval by council, 409.7, 409.14–409.16  
 Approval by plan commission, 373.12, 409.14  
 Auditor's plat, defective, legalized, 589.23  
 Bond for encumbrances, 409.11  
 Building lines established, 366.12–366.14  
 Cemeteries, 359.40, 359.41, 471.7  
 Certificates required, attached, 409.9  
 Condemnation application, 472.3  
 Constitutional limitation, Const., Iowa, III, 30  
 Conveyances according to plat, 409.3  
 Corners or monuments, plat to refer to, 409.1  
 County records, legalizing auditor's city plats,  
 589.23, 592.4  
 Court annulment, 409.16

**PLATS**—Continued**City or town plats**—Continued

Description of land jointly owned, 409.31  
 Disapproval by council, appeal, 409.15  
 Election notice for town incorporation, 362.5  
 Eminent domain application, 472.3(1)  
 Encumbrances, affidavit, bond, 409.10, 409.11  
 Extension of existing system, 409.4  
 Fire limits established, 366.12–366.14  
 Flood protection, 395.3, 395.4, 395.15, 395.22  
 General assembly not to vacate by special laws,  
 Const., Iowa, III, 30  
 Homestead changed, record, 561.7  
 Homestead limit for tax exemption, 425.11(1, c)  
 Homestead, size limited, 561.2  
 House alteration or construction statement,  
 413.92  
 Improvement of public grounds, 389.6  
 Incorporation of town, plat filed, 362.1  
 Legalization of street name changes, 592.7  
 Legalizing acts, 592.2–592.4, 592.7  
 Loss or destruction, resurvey, 409.38–409.44  
 Numbering and dimensions of lots, 409.1, 409.3  
 Opinion of attorney on title attached, 409.9  
 Public squares given to schools, 409.46, 409.47  
 Railroads, filing, 434.18, 434.19

**Recording**

Annulment if improperly filed, 409.16  
 Approval by council, 409.7, 409.14  
 Change of street name, 409.17  
 Covenant of warranty as to filing, 409.2  
 Deeds to land recorded, 558.53, 558.54  
 Effect of record, 409.13  
 Failure to file, auditor's duties, 409.27  
 Fee of county surveyor, 355.15(3)  
 Homesteads, 561.4–561.7  
 Insufficient description, appeal, 409.33–409.35  
 Mortgages recorded, 558.53  
 Penalty for failure to record, 409.45  
 Requirement for filing, 409.12  
 Resurvey, 409.43  
 Zoning laws, 366.12–366.15

**Replating**

Approval of council and city plan commis-  
 sion, 409.31

**Auditor's plat**

Appeal by owners, 409.32, 409.34  
 Assessment and taxation, 409.31  
 Costs collected, 409.29, 409.30  
 Execution and filing, effect, 409.28  
 Failure of owner to file plat, 409.27  
 Insufficient description, 409.33–409.37

**Owner may replat, requirements, 409.26**

**Requirements for making, 409.1**

**Restricted residence districts, 366.12–366.14**

**Resurvey**

Application of realty owners, 409.38, 409.39  
 Certification and filing, 409.43  
 Conditions for making, 409.39  
 Contest, trial, decree, 409.44  
 County surveyor to make, 409.40, 409.41  
 Court order of necessity required, 409.39  
 Effect same as original plat, 409.43  
 Jurisdiction and requirements, 409.39  
 Notice published, 409.39, 409.42  
 Power of surveyor, 409.41

**PLATS—Continued**

**City or town plats—Continued**

- Sale or lease without plat, penalty, 409.45
- Sewer assessments, plat prepared, 391.50
- Sewer bonds, plat filed before issuance, 391.20
- Sewer plat, cost assessed against property, 391.45
- Sewers used by adjoining cities, 392.5, 392.6
- Special charter cities, applicability, 420.254
- Street or sewer assessments platted for common carrier, 391.54–391.57

**Streets and alleys**

- Alleys, requirements, 409.6
- Approval, conditions precedent, 409.5, 409.6
- Assessments, plat prepared, 391.45, 391.50
- Bonds, plat filed prior to issuance, 391.20
- Bond to insure improvements, 409.5
- Change of street name, 409.17
- Change of street name legalized, 592.7
- Condemnation of land, plat filed, 389.6
- Cost of making plat assessed, 391.45
- Enclosure and use of vacated land, 409.20
- Engineer to assist in making, 391.52
- Extensions of existing system, 409.4, 409.6
- Filing and approval, 409.7
- Filing prior to making improvements, 389.6
- Grade of streets, 409.5, 409.14
- Notice of assessment after filing, 391.53
- Preparation before deciding on improvements, 391.18, 391.20, 391.21
- Primary road fund aid in improvements, 391.72
- Sidewalks built, 409.5
- Special charter cities, 420.253, 420.265–420.267
- Street, block, requirements, 409.4, 409.5
- Street improvements, 391.20, 391.50, 391.55
- Tentative approval pending improvements, 409.5
- Use of vacated portions by owners, 409.20
- Utilities installed, 409.5
- Vacation of plat, effect, 409.18
- Width of street in city subdivision, 409.1

**Subdivisions, plat required, 409.1**

**Suburban lots, 409.1**

**Survey by county surveyor, 355.1–355.7**

**Vacation of plat**

- Effect of vacation, 409.18, 409.20
- Enclosure and use by owners, 409.20
- Lot owners, procedure, 409.22–409.26
- Proprietor, before sale, 409.18–409.21
- Public grounds and parks not affected, 409.25

**Void plat, action to annul, 409.16**

**Walls in common on platted building lots, 563.1**

**Warranty, covenant to file plat, 409.3**

**County records**

- Auditor's book, entries, 558.60, 558.63–558.66
- Benefited water districts, 357.8–357.11
- Book furnished by supervisors, 355.6
- Boundary agreements recorded, 650.17
- City and adjacent land, plat by, 558.65
- City or town districts established, 366.12–366.14
- Drainage plat book kept, 465.25–465.27
- Instruments affecting city land recorded separately, 558.53, 558.54
- Particulars kept in record, 355.7
- Plat book kept by auditor, 558.63, 558.64

**PLATS—Continued**

**County records—Continued**

- Railroads, record of lines filed, 434.18, 434.19
- School corporation boundaries changed, 274.13
- School township record, 274.9
- Street improvements or sewers, 391.34
- Weed eradication plats, 317.21(2)

**Drainage provisions**

- Annexation of land, 455.128, 455.129, 455.131
- County record of private drains, 465.25, 465.26
- Election districts platted, 462.6
- Establishment, engineer's report, 455.18(2)
- Intercounty districts, law applicable, 457.28
- Intercounty districts, records, 457.4
- Investigation when district established, 455.28
- Ownership of plats, 455.186
- Permanent survey authorized by board, 455.36
- Plat book, record of landowners drainage, 465.25
- Private systems recorded, 465.25–465.29

**Electric transmission lines, petition, 489.3(3)**

**Eminent domain application, 471.12**

**Evidence, surveyor's plat, presumption, 355.5, 622.42**

**Fee simple owner, action against, limitation, 592.3**

**Field notes, admissible in evidence, 355.5, 622.42**

**Highway plats**

**Approval of survey and plat, 306.44–306.46**

**Recorded, 306.15**

**Required when road established, altered, 306.15**

**Resurfacing of secondary roads, petition, 311.8**

**Homestead limit for tax exemption, 425.11(1, c)**

**Homesteads, recording of plats, 561.1–561.9**

**Islands and river channels, sale, 568.22, 568.24**

**Legalizing city and town plats, 592.2–592.4, 592.7**

**Legalizing defective plat of homestead, 588.2**

**Legalizing instruments referring to plats, 589.23**

**Mining camp, plat of proposed camp, 135.17**

**Mortgages of land in cities, towns, and villages recorded, 558.53**

**Partition action, filed on court order, cost taxed, R.C.P. 272**

**Partition, with report of referees, R.C.P. 286**

**Railroad land grants recorded, 558.9, 558.10**

**Railroads, private farm crossings requested, 478.13**

**Railroads to file plats of all lines, 434.18, 434.19**

**Rural subdivisions, approval and filing, 306.15**

**School districts, 274.9–274.13**

**State park plats filed, 111.22, 111.32**

**Surveyors' plats**

**Book kept in auditor's office, 355.1**

**Certified, admissible in evidence, 355.5, 622.42**

**Defective, legalized, 589.23**

**Fee for certified copy by surveyor, 355.15(3)**

**Fee of county surveyor for making, 355.15(2)**

**Intercounty drains, plats filed, 457.4**

**Levee, drainage districts, old plat used, 455.131**

**Presumptive evidence of correctness, 355.1, 355.5**

**State park plats by county engineer, 111.21**

**Township cemeteries platted, 359.40, 359.41**

**Utility easements not encumbrance, 409.9**

**Villages platted, beer permit, 124.5**

**PLAYGROUNDS**

**Cities and towns, 368.30, 374.1–374.5, 377.1–377.5**

**Community centers, 374.1–374.5**

**PLAYGROUNDS—Continued**

Memorial buildings, 37.18  
 School districts, 300.1–300.7  
 School sites, acreage limitations, 297.2–297.4

**PLAYS**

Obscene plays, penalty, 725.3

**PLEADINGS**

Abandonment when stated case submitted, 678.7  
 Account, bill of particulars, R.C.P. 99

**Admissions**

Account not denied, R.C.P. 99  
 Confession and avoidance, specially pleaded defense, R.C.P. 101  
 Exceptions, when deemed denied, R.C.P. 102  
 Facts admitted to avoid legal effect, R.C.P. 101  
 Facts pleaded and not denied, R.C.P. 102  
 Request that adversary admit fact or genuineness of document, answer, effect of answer, R.C.P. 127, 128

Affidavits, R.C.P. 80

Agreed facts, pleadings abandoned, 678.7

**Allegations**

Accounts, bill of particulars, R.C.P. 99  
 Admitted when not controverted, R.C.P. 99, 102  
 Amendment to conform to proof, R.C.P. 88  
 Answer, defense as alleged, R.C.P. 102–104  
 Answer, specific denials, R.C.P. 72  
 Avoidance, matter in, R.C.P. 101  
 Bill of particulars of account, R.C.P. 99  
 Conditions precedent in contract, R.C.P. 98  
 Conditions precedent performed, R.C.P. 99  
 Contracts not denied, admitted, 622.34  
 Contracts void or voidable, R.C.P. 101  
 Contracts, written or oral, R.C.P. 91  
 Contributory negligence, R.C.P. 97  
 Conveyance, by name or legal effect, 619.11  
 Corporate capacity, R.C.P. 98  
 Damage amount need not be denied, R.C.P. 102  
 Denial of allegations, evidence admissible, 619.10  
 Denial of conclusion averments, R.C.P. 98  
 Derogation of general law, claim, R.C.P. 93  
 Discharge, specially pleaded, R.C.P. 101  
 Escrow of instrument, R.C.P. 101  
 Estate in real property, 619.12  
 Exception, claim founded on, R.C.P. 93  
 Excuse, defense specially pleaded, R.C.P. 101  
 Facts arising after former pleading, R.C.P. 90  
 Goods injured, kind or species, 619.13  
 Judgments, R.C.P. 98  
 Judicial notice need not be pleaded, R.C.P. 94  
 Justification, specially pleaded, R.C.P. 101  
 Malice to affect damages, R.C.P. 96  
 Mitigating facts alleged, 619.7, 619.8  
 Partnership capacity, R.C.P. 98  
 Personal property injuries, 619.13  
 Place, R.C.P. 92  
 Real property injuries, description, 619.14  
 Realty actions, title, 646.6, 648.1(4)  
 Release, specially pleaded, R.C.P. 101  
 Reply, denied by operation of law, R.C.P. 102  
 Representative capacity, R.C.P. 98  
 Securities act injunction proceedings, 502.21(4)  
 Signature, denial of, R.C.P. 100  
 Special execution alleged, 624.17  
 Specially pleaded defenses, R.C.P. 101

**PLEADINGS—Continued****Allegations—Continued**

Statute pleaded by plain designation, R.C.P. 94  
 Time, R.C.P. 92  
 Value need not be denied, R.C.P. 102

Allowable pleadings, R.C.P. 68

Alternative causes not permitted in attachment, 639.4

**Amendments**

Abstracts of title, 646.9  
 Account, bill of particulars, permitted, R.C.P. 99  
 Attachment, liberally construed, 639.67  
 Claim or defense substantially unchanged, R.C.P. 88  
 Clerk, appearance docket entry as filing, 606.12  
 Conditions imposed by the court, R.C.P. 88  
 Conform to proof, allowed, R.C.P. 88  
 Construed as part of original pleading, R.C.P. 89  
 Interlining or expunging forbidden, R.C.P. 89  
 Made on separate paper, R.C.P. 89  
 Permitted before responding pleading filed, R.C.P. 88  
 Pretrial procedure, R.C.P. 136  
 Relief sought, change by, R.C.P. 107  
 Time for answering, R.C.P. 85(d)

**Answer**

*See also subhead Defenses below*  
 Abatement or in bar defense, R.C.P. 103  
 Affirmative defenses, 619.7, 619.8

**Allegations**

Estoppel, county bond actions, 346.21  
 Res judicata, county bond actions, 346.21  
 Allegations specifically denied, R.C.P. 72  
 Clerk, appearance docket entry of filing, 606.11  
 Contents required, R.C.P. 72  
 Counterclaim, *see subhead Counterclaims below*  
 Counterclaim in separate division, R.C.P. 72  
 Defenses, legal or equitable, allowed, R.C.P. 72  
 Denials, R.C.P. 72  
 Depositions before, R.C.P. 141(b)  
 Examination of debtors, verified, 630.4, 630.17  
 Execution auxiliary examination, 630.4, 630.17  
 Extending time for filing, R.C.P. 85(f)  
 Guardian, requirements, R.C.P. 70  
 Habeas corpus, no verification, 663.27  
 Habeas corpus, requirements, 663.31  
 Holiday, not required, 617.8  
 Inconsistent defenses permitted, R.C.P. 72  
 Information, lack of, R.C.P. 72  
 Interlocutory relief, affidavit, R.C.P. 80(b)  
 Mitigating facts, 619.7, 619.8  
 Moratorium on foreclosure requested, 654.15  
 Points of law may be raised, R.C.P. 72  
 Prayer for judgment unnecessary, 619.1  
 Specific admissions or denials, R.C.P. 72  
 Time for filing, R.C.P. 85(b)  
 Time for filing, extension, R.C.P. 85(f)  
 Unemployment compensation commission, 96.6  
 Appeal record, order indexed, R.C.P. 340(i)

**Appearance**

Alone, effect, R.C.P. 87  
 Attachment, bond as appearance, 639.43  
 Attachment cases, when claim not due, 639.10  
 Bonds as appearance, 639.43, 667.15  
 Contents of appearance filed, R.C.P. 78  
 Default for lack of appearance, class action, not permitted, R.C.P. 47



**PLEADINGS—Continued****Appearance—Continued**

- Default not delayed by appearance without pleading or motion, R.C.P. 87
- Forcible entry actions, time, 648.11
- General appearance, how made, R.C.P. 65
- Habeas corpus proceedings, 663.27
- Holidays, appearance not required, 617.8
- Jurisdiction of court, attack by, R.C.P. 66
- Justice court, 601.18, 601.25, 601.41–601.45
- Method of appearance, R.C.P. 65, 66
- Motor vehicle offense, person or counsel, 321.487
- Nonresident owners of automobiles, 321.500
- Partition of personalty, court to order, R.C.P. 274
- Special cases, statutes govern, R.C.P. 54
- Special, to attack jurisdiction, R.C.P. 66, 104(a)
- Time for appearance of defendant, R.C.P. 53
- Time, justice court, 601.22, 601.27, 602.27
- Time to move or plead, R.C.P. 53, 85
- Trial assignment after appearance, R.C.P. 181–181.2
- Appearance docket, memorandum as filing, 606.11
- Assumption of risk
  - Defense by employer, 85.7, 85.8, 85.14, 85.15
  - Nonassumption by railway employees, 477.16, 479.125
  - Nonassumption when machinery defective, 85.8, 88.14
- Attachment, chs 639–641, *see ATTACHMENTS*
- Avoidance
  - Abatement or bar, stated in answer, R.C.P. 103
  - Specially pleaded, as defense, R.C.P. 101
- Bill of particulars, action on account, R.C.P. 99
- Bond as security for costs, procedure, 621.1–621.9
- Bonds, breach of conditions pleaded, 619.15
- Caption requirements, R.C.P. 78
- Certificate of readiness for trial, R.C.P. 181
- Certiorari, title of petition, R.C.P. 307
- Claims against estates, defenses, 635.57
- Clearness and conciseness required, R.C.P. 69
- Clerk, appearance docket entry of filing, 606.11
- Commission, real estate sale, license, 117.30
- Common counts abolished, R.C.P. 67
- Computation of time limits, 4.1(23)
- Conclusion of law
  - Industrial commissioner, 86.25
  - Permissible conclusions, R.C.P. 98
  - Referee, 414.18
- Condemnation proceedings, appeals, 472.22
- Confession and avoidance, R.C.P. 101
- Consideration
  - Lack of, as defense, 537.3, 541.28, 541.29
  - Written contracts, implied, 537.2, 541.24
- Constitutional amendments, challenging, 619.2, 619.3
- Contents of pleadings filed, R.C.P. 78
- Contract actions
  - Allegations admitted unless denied, 622.34
  - Boat or raft seizure, allegation, 667.13
  - Conditions precedent, R.C.P. 98
  - Copy of contract, when set out, R.C.P. 91
  - Defenses to be specially pleaded, R.C.P. 101
  - Undenied oral contracts enforceable, 622.34
  - Verification, R.C.P. 80
  - Written or oral stated, R.C.P. 91

**PLEADINGS—Continued****Contributory negligence**

- Carrier and employer cases, R.C.P. 97
- Mitigation, R.C.P. 97
- Controversies on stated case, pleadings abandoned, 678.7
- Conveyances pleaded by name or effect, 619.11
- Copies of pleadings
  - Delivery or mailing required, R.C.P. 82
  - Failure to file, pleading stricken, R.C.P. 83
  - Fees taxed, property of attorney, R.C.P. 84
  - Filing requirements, R.C.P. 82–84
- Correcting or recasting, R.C.P. 81
- Counterclaims
  - General provisions*, R.C.P. 29–32
  - Affirmative relief granted, R.C.P. 225
  - Assignment no bar to defense, 539.1, 539.3; R.C.P. 7
  - Attachment wrongful, remedy on bond, 639.14, 639.15
  - Barred action, use as, 614.12; R.C.P. 29–32
  - Barred judgment, use as, 615.1–615.4
  - Claims against estates, proof, 635.62
  - Comaker allowed to make, 619.6
  - Compulsory counterclaims, R.C.P. 29
  - Default in justice court, effect, 601.44
  - Defense in case of assignment, 539.1, 539.3; R.C.P. 7
  - Defined as action, sales law, 554.77(1)
  - Dismissal, consent of other party, R.C.P. 215
  - Dismissal without prejudice, R.C.P. 215
  - Divorce action, 598.10
  - Entry on justice docket, 601.16(2)
  - Estates, proof, referee, 635.62
  - Failure to use, effect after judgment, 611.15
  - Joinder of counterclaims, R.C.P. 31
  - Judgment on counterclaim
    - Annulled for defense discovered, use, 611.15
    - Barred action, for costs only, 614.12
    - Excess amount, R.C.P. 225
  - Judgment on merits, when a bar, R.C.P. 29
  - Judgment, recovery preserved, 611.15
  - Judgment without prejudice to issues under, R.C.P. 74
  - Justice court, transfer from, R.C.P. 355
  - Limitations, 614.12; R.C.P. 29–32
  - Matured counterclaim pleadable, R.C.P. 30
  - Municipal court, transfer from, R.C.P. 364
  - Negotiable instruments law, 541.192
  - New parties brought in, R.C.P. 33(b), 34
  - Not allowed, 646.1, 648.19, 661.12; R.C.P. 275, 301
  - Partition actions, limitation, R.C.P. 275
  - Permissive counterclaims, R.C.P. 30
  - Relief claim not limited, R.C.P. 32
  - Reply to, required, R.C.P. 73
  - Surety to make principal, 619.6
- Cross-petitions, R.C.P. 33, 34, 74, 215
- Damages
  - Contracts within statute of frauds, 622.34
  - Contributory negligence, carriers, 479.124, 479.125; R.C.P. 97
  - Denial is assumed, R.C.P. 102
  - Itemization not required, R.C.P. 95
  - Malice to affect, must be averred, R.C.P. 96

**PLEADINGS—Continued****Damages—Continued**

- Mitigating facts, 619.7, 619.8; R.C.P. 97
  - Nuisance, abatement and damages joined, 657.1
  - Unliquidated, not itemized, R.C.P. 95
- Declaratory judgment, prayer, R.C.P. 261
- Default, foreign insurer, 507A.3(5), 507A.5
- Default for failure to appear or plead, R.C.P. 230
- Default not delayed by appearance alone, R.C.P. 87
- Default, withdrawal without permission, R.C.P. 230
- Defects, immaterial, disregarded, 619.16

**Defenses**

- Abatement or bar in answer or reply, R.C.P. 103
  - Accord and satisfaction pleaded, R.C.P. 101
  - Actions on county bonds, 346.21
  - Affirmative, must be pleaded, 619.7, 619.8
  - Answer or reply, made in, R.C.P. 103, 104
  - Antitrust cases, purchase price action, 553.5
  - Assignments, 539.1, 539.3; R.C.P. 7
  - Attachment action on delivery bond, 639.47
  - Bar or abatement, R.C.P. 103
  - Bill of lading, third party's title, 487.22
  - Claim not recoverable, raised by motion to dismiss, R.C.P. 104(b, d)
  - Confession of defenses arising after action brought, costs, 625.10
  - Contracts, 537.3, 541.28; R.C.P. 101
  - Contributory negligence, 85.7, 85.15, 85.16, 479.124, 479.125
  - Contributory negligence, burden, R.C.P. 97
  - Corporation, de facto, estoppel, 491.65
  - Counterclaim, defense even when barred, 614.12
  - Counterclaim, reply as a defense to, R.C.P. 73
  - Discovery after action brought, 625.10
  - Discovery after judgment, 611.15
  - Excuse to be specially pleaded, R.C.P. 101
  - Frauds, statute of, 554.4, 554.5, 563.12, 622.32-622.35
  - Inconsistent defenses, R.C.P. 72, 103
  - Insane person, defense for, 597.7
  - Jurisdiction, general appearance, R.C.P. 103, 104
  - Jurisdiction, special appearance, R.C.P. 66, 104 (a)
  - Justification, specially pleaded, R.C.P. 101
  - Law and fact, must plead, R.C.P. 103, 104
  - Libel and slander, truth as malice, 659.6
  - Life insurance suits, 511.30-511.32
  - Liquor law enforcement proceedings, 126.24
  - Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97
  - Negotiable instruments, 541.58
  - Numbering, form, R.C.P. 79
  - Original notice not sufficient, special appearance, R.C.P. 104(a)
  - Proof required to sustain defense, 619.9
  - Special defenses, 622.34; R.C.P. 101
  - Sufficiency, motion to strike, R.C.P. 104(c, d)
- Definition of pleadings, R.C.P. 68, 69
- Demurrers abolished, R.C.P. 67
- Demurrers generally, R.C.P. 104, 112
- Demurrer to answer, habeas corpus, 663.34
- Denials**
- Account assumed admitted, R.C.P. 99
  - Claim against estate, deemed denied, 635.57

**PLEADINGS—Continued****Denials—Continued**

- Corporate capacity, R.C.P. 98
  - Evidence under denial, 619.10
  - Judgments of court, board or officer, R.C.P. 98
  - Lack of information, R.C.P. 100
  - Operation of law, reply, R.C.P. 102
  - Partnership capacity, R.C.P. 98
  - Performance of conditions precedent, R.C.P. 98
  - Reply, by operation of law, R.C.P. 102
  - Signature, affidavit to support denial, R.C.P. 100
  - Specific, required, R.C.P. 72
- Derogation of general law, claim, R.C.P. 93
- Discovery and inspection, R.C.P. 121-134
- Divisions, numbering, 619.7; R.C.P. 79
- Documents, request for admission of genuineness, R.C.P. 127
- Election to stand on adverse ruling, R.C.P. 86
- Eminent domain appeals, 472.22
- Enumeration of pleadings, R.C.P. 68
- Errors disregarded, 619.16
- Estate, particular or superior, pleading, 619.12
- Exception, claim founded, how pleaded, R.C.P. 93
- Extending time for filing, order, R.C.P. 85(f)
- Fact admitted, request for, R.C.P. 127
- Failure of proof, 619.9; R.C.P. 106
- Failure to attack by motion, R.C.P. 110
- Feeble-minded commitment trial, 222.3, 222.12
- Fictions abolished, R.C.P. 67
- Filing**
- Clerk of courts, 606.8, 606.11, 606.12; R.C.P. 82
  - Entry in appearance docket necessary, 606.11
  - Fees, 606.15
  - Justice court, 601.19, 601.33, 601.41
  - Memorandum in appearance docket, 606.11
  - Municipal court, 602.38
  - Removal of files from office, 606.11, 619.4
  - Withdrawal of motion or demurrer, 619.5
- Fines, actions to recover, 367.9
- Forcible entry and detainer, 648.1-648.23
- Foreign insurer, 321A.20, 507A.4
- General issues abolished, R.C.P. 67
- Habeas corpus, 663.1-663.44
- Holiday, appearance or answer not required, 617.8
- Improper matter stricken on motion, R.C.P. 113
- Injuries to goods, kind alleged, 619.13
- Insurers, proof of policy conditions, 515.105
- Interlocutory relief sought, affidavit, R.C.P. 80(b)
- Interpleader, R.C.P. 35-41
- Intervention petition, response, R.C.P. 76
- Issue raised, R.C.P. 176
- Judgment on the pleadings, motion, R.C.P. 222
- Judgments as legal conclusions, R.C.P. 98
- Judgments, summary, R.C.P. 240
- Judicial notice matters, R.C.P. 94
- Justice court cases, 601.19, 601.32; R.C.P. 355
- Justification**
- Mitigating facts, 619.7; R.C.P. 97, 101
  - Necessity to plead, exception, 619.8; R.C.P. 101
- Law points**
- Answer may raise, R.C.P. 72
  - Reply may raise, R.C.P. 73
  - Separate adjudication, R.C.P. 105
- Legal conclusions, denials thereof, R.C.P. 98

**PLEADINGS—Continued**

Libel action, 659.1-659.6  
 Lost pleading, substitute ordered, R.C.P. 108  
 Malice, to affect damages, R.C.P. 96  
 Mandamus proceedings, 661.9, 661.10  
 Memorandum in appearance docket, 606.11  
 Mitigating facts, 619.8  
 Motion calendar, R.C.P. 117  
 Motion days, R.C.P. 117, 118  
 Motion for more specific, R.C.P. 112  
 Motions not considered pleadings, R.C.P. 69, 109  
 Municipal court cases, 602.26  
 Numbering, form, R.C.P. 79  
 Partition action, 651.2; R.C.P. 271, 275  
 Party as witness, nonappearance, 622.80  
 Permissible conclusions, denials thereof, R.C.P. 98

**Petition**

Abandoned husband or wife, 597.10  
 Attorney's fee agreed in contract, 625.24  
 Auxiliary to execution, taken as true, 630.17  
 Bonds, facts of breach alleged, 619.15  
 Certiorari proceedings, title, R.C.P. 307  
 Clerk, appearance docket entry of filing, 606.11  
 Commerce commission's order enforced, 474.37, 474.38  
 Contents required, R.C.P. 70

**Cross-petition**

Coparties, against, permitted, R.C.P. 33(a)  
 Dismissal without prejudice, R.C.P. 215  
 Divorce cases, 598.10  
 Judgment without prejudice to issues under, R.C.P. 74  
 New parties, against, permitted, R.C.P. 33(b)  
 New parties brought in, procedure, R.C.P. 34  
 Original action not to be delayed, R.C.P. 74  
 Rules to govern, R.C.P. 74

Dismissal before trial, R.C.P. 215  
 Executor or administrator removed, 638.30  
 Failure to file after notice, R.C.P. 55  
 Habeas corpus, requirements, 663.1  
 Injunction, requirements, R.C.P. 321  
 Insane spouse, conveyance of realty, 597.7  
 Interlocutory relief, affidavit, R.C.P. 80(b)  
 Justice court cases, not necessary, 601.19  
 Justice court, transfer, required, R.C.P. 356  
 Lis pendens indexed, 617.10, 617.11  
 Malice in libel and slander actions, 659.6  
 Mandamus action, 661.9  
 Motions attacking, time for filing, R.C.P. 85(a)  
 Municipal court cases, class "A", 602.26  
 New parties brought in, R.C.P. 33(b), 34  
 Numbering, form, R.C.P. 79  
 Partition, R.C.P. 271  
 Quieting title action, 649.2  
 Quo warranto action, R.C.P. 302  
 Real estate action, constructive notice, 617.10-617.15  
 Real property injuries, description, 619.14  
 Real property recovery action, 646.6  
 Receivers, petition for appointment, 680.1  
 Removal to federal court, bond, suspends time for filing, R.C.P. 85(g)  
 Restoration of lost records, 647.2  
 Securities act injunction action, 502.21(4)  
 Unknown defendants, required allegations, 617.7

**PLEADINGS—Continued****Petition—Continued**

Verification, R.C.P. 80, *see subhead below*  
 Place or time alleged, when and how, R.C.P. 92  
 Pleading over after adverse ruling, R.C.P. 86  
 Points of law, R.C.P. 72, 73, 105  
**Prayer**  
 Declaratory judgment, R.C.P. 261  
 Not needed in defense pleadings, 619.1  
 Real property actions, 646.6-646.10, 648.1-648.19  
 Pretrial procedure after issues joined, R.C.P. 135-139  
 Proceeding to trial after adverse ruling, R.C.P. 86, 331(b)  
 Prolivity and repetition to be avoided, R.C.P. 69  
 Prolix or multiple pleadings recast, R.C.P. 81  
 Proof necessary to secure relief asked or sustain defense, 619.9; R.C.P. 106  
 Real estate brokers commission cases, alleging license, 117.30  
 Real property injuries, 619.14  
 Remedy by specific equitable relief, R.C.P. 107  
 Removal to federal court, petition, bond, suspends pleading filing time, R.C.P. 85(g)

**Reply**

Abatement or in bar defense, R.C.P. 103  
 Allegations deemed denied, R.C.P. 102  
 Clerk, appearance docket entry of filing, 606.11  
 Consistent with petition, R.C.P. 73  
 Counterclaim requires reply, R.C.P. 73  
 Denied by operation of law, R.C.P. 102  
 Extending time for filing, order, R.C.P. 85(f)  
 Habeas corpus, not verified, 663.34, 663.35  
 Interlocutory relief, affidavit, R.C.P. 80(b)  
 New matter requires reply, R.C.P. 73  
 Points of law may be raised by reply, R.C.P. 73  
 Prayer for judgment unnecessary, 619.1  
 Time for filing, R.C.P. 85(c)  
 Time for filing, extension, R.C.P. 85(f)

**Ruling or order on pleadings**

Election to stand or plead over, R.C.P. 86  
 Final order before trial on issues, R.C.P. 105  
 Interlocutory, R.C.P. 105  
 Law points adjudicated before trial, R.C.P. 105  
 Notice to attorneys by clerk, R.C.P. 86  
 Overruling motion, error not waived, R.C.P. 110

**Security for costs, 621.1-621.9****Setoff**

Judgments barred by limitation, 615.1-615.4  
 Justice court, 601.57-601.66  
 Mutual judgments, 626.92  
 Real property actions, improvements, 646.20

Shortening time for filing, order, R.C.P. 85(e)  
 Signature and address required, R.C.P. 78  
 Signature, denial, inspection, R.C.P. 100  
 Slander action, 659.1-659.6  
 Special, R.C.P. 101  
 Special execution, right to, shown, 624.17  
 Stated case submitted, pleadings abandoned, 678.7  
 Statute pleaded by plain designation, R.C.P. 94  
 Statutes judicially noticed, R.C.P. 94  
 Stricken for disobedience of discovery orders, R.C.P. 133(c), 134  
 Striking out, entry on appearance docket, 606.12

**PLEADINGS—Continued**

- Subpoena not necessary to take party's deposition, R.C.P. 147(c)
  - Substituted or supplemental pleadings, time for filing answer or reply, R.C.P. 85(d)
  - Substitute pleadings, R.C.P. 89, 108
  - Sufficiency, attack, R.C.P. 110
  - Sufficiency determined, rules, R.C.P. 67
  - Sufficiency questioned, time, R.C.P. 110
  - Summary judgments, procedure, R.C.P. 237-240
  - Superior court, 603.20
  - Supplemental pleadings, later facts alleged, not a waiver, R.C.P. 90
  - Technical forms abolished, 611.3; R.C.P. 67
  - Time, constitutional amendment, 619.2, 619.3
  - Time for filing suspended by removal, R.C.P. 85 (g)
  - Time for pleading over, R.C.P. 86
  - Time limits, how computed, 4.1(23)
  - Time or place alleged, when and how, R.C.P. 92
  - Time to plead or attack by motion, R.C.P. 85
  - Trial readiness, certificate, R.C.P. 181
  - Undenied parol contracts, enforced, 622.34
  - Unliquidated damages, R.C.P. 95
  - Variance, 619.9; R.C.P. 106
- Verification
- Abolished, R.C.P. 80
  - Adoptions, 600.1, 600.2
  - Answer alleging fraud in contract, 601.11
  - Attachment, 639.3
  - Changing name, 674.2
  - Confession of judgment, 676.3
  - Contested election, statements, 61.3, 62.5
  - Discovery of defendants, petition, 611.17
  - Divorce, 598.4
  - Estates, 638.30
  - Execution proceedings, 630.17
  - Forcible entry and detainer, 648.7
  - Garnishee, controverting answer, R.C.P. 80
  - Guardianships, 668.15, 670.2, 671.1
  - Habeas corpus, 663.27, 663.34
  - Habeas corpus, required on petition, 663.2
  - Insane spouse, conveyance of realty, 597.7
  - Interlocutory relief, affidavit, R.C.P. 80(b)
  - Justice court, 601.32
  - Municipal zoning board appeals, 414.15, 414.17
  - Paternity action, 675.13
  - Quieting title, 649.2
  - Replevin, 643.1
  - Statute requiring, affidavit, R.C.P. 80
- Waiver, error in interlocutory ruling, R.C.P. 331 (b)
- Withdrawal, improperly joined cause, R.C.P. 27(b)
- Witnesses, names not disclosed by discovery or pretrial procedure, R.C.P. 121, 139, 143
- Witness, party as, nonappearance, 622.80

**PLEAS IN CRIMINAL CASES**

Pleas of defendant, 777.1-777.22

**PLEDGES**

- Agent of seller in possession, 554.26
- Bills of lading, 487.37, 487.39
- Corporate stock, voting when pledged, 491.55
- Earnings of municipal plants, 397.9

**PLEDGES—Continued**

- Foreclosure
  - Equitable action, 653.8
  - Notice, contents required, 653.5
  - Notice of sale, time required, 653.1
  - Proceeds of sale, application, 653.7
  - Sale, pledgee as bidder, 653.6
  - Service of notice, 653.2-653.4
- Release, record, 556.17
- Rents and profits, realty mortgage, 654.13, 654.14
- Sales act provisions, 554.76, 554.77
- Self-liquidating city improvements, earnings, 394.8
- Voting of pledged corporation stock, 491.55

**PLUMAGE OF BIRDS**

- Penal provision, 109.32
- Possession as evidence of guilt, 109.37
- Protected nongame birds, 109.42
- Sale, protected birds, 109.50
- Venue for prosecuting law violations, 109.36

**PLUMBERS AND PLUMBING**

- Cesspools at food establishments, sanitation, 170.10
- Plumbers
  - Examined, 368.17
  - Fees, licenses by cities, 135.15
  - Licensing by city, 368.17

**Plumbing**

- City and town authority, 368.9
- Code and committee, 135.12-135.14
- Code fund, license fees, 135.15
- Food establishments, 170.9-170.11
- Hotels, food establishments, 170.9, 170.10
- Housing law, 413.34, 413.55, 413.85, 413.86
- Regulation by city, 368.17, 420.174
- Sanitary toilets, cities and towns, 368.26
- Special charter cities, 420.171, 420.174

**PLUMS**

- General provisions, see FRUIT*
- Fruit-tree reservations, 161.7
- Weight per bushel, 210.10

**PODIATRY**

- Otherwise known as Chiroprody*
- Amputation of foot prohibited, 149.5
- Anesthetics, use, 149.5
- Approved school, requirements, 149.4
- Barbering license not required, 158.2
- Basic science law not applicable, 146.5
- Board of examiners, state, 147.1-147.93
- Change of residence to another state, 147.54
- Definitions, 147.1, 149.1, 149.2
- Degrees and abbreviations, regulated, 147.72-147.74
- Examination for license to practice, 147.29-147.43, 147.81, 149.3
- False use of titles, penalty, 147.74
- Injunction against illegal practice, 147.83
- Itinerant podiatrist, 147.76-147.80
- License revoked, 147.55-147.71
- Licenses, generally, 149.1-149.6
- Persons engaged in practice, 149.1
- Persons not required to qualify, 149.2
- "Profession" includes podiatry, 147.1
- Report of treatment of wounds, 147.111, 147.113

**PODIATRY—Continued**

Reports of law violators, 147.87, 147.89  
 Schools, 149.3, 149.4  
 Surgery or anesthetics restricted, 149.5  
 Titles and degrees regulated, 147.72-147.74, 149.6  
 Unprofessional conduct defined, 147.56

**Violations**

Failure to report wound treatment, 147.113  
 Penal provisions, 147.74, 147.84-147.86  
 Wounds criminally inflicted, report, 147.111-147.113

**PODIATRY EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

General provisions, 147.1-147.93

Licenses, generally, 149.1-149.6

**POISONING**

Attempt on human beings, penalty, 690.9  
 Domestic animals, 717.1  
 Drugs defined as poisons enumerated, 205.5  
 Fish and game, penalty, 109.32, 109.76  
 Homicide by poison defined as murder, 690.2  
 Well, spring or reservoir of water, penalty, 690.9

**POISONS**

General provisions, 205.1-205.13

**POKER TABLES**

Possession, license revoked, 99A.1-99A.9

**POLES AND WIRES**

Cables laid before street improved, 391.8  
 Damaging utility property, penalty, 716.7  
 Erection and removal on highways, 319.2-319.6  
 Erection by city, 397.27  
 Establishment and regulation by city, 397.1, 397.4  
 Highway obstructions, removal, 319.2-319.4  
 Highways, right of utility to cross, 489.29  
 Interurban railways, certain cities, 485.5, 485.6  
 Islands and river channels, 508.10  
 Jurisdiction of city or town, 397.26  
 Larceny of electric current, 709.7  
 Municipal regulation, 370.23, 372.14, 386.1  
 Park commissioners, power, 370.23  
 Penalty for willful injuries, 709.13  
 Privately owned utilities, service required, 397.28  
 Railroads, wire across regulated, 489.24-489.29  
 Removal from highways, 319.1-319.6  
 River-front commissions, power, 372.14  
 Street lighting fixtures constructed, 391.2(1)  
 Street railway, use by interurban, 484.13  
 Streets and public places lighted, 389.16-389.18  
 Telephone and telegraph lines, 488.1-488.14  
 Transmission lines, 489.1-489.29  
 Underground wires under streets, 391.8  
 Wire tapping, penalty, 716.8

**POLICE**

Compensation for disability or death, 85.62  
 Control board employees as special police, 218.71  
 Court, police, ch 367, *see CITIES AND TOWNS*  
 Department, *see CITIES AND TOWNS*  
 Guns, pointing at persons, exception, 694.2  
 Highway safety patrol, 80.4-80.21  
 Peace officers, *see PEACE OFFICERS*  
 Pensions, chs 97A, 411, *see PENSIONS*

**POLICE—Continued**

Radio systems, 80.9, 750.1-750.6  
 Weapons, permits to carry authorized, 695.7  
 Workmen's compensation applicable, 85.62

**POLITICAL**

**Advertising**

Announcement of candidacy, 738.6  
 Requirements, 738.22, 738.23

**Affiliation**

Change recorded, 43.41, 43.44  
 Not to be considered in appointments to state libraries, 303.3(2-5)  
 Record made in primary, 43.35, 43.40

Appointments, nepotism, 71.1, 71.2

Candidates, *see ELECTIONS*

Civil service, politics not considered, 365.16

Contributions, 740.14-740.18, *see ELECTIONS*

Conventions, ch 43, *see ELECTIONS*

**Corporations**

Cities and towns, 362.1-420.304  
 County, *see COUNTY*  
 Nonprofit corporations, 504.1-504.31  
 Schools, *see SCHOOLS AND SCHOOL DISTRICTS*  
 State of Iowa, *see STATE OF IOWA*  
 Townships, 359.1-360.8

Elections, unlawful activities, *see ELECTIONS*  
 Incorporation of political organizations, 504.1-504.31

Nominations by nonparty organizations, 44.1

Parties, *see ELECTIONS*

Party officials barred from old-age assistance positions, 249.3

Platform, adopted by state committee, 43.111

Political party committee, *see ELECTIONS*

Power, inherent in people, Const., Iowa, 1, 2

Reform, advocating violence as means, 689.10-689.13

Societies, incorporation, 504.1-504.31

**POLK COUNTY**

Chattel loan appeals, 536.23  
 Newspaper publication proof, 622.93

**POLLING OF JURY**

Civil cases, R.C.P. 203  
 Criminal cases, 785.15

**POLLING PLACES**

Generally, 49.3-49.25

**POLLUTION OF WATER**

Dams, return water polluted, permit, 469.5, 469.8  
 Dead animals thrown in stream, penalty, 732.3  
 Defined, 135.18

**Health department, state**

Inspection by, authorized, 135.11(7)  
 Power to investigate and abate, 135.18-135.29

Health officer to control, 137.9(1)

Jurisdiction of city over water plants, 397.26

Oil and gas wells, water strata protected, 84.1

Refuse, throwing in water, penalty, 732.3

Sewer systems, 135.26-135.29

**PONDS**

Draining, penalty, 716.1, 716.5  
 Pollution as nuisance, 657.2(4), 657.3  
 Refuse thrown in pond, 732.3  
 State ownership of wildlife, 109.2

**POOL ROOMS**

Admitting minors, when prohibited, 726.9, 726.10  
 Child labor prohibited, 92.11  
 Cities' power to regulate, license, 368.8(2), 726.9  
 Sales tax, 422.43  
 Sending child, penalty, 233.1–233.4  
 Tax lien follows personalty, 445.31

**POOLS AND TRUSTS**

Prohibited, 553.1–553.24

**POOL SELLING**

Building used for, nuisance, 99.1  
 Definition, penalty, 99.1, 657.2(6), 726.6  
 Gambling, 726.1–726.8  
 Nuisance, abatement of building, 99.1, 657.2(6), 726.6

**POOR**

Blind persons, assistance, 241.1–241.24  
 Charitable institutions, *see CHARITABLE INSTITUTIONS AND SOCIETIES*  
 County homes, ch 253, *see COUNTY*  
 County hospital treatment, 347.13(8), 347.16  
 Emergency relief, 251.1–251.6  
 Exemption from taxes, old age or infirmity, 427.8–427.12  
 Funds, transfer to, after maximum levy, 24.22  
 Hospitalization, medical treatment  
   Blind persons, 241.14  
   Board of supervisors to allow claims, 252.34  
   Contracts by county for service, 252.39  
   Fraternal beneficiary associations, 512.62–512.64  
   Limitation on charge made, 252.28, 252.34  
   Psychopathic hospital, 225.1–225.42  
   State treatment at Iowa City, ch 255  
   Tuberculosis treatment at Oakdale, 271.10–271.14  
   Tuberculous patients, county care, 254.1–254.7  
 Insane persons, support, 230.1–230.30  
 Legal settlement  
   Insane persons, 230.1–230.14  
   Settlement, how acquired, 252.16, 252.17  
 Old-age assistance, 249.1–249.47  
 Overseers of poor  
   Allowance of claims by board, 252.34  
   Application for relief, 252.33  
   Appointed by supervisors, 252.26  
   Compensation, 252.26  
   Complaint for aid to sick indigents, 255.2  
   Indigents, hospitalization, duty, 255.2  
   Medical services, charges, 252.28  
   Township trustee, duty, 252.32  
   Trustees, 252.4  
 Poor farms, 253.1–253.11  
 Psychopathic patients, 225.7–225.34  
 Relatives, liability for support  
   Appeal from court order for support, 252.9  
   Court order enforcing liability, 252.6  
   Hearing and notice necessary, 252.7

**POOR—Continued**

Relatives, liability for support—Continued  
   Illegitimate child, putative father liable, 252.3  
   Order of support, effect, 252.8  
   Parents and child liable, 252.2  
   Recovery by county against relatives, 252.13  
   Recovery by relative from nearer relative, 252.15  
   Remote relatives liable, 252.5  
   Trial by jury, 252.12  
 Relief of poor  
   Aged persons, 249.1–249.47  
   Allowance by supervisors, 252.34  
   Annual allowance, 252.36  
   Appeal when relief denied, 252.37  
   Application for relief, 252.33, 252.34, 252.37  
   Blind assistance, 241.1–241.24  
   Blind, education, 269.1, 269.2  
   Children liable, 252.2  
   Contracts for support, supervision, 252.38, 252.40  
   County expense, 252.31, 252.35  
   County hospital care, 347.16  
   Deaf and dumb, education, 270.1–270.8  
   Definition of “poor persons”, 252.1  
 Domicile of poor  
   Contest between counties, 252.22, 252.23  
   Foreign paupers, removal hearing, 252.18  
   Importation of poor, penalty, 252.19  
   Settlement, how acquired, 252.16, 252.17  
   Termination, 252.17  
 Emergency relief, 251.1–251.6  
 Employment of poor, 252.27, 252.41  
 Form of relief, 252.27  
 Funds, transfer to other funds, 24.22  
 Indebtedness limit, cities, not to apply, 407.1  
 Indian on reservation, paid by state, 252.43  
 Infirmaries, cities, 368.27  
 Interest of county authorities, 252.29  
 Labor may be required, 252.27  
 Liability for support  
   Abandonment, property lien, 252.11  
   Abandonment, property seizure, 252.10  
   Annie Wittenmyer home, 244.14  
   Appeal from judgment, 252.9  
   Application for order, notice, 252.7  
   Contest between counties, 252.22, 252.23  
   County of settlement, 252.22–252.24  
   Enforcement by district court, 252.6–252.15  
   Hearing, order, judgment, 252.8, 252.9  
   Homestead, when liable, 252.14  
   Jury trial, abandonment, 252.12  
   Juvenile home, 244.14  
   Order, scope, 252.8  
   Parents and children, 252.2  
   Putative father, 252.3  
   Recovery by county of expenditures, 252.13  
   Relatives, 252.5–252.15  
 Medical and dental care, 252.28, 252.39  
 Old-age assistance, 249.1–249.47  
 Orphans, county fund, 444.11  
 Parents and children liable, 252.2  
 Payment of claims, 252.35  
 Psychopathic patients, 225.1–225.42  
 Sales tax, credit, refund, 422.47  
 Schoolbooks furnished to children, 279.25

**POOR—Continued**

Relief of poor—Continued  
 Stolen or embezzled property, use for, 645.5  
 Tax exemption, aged or infirm, 427.8–427.12  
 Tax levy, 252.43  
 Township relief, 252.25–252.32  
 Trustee, who deemed to be, 252.4  
 Tuberculous persons, 254.1–254.7  
 Veterans' relief, 250.1–250.18, 252.30  
 Sales tax, relief agencies, credit, 422.47  
 Tax  
 County maximum, 252.43  
 Fund, transfer, 24.22  
 Veterans, 250.1  
 Tax exemption, aged or infirm, 427.8–427.12  
 Veterans' relief, 250.1–250.18, 252.30  
 Vocational training, chs 258, 259, *see VOCATION-  
 AL TRAINING AND REHABILITATION*

**POPCORN**

Weight per bushel, 210.10

**POPULATION**

Census, federal, determined by record, 26.6  
 Classification as city or town, 363.4, 363.5  
 Definition, 4.1(26), 682.24  
 National census, 4.1(26)  
 Zoning in cities and towns, 414.1, 414.3

**PORCHES**

Housing law, 413.3(16)

**POSSE COMITATUS**

Aid to arrest unlawful assemblage, 743.5, 743.6  
 Governor's aid to sheriff, 742.2, 742.6, 742.7  
 Military forces called out, 742.6  
 Power to summon, 337.1, 742.2

**POSSESSION**

Ancient deeds, limitation of actions, 614.23  
 Burglar tools, penalty, 708.7  
 Game or illegal devices, penalty, 109.37  
 Marked lumber or logs, penalty, 709.15  
 Real property  
 Action by spouse to recover, 597.3  
 Administrator, 635.48–635.50  
 Crops growing, bond, writ, 646.23, 646.24  
 Definition, 557.1  
 Delivery of leased premises to stranger, 562.3  
 Execution for delivery of property, 626.14  
 Executor, 635.48–635.50  
 Forcible entry and detainer action, 648.1–648.23  
 Mortgagors right to realty, 557.14  
 Occupying claimants, 560.1–560.7  
 Owner of land deemed to have, 557.1  
 Owner's assent, notice to quit, 562.4  
 Peaceable, bars forcible entry, 648.18  
 Recovery action, proof, 646.12  
 Recovery, judgment and writ, 646.24  
 Redemption period, during, 628.3, 628.26  
 Tenant in common, rent, 557.16, 557.17  
 Writ of possession, growing crops, 646.23, 646.24

**POSTAGE**

Advertisements for bids, exemption, 19.20  
 General assembly not entitled, 19.26  
 Metering machines in capitol, 19.19

**POSTAGE—Continued**

Purchase for state use, record, 19.4  
 State departments entitled, 19.25  
 Taxed as costs of action, 625.7

**POSTAL SAVINGS**

Banking provision, 528.66, 532.19

**POSTERS**

*See SIGNS AND SIGNBOARDS*

**POSTHUMOUS CHILDREN**

Guardian ad litem, partition, R.C.P. 298  
 Inheritance when left out of will, 633.13

**POSTING**

Bill posting, municipal regulation, 368.6(3)  
 Game breeding and shooting preserve boundaries, 110A.2  
 Mine inspectors reports, 82.15  
 Posting notice, *see NOTICE, subhead Posting*  
 Sample ballots at polls, 43.30, 49.71

**POST MORTEM**

Disinterment for, procedure, 141.22–141.25  
 Physician may perform, consent required, 141.35

**POST OFFICE**

Congressional power to establish, Const., U. S., I, 8  
 Construction by cities for lease to U. S., 397A.1–397A.4  
 Eminent domain by United States, 1.4  
 Inspectors, free railway passes, 479.94(4)  
 Mailing room in capitol, 19.19  
 Railway mail clerks, free passes, 479.94(4)

**POSTS**

Fences, 113.1–113.25  
 "Lawful fence" defined, 113.18  
 Poles and wires, *see POLES AND WIRES*

**POTATOES**

Certification system for seed, 199.7  
 Enforcement of act, 199.7  
 Labeling of seed, 199.7  
 Penalty for sale violations, 199.8  
 Weight per bushel, 210.10

**POULTRY**

Agricultural marketing board membership, 159.25  
 Associations, 184.1–184.14  
 Baby chicks, 168.1–168.8  
 License, dealers, 197.1–197.6  
 Shows, state aid, 184.1–184.14

**POUND**

Avoirdupois used in sales, 210.18  
 Standard units of weight, 210.4  
 Weights of commodities per bushel, 210.10

**POWDER**

Explosives generally, *see EXPLOSIVES*  
 Injury to persons or property, 697.1–697.4  
 Manufacturer, nuisance, 697.5

**POWER**

Appointment, power of  
 Definition, 559.2  
 Inheritance tax, 450.3(4)

**POWER—Continued**

- Appointment, power of—Continued
  - Office, *see PUBLIC OFFICERS*
  - Release by donee, 559.1-559.8
- Attorney, 29.69, *see ATTORNEY IN FACT*
- Companies, *see PUBLIC UTILITIES*
- Declarations, realty, 557.10
- Plants, ch 397, *see PUBLIC UTILITIES*
- Political, inherent in people, Const., Iowa, I, 2
- Resistance to exercise of process, 742.1-742.8
- Sheriff or deputy, power to summon aid, 337.1
- Unlawful assembly, 743.5, 743.6, 743.8

**PRACTICE ACTS, PROFESSIONS**

- Attorneys, ch 610
- Barbers, ch 158
- Chiropractors, ch 151
- Cosmetologists, ch 157
- Dentists, ch 153
- Embalmers and funeral directors, ch 156
- Licenses by health department, 147.1-147.113
- Medicine and surgery, ch 148
- Nursing, ch 152
- Optometrists, ch 154
- Osteopaths, ch 150
- Pharmacists, ch 155
- Podiatrists, ch 149

**PRACTICE AND PROCEDURE**

- Civil cases, ch 611 et seq. and R.C.P., *see ACTIONS; JUDGMENTS AND DECREES; ORIGINAL NOTICE; PLEADINGS; TRIAL PROCEDURE*
- Criminal cases, ch 748 et seq., *see CRIMINAL PROCEDURE*
- Probate, chs 631-638, *see ESTATES OF DECEDENTS; GUARDIANS*
- Supreme court, chs 684-686; R.C.P. 331-353, *see SUPREME COURT*

**PREACHERS**

*See RELIGION, subhead Clergymen*

**PRECEPT**

- Jury, issuance by clerk, 609.30
- Sheriff, service and return, 609.31
- Venire, trial of nonindictable offenses, 762.17-762.19, 762.23

**PREFERENCE LAWS**

- Convict labor, 246.23
- Discrimination, *see DISCRIMINATION*
- Labor, Iowa, preferred
  - Boards and commissions, required to use, 73.3
  - Dealers, local, control board, supplies purchased, 218.52, 218.53
  - Highway construction, exception, 73.3
  - Penalty for noncompliance, 73.5
  - Public officers and bodies, must give, 73.3
- "Person" defined as domestic laborer, 73.4
- Prison-made goods, 246.23
- Products, Iowa, preferred
  - Advertisements for bids, contents, 73.2
  - Bids to contain home products clause, 73.2
  - Boards and commissions, required to use, 73.1, 73.6
  - Coal from Iowa mines to be used, 73.1-73.10
  - Control board, supplies purchased, 218.52
  - Cost and quality to be considered, 73.1

**PREFERENCE LAWS—Continued**

- Products, Iowa, preferred—Continued
  - Penalty for noncompliance, 73.5, 73.9
  - Printing for motor vehicle department, 321.149
  - Public officers and bodies required to use, 73.1
- Soldiers preference law, 70.1-70.8

**PREFERRED**

- Claims
  - Assignment for creditors, 681.1, 681.12, 681.13, 681.22
  - Bank creditors, Const., Iowa, VIII, 10
  - Estates of decedents, 635.65-635.78
  - Executions, 626.69-626.73
  - Labor claims, preference
    - Assignment for benefit of creditors, 681.13
    - Estates of decedents, claims filed, 635.67
    - Seizure under court process or action, 626.69-626.73
  - Public improvements, construction, 573.18, 573.19
  - Realty mortgage foreclosure, 654.14
  - Receiverships, 680.6-680.9
- Liens, 570.1-584.4
- Stock, annual corporation report, 496.1(4)

**PREGNANCY**

- Abortion, attempt to produce, 701.1
- Confinement expenses, paternity action judgment, 675.26
- Death penalty, grounds to suspend, 792.5-792.7
- Divorce grounds, 598.9
- Illegitimate children, father's obligation, 675.1, 675.9, 675.26
- Indigent patients, treatment, 255.1-255.29
- Juvenile court commitment, 232.27(3)
- Marriage of underage person permitted, 595.2
- Maternity hospitals, 236.1-236.34
- Paternity action, delay during, 675.9
- Women examined for syphilis, 140.3, 140.4, 140.39

**PREJUDICE**

- Civil case, change of venue, R.C.P. 167
- Criminal case, change of venue, 761.2, 778.2-778.10
- New trial, excessive damages as result, R.C.P. 243, 244

**PREJUDICIAL ERROR**

- Exceptions taken on appeal, 624.15, 786.4
- Immaterial errors disregarded, 619.16, 624.15

**PRELIMINARY EXAMINATION**

- Absence of jail, custody, 761.6
- Adjournment, 761.4, 761.5
- Bail, order, 761.5, 761.19
- Certification of proceedings, 761.16
- Change of venue, 761.2, 761.3
- Child as defendant, 232.16
- Commitment, order, 761.5, 761.18, 761.20
- Contributing to juvenile delinquency, 233.4
- Counsel allowed defendant, 761.1
- County attorney, duty, 336.2(3)
- Depositions used, 761.8-761.11
- Discharge, of defendant, 761.17
- Duration, 761.4
- Evidence taken in writing, 761.30
- Examinations, adjournments, 761.4



**PRELIMINARY EXAMINATION—Continued**

Habeas corpus, commitment, reviewed, 663.38  
 Informant, when liable for costs, 761.29  
 Information, filed, if case nonindictable, 761.26  
 Interrogatories used, 761.8–761.11  
 Jurisdiction, transfer on failure, 761.27  
 Motor vehicle offenses, procedure, 321.485–321.487  
 Municipal court, report, 602.47  
 Nonindictable offense, 761.26  
 Private hearing, 761.13  
 Procedure, 761.1  
 Promise to appear, motor vehicle offenses, 321.486, 321.487  
 Return to district court, 761.25  
 Waiver, 761.1

**Witnesses**

Appearance bond, 761.21–761.23, 761.28  
 Commitment, 761.24  
 Depositions, 761.8–761.11  
 Examination, record taken, 761.14–761.18  
 Exclusion from court room, 761.12  
 Minutes of evidence, shorthand, 761.14, 761.18, 761.20  
 Minutes, use by grand jury, 760.6, 760.9  
 Separation, 761.12  
 Subpoenas, 761.7, 761.21

**PRELIMINARY INFORMATION**

Appearance of defendant, 761.1  
 Arrest without warrant, 758.2, 758.4, 758.7  
 Bail, indorsed on warrant, 754.6  
 Complaint defined, form, 754.1  
 Constitutional provisions, Const., Iowa, I, 11  
 Coroner's suspects, 339.15  
 Definition, 754.1  
 Demurrer, 769.22

**Fish and game violations**

Each charge in separate count, 109.36  
 Venue in county of act, 109.36

**Food and drug law violations, 189.20**

Form, 754.2  
 Form like indictment sufficient, 773.33, 773.34  
 Juvenile court cases, 232.16  
 Liquor law violations, 126.1  
 Liquor transportation, 127.6, 127.10  
 Motor vehicle, speed specified, 321.291  
 Neglected or delinquent children, charged with crime, 232.16

Peace officer's duties, 748.4, 754.7  
 Preliminary examination, 761.26, 761.27  
 Railroad depot sanitation, 477.40  
 Summons, contents, service, 754.3  
 Superior court, 603.9, 603.50

**Warrant of arrest**

Bail indorsement on warrant, 754.6  
 Directed to peace officer, 754.5  
 Failure to obey summons, on, 754.3  
 Form and contents, 754.4, 754.5  
 Magistrate may issue warrant, 754.3  
 Manner of executing warrant, 754.7

**PREMIUMS**

Fairs, right to offer premiums, 174.2  
 Gift enterprises prohibited, 553.15–553.18  
 Insurance, venue of actions to collect, 616.12  
 Notes in payment of insurance premiums, 515.79

**PRESCRIPTION**

Evidence to establish corners and boundaries, 650.6  
 Footway, when right obtained, 564.3  
 Notice to prevent easement, 564.4–564.7

**PRESCRIPTIONS**

Labeling not required, 203.5  
 Liquor law provisions  
 Evidence in prosecutions, 130.47  
 Filling once only, 130.22(6), 130.44  
 Issuance, restrictions, 130.33  
 Medical purposes only, 130.33  
 Permits to buy, use, 123.27(2, b)  
 Permit to wholesale druggists, 131.7(5)  
 Record by physicians, 130.34–130.36  
 Request to buy, form requirements, 130.24  
 Restrictions on issuance, 130.22, 130.33  
 Sale, illegal, penalties, 130.37–130.40  
 Sales by pharmacist, requirement, 130.22  
 Violations, penalties, 130.37–130.40  
 Narcotic drugs, 204.7  
 Poisons, 205.1–205.3  
 Purposes of prescription, 205.3  
 Regulations on sale of drugs, 204.5–205.8

**PRESIDENT OF THE UNITED STATES**

Elections and electors, 54.1–54.9  
 Electors nominated, 43.109(4)  
 National guard called out, 29.53

**PRESS**

See *NEWSPAPERS*

**PRESUMPTIVE EVIDENCE**

Civil cases, see *EVIDENCE*  
 Criminal cases, see *CRIMINAL PROCEDURE*

**PRETRIAL PROCEDURE**

Calendar for pretrial conference, R.C.P. 135  
 Conference after issues joined, R.C.P. 136  
 Order of court reciting action taken, R.C.P. 138  
 Power of court not changed, R.C.P. 139  
 Record, when made by reporter, R.C.P. 137

**PRICE**

City regulation of transportation vehicles, 389.39  
 Destroying food to raise price, penalty, 734.1, 734.2  
 Fixing prices, 550.1–550.5  
 Resale agreements, 550.1–550.5  
 Sales of personal property, see *SALES ACT*  
 Sales of real estate, lien for, 557.18  
 State publications, 17.22, 17.23

**PRIESTS**

Attendance at execution of prisoner, 792.10  
 Bequests for services not taxed, 450.4(4)  
 Books exempt from execution, 627.6(17)  
 Chaplain at penitentiary, salary, 246.2  
 Confidential communications, 622.10  
 Exemption from jury duty, 607.2(2)  
 Extinct society taken over, 504.11  
 Free passes or rates on railroads, 479.94(13)  
 Inmates of state institution, ministration, 218.26  
 Insurance, group, participation in, 509.1(2)  
 Intoxicating liquor permits, 134.1–134.10  
 Jury service, exemption, 607.2(2)

**PRIESTS—Continued**

## Marriage duties

- Aiding invalid marriages, forfeit, 595.11
- Authority to solemnize, 595.10(3)
- Certificate given to each party, 595.13(1)
- Exemption of certain denominations, 595.17
- Fee permitted to be charged, 595.12
- Penalty for marrying without license, 595.9
- Return, duty when common law marriage, 595.16
- Return of marriage, contents, 595.14, 595.15
- Return of marriage filed with clerk, 595.13(2)

## Meetings out of state, 504.15

## Penitentiary and reformatory visits, 246.46

## Permit for sacramental wines, 134.1-134.10

## Railroads, free passes or rates, 479.94(13)

## Sacramental wine exempt from liquor control, 123.4

**PRIMA-FACIE EVIDENCE**Civil cases, *see EVIDENCE*Criminal cases, *see CRIMINAL PROCEDURE***PRINCIPAL**

## Accessory, 688.1, 688.2

## Bonds of deputy officers, not relieved, 64.15

## Principal and agent

- Bills of lading, common law applies, 487.52
- Counterclaim by surety with principal's consent, 619.6
- Execution against, after stay, 626.64
- Liquor violation, agent prosecuted, 125.4
- Penalty for sending claims out of state, 627.17
- Sales of goods, law applicable, 554.74
- Warehouse receipts, law applicable, 542.56
- Principal and surety, order of liability, 626.17, 626.64; R.C.P. 224
- Summary judgment, motion by surety against principals, or cosureties, R.C.P. 239
- Surety, 540.1-540.4

**PRINTING AND BINDING**

## "Binding" defined, 15.7

## Duplicating machines in state agencies or departments, 15.42

## Equipment, execution exemption, 627.6(19)

## Obscene books or pictures, 725.4

## Shops

- Assumption of risk, when applicable, 88.14
- Drinking water for employees, 88.3
- Record of accidents, 88.11
- Safety appliances required, 88.6
- Seats for female employees, 88.4
- Ventilation, 88.9
- Violations, penalties, 88.13
- Washing and dressing facilities, 88.3
- Water closets for employees, 88.2
- Superintendent of, 16.1-17.29

**PRINTING BOARD**General provisions, *see STATE OFFICERS AND DEPARTMENTS*

## Accounting methods prescribed, 8.6(4), 11.5, 15.38

## Accounting to comptroller, 8.7-8.12

## Accounting to treasurer, 12.10

## Accounts kept with state departments, 15.31, 15.32

**PRINTING BOARD—Continued**

## Administrative rules and regulations published, 14.3(7), 17A.8, 17A.9

## Advertisements for bids, requirements, 15.11, 15.12

## Agriculture bulletins printed, number, 189.2(4)

## Annual audit by auditor, 11.2

## Appeals from superintendent's editing decisions, 16.5

## Appointment by governor, 15.1, 15.4

## Approval required, publications of state officers, 15.43

## Armed forces voting

- Ballots, specifications and cost, 53.46
- Envelopes, specifications, 53.43
- Supplies furnished, 53.47

## Assistants outside Des Moines

- Appointment and authority, 15.26
- Employment and discharge, authority, 15.6(3)
- Instructions and copies of contracts, 15.26

## Authority in general, 15.6

## Bids

- Acceptance indorsed on bids, notice, 15.20
- Acceptance requirements, 15.17, 15.20, 15.28
- Advertisement, 15.11, 15.12, 15.18, 16.2
- Awarding of contract, 15.17
- Combination of bidders, rejection, 15.19
- Deposit of security, forfeiture, 15.16, 15.22
- Deposit with bid, certified check, 15.16
- Form and method of handling, 15.15
- Information furnished bidders, 15.13
- Institutional heads, authorized, 15.28
- Opening of bids, 15.17
- Readvertisement for new bids, 15.18
- Rejection, procedure, 15.18
- Specifications on file, public, 15.14
- Time in which bids must be filed, 15.15(4)

## Binding, included in term "printing", 15.7

## Books and pamphlets, 15.40

## Cigarette stamps, designed and printed, 98.7

## Code

- Pamphlet parts, printing authorized, 14.21
- Printing and binding, 14.15
- Specifications for printing, 14.12(1, 9)
- Code and annotations printed in same style, 17.24
- Code editor, recommendations, 14.4
- Complaints of superintendent's acts, 15.6(6), 16.5

## Contracts

- Authority to let contracts, 15.6(1)
- Award of contract, basis for making, 15.17
- Bidder must enter into contract, 15.22
- Bonds required of contractors, 15.24
- Cancellation for failure to perform, 15.23(2)
- Compliance and quality before acceptance, 15.27
- Contractor to complete jobs, 15.23(1)
- Deduction, when printing defective, 15.27
- Emergency contracts, authority, 15.29
- Forfeiture by bidder, 15.22
- Institutional heads, competitive bids, 15.28
- Interest of board members prohibited, 15.3
- Letting of contracts, 15.6-15.9, 15.17, 15.26, 15.28, 15.29
- Limitation, three years, 15.21
- Motor vehicle department printing, 321.149
- Orders for printing under contract, 15.25
- Paper, purchase and use for state, 15.30, 15.31

**PRINTING BOARD—Continued****Contracts—Continued**

- Provisions required in contracts, 15.23
- Quality of printing, effect of failure, 15.27
- Release of contractor, 15.23(3)
- Special small contract awards, 15.29
- Specifications and rules drafted and filed, 15.10, 15.14
- State institutions' printing needs contracted, 15.26, 15.28, 15.29
- State institutions, requirements, 15.8, 15.9, 321.149
- Superintendent to supervise and enforce, 16.2 (3)

Control board bulletins printed, 218.46

Corresponding sections table printed, price, 17.21-17.26

Cumulative legislative bulletin published, 16.31, 16.32

Deliveries of printing, order of board, 15.23(4)

**Departments, state**

- Accounts charged for their printing, 15.31, 15.35
- Approval of publications required, 15.43
- Publications to be sold, 17.27
- Reimbursement required, 15.33
- Superintendent to separate items, 15.34

Dispute as to manner of printing appealed, 16.5

Distribution of documents, *see subhead Superintendent of Printing below*

Duties enumerated, 15.6

Educational examiners, matter printed, 260.29

Employees, state, annual list published, 16.2(12)

Executive officer of board, 16.2

Expense allowance of state departments, 16.2(12)

Form of printing determined, 15.6(2)

Free distribution of documents, *see subhead Superintendent of Printing below*

Legalizing acts, printing, paid in advance, 17.19

Legal publications printed, 17.21-17.26

Manuscript, failure of officers to furnish, 17.28

**Members**

- Appointive members, qualifications, 15.2
- Appointment and tenure of office, 15.1, 15.4
- Compensation, 15.5
- Financial interest in state printing, 15.3
- Oaths, power to administer, 78.2(2)

Motor vehicle blanks, contracts let, 321.149

New editions, legal publications, printed, 17.25

Number printed, 15.6(2), 17.14, 17.26

Official register, Iowa, compiled, 16.2(10), 17.20(2), 26.4

Orders for printing requirements, 15.25, 15.26

Pamphlets and books, 15.40

**Paper**

- Account for paper used or left over, 15.31
- Purchase of, watermark, 15.30
- Stocks furnished to departments, 15.41

**Price of documents sold**

- Annotations and code supplements, 17.21, 17.22
- Code and session laws, 17.21, 17.22
- Departmental reports, 17.23
- Gratis distribution, 17.23
- Legislative journals and bills, 16.30, 17.22
- Publications, state, fixed by board, 17.23
- Supreme court reports, 14.5-14.8, 17.21, 17.22
- Tables of corresponding sections, 17.21, 17.22

**PRINTING BOARD—Continued****Printing**

- Acceptance, contract compliance required, 15.27
- Accounts required, 15.38, 15.39
- Account with each department, 15.32
- Assistants order contract performance, 15.26
- Bills, audited and approved by board, 15.35
- Bills, vouchers, duplicate to comptroller, 15.35
- Defined, 15.7
- Deliveries, order of board, 15.23(4)
- Estimates filed with budget, 15.33
- Machinery, state owned, 15.37, 15.38
- Orders to perform contract, written, 15.25
- Publications, number and reserve, 16.6-16.8
- Quality of work, effect of failure, 15.27
- Reimbursement from department, 15.33
- Requisitions to printing board, 15.38

"Printing" includes binding, 15.7

**Printing department**

- Accounting system, 15.38
- Established, 15.36
- Printing centralized, 15.37, 15.38
- Services made available, 15.38

**Printing of documents**

- Book of agriculture, 17.20(1), 159.10
- Code and annotations, same style, 17.24
- Engineering reports, 114.10
- G.A.R. reports, 33.1
- Geological reports, 305.9
- Iowa academy of science proceedings, 17.20(4)
- Legislative bills, number and style, 17.18
- Legislative journals, daily and final, 17.15-17.17
- Medical blanks, indigents hospital, 255.27
- Miscellaneous publications, authority, 17.27
- New editions, fixed by board, 17.25
- Number, fixed by board, 17.26
- Official register, 16.2(10), 17.20(2), 26.4
- Other necessary publications, authority, 17.27
- Pamphlets of supreme court opinions, 14.9, 16.27
- Proceedings of legislature, 17.16
- Reports of departments, 17.2, 17.14, 17.23, 17.29
- Reports of supreme court, 17.21
- Salary list, 16.2(11)
- Science academy of Iowa proceedings, 17.20(4)
- Session laws printed, 17.21-17.26

Psychopathic hospital blanks, printed, 225.30

Publication fee disputes settled, 618.11

Public utility assessments, published, 17.20(3)

Quantity of printing, 15.6(2), 17.14, 17.26

Record of proceedings, 15.6(5)

**Reports**

- Biennial report to governor, 15.6(7), 15.39
- Official reports published, 17.1-17.14
- Rules and regulations of administrative bodies published, 14.3(7), 17A.8, 17A.9
- Rules, authority to adopt, 15.6(4), 15.10
- Rules of civil procedure published, 14.3(6), 17.21, 17.22(8)
- Salary list, pamphlet published, 16.2(12)
- Sale of unused documents, when permitted, 16.8
- Samples of work and materials kept, 15.10(3), 15.35
- Secretary, superintendent acts as, 16.1, 16.2(9)
- Specifications, authority to adopt, 15.6(4), 15.10

**State institutions**

- Contracts with, requirements, 15.8, 15.9, 321.149

**PRINTING BOARD—Continued**

## State institutions—Continued

Own plant, limitation on printing board, 15.8, 15.9

State office publications approved, 15.43

Style of printing determined, 15.6(2)

## Superintendent of printing

Accounts chargeable to each department determined, 15.33, 15.34

Administrative rules printed, 14.3(7)

Advertisements for printing, 15.11, 15.12, 15.18, 16.2

Appeal to board, editing differences, 16.5

Appointment and tenure of office, 16.1

Bills for printing itemized, 15.35

Bills of legislature printed, 17.18

Bond required, amount, 16.2(8), 64.6(22)

## Bulletin of legislative bills

Compile, index and furnish, 16.31

Cumulative record, enrolling clerks, 16.32

Census, published in official register, 26.4

Colleges, former statutes, free, 16.23

Complaints against, board to determine, 15.6(6)

Complimentary insertions prohibited, 17.29

Contracts for printing supervised, 16.2(3)

Cumulative record, enrolling clerks to furnish, 16.32

Custody of equipment, stock and supplies, 16.2

Departmental reports, distribution, 16.12

Departments advised as to reports, 16.4

Disputes on editing, appeal to board, 16.5

## Distribution of documents

Annotations and tables, distribution, 16.25

Authority to deliver generally, 16.19

Authorization, 16.9–17.27

Briefs of code commission bills, free, 16.26

Codes, free, distributees named, 16.24

Codes purchased by county or city, 16.21

Codes sold, price, 17.22

Colleges, 16.23, 16.24(2, 9, 18), 16.28(11, 13)

Congressional library, 16.16, 16.24(17), 16.28

Corresponding sections, tables, 16.25

County auditors, kept open to public, 16.17

County officers, items furnished, 16.17–16.28

County superintendent, official register, in bulk, 16.18

Current digest of court opinions, price, 14.9

Custody, superintendent's duty, 16.9

Delivery costs economized, 16.11

Departmental reports, free, 17.23

Departments, copies furnished, 16.12

Engineering reports, distribution, 113.25

Exchange by law library, 16.29

G.A.R. reports to state institutions, 33.1

General assembly, copies to members, 16.13, 16.24(12), 16.31

General distribution authorized, 16.19

Geological reports, to state geologist, 16.20, 305.10

Historical society, items furnished, 16.24(4), 16.28(12), 304.7

Information of documents given public, 16.10

Legislative journals and bills, to subscribers, 16.30

Libraries, generally, 16.14, 17.33

Libraries, public, items, furnished, 16.14

Mailing lists obtained from officers, 16.11

**PRINTING BOARD—Continued**

## Superintendent of printing—Continued

## Distribution of documents—Continued

Newspapers, editors, copies furnished, 16.15

Official registers to legislators, 16.13

Old codes given away, reserve kept, 16.22, 16.23

Price of Code and other publications, 17.22

Price of departmental reports, 17.23

Reports of officers furnished to them, 16.12

Session laws, free, distributees named, 16.24

Skeleton digest, free, distributees named, 16.27

Skeleton digest of court opinions, 16.27

Supreme court reports, distributees named, 16.28

## Documents

Custody and storage, distribution, 16.9

Information as to publication, 16.10

## Duties enumerated, 16.2

Editing of manuscripts, authority, 16.3–16.5, 17.1

Editing reports, rights reasserted, 17.1

Editorial advice to departments, 16.4

Executive officer, of board, 16.2(9)

Ex officio secretary of printing board, 16.2(9)

G.A.R. reports for distribution, 33.1

Index and history of legislation, compile, 16.31

Interest in contracts prohibited, 15.3

Journals of legislature published, 16.32, 17.15–17.17

Legalizing acts of local nature, cost secured, 17.19

Legal publications, custody provided, 16.2(7)

Legal publications printed, 16.2(10, 11), 17.21–17.26

Legislative publications, 16.31, 16.32, 17.15–17.18

Libraries furnished state publications, 17.33

Manuscript editing for departments, 16.3

Manuscript failure, report to governor, 17.28

Number of documents printed, designated, 16.7

Official register, Iowa, compile, 16.2(10), 17.20(2), 26.4

Old codes and session laws, free copies, 16.22

## Printing of documents

Academy of science, Iowa, proceedings, 17.20

Book of agriculture, biennially, 17.20(1)

Complimentaries on title page prohibited, 17.29

Legalizing acts, private, cost paid, 17.19

Legislative journals and bills, 16.30

Official register, biennially, 17.20

Private bills, excluded from journal, 17.19

Public utilities assessments by tax commission, 17.20

Title page, provided, 17.29

Record of documents printed, 16.6

Reports of departments published, 17.21, 17.23, 17.29

Reserve copies of publications, 16.7, 16.22

Salary list, pamphlet, 16.2(12)

Secretary ex officio of the board, 16.2(9)

Sell and distribute codes and legal documents, 16.2(7)

Specifications for printing, 15.10–15.14, 16.2(5)

Statements of departmental charges, 15.34

State publications furnished libraries, 17.33

Supervised by printing board, 16.2(3, 5, 13), 16.7

**PRINTING BOARD**—Continued

Superintendent of printing—Continued  
 Supplies, furnished by executive council, 19.25  
 Title page requirements, 17.29  
 Unused documents, condemned and sold, 16.8  
 Supplies and postage furnished, 19.4, 19.19, 19.25  
 Supplies furnished by executive council, 19.25  
 Supreme court rules published, 14.3(6), 17.21, 17.22(8)  
 Tax commission, revenue laws, 421.17(14)  
 Tax commission's public utility assessments, 17.20  
 University hospital blanks printed, 225.30, 255.27  
 Warehouses, unbonded, forms printed, 544.2(3)

**PRIORITY****Claims**

Assignment for creditors, 681.1, 681.12, 681.13, 681.22  
 Bank creditors, Const., Iowa, VIII, 10  
 Estates of decedents, 635.65–635.78  
 Executions, 626.69–626.73  
 Labor claims, preference  
 Assignment for benefit of creditors, 681.13  
 Estates of decedents, claims filed, 635.67  
 Seizure under court process or action, 626.69–626.73  
 Public improvements, construction, 573.18, 573.19  
 Realty mortgage foreclosure, 654.14  
 Receiverships, 680.6–680.9  
 Liens, 570.1–584.4  
 Trial, *see TRIAL, subhead Advancing Causes for Trial*  
 Unemployment contributions, priority, 96.14(4)  
 Wage assignments, order of notice, 539.5

**PRISON**

Escapes, 745.1–745.18  
 Jails, 356.1–356.25  
 Labor, 216.1, 216.2  
 Penitentiary and men's reformatory, ch 246  
 Prisoner, generally, *see JAILS*  
 Prison-made goods  
 Agriculture department duties, 189.2  
 Branding, labeling, marking, 216.1, 216.2  
 Hawes-Cooper Act, 216.2  
 Motor vehicle department supplies may be made, 321.149, 321.165  
 Price list furnished public officials, 246.21  
 Price to be comparable to other materials, 246.24  
 Purchase by public official mandatory, 246.23  
 Violation of labeling, penalty, 216.2  
 Women's reformatory, ch 245

**PRIVATE DETECTIVES**

Licensing and regulation, 80A.1–80A.12

**PRIVILEGE**

Discrimination, *see DISCRIMINATION*  
 Equal civil rights, infringement, 735.1, 735.2  
 Shoplifting act provisions, 709.24

**PRIVILEGED COMMUNICATIONS**

Accident reports  
 Commerce commission, 474.46  
 Labor commissioner, 88.12  
 Motor vehicle reports, 321.271  
 Accountants, 116.15

**PRIVILEGED COMMUNICATIONS**—Continued

Aeronautics commission and employees, 328.12  
 Attorneys, 610.14(4), 622.10  
 Bank examinations, 524.19  
 Banks, trust or loan companies, tax commission hearings, special provision, 421.17(7)  
 Certified public accountants, 116.15  
 Child-placing agency records, 238.24  
 Clergymen, 622.10  
 Clerks and stenographers, 116.15, 622.10  
 Commerce commission, accident reports, 474.46  
 Counselors, 622.10  
 Dead-man statute, deposition exception, 622.4–622.6  
 Dependent child aid, records, 239.10  
 Depositions, de bene esse, 622.6  
 Depositions, protected on examination, R.C.P. 143  
 Employees to keep, exemption, soldiers preference law, 70.8  
 Husband and wife, exceptions, 622.7–622.9, 731.2  
 Inheritance tax records, 450.68  
 Labor commissioner's accident reports, 88.12  
 Liquor permits, individual, 123.17  
 Maternity hospital records, 236.28  
 Mental examination of party to action, waiver, R.C.P. 133  
 Minister of the gospel or priest, 622.10  
 Motor vehicle department records, 321.11  
 Motor vehicle fuel tax records, 324.48  
 Narcotic drug records, 204.17  
 Old-age assistance records, 249.44  
 Physical examination of party to action, waiver, R.C.P. 133  
 Physicians and surgeons, 86.38, 147.111, 622.10  
 Priests, 622.10  
 Professional persons, 622.10  
 Public officers, 622.11  
 Soldiers preference, exception in position of confidential relationship, 70.8  
 Stenographers, 116.15, 622.10  
 Surgeons, 622.10  
 Tax commission, 421.17(7), 422.65  
 Unemployment compensation records, exceptions, 96.11(7)  
 Venereal disease records, 140.28  
 Waiver of privilege, 622.10  
 Workmen's compensation examination, 86.38  
 Wounds by criminal violence, exception, 147.111, 147.112

**PRIZE FIGHTS**

Criminal provisions, ch 727

**PRIZES**

Gifts by merchants, requirements, 553.15–553.18  
 Lottery  
 Forfeiture of wager or prize, 726.4  
 Penalty for engaging in, 726.8  
 Prohibited in this state, Const., Iowa, III, 28  
 Search and seizure, 751.3–751.43  
 Tickets or advertising schemes, 726.8

**PROBATE COURT**

Additional reports and accounts, 638.3  
 Administrators, *see ESTATES OF DECEDENTS*  
 Affidavit for transfer, 631.11

**PROBATE COURT—Continued**

Always open, 631.1  
 Appeals, *see* **DISTRICT COURT**  
 Appointments by court  
   Appraisers of estate, 635.5, 635.26, 636.33  
   Attorney for minors and persons not represented, 638.37–638.40  
   Banks as fiduciaries, 532.1(2)  
   Executors, 633.12  
   Guardian ad litem, insane spouse, 636.26  
   Referee for executor's accounts, 638.1  
   Referee to set off dower, 636.9, 636.10  
   Trustees of gifts for institutions, 565.7  
 Bonds filed and approved by clerk of court, 631.10  
 Clerk of probate court, probate duties, 632.1–632.9  
 Concurrent jurisdiction, 631.6, 631.7  
 Discovery of assets, 635.14–635.16  
 District court as probate court, 631.1  
 Docket  
   Probate docket, contents, 632.10  
   Review of clerk's order, no fee, 632.4  
 Equitable grounds for relief, 635.68, 638.9  
 Estates generally, ch 635, *see* **ESTATES OF DECEDENTS**  
 Executors and administrators generally, chs 450, 633–638  
 Hearings  
   Court always open for probate business, 631.1  
   Inheritance tax matters, 450.31, 450.32  
   Insane spouse's election as to dower, will, or homestead occupancy, 636.26, 636.29  
   Noncontest, within district, 631.3  
   Notice not prescribed, same as civil action, 631.4  
   Objections to appraisal, equity trial, 636.37  
   Proof of notice before hearing, 631.4  
   Successor bank as fiduciary, 532.9  
   Time and place of hearings, 631.2, 631.3  
   Trust funds deposited, trustee released, 532.2  
 Inheritance tax, 450.1–450.96  
 Investments reported annually, 682.28  
 Judges  
   Appraisal of personalty ordered waived, 635.5  
   Approval, sales less than appraisement, 635.28  
   Discovery of property ordered, 635.14–635.16  
   Disqualification, procedure, 631.5  
   Election made for insane spouse, 636.26, 636.29  
   Escheat cases, duties, 636.51–636.53  
   Executor ordered to recover realty, 635.16  
   Guardian ad litem, dower set off, 636.26  
   Hearing on claims, 635.55–635.59  
   Hearings, time and place appointed, 631.2  
   Inventory filing enforced, 635.4  
   Notice on hearings directed, 631.3  
   Persons committed to jail, discovery proceedings, 635.15  
   Referees appointed, dower set off, 636.9–636.14  
   Referees for claims, appointment, 635.62  
   Removal of executor, service of citation, 638.29–638.31  
   Transfer of cases, 631.5, 631.11  
   Trust funds in litigation, custody ordered, 682.29, 682.33  
 Jurisdiction of district court in probate, 604.3, 604.4, 631.1, 631.6, 631.7  
 Legalizing judgments and decrees, 587.12  
 Legalizing of circuit court judgments, 587.6

**PROBATE COURT—Continued**

Mistakes corrected, probate settlements, 638.9  
 Notice of hearing, *see* **subhead Hearings above**  
 Open always, 631.1  
 Orders  
   Final settlement without inheritance tax payment, order void, 450.58  
   Old-age assistance, payment of lien by fiduciary, 249.21  
   Real estate in other counties, 631.8  
   Written application required, 638.35  
 Perpetual care of cemetery lots, order, 566.19  
 Petition, removal of executor, 638.30  
 Place of hearings, 631.2, 631.3  
 Probate duties of clerk, 632.1–632.9  
 Process revoked for good cause, 631.9  
 Real estate in other counties, 631.8  
 Records  
   Court records generally, *see* **DISTRICT COURT**  
   Entries by clerk, 632.11, 633.24  
   Sale of realty under foreign will, 633.35  
 Referee in probate  
   Administrator's accounts examined, 638.1  
   Appointment, 638.1  
   Claim and counterclaims decided, 635.62  
   Clerk as referee, 638.1  
   Dower set off, appointment, 636.10, 636.13  
   Executors accounts examined, 638.1  
   Fees, accounting, 638.1  
   Homestead exemptions determined, 561.8, 561.9  
   Inheritance tax, payment, 450.5, 450.58, 450.88  
   Investment of fiduciaries' funds, 682.23–682.34  
   Old-age assistance liens, duty, 249.21  
   Powers, 638.1; R.C.P. 204–214  
   Setting off dower, 636.9–636.16  
 Removal proceedings, 638.29–638.32  
 Sales of real estate, 635.23–635.40  
 Transcripts, court conveyances, 635.39  
 Transfer to another county, 631.11, 631.12

**PROBATE LAW**

*See* chs 631–638, **ESTATES OF DECEDENTS; WILLS**

**PROBATE OF WILLS**

Actions to establish or set aside  
   Attorney for minors and unrepresented, 638.37  
   Execution conclusive until set aside, 633.38  
   Guardian ad litem appointed, 638.37–638.40  
   Guardian ad litem for minors and unrepresented, 638.7–638.41  
   Jury trial on contest, 633.19  
   Legalization of defective notice, 587.5  
   Limitation of actions, 614.1(3)  
   Notice after probate, time limit, 614.1(3)  
   Notice by publication, R.C.P. 60(e)  
   Notice of hearing, 633.20  
   Publication of notice authorized, R.C.P. 60  
 Admission to probate, 632.1(4), 632.2, 633.23  
 Carried into effect only after probate, 633.38  
 Certificate of probate by clerk, 633.23  
 Clerk's powers and duties, 632.1–632.15  
 Conclusiveness of probate, 633.38  
 Continuance of hearing, 633.18  
 Court's power, 604.3

**PROBATE OF WILLS—Continued**

Deposition, copy of will kept, 633.21  
 District court, sole jurisdiction, 604.3, 604.4  
 Due execution conclusive on probate, 633.38  
 Evidence, admission of will, 622.26, 633.23  
 Foreign wills, 633.33, 633.34  
 Guardian ad litem for minors and unrepresented, 638.7–638.41  
 Hearing, notice published, 633.20  
 Hearings, defective notice legalized, 590.2  
 Jury trial on contest, 633.19  
 Legalization of defective notice, 587.5, 590.2  
 Notice, publication, 633.20  
 Objections to clerk's jurisdiction, 632.2  
 Opening of will by clerk, 633.18  
 Postponement of hearing allowed, 633.18  
 Probate necessary before effective, 633.38  
 Proof, oral or by deposition, 622.26, 633.21, 633.22  
 Proof, person in armed forces, 633.22  
 Real estate in foreign county, 633.25  
 Time and place set, notice, 631.2, 633.18, 633.20  
 Witnesses in armed forces, proof, 633.22

**PROBATION**

Reciprocal agreements by governor, 247.10

**PROBATION OFFICERS**

Juvenile, 231.8–231.13, 232.17, 232.21  
 Paroles of prisoners, custody, 247.9, 247.10, 247.21

**PROCEDENDO**

Criminal cases, 793.24  
 Issued after 30 days, R.C.P. 351; Ct. R. 21  
 Remand to carry into effect, 686.14  
 Withheld when rehearing filed, Ct. R. 21  
 Writ of restitution, 686.15

**PROCEEDINGS**

*See appropriate index heads for particular kinds of proceedings*

Auxiliary to execution, 622.15, 630.1–630.19  
 "Civil" and "special" actions defined, 611.2  
 Classification of types, 611.1  
 Code provisions liberally construed, 4.2  
 Equitable proceedings defined, 611.4  
 Forms of civil actions, classified, 611.3  
 Notices published in newspapers, 618.1–618.12  
 Open to public, 598.5, 605.16, 675.20  
 Ordinary proceedings, *see ACTIONS*  
 Presumed to be regular, officers and courts, 622.56  
 Special proceedings, 611.2  
 Summary, R.C.P. 237–240  
 Transfer from law to equity, 611.7–611.12  
 Trial of civil cases, ch 624, *see TRIAL*  
 Trial of criminal cases, 779.1–780.37

**PROCESS**

Agent for service, *see PROCESS AGENT SERVICE*  
 Attachment, 639.1–641.5  
 Attestation by clerk, 606.6  
 Auction sales, law not applicable, 546.3  
 Certiorari, ch 662, *see CERTIORARI*  
 City employees group insurance exemption, 365A.9  
 Civil, served on criminal defendant, 617.1  
 Constables, service for justice courts, 601.121

**PROCESS—Continued**

Contempt warrant issued, 665.7–665.11  
 Corporation served, 496A.3  
 Corporations served, foreign, *see PROCESS AGENT SERVICE*  
 Criminal defendant may be served, 617.1  
 Disabled persons aid exempt, 241A.7  
 Executions, 626.1–626.108  
 Exemptions, *see EXEMPTIONS*  
 Garnishment, 642.1–642.20; R.C.P. 54(b)  
 Habeas corpus, 663.1–663.44  
 Immunity of witness from outside of state, 781.17  
 Injunctions, ch 664, *see INJUNCTIONS*  
 Inmate of state institution served, R.C.P. 56(d)  
 Issuance by district court, seal, 604.6  
 Issuance by justice of another county, 601.120  
 Judicial, bulk sales act not applicable, 555.3  
 Labor claims, preferred on seizure, 626.69–626.73  
 Larceny of writs or processes, 709.1  
 Mandamus, 661.1–661.17  
 Mayor's power to issue, 363A.2  
 Military courts, power to issue, 29.46, 29.77  
 Military courts, service by peace officers, 29.47, 29.77  
 National forests and refuges, process served, 1.9  
 National guard members, immunity to service, 29.41  
 Nonresident criminal defendant, service, 617.1  
 Nonresident employment units under unemployment compensation, 96.14(6)  
 Nuisance abatement, warrant issued, 657.4  
 Old-age medical assistance, exempt, 249A.9  
 Original notice, R.C.P. 48–64  
 Posse called out to aid in execution, 742.2, 742.7  
 Probate court, power to revoke process, 631.9  
 Process agent, *see PROCESS AGENT SERVICE*  
 Public employees retirement benefits exempt, 97B.39  
 Purchasing associations served, 503.14  
 Quo warranto, 660.1–660.11; R.C.P. 299–305  
 Replevin, 643.1–643.22  
 Replevin on Sunday, service, 643.3  
 Resistance to execution, 742.1–742.8  
 Revocation by probate court, power, 631.9  
 Search warrants, 751.1–751.43  
 Service on federal lands, 1.4  
 Sheriff, duty to execute, 337.1, 337.3, 337.8  
 Sheriff's fees for service, 337.11  
 Sheriff's successor, duty to serve, 337.10  
 State of Iowa, style of, Const., Iowa, V, 8  
 Subpoenas, 622.63–622.78, 781.1, *see SUBPOENAS*  
 Superior court, 603.20, 603.23  
 Supreme court, Const., Iowa, V, 4; 684.12; R.C.P. 347(a)  
 Violations  
     Arrest after indictment, 774.1–774.11  
     Disobedience as contempt, 665.3(5)  
     Evasion of service as contempt, 665.2(5)  
     Forgery, 718.1(2), 718.2, 718.10  
     Refusal of officer to execute, 337.6, 742.8  
     Refusal of officer to give copy to prisoner, 663.21  
     Refusal to assist officer to enforce, 742.5  
     Resistance to execution, 742.1–742.8  
     Witness in action in other state, 781.17  
 Warrants for arrest, 754.1–757.8  
 Witnesses of criminal defendant served, Const., Iowa, I, 10

**PROCESS AGENT SERVICE**

Authorization under the rules, R.C.P. 56(f, 1)  
 Authorized as personal service, R.C.P. 56(1)  
 Authorized by appointment, or by law, personal service, R.C.P. 56(f, 1)  
 Benevolent societies, 510.29  
 Consent to service, personal service recognized, 56(1)  
 Co-operative associations, 494.1, 494.2(6), 499.54  
 Corporation doing business in state, 491.15, 496A.13, 617.3  
 Employing units, 96.14(6-15)  
 Fraternal companies, 512.22-512.26  
 Guaranty company bond surety, 682.20, 682.21  
 Insurance company, general or recording agent, 617.5  
 Issuer of registered securities, 502.9  
 Itinerant merchants, 81.4-81.6  
 Life companies, 507A.3, 511.27-511.29  
 Membership sales associations, 503.14, 511.28  
 Motor vehicle owner, 321.498-321.509  
 Nonlife companies, 507A.3, 515.73, 515.74  
 Partnerships, personal service, R.C.P. 56(1)  
 Pipe-line companies, 490.28  
 Profit corporations, 494.1, 494.2(6)  
 Public utilities, 494.2(6), 495.1  
 Real estate broker, 117.21-117.23  
 Reciprocal or reinsurance, 520.5-520.7  
 Securities, registered, issuer of, 502.9  
 Surety companies, 682.20, 682.21

**PROCLAMATIONS**

Congregations prohibited during epidemics, special charter cities, 420.181  
 General elections, 39.3, 39.4  
 Governor, *see GOVERNOR*  
 Penalty for defacing when posted, 714.20  
 Primary elections, 43.23  
 Sheriff, notice of elections, 39.5, 39.6

**PRODUCE**

Penalty for destruction, 714.4

**PRODUCE EXCHANGE**

Agreements to limit production, witness, 622.15  
 Collective marketing, 500.1-500.3  
 Co-operative associations, 497.1-500.3

**PRODUCERS**

Definition in trade-mark law, 550.5  
 Price fixing, not applicable, 550.4

**PRODUCTION OF BOOKS AND PAPERS**

*See* 622.65; R.C.P. 129, *BOOKS AND PAPERS*

**PROFANITY**

Blasphemous or obscene language, 728.1  
 Disturbing public assemblies, 744.2  
 Obscene language in print, 725.4  
 Public use disturbing the peace, 728.1  
 Trains, or streetcars, on, 477.56, 477.57

**PROFESSION**

*See index head of the particular profession*  
 Licenses by health department under practice act, 147.1-147.113

**PROFESSIONAL MEN**

Exemption from jury duty, 607.2(2)  
 Liability insurance, mutual, 519.1-519.13  
 Practice acts, general provisions, 147.2-147.113  
 Use of titles and degrees, 147.72-147.74

**PROFESSORS**

Books and instruments exempt, 627.6(17)  
 Jury duty exemption, 607.2(3)  
 Military instructor as colonel of cadets, 262.27  
 Number in institution reported, 262.25(4)  
 Psychopathic hospital medical director to be psychiatry professor, 225.4

**PROMISES**

Candidates for office, penalty, 49.120-49.122  
 Effect on actions barred by limitations, 614.11  
 Of marriage, seduction, 700.1

**PROMISSORY NOTES**

Negotiable instruments law, 541.1-541.200

**PROMOTERS**

Endurance contest, penalty, 732.15, 732.16  
 Insurance corporation organized, 506.3-506.7  
 Prize fights, penalty, 727.3, 727.5  
 Securities regulations, 502.1-502.31

**PROMOTION**

Civil service promotions, 365.9-365.12  
 Co-operatives, expenses prohibited, 499.58  
 Insurance companies, 506.1-506.9  
 Soldiers preference law, 70.1-70.8, 365.10

**PROOF**

Amount required in trial, 619.9  
 Burden, 619.9; R.C.P. 191, 195, *see EVIDENCE*  
 Sufficient, relief asked or defense, 619.9  
 Variance or failure of proof, 619.9; R.C.P. 106

**PROOF OF LOSS**

Insurance actions, nonlife, 515.98  
 Lost property, justice case, 644.12  
 Paper of public officer, 622.37, 622.48  
 Restoration of lost records, 647.3

**PROPAGATION OF WILD LIFE**

Generally, 107.23, 107.24

**PROPANE**

Liquefied petroleum gas law, 101.1-101.8

**PROPERTY**

City and town power to acquire and hold, 368.2  
 Conservation and parks, ch 111, *see PARKS*  
 County property, *see COUNTY*  
 Defined for old-age assistance purposes, 249.1(8)  
 Definition, includes personal, real, 4.1(8-10)  
 Express company, duty to transport, 486.1, 486.8  
 Express rates fixed by commission, 486.1-486.9  
 Limitation on actions for injury, 614.1(5)  
 Lost property, 644.1-644.18  
 Mortgages of personal property, chs 556, 652  
 Mortgages of real property, 558.19, ch 654  
 Municipal property, *see CITIES AND TOWNS*  
 Parks, ch 111, *see PARKS*  
 Personal property sales, 554.1-554.79  
 Rights in general, Const., Iowa, I, 1, 9, 18



**PROPERTY**—Continued

School property, *see* **SCHOOLS AND SCHOOL DISTRICTS**, *subhead Buildings and Grounds*  
State, *see* **STATE OF IOWA**, *subhead Buildings and Property*

State lands, *see* **REAL PROPERTY**

Stolen or embezzled property, 645.1–645.5

Tax, *see* **TAXATION**

**PROPORTIONAL REPRESENTATION**

House of representatives, Const., Iowa, III, 36;  
Amend. 1904, No. 2, sec. 35

Stockholders in insurance companies, 523.5

**PROPRIETARY MEDICINES**

Adulteration or labeling of drugs, 203.1–203.9

Defined for pharmacy license law, 155.3(7)

Depositing samples on porches, 732.8, 732.9

Dispensers, no pharmacy license required,  
155.2(4), 155.3(8), 155.25

Excepted from poison label requirements, 205.8

Manufacturer, liquor permit, 123.27, 133.1–133.7

Pharmacy practice, 155.2, 155.6

Sale, 123.27(3), 154.1(4), 205.8

Veterinary license not required to dispense,  
169.2(4)

Wholesale druggist liquor permit, 131.1, 131.7

**PROPYLENE**

Liquefied petroleum gas law, 101.1–101.8

**PROSECUTING ATTORNEY**

*See* *chs* 13, 336, **ATTORNEY GENERAL**; **COUNTY ATTORNEY**

**PROSECUTING WITNESS**

Appeal from costs in justice court, 762.35–762.37

Corroboration required, 699.1, 782.4

Indictment, name indorsed, 772.2

Information, name indorsed, 769.10

Liability for costs, 761.29, 762.34, 769.10, 772.2

**PROSECUTIONS**

Criminal, *see* **CRIMINAL PROCEDURE**

**PROSTITUTION**

Criminal provisions, 724.1–724.10

Felony, 687.3

Houses of ill fame, 99.1–99.31

**PROTEST**

*See* 541.153–541.161

**PROVISIONS**

*See* **FOODS**

**PROXIES**

Barred in political conventions, 43.96, 43.108, 46.5

Insurance companies, voting, 523.1–523.4

**PROXIMATE CAUSE**

Coal miners' injuries, defective equipment, 82.117

Fire and police pension, accident benefits, 411.6

Injury, in compensation cases, 85.19

Motor vehicle speed prosecution not to relieve  
proof in civil case, 321.292

Workmen's compensation

Injury resulting from intoxication, 85.16(2)

**PROXIMATE CAUSE**—Continued

Workmen's compensation—Continued

Negligence presumed when employer rejects  
law, 85.15, 85.19

**PSYCHOLOGISTS**

Handicapped children, psychometric examinations, 281.7

**PSYCHOPATHIC HOSPITAL (IOWA CITY)**

Administered by state board of education, 225.3

Alcoholism study grant, 123A.2

Appropriations, 225.28, 225.29, 225.34

Blanks for medical reports, 225.30–225.32

Commitment procedure, *see* *Patients below under this subhead*

Co-operation with insane hospitals, 225.5

Death of patient, disposal of body, 225.33

Establishment and purpose, 225.1

Hospital service corporations, 514.5

Integrated with medical college and hospital,  
225.2

Located at Iowa City, 225.2

Medical director

*See also* **EDUCATION**, **STATE BOARD OF**,  
*subhead Officers*

Advisor on alcoholism, 123A.3

Advisory capacity to state hospitals, 225.6

Appointed by board of education, 225.4

Care of patients, 225.15–225.27

Charge of certain hospital work, 225.6

Duties in general, 225.6

Incurables, transfer, duties, 225.36–225.42

Member of eugenics board, 145.1

Member, special commission, 225.37

Mental health research fund, requisitions, 225.45

Professor psychiatry, medical school, 225.4

Visit state insane hospitals, 225.6

Mental health research fund, 225.43–225.45

Name of hospital, 225.2

Original notice served on patients, R.C.P. 56(d)

Patients

Attendants, expense, 225.18, 225.19, 225.21

Classification of patients, 225.7

County commitment costs, institution fund,  
444.12

Death at hospital, expense, 225.33–225.35

Discharge of patients, attendant, 225.27

Incurables, discharged, 225.27

Incurably insane, transfer, 225.26–225.42

Maintenance of various classes, 225.8

Nurses assigned, 225.15

Old-age assistance, 249.6

Physician's fee, claim filed, 225.20, 225.21

Private patients

Care, state reimbursed, 225.23

Commitment as public patient, 225.25

Commitment procedure, 225.10–225.14, 225.17

Death of patient, 225.33–225.35

Liability for expenses, 225.8, 225.17, 225.22–  
225.26, 225.35

Maintenance without state expense, 225.8

Money collected, how used, 225.26

Treatment administered, 225.17

Voluntary, admittance, 225.7–225.9

Public patients

Application for admission, 225.10

**PSYCHOPATHIC HOSPITAL (Iowa City)—**

Continued

## Patients—Continued

Public patients—Continued

- Attendants appointed, 225.18
- Commitment procedure, 225.10–225.14, 225.16
- Compensation for attendant, 225.19
- Death of patient, 225.33–225.35
- Examination and report, 225.11–225.15
- Examination and treatment at hospital, 225.15
- Expense, state liability, 225.8, 225.25, 225.28
- Financial condition investigated, 225.13
- Hearing of complaint, court order, 225.14, 225.25
- Notice, trial and order, 225.14
- Voluntary, commitment, 225.7, 225.8, 225.16, 225.28

Report, physicians examination, 225.30–225.32  
 Sexual psychopath, 225A.11–225A.15

## Transfer to insane hospital

- Appeal to special commission, 225.39, 225.40
- Attendants accompanying patients, 225.41, 225.42
- Commitment, 225.36
- Custody of patient on appeal, 225.39
- Proceedings of special commission, 225.37, 225.38
- Records, certification of proceedings, 225.38
- Secretary of special commission, 225.28
- Special insanity commission, 225.37

Physicians duplicate reports, 225.31

Report of physician's examination, 225.31, 225.32

Treatment same for patients, 225.16, 225.17

**PUBLIC ACCOUNTANTS**

## Certified public accountants

- C.P.A., who entitled to use, 116.7
- Definition, 116.7
- Employment by county, unreported fees, 343.5
- Employment to audit municipal accounts, 11.18, 11.19
- General penalty clause, 116.18
- Licensed accountants not examined, 116.10
- Master's hearings, evidence received, R.C.P. 212
- Notice of examinations published, 116.8

**PUBLICATION**

- Constitutional amendment, procedure, 6.1, 6.3
- General assembly acts, 3.16
- Incorporation, 491.17, 491.18
- Legalizing acts proposed, 585.1–585.5
- Legalizing, incorporation notice, 591.1–591.5
- Lost property, proof, 644.8–644.10
- Matters of public importance, 618.14
- "Newspaper" defined, 618.3
- Notices generally, ch 618, *see NOTICE*
- Official reports and documents, state, 17.1–17.29
- Original notice, R.C.P. 60
- Probate, 633.20, 633.36, 634.3, 638.36
- Results of county vote on question, 345.11
- Soil conservation provisions, 467A.3(12), 467A.5
- State departments and commissions, approval of publications required, 15.43

**PUBLIC AUCTIONS***See AUCTIONS AND AUCTIONEERS*

## Liens enforced

Agistor's, 579.2

**PUBLIC AUCTIONS—Continued**

## Liens enforced—Continued

- Artisan's, 577.2
- Common carrier's, 575.7
- Forwarding and commission merchant's, 576.2
- Hotel or innkeeper's, 583.4
- Livery or garage owner's, 579.2
- Tax, chs 445, 446

**PUBLIC BIDDER LAWS***See BIDS AND BIDDERS*

Tax sale, 446.19–446.21

**PUBLIC BUILDINGS**

- Arson, 100.36, 707.2
- City or town, *see CITIES AND TOWNS*
- Claims for labor or material, ch 573, *see PUBLIC IMPROVEMENTS*
- Closing during epidemic, special charter cities, 420.181
- Contracts, ch 23, *see CONTRACTS*
- County buildings, *see COUNTY*
- Defacing, penalty, 714.3
- Doors to open outward, 103.8
- Entrance for handicapped persons, 19.32
- Execution, exempt from, 627.18
- Federal buildings, land acquired, 1.4
- Fire escape law, 103.1–103.7, 413.36
- Inspection by health officer, 137.10
- Negligent arson, 100.36
- Sanitation, inspection by health officer, 137.10
- School buildings, ch 297, *see SCHOOLS AND SCHOOL DISTRICTS*
- State buildings, ch 18, *see STATE OF IOWA*
- Township halls, 360.1–360.8

**PUBLIC CONTRACTS***See ch 23, also CONTRACTS***PUBLIC CONTRACTS AND BONDS, APPEAL BOARD***See ch 23, also APPEAL BOARD, PUBLIC CONTRACTS AND BONDS***PUBLIC DEBTS**

- Bonds, *see BONDS*
- Cities and towns, ch 407, *see CITIES AND TOWNS*
- Counties, ch 346, *see COUNTY*
- State, *see STATE OF IOWA*
- Townships, *see TOWNSHIPS*

**PUBLIC DEPOSITS***See chs 453, 454, also PUBLIC FUNDS***PUBLIC DOCUMENTS**

Evidence, *see EVIDENCE*  
 Printing and distribution, *see PRINTING BOARD*

**PUBLIC EMPLOYEES RETIREMENT SYSTEM**

- Accrued liability contribution, 97B.54
- Actuarial investigation, 97B.60
- Actuary, 97B.59
- Administration of system, 97B.3–97B.5
- Advisory investment board, 97B.8
- Age of retirement, minimum and maximum, 97B.45–97B.47
- Annual report, 97B.4
- Annual valuation of assets, 97B.61

**PUBLIC EMPLOYEES RETIREMENT SYSTEM—Continued**

Appeals, 97B.19-97B.32  
 Application for benefits processed, 97B.75  
 Assignment or transfer of rights forbidden, 97B.39  
 Attorneys' and agents' fees, maximums, 97B.38  
 Attorneys and agents of claimants, 97B.37  
 Beneficiary designated, death benefits, 97B.44  
 Benefits computed, 97B.49, 97B.50  
 Benefits exempt from process, taxation, 97B.39  
 Benefits optional method of computation, 97B.51  
 Certification of benefits to comptroller, 97B.33  
 Consent, accepting employment deemed, 97B.62  
 Death benefits, 97B.52  
 Definitions, 97B.41  
 Delegation of commission's authority, 97B.36  
 Delinquent taxes, collection and interest, 97B.9  
 Employees covered and not covered, 97B.41  
 Employers to whom applicable, 97B.41  
 Established, 97B.1  
 Evidence, 97B.22-97B.24  
 Federal retirement program members not eligible, 97B.68  
 Fraud, penalty, 97B.40  
 Fund created, 97B.7(1)  
 Fund, state treasurer's duties as custodian, 97B.7(2)  
 Fund, uses limited, 97B.7(3)  
 Hearings, 97B.16, 97B.19-97B.28  
 Incompetent persons receiving benefits, 97B.34, 97B.35  
 Information distributed, 97B.57  
 Information furnished by employee, 97B.58  
 Insurance loans not applicable, 97B.64  
 Judicial retirement system members not eligible, 97B.69  
 Leave of absence, vacation, not interrupting service, 97B.41(10b)  
 Limitation, liability of state, 97B.55  
 Liquidation fund, abolished system, 97B.56  
 Member of other retirement systems, 97B.41(3b), 97B.63  
 Membership mandatory, 97B.42  
 Minimum salary requirements, 97B.42  
 Old records destroyed, 97B.6  
 Prior service credit, 97B.43  
 Purpose of retirement law, 97B.2  
 Receipts existing prior to June 30, 1953, preserved, 97.50-97.53  
 Records, 97B.17, 97B.19  
 Referee, 97B.26  
 Retired person re-employed, 97B.48  
 Rights to revise reserved, 97B.65  
 Rules and regulations, 97B.4, 97B.15  
 School teacher, service not interrupted, 97B.41(10c, d)  
 Seasonal, temporary interruption in service, 97B.41(10d)  
 Service in armed forces, 97B.41(10a)  
 Statement of accumulated credit, 97B.18  
 Statement of wages and taxes furnished, 97B.12  
 Students excepted, 97B.42  
 Taxes paid, interest, 97B.9  
 Tax levy authorized, 97B.9  
 Tax not deductible for income tax, 97B.13

**PUBLIC EMPLOYEES RETIREMENT SYSTEM—Continued**

Tax on employer, employee, 97B.11, 97B.14  
 Tax refunds, 97B.10  
 Termination of employment before retirement, 97B.53

**PUBLIC FUNDS**

Airport hazards, elimination, municipalities power, 329.2(4)  
 Audits required, 11.1-11.23  
 Cities and towns, 404.1-404.26  
 County funds, 333.1, 334.1  
 Dental examiners, 147.115  
 Deposits of public funds  
 Closed banks  
 Bonds to secure funds, subrogation, 454.18  
 Certification of deposits, 454.7  
 Payment of claims, subrogation, 454.17, 454.18  
 Procedure, 454.14-454.18  
 Custody of public funds, 452.10  
 Depositories  
 Acceptance of funds, effect, 454.11  
 Amount deposited, increase, 453.3  
 Approval requirements, 453.1, 453.2  
 Assessment rates charged, 454.8-454.13  
 County funds, 452.10, 453.1-453.5  
 Declination in writing required, 454.11, 454.12  
 Fiduciary funds, 532.2  
 Funds kept in vault, safe or depository, 452.10  
 Increase, approval of state treasurer, 453.3  
 Insolvency, effect, 454.7, 454.14  
 Liability of depository, 454.12  
 List certified to state treasurer, 454.7  
 List filed with county treasurer, 454.6  
 Location of depositories, 453.4  
 Maximum not increased, approval, 453.3  
 Merger, effect, 454.7, 454.14  
 National banks closed, payment of claims, 454.14  
 Public funds in general, 453.1, 453.8  
 Refusal of deposits, procedure, 453.5  
 Reorganization, effect, 454.7, 454.14  
 Sinking fund protection, 454.2  
 State funds, 452.10, 453.1, 453.5  
 Township funds, 359.21, 453.1, 453.5  
 Treasurer of state to approve increase, 453.3  
 Deposits in general, 453.1  
 Funds kept in vault, safe or depository, 452.10  
 Interest on deposits, 453.7  
 Liability of depositing officer, 453.8  
 Pass book entries required, 453.6  
 Prompt deposits required, 453.6  
 Refusal to accept, procedure, 453.5  
 Sinking fund  
 Anticipatory warrants  
 Amount limited, 454.19  
 Change of purchaser's address, 454.30  
 Commission and expense, 454.26  
 Failure of duty by public officer, 454.27  
 Form of warrants, 454.21  
 Interest, time payable, 454.20, 454.33  
 Payment, funds pledged, 454.31, 454.34  
 Private sale provisions, 454.25  
 Proceeds of sale applied on claims, 454.32  
 Public sale, requirements, 454.22-454.24  
 Record of sales, 454.30  
 Refunding not prevented, 454.28

**PUBLIC FUNDS—Continued**

- Deposits of public funds—Continued
  - Sinking fund—Continued
    - Anticipatory warrants—Continued
      - Unpaid claims under law, 454.34
    - Application of fund, 454.31, 454.32
    - Availability of fund, 454.4
    - Beer tax and permit fees credited to, 124.33
    - Certification of claims, 454.16
    - Claims against banks, agreements made, 528.36, 528.96, 528.98
    - Composition of fund, 454.3
    - Creation as separate fund, 454.1
    - Duty of treasurer of state, 454.8
    - Investment, 454.5
    - Liability of public officers, 454.13
    - Order of payment, 454.14–454.16
    - Purpose of fund, 454.2
    - Subrogation to fund, 454.17, 454.18
    - Warrants, payment, subrogation, 454.17
  - Time deposits in banks, 452.10, 453.6, 453.7
- Embezzlement by public officers, 710.1–710.3
- Emergency fund, 24.6
- Hospital construction, 135A.15
- Investment of public funds
  - Generally*, 12.8, 452.10, 453.6–453.10
  - Authorized securities for trust funds, 682.23
  - Cemetery funds, 566.5
  - City interstate bridge funds, 383.16
  - City waterworks funds, 398.3
  - Federal insured loans, 682.45, 682.46
  - Firemen and policemen pension funds, 410.3, 411.7(2)
  - Government bonds, 452.10, 454.5
  - Nonactive public funds invested, 452.10, 453.1
  - School funds, Const., Iowa, IX, 2nd, 4; 302.19–302.41
  - Sinking funds invested, 453.9, 454.5
  - State board of education funds, 262.14–262.19
  - State library and historical department funds, 303.4, 303.8, 454.5
  - Surplus funds, 452.10
  - Treasurer's authority, 12.8
  - Trust funds, securities authorized, 682.23
- Military service tax, 123.50(5), 426A.1
- Payment of funds into court
  - Attachment, 639.35, 639.54, 639.56
  - Claimant interpleading, R.C.P. 35, 37, 38
  - Execution sales of mortgaged personal property, 626.34–626.40, 626.46, 626.49
  - Notice to person entitled to deposit, 606.3, 606.4
  - Occupying claimants of real estate, 560.4
  - Redemption of real estate, 628.13, 628.18, 628.21
  - Trust funds in litigation, 682.29, 682.30
- Peace officers' retirement, 97A.5–97A.7
- Records, state treasurer, comptroller, 12.10–12.15
- Road funds, 312.1–312.9, *see HIGHWAYS*
- School funds, 302.1–302.44, *see SCHOOLS AND SCHOOL DISTRICTS*
- Sectarian use prohibited, 343.8, 343.9
- Security of revenue
  - County responsible to state for taxes, 452.1
  - Custody of public funds, 452.10
  - Deposit of public funds, 452.10, 453.1–453.8
  - Discounting of warrants, 452.3
  - False reports or statements, 452.14

**PUBLIC FUNDS—Continued**

- Security of revenue—Continued
  - Loan of funds by county treasurer, 452.4
  - Loan of funds by state treasurer, 452.5
  - Neglect of official duty, 452.15
  - Refund to counties by state, 452.16–452.18
  - Report of settlement to state comptroller, 452.6
  - Retiring county treasurer, settlement, 452.7–452.9
  - Settlement with county treasurer, 452.11–452.14
  - Settlement with state treasurer, 452.11–452.14
  - Supervisors' report to state auditor, 452.8
  - Supervisors' settlement with treasurer, 452.6
  - Warrants, receipt for interest paid, 452.2
- Sinking funds
  - See subhead Deposits of Public Funds above*
  - Closed bank deposits, 454.7, 454.14–454.18
- State
  - Accounting system
    - Forms prescribed by comptroller, 8.6(4)
    - Show items required by state auditor, 11.5
    - Definition of state funds, 8.2(2)
    - Funds, *see STATE OF IOWA*
    - General fund, 444.21
    - Receipts and disbursements, 12.1–12.15
  - Township funds, 359.21
  - Warrants
    - Anticipatory, 19.8, 454.19–454.34
    - County warrants, 333.2–333.6
    - Exchange of bond issues and warrants, 75.9
    - Insufficient funds to pay, 74.1–74.7
    - Legalizing acts, cost of publication, 585.1, 585.4
    - Refunding anticipatory warrants, 454.28
    - School warrants, 291.8, 291.12
    - Sinking fund anticipatory, 454.19–454.34
    - State warrants, 8.6, 12.3, *see STATE OF IOWA*
    - Township disbursements, 359.21, 359.23
- PUBLIC GROUNDS IN CITIES**
  - Allocation from street fund, 404.7(2)
- PUBLIC HEALTH, COMMISSIONER OF**
  - Accredited schools for examining boards, 147.32
  - Alcoholism commission member, 123A.2
  - Appointment and confirmation, 2.40, 135.2
  - Bond required, amount, 64.4(6)
  - Bonds of employees approved, 135.7
  - Commissioner defined, 135.1
  - Entire time to official duties, 135.3
  - Expenses allowed, 135.9
  - Head of state department of health, 135.11
  - Inspectors and assistants
    - Appointment, 147.88
    - Approval, 147.108
    - Barbering, 158.9
    - Cosmetology, 157.8
  - Inventory of hospitals, 135A.15
  - License to practice medicine revoked, surrendered, reinstated, 148.6–148.9
  - Member of boards and committees
    - Eugenics board, 145.1
    - Plumbing code committee, 135.12
    - State board of health, 136.1
    - War surplus commodities board, 20.1
  - Narcotic drugs received, 204.15
  - Plumbing code committee appointed, 135.12

**PUBLIC HEALTH COMMISSIONER—Cont'd**

Qualifications required, 135.2, 135.3  
 Registrar, state, designated, 144.2  
 Report, biennial, requirements, 17.1-17.3  
 Term of office, 135.4  
 Vacancy, how filled, 135.5

**PUBLIC IMPROVEMENTS**

Abandonment of work, effect, 573.23  
 Actions, optional and mandatory, 573.16  
 Action to adjudicate rights to retained fund, 573.16  
 Bids, *see CONTRACTS, subhead Public Contracts*  
 Bond by contractor  
   Action to adjudicate rights, joinder, 573.16, 573.17  
   Action when work stopped, 573.23  
   Amount of bond, 573.5  
   Approval by officer or board, 573.5  
   Benefited water district contracts, 357.17  
   Coal contracts, bond required with bid, 73.7  
   Contract amount, when bond required, 573.2  
   Deposit or check in lieu of bond, 573.4  
   Drainage and levee districts, 455.45  
   Drainage districts, intercounty, 457.18  
   Enforcement of bond, 23.8  
   Flood protection contracts, 395.8, 395.9, 395.10  
   Iowa coal, contract to furnish, 73.7  
   Judgment entered when claims unpaid, 573.22  
   Mandatory requirements of bond, 573.3  
   Mechanic's lien, 572.11, 572.13, 572.15, 572.24  
   Railroad grants, Dubuque and Pacific, 10.12  
   Release bond to obtain unpaid funds, 573.16  
   Release of surety, law not applicable, 65.10  
   Requirements of bond, 573.2  
   Revealing contents of bid, liability, 72.4  
   Schoolhouse erection or repair, 297.8  
   Secondary road construction, 309.58, 314.1  
   Street or sewer improvements, 391.28-391.33  
   Subcontractor's provisions on bond, 573.6  
   Suit by public corporation, 573.26  
   Venue of action against surety company, 616.15  
   Water district construction, 357.17  
   Water district improvement, 357.17  
 Bonds, sureties, discharge, 65.10  
 Claims for labor and material  
   Attorney fees taxed as costs, 573.21  
   Claimants joined as parties to suit, 573.17  
   Claims paid only from withheld percentage, 573.25  
   Filing of, where filed, 573.7  
   Fund retained to pay, 573.12-573.14  
   Highway claims, where filed, 573.8  
   Insufficient funds, order of payment, 573.19  
   "Material" defined, 573.1(4)  
   Order of payment from fund, 573.18, 573.19  
   Payment from retained fund, proof, 573.15  
   Retained fund to pay claims, 573.12, 573.13  
   "Service" defined, 573.1(5)  
   Subcontractor's rights on bond, 573.6(1)  
   Work stopped, how claims are paid, 573.23  
 Construction defined, 573.1(3)  
 Contract law in general, *see CONTRACTS, subhead Public Contracts*  
 Control board, contracts, 218.60-218.64  
 Convict labor, county or city, 356.16-356.20  
 Definitions, 23.1, 573.1(2)

**PUBLIC IMPROVEMENTS—Continued**

Employment preference, military, 70.1-70.8  
 Filing claims, percentage only held, 573.25  
 Filing of claims after action brought, 573.11  
 Highway claims, where filed, 573.8  
 Injunctions against, hearing, R.C.P. 326  
 Injuries to internal improvements, 716.1-716.19  
 Insufficient funds, order of payment, 573.19  
 Internal improvements, *see INTERNAL IMPROVEMENTS*  
 Investigation, evidence, crimination, immunity, 622.15(15), 622.16  
 Judgment on bond when claims unpaid, 573.22  
 Labor and products, Iowa, preferred, 73.1-73.10  
 Labor of prisoners, earnings, 356.16-356.20  
 Limitation of action against subcontractor, 573.6  
 Limitation on contract payments, 573.12  
 Mechanics' liens, 572.1-572.29  
 Municipal, alternative method, ch 391A  
 Order of payment from retained fund, 573.18, 573.19  
 Payment before work completed, 573.27  
 Payment from primary road fund, 573.24  
 Payment from retained fund, 573.15, 573.18  
 Payments under public contracts, 573.12  
 Preference for Iowa products and labor, 73.1-73.10  
 Preference, military service, employment, 70.1-70.8  
 Priority of filing claims within class, 573.19  
 Prisoners' labor, county or city, 356.16-356.20  
 Property converted to money to pay claims, 573.20  
 "Public corporation" defined, 573.1(1)  
 "Public improvements" defined, 23.1, 573.1(2)  
 Retention percent of estimates, 573.12  
 Service defined, 573.1(5)  
 Time of filing claims, 573.9, 573.10  
 Unpaid funds to be retained, 573.14

**PUBLIC INSTRUCTION DEPARTMENT, STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*  
 Boundary study at request of local boards, 274.38  
 Co-operation with county conservation commissions, 111A.9  
 District conterminous with congressional districts, 257.3  
 District convention, delegates, 257.5  
 Employees, 257.21  
 Established, 257.19  
 Handicapped children, education  
   Appeal or disagreement, directors duty, 281.7  
   Census of handicapped children, report, 281.5  
   Children requiring special education, 281.1  
   Cost reimbursement report filed, 281.10  
   Creation of division in department, 281.1  
   Definition of "handicapped children", 281.2  
   Division organized and staffed, 281.1  
   Duties and powers enumerated, 281.3  
   Instruction requirements provided, 281.7  
   Requisition on comptroller for warrant for cost, 281.10  
   Rules and regulations, authority, 281.3(12)  
   School classes and facilities, approval, 281.4  
 Inspectors, enforcement of part-time school law, 289.7

**PUBLIC INSTRUCTION DEPT.—Continued**

Interagency liaison, 28C.1  
 Joint reorganization districts, decisions, 275.10  
 Member on war surplus commodities board, 20.1  
 School district reorganization, co-operation, 275.10  
 State aid for transportation, powers and duties, 285.1-285.15  
 State aid to school districts, supplementary, claims verified and certified, 286.7  
 Transportation of school pupils, state aid  
   Appeal heard by superintendent, 285.12  
   Appeals to district court, 285.12, 285.13  
   Division organized and staffed, 285.6  
   Powers and duties of department, 285.8  
   Regulatory powers, how shared, 285.7  
   Reimbursement computed, 285.3

**PUBLIC INSTRUCTION, STATE BOARD**

Appointment of member at large, 257.3  
 Areas attached to school district, approval required, 275.1  
 Assistant superintendent appointed, 257.22  
 Children requiring special education (handicapped), division approved, 281.1  
 Compensation of members, 257.6  
 County superintendent, vacancy filled, 273.17  
 Districts allotted one member each, 257.3  
 Election of members, 257.5  
 Established, 257.1  
 Federal aid, 283.1, 283.2  
 Handicapped children, organization of department approved, 281.1  
 Junior colleges, standards, 280.18, 286A.3  
 Meetings, 257.8  
 Mining camp school sale, 297.26  
 Money judgments not rendered, 290.6  
 Oath of office, 257.4  
 Office in capitol, 257.7  
 Powers and duties, 257.9, 257.10  
 Professional staff appointed, dismissed, 257.24  
 Qualifications of members, 257.2  
 Reorganization plans and suggestions approved, 275.3  
 Reorganization plans when local unit fails to act, 275.1  
 Salaries of superintendent, assistant, 257.24  
 School district reorganization, controversies resolved, 275.8  
 State aid, rules and regulations approved, 286A.6  
 Superintendent appointed, 257.11  
 Supplies, 19.25  
 Term of office, 257.3  
 Vacancies, 257.4  
 Vocational board, 258.2

**PUBLIC INSTRUCTION, SUPERINTENDENT**

Alcoholism, duties, 123A.3  
 Annotated school statutes printed, 257.18(22, 23)  
 Appeals heard, 257.10(4), 257.18(10), 260.26, 290.5, 290.6  
 Appointed, 257.11  
 Assistants, 257.22  
 Authentication of papers, 257.18(3)  
 Blanks for school officers reports, 291.10  
 Bond required, amount, 64.6(7), 257.14  
 Bus driver's permit, 285.11(11)  
 Census, school, blanks prepared, 279.22, 291.9, 291.10

**PUBLIC INSTRUCTION, SUPT.—Continued**

Certificates, applications, 260.15  
 Charitable institution children, high school tuition, 282.1, 282.22  
 Child labor, blanks prepared, 92.9  
 Children requiring special education (handicapped), division organized, 281.1  
 Classification of school to be made, 257.18(17)  
 Committees, 257.18(5)  
 Conferences on educational improvement, 257.17, 257.18  
 County superintendent as contact, 273.18(20)  
 Courses of studies in schools  
   *General provisions*, 280.7  
   Constitution courses outlined, 280.7  
   High and graded school courses approved, 280.17  
   Junior college standards fixed, 280.18  
   Physical education teaching prescribed, 280.13  
 Dissemination of educational information, 257.4  
 Duties in general enumerated, 257.17, 257.18  
 Educational examinees, duties, 260.3  
 Educational examiners, expenses certified, 260.27  
 Election for office contested, 61.1-61.14  
 Examinations for rural graduates, 257.18(21)  
 Executive officer, state board, 257.16  
 Fees for certain certificates paid to, 260.15  
 Handicapped children division organized, 281.1  
 Inspectors and inspection  
   Junior colleges inspected, 280.17  
   Mileage allowed, 20.5, 79.9  
   Part-time schools inspected, 289.7  
 Institutes to be held in counties, 257.18(20)  
 Judgment for money on appeal not permitted, 290.6  
 Junior colleges, establishment approved, 280.18  
 Member of board, library and historical department, 303.2  
 Money judgment not rendered, 290.6  
 Oath, 257.13  
 Office located in capitol, 257.15  
 Part-time school law enforced, 289.1-289.7  
 Permission to form or enlarge school district granted, 275.3  
 Political nomination objections heard, 44.6  
 Power of superintendent in general, 257.17, 257.18  
 Qualifications required, 257.12  
 Regulations for teachers not retroactive, 294.2  
 Reorganization plans and suggestions prepared, 275.4  
 Reports made by superintendent  
   Comptroller, 257.18(18)  
   Governor, 17.1-17.3, 257.18(19), 260.28  
   Persons of school age, 8.6(9), 157.4(12)  
 Reports received  
   Charitable institutions, children attending public high school, 282.18  
   County auditor, 333.13(1)  
   County superintendent's reports, 272.8, 273.18(26), 273.21, 293.3, 301.22  
   Penalty for school officers failure, 687.7  
 Salary, 257.24  
 School census blanks prepared, 279.22  
 School lunch program duties, 283A.1-283A.5

**PUBLIC INSTRUCTION, SUPT.**—Continued

- Standard schools, requirements for state aid prescribed, duties, 293.1–293.7
- State aid administration, 286A.6
- Supplies, furnished, 19.4, 19.19
- Teachers' certificates, appeal from revocation, 260.25, 260.26
- Transportation, uniform driver's contract, 285.5 (9)
- Tuition, children in boarding schools, reports, 282.23
- Tuition, children in institutions, 282.18
- Vocational education, duties, 258.3

**PUBLIC LANDS**

Electric lines, franchise, 489.1–489.5

## Federal

- Condemnation, may acquire in Iowa, 1.4
- Exempt from taxation, 427.1(18)

## Federal land office

- Commissioner may regain state land, 10.9
- Lists of federal lands certified, 10.11
- Record or copies in evidence, 622.41–622.51
- Tract books, use, 10.3

Forest preserves, acquisition, 1.5–1.9

Jurisdiction, exclusive, 1.2, 1.4, 1.10

Offenses and punishments on, laws, 1.10

Patents to railroads recorded, 558.9, 558.10

Purchased from state, tax exempt, 427.1(18)

Relinquishment to United States, 10.9

Service of process, state reserves right, 1.4

State districts thereon, aid, 284.1–284.7

State jurisdiction subject to federal, 1.2

Taxation, exempt, 1.4

Wild life refuges, acquisition, 1.5–1.9

Public parks, chs 111, 370, *see CITIES AND TOWNS, subhead Parks; PARKS*

Public squares, *see CITIES AND TOWNS*

Settlers on public lands, 560.2(5), 658.8

## State lands

Acquisition of title by state, 569.1–569.8

Board of education, sale or purchase, regulations, 262.10

Buildings and property, *see STATE OF IOWA*

Color of title in state, governor may relinquish, 10.9

Communication companies, use granted, 488.1–488.3

## Conveyances

Generally, 10.1–10.14

School lands, 302.7, 302.8, 302.34–302.36

Unused highway right of way, 313.53–313.57

Damages, treble for waste, 658.4, 658.8

Dams affecting, permit required, 469.30

Errors in deeds, correction, 10.10

List prepared, 10.11

Purchased, tax exempt one year, 427.1(18)

Separate tract books kept, 10.2

Settlers, right to use, 658.8

Soil conservation, use, 467A.7

State districts thereon, aid, 284.1–284.7

Timber, settlers right to use, 658.8

Title relinquished to United States, 10.9

Trespass, settlers not trespassers, 658.8

Use for water power purposes, 469.30, 470.3

**PUBLIC LIBRARIES**

*See LIBRARIES*

**PUBLIC MEASURES**

*See ch 6*

**PUBLIC OFFENSES**

*Specific offenses, see CRIMES*

Classified, 687.1

Felony, generally, 687.2, 687.3

Misdemeanor, generally, 687.4, 687.6, 687.7

Motor vehicle law, 321.482, 321.483

Punishment, conviction required, 687.5

Threat to commit, 760.1–760.14

**PUBLIC OFFICERS**

*The index under this head is of general applicability. For specific provisions see particular officers*

## Accounts

Audit, *see subhead Audit of Accounts below*

Examination by budget and financial control committee, 2.43, 2.44

Failure to, disqualified from holding office, Const., Iowa, III, 23

Failure to pay to state treasurer, 8.8–8.10

Failure to report expenditures, 740.11

Inspection, by whom, 79.8

Actions against, limitation, 614.1(4)

Actions against, venue, 616.3(2)

Actions, representative capacity ceases, successor as party, R.C.P. 20

Acts of general assembly, distribution, 16.24

Administration of oaths in general, 78.1–78.3

Administrative rules and regulations, 17A.1–17A.10

Advertisements for bids, form, 73.2

Affidavits by, fees in general, 79.3(1)

Annotations to Code furnished, 16.2(7), 16.25

Anticipatory warrants, failure of duty, 454.27

Appeal from decision to district court, procedure, R.C.P. 368

## Appointments

*See main topic head for particular officer*

*See also CITIES AND TOWNS; COUNTY BOARD OF SUPERVISORS; GOVERNOR*

Approval, when relative appointed, 71.1

Confirmation by senate, 2.40, *see GENERAL ASSEMBLY*

Constitutional provisions, Const., Iowa, III, 21; IV, 10; XI, 6

County officers, *see COUNTY BOARD OF SUPERVISORS*

Deputies, state officers, 27.1, 27.2, 685.5

Duration, 69.11

Employees, limitations, 70.1–71.1

Governor's appointments, *see GOVERNOR*

Impeached person, substitute, 68.5

Mayor's appointments, *see CITIES AND TOWNS, subhead Mayor*

Nepotism prohibited, 739.4, 739.10

Soldiers and sailors, preference, 70.1, 365.10

Supreme court appointees, vacancies, 69.8(3)

Township offices, vacancies, 69.8(1)

Vacancies in general, 69.8–69.11

Attorney general, duty to represent, 13.2–13.7

**PUBLIC OFFICERS—Continued**

Audit of accounts  
 Cities and towns, 11.7–11.17, 363.43  
 Counties, 11.6–11.17  
 Schools, 11.7–11.17  
 State departments, 11.1–11.5, 739.6

Authentication of books and records, federal statute, page liv, Vol. I

Automobile, 79.9

Bank deposits, 453.1, 526.37

Bids, sealed, divulging, penalty, 72.3, 72.4

Boards and commissions, accounts examined by interim committee, 2.43, 2.44

Bond, action, divulging sealed bids, 72.4, 622.15(12)

Bonds, official, 64.1–64.25, *see BONDS*

Bonds, official, security to the body politic, 666.1

Books and papers, disposition in quo warranto, 660.2

Books and records  
 Authenticated by double certificate, 739.2  
 Inspection, state offices, 79.8

Budget and financial control committee, inspections and recommendations, 2.43, 2.44

Budgets, ch 8, *see BUDGETS AND FINANCIAL CONTROL*

Bulk sales law not applicable to judicial sales, 555.3

Campaign funds  
 Corporation not to contribute, 491.69–491.71  
 Donations by nonresidents, 740.14, 740.18  
 Soliciting from state employees, 740.13–740.18  
 Statement of expenses to be filed, 56.1–56.9

Candidates for public office, *see ELECTIONS*

Certificate of search, lost record, 622.48

Certified copies of records, evidence, 622.43

Certified copies of records furnished, 622.46

Certiorari, ch 662, *see CERTIORARI*

City or town officers, *see CITIES AND TOWNS*

Coal, domestic given preference, 73.1–73.10

Code of Iowa furnished, 16.2(7), 16.24

Commencement of term of office, 39.8

Commissions and boards, records examined by interim committee, 2.43, 2.44

Compensation paid monthly, 79.1

Confidential communications against public interest, 622.11

Confirmation of appointments, senate, 2.40

Contesting elections, chs 56–62, *see ELECTIONS*

Contracts, *see CONTRACTS, subhead Public Contracts*

Contributions for political purposes, 740.13, 740.18

Convention expenses, 8.13(2)

Co-operation required by interim committee, 2.44

Corruption, chs 738–740

County officers, *see main topic head for particular officer*

Deposited funds lost, liability, 453.8

Deposit of funds, 453.1–453.8

Deputies  
 Administration of oaths, when, 78.1–78.3  
 Bonds, principal's liability, 64.15  
 Relatives, employment forbidden, 71.1, 71.2

Disqualification  
 Accepting bribes, 739.3  
 Dueling, Const., Iowa, I, 5  
 Failure to account, Const., Iowa, III, 23; 63.13

**PUBLIC OFFICERS—Continued**

Disqualification—Continued  
 Impeachment, Const., Iowa, III, 20; 68.13  
 Legislative members, from another office, Const., Iowa, III, 21

Elected officers, resignations made to governor, 69.4

Elected prior to expiration of term, 39.7

Election, *see ELECTIONS*

Election misconduct, penalty, 43.119, 47.43, 49.113

Embezzlement  
*General provisions*, penalties, 710.1–710.3  
 Definition of public officer, 710.3  
 Larceny by embezzlement, 710.1, 710.2  
 Return of funds, no relief from penalty, 710.1

Employment, preference, Iowa labor, 73.3, 73.5

Employment, preference, military, 69.6–70.8, 365.10

Evidence, records or certified copies admissible, 622.37, 622.38

Expense and mileage, when allowed, 79.9–79.11

Expenses  
 Approval by executive council, 19.29–19.31  
 Collection and accounting, special charge to grand jury, 770.16  
 Collection of fees due his office, 666.4  
 Conventions, 8.13(2)  
 Election, statement to be filed, 56.1–56.9  
 Expense, when allowed, 20.5, 79.9–79.13  
 Payable, when, 79.4, 79.5  
 Receipt for, 79.6  
 Report in general, 79.7  
 Report monthly, by city officers, 420.16  
 Services in general, 79.3  
 Witness in court, 622.70, 622.71

Fines and fees collected, report of, 79.7

Forfeiture of office, quo warranto, R.C.P. 299–303

Funds deposited, 453.1–454.34

Funds lost in depository, liability, 453.8

Helper, relatives, employment forbidden, 71.1, 71.2

Holding over  
 Elective officer, 63.7, 63.8, 69.1  
 Lame duck rule abrogated, Const., U. S., Amend. 20, 1 and 2  
 Officer filling vacancy, Const., Iowa, XI, 6  
 Penalty, after suspension, 67.6  
 Term of office, 69.1

Impeachment, procedure, 68.1–68.14

Interest on public funds prohibited, 453.7

Joint authority, majority to act, 4.1(4)

Judicial functions  
 Certiorari for exceeding jurisdiction or acting illegally, R.C.P. 306  
 Witnesses interested no bar, 622.3

Leave of absence, 79.1

Liability for deposit of public funds, 453.8, 454.13

Liability insurance for employees, 517A.1

Limitation of actions against, 614.1(4)

Lost records, copies as evidence, 622.37, 622.38

Majority to act, under joint authority, 4.1(4)

Mandamus against, ch 661, *see MANDAMUS*

Manner and time of qualifying, 63.1–63.13

Mileage and expense, when allowed, 79.9–79.11

Misconduct or neglect in office, ch 740



**PUBLIC OFFICERS—Continued**

## Motor vehicles

- Fees for use of private car, 21.4, 79.9–79.13
- Labeling publicly owned, 740.21, 740.22
- Use of public car in campaign prohibited, 740.15

## Narcotics, possession, when exempt, 204.12

## Nepotism prohibited, 71.1, 71.2

Nominations, chs 43–46, *see ELECTIONS*

## Oath of office

*General provisions*, 63.3–63.13

## Appointees to fill vacancies, Const., Iowa, XI, 6; 63.8

## Bond, oath to be on or attached to, 63.11

## Civil officers not otherwise provided for, 63.10

## Constitutional, Const., Iowa, XI, 5

## Failure to take, penalty, 740.11

## Form of oath, 63.10

## Incumbent holding over, 63.7, 63.8, 63.12

## Temporary officer, 63.9

## Time of qualifying, 63.1

## Vacancies filled by election, 63.8

## Oaths or affirmations in general, 78.1–78.3

Official bonds, ch 64, *see BONDS*

## Opinions of attorney general furnished, 13.2(4), 109.35

## Opinions of county attorney, 109.35, 336.2

## Oppression, grounds for removal of appointive state officer, 66.26(4)

## Ouster proceedings

Impeachment, ch 68, *see IMPEACHMENT*Quo warranto, ch 660, *see QUO WARRANTO PROCEEDINGS*

## Removal of officers, chs 65–67

## Patronage, nepotism prohibited, 71.1, 71.2

Police officers, ch 748, *see PEACE OFFICERS*

## Preference given Iowa products and labor

## Required, penalty for noncompliance, 73.1–73.10, 218.52

## Soldiers employed, 70.1–70.8, 365.10

## Prison-made goods, mandatory purchase, 246.23

## Prison-made goods, price list furnished, 246.21

## Private use of public property, penalty, 740.20–740.22

## Privileged communications against public interest, 622.11

## Proceedings presumed regular, 622.56

## Products raised or mined in Iowa, required use, 73.1–73.10, 218.52

Public contracts, ch 23, *see CONTRACTS*

## Public funds, interest not permitted, 453.7

## Public records or certified copies, evidence, 622.37, 622.38

## Public records, transcript of, fees, 79.3(3)

## Purchases, preference to Iowa products, 73.1–73.10, 218.52

## Qualifying for office

## Appointee to fill vacancy, 63.8

## Approval of bond, funds accounted for, 63.13

Bond requirements, 63.1, 63.11, *see BONDS*

## Civil officers generally, 63.1, 63.10

## Contest, qualifying, time, 63.4

## Deputy state officers, 27.2, 685.5

## Election contest, effect, 63.4

## Funds and property accounted for, 63.13

**PUBLIC OFFICERS—Continued**

## Qualifying for office—Continued

## Governor and lieutenant governor

## Oath of office in joint convention, 63.5

## Time for qualifying, 63.5

## Impeached officer, substitute, 68.5

## Judges of courts of record, 63.6

## Manner, 63.1

## Oath of office, Const., Iowa, XI, 5; 63.10, 63.11

## Officers holding over, 63.7

## Officers in general, 63.1, 63.10

## Re-elected incumbent, 63.12

## Temporary officer, 63.9

## Time and manner of qualifying, 63.1

## Unavoidable casualty, effect, 63.3

## Vacancies, time to qualify, 63.8

Quo warranto proceedings to test rights, ch 660, *see QUO WARRANTO PROCEEDINGS*

## Records or certified copies admissible in evidence, 622.37, 622.38

## Relatives, employment prohibited, 71.1, 71.2

## Religious test prohibited, Const., Iowa, I, 4

## Removal from office

## Appeal

## Effect, proceedings not stayed, 66.22

## Hearings before supreme court, 66.21, 66.22

## Appointive state officers, 66.26–66.28

## Attorney general's duty, 11.16, 66.3, 66.10, 66.23

## Bond for costs, 66.4

## City or town officers

## Council may remove, grounds, 66.29

## District court also has jurisdiction, 66.29, 66.30

## Ordinance, may provide procedure, 66.30

## Costs, by whom paid, 66.23, 66.24

## County attorney's duty, 66.3, 66.11

## County conservation board member, 111A.2

## County officers, by supervisors, 332.3(9)

## Dismissal, effect, costs, 66.23

## District court, proceedings in, 66.1

## Evidence, 66.27, 67.5, 67.13

## Expense of judge and reporter, 66.25

## Governor may direct filing of petition, 66.10

## Grounds for removal

## Appeal board violations, 24.24

## Bonds, failure to furnish, 65.3, 65.8

## Bribery, acceptance of bribe, 739.1–739.3

## Budget law violations, 24.24

## City or town officers, 66.29

## Corruption or extortion, 66.1

## Executive council, removal by, 66.26

## Fees, misappropriation, 740.8

## Felony conviction, 66.1

## Gratuities received by institution officers, 741.7

## Intoxication, 66.1(6)

## Reports which disclose grounds, 67.13

## Revealed by auditor's examination, 11.16

## Willful misconduct or neglect, 66.1

## Hearing in vacation or term time, 66.18

Impeachment, ch 68, *see IMPEACHMENT*

## Judge from outside district, procedure, 66.13–66.17

## Judgment of removal, 66.20

## Jurisdiction of proceedings, 66.2

## Notice served upon accused, 66.6, 66.17

**PUBLIC OFFICERS—Continued**

## Removal from office—Continued

- Order of suspension, reported, 66.19
- Order of time and place issued, 66.15, 66.16
- Petition and other pleadings, 66.3, 66.5
- Probable cause, want of, costs taxed, 66.24
- Report, copy to governor, attorney general, 67.13
- Salary pending hearing, 66.9
- Special prosecutor, when appointed, 66.12
- Suspension pending hearing, effect, 66.7–66.9
- Temporary officer, who appoints, 66.19
- Trial, summary, equitable action, 66.18
- Witness fees, 66.27, 66.28

## Reports, fees and fines collected, 79.7

## Residence requirements, Const., Iowa, III, 4, 5; IV, 6

## Resignations

- County supervisors, absence from county, 331.12
- Method of making, 69.4
- Notary public, 77.14–77.17
- Officer receiving, to notify appointive agency, 69.7

## Rules and regulations of departments published, 14.3(7)

## Salaries

- Assignment of, requirements, 536.17, 539.4
- City and town officers, 363A.4
- Commission cities, 416.41–416.43, 416.57
- County officers and deputies, 340.1–340.18
- State officers and employees, how paid, 79.1
- Suspension pending impeachment action, 67.7

## Seal, definition of “seal”, 4.1(14, 20)

## Sealed bids

## Evidence, crimination, immunity, 622.15(12), 622.16

## Penalty for divulging contents, 72.3, 72.4

## Seal of office, fee for affixing, 79.3(2)

## Seal, when presumed attached, 622.37

## Sex no disqualification, Const., Iowa, Amend. 1926; 39.25

## Sinking funds, failure of duty, 454.27

## Statement of election expense, 56.1–56.9

## Successors, when chosen, 39.7

## Summary judgment on motion for money or damages, R.C.P. 239

## Sureties, ch 65

## Suspension of officers

- Additional security, failure to give, 65.3
- Appointment of commission by governor, 67.1
- Commission to examine accounts, 67.1
- Compensation of commissioners, 67.12
- County, township, city or town officers, 66.7
- Exercising office after, penalty, 67.6, 67.7
- Failure to impeach or convict, 67.11
- General assembly, governor reports to, 67.10
- Governor's duty, 67.5, 67.9
- Grounds, 11.5, 65.8, 66.7, 68.2
- Impeachment, ch 68, *see IMPEACHMENT*
- Order of suspension, effect, 67.6, 67.7
- Power of the commission, 67.2
- Report to governor by commission, 67.4
- Salary pending suspension, 67.7
- State protected from loss, 67.9

**PUBLIC OFFICERS—Continued**

## Suspension of officers—Continued

- Subpoena by commission, witnesses, 67.3
- Temporary appointment, 66.19, 67.8
- Tax commission, duty to inform, 421.18
- Temporary officer, pending removal or suspension, 66.19, 67.8
- Term of office, 39.8, 69.1
- Vacancies in nominations filed, 43.76–43.88

**Vacancies in office**

- Appointees finish term, Const., Iowa, XI, 6
- Appointees to fill, oath, 63.8, 63.10, 66.19, 67.8, 69.6, 69.8, 69.10
- Appointees to vacancy, tenure, 69.11
- Appointments in writing, where filed, 69.10
- Canvass of votes to fill, 50.46
- Constitutional provisions, Const., Iowa, IV, 10, 17, 19; XI, 6
- Definition of vacancy, 69.2
- Duty of officer receiving resignation, 69.7
- Elections to fill, 39.2, 39.6, 69.11–69.14
- Filled, term commences on qualification, 39.8
- Governor takes over vacant state office, 69.3
- Holding over, until successor qualifies, 69.1
- Manner of filling, 43.97, 69.8
- Nominees, manner of choosing, 43.78–43.84, 43.97
- Occurrence before or after convention, 43.81, 43.82
- Possession of vacant office, who takes, 69.3
- Provisions in general, 69.1–69.14
- Record made in election book, 65.3, 65.8
- Removed person not eligible, 69.9
- Resignations, to whom made, 69.4
- Special election to fill vacancy, when, 69.14
- State boards, 69.6
- Successive officers entitled to possession, 69.3
- Tenure of holdovers, 39.8, 39.14, 69.11, 69.12
- Tenure of vacancy appointee, 69.11
- What constitutes vacancy, 69.2
- When filled, 69.13
- Vacations, when and to whom granted, 79.1
- Venue of actions against, 616.3(2)

**Violations**

- Acceptance of bribes, penalty, 739.2
- Accepting reward for public duty, 739.10
- Assuming to be an officer, falsely, 740.5
- Automobile, public, political use, 740.20–740.22
- Bidder, contract agreements prohibited, 553.23
- Bids, sealed, divulging contents, 72.4, 622.15(12)
- Bonds, failure of duty at sale, 75.7, 739.10
- Bribery of public officers, 739.1
- Budget law, violation, misdemeanor, 24.24
- Certificates, fraudulent, making, 740.12
- Contracts and bonds, violations, 24.24
- Contracts to spend more than authorized, 740.11
- Corruption of public officers, 739.1, 739.11
- Corrupt solicitation of places of trust, 739.4, 739.5
- Duties, failure to perform, misconduct or neglect, punishment, 740.1–740.22
- Election expenses, failure to file statement, 56.9
- Election judges, misconduct, grounds for contest, 57.1(1)
- Embezzlement by public officers, 710.1–710.3
- Exercising office without authority, 740.4
- Extortion, 740.1
- Failure to report expenditures, 740.11

**PUBLIC OFFICERS—Continued**

## Violations—Continued

- False entries of fees, 740.9
- Falsely assuming to be an officer, 740.5
- False records, returns or receipts, 740.12
- Fees, failure to pay over, 740.7
- Fees, taking more than lawful, 740.1, 740.10
- Grand jury to investigate, misconduct, 771.2(3)
- Gratuities or tips, 741.1, 741.2, 741.9, 741.10
- Grounds for removal from office, *see subhead Removal from Office above*
- Illegal sale of real estate or securities, 528.86
- Influencing officials, unlawfully, 739.11
- Institutional officers, gratuities, 741.6, 741.7
- Insurance company officials, misdemeanor, 515.121
- Iowa labor and material, failure to give preference, 73.3–73.5
- Jury selection, delinquency, 609.46
- Maladministration in office, 66.1, 66.26, 66.29
- Malfesance, Const., Iowa, III, 20
- Misappropriating fees, 740.8
- Misappropriation, sinking fund, liability, 454.13
- Neglect of duty, penalty, 740.19
- Neglect or misconduct in office, 740.1–740.22
- Oath, willful failure to take, 740.11
- Oppression in official capacity, 740.3, 740.4
- Original notice, failure to file or return, 617.2
- Political activities and contributions
  - Board of control, 217.5, 740.13
  - City waterworks trustees and employees, 399.31
  - Civil service employees of city, 365.29, 365.30
  - Commerce counsel, 475.4
  - Conservation commission, 107.22
  - Corporations, 491.69–491.71, 740.14, 740.18
  - Employees of state, prohibited, 740.13, 740.18
  - Evidence in prosecution, immunity, 622.15(6), 622.16
  - Industrial commissioner, 86.4, 86.5
  - Liquor control commission officers and employees, 123.14
  - Motor vehicles of state, use of, 740.13, 740.18
  - Nonresident contributions, use prohibited, 740.14, 740.18
  - Old-age assistance employees, 249.3
  - Primary elections, illegal voting, 738.24–738.29
  - Procuring vote by duress, 738.15
  - Prosecutions, witnesses, 515.135(6)
  - Services for hire, 738.2–738.6
  - Soliciting from state employees, 740.13, 740.18
  - Statement of contributions of candidates, 56.1–56.9
  - Tax commission members, 421.4
  - Unemployment compensation appointments, 96.11(d)
  - Voting more than once, 738.7
  - Voting when not qualified, 738.8–738.10
  - Waterworks board and employees, city, 399.31
  - Witness, crimination no excuse, immunity, 622.15(6), 622.16
- Private use of public property, 740.20, 740.22
- Promises of candidate, penalty, 49.120–49.122
- Public contracts, unauthorized expenditures, 72.1, 72.4
- Report of fines and forfeitures, penalty, 666.6
- Reports, willful failure to make, 740.11

**PUBLIC OFFICERS—Continued**

## Violations—Continued

- Solicitation of places of trust, 739.5
- State employees, no gratuities, 741.9, 741.10
- State-owned cars, use prohibited, 740.15
- Stirring up quarrels and suits, 740.6
- Witness fees, false certificate, 740.2
- Witnesses, fees, 622.70, 622.71
- PUBLIC POLICY**
- Bills of lading when not contrary to, 487.10
- Contracts contrary to
  - Carriers, limiting liability to employees, 479.7, 479.122–479.125
  - Gambling contracts, 537.4
  - Insurance promotion, 506.5
  - Trade restraint contracts, 553.4
  - Unfair discrimination, 551.5
  - Workmen's compensation, 85.18, 85.54
- Corporation articles, against, refusal to file, 491.6

**PUBLIC RECORDS**

- Archives defined, 303.9
- Authentication, federal law, page liv, Vol. I; 558.22–558.29, 622.52–622.55
- Certified copies as evidence, *see EVIDENCE*
- Certified copies generally, *see CERTIFIED COPIES*
- Copies furnished, 622.46
- Copies furnished free to veterans, 335.10
- Cost of restoring lost records paid by county, 647.5
- Court records, *see DISTRICT COURT*
- Fees in general for transcripts, 79.3
- Forgery, penalty, 718.1(1), 718.2, 718.10
- Historical society, state, 17.3, 304.1–304.7
- History and archives department, 303.1–303.12
- Identification as evidence, 622.101
- Larceny of public records, 709.1
- Lost records, 622.48, 647.1–647.5
- Official report and document, 17.1–17.29

**PUBLIC SAFETY DEPARTMENT, STATE***General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Administration financial responsibility law, 321A.2
- Appointment and dismissal of personnel, 80.4–80.16
- Arrested persons kept by sheriff, 755.16
- Attorney general, requisition of officers, 80.22
- Automobiles obtained, ch 21
- Automobiles use, sign requirements, 20.3(7), 740.21
- Commissioner of public safety
  - Administration motor vehicle dealers law, 322.1
  - Appointment by governor, 80.2
  - Approval of motor vehicle equipment, 321.424–321.429
  - Compensation, 80.2
  - Definition, motor vehicle law, 321.1(33)
  - Deputies and inspectors, appointed, 80.8
  - Divisions and divisional headquarters, 80.17, 80.20
  - Duty of enforcing motor vehicle laws, 321.3
  - Emergency vehicle, certificates issued, 321.451
  - Governor to approve his appointments, 80.8

**PUBLIC SAFETY DEPT., STATE—Continued**

## Commissioner of public safety—Continued

- Leave of absence for injuries recommended, 79.1
- Liquor conveyance forfeiture notice, 127.11, 127.12
- Motor carriers, cancellation of certificate, 325.33
- Motor vehicle department head, 321.2, 321.3
- Motor vehicle law, duty of administering, 321.3
- Motor vehicle lighting type approved, 321.447
- Motor vehicle registration, interstate agreements, 321.56
- Motor vehicle sales financing law violations, 322.23, 322.24
- Nonresident motor vehicle notices, 321.498(2)
- Offense memoranda, forms prescribed, 321.485
- Officers and employees appointed, 80.8
- Process agent, 321.498-321.509
- Railroad employees made special agents, 80.7
- Reciprocity agreements, motor vehicle registration, 321.56
- Rules for change of motor vehicle engines, 321.44
- Safety patrol under commissioner's jurisdiction, 321.25
- Vacancy, appointment, how made, 80.3
- Weapons, issued to nonresidents, 695.9
- Common carrier by rail, special agent for, 80.7
- Co-operation with local authority required, 321.6
- Criminal investigation and identification
  - General provisions*, 749.1-749.3
  - Agents and employees appointed, 80.8
  - Bertillon system, use authorized, 782.8
  - Cigarette law enforcement aided, 98.25(3)
  - Conveyances used in liquor violations, 127.11-127.19
  - Duties, general, allocated, 80.9, 80.17
  - Employees, appointment and dismissal, 80.8, 80.15
  - Establishment of division and bureau, 80.17
  - Fingerprinting, 749.2, 749.3
  - Identification by photographs, measurements, 782.8
  - Identification department established, 749.1
  - Information for crime detection, 80.9(2, d)
  - Information, liquor convictions, 125.6
  - Instruction in criminal investigation, 80.11
  - Leave of absence, injuries in line of duty, 79.1
  - Liquor conveyance forfeiture notice, 127.14, 127.15
  - Local peace officers to co-operate, 749.1
  - Radio broadcasting system, 750.1-750.5
  - Sheriffs may use services of department, 337.1
  - Wounds indicating crime, reported, 147.112
- Department created, 80.1
- Department of justice, agents furnished, 80.22
- Deputies, appointed by commissioner, 80.8
- Divisional headquarters, authorized, 80.20
- Divisions enumerated, 80.17
- Duties of the department, 80.9, 80.17
- Education in public safety, 80.19
- Employees, appointed, dismissed, 80.8, 80.15
- Examination required of applicants, 80.15
- Expenses and equipment, furnished, 80.18
- Fees and rewards, go to department fund, 80.21
- Fire marshal, 100.1-100.34

**PUBLIC SAFETY DEPT., STATE—Continued**

## Fire protection division

- Duties, general, allocated, 80.9, 80.17
- Fire marshal, chief officer, 100.1
- Gun permits issued, 695.9
- Headquarters in various parts of state, 80.20
- Highway safety patrol
  - Administration by commissioner, 80.4
  - Aeronautic law enforcement aided, 328.12(7)
  - Appointment and dismissal of personnel, 80.4-80.18
  - Arms provided for members, 80.18
  - Boarding of members provided, 80.18
  - Chief, assistant, and supervisory officers, 80.5
  - Dismissal of members, procedure, 80.15
  - Driver's license examiners, 321.187
  - Duties, delegated, allocated, 80.8, 80.9, 80.17
  - Employees, appointment and dismissal, 80.8, 80.15
  - Expenses paid from appropriations, 80.8, 80.21
  - Impersonating an officer, penalty, 80.6
  - Industrial disputes, members not to be used, exceptions, 80.24
  - Instruction schools held, 80.11-80.14
  - Law of the road, 321.228-321.371
  - Leave of absence for injuries in line of duty, 79.1
  - Members as office personnel, limitation, 80.4
  - Number of members of patrol limited, 80.4
  - Oath required of members, 80.15
  - Officers and employees, appointment, 80.8
  - Political affiliation of members, 80.4
  - Promotions, seniority and merit basis, 80.5
  - Qualification for membership, 80.15
  - Rewards not to be retained, 80.21
  - Salaries paid from appropriations, 80.8, 80.21
  - Supervisory officers, limited, 80.5
  - Traffic laws, 321.228-321.371
  - Uniforms provided, 80.18
  - Uniform, wearing to deceive, penalty, 80.6
  - Workmen's compensation not applicable, 85.61, 85.62
- Impersonating an officer, 740.5
- Industrial disputes, department powers, 80.23
- Inspection division
  - Duties, general, allocated, 80.9, 80.17
  - Expenses from appropriations, 80.8, 80.21
  - Fires and fire escapes, 100.2-100.11, 103.1-103.17
  - Inspectors, appointed by commissioner, 80.8
  - Motor carriers, certificated, ch 325
  - Motor carriers, truck operators, ch 327
  - Peace officers powers vested in inspectors, 80.9
  - Salaries of inspectors from appropriations, 80.8
- Inspection of specially constructed and reconstructed vehicles, 321.23
- Instruction of peace officers, 80.10-80.14
- Interdepartmental operations, flexibility, 80.17
- Itinerant merchant law
  - Department as process agent, 81.4-81.6
  - Duties of department, 81.1-81.14
  - Rules for administering law, 81.10
- Jurisdiction exclusive as to police powers, 80.22
- Justice department, agents furnished, 80.22
- Labor disputes, 80.24
- Licenses for operators and chauffeurs, 321.174-321.200

**PUBLIC SAFETY DEPT., STATE—Continued**

## Liquor control enforcement

- Aid to be given county attorneys, 123.93
- Confiscation of cars in liquor violations, 127.11 (1)–127.14(4)
- Liquor commission payment yearly to department for services, 80.25
- Liquor violations, referred to, 123.16

## Members

- Applicant for membership, 80.15
- Bonds required of members, 80.16
- Dismissal, procedure, 80.15
- Oath required, 80.15
- Powers of peace officers, 80.9
- Qualification for membership, 80.15

## Motor carriers

## Certificated carriers

- Chauffeur's license to drivers, 325.29
- Compliance with safety, 325.18
- Equipment inspected, 325.3, 325.28
- Peace officer's powers in inspectors, 80.9
- Safety regulations prescribed, 325.3
- Sanitary conditions inspected, 325.28
- Suspension of certificate for noncompliance, 325.33
- Traffic law enforcement in general, 80.9

## Truck operators

- Chauffeur's licenses to drivers, 327.18
- Compliance with safety, 327.8
- Equipment inspected, 327.17
- Peace officer's power in employees, 80.9
- Penalty for violation of regulations, 327.22
- Regulations prescribed, 327.20
- Revocation of certificate for noncompliance, 327.16
- Safety regulations, prescribed and enforced, 327.2(2), 327.3, 327.20, 327.22
- Sanitary conditions inspected, 327.17
- Traffic law enforcement in general, 80.9
- Violations, penalty, 327.21, 327.22

## Motor vehicle department

## Accident reports

- Generally*, 321.261–321.284
- Confidential, 321.271
- Disclosure of identity of parties, 321.271
- Failure to report, 321A.4
- Forms supplied, 321.269
- Tabulated, 321.272

- Acknowledgments, employees to take, 321.9
- Administration of motor vehicle law, 321.2, 321.3
- Anti-theft law, duties, 321.72–321.80
- Applications, authority to grant or refuse, 321.13
- Approval of motor vehicle reflectors, 321.391
- Audit and settlement with county treasurer, 321.156
- Blanks and supplies furnished county treasurer, 321.149, 321.150
- Bulk sales transfer, duties, 321.68
- Cancellation of licenses, 321.201–321.224
- Certificate of title file constitutes permanent history of ownership, 321.31
- Certified copies of record, fee, 321.10
- Chauffeur's licenses, 321.174–321.200
- Commissioner vested with power, 321.3

**PUBLIC SAFETY DEPT., STATE—Continued**

## Motor vehicle department—Continued

- Convictions reported, abstracts, open to public, 321.491
- County fees deducted, reported, 321.152
- Dealer's law administered, 322.1–322.24
- Dealer's special plates, 321.57–321.66
- Definition of words and phrases, 321.1
- Distribution of motor vehicle laws, 321.15
- Duty of enforcing law, 321.3
- Emblems furnished in lieu of plates, 321.34, 321.167
- Enforcement, reciprocal, state and local, 321.6
- Engine number alteration, notice, duty, 321.66
- Engine number test for true number, 321.94
- Equipment required, 321.381–321.391
- Evidence, certified copy of records, 321.10
- Exceptional cases, registration fee fixed, 321.159
- Files required, contents, 321.31
- Forms prescribed by commissioner, 321.8
- Funds to maintain department, 321.146
- Identifying numbers, when serial number destroyed, 321.43
- Itinerant merchants' law, 81.1–81.14
- Law distributed in pamphlet form, 321.15
- Law of the road, 321.228–321.371
- Licenses, 321.174–321.224
- Local officials governed by department, 321.5
- Lost cards or plates, duplicates, fees, 321.42
- Manufacturer's data published, 321.160–321.162
- Manufacturer's plates, 321.57–321.66
- Memorandum by officer, duplicate received, 321.486
- Motor vehicles, law generally, ch 321, *see MOTOR VEHICLES*
- Nonresidents, actions against, 321.498–321.511
- Nonresidents, financial responsibility, 321A.4, 321A.8, 321A.12, 321A.17, 321A.20
- Notices served, method, 321.16
- Oaths, authority of officers and employees, 321.9, 321.182
- Operators' licenses, 321.174–321.200
- Patrol beats in cities, restricted, 321.6
- Peace officer provisions, 80.9, 748.3(4)
- Peace officers' retirement, 97A.1–97A.13
- Plates and containers furnished, 321.163–321.172
- Plates and permits, seizure, 321.14
- Plates or emblems furnished, 321.34
- Proof of service of notice, method, 321.16
- Publication of motor vehicle law required, 321.15
- Reassignment of registration plates authorized, 321.34
- Records destroyed when obsolete, 321.12
- Records, fee for certified copy, 321.10
- Records of department, when public, 321.11
- Refund of registration fees, 321.126–321.129, 321.173
- Registration card forms prescribed, 321.8
- Registration cards, seizure, 321.14
- Registration law, 321.17–321.70
- Removal from county without notice, 321.140
- Renting record inspected, 321.224
- Reports of fees and penalties, 321.153, 321.154
- Return of services, notices, method, 321.16
- Revoked permits and plates seized, 321.14
- Rules and regulations by commissioner, 321.4
- Rules, duty of local officials to obey, 321.5

**PUBLIC SAFETY DEPT., STATE—Continued**

- Motor vehicle department—Continued
  - Sale of manufacturer's schedule, 321.160
  - Seal adopted, 321.7
  - Seizure of permits and plates, authorized, 321.14
  - Serial number replaced, authority, 321.43
  - Signal devices, type approved, 321.317
  - Special plates, issuance, 321.59, 321.60
  - Stickers for testing station prescribed, 321.241
  - Stolen cars, 321.72–321.96
  - Suspension or revocation of registration, grounds, 321.101, 321.102
  - Testing stations in cities, control, 321.245
  - Traffic laws, 321.228–321.371
  - Transfer of vehicles, 321.45–321.52
  - Transporter, special plates, 321.57–321.66
  - Used cars, 321.67–321.70
  - Values and weights published, 321.160–321.162
- Oath required of member, 80.15
- Officers, appointed by commissioner, 80.8
- Peace officers
  - Agriculture department may call upon for inspection, 159.16
  - Attendance at short course authorized, 80.12
  - Clerical workers not peace officers, 80.9
  - Industrial disputes, police use limited, 80.24
  - Instruction for peace officers, 80.11–80.14
  - Members have powers of, 80.9, 748.3(4), 748.4
  - Prohibited in other departments, 80.22
  - Railroad passes, 479.94(12)
  - Retirement system, ch 97A
  - Short course for, authorized, 80.10
  - Training schools, attendance, expenses, 80.13
- Police cars, sign requirements, 21.2(7), 740.21
- Police powers and duties of employees, 80.9, 98.25, 321.6, 321.380, 748.3, 748.4
- Postage and supplies furnished, 19.4, 19.19, 19.25
- Quarters provided for members, 80.18
- Radio broadcasting system, 80.9(2, e), 750.1–750.4
- Railway special agents, authorized, 80.7
- Registration of motor vehicles, 321.17–321.44
- Rewards not to be retained by members, 80.21
- Rules and regulations, established, 80.15
- Safety patrol, 80.4, 80.5
- Sheriff, aid given to, 337.1
- Special agents
  - Bonds required, 80.16
  - Cigarette law enforcement, 98.25(3)
  - Railway property, for protection of, 80.7
- "Special state agents" defined, 80.23
- Statistics and records division
  - Bond not required of clerical help, 80.16
  - Certified copy of motor records, fees, 321.10
  - Duties, general, allocated, 80.9, 80.17
  - Employees, appointment and dismissal, 80.8, 80.15
  - Establishment of division, 80.17
  - Fingerprint records, 749.2, 749.3
  - Information on crime compiled, 80.9, 749.2
  - Measurements and photographs for identification, 782.8
  - Motor vehicle filing system required, 321.31
  - Motor vehicle obsolete records destroyed, 321.12
  - Motor vehicle records, when public, 321.11
  - Supplies provided for members, 80.18
  - Travel subsistence, furnished, 80.18
  - Weapons, permits to carry, issue, 695.9

**PUBLIC SCHOOLS**

See *SCHOOLS AND SCHOOL DISTRICTS*

**PUBLIC SQUARES**

See *CITIES AND TOWNS*

**PUBLIC TRIAL**

- Civil cases, generally, 605.16
- Criminal cases, Const., Iowa, I, 10
- Divorce actions, 598.5
- Paternity proceedings, exception, 675.20

**PUBLIC UTILITIES**

- Actions against
  - Construction actions, venue, 616.9
  - Original notices served, 617.3; R.C.P. 56(f, g)
  - Place of bringing action, 616.8
  - Service of notice, how made, 617.3
- Actions by state, county attorney's duties, 336.2
- Benefited water districts
  - Acceptance, final assessment, 357.18, 357.19
  - Action on petition deferred, 357.5
  - Additional territory, assessment, 357.30
  - Agreements, trustees, authority to make, 357.30
  - Appeals, procedure, 357.33
  - Appointment of engineer to examine, 357.6
  - Approval of engineer's plan, 357.11
- Assessments
  - Costs of installation, to cover, 357.3
  - Dummy assessments, 357.7, 357.15
  - Final assessment completed, 357.19
  - Inadequate, procedure, 357.14, 357.15
  - Lien on property assessed, 357.22
  - Mains, to cover construction costs, 357.28
  - Unimproved land, trustees power, 357.28
- Bids for construction, 357.14
- Bond of contractor, completion, 357.17
- Bond of petitioners, board's option, 357.1
- Bonds for project costs, 357.21
- Bonds issued against assessment, 357.20
- Boundaries altered, additions, 357.29, 357.30
- Certified checks required of bidders, 357.14
- Compensation of engineers, 357.9, 357.24
- Contractor's failure, procedure, 357.17
- Conveyance to city or town, 357.33
- Election after plan approved, notice, 357.12
- Election, revised assessment, 357.16
- Engineer's certificate of completion, 357.18
- Engineer's examination and report, 357.6
- Engineer's report and plat filed, 357.10
- Exclusion of owner prohibited, when, 357.30
- Fund, benefited water district, use, 357.28
- Hearing on engineer's report, 357.11
- Hearing on petition, notice, 357.4, 357.5
- Inside district, pay outside source, 357.26
- Issuance of bonds, requirements, 357.21
- Letting of contracts on approval vote, 357.16
- Levy of tax to retire bonds, 357.22, 357.23
- Lien on assessments on property, 357.22
- Mains, condemn right of way, 357.31
- Mains, private, additional assessment, 357.28
- Maintenance tax levy, 357.25
- Maintenance, use of tax after bond paid, 357.28
- Management by trustees, 357.25
- Notice of hearing on findings, 357.11
- Payment of contractor on completion, 357.21

**PUBLIC UTILITIES—Continued**

## Benefited water districts—Continued

- Petition for establishment, contents, 357.1
- Plans and specifications filed, 357.14
- Plans completed, advertising for bids, 357.14
- Plat, preliminary, by engineer, 357.8
- Public property in district, 357.27
- Questions voted, 357.12, 357.15, 357.16
- Rates fixed by trustees, 357.26
- Record book kept by auditor, 357.32
- Right of way, condemnation, 357.31
- Sale of bonds, for seizure, 357.22
- Second election, 357.16
- Subdistricts, provisions, 357.29
- Supply out of district, procedure, 357.7
- Supply out of district, water rent, 357.26
- Tax levy retiring bonds, 357.22, 357.23
- Territory included, 357.2

## Trustees

- Appointment by supervisors, 357.13, 357.25
- Duties and powers, 357.26
- Expenses paid but no salary, 357.25
- Operate the utility for service, 357.26
- Rates fixed to consumers, 357.26
- Tax for maintenance, power to levy, 357.25
- Terms, bond, vacancies, 357.13

## Use of public facilities, 357.27

## Water source outside district, 357.7

- Bonds, fiduciaries investments, 682.23(9)
- Bridges, interstate, franchises, 383.1–383.3, 383.17
- Buildings, inspection by health officer, 137.10
- Bus and motor transport, city franchises, 386.2
- Bus lines, *see MOTOR VEHICLE CARRIERS*
- Charges, state buildings, 19.18
- City owned, ch 420
- Common carrier's lien, ch 575, *see LIENS*
- Condemnation, 471.1–473.2
- Connections in streets, improvements, 391.8–391.10
- Contracts or lease, equipment, recorded, 556.22–556.28
- Corporations, foreign public utility, 495.1–495.6
- Dams or races, construction restricted, 469.1–469.31
- Definition in retirement system law, 412.5
- Discriminatory rates prohibited, 368A.23, 551.1, 741.1
- Docks in cities, 384.1–384.4
- Drainage ditch equipment, unrestricted passage, 455.125–455.127
- Electric plants of cities, ch 397, *see subhead Municipal Plants below*
- Electric transmission lines, ch 489, *see subhead Transmission Lines below*
- Eminent domain, 471.1–473.2
- Equipment, sale or lease
  - Conditional sale authorized, 556.22–556.26
  - Contract for sale, conditional, 556.22–556.28
  - Fees for filing, contract and declaration, 556.27
  - Filing with secretary of state, 556.24, 556.25
  - Markings required on equipment, 556.24(3)
  - Prior contracts not affected, 556.28
  - Released declaration recorded, 556.26
  - Rental applied as purchase money, 556.23
  - Title to vest when price paid, 556.22–556.28
  - Validity, requirements, 556.24, 556.25
- Foreign public utility corporations, 495.1–495.6

**PUBLIC UTILITIES—Continued**

## Franchises

- Authority of cities to grant, 397.2
- Costs of elections, payment, 397.7
- Elections, 368.1–368.7, 397.5–397.7, 398.6, 398.7
- Electric transmission lines, 386.3–386.7, 489.1–489.12, 489.21–489.23
- Electric utilities, election, 386.1–386.7
- Exclusive franchise prohibited, 397.2, 489.8
- Executions on franchise, effect of sale, 491.63
- Expired franchises, public utilities, 397.20, 489.12
- Ferry franchise taxable as realty, 427.13(1)
- General assembly, control over, Const., Iowa, VIII, 12; 491.39
- Grant to mortgagee of municipal waterworks, 398.6
- Interstate bridges, 383.1–383.3, 383.17
- Interurban street railway, 484.11
- Motorbus lines, election required, 386.2, 388.2
- Railroads, 476.2–476.23
- Renewal, amendment, extension, 397.2, 489.12
- Special charter cities, street railways, 386.1, 402.1
- Tax on ferry franchise, 427.13(1)
- Tax on telegraph and telephone franchise, 433.4
- Telephone and telegraph companies, 386.3–386.7
- Term of franchise, 397.2, 489.8
- Toll bridge franchise taxable as realty, 427.13
- Transmission lines, electric, 386.3–386.7, 489.1–489.12, 489.20–489.22
- Use of streets and public places, 386.3–386.7
- Valuation for rate making, 489.7
- Water power improvements, rights as to franchise, 470.4
- Waterworks plants, mortgage, 398.6(1), 399.3
- Free service prohibited, 368A.23, 741.1
- Freight companies, 435.1–435.8, 479.1
- Fuel, exempt from railroad seizure, 479.112
- Gas mains, grants along highways, 320.4, 320.5
- Gas plants, municipal, 397.1–397.43
- Heating plants, cities, 397.1–397.43
- Highway right of way sold, utility right of way preserved, 306.16
- Highways, use of, *see subhead Use of Highways below*
- Holding companies, 495.2
- Hydraulic power plants, chs 469, 470, *see subhead Water Power Plants below*
- Hydroelectric plants, ch 469A, *see subhead Water Power Plants below*
- Injuries to common carrier, 716.1–716.19
- Injuries to internal improvements, 716.1–716.19
- Interstate bridges, chs 382, 383, *see BRIDGES AND CULVERTS*
- Interurban railways, ch 484, *see RAILROADS*
- Investment by fiduciaries, bonds, 682.23(9)
- Jitney busses, 388.1–388.12
- Larceny of utilities property, 709.7, 716.7
- Lease of equipment, recorded, 556.22–556.28
- Meters, charges fixed, utilities, 397.28
- Milldams and races, 469.1–469.31
- Motor transport and bus lines, city franchises, 386.1–386.7
- Motor vehicle carriers, chs 325–327, *see MOTOR VEHICLE CARRIERS*

**PUBLIC UTILITIES—Continued****Municipal plants**

*The following entries apply generally to light, heat, gas plants and waterworks*

Accounts, kept by cities, 368A.9  
Authority to acquire and operate, 397.1

**Bonds**

*Generally*, chs 394, 397

Issues authorized, 397.8, 397.10–397.13, 397.35

Payable only from earnings, 397.10

Refunding, 397.11

Revenue bonds, form, 397.12

Coal, Iowa, preference not required, 73.10

Condemnation of existing plants, 397.20–397.25

Condemnation of necessary property, 397.8

Contract of earnings to pay for plant, 397.9, 397.14

Contract or lease for equipment recorded, 556.22–556.28

Contracts for public works, ch 573

Delegated power by ordinance, 397.8

Earnings pledged to pay for plant, 397.9

Earnings surplus, transfer, 397.38–397.41

Earnings, trustees use to build plant, 397.42

Election required, 397.5–397.7, 397.15

Election requirements construed, 397.15

**Electric light and power plants**

Authority to acquire and operate, 397.1

Bonds to pay debt, 407.12–407.15

Dams and races, 469.1–469.31

Duty to furnish light and power to city under contract, 489.13

Hospitals, earnings to establish, 380.9–380.11

Indebtedness voted, 407.1–407.10

Machinery and other requisites, 397.1

Meter charges fixed, 397.28

Poles and wires, regulation, 370.23, 372.14, 386.1

Rates regulated, 397.28

Retirement system for employees, 412.1–412.5

Transmission line franchise limited, 489.8

Employees retirement system, 412.1–412.5

Excess steam and power utilized, 397.3

Existing plants condemned, 397.20–397.25

Free service to city officials prohibited, 399.26, 741.1

Garbage disposal plants, 368.24, 394.5–394.9, 407.1–407.15

Gas plants, employees retirement, 412.1–412.5

Gas rates regulated, 397.28

**Gasworks**

*Generally*, 397.1–397.43

Indebtedness and bonds, 407.1–407.15

Group insurance, waterworks, 400.1–400.12

Heat charges regulated, 397.28

**Heating plants**

*Generally*, 397.1–397.43

Indebtedness, bonds, 407.1–407.15

Hospital adjacent to city, service, 347.20

Indebtedness authorized, limited, 407.3–407.10

Injury to property, penalty, 716.7

Jurisdiction of city, 397.26

Labor and material of public improvements, bond for claims, 573.1–573.27

Lease or sale, election required, 397.5

Lease or sell plants, power, 397.1, 397.5

**PUBLIC UTILITIES—Continued****Municipal plants—Continued**

Management, 397.29–397.35

Meter rates regulated, 397.28

Notice of earnings contract, 397.16, 397.17

Operate, power granted, 397.1

Payment from earnings, bonds, 397.9–397.19

Pension and annuities, employees, 412.1–412.5

Pledge of earnings to pay bonds, 397.10

Powers granted, delegated, 397.8

Power to purchase and operate, 397.1

Proceedings of boards published, 368A.24

Products, utility, purchase for resale, 397.4

Protection from injury, city jurisdiction, 397.26

Purchase of utility products for resale, 397.4

Rates and service, regulation, 397.28

Rates for utility service, 397.4

Record of earning contract proceedings, 397.19

Refunding bonds, 397.11

Regulation of rates and service, 397.28

Retirement system for employees, 412.1–412.5

Sale of bonds at par, 397.13

Sale of products, rates, taxes, 397.27

Sale or lease of plants, 397.1–397.5

Sanitation, inspection by health officer, 137.10

Service charges fixed, powers unabridged, 397.28

Sewage disposal plants, 393.1–394.4

Simmer law, paid by earnings, 397.9–397.19

**Special charter cities under 25,000**

Anticipation of revenue, 420.303

Bonds of trustees, premium paid, 420.301

Compensation of trustees, 420.300

Management by trustees, 420.297

Powers and duties of trustees, 420.297, 420.303

Trustees, appointment, vacancies, term, 420.298, 420.299

Trustees removed, 420.302

Utility control, two or more, 420.297

Surplus earnings, transfer, 397.38–397.41

Tax exemption, properties and securities, 427.1 (2, 5)

Tax levy, 397.27

Transfer of earnings, 397.38–397.41

Transmission lines, erect, use, 397.4

**Trustee management**

Bonds in certain cities, 397.35

Earnings, transfer law not applicable, 397.41

Plant erected from earnings, 397.42

Powers and pay of trustees, 397.32–397.34

Trustees, group insurance, duties, 400.1–400.12

Trustees, management by, 397.29–397.35

Underground connections made, 391.8–391.10

Waste steam or power utilized, 397.3

Water power plants, state regulation, ch 469

Water rates regulated, 397.28

**Waterworks**

Benefited water districts, *see subhead above*

Bonds to pay debt, 407.12–407.15

Cities from 40,000 to 50,000, building with surplus earnings, 397.42

Cities generally, 397.1

Cities over 10,000, additional provisions, 398.1–398.13

Cities over 50,000, additional provisions, 399.1–399.32

Cities over 125,000, group insurance, 400.1–400.12



**PUBLIC UTILITIES—Continued****Municipal plants—Continued****Waterworks—Continued**

- Civil service, 365.31, 398.13
- Commission cities, pension, 412.1–412.5
- Condemnation, 397.8, 397.20–397.25
- Connections, before improvements, 391.8–391.10
- Construction engineers, license, 114.14
- Department of health to inspect, 135.11(7), 136.3
- Indebtedness voted, 407.1–407.10
- Injuring reservoir, penalty, 716.1, 732.3
- Insurance, group, 400.1–400.12
- Jurisdiction of city, 397.26
- Mains extended, 401.1–401.13
- Manager plan, pension law applies, 412.1–412.5
- Military camps supplied, 397.36, 397.37
- Offices in city hall, 368.18
- Pensions and annuities, 412.1–412.5
- Poisoning water supply, penalty, 690.9
- Pollution investigated, 135.18–135.28, 137.9
- Pollution of water, city jurisdiction, 397.26
- Pumping stations, fish protection, 109.14
- Rates regulated, 397.28
- Retirement system for employees, 412.1–412.5
- Transfer of funds, 397.38–397.41
- Trustees, group insurance, 400.1–400.12
- Trustees, power to fix rates, 398.10
- Trustees, retirement system duties, 412.1–412.5

Water pollution, city jurisdiction, 397.26

Original notice, service, 617.3; R.C.P. 56(f, g)

Pipe lines, 438.1–438.19, 490.1–490.30

**Poles and wires**

- Cables laid before street improved, 391.8
- Damaging utility property, penalty, 716.7
- Erection and removal on highways, 319.2–319.6
- Erection by city, 397.27
- Establishment and regulation by city, 397.1, 397.4
- Highway obstructions, removal, 319.2–319.4
- Highways, right of utility to cross, 489.29
- Interurban railways, certain cities, 485.5, 485.6
- Islands and river channels, 508.10
- Jurisdiction of city or town, 397.26
- Larceny of electric current, 709.7
- Municipal regulation, 370.23, 372.14, 386.1
- Park commissioners, power, 370.23
- Penalty for willful injuries, 709.13
- Privately owned utilities, service required, 397.28
- Railroads, wires across regulated, 489.24–489.28
- Removal from highways, 319.1–319.6
- River-front commissions, power, 372.14
- Street lighting fixtures constructed, 391.2(1)
- Street railway, use by interurban, 484.13
- Streets and public places lighted, 389.16–389.18
- Telephone and telegraph lines, 488.1–488.14
- Transmission lines, 489.1–489.29
- Underground wires under streets, 391.8
- Wire tapping, penalty, 716.8

**Privately owned utilities**

- Condemnation by municipality, 397.20–397.25
- Condemnation powers granted, 397.8(3)
- Condemnation procedure, 472.1–472.41
- Connection underground required, 391.8–391.10

**PUBLIC UTILITIES—Continued****Privately owned utilities—Continued**

- Contracts for public improvements, ch 573
- Contracts or leases for equipment recorded, 556.22–556.28
- Corporation law applicable, 491.1–491.71
- Dams and races, 469.1–469.31
- Discriminatory rates prohibited, 741.1
- Electric light and power companies
  - Duty after lapse of contract, 489.13
  - Equipment sale or lease recorded, 556.22–556.28
  - Foreign corporations, 495.1–495.6
  - Holding companies, foreign, 495.2
  - Larceny of current, punishment, 709.7
  - Poles and wires, *see subhead Poles and Wires above*
  - Regulation of apparatus, 368.9
  - Transmission lines franchise, 489.1–489.29
  - Underground connections, 391.8–391.10
  - Water power plants, chs 469, 469A
- Electric railroads, tax aid, 483.1–483.20
- Foreign corporations, 495.1–495.6
- Franchises, *see subhead Franchises above*
- Free service, 741.1
- Freight companies, 435.1–435.8, 479.1
- Gas companies
  - Foreign corporations, 495.1–495.6
  - Highways, use for gas mains, 320.4–320.8
  - Holding companies, foreign, 495.2
  - Underground connections, 391.8–391.10
- Hydraulic and hydroelectric plants, chs 469, 469A
- Larceny of current, punishment, 709.7
- Meter charges regulated, 397.28
- Meters, injury to, penalty, 716.7
- Milldams and races, 469.1–469.31
- Motor vehicle carriers, 325.1–325.13
- Pipe-line companies, 438.1–438.19, 490.1–490.30
- Poles and wires, *see subhead Poles and Wires above*
- Products bought by city for resale, 397.4–397.7
- Purchase or lease of plants by municipality, 397.1, 397.5
- Railways, 476.1–483.20
- Rates and service regulated by city, 397.28
- Sales tax imposed, 422.42(3), 422.58
- Securities exempt from securities law, 502.4(3)
- Steam heating companies
  - Equipment, sale or lease recorded, 556.22–556.28
  - Underground connections, 391.8–391.10
- Street railways, *see STREET RAILWAYS*
- Taxation
  - Appeal from assessment, 428.31–428.33
  - Interest of municipality not taxable, 428.24
  - Listed and taxed by tax commission, 428.24
  - Personalty and stock assessed, 428.26, 428.27
  - Property in different districts, effect, 428.25
  - Report, certification, 428.28, 428.29
  - Review of assessment, 428.30
  - Sales tax imposed, 422.42, 422.43
- Transmission lines, *see subhead below*
- Utility products bought by city for resale, 397.4–397.7
- Water power plants, *see subhead below*

**PUBLIC UTILITIES—Continued**

## Privately owned utilities—Continued

## Waterworks

- Benefited water districts, *see subhead above*
- Condemnation by railroad, 471.9–471.14
- Construction engineer, license required, 114.14
- Discriminatory rates or free service prohibited, 399.22, 741.1
- Inspection, 135.11(7), 136.3(2, c)
- Mains in highways, 320.4–320.8
- Mains, injury to, penalty, 716.7
- Meters, city regulation, 397.28
- Military camps supplied, 397.36, 397.37
- Pollution investigated, 135.18–135.28, 137.9
- Pumping stations, screens required, 109.14
- Purchase of water by city, 399.24
- Rates and service regulated, 397.28
- Taking water from navigable or meandered streams restricted, 469.1
- Waterworks companies, foreign, 495.1

## Railways, 476.1–483.20

Relocation for highway, cost paid by state, 306A.10–306A.13

Right of way preserved when highway land sold, 306.16

Sale of equipment, recorded, 556.22–556.28

Sanitation, inspection by health officer, 137.10

Securities exempt from securities law, 502.4(3)

Sewage disposal plants, *see CITIES AND TOWNS, subhead Sewers*

Simmer law, paid from earnings, 397.9–397.19

Steamboats, 105.1–106.28

Street railways, 402.1–402.4

## Taxation

Corporation income tax, 422.32–422.41

Express companies, 436.1–436.12

Freight companies, 435.1–435.8

Listing of property, 428.24–428.33

Pipe-line companies, 438.1–438.19

Railroads, 434.1–434.22

Railroad tax aid, 483.1–483.20

Sales tax, 422.42, 422.43, 422.58

Telephone and telegraph companies, ch 433

Transmission lines, ch 437

Use tax applicable, 423.1(4)

Taxicab companies, city regulation, 389.39, 389.40

## Telephone and telegraph companies

## Actions against companies

Claim presented before suit, 488.9

Message mistakes or delay, 488.7–488.9

Notice, how served, 617.3

Notice, to remove lines, 319.2, 319.4, 488.2

Original notice, service, 617.3; R.C.P. 56(f, g)

Place of bringing actions, 616.8, 616.9

Bridges, use, 314.1

Child labor law applicable, 92.1–92.16

Claim for damages presented, 488.9

Coal mine installation requirements, 82.92

“Company” defined, 433.12

Condemnation for, authorized, 488.4

Construction of line, damages, 488.3, 488.4

Construction of line on secondary roads, 319.5

Construction regulated by cities, 386.1

Depots, telephone required, 477.9, 477.42

Duties, failure to perform, 488.7

Facilities, equal service to all, 488.5

**PUBLIC UTILITIES—Continued**

## Telephone and telegraph companies—Continued

Franchise for, election, 386.3–386.7

Highway obstructions prohibited, 319.2–319.7

Injury to property, 716.7

## Liability

Damages for property condemned, 488.3, 488.4

Equal privileges denied, 488.5, 488.7–488.9

Mistakes or delay in messages, 488.7–488.9

Linemen on railroads, free passes, 479.94(4)

New lines, located by engineer, 319.5

Office, railroads, 477.42

Original notice in actions, how served, 617.3

Original notice, service on, R.C.P. 56(f, g)

Passes for linemen on railroads, 479.94(4)

Penalty for violations, 488.14

Poles and wires, *see subhead Poles and Wires above*

Railroads, depot bulletins, 477.10, 477.11, 477.42

Railroad, telephone at depots, 477.9, 477.42

Reciprocal telephone service, 488.10–488.13

Regulation by cities and towns, 386.1

Removal of lines for road construction, 488.2

Removal when obstructing roads, 319.1–319.6

Right of way for lines authorized, 488.1, 488.3

Rural telephones, stock exemption, 502.4(10)

Stock, tax exemption of shares, 427.1(20)

Tapping wires, penalty, 716.8

## Taxation

Assessment, certification, 433.4, 433.8, 433.9

Assessment in each county, 433.8, 433.9

Capital stock, when exempt, 427.1(20)

Certificate entered, 433.9

“Company” defined, 433.12

Levy and collection, 433.9, 433.10

Lines of railroad, when exempt, 433.13

Map required, failure, penalty, 433.14, 433.15

Other property assessed, 433.11

Rate of taxation, 433.10

Real and personal property, 433.4, 433.5, 433.11

Reassessment by tax commission, 439.1, 439.2

Sales tax imposed, 422.42, 422.43

Statement required, 433.1–433.3

Taxable value ascertained, 433.4–433.9

Taxable value entered by auditor, 433.9

Valuation, 433.5–433.7

Violation, penalties, 433.3, 433.15

Venue of actions against, 616.8, 616.9

## Violations

Divulging messages, 488.6

Error in message, willful, 488.6

Failure to give service, 488.11–488.14

Failure to remove wire or poles, 319.8

Injuring wires, or posts, 716.7, 716.8

Larceny of electric current, 709.7

Legal privileges withdrawn, 488.5, 488.14

Message, delay in transmission, 488.5, 488.6

Messages, revealing contents, 488.6

Penalty, deprivation of legal status, 488.5, 488.14

Tax violations, 433.3, 433.15

Wire tapping, 716.7, 716.8

## Transmission lines

Access to lines, damages, 489.16

Actions, notice, how served, 617.3

**PUBLIC UTILITIES—Continued**

- Transmission lines—Continued  
 Actions, place of bringing, 616.8, 616.9  
 Bridges, use, 314.11  
 Cities and towns, no state supervision, 474.10, 489.1  
 Cities, power to erect, maintain, 397.4  
 Commerce commission, regulation, limitation, 474.10, 489.1, 489.29  
 Construction, 489.17–489.19  
 Co-operative concerns, 498.1–498.34  
 Crossing highways, rights, 489.25, 489.29  
 Definition of companies, 437.1  
 Eminent domain, procedure, 489.14  
 Entry for survey or examination, 489.14  
 Examination of existing wires, 489.27  
 Forfeiture for violations, 489.21
- Franchises  
*Generally*, 386.3–386.7, 489.1–489.12, 489.20–489.22  
 Acceptance as consent to regulation, 489.11  
 Assignees bound as original owners, 489.11  
 Duration, no exclusive rights, 489.8  
 Exclusive rights forbidden, 489.7  
 Extension, procedure, 489.12  
 Form of franchise, 489.6  
 Hearing, objections filed, 489.5  
 Notice, publication, 489.4  
 Petition, requirements, 489.2, 489.3  
 Procedure, 489.1–489.12, 489.20–489.22  
 Record kept by commission, 489.10  
 Required to build or operate, 489.1  
 Supervisors grant, record required, 489.10  
 Transfer with sale of line, notice, 489.9  
 Valuation of franchise, 489.7
- Highway obstructions prohibited, 319.2–319.7  
 Highways, lines along, 489.19, 489.25, 489.29  
 Injury to lines, penalty, 716.7  
 Injury to persons or property, 489.15  
 Larceny of current, 709.7  
 Legislative control, 489.22  
 New lines, located by engineer, 319.5  
 Nonuser of franchise, forfeiture, 489.20  
 Original notice in actions, how served, 617.3  
 Poles and wires, *see subhead Poles and Wires above*  
 Prior franchises, legislative control, 489.22  
 Railroad, wires crossing, 489.24, 489.25  
 Rates, city regulations, 489.13  
 Reasonable rate, test in court, 489.13  
 Removal of poles, notice, 319.1–319.6  
 Reports to tax commission, 437.2–437.5  
 Requirements in construction, 489.17–489.19  
 Service furnished cities, 489.13  
 Supervision by commerce commission, 474.10, 489.1, 489.29  
 Surveying, entry on land, 489.14
- Taxation  
 Applicable statutes, 437.15  
 Assessment, 437.6–437.9, 437.12, 437.13  
 Basis of assessment, 437.2, 437.4  
 Certificate entered by supervisors, 437.10  
 “Company” defined, 437.1  
 Co-operative members, interest, 437.14  
 Exemption of stock from tax, 427.1(20)  
 Hearing on valuation, 437.8

**PUBLIC UTILITIES—Continued**

- Transmission lines—Continued  
 Taxation—Continued  
 Levy and collection of tax, 437.10  
 Local assessment, 437.13  
 Rate and purposes of tax, 437.11  
 Reassessment and relevy, 437.15, 439.1, 439.2  
 Statement of assets required, 437.2–437.5  
 Statements required, 437.2–437.5  
 Taxable and actual value, 437.6, 437.7  
 Tax exemption of stock, 427.1(20)  
 Valuation, 437.6, 437.7, 437.12–437.15  
 Voluntary payments, disposition, 439.2
- Venue of actions against, 616.8, 616.9
- Violations  
 Building or operating without franchise, 489.23  
 Law provisions violated, penalty, 489.23  
 Orders of commission disobeyed, 489.23  
 Rule violated, franchise forfeited, 489.21  
 Tax statement, failure to furnish, 437.5  
 Wires across railroad, illegal height, 489.28
- Wires, line requirements, 489.26  
 Wires, regulations, 489.17–489.19, 489.24–489.29
- Unfair discrimination prohibited, 551.1
- Use of highways  
 Bridges, use granted, 314.11, 383.3  
 Electric lines, 319.5, 489.1, 489.25, 489.29  
 Interurban railways, 484.4–484.9  
 Mains, 320.4–320.8, 397.37  
 Pole removal, 319.1–319.6  
 Telegraph and telephone, 319.5, 488.1–488.3
- Venue of actions against, 616.8, 616.9
- Watermains, grants for construction along highways, 320.4, 320.5
- Water power plants  
 Action by state to collect fees, 469.14  
 Certificate of convenience and necessity, 469A.1–469A.3  
 Completion of work, requirements, 470.5  
 Condemnation, 469.17–469.22, 470.1, 484.21  
 Construction and operation supervised, 469.10–469.13  
 Construction, time limit, 469.26, 470.5  
 Damages, embankment injury, 469.23, 469.24  
 Fall, right to, utilized, 469.25  
 Hearing, 469A.2  
 Highways, use, powers, 470.2  
 Legislative control, 469.27, 470.6  
 Nuisance, abatement, 469.16  
 Penalty, 469A.7  
 Permit, procedure, 469.2–469.8, 469.28, 469.29  
 Permits, required, fees, 469.1, 469.9, 469.13, 469A.5  
 Permits, revocation, 469.26, 469A.6  
 Powers generally, 470.4  
 Public lands, use, powers, 470.3  
 Public welfare, 469A.3  
 Railroads, power to use right of way, 470.2  
 Regulations, 469A.4  
 River-front commission, rights protected, 372.6  
 Taxation, 428.24–428.33  
 Time limit for completion, 469.26, 470.5  
 Unlawful combinations or trusts, penalty, 469.15
- Waterworks, *see subhead Municipal Plants above*

**PUMPING PLANTS**

Drainage and levee districts, 461.1-461.29  
Screens against fish, 109.14

**PUNCH BOARDS**

Possession, license revoked, 99A.1-99A.9

**PUNISHMENT**

Authority of supreme court on appeal, 793.18,  
793.20

Contempts, 665.4, 665.5

Conviction necessary before punishment, 687.5

Cruel and unusual, prohibited, Const., U. S.,  
Amend. 8

Ex post facto law, Const., Iowa, I, 21

Felony, 687.1-687.3

Fines, *see FINES*

Fixed by jury in first degree murder, 690.5

Hard labor

Failure to pay fine, 420.36

Mandatory in commitments to penitentiary,  
246.31

Sentence by court, 365.16-365.25

Tramps punished, 746.2, 746.18-746.21

Imprisonment, *see IMPRISONMENT*

Legal conviction required, 687.5

Manner of, 687.5

Misdemeanors, 687.1, 687.4, 687.7

Penalty for crimes, *see CRIMES*

Prohibited acts as misdemeanor, 687.6

Solitary confinement, tramps, 746.19

**PUNITIVE DAMAGES**

Appeal for delay only, 601.95; R.C.P. 339

Attachment, malicious, 639.14

Blacklisting employee, treble, 736.1, 736.2

Boats or rafts, double, 714.17

Coal taken from adjoining land, double, 82.126

Common carrier, law violations, treble, 479.17

Common carrier, shipper's pass, treble, 479.76

Conversion of logs or lumber, double, 709.14

Deceit by attorney, treble, 610.15

Drainage ditch injuries, 465.19

Drainage improvement injuries, 455.159

Intoxicants causing injury, 129.2

Libel and slander, 659.2-659.6

Livestock injury, unfenced right of way, 478.6,  
478.7

Malicious injury to property, treble, 714.1

Recovery of real estate, damages for wanton ag-  
gression, 746.21

Stirring up quarrels or suits, treble, 740.6

Treasurer to pay coal miners' wages, 82.112

Wanton aggression on real property, 646.21

Waste by guardian or tenant, treble, 658.1

Waste by tax certificate holder, treble, 658.9

**PURCHASER**

*See SALES; SALES ACT; REAL PROPERTY;  
VENDOR AND PURCHASER*

**PURCHASING ASSOCIATIONS**

General provisions, 503.1-503.14

**PURNELL ACT**

Acceptance for Iowa State College, 266.6, 266.7

**QUARANTINE**

Animals, 163.10, 165.4, 165.26, 165.28, 165.36

Bees, state apiarist, 160.9-160.11

Contagious diseases, 139.1-139.32

Crop pest act, 267.11-267.22

"Officers" defined, duties, 135.1(7), 137.5, 139.3

Plants quarantined, seizure, 267.11-267.13

Study by state health board, 136.3(2)

**QUARRELS**

Stirring up, penalty, 740.6

**QUARRIES**

Gravel pits, *see GRAVEL PITS*

Land condemned for access to, 471.4(5)

Limestone quarries, county, 202.1-202.11

State lands, removal of stone, 111.52, 111.53

**QUASHING**

Dismissal of criminal actions, 795.1-795.5

Indictments, setting aside, 776.1-776.9

**QUASI-PUBLIC CORPORATION**

Stock exemption, 492.4

**QUIETING TITLE**

Costs, attorney fees, 649.4, 649.5

Deeds as proof of title, 649.7, 649.8

Demand for quitclaim, 649.5

Disclaimer by defendant, 649.4, 649.5

Equitable proceedings, 649.6

Islands and river lands, 646.10

Judgment, summary, in action to settle real es-  
tate title, R.C.P. 237(e)

Legalization of decrees, 587.7

Limitation of actions, 614.1(8), 649.7, 649.8

Lost records, action to restore, 647.2

Notice, contents, service, 649.3

Parties to action, 649.1

Partition action, rights adjudicated in, R.C.P. 275

Petition, contents, 649.2

Presumption from deed recitals, 649.7, 649.8

Real property title determined and quieted, 649.1

Record of decree in transfer book, 558.66

Religious societies extinct, property disposal,  
504.23

Summary judgment in action, R.C.P. 237(e)

Tax deed, affidavit by tax-title holder, 448.15-448.17

**QUITCLAIM DEED**

Demand and tender in quieting title action, 649.5

Form, 558.19

**QUO WARRANTO PROCEEDINGS**

Action for damages, 660.2

Annulment of patent, permit, certificate, or li-  
cense, R.C.P. 299(e)

Books and papers obtained, 660.1

Bringing action, by whom authorized, R.C.P. 300

Civil action by equitable proceedings, R.C.P. 299

Civil liability in general, 660.11

Civil liability of ousted corporation officers, 660.3

Commencement, R.C.P. 300(b)

Contempt, refusal to obey orders, 660.11

Co-operatives, ouster by attorney general, 499.53

Corporation dissolved, orders to effectuate, R.C.P.  
305

Corporation, ultra vires acts, R.C.P. 299

**QUO WARRANTO PROCEEDINGS—Continued**

- Costs, how taxed, R.C.P. 304
- Damages, action for, 660.2
- Failure to obey, contempt, penalty, 660.11
- Grounds for bringing proceedings, R.C.P. 299
- Insurance mutual assessment associations, 518.27, 518.34
- Joinder or counterclaim forbidden, R.C.P. 301
- Judgment
  - Corporate ultra vires acts forbidden, R.C.P. 303(c)
  - Corporation dissolved, R.C.P. 305
  - Damages for refusing to comply, 660.11
  - Office, right to hold, determined, R.C.P. 303(b)
  - Ouster from office or franchise, R.C.P. 303(c)
  - Prohibition to exercise illegal power or privileges, R.C.P. 303(d)
  - Refusal to obey, penalty, 660.11
  - Rights determined and enforced, R.C.P. 303(a)
- Ouster of corporations, official misconduct, 660.3-660.11
- Petition, contents, R.C.P. 302
- Public officer forfeits office, cause of action, R.C.P. 299
- Trustees of ousted corporations
  - Appointment on dissolution, 660.4
  - Bond, approval, action on bond, 660.5, 660.6
  - Books and papers obtained, 660.8
  - Contempt, penalty for disobedience, 660.11
  - Duty of trustees, 660.7
  - Inventory prepared, filed with clerk, 660.9
  - Powers and duties, 660.7-660.10
  - Receiver of insurance association, 518.28

**RABBIS**

General provisions, 134.1, 134.2, *see also RELIGIONS, subhead Clergymen*

**RABBITS**

General provisions, 109.28, 109.41(5), 109.48, 109.55

**RACCOON**

Law applicable, 109.87  
Lights used in hunting, 109.93

**RACE DISCRIMINATION**

Penalty, 735.1, 735.2

**RACING**

Horse racing, 99.1, 174.20-174.23, 726.6  
Motor vehicles on highway, 321.299

**RADIATION SICKNESS**

Occupational disease compensation, 85A.9, 85A.12  
Shoes, fitting by x-ray or fluoroscope prohibited, 732.24

**RADIO**

Amateur's special motor vehicle plates, 321.34  
Dental advertising as unprofessional, 153.24(2)  
Police broadcasting system, 80.9, 750.1-750.6  
Slander during broadcast, liability, 659.5

**RADIOLOGY**

Service provided in hospitals, 135B.19-135B.32

**RAFFLES**

*See* Const., Iowa, III, 28; 726.4, 726.8

**RAFTS**

Damages done, seizure of raft, 667.1  
Finding of lost rafts, 644.1-644.18  
Jurisdiction of offenses on board, 753.6  
Lien enforced against raft, 667.14  
Lost rafts, found, 644.1-644.18  
Reward for finding, 644.13  
Sale of furniture or appendages first, 667.9

**RAGS**

Housing law, storage prohibited, 413.73

**RAILROAD COMMISSIONERS, BOARD OF (NOW IOWA STATE COMMERCE COMMISSION)**

*See ch 474, also COMMERCE COMMISSION*

**RAILROADS**

*See also STREET RAILWAYS*

Abandonment of right of way, 471.15-471.18, 473.1, 473.2  
Accidents, exception to hours and employees, 477.46  
Accidents reported, investigation, 474.46  
Accounting system prescribed, 434.8-434.11, 474.51  
Accounts, prescribed uniformity, 474.51  
Actions against company
 

- Blacklisting employees, 736.1, 736.2
- Burden of proof of compliance, 479.6
- Choice of remedies, 474.33
- Claims, failure to adjust, 479.117
- Commerce commission, not exclusive, 474.23
- Construction actions, where brought, 616.9
- Cumulative remedies, 474.23
- Damage to persons or property, 474.14
- Demand fifteen days before suit, 479.17
- Division of claims, 479.118
- Double damages, loss of stock, 478.7
- Extortion or unjust discrimination, 474.43, 479.30
- Highway obstruction, 716.7, 782.2
- Injunction notice, R.C.P. 326
- Joint common carriers, 613.3-613.6
- Judgments, liens, 624.27, 624.28
- Negligence of employees, 479.122-479.127
- Original notice, service, 617.3, 617.4; R.C.P. 56(f, g)
- Passenger, proof of contributory negligence, R.C.P. 97
- Place of bringing actions, 616.8, 616.9
- Rate violation, prima-facie evidence, 479.20, 479.22, 479.40, 479.71-479.74
- Regulation violations, 474.33-474.46, 479.17
- Rules of commission, violations, 474.24-474.30
- Service of notice, 617.3, 617.4; R.C.P. 56(f, g)
- Stock killed on track, 478.6, 478.7
- Treble damages recovered, 479.17
- Vacation of rule, penalty set aside, 474.28
- Venue of action against railroads, 616.8, 616.9
- Venue when suing joint carriers, 613.4
- Violation of rules, burden of proof, 479.6
- Violations of law, 474.23
- Witnesses must testify, 622.15(8-10)

Advertisements to be correct, 477.42, 477.44  
Aerial transportation authorized, 476.27

**RAILROADS—Continued**

- Agents at stations, *see subhead Employees below*
- Agricultural lime, unlicensed, violation, 201.6
- Aided by land gifts from city, 420.294
- Animal shipments, *see subhead Shipments below, thereunder see Livestock Shipments*
- Appeals
  - Commerce counsel, duties, 475.7
  - Commission, no cost bonds required, 474.42
  - Costs and attorney fees, how taxed, 474.30
  - Injunctions, proceedings to vacate, 474.28
  - Injunction, time extended to test legality, 474.27
  - Penalty remitted, good-faith appeal, 474.29
  - Reversal, penalty set aside, 474.28
  - Supreme court, no stay of court order, 474.29
- Appropriation of fuel in transit, 479.109–479.115
- Arson, burning railway car, 707.3, 707.5
- Articles of incorporation
  - Generally, 474.14, 491.24–491.32
  - Fees paid, periodical, 491.11, 491.30, 494.3
  - Foreign corporations, fees, periodical, 494.4
  - Increase of stock, fees, foreign corporation, 494.5
  - Noncompliance, enforcing changes, 474.14
  - Renewal fees, 491.25–491.32
- Assessments, special
  - Drainage districts, 455.49, 455.146, 455.147, 459.3
  - Intersection of streets, costs, 391.38
  - Notice, public improvements, 391.54
  - Objections filed, time, 391.59
  - Street improvements, 391.79–391.83
  - Street improvements, sewers, lien, 391.35–391.40
  - Streets, oiling, preparation costs, 391.5
  - Streets, special charter cities, 420.250, 420.255
- Assumption of risk, when not applied, 477.16
- Attorneys, free passes permitted, 479.94, 479.96
- Automatic couplers, 474.48, 477.12, 477.15
- Automatic firebox door, 477.29–477.34
- Automobile railways, railway law applies, 484.29
- Baggage
  - Agents allowed free passes, 479.94(4)
  - Delay in delivery, liability, 479.116, 479.127
  - Liability for negligent handling, 479.127
  - Limit allowed each passenger, 479.92
  - Liquor, carrying on train, penalty, 125.17
  - Union depots, liability for damage or loss, 482.4
- Baggage cars, listed for taxation, 434.1(7)
- Beer, sale on trains, permit, 124.14
- Bell on locomotive, crossing signal, 478.19
- Belt railway, dock commission powers, 384.3
- Billboards and signs, removal, 319.10, 319.11
- Bills of lading, 487.1–487.55
- Blacklisting employees prohibited, 736.1–736.3
- Boarding cars, listed for taxation, 434.1(7)
- Boilers, engine, exempt from inspection law, 89.3
- Bonds
  - Authority to issue bonds, 476.13–476.17
  - Bondholders, selection of directors, 476.20
  - City issuing bonds, relocation consent, 480.3
  - Conversion into common stock, 476.19
  - Directors liability, exceeding bond limit, 483.17
  - Directors selected by bondholders, 476.20
  - Foreign line acquired, 476.8, 476.21
  - Interurbans, equipment use, appeal, 484.18, 485.4
  - Investments by fiduciaries, 682.23(7, 8)

**RAILROADS—Continued**

- Bonds—Continued
  - Investments by insurance companies, 511.8(5)
  - Mortgage bonds to secure tax aid, 483.16, 483.17
  - Mortgage to secure, 476.16, 476.17, 476.24
  - Ownership of bonds of other roads, 476.21
  - Payment not operating expense, 434.13
  - Purchase to acquire foreign line, 476.8
  - Spur track construction, 481.5, 481.6
  - Tax aid certificates, 483.15, 483.16
- Brakes
  - Cabooses, hand brakes required, 477.27, 477.28
  - Driver brake on engines, 477.13
  - Employee not assume risks if no brakes, 477.16
  - Penalty for not having brakes, 477.15
  - Power brakes on cars required, 477.14
  - Reports to commerce commission, 474.48
- Breaking and entering railroad car, 708.8, 708.10, 708.11
- Bridges
  - City aid in construction, 381.9–381.15
  - Contract by city for use, 381.16
  - Cost when at natural waterway, 455.121
  - Damages for failure to maintain, 477.2
  - Drainage districts, 455.119–455.124
  - Drawbridge, safety devices, 478.33, 478.36
  - Flood control in cities, construction, 395.15–395.17
  - Highways or railways, authority to cross, 477.2
  - Injury to, penalty, 716.7
  - Inspection, notice to repair, 474.12
  - Interlocking switches at bridges, 478.33–478.36
  - Interstate bridges, 381.9–383.31
  - Levee or drainage construction, 455.119–455.123
  - Maintenance, damages for failure, 477.2
  - Mechanic's lien for construction, 572.7
  - Mississippi and Missouri river, tax, 434.1, 434.20
  - Purchased by city, 381.17–381.20
  - Repair and maintenance required, 477.2
  - Specifications by highway commission, 309.79
  - Swing bridge, safety devices, 478.33
  - Taxation, real estate holdings, listed, 434.2
  - Viaducts, 309.79, 387.1–387.17, 477.2
  - Watercourse, authority to cross, 477.1, 477.2
  - Watercourse, change to eliminate bridge, 471.13
- Buildings, listed for taxation, 434.1(3)
- Buildings on right of way, 481.1–481.8
- Cabooses
  - Construction and equipment required, 477.27
  - Law applies, interurbans, exempt, 477.26
  - Penalties for violations, 477.28
  - Transportation for livestock shipper, 479.75
  - Waterclosets on stock trains, 479.78, 479.79
- Canals, railway crossing, 477.1
- Capital stock
  - Amount issued, 492.7, 492.8
  - Corporations generally, 492.5–492.12
  - Exception as to indorsement of shares, 492.4
  - Motorbus and aerial companies, 476.27
  - Preferred, conversion to common, 476.19
  - Preferred, increase, 476.18
  - Report made annually, 474.48
- Car companies, carrier law applicable, 479.1
- Carrier regulation law applicable, 479.1

**RAILROADS—Continued**

## Cars

- Connecting road, cars handled, 479.4
- Furnish cars for freight, duty, 479.3

Cattle guards, 478.1–478.3, 478.6, 478.7, 478.12

Chair cars, listed for taxation, 434.1(7)

Change of name, 476.1–476.3

Cigarettes, permits for railway car, 98.23

Claims, adjustment, no division, 479.116–479.118

## Classification

*See also subhead Rates and Charges below*

## Freight rates

Discrimination, penalty, 479.11, 479.20, 479.26, 479.29

Joint rates, 479.32–479.47

Livestock shipments, 479.75–479.88

Long and short haul, fair rate, 479.14

Railroad shipments, *see subhead Shipments below*

Rate schedules, 479.48–479.74

Passenger rates, basis, 479.89–479.92

Coal mine maps of railroad tracks, 82.28(3)

Coal shipments, 479.103–479.115

Commerce commission, 474.1–474.53

Commerce counsel, 475.1–475.7

Common carriers, application of law, 479.1

Common carrier's lien, ch 575

Competition, rates fixed, 479.21

## Complaints

Choice of remedies, 474.33, 474.34

Law violations, 474.34–474.36

Orders of commission, 474.38

Rate violations, 474.22, 479.72–479.74

## Condemnation rights

Abandoned right of way, 471.15–471.19, 473.1, 473.2

Abandonment, reversion to owner, 473.1, 473.2

Access of landowner to water, protected, 471.12

Authority to acquire by condemnation, 471.6

Cemetery lands exempt, 471.7

Change in stream beds, 471.13, 471.14

Cities, acquiring for railway, 403.4, 403.6

Cities, condemn land for railroad use, 403.4–403.8

City flood protection rights, 395.2, 395.18

Diversion of watercourse prohibited, 471.14

Finding by commerce commission, 471.10

Mineral land, owner's right of way, 471.4(5)

Overflow protection for landowner, 471.12

Pipe line under right of way, 490.25

Procedure, 472.1–472.41

Purposes in general, 471.6, 471.9

Reversion upon abandonment, 473.1, 473.2

## Right of way

Mineral lands, 471.4(5)

Purposes authorized, 471.9

Size limitation, 471.8

When deemed abandoned, 471.15

Riparian rights, 471.12, 477.4

Spur tracks, 471.9(2), 481.3–481.8

Union depots, 482.2, 482.3

Viaducts, 387.3, 387.4

Water access protected, 471.12

**RAILROADS—Continued**

## Condemnation rights—Continued

Water power improvements, 470.2

Water station land, 471.11

Conductors, *see subhead Employees below*

## Connecting railroads

Cars handled, duty, 479.4

Extension into foreign state, 476.6

Foreign line, acquisition, 476.8

Interlocking switches at crossing, 478.33–478.36

Joinder at boundary of state, 476.4, 476.5

Joinder in action, 613.3–613.6

Joint rates, 479.37–479.46

Joint running arrangements, 476.23

Joint through rate, 479.34, 479.37–479.46

Liability at union depots, 482.4

Powers in other states, 476.7

Shipper's right to transfers, 479.34

Station houses at crossings, 478.14–478.18

Stopping of trains, 478.16

Tracks at union depots, 482.3

Tracks, duty to connect, 474.13, 478.17

## Consolidation

Foreign connecting road, 476.4

Service of original notice, 617.4

Construction by tax aid, 483.1–483.20

Construction cars, listed for taxation, 434.1(7)

Construction, failure as abandonment, 473.2

Continuing offenses, *see subhead Violations below*

## Contracts

Change of name, effect, 476.2

Conditional sale or lease, equipment, 556.22–556.28

Connection with foreign carrier, 476.5

Corporate name change, effect, 476.2

Examination by commerce commission, 474.18

Interurban, 484.12

Joint agreements, 476.23, 476.24

Limitation on liability, 479.7, 479.8, 479.122, 479.123

Mortgages, 476.13–476.24, 483.16

Pooling contracts unlawful, 479.15

Production for investigation, 474.18, 474.20

Rate contracts filed, 479.59

Recording equipment sale or lease, 556.22–556.28

Report made annually to commission, 474.49

Wages, payment, 477.51, 477.52

Corporation law applicable, 491.1–496.19

Corporators liability, 491.22

County not to be stockholder, 346.20

Couplers, automatic, 474.48, 477.12, 477.15

## Crossings

Cattle guards, 478.1–478.3, 478.6, 478.7, 478.12

Connecting roads, station houses, 478.14

Connecting tracks, transfer of cars, 478.17

Construction required, 478.1

Elimination, 478.13, 478.21–478.24

Elimination of dangers, 307.5(5)

Evidence of obstructing highway, 782.2

Farm crossings, 478.1–478.13

Farm-to-market road crossings, 310.4

Fences required, 478.2–478.8

Flagmen and gates in cities, 389.41

Flasher lights or gate signals, cost paid by railroad, 478.21

**RAILROADS—Continued**

## Crossings—Continued

- Gates in cities, 389.41
- Grade crossing, highway relocation, 478.21–478.24
- Grade crossings, commission jurisdiction, 478.29
- Heavy vehicles, notice before crossing, 321.344
- Highway change, requirements, 478.27
- Highway commission, power, 307.5, 313.4, 313.21, 313.27
- Highway crossing, hearing, 478.21–478.24
- Highway relocation, hearing, 478.21–478.23
- Interlocking switches, 478.33–478.36
- Interurban railway crossings, 478.29–478.32
- Jurisdiction of grade crossings, 478.29
- Landowners, request for crossing, 478.13
- Lights, interfering with signals, 307.5(10), 474.11
- Mississippi river shore crossings, 478.28
- Motorist to obey signals, 321.341
- Motor vehicle parking restricted, 321.358(8)
- Motor vehicles not to pass, on, 321.304
- Motor vehicles, stop requirements, 321.341–321.344
- Obstruction by dragging highways, 716.10
- Overhead crossing, 309.79, 477.2, 478.13, 478.21–478.24
- Pipe lines, only at right angles, 490.25
- Primary roads, 313.4, 313.27, 314.5
- Private crossings, 478.1, 478.11–478.13
- Railways crossed, 477.1, 477.2
- Repairs made on complaint, 478.27
- Right of way over interurbans, 478.30
- Secondary road crossings, 306.21, 314.5
- Signal by bell and whistle, 478.19
- Signal devices in cities, 389.41
- Signals defined in motor vehicle law, 321.1(64)
- Signals of train, 321.341, 478.19, 478.20
- Signs
  - Injury or defacement unlawful, 321.260
  - Obstructing view, nuisance, 319.10, 319.11
  - Private or advertising forbidden, 321.259
  - Required, large and distinct letters, 478.1
  - Unauthorized removed as nuisance, 321.259
- Station houses at connecting roads, 478.14–478.18
- Stopping at grade crossings, 478.29–478.32
- Streets in cities, 314.5, 391.79–391.83
- Traffic control devices, 321.259, 321.260
- Underground crossing, 478.13
- Viaducts, 309.79, 387.1–387.17, 477.2
- Violations
  - Penalties, 478.18, 478.20, 478.32
  - Stopping trains, failure, 478.32
  - Watercourses, 477.1, 477.2
- Culverts and drains, 455.119–455.124
- Curves, condemnation of land to reduce, 471.9(3)
- Damage by fire, liability, 479.126
- Damage or loss, claims, adjustment, 479.116–479.118
- Damages, *see subheads Liability of Railroads below; Violations below*
- Debts of corporation, stockholder's liability, 491.22
- Debts reported to governor, 474.53(3, 4)
- Deeds of trust, 476.13
- Definition of terms, 479.2
- Definitions in motor vehicle law, 321.1(28, 29, 64)
- Delay in shipments, *see subhead Shipments below, thereunder see Delays*

**RAILROADS—Continued**

- Demand for damages before suit, 479.17
- Depots, *see subhead Stations below*
- Detectives, public safety agents, 80.7
- Dining cars
  - Beer permits, restrictions, 124.14
  - Cigarette license, 98.23
  - Taxation, 434.1(7), 434.6, 434.16
- Directors
  - Liability for corporate breach of law, 479.18
  - Liability in case of tax aid, 483.17
  - List, report by commission, 474.53(9)
  - Preferred stock or bonds, converted, 476.19
  - Selected by bondholders, 476.20
  - Tax aid, 483.1–483.20
  - Terms for stock conversion, 476.19
- Discrimination of rates, *see subhead Rates and Charges below*
- Dock commissioners of cities, powers, 384.3
- Docks in cities, railroad regulations apply, 384.4
- Drains and ditches
  - Assessments for cost, 455.49, 455.51, 455.55, 455.146, 455.147, 459.3, 460.6(3), 466.5, 466.6
  - Benefits assessed, notice, 459.3, 460.6(3)
  - City as part of district, assessment, 459.3
  - Collection of tax levied for benefits, 466.6
  - Commissioner's report on benefit, 455.51
  - Condemnation to change streams, 471.13
  - Construction across railway, 455.6, 455.119–455.124
  - Election to establish district, vote, 462.11
  - Eminent domain, 471.13, 471.14
  - Equipment, passage across railway, 455.123
  - Highway drainage districts, 460.3, 460.5, 460.6(3)
  - Individual drainage rights, 465.1–465.17
  - Lateral ditches, assessment, 455.49
  - Levy under original classification, 455.146
  - Levy under reclassification, 455.147
  - Location of cross railroad, 455.6, 455.119–455.124
  - Notice of hearing on engineer's report, 455.20
  - Notice of increased assessment, 455.55
  - Petition to establish districts, 455.7–455.10
  - United States levees, level rate levy, 466.5
- Dubuque and Pacific railroad lands, 10.12
- Duration of corporate existence, 491.24
- Earnings
  - Basis of classification, 479.89, 479.90
  - Computation, tax commission, 434.7
  - Taxation, report for assessment, 434.1, 434.7, 434.9
- Ejection of passenger, drunkenness or profanity, 477.57
- Elections for tax aid, 483.5–483.15
- Electric wires crossing, 489.17, 489.19, 489.25–489.29
- Electrification, tax aid, 483.1–483.3
- Elevated street railways, taxation, 428.24–428.27
- Embankments and excavations, mechanic's lien, 572.7
- Embankments, condemnation for, 471.9(3)
- Eminent domain, chs 471–473
- Employees
  - Accidents, exception to hours law, 477.46
  - Agents at stations
    - Baggage agents, free passes, 479.94
    - Bulletin of trains, 477.10, 477.11



**RAILROADS—Continued****Employees—Continued****Agents at stations—Continued**

Claims filed, 479.116

Duty to arrest swindlers, 713.31

False charges concerning honesty, 736.3

Free passes permitted, 479.94–479.96

Notice as to sanitation, 477.39

Oath of shippers of fish and game, 109.25

Original notices served, 613.5, 617.3, 617.4;

R.C.P. 56(f, g)

Passenger ticket redemption, 479.99

Rate schedules, posting of notice, 479.53

Station regulations, violations, 477.42–477.44

Toilets unsanitary, notice, received, 477.39

Assumption of risk, 477.16, 479.125

Baggage agents, free passes, 479.94(4)

Bills of lading, fraudulent issue, 487.44–487.46, 487.50

Blacklisting prohibited, 736.2

Books and papers ordered produced, 474.20

Brake controlled by engineer, 477.14

**Brakemen**

Automatic couplers, power brakes, eliminating going between cars, 477.12, 477.14

False charges of dishonesty, 736.3

Power to arrest, 716.18

Buildings, destruction, 481.2

Complaint filed as to toilets, 477.38, 477.41

**Conductors**

Duty to arrest swindlers, 713.31, 713.32

False charges concerning honesty, 736.3

Power to arrest offenders, 716.7

Power to eject passengers, 477.57, 713.32

Contempt when violating injunction, 474.25

Criminal liability, 479.18

Crossings, duties, 478.30

Crossings, flagmen in cities, 389.41

Damages for being blacklisted, 736.1, 736.2

Dispatchers, employees hours, 477.47

Engineers, power of brake controlled, 477.14

Engineers, stopping at crossings, 478.32

Examination by commerce commission, 474.18

False charges concerning honesty, 736.3

Firemen, firebox door operation, 477.31

Flagmen, at crossings, cities, 389.41

Free service permitted, 479.31(5), 479.94–479.98

Fuel appropriation in transit, 479.109–479.115

Gamblers kept from trains, depots, 713.31–713.33

General superintendent, office, 476.10

Gratuities accepted, penalty, 741.1, 741.2

Hindering or obstructing board, 474.21, 474.25

Hours of service, 477.45–477.50

Injunction to enforce orders, 474.25, 474.41

Injuries judgment lien, 624.27, 624.28

Interlocking switches, 478.31, 478.36

Investigation of complaints on hours, 477.48

Livestock, killing through negligence, 478.11

Negligence, actions from, 479.122–479.127, 481.2

Negligence, injuries, judgment lien, 624.27, 624.28

Number and salaries, reported, 474.48

Officers of company, *see subhead Officers below*

Passengers, power to eject, 477.57

Passes, free transportation, 479.94

Permits to carry weapons, 695.5, 695.11, 695.12

Posting of swindling laws, 713.33

Power to arrest offenders, 716.18

**RAILROADS—Continued****Employees—Continued**

Railroad retirement board co-operation, 96.9(7), 96.11(11), 96.12, 96.13

Safety appliances, 477.12–477.19

Sale of tickets, 477.42–477.44

Signals at crossings, 478.19, 478.20

Sleeping car companies, hours, 477.46

Stopping at crossings, duty, 478.30–478.32

Superintendent, hour law, 477.47

Swindlers, arrest or ejection, 713.31, 713.32

Telephone and telegraph operators, 477.10, 477.11

Toilets, complaints filed, 477.38, 477.41

Train dispatcher, hour law, 477.47

Trainmaster, hour law, 477.47

Unemployment compensation, 96.3(1), 96.9(7), 96.11(11), 96.19(6, g; 7, c)

Wages, semimonthly payment, 477.51, 477.52

Workmen's compensation, 85.57, 624.27, 624.28

Yardmaster, hour law, 477.47

**Engines****Automatic firebox door**

Mechanical stokers exempt, 477.34

Motive power for door, 477.30

Operation, push button or appliance, 477.31

Penalty for not having, 477.33

Steam locomotives, required, 477.29

Stoker engines, not applicable, 477.34

Time for installation, 477.32

Water supply, 471.9(4), 477.5–477.8

Brakes, cars and engines, 477.13–477.19

Contract for lease recorded, 556.24(2)

Driver brake on engines, 477.13

Firebox doors, automatic, 477.29–477.34

Frost glass in engine cab windows, 477.20, 477.21

Headlights, 477.17–477.19, 477.22–477.25

Report of expenditures for construction, 476.25

Report of number in state, 474.48

Signals sounded at road crossings, 478.19, 478.20

Stopping when railroad tracks crossed, 478.30–478.32

Switch engines, safety devices, 477.17–477.19

Taxation, listing of number, 434.1(7)

Whistle and bell required, 478.19

Equal privileges on public conveyances, 735.1, 736.1

**Equipment**Brakes, *see subhead Brakes above*Engines, *see subhead Engines above*

Inspection by commerce commission, 474.12

Interlocking switches, 478.31–478.36

Lights interfering with crossing signals, 474.11

Listing for taxation, 434.1, 434.2

Marking when leased or conditional sale, 556.24

Recording conditional sale or lease, 556.22–556.28

Report made annually of cost and value, 474.48

Safety devices, *see subhead below*

Sale or lease, requirements, 556.22–556.28

Spur tracks, 481.3–481.8

Station equipment changes ordered, 474.14

Tracks, *see subhead Tracks below*

Whistle and bell on locomotive, 478.19

Equipment companies, taxation, 435.1–435.8

Examinations and investigations, *see COMMERCE COMMISSION, subhead Investigations and Examinations Made*

**RAILROADS—Continued**

Excavations and embankments, mechanic's lien, 572.7

Excavations, condemnation for, 471.9(3)

Express cars, listed for taxation, 434.1(7)

Express companies, 486.1–486.9

Express companies, defined, not railroads, 436.2

Express, delay in delivery, liability, 479.116

Extension into other states, 476.5–476.8

**Fences**

Agreement with landowners, exception, 478.3

Double damages for loss or injury, 478.7

Failure to fence, damages recovered, 478.6, 478.7

Hog-tight fences, 478.5

Killing of stock, liability, 478.11

Local regulations not applicable, 478.8

Penalty for failure to fence, 478.10

Private crossings, requirements, 478.12

Right of way fences required, 478.2, 478.3

Specifications, 478.4

Speed limit through unfenced grounds, 478.9

Financial record, open to inspection, 476.11

Fire damage liability, 479.126

Fireworks law exemption, 732.18

Flood protection in cities, 395.2, 395.15–395.18

Foreign line, acquisition of, 476.8

Foreign, privileges and liabilities, 476.22

**Franchises**

Change of corporation name, effect, 476.2

Mergers to join at state boundaries, 476.4

Mortgage to secure bonds, 476.16, 476.17

Powers of railroad in foreign states, 476.7

Sale or lease by company permitted, 476.23

**Free passes or tickets**

Burden of proof, 479.96

Commerce commissioners and agents, 474.9

Definition, 479.93, 479.96

Exceptions, when allowed, 479.94

Freight rates, when permitted, 479.31

Interchange between railroads, 479.95

Issuance prohibited, 479.93

Livestock passes, when allowed, 479.75–479.77

Livestock shippers, 479.75–479.77, 479.94(7)

Names of holders reported, 479.98

Officers and employees, passes allowed, 479.94, 479.96

Permitted, classes enumerated, 479.94

Persons to whom passes are allowed, 479.94

Use, penalty, 479.93, 479.97

Witnesses, immunity in prosecution, 622.15(9)

**Freight**

Annual statement required, 435.4–435.6

Assessment, collection, 435.7, 435.8

Breaking and entering freight car, 708.8, 708.10, 708.11

Burden of proving compliance on railroad, 479.6

Cars for freight, duty to furnish, 479.3

Cars listed for taxation, 434.1(7)

Company, defined, 435.1–435.3

Delay in delivering, damage, 479.116

Depots, telephones, 477.9, 477.11, 477.42

Duty to furnish cars and transport freight, 479.3

Rates, *see subhead Rates and Charges below*

Regulations, *see subhead Shipments below*

Tariffs kept in offices, 477.42

**RAILROADS—Continued****Freight—Continued**

Tonnage average, report to governor, 474.53(11)

Union depot, liability for loss or damage, 482.4

Freight line companies, taxation, 435.1–435.8

Fuel in transit appropriated, 479.109–479.115

Gauge ordered changed, 474.44

General assembly, rights reserved, 472.26

Grade crossing fund, 478.25, 478.26

Grades, condemnation of land for change, 471.9(3)

Guide dogs for blind may enter without charge, 351.30–351.32

Gypsum mine maps of railroad tracks, 83.15

**Hand car**

Taxation, listed for, 434.1(7)

Wrongful use, 716.15, 716.16

**Headlights**

Locomotives, requirements, 477.22–477.25

Penalty for noncompliance, 477.24, 477.25

Railroad power cars or vehicles, 477.22, 477.23

Switch engines on both front and rear, 477.17–477.19

Health regulations, inspection, 420.171, 420.182

Holding stock of other railroads, 476.21

Improvements required by commission, 474.14

Indecent or profane language, 477.56, 477.57

Injunctions, 474.25, 474.40, 474.41

Injunctions temporary, hearing, R.C.P. 326

Injuries, judgment lien, 624.27, 624.28

Injuries to persons, 479.122, 482.4, 624.27; R.C.P. 97

Injuries to railroad, *see subhead Violations below*

Inspection of railroads, *see COMMERCE COMMISSION, subhead Investigations and Examinations Made*

Intersections of other roads, 478.14–478.18

**Interstate commerce**

Cars in interstate traffic, exception, 477.15

Connections with foreign carrier, 476.4, 476.5

Discrimination, commission action, 474.31

Extension of railroad into foreign state, 476.6

Foreign lines controlled by railroad, 476.9

Freight rates, interstate, investigated, 474.31

Gross earnings, interstate business, 434.7

**Interstate commerce commission**

Commerce counsel's duties, 475.7

Schedule, printing regulations, 479.54, 479.55

Powers of railroad in foreign states, 476.7

State commission's duty to prosecute, 474.32

**Interurban railroads**

Appeal from commission, 484.17, 484.18, 485.3, 485.4

Appliances, inspection, 485.5

Applicability of railroad law generally, 484.3

Articles of incorporation, fees, 491.11, 491.30, 494.4

Assessment for taxation, 428.24

Automobile railway, law applicable, 484.29

Bills of lading, 487.1–487.55

Caboose cars, exemption, 477.26

Capital stock, 483.20, 492.1–492.12

Certain cities, interurbans, 485.1–485.6

Commerce commission, powers, 485.5, 485.6

Conductor, ejection of intoxicated or profane passenger, 477.56, 477.57

**RAILROADS—Continued**

## Interurban railroads—Continued

## Contracts

- City contracts prior to 1902, 484.12
- Discrimination in rates, not impaired, 484.12
- Record of equipment sold or leased, 556.22–556.28

Corporation law applicable, 491.1–496.19

Crossings, railroad tracks crossed, 478.29–478.36

Definition of “interurban railway”, 484.1

Drainage equipment, passage across, 455.124

Duration of corporation, 491.24

Ejection of profane or drunk passengers, 477.57

## Eminent domain

*General provisions*, chs 471–473

Highway right of way acquired, 484.7, 484.10

Proceedings to acquire water supply, 484.23–484.26

Water supply, access obtained, 484.21, 484.26

Employee's duty to stop at crossings, 478.30

Employee to cross track at crossings, 478.30

Equipment sale or lease recorded, 556.22–556.28

Foreign corporations, 495.1–495.6

Foreign holding companies, 495.2

Franchises, 484.11

Grade crossings with steam roads, 478.29

Headlights, 477.22–477.25

Heating of passenger cars, 484.27, 484.28

Highways, use, 484.4–484.10

Holding companies, foreign, 495.2

Injuries, judgment lien, 624.27, 624.28

Injury to property, penalty, 716.7

Inspection by commerce commission, 485.5

Intoxicated persons, ejection, 477.56, 477.57

Joint through shipments and rates, 479.32–479.45

Judgment liens, 624.27, 624.28

Jurisdiction of grade crossings, 478.29

Liens, 624.27, 624.28

Liquor, 125.17, 125.18

Liquor conveyances, cars not included, 127.1

Municipal regulations, 484.11, 484.12

Passenger cars, heating, 484.27, 484.28

Passengers, power of conductor to eject, 477.57

Profane person ejected from train, 477.56, 477.57

Railroad crossings, stopping, 478.29–478.32

Railroad laws applicable, 484.3

Railroad tracks used, certain cities, 485.1–485.4

Railways, right of way at crossing, 478.30

Railway tax aid, 483.1–483.20

Rates and charges law applicable, 479.2, 484.3

Recording of equipment contracts, 556.22–556.28

Regulation by cities, 484.11, 484.12

Regulation of railways, laws apply, 479.2, 484.3

Renewal of articles, 491.25–491.32

Right of way at steam railway crossing, 478.30

Sale or lease of equipment recorded, 556.22–556.28

Shipments, *see subhead Shipments below*

Specifications for instruction, 485.5

Spur tracks, 481.3–481.8

Steam railway right of way, 478.30

Stock not exchangeable for tax certificates, 483.16

Stop at steam railway crossing, 478.30, 478.32

Street railway facilities used

Appeal from use cost decision, 484.17, 484.18

**RAILROADS—Continued**

## Interurban railroads—Continued

## Street railway facilities used—Continued

Car barns not to be used, 484.13

Compensation for use of facilities, 484.16

Facilities, power, to other interurbans, 484.15

Hearing on use compensation, 484.15–484.18

Power of street railway used, 484.14, 484.20

Terminal facilities and tracks, 484.13, 484.14

Tracks of street railway acquired, 484.19

Street railway law applicable, 484.2

Supervision by commerce commission, 474.10

Tax aid, ch 483

Tax assessment, procedure, 428.24–428.29

Tax commission, to list and assess property, 428.24

Terminals of street railways used, 484.13

## Violations

Employee failing to stop at crossing, 478.32

Heating of passenger cars, 484.27, 484.28

Liquor drinking on trains, 125.17

Profane language on trains, 477.56, 477.57

Water supply, condemnation for, 484.21–484.26

Widening of highways, 484.4–484.10

Wires and poles, 386.1, 484.13, 484.24, 485.6

Intoxication, passengers ejected, 477.57

Investigation, *see COMMERCE COMMISSION*

Joint common carriers, parties to action, 613.3

Joint running of units, 476.23, 476.24

Joint tariff schedules, 479.58

Junctions, ch 478

Jurisdiction of grade crossing, 478.29

Land grants recorded, 558.9, 558.10

Land grant titles, 10.11, 10.12

Land, report of holdings, 434.2–434.5

Language, profane, prohibited, 477.56, 477.57

## Leases

Acquisition of foreign line, 476.8, 476.9

Authority to lease, 476.23

Bonds, mortgage security, 476.17

Criminal liability of lessee, 479.18, 479.115

Lessees, duties and liabilities, 476.9

Mortgage of lease, 476.24

Service of notice in case of lease, 617.4

Ticket sale violation by lessee, 477.44

Levees and drainage districts, crossings, 455.119–455.124

Liability of corporators and stockholders, 491.22

## Liability of railroads

Adjustment of claims, 479.116–479.118

Baggage, damage or delay, 479.116, 479.127, 482.4

## Bills of lading

Bill issued with apparent authority, 487.23

Damages to good-faith holder, nonreceipt, 487.23

Duplicate bills, damage, 487.7, 487.18

Duplicates, not marking, 487.7

Failure to cancel on delivery, 487.14, 487.15

Issuing negotiable bills in sets, 487.6

Liability notwithstanding rules, 479.7

Loading, improper, effect, 487.23

Lost or destroyed bill, 487.17

Misdelivery of goods, 487.13

Misdescription of goods, 487.23

Nonreceipt of goods, 487.23

**RAILROADS—Continued**

## Liability of railroads—Continued

## Bills of lading—Continued

- Notice terminating liability, 479.119–479.121
- Obligation to deliver, 487.11
- Omission of required terms in bill, 487.2
- Partial delivery, duties, 487.15
- Refusal to deliver goods, 487.19, 487.21, 487.22
- Release from liability, conditions, 487.27
- Terminating liability, notice, 479.119–479.121

- Bridge maintenance, neglect, damage, 477.2
- Buildings, destruction, 481.2
- Burden of proving compliance, 479.6
- Cattle guards, failure, damages, 478.1
- Commerce commission order not to relieve, 474.14
- Common law rights in addition to statute, 474.45
- Contract limiting illegal, 479.7, 479.8, 479.122
- Criminal liability, 479.18, *see also subhead Violations below*
- Damage from bridge neglect, 477.2
- Damage or delay in shipments, 479.17, 479.116
- Damage suit or complaint, option, 474.33
- Depot grounds, speed limit, 478.9
- Election of remedies against company, 474.33
- Excessive charges, 479.116
- Extortion, 479.29, 479.30
- Fire damage, 479.126
- Freight, damage or delay, 479.116
- Insurance, authority to write, 515.48(1)
- Joint carriers, 613.6
- Judgment liens, 624.27, 624.28
- Limitation by contract, 479.7, 479.8, 479.122
- Livestock killed, 478.11
- Negligence of employees, 479.122–479.127
- Notice of termination of liability, 479.119–479.121
- Personal injuries
  - Contributory negligence, pleading, R.C.P. 97
  - Judgment as lien, 624.27
  - Negligence, 479.122, 482.4
  - Negligence of employees, 479.122–479.125
  - Union depots, liability, 482.4
- Release after complying with orders, 474.36
- Shipments, damage or delay, 479.17, 479.116
- Shipments less than carload, 479.119–479.121
- Signals at road crossings, 478.19
- Street improvements, commission cities, 417.53
- Termination on shipments made, 479.119–479.121
- Time for adjustment of claims, 479.116, 479.117
- Union depots, 482.4
- Unjust discrimination, 479.29, 479.30

## Lien for injury judgment, 624.27, 624.28

## Liens

- Assessments by city, 391.35–391.40, 391.54, 391.79, 391.82
- Bills of lading law, 487.26, 487.27, 487.43
- Change of road line, rights, 480.3, 480.5
- Common carrier's lien, 575.1–575.16
- Judgment for injuries, priority, 624.27, 624.28
- Life insurance company investments, 511.8(5)
- Livestock, lien for care, 479.87
- Mechanic's lien, 572.7, 572.12
- Mortgage lien, 476.15, 480.3, 480.5
- Negotiable bill of lading, 487.11–487.27

**RAILROADS—Continued**

## Liens—Continued

- Release of assessment lien, 391.37
- Relocation of line, tax aid, 480.1–480.5
- Workmen's compensation claims, 624.27
- Lights, signal interference removed, 474.11
- Liquor, 125.17, 125.18
- Liquor conveyances, cars not included, 127.1
- Liquor sales on trains, 124.14
- Liquor shipments, 125.14–125.32
- Livestock shipments, *see subhead Shipments, below*
- Locomotives, *see subhead Engines above*
- Loss or damage, claims adjustment, 479.116–479.118
- Mail cars, listed for taxation, 434.1(7)
- Management of business
  - Changes ordered by commission, 474.14
  - Investigation, hearings, 474.18–474.21
- Merger, 476.4, 617.4
- Mississippi river, railway crossings near, 478.28
- Mortgages and deeds of trust
  - After-acquired property, 476.14
  - Bonds, to secure, 476.13–476.17, 476.24
  - Conversion into common stock, 476.19
  - Directors, right to select, 476.20
  - Execution of mortgages, 476.15
  - Joint running arrangements, 476.23, 476.24
  - Lessee's bonds, to secure, 476.17
  - Lien not lost by relocation of line, 480.5
  - Priority of judgment liens, 624.28
  - Relocation of line, joinder of mortgagees, 480.1
  - Tax aid security, 483.16, 483.17
- Motorbusses authorized, 476.27
- Motor carriers, law applicable, 325.4, 327.4
- Name of station changed, 477.58, 477.60
- Names changed, record and effect, 476.1–476.3
- Narrow gauge roads, change, 474.44
- Newsboys on trains, free passes, 479.94(4)
- Officers
  - Books and papers ordered produced, 474.20
  - Cars, official, listed for taxation, 434.1(7)
  - Criminal liability, 479.18
  - Examination by commerce commission, 474.18
  - Financial record by treasurer, 476.11
  - Free transportation, 479.94–479.98
  - General superintendent, 476.10, 476.12, 477.47
  - Lists, report by commission, 474.53(9)
  - Residence required in state, 476.12
  - Salaries paid semimonthly, 477.51, 477.52
  - Statement of assets, 434.1
  - Treasurer, duties, 476.10–476.12
  - Violations, *see subhead Violations below*
- Offices
  - Express offices, 477.42, 477.44
  - General offices, 476.10–476.12
  - Listing of property for taxation, duty, 434.1
  - Location, 476.10
  - Stock transfer office, 476.12
  - Telegraph offices maintained, 477.42
  - Terminal, requirements, 477.42–477.44
- Ticket offices
  - Duty to maintain at terminal, 477.42
  - Penalty for failure to maintain, 477.44
  - Redemption of tickets, notice posted, 479.100

**RAILROADS—Continued**

## Offices—Continued

## Ticket offices—Continued

Sleeping-car ticket offices, duties, 477.43

Treasurer, location, 476.10–476.12

Official cars, listed for taxation, 434.1(7)

## Operation of road

*General provisions*, 477.1–477.60

Changes required by commission, 474.14

Control by state, 474.1–474.53

Failure to operate as abandonment, 473.2

Original notice served on joint carrier, 613.5

Original notice served on railroad, 617.3, 617.4;

R.C.P. 56(f, g)

Overhead crossings, 387.1–387.17

Papers, place to keep originals, 476.10

Passenger cars, listed for taxation, 434.1(7)

## Passengers

Burden of proving compliance, on railroad, 479.6

Ejection, power of conductor, 477.57

Free pass beneficiaries reported, 479.98

Free passes forbidden, exceptions, 479.93, 479.94

Intoxication, ejection by conductor, 477.57

Mileage books, 479.102

Passenger depots, telephone, 477.9, 477.11

Rates based on classification, 479.89–479.93

Reduced rates prohibited, 479.93

Service required, 479.5

Tickets, redemption, time limit, 479.99, 479.100

Toilets in waiting rooms required, 477.37–477.41

Transferability of tickets, notice, 479.100

Unreasonable service, what deemed, 479.5

Patents for land grants, recording, 558.9, 558.10

Personal injuries, 479.122, 482.4, 624.27; R.C.P. 97

Physicians and surgeons, free passes permitted, 479.94, 479.96

Pipe lines for water, 477.5–477.8

Pipe lines, petroleum, right angle crossing, 490.25

Plats, filing for assessment, 434.18, 434.19

Powers in general, 476.1–476.27

Preferences prohibited, exception, 479.9

## Presumptions

Rate discrimination, 479.20–479.22, 479.28, 479.40, 479.45, 479.71–479.74

Rebate or drawback as showing violation, 479.28

Schedules as showing unjust charges, 479.71–479.74

Stock train, timetable not proof of proper speed, 479.80

Private buildings on railroad lands, 481.1

Profane language on trains prohibited, 477.56, 477.57

Public convenience, protected by commission, 474.14

Purchase of other lines, 476.8, 476.23

## Rates and charges

Branches and controlled lines, 479.23

Carload lots, 479.11, 479.12

Changes, how made, 479.43, 479.61–479.64

Changes ordered by commission, 474.14

Charges not reasonable, illegal, 479.13

Classification of freight with rate, 479.74

Commerce counsel to investigate, 475.7(2, 3)

Commission established rates, 479.68, 479.71

Commutation rates permitted, 479.24

**RAILROADS—Continued**

## Rates and charges—Continued

Competition no defense for unfair rate, 479.21

Competitive rates fixed by commission, 479.21

Complaints, hearings, 474.22, 475.7, 479.66–479.74

Continuous shipments, 479.16

Definition of rate, 479.48

Delivery charges, 479.13, 479.20, 479.29, 479.30

Demurrage charges, bill of lading lien, 487.26

## Discrimination

Action by commission to prosecute, 474.43

Civil liability, 479.17, 479.30

Commerce counsel investigation, 475.7(3)

Criminal liability, 479.18

Definition of unjust discrimination, 479.11

Evidence, 479.20–479.24, 479.28, 479.71, 479.73

Extortion defined, 479.19

Interstate commerce commission case, 474.32, 475.7(6)

Interstate freight rates, 474.31, 474.32

Investigation, 474.34–474.36, 475.7

Joint rates between stations, 479.33

Local and interstate traffic, 479.36

Long and short haul, 479.14, 479.21, 479.44

New industries, 479.27

Penalties, 479.29, 479.30, 479.47

Preference prohibited, exception, 479.9, 479.11

Prevention by commission, 474.31

Prima-facie evidence, 479.20, 479.28, 479.71, 479.73

Quality, 479.26

Rebates prohibited, 479.11, 479.20, 479.28, 479.65

Reduced rates permitted, 479.31, 479.94–479.98

Schedules by commission, 479.68, 479.71

Stations, penalties, 479.33

Treble damages for violation, 479.17

Unjust discrimination defined, 479.11

Unreasonable charges over several roads, 479.47

Division of joint rates, 479.42, 479.46

Effective date, 479.40, 479.62, 479.69

Evidence on hearings, 479.20–479.24, 479.28, 479.71, 479.73

Examination by commission, 474.22, 474.31, 474.43, 475.7

Excessive, claim adjustment, 479.116–479.118

Excursion rates, 479.24

Express companies, 486.1–486.9

Extortion, 474.43, 479.19, 479.30

Fair rate for long and short haul, 479.14, 479.21, 479.44

Forwarding charges, 479.10

Free passes or tickets, *see subhead above*

General assembly powers reserved, 476.26

Handling charges, 479.10, 479.20, 479.29–479.31

Icing charges, 479.50

Interchange of traffic facilitated, 479.10

Interstate commerce schedules, 479.54, 479.55

Interstate rate investigation, 474.31, 474.32, 475.7

Interurbans, rates apply, 479.37–479.45

Intrastate shipments, routing, 479.35

Joint rates, 479.32–479.49, 479.58, 479.66

Lien for charges, 479.87, 487.11–487.27, 575.1–575.16

Long and short haul, 479.14, 479.21, 479.44

Maximum charges fixed by commission, 479.74

Passenger fare paid on train, charge, 479.92(6)

Passenger rates, *limitation*, 479.92

**RAILROADS—Continued****Rates and charges—Continued**

Passes issued, *see subhead Free Passes or Tickets above*

Petition for examination, 474.22  
 Pooling contract unlawful, 479.15  
 Power of commission to revise, 479.66  
 Preferences prohibited, exception, 479.9  
 Reasonable rates required, 479.13, 479.36, 479.74  
 Rebates prohibited, 479.11, 479.20, 479.28, 479.65  
 Reconsignment without charge, 479.12  
 Reduced freight rates, when permitted, 479.31  
 Reports annually to commission, 474.47–474.50  
 Revision of joint rates, 479.43

**Schedules**

Changes by commission, 479.57, 479.66  
 Changes in rate, notice to commission, 479.61–479.64  
 Charges of schedule mandatory, 479.65  
 Contracts affecting rates filed, 479.59  
 Copy to be given on request, 479.41  
 Definitions, 479.48  
 Examination by commerce commission, 474.18  
 Filing and publication, 479.49, 479.55, 479.60  
 Form of schedules, 479.54  
 Freight rates, 479.37–479.74  
 Hearing on rate revision, 479.66–479.74  
 Interstate commerce, 479.55  
 Joint tariff, 479.37, 479.58  
 Notice of changes required, 479.62–479.66  
 Notice that schedules are on file, 479.53  
 Partial schedules, 479.56  
 Posting, 479.53, 479.55, 479.56  
 Printing, 479.51, 479.53  
 Production for investigation, 474.18, 474.20  
 Public inspection, open to, 479.49, 479.51–479.53  
 Rates controlled by schedules, 479.65  
 Requirements, details, 479.50, 479.54  
 Revised schedules posted and filed, 479.70  
 Revision by commission, power, 479.57, 479.66  
 Transportation without schedule, 479.60

Share of joint rate, effect, 479.42  
 Short haul not fixed by long rate, 479.42  
 Storage, 479.13, 479.31, 479.50, 479.119, 487.26  
 Suspension of revised rates, 479.67  
 Switching charges, 479.10, 479.25  
 Taxation, assessments, 434.23  
 Terminal charges, 479.50, 487.26  
 Thousand-mile tickets, 479.24  
 Through rates to be reasonable, 479.36  
 Tickets, *see subhead Tickets below*  
 Time of going into effect, 479.40, 479.62, 479.69  
 Transfers at station points, rates fixed, 479.39

Real estate, reports, 434.2–434.5, 474.53  
 Receipts not to limit liability, 479.7, 479.8  
 Receivers, violations of law, 479.18, 479.115  
 Recording land grants, duty, 558.9  
 Recording of leases and conditional sales, 556.22–556.28

**Records**

Financial records, 476.10–476.12  
 Inspection rights, 476.11  
 Place records are to be kept, 476.10  
 Plats recorded with county auditor, 434.18  
 Recording of land grants, 558.9  
 Tax commission records, 434.3–434.5

**RAILROADS—Continued****Refrigerator cars**

Freight line companies, taxation, 435.2  
 Icing charges and other rates, 479.50

**Relocation of line**

City tracks for interurban use, 484.19, 485.1–485.4  
 Conditions for change or removal, 480.3  
 Court orders, 480.1–480.4  
 Cuts and banks, leveling, 480.7  
 Liens to retain same priority, 480.5  
 Notice of filing petition, 480.2, 480.6  
 Petition by railroad, 480.1  
 Reversion of abandoned land, 473.1, 473.2  
 Renewal of articles, 491.25–491.32  
 Repairs or changes, temporary road, 478.27  
 Repairs ordered by commission, 474.12, 474.14

**Reports**

Accidents, 474.46  
 Annual, contents, 474.47–474.50  
 Commission's report to governor, 474.53  
 Completion of line, 476.25  
 Hearings, employees' hours, 477.49  
 Improvements and changes suggested, 474.14  
 Penalty for late reports, 474.52  
 Rate complaint hearings, 474.22  
 Tax assessment purposes, 434.1, 434.23, *see subhead Taxation below*

Reservoirs, land condemned, 471.9(4)  
 Returns on crossing expense, held in trust, 478.24  
 Reversion of abandoned right of way, 473.1, 473.2

**Right of way**

Abandonment, 471.15–471.18, 473.1, 473.2  
 Buildings, private, 481.1, 481.2  
 Condemnation by city, 395.18  
 Crossings, *see subhead Crossings above*  
 Ditches across right of way, 455.119–455.124  
 Eminent domain of lands needed, 471.9(3)  
 Fences required, 478.2–478.6  
 Flood protection, cities, 395.2, 395.3, 395.15–395.18  
 Levees across right of way, 455.119–455.124  
 Limitation on right to condemn, 471.8  
 Mineral lands, right of owners, 471.4(5)  
 Private buildings, rights, 481.1, 481.2  
 Purposes for condemnation, 471.9  
 Reversion, when abandoned, 473.1, 473.2  
 Spur tracks, 481.4–481.8  
 Streams, change to protect, 471.13  
 Taxation, listing of right of way, 434.2  
 Transmission lines, 489.17, 489.19, 489.25–489.29  
 Weed destruction, 317.9–317.14, 477.53–477.55  
 Wires across, 489.17, 489.19, 489.25–489.29

Riparian owners' rights, 477.3, 477.4

Road beds, mechanics' liens, 572.7

**Rolling stock**

Additions required by commission, 474.14  
 Cabooses, *see subhead Cabooses above*  
 Dining cars, *see subhead Dining Cars above*  
 Engines, *see subhead Engines above*  
 Equipment, *see subhead Equipment above*  
 Hours of employees, movement of trains, 477.45  
 Listing for taxation, 434.1(7, 8), 434.6  
 Mechanics' lien, construction, 572.7  
 Mortgages, rolling stock included, 476.15  
 Narrow gauge road changed, 474.44

**RAILROADS—Continued**

## Rolling stock—Continued

Removal from tracks as abandonment, 471.15, 471.16

Report by commission to governor, 474.53(5)

Sale or lease, recording, 556.22–556.28

Sleeping cars, *see subhead Sleeping-car Companies below*

Trains, *see subhead Trains below*

## Safety devices

Automatic firebox doors, 477.29–477.34

Brakes on cars and engines, 477.13–477.15

Cabooses, 477.26–477.28

Changes, plans to be approved, 478.34

Compulsory at crossing or bridge, 478.36

Condemnation when unsafe, 478.35

Couplers, automatic, 477.12, 477.15

Footboards, grab rails, 477.17, 477.18, 477.27

Glass in engine cab windows, 477.20, 477.21

Headlights on engines, 477.17–477.19, 477.22–477.25

Interlocking switches, 478.33–478.36

Interurbans, poles and wires, 485.5

Report of equipment made annually, 474.48

Traffic devices at crossings, 321.259, 389.41

## Sales

Carrier's lien satisfaction, 487.27, 575.1–575.16

Conditional sales, recording, 556.22–556.28

Preferred stock, 476.18

Property to connecting railway, 476.23

Scales for weighing coal, 479.103–479.108

Scales inspected by state, 215.1, 215.2

Schedule of rates, *see subhead Rates and Charges above*

Securities exempt from securities law, 502.4(3)

Shares of stock, *see subhead Stock below*

## Shipments

Accidents, hours of employees, exception, 477.46

Adulterated or mislabeled articles, 189.21

Animal health law, 163.11–163.14

Applicability statute, 479.1

## Bills of lading

Bills of lading act, 487.1–487.55

Livestock, confinement request, 479.85

Office for issuance, rates posted, 479.51

Routing of intrastate shipments, 479.35

Sales act, 554.28–554.41, 554.77

Weights of coal to be shown, 479.104

Care required, 487.3

Carload lots, 479.11, 479.12, 479.34, 479.103

Cars, duty to furnish and transport, 479.3

Charges, *see subhead Rates and Charges above*

Claims for loss or damage, 479.116–479.118

## Coal shipments

Appropriation in transit, 479.109–479.115

Bill of lading with weights shown, 479.104

Certificate given, evidence, 479.103, 479.107

Method of weighing, 479.106

Penalty for not weighing, 479.108

Scales, location and maintenance, 479.103

Weighing points, fee, 479.104, 479.105

Connecting roads, cars handled, 479.4, 479.34

Consignee, notice of freight arrival, 479.119–479.121

**RAILROADS—Continued**

## Shipments—Continued

Continuous shipments, 479.16, 479.85–479.88

Dead bodies, 141.14–141.20

Definition of terms, 479.1, 479.2

## Delays

Accidents, unavoidable causes, 477.46

Agreements, when permissible, 479.16, 479.85

Delivery, claim adjustment, 479.116

Livestock shipments, 479.80, 479.85

Discrimination, 479.9, 479.19, 479.36, *see subhead Rates and Charges above*

Express companies, 486.1–486.9

Fireworks, out of state permitted, 732.18

Fish and game, 109.23–109.32, 109.34

Freight, 479.1, 479.3

Fuel appropriated in transit, 479.109–479.115

Interurban railways, 484.3

Intrastate, routing, 479.35

Joint through shipments, 479.32–479.47, 613.3

## Liability

Civil, treble damages, 479.17

Contracts limiting, 479.7, 479.8, 487.3, 613.3

Criminal liability, 479.18

Joint common carriers, 613.3

Union depots, 482.4

Liquor, 125.14–125.32

## Livestock shipments

Bill of lading, health certified, 163.11–163.13

Caboose, toilet required in, 479.78, 479.79

Care of unloaded animals, 479.87

Confinement time estimated, 479.86

Dead animals transported, 167.15

False statements to avoid inspection, 163.18

Free pass for shipper, 479.75–479.77, 479.94(7)

Inspection of intrastate shipments, 163.14

Lien, 479.87, 575.1–575.16

Movement, burden of proof, 479.80

Preference in shipping time permitted, 479.9

Speed prescribed, enforcement, 479.80–479.84

Stockyards required, 477.35, 477.36

Time limit on confinement, 479.85, 479.86, 479.88

Union depot, liability for damage, 482.4

Unloading stock, requirements, 479.85, 479.88

Violations, 479.76, 479.79, 479.84, 479.88

Pooling contracts prohibited, 479.15

Rates, *see subhead Rates and Charges above*

Reconsignment upon request, 479.12

Stoppage in transitu, 554.58–554.60

Switching service, 479.2, 479.10

## Violations

Discrimination and extortion, 479.19–479.30

Livestock shipment violations, 479.79

Unreasonable charges prohibited, 479.13

Signals, interfering lights removed, 474.11

Signs and billboards, removal, 319.10, 319.11

## Sleeping-car companies

Accidents, employees hours, exception, 477.46

Beer permits, regulations, 124.14

Carrier regulations applicable, 479.1

Cigarette retailer's license, 98.23

Employees, free transportation, 479.94(4)

Employees hours, exception, 477.46

**RAILROADS—Continued**

## Sleeping-car companies—Continued

Supervision by state commerce commission, 474.10

Taxation, listing, 434.1(7), 434.6, 434.16

Ticket offices kept, penalties, 477.43, 477.44

Special election for tax aid, 483.5–483.15

## Speed

Limit of speed at depots, 389.42, 478.9

Livestock trains, speed prescribed, 479.80–479.83

Stop when railroad tracks cross, 478.30–478.32

Timetables, 477.42

Train speed in cities, 389.42, 478.9

Spur tracks, 471.9, 481.3–481.8

## Stations

Abandonment or removal, 474.15–474.17

Additions or changes ordered, 474.14

Agents, *see subhead Employees above*

Airport plans, distance from depot, 330.9

Bulletin of trains, posted, 477.10, 477.11

Changes ordered by commission, 474.14

Changing names, penalty, 477.58–477.60

City petition for change of name, 477.58–477.60

Closets, sanitary, requirements, 477.37

Commission, duty to provide shelter, 474.13

Crossings, required stations, 478.14, 478.18

Eminent domain for depot grounds, 471.9(1)

Expense of crossing station, 478.15

Fee for sanitary inspection, 477.41

Fenceless grounds, depot, speed limit, 478.9

Freight depots, 477.9, 477.11, 477.42, 479.71

Freight rates posted, 479.71

Freight transfer at station point, 479.39

Gamblers arrested or evicted, 713.31–713.33

Heating and lighting required, 478.14, 478.18

Joint rates not to discriminate, 479.33

Redemption of tickets, posted, 479.99–479.101

Reports of expenditures for construction, 476.25

Revised rates schedule, 479.62, 479.64, 479.70, 479.71

Sanitation inspection, closets, 477.37–477.41

Schedule of rates, posting notice, 479.51–479.56

Shelter required at stations, 474.13

Speed limit at depots, 389.42, 478.9

Stockyards required, 477.35, 477.36

Stopping of train, commission order, 478.16, 478.18

Taxation, listing of station property, 434.2

Telegraph office, 477.10, 477.11, 477.42

Telephones required, 477.9, 477.11

Ticket sale, 477.42–477.44

Toilets, sanitation, inspection, 477.37–477.41

Track scales at division stations, 479.103

Transfer of shipments, rates, 479.39

Village name change, 477.58–477.60

Steam whistle, crossing signal, 478.19

## Stock

Aerial transportation stock owned, 476.27

Bonds convertible, 476.13

Consolidation and merger, 476.4

Contracts, effect of name change, 476.2

Foreign line, purchase to control, 476.8

Indorsement of shares, 492.4

Issuance for tax aid, 483.16

Legal transfers, record, 476.12

**RAILROADS—Continued**

## Stock—Continued

Motorbus stock ownership permitted, 476.27

Ownership of other stock, 476.21, 476.27

## Preferred stock

Conversion into common stock, 476.19

Increase requirements, approval, 476.18

Issued for cash or exchange, 476.18

Report of amount by commission, 474.53(2)

Record at office, 476.10, 476.12

Report by commission to governor, 474.53(1, 2)

Securities act exemption, 502.4(3)

Total authorized, 476.19

Transfer office for stock maintained, 476.12

Transfer office in foreign state permitted, 476.12

## Stockholders

Approval of preferred stock issuance, 476.18

County not to be stockholder, 346.20

Finances, right to inspect, 476.11

Liability for corporate debts, 491.22

Merger, consent, 476.4

Name of corporation changed, 476.1

Power to let bondholders vote, 476.20

Report of number annually, 474.48

Security for tax aid, 483.17

Stock increases approved, 476.18

Union depot corporation, railways as, 482.1

Stockyards, commission's duty, 477.35, 477.36

Stockyards required, 477.35, 477.36

Stopping at grade crossings, 478.29–478.32

Street improvements at crossings, 391.79–391.83

Street railways, 402.1–402.4

Supervision by state, 474.1–474.53

Switches connecting tracks, 474.13, 478.17

Switches, interlocking, 478.31–478.36

## Switching service

Charges, 479.10–479.25

Commission's duty to require, 474.13

Connections with other railroads, 474.13

Definitions, 479.2

Duty to handle cars, 479.3, 479.10

Engines, safety devices, 477.17–477.19

Tax aid, 483.1–483.20

## Taxation

Accounting method prescribed, 434.8

Aid tax for railroads, 483.1–483.20

Amended statements, 434.14

Assessments, 434.1–434.23

Certification to county auditor, 434.17

Communication line, when exempt, 433.13

Date for assessment, 434.1

Drainage assessments, 455.51, 455.55, 455.146,

455.147, 459.3, 460.6(3), 466.5, 466.6

Electric railways, 428.24–428.33

Freight-line and equipment companies, 435.1–435.8

Gross earnings, 434.1(9), 434.7, 434.8, 434.10

Land for railroad purposes, record, 434.5

Land leased from railway company, 428.10

Levy and collection of tax, 434.22

Local assessments, 434.20, 434.23

Mississippi, Missouri river bridges, 434.1, 434.20

Net earnings, 434.1(1), 434.9, 434.10

Operating expense, limitation, 434.1(10), 434.13

Penalty added to assessment, 434.12



**RAILROADS—Continued****Taxation—Continued**

- Plats filed of land in county, 434.18, 434.19
- Publication of assessments, 17.20
- Rate and purpose of tax, 434.23
- Real estate statement, 434.2–434.5, 434.18–434.21
- Reassessment by tax commission, 439.1, 439.2
- Record of railway land bound, 434.5
- Reports additional, 434.7–434.11
- Right of way, special assessments, 391.40
- Roadbeds, 434.21
- Rules and regulations of commission, 434.11
- Sleeping and dining cars, 434.1(7), 434.6, 434.16
- Special charter cities, 420.250, 420.255, 420.265, 420.278
- Statement of assets required, 434.1–434.4, 434.14
- Street improvement assessments, 391.35–391.40, 391.50, 391.54, 391.59, 391.81, 391.82, 396.2, 396.6
- Taxable value, 60 percent of actual, 434.15
- Telegraph lines operated by road exempt, 433.13
- Tracks, report to county auditor, 434.17–434.19
- Use tax exemption, 423.4(2)
- Valuation, 434.15
- Violations
  - Failure to file plats, penalty, 434.19
  - Refusal to obey rules, penalty, 434.12
- Voluntary payment, application, 439.2

- Tax list, entering of aid tax, 483.13
- Telegraph lines, listed for taxation, 434.1(6)
- Telephones, duty to keep, 477.9, 477.10
- Terminal companies, switch engines, 477.17–477.19
- Ticket offices, *see subhead Offices above*

**Tickets**

- Commutation tickets allowed, 479.24
- Conditions of limitation, 479.100–479.102
- Excursion tickets permitted, 479.24
- Free, *see subhead Free Passes or Tickets above*
- Interchange with other companies, 479.95
- Mileage books, 479.24, 479.102
- Notice posted, time to redeem, 479.100
- Redemption required, 479.99–479.101
- Sale at terminal offices, 477.42
- Sleeping cars, 477.43, 477.44
- Thousand-mile tickets, 479.24
- Ticket offices, 477.42–477.44
- Transferability, notice, 479.100

**Timetables, 477.42**

- Toilets in depots, requirements, 477.37–477.41
- Township trustees, duties, 474.22, 480.6

**Tracks**

- Cities, power to regulate, 402.1, 402.2
- Crossings, ch 478, *see subhead above*
- Eminent domain for land necessary, 471.9(2, 3)
- Gauge to be uniform, change ordered, 474.44
- Inspection, notice to repair, 474.12
- Interurban use, 485.1–485.4
- Relocation of line, 480.1–480.7
- Repair ordered by commission, 474.12
- Report of curves, slopes, and ties, 476.25

**Spur tracks**

- Bond for construction, 481.5
- Commerce commission to decide necessity, 481.3
- Connections with spurs, cost, 481.8

**RAILROADS—Continued****Tracks—Continued****Spur tracks—Continued**

- Cost of construction, 481.4, 481.6, 481.8
- Eminent domain of lands required, 471.9(2)
- Failure of railroad to act, 481.7
- Required for successful operation, 481.3
- Streets, repairs between tracks, 391.5, 391.79, 391.81
- Taxation, listing amount of track, 434.1
- Union depots, connecting tracks, 482.3
- Unsafe tracks, use forbidden, 474.12
- Weeds to be destroyed, 317.9, 317.12–317.14, 477.53–477.55

**Trains**

- Accidents, 474.46, 477.46
- Baggage, *see subhead Baggage above*
- Bonds and mortgage of equipment, 476.13–476.16
- Bulletin posting required, 477.10, 477.11
- Cabooses, *see subhead Cabooses above*
- Cars, requirements, 477.27, 477.28
- Changes ordered by state, 474.14
- Definition in motor vehicle law, 321.1(26)
- Dining cars, *see subhead Dining Cars above*
- Drinking liquor, on, penalty, 125.17
- Ejection of passengers, drunkenness or profanity, 477.57
- Engines, *see subhead Engines above*
- Health, power of special charter city, 420.171, 420.182
- Liquor, penalty, 125.17
- Mechanic's lien on rolling stock, 572.7
- Passenger service frequency, 479.5
- Posting of swindling laws, 713.33
- Profane language prohibited, 477.56, 477.57
- Rates and charges, *see subhead above*
- Refrigerator cars, 435.2, 436.8
- Robbery, penalty, 711.4
- Rolling stock, *see subhead above*
- Safety devices, *see subhead above*
- Sale or lease of property, 476.23
- Shipments, *see subhead above*
- Signals at crossings, 321.341, 474.11, 478.19, 478.20
- Sleeping cars, 477.43, 477.44
- Speed of trains in cities, 389.42, 478.9
- Stench bombs, use on cars, 732.10
- Stopping at crossings, 478.29–478.32
- Stopping trains at connecting stations, 478.16
- Tracks, *see subhead Tracks above*
- Unsafe tracks or equipment, 474.12
- Venue of crime committed on train, 753.6
- Transmission lines, 489.17, 489.19, 489.25–489.29
- Transportation of goods, refusal, 486.9
- Transportation without rate schedules prohibited, 479.60
- Trespasser, illegal user of stock pass, 479.77
- Trustees, penalties, 479.18, 479.115
- Trust funds, expenses of changes, 478.24

**Union depots**

- Bylaws of corporations posted, 482.1
- City, streets or alleys, use with consent, 482.3
- Connecting tracks, authority to lay, 482.3
- Corporation organized by railroads, 482.1
- Damage liability of companies, 482.4
- Eminent domain, land for depot, 482.2, 482.3

**RAILROADS—Continued**

Uniting at state boundary, 476.4  
Viaducts, 309.79, 387.1–387.17, 477.2

**Violations**

Advertisements untruthful, 477.42, 477.44  
Air brakes or bell interference, 716.17, 716.18  
Animals in shipment not unloaded, 479.88  
Appropriation of fuel in transit, 479.115  
Arrest of swindlers, 713.31, 713.32  
Arson, burning railway car, 707.3, 707.5  
Automatic couplers, failure to use, 477.15  
Automatic firebox door, failure to provide, 477.33  
Bill of lading act, penalties, 487.44–487.51  
Blacklisting employees, 736.1, 736.2  
Books and papers not produced, 474.20  
Brakes, failure to equip, 477.15  
Breaking and entering car, 708.8, 708.10, 708.11  
Bulletins of trains not posted, 477.11  
Cabooses, illegal construction, 477.28  
Cabooses, water closets not provided, 479.79  
Cattle guards, failure to maintain, 479.66  
Changing station name, 477.60  
Civil forfeiture for discrimination, 479.30  
Claims, failure to adjust, penalty, 479.117  
Closets in depots, noncompliance, 477.38–477.41  
Coal weighing, illegal practices, 479.108  
Conspiring to seize locomotive, 716.14  
Contempt in violating injunction, 474.25

**Continuing offenses**

Automatic firebox door, not in use, 477.33  
Failure to fence tracks, 478.10  
Frost glass in engine cab, 477.21  
Injunction or process violated, bond, 474.41  
Name of station not as ordered, 477.60  
Pooling of contracts for freight, 479.15  
Remittance of penalty after appeal, 474.29  
Reports not made on time, 474.52  
Rules of commission not obeyed, 474.26  
Stations at track crossings as ordered, 478.18  
Switch engines without safety devices, 477.19  
Water closets in stock train cabooses, 479.79  
Couplers, automatic, cars used without, 477.15  
Crimes committed on train, venue, 753.6  
Criminal liability for corporate breach, 479.18  
Crossing violations, 478.18, 478.20, 478.32  
Depot, unsanitary closets, penalty, 477.40  
Discrimination, *see subhead Rates and Charges above, thereunder see Discrimination*  
Dragging dirt on track, 716.10  
Drinking on train, 125.17  
Ejection of swindlers, 713.32  
Employees, hours of service, 477.47  
Equal privileges to all, 735.1, 735.2  
Extortion, 479.19, 479.20, 479.29, 479.47  
False charges against employees, 736.3  
Fences, failure, penalties, 478.2–478.10  
Firebox door, automatic, 477.33, 477.34  
Fish and game law violations, 109.34

**Free pass violations**

Issuing or using illegally, 479.97  
Livestock shippers, unlawful use, 479.76  
Names of pass holders not reported, 479.101  
Frost glass not in engine cab, 477.21  
Fuel in transit appropriated, 479.115

**RAILROADS—Continued****Violations—Continued**

Gamblers, 713.31–713.33  
Handcar, wrongful use, 716.15, 716.16  
Headlights, engines not equipped, 477.24  
Heating of passenger cars, failure, 484.28  
Highway obstruction, 782.2  
Hindering investigations, 474.21  
Hours of labor, prosecutions, 477.47, 477.50  
Hours of service law, 477.45, 477.47, 477.52  
Injunctions violated, 474.25, 474.41  
Injuring or obstructing, 711.4, 716.7, 716.9  
Interfering lights removed, 474.11  
Intersection requirements, penalty, 478.18  
Interurban railroads, *see subhead above*  
Jumping on and off cars in motion, 716.19  
Length of cars, equipment, 477.28  
Lights interfering, removal, 474.11  
Liquor  
  Drinking or carrying on trains, 125.17  
  Illegally transported, seizure, 125.18  
  Shipments, 125.16, 125.21, 125.23  
Livestock, failure to give care, 479.88  
Livestock shipments, 479.79  
Malicious injuries, 711.4, 716.7  
Obstructing investigations, 474.21  
Omission or failure to obey law, penalty, 479.18  
Orders of commission, 474.26, 474.29, 474.30  
Permitting infraction of the law, penalty, 479.18  
Plats, failure to file, 434.19  
Pooling contracts, 479.15  
Profane language on trains, 477.56  
Putting infected person on board, 732.2  
Receivers, 479.18, 479.115  
Refusal to obey tax commission, 434.12  
Reports, failure to make, 474.52  
Riding without paying fee, 716.19  
Robbery of trains, 711.4  
Safety devices, trains, violations, 477.15, 477.19  
Seizing locomotive, 716.13, 716.14, 716.16  
Shooting or throwing at train, 716.11  
Signals at crossings not given, 478.19, 478.20  
Signals, interfering lights removed, 474.11  
Signs at railroad crossing, damage liability, 478.1  
Signs or signals, interference with, 321.260  
Sleeping-car offices and tickets, 477.42–477.44  
Spur tracks, failure to build, 481.7  
Station names changed, 477.60  
Stop at crossings, failure, penalty, 478.32  
Swindling on trains, 713.31, 713.32  
Switch engines without safety devices, 477.19  
Telephone in station, failure to install, 477.11  
Ticket redemptions, failure, 479.101  
Ticket sale provisions, 477.44  
Transportation of goods, refusal, penalty, 486.9  
Treble damages in civil goods, 479.17  
Trespassers, 479.77  
Uncoupling cars, 716.12  
Unreasonable charges, over two roads, 479.47  
Violation of any law, penalty, 479.18  
Wages, improper payment, 477.52  
Water closets in cabooses, failure, 479.79  
Weed destruction, failure, 477.54, 477.55  
Weighing of cars, 479.108  
Willful violation of law, penalty, 479.18  
Wire tapping, 716.7, 716.8  
Wrecking train with intent to rob, 711.4

**RAILROADS—Continued**

Waiting rooms, 478.14  
 Warehouseman's liability, storage charges, 479.13,  
 479.31, 479.50, 479.119  
 Watercourses, railway crossing, 477.1  
 Water power plants, water pipes across, 470.2  
 Water supply, eminent domain, 471.9(4), 471.12  
 Water supply, pipes, 477.5–477.8  
 Weed destruction, 317.9–317.14, 477.53–477.55  
 Whistle, steam, locomotive, crossing signal, 478.19  
 Wrecks, penalty for causing, 711.4, 716.9, 716.16

**RAILWAY RETIREMENT BOARD**

Co-operation, employment security commission,  
 96.12(1)  
 Employment security commission records avail-  
 able to board, 96.11(11)

**RAPE**

Corroboration in prosecution required, 782.4  
 Definition, 698.1–698.4  
 Evidence to sustain indictment, 782.3  
 Limitation of action, 752.2  
 Parole by court not permitted, 247.20  
 Place of commitment, 789.16

**RATES**

City fixing of vehicle charges, 389.39(2)  
 Combinations, pools, and trusts, 553.1–553.24  
 Discrimination forbidden  
   City waterworks trustees, penalty, 399.26  
   Warehouse storage charges, 543.28  
 Express companies, 486.2–486.7  
 Ferries, power of city to impose rates, 368.27  
 Insurance, 515A.1–515B.18  
 Interest rates, 535.1–535.7  
 Interurban railways, 479.1–479.74, 484.3  
 Liens for rates and charges, 570.1–584.4  
 Motor vehicle carrier rates, 325.2(1), 325.4, 325.5,  
 479.1–479.74  
 Public utility regulation by cities, 397.28, 399.20–  
 399.22  
 Railroads, 479.1–479.74  
 Sanitary districts, rates and rentals, 358.20  
 Tax rates based on valuation, 444.1  
 Trade-marked articles, selling price contracts,  
 550.1–550.5  
 Transportation in cities, regulations, 389.39(2)  
 Truck operators, 327.2(1), 327.4, 327.5  
 Unfair discrimination, 551.1–551.10  
 Warehouse, bonded, rates fixed, 543.28

**RATIFICATION**

Constitutional amendments, state, Const., Iowa,  
 X, 1–3; 6.1–6.11, 49.43–49.50  
 Federal constitution amendments, 55.1–55.23  
 Partnership provision, 545.11

**RATIO**

Highway patrol members, patronage in political  
 appointments, 80.4  
 Limit on representatives, 40.1–42.3  
 Political party county convention delegates, 46.15

**RATIO—Continued**

Representation in general assembly, Const., Iowa,  
 Amend. 1904, No. 2, secs. 34, 35, 36; 42.1  
 Unemployment compensation employees, patron-  
 age in political appointments, 96.11(4)

**REAL ESTATE COMMISSION**

Action against unlicensed broker, 117.1, 117.44  
 Actions brought, proof of license required, 117.30  
 Application for license  
   Denial of license, hearing, 117.19  
   Examination required, 117.20  
   Nonresident  
     Consent to jurisdiction for suit, 117.23  
     Corporation resolution of board, 117.23  
     Notice served on commission chairman, 117.23  
     Place of business, 117.22  
     Process service, commission chairman, 117.23  
     Requirements, 117.21  
   Proof, additional, may be required, 117.17  
   Qualifications of applicants, 117.15  
   Recommendation of two citizens required,  
     117.16  
   Salesman examinations, 117.20  
   Sworn statement by applicant, 117.16  
 Appointed by governor, 117.8  
 Blanks furnished by commission, 117.16  
 Brokers' and salesmen's licenses, ch 117  
 Certified copies as evidence, 117.13  
 Change of address of licensee, notice, 117.32  
 Compensation of members, 117.12  
 Complaints investigated, 117.34  
 Court prosecution, unlicensed person, 117.44  
 Director appointed, salary, 117.11  
 Enforcement of law provisions, 117.44  
 Exemptions from operation of law, 117.7  
 Expenses not to exceed fees received, 117.14  
 Fees for broker's and salesman's license, 117.27  
 Grounds for revocation of license, 117.34  
 Guilty knowledge by broker of salesman's viola-  
 tion, 117.34  
 Hearing on complaints  
   Certiorari as remedy, 117.41  
   Depositions may be taken, 117.40  
   Disobedience of subpoena, 117.39  
   District court review of findings, 117.41  
   Fees and mileage of witnesses, 117.37  
   Findings of facts furnished, 117.41  
   Mandamus as remedy, 117.41  
   Notice of hearing, 117.35  
   Requests for witnesses, 117.38  
   Witnesses subpoenaed, 117.36  
 Licenses granted, requirements, 117.15  
 List of licensees mailed on request, 117.42  
 Office and furniture supplied, 117.10  
 Process agent for nonresidents, 117.23  
 Production of books and papers compelled, 117.36  
 Qualifications of members, 117.8  
 Records open to public inspection, 117.13  
 Revocation of licenses, 117.29  
 Rules and regulations, 117.9, 117.18  
 Seal adopted, 117.13  
 Secretary of state as chairman, 117.8  
 Supplies furnished, 19.25(38)  
 Suspension of license, grounds, 117.34  
 Vacancy, how filled, 117.8  
 Violations, penalty, 117.43

**REAL ESTATE COMMISSIONERS**

Conveyance by court order, 624.29–624.35

**REAL PARTY IN INTEREST**

Law applicable, R.C.P. 2

**REAL PROPERTY**

Abandonment, ch 473, *see* ABANDONMENT  
Abstracts of title, 409.9, 646.7–646.9; R.C.P. 272

**Access**

Condemnation by private owner, 471.4(4)  
Rights of municipalities, 409.20, 409.24

**Accretion or avulsion**

Action to determine title, 568.19, 568.20  
Good-faith possession, preference, 568.18  
Sale or lease by state, 568.21

**Acknowledgments, 558.26–558.39****Acquiescence, 564.1, 648.18, 650.14**

Acquisition of title by state or municipality,  
569.1–569.8

“Acre” defined, 210.3

**Actions**

After-born persons, by representation, R.C.P.  
42–47

Attachments, 639.27–639.30

Boundary disputes, 650.1–650.17

Class actions, jurisdiction, R.C.P. 42–47

Constructive notice, 617.10–617.15

Creditors bill to subject to judgment, 630.16

Damage, mitigating facts pleaded, 619.7, 619.8;  
R.C.P. 97

Dower lands set off, possessory action, 636.14

Easements, actions to establish, 564.8

Escheat of alien's land, 567.5–567.7

Executions, ch 626

Forcible entry and detainer, ch 648

Indexing of actions affecting realty, 606.10,  
617.10, 617.15

**Injury to real property**

Mitigating facts pleaded, 619.7, 619.8; R.C.P.  
97

Trespass, ch 658

Venue of action, 616.2

Inspection to view, measure, survey, or photo-  
graph, R.C.P. 131

Intoxication, liability of third party for injury  
to realty, 129.2–129.4, 130.13

Jurisdiction of actions involving title, 601.37,  
602.14, 603.8, 604.1, 648.13–648.17; R.C.P. 331

Justice court, transfer, 601.37, 601.38

Legalizing actions, ch 589

Limitation, ch 614

Lis pendens, 617.10–617.15

Lost records, action to restore, 647.1–647.5

Mitigating facts pleaded in damage action, 619.7,  
619.8; R.C.P. 97

Notice to third parties, 617.10–617.15

Occupying claimants, improvements, 560.1–560.7

Order to inspect, measure, survey or photo-  
graph, R.C.P. 131

Partition, ch 651

Photograph or inspect on court order, R.C.P.  
131

Place of bringing action, 616.1, 616.2, 654.3

Quieting title, ch 649

Record by clerk of actions changing title, 624.21

**REAL PROPERTY—Continued****Actions—Continued**

Recovery of real property, ch 646; R.C.P. 255

Specific performance, 638.21, 654.11

State suable to establish title, 613.8–613.10

Title issue not triable in justice court, 601.37

Trial in district court, 601.37, 648.13–648.17

Venue of actions, 616.1, 616.2, 654.3

**Adjoining owners****Boundaries**

Actions to establish, 650.1–650.17

Coal mines, protected, 82.124–82.126

State and private property, 111.19, 111.24

Drainage, chs 455–469

Easements, 564.1–564.8

Eminent domain right, 471.4(4, 5)

Fences, 113.1–113.25

Party walls, 563.1–563.12

Riparian owners, 372.6

Sidewalks to school outside city, costs assessed,  
320.1–320.3

State parks, 111.19, 111.24

Walls in common, 563.1–563.12

Weed law, assessments against, 317.18–317.21

**Adverse possession**

Abandoned way, reversion, 473.3

Affidavit to establish title, 558.8, 614.17

Color of title, 560.2

Conveyance of interest not barred by, 557.5

Disputed monuments, 650.6, 650.10, 650.14

Easement by adverse possession, proof, 564.1

Easement, light and air, not acquired by, 564.2

Element in legalizing certain deeds, 589.24

Evidence, boundaries, 650.6, 650.10, 650.14

Evidence necessary to establish, 564.1

Footway, right not acquired by adverse use,  
564.3

Legalizing defective conveyance, aided by,  
589.24

Notice to prevent acquiring easement, 564.4–  
564.8

Occupying claimants, rights, 560.1–560.7

Tax deed, affidavit to quiet title, 448.15–448.17

Use of easement, not admitted in evidence,  
564.1

**Affidavit**

*See also* AFFIDAVITS

Claims to realty before 1940, 614.17

Explanatory of title, presumption, 558.8

Index, recorder's office, 558.50

Title explanation, presumption, 558.8

**After-acquired interest**

Deed, inures to grantee, exception, 557.4

Devise by will when intention clear, 633.4

Dower release does not affect, 557.4

Judgment liens, 624.23

Mortgage of railroad property, 476.14

Aliens' rights, Const., Iowa, I, 22; 567.1–567.8

Ancient deeds, mortgages and contracts, limita-  
tion, 614.21–614.23

Annexation by cities, 362.26–362.33

Appraisals, *see* APPRAISALS

Appurtenances, 4.1(8)

Assessments, ch 441, *see* TAXATION

**REAL PROPERTY—Continued**

## Assignments

- Certificate of entry of land, 558.7
- Marginal entry, 558.44, 558.45
- Mortgages, 558.43–558.47, 589.10
- Report to auditor if unrecorded, 558.46
- Separate instrument recorded, 558.43
- Void unless reported or recorded, 558.47

## Auxiliary to execution proceedings, discovery, 630.1–630.19

## Avulsion and accretion, 568.18–568.21

## Bail, amount of real property required, 763.11

## Boundaries, 650.1–650.17

## Brokers' real estate licenses, 117.1–117.44

Buildings, *see BUILDINGS*

## Cancellation, real estate contracts, 656.1–656.6

## Certificate of redemption from tax sale, fees, 333.15

## Cestui que trust, recovery limitation, 614.14

## Change in title, by clerk, 558.66, 606.14

## Change of name, description, reindexing, 674.1–674.13

## Chattel loans, security prohibited, 536.12

## Christian names, variances and effect, 558.6

## City and town, power to acquire and hold, 368.2

## City and town, purchase, sale, lease, 368.35–368.40

## Claimants' book, kept by county recorder, 614.18

## Claimants, occupying, ch 560

## Color of title

## Definition, 560.2

## Occupying claimants, 560.1–560.7

## Relinquishment by governor, 10.9

## Commissioners

## Conveyance by court authority, 624.29–624.35

## Deed conveys title, court approval, 624.31–624.33

## Form of conveyance by court order, 624.30, 624.34

## Commission, real estate, 117.8–117.13

## Complete record kept by clerk, 624.21

Condemnation proceedings, ch 472, *see EMINENT DOMAIN*

## Constructive notice, recording, 558.11

## Contingent remainders, 450.96, 557.7–557.9, 658.5

## Contracts

## Abandoned, when deemed, 558.5

## Ancient contract for deed, abandonment, 558.5

## Ancient contracts of sale, limitation, 558.5, 614.21

## Completion by guardian, 668.13

## Contract for deed, presumption, 558.5

## Contracts referred to on record, limitation, 614.21

## Foreclosure of contracts, 654.11, 654.12, 654.13

## Forfeiture of contract, 654.12, 656.1–656.6

## Government contracts, color of title, 560.2

## Homestead involved, limitations, 561.13

## Legalization, 589.1

## Legalization of contracts before 1900, 558.5

## Married woman authorized to enter into, 557.11

## Moratorium on foreclosure, 654.15

## Weed control damage, where loss falls, 317.15

## Conveyances

*For provisions relative to recording of conveyances see subhead Recording Laws below*

## Abandonment of contract prior to 1930, 558.5

## Absentee's estate, 634.7–634.11

## Acknowledgment, 558.26–558.39

**REAL PROPERTY—Continued**

## Conveyances—Continued

## Acknowledgments before 1943 without seal, legalized, 589.1

## Adverse possession no bar to sale, 557.4

## After-acquired interest, 557.4

## Alienation not defeat expectant estate, 557.9

## Alien corporations, sales, 567.4

## Ancient deeds, limitation, 614.14–614.22

## Anticipating death, recovery by executor, 635.16

## Assignee for benefit of creditors, 681.23–681.25

## Assignees, banks and trust companies, 532.8

## Authentication of acknowledgments, 558.25

## Bankruptcy petitions and decrees, 558.1

## Bequests, words not enlarge estate, 557.21

## Bond for deed, ancient, foreclosure, limitation, 614.20, 614.21

## Change of title, clerk to certify to auditor, 558.66, 606.14

## City, right to receive, 569.1

## Commissioner by court authority, 624.29–624.35

## Consideration, inadequate, old-age assistance applicant, void, 249.21

## Contingent remainders, 557.7–557.9

## Contract for deed, presumption, 558.5

## Corporation seals, 558.2–558.4

## County, right to receive, 569.1

## Court conveyances, transcripts, 635.39

## Declaration of trust same as conveyance, 557.10

## Deeds

## Acceptance for old-age assistance, 249.40

## Acknowledgments, 558.26–558.39

## Actions, limitations on

## Ancient deeds, real estate, 614.22, 614.23

## Bond for deed, after 20 years, 614.20, 614.21

## Claims antedating 1940, 614.17

## Contract for deed prior to 1930, 558.5

## Contract for sale after 20 years, 614.21

## Deeds before 1905, quieting title, 649.7

## Real estate mortgages after 20 years, 614.21

## Setting aside deed before 1905, 614.22

## Spouse failing to join, 614.15, 614.20

## Trust deed after 20 years, 614.21

## Trustees deed prior to 1940, 614.14

## After-acquired interest, when it inures, 557.4

## Ancient deeds, actions affecting, limitation, 614.22, 614.23

## Anticipating death, copy to tax commission, 450.81

## Authentication of acknowledgments, form, 558.25

## Commissioner by court authority, 624.29–624.36

## Contingent remainder of, 557.7–557.9

## Court approval of commissioners deed, 624.33

## Demand for quitclaim, quiet title actions, 649.5

## Error of land office, correction, 10.7, 10.10

## Estoppel by deed, 557.4

## Evidence, admissibility in court, 622.36

## Execution by municipalities, 569.7

## Execution by state, 569.7

## Execution sale deed, 337.11(7), 626.95–626.100

Executors and administrators, 635.35–635.37, *see ESTATES OF DECEDENTS*

## Fee simple, with or without warranty, 558.19

## Form of commissioner's deed, 624.30, 624.34

**REAL PROPERTY**—Continued

## Conveyances—Continued

## Deeds—Continued

- Forms, what sufficient, 558.19
- Guardians of incompetents, 670.16, 673.1–673.5
- Guardians of minors, 668.14–668.23, 673.1–673.5
- Instrument conveying lands, 4.1(20)
- Interstate bridges, title to city, 383.6
- Land grant lists, recording, effect, 10.11, 10.12
- Larceny of deeds, 709.1
- Legalizing acts, 558.14, 589.2, 589.12, 589.14, 614.1–614.22
- Municipalities, execution by, 569.7
- Obliteration deemed forgery, 718.10
- Old-age assistance gifts accepted, 249.40
- Old-age assistance recipients, effect, 249.20
- Original entry, when deemed deed, 558.7
- Platted subdivision, owners warranty, 409.2
- Power of appointment, 559.1–559.7
- Power to appoint by deed, release, 558.68
- Presumptions as to recitals, 649.7
- Quitclaim deed, form, 558.19(1)
- Recitals, presumed true, when, 649.7
- Referee's deed in partition, R.C.P. 291, 292
- Sealed instrument, not implied, 4.1(20)
- Sheriffs' deeds, execution sale, 626.95–626.100
- Simultaneous death act not applicable, 637.6
- State, execution by, 569.7
- Statutory construction, 4.1(20)
- Tax deeds, 448.1–448.14
- Trust, *see DEEDS OF TRUST*
- Trust deeds, chattels, foreclosure, 652.12
- Trustee, authority to convey, 557.10
- Warranty deed, form, 558.19(3)

## Definition, 558.1

## Definition, statutory construction, 4.1(20)

- Devises, estates not enlarged by words, 557.21
- Effigy mound national monument, authorized, 1.11
- Enlargement of estate, not by certain common law words, 557.21
- Evidence in court, 622.36–622.50
- Executors and administrators
  - Estates of absentees, 634.7, 634.8, 634.11
  - Estates of decedents, 635.23–635.28
  - Grantee examined, discovery proceedings, 635.16
- Expectant estate indestructibility, 557.9
- Farms with registered names, 557.25
- Fee simple, 557.2
- Foreign conveyances legalized, 589.20
- Forms of conveyances, 558.19

## Fraudulent conveyances

- Estates of decedents, 635.16
- Fraud of creditors, attachment, 639.30
- Old-age assistance, 249.21, 249.46
- Punishment, 713.6
- Remedies of vendor protected, 557.19

## Future estates, 557.6, 557.9

## Grantor's interest passed, 557.3, 557.4

## Grants of land to railroads, recording, 558.9–558.11

## Guardians

- Absentees, 671.1, 671.9
- Drunkards, spendthrifts, lunatics, 670.16

**REAL PROPERTY**—Continued

## Conveyances—Continued

## Guardians—Continued

- Eminent domain proceedings, 472.16
- Exemption of wards, 673.1–673.5
- Minors, 668.14–668.22
- "Heirs" term not necessary to convey fee, 557.2
- Homesteads, 561.7, 561.13
- Inheritance, words of, effect, 557.21
- Inurement of after-acquired interest, 557.4
- Islands and river channels, 568.10–568.25
- Larceny of written conveyances, 709.1
- Legalizing acts, 558.14, 589.1–589.24, 614.1–614.22
- Limited estates prior to 1907, 557.21
- Liquor law violations, 129.7
- Lots in cities conveyed according to plat, 409.2
- Married women, 557.11
- Mortgages, *see MORTGAGES ON REAL PROPERTY*
- Multiple housing co-operatives, 499A.12, 499A.13
- Municipalities right to receive, 569.1
- Names of signers typed or printed, 335.2
- Names, variation, presumption, 558.6
- Nonenlargement of estate by certain words, 557.21
- Notarial seals of nonresidents, 558.15
- Old-age assistance, suspended taxes, grantee to pay, 427.11
- Partition, R.C.P. 292
- Pass all grantor's interest, 557.3
- Patents, railroad land, duty to record, 558.9–558.11
- Perpetuity rule, 557.7, 557.8, 558.68, 566.14
- Plat, city, descriptions as in plat, 409.3
- Platted subdivisions, warranty covenant, 409.2
- Pleaded by name or legal effect, 619.11
- Power of attorney, *see subhead below*
- Powers, manner of creation, 557.10
- Presumption of validity, fiduciaries deed, 635.37
- Proof in lieu of acknowledgment, 558.31, 558.34
- Property not redeemable, sheriff's deed, 626.95–626.102
- Property subject to redemption, sheriff's deed, 626.95, 626.98
- Purchasers, subsequent, record notice, 558.41, 558.42
- Quitclaim deed, 558.19, 649.5
- Railroad land grants, duty to record, 558.9–558.11
- Railroad lands, Dubuque and Pacific, 10.12
- Recitals, evidence of title, 649.7
- Recording necessary for notice, 558.41, *see also subhead Recording Laws below*
- Revocation of power of attorney, filing, 558.1
- Rule against perpetuities, 557.7, 558.68
- Rule in Shelley's case abolished, 557.20
- Seal of nonresident notary, 558.15
- Settlement of estates, 635.23–635.49
- Shelley's case, rule abolished, 557.20
- Simultaneous death act not applicable, 637.6
- Specific performance, *see SPECIFIC PERFORMANCE*
- Spouse failing to join, limitation, 614.15, 614.20
- State conveyances, 10.10–10.14
- State, right to receive, 569.1
- Subsequent purchasers, record notice, 558.41, 558.42
- Tax deed, 448.1–448.14

**REAL PROPERTY—Continued**

## Conveyances—Continued

- Tenancy in common, 557.15
- Transfer grantor's interest, 557.3
- Trustee authorization, 557.10
- Vendor's lien after conveyance, validity, 557.18
- Vested rights, when not impaired, 557.21
- Warranties implied, 409.2, 409.33
- Warranty deed, form, 558.19(3)
- Wife has right to convey her property, 557.11
- Co-operative apartments, ch 499A
- Co-operative bank, power to buy and own, 531.9
- Corporation seals, conveyances, 558.2–558.4
- Covenants, spouse not bound, 557.13
- Curative acts, ch 589
- Deeds, *see subhead Conveyances above*
- Deeds of trust, 557.10
- Definitions, included terms, 4.1(8, 10)
- Descent and distribution, 636.1–636.19
- Devise, nonenlargement, 557.21
- Discovery, execution auxiliary, 630.1–630.19
- Distributive share of surviving spouse, 635.1–635.55
- Double possibilities, rule, 557.7
- Dower, 636.5
- Dubuque and Pacific railroad land, 10.12

## Easements

- Acquisition, how prevented, 564.4–564.8
- Action to establish, 564.8
- Adverse possession, evidence requirements, 564.1
- Certified copy of recorded notice, evidence, 564.7
- Cities, control of water front, 384.3(3)
- Condemnation for U. S., conveyance, 471.3
- Conservation commission, 108.8
- Egress and ingress, how obtained, 471.4(4)
- Footway not acquired by adverse use, 564.3
- Guardians, power to act, 564.6
- Interruption of use by notice, 564.5
- Light and air, not acquired by use, 564.2
- Motor vehicles, landowners to control use, 321.251
- Notice to prevent acquisition, 564.4, 564.6
- Railways, abandonment, 471.15–471.18, 473.1, 473.2
- Recording of notice and return, 564.6, 564.7
- Roadway to land condemned, 471.4(4)
- Schoolhouse site, nonuser, effect, 297.15–297.21
- Vehicle use, landowner's right to prohibit, 321.251
- Water power improvements, public lands, 470.3
- Egress rights obtained by condemnation, 471.4(4)

## Encumbrance

- Exempt property, signed by spouse, 556.1
- Fines, 790.1, 790.2
- Judgment liens, 624.23, *see LIENS*
- Mechanics' liens, priority, 572.17–572.21
- Mortgage liens, ch 654, *see MORTGAGES ON REAL PROPERTY*
- Mulct tax, 99.27–99.31, 128.38, 128.39
- Partition actions, hearing, notice, R.C.P. 280
- Tax liens, ch 445, *see TAXATION*

## Encumbrance book

- Affidavit of additional liens, 629.3
- Attachment levies entered, 603.12, 639.28, 639.70

**REAL PROPERTY—Continued**

## Encumbrance book—Continued

- Cancellation by settlement of case, 639.64
- Constructive notice, index as, 617.10–617.15
- Duty to make entries, 606.7(5), 606.10
- Entry in county where located, 626.18, 626.20
- Property seized for relief of poor, 252.11
- Escheat, 218.67–218.70, 567.1–567.7, 636.50–636.54

## Estates

- After-acquired interest, inures to grantee, 557.3
- Contingent estates, 450.96

## Contingent remainders

*See also subhead Remainders below*

- Action, injuries to inheritance, 658.5
- Executory devise, same effect, 557.7
- Inheritance tax, 450.96
- Perpetuities rule applies, 557.7
- Springing or shifting use, same as, 557.7
- Taking effect, 557.7–557.9

Decedent's estates, administration, chs 633–638, *see ESTATES OF DECEDENTS*

Deferred, inheritance tax, 450.46–450.48, 450.51, 450.52

Disseizin, no defeat of expectant estate, 557.9

Entireties, inheritance tax, 450.3(5)

Expectant estate, 557.9

## Fee simple

- Dower rights, 636.5, 636.6
- Form of conveyance, 558.19(2, 3)
- Inheritance tax, 450.2
- Shelley's case, rule abolished, 557.20
- Term "heir" not necessary to convey, 557.2
- Words used to convey estate, 557.2

Forfeiture, no bar to expectant estate, 557.9

## Future estates

- Conveyance of prior estate no bar, 557.9
- Creation authorized, 557.6
- Inheritance tax, 450.51

Inheritance taxes, estates designated, 450.2

## Leasehold interest

- General provisions*, 562.1–562.7
- Execution sale, 626.13, 626.93, 626.94
- Execution, when redeemable from, 628.2
- Ice and coal dealers, taxation, 428.10
- Lien upon, 84.9
- Mechanic's lien, 572.6
- Offset drilling to protect, 84.2
- Plugging wells to protect, 84.4
- Redemption from execution sale, 628.2
- Taxation, 427.15, 428.10
- Tax redemption, agricultural land, 447.3

## Life estates

- Apportionment of rent by executor, 562.1
- Conveyances since 1907, nonenlargement, 557.21
- Homestead elected in lieu of dower, 561.12
- Inheritance tax, 450.3, 450.27, 450.44–450.46, 450.51
- Partition proceeds, trustee to hold, R.C.P. 277
- Rent apportioned at death by executor, 562.1
- Report of executor or administrator, 635.1(11)
- Rule in Shelley's case abolished, 557.20

**REAL PROPERTY—Continued**

## Estates—Continued

## Life estates—Continued

Sale by life tenant, 557.9

Waste, liable for treble damages, 658.1–658.6

Limited estates, deed or devise since 1907, 557.21

Remainders, *see subhead Remainders below*Tenancies, *see TENANCY*

## Term estates

Inheritance tax, 450.27, 450.44–450.47, 450.51

Report of executor or administrator, 635.1(11)

Waste, liability of tenant, 658.1–658.6

Years, partition proceeds, trustee to hold, R.C.P. 277

## Eviction

Forcible entry and detainer, 648.1–648.23

Power of board of health, 137.14

Tenants of city dwellings, 413.78, 413.79, 413.106, 413.107

Waste, liable for treble damages, 658.2

Writ of possession, 646.24

Exchange of, soil conservation district, 467A.7

Execution auxiliary proceedings, 630.1–630.19

Executions, 626.1–626.108, 639.27–639.30

Execution sales legalized, 588.1, 588.2

Executory devise as contingent remainder, 557.7

## Exemptions

Homesteads, ch 561, *see HOMESTEADS*Tax exemptions, chs 425–427, *see TAXATION*

Expectant estate, not to be defeated, 557.9

Expert on valuation, commission cities over 125,000, 417.4

Farm names registered, 557.22–557.26

Farm tenancy, leases and termination, 562.5–562.7

Footways, no right by prescription, 564.3

Forcible entry and detainer, 648.1–648.23

## Foreclosure

Actions, service by publication, R.C.P. 60

Contract for sale of real estate, 654.11, 654.12, 654.15; R.C.P. 60

Mortgages, ch 564

Foreign acknowledgments accepted, 558.39

Forfeiture of real estate contracts, ch 656

Forms of conveyances and deeds, 558.19

Forms of mortgages, 558.19

## Fraudulent conveyances

Attachment grounds, 639.3(9), 639.9(3), 639.30

Attachment of property so conveyed, 639.30

Decedent's estates, 635.16

Old-age assistance recipients, 249.9, 249.21, 249.46

Penalties, generally, 713.6

Vendor not deprived of present remedy, 557.19

Future interests, indestructibility, 557.9

Geological deposits, 111.2, 305.1–305.11

Gifts, ch 565, *see GIFTS*

## Grantee

After-acquired interest, to grantee, when, 557.4

Limited estate not enlarged by grant to heir, 557.21

Patents furnished, 558.10

## Grantor

Christian names, variation, effect, 558.6

Described as spouse or heir, legalized, 558.14

Realty conveyed by, all interest passes, 557.3

**REAL PROPERTY—Continued**

## Heirs

Deeds, use of "heirs" not necessary, 557.2, 558.14

Descent and distribution, chs 636, 637

Estates, *see ESTATES OF DECEDENTS*

Limited estate not enlarged by grant, 557.21

## Hereditaments

Included in real property terms, 4.1(8)

Pleading injury, 619.14

## Homesteads, 561.1–561.21

## Improvements

Occupying claimant's rights, 560.1, 560.7

School site improvements, sale, 297.20

Setoff in realty recovery action, 646.20

Soil conservation, ch 467A

## Injury to real property

Damages, *see DAMAGES*

Pleadings requirements, 619.14

Trespass, chs 658, 714, *see TRESPASS*Waste, ch 658, *see WASTE*

Inspection to survey or photograph, R.C.P. 131

## Instruments affecting real estate

Acknowledged or proved, read in evidence, 622.36

Acknowledgment, 558.26–558.39

Acknowledgment a condition precedent, 558.42

Bankruptcy certified copies, defined as, 558.1

Conveyances, *see subhead Conveyances above*Deeds, *see subhead Conveyances above*Deeds of trust, *see DEEDS OF TRUST*

Definition, 558.1

Evidence, when admissible, 622.36

Plats, cities, 409.1–409.47

Power of attorney, 558.1

## Islands, ch 568

## Joint tenants

Action to recover realty from cotenant, 646.4

Created by express intent, 557.15

Inheritance tax liability, 450.3(5)

Simultaneous death act, devolution, 637.3

Waste, liable for treble damages, 658.1–658.3

Land, definition, included terms, 4.1(8)

## Land grants

Constitutional provisions, Const., Iowa, IV, 21; IX, 2nd, 3, 5; XI, 7

Dubuque and Pacific railway, 10.12

Railroad grants recorded, 558.9, 558.10

State, partial enumeration, 10.2, 302.1(2)

United States for fish refuge, 1.7

## Land office

Boundary commission's report filed, 568.14

Certified copies of records

Evidence, presumptive, 10.4, 622.41–622.51

Furnished for reasonable charge, 10.4

Chain of title, records showing to be kept, 10.1

Dubuque and Pacific railroad lands, 10.12

Federal land grants, list certified, 10.11

Fees charged for copies of record, 9.4(2)

Inspection, records open, 10.4, 10.8

Island and river channel sales records kept, 568.6, 568.7, 568.12, 568.14, 568.22

Open during business hours, 10.4

Patents issued and corrected, 10.5–10.7, 10.13, 10.14, 302.7



**REAL PROPERTY—Continued**

## Land office—Continued

- Quitclaim to correct erroneous transfer, 10.10
- Railroad land lists furnished, 558.10
- Records to be kept, 9.1, 10.1, 10.2, 10.8
- Relinquishment of color of title, 10.9
- School lands, 10.13, 302.7, 302.35
- Survey, public, maps and field notes, 10.9
- Survey records, maps, 10.8, 568.6, 568.7, 568.22
- Tract books, separate for state lands, 10.2, 10.3, 10.7
- University lands, when patents issue, 10.13, 10.14

## Land patents

- Effect, 10.14
- Evidence, use of copies, 622.41, 622.44, 622.49
- Islands or river channels, 568.2, 568.19, 568.21, 568.25
- Issuance by state land office, 10.5–10.7
- Land in different counties, 558.10
- Patentee deceased, title in heirs, 636.55
- Quo warranto, R.C.P. 299 (e)
- Railroad land grant, record, 558.9, 558.10
- School land, patent issued, 10.13, 302.7, 302.8

Land surveys, ch 355, *see SURVEYS*Land titles, *see TITLES*Leasehold interest, *see subhead Estates above*Leases, ch 562, *see LEASES*

## Legalizing acts affecting real estate, 558.14, 589.1–589.24, 614.1–614.22

## Lienholder

- Partition suit, rights, R.C.P. 273
- Protection of junior liens, 629.1–629.3
- Redemption from execution sale, 628.5–628.20

## Lien of personal taxes, vendor and purchaser, 445.30

Lien of taxes, ch 445, *see TAXATION*Liens affecting real estate, *see LIENS*

## Life tenants

- Apportionment of rent by executor, 562.1
- Conveyances since 1907, nonenlargement, 557.21
- Homestead elected in lieu of dower, 561.12
- Nonenlargement by words of remainder, 557.21
- Petition for sale, 557.9
- Rent apportioned at death by executor, 562.1
- Report of executor or administrator, 635.1(11)
- Rule in Shelley's case abolished, 557.20
- Waste, liable for treble damages, 658.1–658.3

Limitation of actions, ch 614, *see LIMITATION OF ACTIONS*

## Lis pendens, 617.10–617.15

## Loans on chattels, security on, prohibited, 536.12

## Lost corners and boundaries, ch 650

## Lots

- Cemetery, platting and conveying, 359.40, 359.41
- Filling or draining, 368.26
- Housing law definitions, 413.3(9, 10)
- Platting, in general, ch 409, *see PLATS*
- Sale or lease before recording plat, penalty, 409.45
- Zoning law applicable, 414.1

## Military service, tax exemption, 427.3, 427.4

## Monuments, land surveys, corners marked, 355.3, 714.17, 714.18

## Moratorium act, 654.15

## Mortgages, 558.19, ch 654

**REAL PROPERTY—Continued**

## Motor vehicles, right of realty owner to control vehicular travel, 321.251

## Multiple housing co-operatives, ch 499A

## Names changed, reindexing real estate, 674.3, 674.6

## Notarial seals of nonresidents, presumption, 558.15

## Occupants, notice of road changes, 306.24

## Occupying claimants

- Claims barred, 614.17
- Classes of claimants, 560.2
- Escheat, limitation, 567.7
- Failure to pay within time, effect, 560.4
- Improvements as offset, 646.20
- Improvements, not paying for, effect, 560.5
- Improvements, option to remove, 560.7
- Improvement value, paid by owner, 560.4
- Islands and river channels, 568.18–568.20
- Land and improvements separately valued, 560.3
- Owner's rights against claimant, 560.1–560.7
- Payment of appraised value, effect, 560.4
- Persons having color of title, 560.2
- Petition of claimant, contents, 560.3
- Public land abandoned, 568.10, 568.16–568.19
- Right to improvements, 560.1, 560.4
- Tenant not against landlord, 560.2
- Tenants in common, 560.5
- Trial of issues, 560.3
- Valuation, land and improvements separately, 560.3
- Waste, offset in action, 560.6

## Partition, 651.1–651.6; R.C.P. 270–298

## Patents, railroad land, duty to record, 558.9–558.11

## Patent to issue when payment proved, presumed, 10.6

## Perpetuity complaint, filing creates lien, 675.16

## Perpetuities

- Cemeteries, municipal trustees, 566.14
- Contingent remainders, 557.7–557.9
- Creation void, 558.68
- Rule against, 558.68

Plats, ch 409, *see PLATS*

## Possession

- Action by spouse to recover, 597.3
- Administrator, 635.48–635.50
- Crops growing, bond, writ, 646.23, 646.24
- Definition, 557.1
- Delivery of leased premises to stranger, 562.3
- Execution for delivery of property, 626.14
- Executor, 635.48–635.50
- Forcible entry and detainer action, 648.1–648.23
- Mortgagors right to realty, 557.14
- Occupying claimants, 560.1–560.7
- Owner of land deemed to have, 557.1
- Owner's assent, notice to quit, 562.4
- Peaceable, bars forcible entry, 648.18
- Recovery action, proof, 646.12
- Recovery, judgment and writ, 646.24
- Redemption period, during, 628.3, 628.26
- Tenant in common, rent, 557.16, 557.17
- Writ of possession, growing crops, 646.23, 646.24

## Power of appointment

- Construction of statute, 559.7, 559.8
- Definition, 559.2
- Delivery of release, 559.6
- Disclaimer, 559.3, 559.5

**REAL PROPERTY—Continued**

## Power of appointment—Continued

- Limited release, 559.4
- Release by donee, 559.1, 559.3

## Power of attorney

- Acknowledgment of instrument, 558.36
- Affecting real estate, recording, 558.1
- Execution when realty is affected, 557.10
- Revocation, recorded to be valid, 558.1
- Spouse, authority to act, 597.5

## Presumption of payment for state land, 10.6

## Presumption of seizing and possession, 557.1

## Property, definition, included terms, 4.1(8, 10), 391.46

## Public lands

- Electric lines, franchise, 489.1–489.5
- Federal, *see UNITED STATES, subhead Lands*
- Public parks, chs 111, 370, *see CITIES AND TOWNS, subhead Parks; PARKS*
- Public squares, *see CITIES AND TOWNS*
- Settlers on public lands, 560.2(5), 658.8
- State lands, *see subhead State Lands below*

## Public lands, use, 658.8

## Quitclaim deeds

- Acknowledgments, 558.26–558.39
- Demand in quieting title, 649.5
- Form, 558.19

## Railroad grants, duty to record, 558.9–558.11

## Railroad property, sale or lease, 476.23

## Railroad relocation, vested rights protected, 480.6

## Railroad roadbeds, tax to railroads, 434.21

## Railways, statement for taxation, 434.2–434.5

## Real estate brokers' law, 117.1–117.44

## Real estate commissioner, conveyance by court order, 624.29, 624.35

## Real estate contracts

- Foreclosure, 654.11, 654.12
- Forfeiture, 656.1–656.6

## Real estate, definition of term, 4.1(8)

## Recording laws

- Acknowledgment required, 558.42
- Affidavit of possession, 614.23
- Affidavits explaining title, 558.8, 558.42
- Agreement to boundaries, 650.17
- Assignment for creditors, 681.3
- Assignment of original entry deemed deed, 558.7
- Assignments recorded, 558.43–558.47
- Attachment, certificate of release, 639.70
- Auditor to enter before recording, 558.57
- Boundary agreements recorded, 650.17
- Certificate of authenticity, 558.22, 558.24, 558.29
- Certification of transcript, 558.12, 558.18
- Change of title certified, 558.66, 606.14
- Constructive notice by record, 558.11, 558.55
- Contract for deed prior to 1900, 558.5
- Conveyance by commissioner, 624.33–624.35
- Conveyance of decedent's property, 635.39
- Copies made, certification, 558.16–558.18
- Corner of boundary agreement, 650.17
- Corporate lien, omission of seal, release, 558.4
- County, copies of record made, 558.16–558.18
- Curative acts, 558.5–558.8
- Duty of recorder, 335.2, 558.49
- Easement, notice to prevent, 564.6

**REAL PROPERTY—Continued**

## Recording laws—Continued

- Errors corrected, 335.3, 558.67
- Evidence in court, use, 622.36, 622.51
- Fees of recorder, 335.14, 558.57, 558.58
- Filing and recording of instruments, 558.11
- Final record book, 558.59
- Foreign fiduciary, authority, 633.54–633.56
- Grantor described as spouse or heir, 558.14

## Index books

- Affidavits, form required, 558.50
- Alphabetical arrangement, 558.52
- Auditor's duty to keep transfer, 558.60
- Auditor's transfer books, 558.57
- Constructive notice, 558.55
- Fees collected by recorder, 558.58
- Form of index book, 558.49
- Land and lots in same instrument, 558.54
- Marginal entries indexed, 558.56
- Recorder's duty to keep, 558.49
- Separate index books required, 558.51
- Soil conservation certificate, 467A.5(6)
- Time of entries, 558.55
- Town lot instruments, 558.53
- Transfer book, form, 558.61
- Transfer index, form, 558.62
- Transfers and deeds, entries, 558.64

## Index copy by county, 558.16–558.18

## Judgments, 624.24, 624.25

## Legalizing acts, ch 589

## Marginal references, 558.44, 558.45

## Mortgages, assignment, 558.43–558.48

## Names or initials, variation, effect, 558.6

## Notice, constructive, by recording, 558.11, 558.55

## Partition, transcript of decree recorded by clerk, R.C.P. 287(b)

## Patents of land in different counties, 558.10

## Plats

- Annulment if improperly filed, 409.16
- Approval by council, 409.7, 409.14
- Change of street name, 409.17
- Covenant of warranty as to filing, 409.2
- Deeds to land recorded, 558.53, 558.54
- Effect of record, 409.13
- Failure to file, auditor's duties, 409.27
- Fee of county surveyor, 355.15(3)
- Highway establishment, 306.12, 306.29, 306.30
- Homesteads, 561.4–561.7
- Insufficient description, appeal, 409.33–409.35
- Mortgages recorded, 558.53
- Penalty for failure to record, 409.45
- Requirement for filing, 409.12
- Resurvey, 409.43
- Zoning laws, 366.12–366.15

## Power of attorney, release, 558.1, 559.1, 586.1(8)

## Railroad land grants, duty to record, 558.9–558.11

## Record book for town lots, 558.53–558.56

## Recording after transfer book entry, 558.57

## Recording required, 558.41, 558.42

## Records transcribed, certified, 558.16–558.18

## Release of corporate lien, 558.4

## Release on margin of record, 558.45

## Revocation of instruments, 558.1

## Seal on release of corporate lien, 558.4

## Soil conservation certificate, 467A.5(6)

## Time of filing, 335.15, 558.55

**REAL PROPERTY—Continued**

## Recording laws—Continued

Title, change of, certified, 558.66, 606.14  
 Transcript of record, 558.12, 558.13

## Transfer book

Auditor's duty to keep, 558.60  
 Correction of books and instruments, 558.67  
 Description inaccurate, procedure, 409.33  
 Entries prior to recording, 558.57  
 Fee collected for auditor, 558.58  
 Form of transfer book, 558.61  
 Inheritance tax report of clerk entered, 450.76  
 Plat book, how kept, 558.60, 558.63  
 Plat prepared by auditor, 409.36  
 Title decree from clerk, entered, 558.66  
 Transfers and deeds, entries, 558.64

Validity against purchasers, 558.41, 558.42  
 Vendor's lien, preservation, 557.18

## Recovery of real property

Abstract attached to pleadings, 646.7-646.9  
 Aggression, wanton, damages, 646.21  
 Ancient deeds and instruments of record, limitations, 614.14-614.22  
 Answer, 646.7, 646.10  
 Class actions, jurisdictions, R.C.P. 42-47  
 Conveyances unrecorded, copy, 646.8  
 Counterclaim not permitted, 646.1  
 Crops growing, bond as security, 646.23  
 Escheated land of aliens, limitation, 614.13  
 Estate insufficient, realty recovered, 635.16  
 Evidence of title, admissibility, 646.9  
 Improvements set off, 646.20  
 Joinder not permitted, 646.1  
 Judgment for damages, 646.18  
 Landlord substituted for tenant, 646.11  
 Limitation of actions, 614.1(6)  
 Limitation on recovery for use, 646.19  
 Lis pendens, 617.10-617.15  
 Muniment of title, unwritten, 646.8  
 New trial, procedure, R.C.P. 252-255  
 Nonresident, service on agent, 646.5  
 Notice, service, 646.5, 646.11  
 Ordinary proceedings, 646.1  
 Parties allowed in action, 646.2  
 Parties, class actions, representation, R.C.P. 42-47  
 Petition, requirements, 646.6, 646.7  
 Place of bringing action, 616.1  
 Possession, judgment and writ of, 646.24  
 Possession, proof, 646.12  
 Purchase pending suit, 646.13  
 Quieting title, 649.1-649.8; R.C.P. 237(e)  
 Recovery by cestui, limitation, 614.14  
 Rent accruing, judgment, 646.19, 646.25  
 Service on agent, 646.5  
 Spouse failing to join in instrument, limitation, 614.15  
 Summary judgment to settle title, R.C.P. 237(e)  
 Survey by court order, 646.14, 646.15  
 Tenant, action against cotenant, 646.4  
 Tenant, extent of liability, 646.22  
 Title, requirement of plaintiff, 646.3, 646.4  
 Titles, *see* **TITLES**  
 Transfer, wrongful, estate insufficient, 635.16  
 Unrecorded deed, copy to party, 558.11  
 Use and occupation, 646.19

**REAL PROPERTY—Continued**

## Recovery of real property—Continued

Venue of action, 616.1  
 Verdict, general or special, 646.16, 646.17

## Redemption

Execution sales, 628.1-629.3  
 Tax sales generally, 447.1-447.12

## Remainders

Contingent remainders, inheritance tax, 450.96  
 Contingent remainders, title, 557.7-557.9  
 Inheritance tax, 450.27, 450.44-450.48, 450.52  
 Sale by life tenant, 557.9  
 Waste, right of owner to bring action, 658.5

## Rent

Accruing after judgment, recovery, 646.25  
 Apportionment by executor in case of death, 562.1  
 Broker's license, when required, 117.1-117.7  
 Cotenant liable for rent, 557.16  
 Default in payment, tenancy terminated, 562.6  
 Double liability for holding over, 562.2  
 Drainage district receiverships, 455.196  
 Estates, collection by executors, 635.48, 635.49  
 Foreclosure realty mortgage, rents, pledged, receiver, 654.13-654.15  
 Housing law violated, rent uncollectible, 413.106  
 Landlord's lien, 570.1-570.10  
 License to act as rent broker, 117.1-117.7  
 Life tenant, rent apportioned at death, 562.1  
 Limitation of action on judgment, 615.2  
 Limitation on recovery of back rent, 646.19  
 Limitation on rent judgment, 615.1-615.4  
 Liquor violations, termination of lease, 129.12  
 Nonpayment, forcible entry and detainer, 648.1-648.4  
 Notice to quit, holding over, double liability, 562.2  
 Payment to stranger, void, 562.3  
 Pledge of rents and profits, 654.13, 654.14  
 Receiver during pendency of action, 680.1, 680.4  
 Recovery of rent accruing after judgment, 646.25  
 Rent claim judgment, two-year limitation, 615.1-615.4  
 Replevin, officer to satisfy on execution, 643.16  
 Tax exemption on rents not yet due, 427.1(14)  
 Tenant, good-faith possession, liability, 646.22  
 Tenant in common, liability, 557.16, 557.17  
 Uncollectible if housing law violated, 413.106

## Reservations, 273.20

## Reversion

Cities, water-front property control, 384.3(3)  
 Inheritance tax, 450.52  
 Park lands, abandonment of gift, 111.14  
 Railroad right of way abandoned, 473.1, 473.2  
 Schoolhouse site abandoned, 297.15-297.21  
 Waste, action by reversioner, 658.2, 658.5

## Right of way

Land without access, securing road, 471.4(4)  
 Mines, drainage rights, 468.6  
 Railroads, chs 471, 473, 478, *see* **RAILROADS**  
 Telephone and telegraph lines over land, 488.1

Riparian owners, 372.6, 384.3, 477.3, 477.4

River channels, ch 558

Rule against perpetuities, 558.68

**REAL PROPERTY—Continued****Sales**

- Assignee for benefit of creditors, 681.23–681.25
- Assignee of banks and trust companies, 532.8
- Brokers' licenses, required, 117.1–117.44
- Commission, action for, license pleaded and proved, 117.30
- Commissioner's power to convey, 624.29
- Dower, when denied nonresident alien, 636.8
- Effect after death, 450.3(2)
- Executors and administrators, 635.23–635.39
- Foreclosure of title bond, 654.11
- Forfeiture under realty contract, 656.1–656.6

**Guardians**

- Absentee estates, 671.1, 671.9
- Drunkards, spendthrifts, lunatics, 670.16
- Exempt property of wards, 673.1–673.5
- Minors, 668.14–668.22
- Validity, limitation of action, 668.23, 673.4
- Interest rate on sales or contracts, 535.4
- License, brokers, when required, 117.1–117.7
- Lien of personal property tax, time, 445.29, 445.30

- Liens, sale to satisfy, 654.5–654.9
- Partition action, R.C.P. 278–298
- Probate sales, 635.23–635.39
- Purchase money lien, 557.18
- Referees, partition proceedings, R.C.P. 288, 289
- Sheriff's sales, 626.95–626.100
- Tax sales, 446.1–446.37
- Time tax lien attaches, 420.232, 445.30
- Weed control damage, where loss falls, 317.15

**Salesmen's and brokers' licenses, 117.1–117.44**

- Saline lands, 10.2, 470.3
- Sand bars, survey and sale, 568.1–568.25
- Scavenger sale, 446.18, 446.19
- School lands, *see SCHOOLS AND SCHOOL DISTRICTS*
- Seizin, realty owners deemed to have, 557.1
- Settlers on public land, 560.2(5), 658.8
- Shelley's case, rule abolished, 557.20
- Sheriffs' deeds, 589.12, 589.13, 589.24, 626.95–626.100
- Shifting or springing use, contingent remainder effective, 557.7, 557.8

**Shore lands**

- Flood protection, 395.1–395.25
- Municipal powers in general, 372.1–372.18
- Special charter cities, 420.155–420.167
- Waters and watercourses, *see WATERS AND WATERCOURSES*

- Shore line, 111.18, 568.21–568.25, 716.5
- Small loans, security on, prohibited, 536.12
- Soil conservation districts, 467A.1–467A.12
- Springing use, contingent remainder effective, 557.7, 557.8
- Squatters, ch 560

**State lands**

- Acquisition of title by state, 569.1–569.8
- Board of education, sale or purchase, regulations, 262.10
- Buildings and property, *see STATE OF IOWA*
- Color of title in state, governor may relinquish, 10.9
- Communication companies, use granted, 488.1–488.3

**REAL PROPERTY—Continued****State lands—Continued**

- Conveyances
    - Generally, 10.1–10.14
    - School lands, 302.7, 302.8, 302.34–302.36
  - Damages, treble for waste, 658.4, 658.8
  - Dams affecting, permit required, 469.30
  - Errors in deeds, correction, 10.10
  - List prepared, 10.11
  - Patent to issue when payment proved, presumed, 10.6
  - Purchased, tax exempt one year, 427.1(18)
  - Separate tract book kept, 10.2
  - Settlers, right to use, 658.8
  - Soil conservation, use, 467A.7
  - State districts thereon, aid, 284.1–284.7
  - Timber, settlers right to use, 658.8
  - Title relinquished to United States, 10.9
  - Trespass, settlers not trespassers, 658.8
  - Tuition, students residing on, 262.43
  - Use for water power purposes, 469.30, 470.3
- Surveys, 646.14, *see SURVEYS*
- Tax lien, 445.28
- Tax sale, ch 446, *see TAXATION*

**Tenants at will**

- Cities, housing law, 413.78, 413.79, 413.106, 413.117
- Eviction for health order violation, 413.117
- Farm tenancy, termination notice, 562.5–562.7
- Forcible entry or detention action, 648.1–648.23
- Holding over after notice, double rent, 562.2
- Nuisance abatement, removal, 137.13, 137.14
- Presumption, notice to terminate, 562.4
- Rent liability, court changes ownership, 646.22
- Writ of possession, 646.24

**Tenants by the entirety**

- Cotenants liable for rent, 557.15, 557.16
- Inheritance tax liability, 450.3(5)
- Simultaneous death act, devolution, 637.3

**Tenants for years**

- Cities, housing law, 413.78, 413.79, 413.106, 413.117
- Eviction for health order violation, 413.117
- Farm tenancy, termination notice, 562.5–562.7
- Forcible entry or detention action, 648.1–648.23
- Holding over after notice, double rent, 562.2
- Nuisance abatement, removal, 137.13, 137.14
- Presumption of tenancy at will, notice, 562.4
- Rent liability, court changes ownership, 646.22
- Report of executor or administrator, 635.1(11)
- Waste, liable for treble damages, 658.1–658.3
- Writ of possession, 646.24

**Tenants in common**

- Action to recover realty from cotenant, 646.4
- Cotenant in possession liable for rent, 557.16
- Cotenant's rent deducted on partition, 557.16
- Created by conveyance, presumption, 557.15
- Definition, 557.15
- Interstate bridges, joint ownership, 383.23–383.26
- Partition, cotenant charged with rent, 557.16
- Presumption unless contrary expressed, 557.15
- Recovery of real property, 646.4
- Redemption rights on execution sale, 628.24
- Simultaneous death act, devolution, 637.3

**REAL PROPERTY—Continued**

Tenants in common—Continued  
 Walls in common, 563.1–563.12  
 Waste, liable for treble damages, 658.1–658.3  
 Title change certified by clerk, fee, 606.15(30)  
 Titles, *see TITLES*  
 Transcripts of record, recording, 558.12, 558.13  
 Transfers without consideration, old-age assistance applicant, void, 249.21  
 Transmission lines, electric, crossing, 489.2–489.29  
 Trust deeds, 558.10  
 Trustees, conveyance of real estate, 589.11, 589.18, 589.24, 633.35–633.37, 639.39  
 Trusts, ch 533; 557.10, 604.4, 633.32  
 United States lands, *see UNITED STATES*  
 Valuation, experts, cities over 125,000, 417.4  
 Vendor and purchaser, lien for taxes, 445.30  
 Vested remainders, 450.27, 450.44, 557.9, 658.5  
 Vested rights  
     Abandonment of special charter of city, 420.295, 420.296  
     Exception to limitation of estates, 557.21  
     Railroad relocation, rights protected, 480.6  
     Waterpower and riparian owners, 372.6  
 Warranty deeds  
     *Generally, see subhead Conveyances above*  
     Acknowledgments, 558.26–558.39  
     Authentication form, 558.25  
     Conveyance of town lot, covenant, 409.2  
     Description insufficient, plat ordered, 409.33  
     Estoppel by warranty, 557.4  
     Form and contents, 558.19  
 Water, *see WATERS AND WATERCOURSES*  
 Wills, ch 633, *see WILLS*  
 Writ of possession, 646.24  
 Written instruments affecting, as evidence, 622.36  
 Zoning law, 414.1–414.22  
 Zoning of airports, 329.1–329.15

**REASONABLE DOUBT**

Degree of offense charged, verdict, 785.4  
 Guilt of defendant, acquittal, 785.3

**REBATES**

Assignment for creditors, debts not due, 681.21  
 Hog cholera price rebates prohibited, 166.37  
 Motor vehicle fees, 321.126–321.129  
 Petroleum product inspection fees rebated, 208.8  
 Prohibited as to insurance, 507B.4, 508.23  
 Public contracts, when prohibited, 741.9  
 Railroad rates, rebates prohibited, 479.11, 479.28  
 Refunds, *see REFUNDS*  
 School tuition rebates prohibited, 282.20  
 Street improvements, 417.66  
 Water main assessment rebates, 401.11

**REBELLION**

Treason and other offenses, 689.1–689.13

**REBUTTAL**

Argument or reply in court actions, 624.13; R.C.P. 195  
 Evidence in court actions, R.C.P. 191

**RECALL**

Commission plan cities, 363B.12

**RECAPTURE**

Escaped convicts, 791.5  
 Escaped insane inmates of state, 226.16  
 Escape of arrested persons, 755.13  
 Escape of distrained animals, 188.16

**RECEIPTS**

County attorney for money received, 336.2(9)  
 Filing by purchaser at tax sale, 446.33  
 Filing of chattel mortgages, 556.6  
 Land office receiver, use as evidence, 622.49  
 Larceny of receipts or releases, 709.1  
 Officer making execution, 626.16  
 Officers, report of money collected, 79.7  
 Search warrant, property taken under, 751.13  
 Tax receipt given by treasurer, 445.5  
 Tax sale, duplicate to purchaser, 446.32  
 Tender, right to demand receipt, 538.8  
 Treasurer of state for money received, 12.4  
 Trustee, deposit of trust funds, 682.32, 682.33  
 Warehouse receipts, 542.1–542.58

**RECEIVERS**

Alien insurers, insolvency, procedure, 515.72  
 Application of rents, 654.13–654.15

**Appointment**

Authority of court to appoint, 491.66  
 Banks and trust companies, 528.33–528.45  
 Conditions warranting appointment, 680.1  
 Corporation for pecuniary profit, 491.66  
 Drainage bonds defaulted, 464.6  
 Drainage district, delinquent taxes, 455.190–455.196  
 Foreign public utilities, 495.6  
 Installment stock sales companies, 501.4, 501.8  
 Membership sales company, 503.11  
 Petition by party to civil action, 680.1  
 Proofs on appointment hearing, 680.2  
 Referees to hear causes, R.C.P. 207  
 Securities act violations, 502.15  
 Assets, failure to deliver, contempt, 680.11  
 Associations selling stock by installments, 501.4  
 Attachment purposes, 639.39  
 Attorney general to represent bank receiver, 528.121  
 Bank deposit payable, 526.37  
 Bank deposits, 526.37, 532.2  
 Banking superintendent as sole receiver, 528.43  
 Banks and trust companies, 532.1–532.9  
 Banks and trust companies, claim priority law not applicable, 680.8, 680.9  
 Banks in receivership, 528.33–528.45  
 Bond filed with clerk, 680.3  
 Bond reduced by deposited assets, 532.3  
 Bulk sales, exemption, 555.3  
 Bulk sales law purchaser deemed receiver, 555.4  
 Carrier law regulation applicable, 479.2  
 Chain store tax law applicable, 424.2  
 Cigarette law applicable, 98.1  
 Claims, priority, exceptions, 654.14, 680.7–680.9  
 Clerk of court not to aid in making report, 632.6  
 Closed banks, judgments assigned, limitation, 615.1, 615.2  
 Closed banks, public deposits, 454.7, 454.14  
 Combinations, penalty, 553.3, 553.13, 553.21  
 Compensation, 532.8, 626.25, 630.13, 638.26, 638.28  
 Conservator, defaulted drainage bonds, 464.6–464.12

**RECEIVERS—Continued**

Contempt for failure to obey orders, 680.11  
 Continuances under moratorium, charge of property, 654.15  
 Conveyances, 528.77, 532.1, 532.8, 680.4  
 Corporation filing fee exempt, 491.11, 494.5  
 Corporations for pecuniary profit, 491.66  
 Corporation tax law applicable, 422.32  
 Costs of receivership, 626.45, 654.14(1)  
 Dams, unlawful management, 469.15  
 Deposit of funds in banks, 527.4–532.5  
 Discovery of assets, 680.10, 680.11  
 Discovery of property in litigation, 682.29, 682.30  
 Discrimination, unfair, law applicable, 551.4  
 Drainage and levee districts, tax delinquent land, 455.190–455.196  
 Drainage bonds, defaulted, 464.6–464.12  
 Evidence at hearing of application, 680.2

**Executions**  
 Action to ascertain extent of lien, 626.33, 626.45  
 Claims, preference for labor, 626.69–626.72  
 Joint or partnership property, 626.33  
 Labor claims, preference, 626.69–626.73  
 Proceedings auxiliary, 630.7–630.9, 630.13

**Express company law applicable, 436.2**

**Fees**  
 Allowed and fixed by court, 638.26  
 Banks and trust companies acting, 532.8  
 Executions, receiver appointed, costs taxed, 626.45, 630.13  
 Itemized claim and affidavit, required, 638.27, 638.28  
 Suspended during receivership, 491.11

**Foreclosure real estate mortgages, 654.13–654.15**  
**Foreign corporations, 495.6**  
**Foreign public utility corporations, dissolution, 495.6**

**Foreign receivers**  
 Legalizing acts, realty, 589.8, 589.11, 589.24  
 Mortgages and judgments, powers, 633.53–633.56

**Fraternal charitable institutions, 512.72, 512.101**  
**Fuel appropriation, penalty, 479.115**  
**Funds deposited in bank on court order, 532.2**  
**Funds, investment, 682.23–682.28**  
**Grounds for appointment, 680.1**  
**Income tax law applicable, 422.4**  
**Installment sales by stock companies, 501.4**  
**Insurance company, see INSURANCE**  
**Itinerant merchants law applicable, 81.1**  
**Labor claims, preference, 626.69–626.72**  
**Land office, receipt as evidence, 622.49–622.51**  
**Legalization of conveyances, 589.8, 589.11, 589.24, 614.22**  
**Levee and drainage district, tax delinquent land, 455.190–455.196**  
**Liens, priority, 654.13, 654.14, 680.5**  
**Limited partnerships, 545.39**  
**Membership sales companies, 503.11**  
**Mortgage foreclosures, 654.13–654.15**  
**Oath to discharge his trust faithfully, 680.3**  
**Orders of court signed in vacation, R.C.P. 120**  
**Partnerships, limited, judgment creditor's right, 545.39**  
**Petition for appointment, contents, 680.1**  
**Pledge of rents on realty mortgage foreclosure, 654.13–654.15**

**RECEIVERS—Continued**

Powers in general, 680.4  
 Preference as to rents, 654.13, 654.14  
 Priority of liens, 654.13, 654.14, 680.5  
 Real estate brokers law not applicable, 117.7  
 Recording instruments, 556.11, 558.52  
 Rentals on real estate mortgage foreclosures, 654.13–654.15  
 Reports, clerk not to make, 632.6  
 Sales of goods in bulk, 555.3, 555.4  
 Sales tax law applicable, 422.42  
 Securities law, violations, 502.15–502.21  
 Securities, sale exempt from securities law, 502.5  
 Sheriff as receiver, execution, 630.7, 630.9  
 Superintendent of banking for banks, 528.43  
 Taxes as prior claim, 654.14, 680.6, 680.7  
 Transfers of personalty, indexing, 556.11  
 Trust funds deposit, recovery, limitation, 682.41–682.44  
 Unemployment claims, priority, 96.14  
 Unemployment compensation law applies, 96.19  
 Unfair discrimination law applicable, 551.4  
 Vacation orders signed, R.C.P. 120  
 Water power companies, 469.15

**RECIPROCITY**

Admission to Iowa bar, R.C.P. 118  
 Basic science examinations, 146.12, 146.20  
 Certified public accountants, 116.19(1)  
 Civil engineers, foreign registrants license fee, 114.20  
 Fish and game licenses, 109.19, 109.112  
 Inheritance tax, 450.91  
 Insurance companies, 510.32

**Motor vehicle provisions**  
 License exemption of nonresidents, 321.176(4)  
 Local registration of foreign vehicles, 321.250  
 Registration fee apportionment, 326.1–326.6  
 Registration fee exemption, 321.53  
 Traffic law enforcement within state, 321.6  
 Truck taxation agreements made, 327.10

Parole agreements, reciprocal, 247.10  
 Practice acts, licenses, 147.44–147.54  
 Rendering plants, 167.21  
 Telegraph and telephone service, 488.10–488.14  
 Unemployment compensation, 96.19(g, 7, c), 96.20  
 Use tax, 423.25  
 Veterinarians' licenses, 169.31–169.34  
 Witnesses, foreign, exempt from process, 781.17

**RECKLESS DRIVING**

Criminal definition, punishment, 321.283, 321.284  
 Driver's license revoked, 321.209(6), 321.210(2)  
 Liability to guests, 321.494

**RECOGNIZANCES**

Adjournment of court, continuance, 604.31, 604.32  
 Bail bonds, 763.1–766.6  
 Report by clerks and other officials, 666.6  
 Report of auditor, publication, 333.13(2), 333.14  
 Summary judgment on, R.C.P. 237

**RECOMMITMENT AFTER BAIL**

General provisions, 767.1–767.4

**RECORDER, COUNTY**

*General provisions, 335.1–335.15*  
 Accounts receivable assigned, 539.7–539.11, 539.14

**RECORDING ACTS**

Adoption records, 600.8  
 Boundary agreements recorded, 650.17  
 Chattel mortgages, 556.1–556.21  
 Conditional sales, 556.3, 556.28  
 Corporation for profit, articles recorded, 491.5  
 County recorder's duties, 335.1–335.15  
 Dairy products containers, brands, 192.35  
 Farm names registered, 557.22–557.26  
 Homestead selected and recorded, 561.4–561.7  
 Mental hospital support lien, 230.25, 230.26, 230.29  
 Names of signers typed or printed, 335.2  
 Oil and gas leases, terminations, 84.6  
 Old-age assistance order, copy filed for lien, 249.20  
 Plats, filing required, 409.12  
 Public utility equipment sold or leased, 556.22–556.28  
 Real property instrument, 558.1–558.13  
 Trade-marks, labels, advertisements, 548.1–548.11  
 Trade name of business, 547.1

**RECORDS**

Authentication, ch 622  
 Credit union records, 533.24–533.27  
 Lost, ch 647

**RECORDS, PUBLIC**

See ch 303, also *PUBLIC RECORDS*

**RECOVERY OF REAL PROPERTY**

Actions for, generally, 646.1–646.25

**RECREATIONAL ACTIVITIES**

City and town facilities, 368.30  
 Playgrounds, establishment, tax, maintenance, 300.1–300.7  
 Schools, public recreation, 300.1–300.7  
 Use of schoolhouses and grounds permitted, 297.9

**RECREATION CENTER**

Memorial hall, 37.18(3)

**REDEMPTION**

Execution sales, 628.1–629.3  
 Mortgages on real estate, ch 628  
 Tax sales generally, 447.1–447.13

**RED FLAG**

Display, penalty for inciting treason, 689.5, 689.7  
 Load projecting from motor vehicle, 321.394  
 Removal of danger signals, penalty, 714.19  
 Vehicles carrying explosives, 321.450

**REDUNDANT MATTER**

Stricken from pleadings, R.C.P. 94

**REFEREES**

Acceptance or refusal of appointment, R.C.P. 207, 210  
 Administrator's accounts examined, 638.1  
 Ancient deeds, limitation of actions, 614.22  
 Appointment by court, R.C.P. 207  
 Arbitration, employers and employees, 90.1–90.14  
 Attachment, intervenor's claim, 639.61  
 Bill of exceptions, R.C.P. 209, 214, 241

**REFEREES—Continued**

Bond, before conveyance, R.C.P. 288  
 Bribery or acceptance of bribe, 739.6, 739.7  
 Certification by successor, R.C.P. 241(d)  
 Claims and counterclaims in probate, 635.62  
 Commission to locate boundaries, 650.7–650.12  
 Costs  
 Attachment proceedings, 639.62  
 Fees taxed as costs, R.C.P. 208  
 Fees to county officers, account to county, 638.1  
 Judgment debtor examined, 630.13  
 Partition costs, R.C.P. 287(a), 293, 295  
 Retaxation of costs, 625.16, 625.18  
 Taxable, 625.14  
 County officers' fees, account to county, 638.1  
 Discharge, receipt for trust funds, 682.32, 682.33  
 Dower setting off, proceedings, 636.9–636.16  
 Estates of decedents, dower, 636.9–636.16  
 Estates, settlement of claims, 636.11  
 Executor's accounts examined, 638.1  
 Fees  
 Executions, compensation for services allowed, 630.13  
 Referees, 561.9, 625.14; R.C.P. 208  
 Findings of fact as special verdict, R.C.P. 214  
 Foreign referees  
 Assignment and satisfaction of mortgages and judgments, 633.53–633.56  
 Legalizing acts, 589.8, 589.11, 589.24  
 Funds, inability to distribute, procedure, 682.31–682.33  
 Homestead exemptions determined, 561.8, 561.9  
 Influencing or intimidating, penalty, 723.1  
 Inheritance tax, payment, 450.5, 450.88  
 Insurance companies, nonlife, 515.85  
 Investment of fiduciaries' funds, 682.23–682.34  
 Investment receipts filed with final report, 682.33  
 Judgment debtor examination, 630.3–630.5, 630.10–630.13  
 Judgment, determination of amount, R.C.P. 232  
 Judgment, report of referee, effect, R.C.P. 213, 214  
 Mandamus costs determined, 661.15  
 "Master" includes a referee, auditor or examiner, R.C.P. 207  
 Masters in equity cases, R.C.P. 207–214  
 Method of trial, R.C.P. 209  
 Municipal zoning hearings, 414.18  
 Negotiable instruments law, 541.132, 541.168, 541.170  
 Oaths, power to administer, 78.2(5)  
 Old-age assistance liens, duty, 249.21  
 Partition proceedings, R.C.P. 279, 282–292, 295  
 Personal property, sale, bonds, R.C.P. 288  
 Powers of referees, 638.1; R.C.P. 204–214  
 Probate referees, 638.1; R.C.P. 204–214  
 Procedure on reference, R.C.P. 209, 210  
 Proof required, R.C.P. 210  
 Real estate sale, bonds, when required, R.C.P. 288  
 Setting off share of surviving spouse, 636.9–636.16  
 Shorthand reporter's notes in evidence, 622.99  
 Transfers of realty in representative capacity, 556.11  
 Undistributed funds, deposit with clerk, 682.31–682.44  
 Vacation orders of court, effect, R.C.P. 120  
 Zoning certiorari trial, 414.18

**REFERENDUM**

County, township and state questions, *see ELECTIONS, subhead Questions Submitted to Voters*

Municipal questions, *see CITIES AND TOWNS, subhead Elections*

School questions, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Elections, and thereunder see Questions Submitted to Voters*

Social security, 97C.20

Soil conservation, district elections, 467A.5, 467A.10

**REFORM**

Schools, *see ch 242*

Unlawful methods of political reform, 689.10-689.13

**REFORMATORY, MEN'S (ANAMOSA)**

*See ch 246; PENITENTIARY (FORT MADISON) AND MEN'S REFORMATORY (ANAMOSA)*

**REFORMATORY, WOMEN'S (ROCKWELL CITY)**

Administration by board of control, 218.1

Births and deaths, recorded, 144.22-144.24

Books, secured from traveling library, 303.3(11)

Business manager, 218.5-218.8

**Commitments**

Authority for commitments, 245.4

Brought by woman attendant, 245.8

Costs, county liable, 245.9

Life sentence, optional commitment, 245.5

Nonindictable offense, conviction on appeal, 245.6

Terms of commitments, 245.7

Control, board of, state, power to administer, 218.1

Dead bodies, scientific use, 142.1-142.11

Employees and subordinate officers, 218.10

**Inmates**

Clothing and money furnished on discharge, 245.14

Discharged inmates assisted, 218.36, 245.13

Escape of inmates, return, 245.15, 245.16

Escapes, penalties, 745.1-745.18

Fingerprints and photographs, 749.4

Insane, transferred to insane hospital, 245.12

Instruction required, 245.1

Parolees assisted, 218.36, 245.13

Parole violators returned, 245.14, 245.16

Pregnancy or insanity stayed execution, 792.5

Reward for capture of escaped inmate, 245.15

Service by inmates authorized, 245.3

Transfers of inmates, 218.90, 245.10-245.12

Work required, 245.3

Object of the reformatory, 245.1

Recommendation for restoration of citizenship, 248.3

Reports, 218.47, 218.48, 218.51

State agents, appointment, duties, 218.34-218.38

**Superintendent**

Appointed, 218.9

Member of eugenics board, 145.1

Property, duties, 218.9

Salary of superintendent, 245.2

Service of inmates authorized, 245.3

Woman superintendent required, 245.2

**REFRIGERATION PLANTS**

*See chs 101, 171, 172, COLD STORAGE PLANTS*

**REFRIGERATORS**

Abandoned, doors or locks removed, 732.20-732.23

**REFUNDING BONDS**

City and town bonds, 396.24-396.29, 408.1-408.15

County bonds, 346.1, 346.2

Drainage bonds defaulted, court relief, 464.1-464.12

Drainage districts, 463.1-463.28

Legalization, 593.1-594.2

Public utilities owned by cities, 397.11

School bonds, 298.20

School bonds legalized, 593.1

**REFUNDS**

Drainage surplus refunded, 455.68

Erroneous taxes to counties, 452.16-452.18

Erroneous taxes to individuals, 445.60, 450.93-450.96

Motor vehicle fees, 321.126-321.129

Rebates, *see REBATES*

**REFUSE**

*See GARBAGE*

**REGENTS, STATE BOARD OF (for State Educational Institutions)**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting made to comptroller, 8.7, 8.12

Accounting system requirements, 8.6, 11.5

Accounting to auditor and audit, 11.2

Accounts and records open to inspection, 79.8

Accredited high schools, by health department, 147.31

**Appointments**

College and university presidents, 262.9, 262.24

Officers, *see subhead Officers below*

Secretary of board, 262.12, 262.13

**Appropriations**

Budget control, 8.31

Extended, power, 262.9(7)

How allotted, 8.30-8.32

Misused, liability, 8.36, 8.40

Needs estimated, 8.23-8.28

Authority of board in general, 262.29

Blind children, education, duties, 299.17, 299.18, 299.23

Blind, school, state, 262.7, 269.1, 269.2

Bonds on public contracts, procedure, 23.1, 23.12-23.16, 75.2-75.9

Bonds on self-liquidating improvements, 262.48-262.52

Bonds required of finance committee, 64.6(4)

Books from state library, 303.3(11)

Bulletins published, 262.9(9)

Child welfare research station, 263.5, 263.6

Code, session laws, copy to each institution, 16.24(9)

Condemnation for dormitory construction, 262.36

Condemnation, self-liquidating improvements, 262.45



**REGENTS, STATE BOARD—Continued**

Contracts  
 Appeal from improvement proposal, 22.3, 23.1–23.16  
 Appropriations not to be exceeded, 72.1  
 Bids on improvement contracts, 262.34  
 Bids, penalty for revealing contents, 72.3, 72.4  
 Bond required of contractors, 573.2, 573.3  
 Completion of improvement, report to comptroller, 23.11  
 Deposit to accompany bids, 262.34  
 Dormitory construction, 262.35–262.42  
 Fire protection, arranged with city, 262.33  
 General penalty clause, 24.24  
 Hospital service corporations, 514.5  
 Improvement proposals, hearings, 23.2, 23.3  
 Indebtedness, executive council approval, 72.1, 72.2  
 Interest in contracts prohibited, 741.8–741.10  
 Laborers' and materialmen's rights, 573.7–573.26  
 Normal training contracts, 262.30–262.32, 268.3  
 Payments on contracts, conditions, 573.12  
 Teacher training contracts, 262.30–262.32, 268.3  
 Water contracts with cities, 398A.5  
 Witness may not rely on crimination rule, 622.15(15)  
 Courses of study at university, 263.1, 263.2  
 Deaf instructed in public schools, 295.1–295.5, 299.17–299.23  
 Deaf, school, state, 262.7, 270.1–270.8  
 Death and birth records made, 144.22–144.24  
 Degrees and diplomas at university, 263.2  
 Deposit of public money, exception, 12.10  
 Dormitories erected, 262.35–262.42  
 Duties and powers of board enumerated, 262.9  
 Easements over public land, power to grant, 262.55  
 Employees  
   Authority to hire, 262.9(2)  
   Not under division of personnel, 8.5(6, c)  
   Sick leave, 79.1  
 Executive officers of each institution, report, 262.24  
 Expenditure of funds directed, 262.9(7)  
 Expenses paid, filing and audit, 262.29  
 Federal grants, 266.1–266.7, 266.27, 266.28  
 Finance committee  
   *General provisions, powers and duties*, 262.12–262.22  
   Bank deposits, 452.10, 453.1–453.8, 526.37  
   Bond required of each member, 64.6(4)  
   Patients, sanatorium, expenses, 270.10, 270.11  
   Secretary of committee, 262.8, 262.12, 262.13  
   Supplies furnished by executive council, 19.25  
 Funds collected, not paid to treasurer, 12.10  
 Funds invested, requirements, 262.14–262.19  
 Gifts accepted and controlled, 262.9(6), 262.14(4), 565.3–565.5  
 Handicapped children, 299.17  
 Hog-cholera serum laboratory, authorized, 266.24–266.26  
 Homeopathic medicine at university, 263.4  
 Hospital service corporations, 513.2  
 Improvements, *see subhead Contracts above*  
 Information disseminated, 262.9(9)  
 Institutions governed, enumerated, 262.7  
 Interagency liaison, 28C.1

**REGENTS, STATE BOARD—Continued**

Interest in real estate transactions prohibited, 262.10  
 Interest on daily balances collected, 262.9(8)  
 Inventions patented by state, 262.9(10)  
 Iowa State University, 262.7, 266.1–266.28  
 Junior colleges, standards set, 286A.3  
 Land leased with option to purchase, 427.15  
 Legislative inspection of accounts, 79.8  
 Manage institutions under its control, 262.9(4)  
 Meetings of board, when held, 262.8  
 Members of board  
   Appointment and duties, 262.1–262.9  
   Oath, power to administer, 78.2(2)  
   Oath, required of members, 63.1, 63.10  
   Secretary of board appointed, 262.12, 262.13  
   War surplus commodities board, member, 20.1  
 Mental health research fund requisitions approved, 225.45  
 Mortgages securing loans, 262.14–262.19  
 Officers  
   Bond required of treasurers, 64.6(5)  
   College and university presidents, 262.9, 262.24  
   Compensation fixed by the board, 262.9(2)  
   Executive officers, 262.9, 262.24  
   Military science instructor's rank, 262.27  
   Penalties, 741.8–741.10  
   Political activities and contributions limited, 740.13–740.18  
   Professors and instructors employed, 262.9(2)  
   Secretarial officers, 262.9(2), 262.25  
   Superintendents, 262.9(2), 262.24  
   Treasurers, 64.6(5), 262.9(2), 262.23  
 Osteopaths may examine prospective patients, 150.10  
 Patents secured on inventions, 262.9(10)  
 Powers of board enumerated, 262.9  
 Preference for Iowa products and labor, 73.1–73.9  
 President, elected by board, 262.9(1)  
 Printing, 15.25–15.33  
 Public improvements and bonds, procedure, 23.1–23.16  
 Publish and distribute pamphlets, 262.9(9)  
 Real estate transaction, approval, 262.9(5)–262.11  
 Records kept of board proceedings, 262.11, 262.13  
 Reports  
   Biennial, requirements, 17.1–17.3  
   Biennial, to governor, 262.26  
   Completion of improvement, to comptroller, 23.11  
   Executive officers, biennially to board, 262.24  
 Roads and highways  
   Control and jurisdiction, 306.3  
   Institutional roads, 307.5(12)  
 Rules and regulations, power to make, 262.9(3)  
 Sanitary conditions, health department, 135.11(5), 136.3(2, b)  
 Secretarial officers of institutions, 262.25  
 Self-liquidating improvements, construction, financing, 262.44–262.54  
 Settlement made annually with auditor, 11.2  
 Social welfare board's jurisdiction limited, 236.2  
 State college of Iowa, 262.7, 268.1–268.3  
 Superintendents, selected for each institution, 262.9(2)

**REGENTS, STATE BOARD—Continued**

Supplies and postage furnished, 19.4, 19.19, 19.25  
 Treasurer of each institution, duties, 64.6(5),  
 262.23  
 Trusts accepted and administered, 262.9(6)  
 Tuition, students residing on state-owned land,  
 262.43  
 University, state, 262.7, 263.1–263.8  
 Waterworks operated with cities, 398A.5

**REGISTER, IOWA OFFICIAL**

Census returns to be published, 26.4  
 Compilation, 16.2(10), 19.6  
 Contents, 16.2(10), 19.6  
 Distribution, 16.13–16.18, 16.19  
 Executive council reports included, 19.6  
 Preparation, contents, 16.2(10), 17.20, 19.6  
 Printed biennially, 17.20  
 Tax commission's report on assessment of com-  
 mon carriers, 421.13

**REGISTRARS OF VITAL STATISTICS****County**

Appoints local registrars, 144.6  
 Certified copy of record, fee, 144.41  
 Clerk of district court designated, 144.4  
 Definition of county registrar, 144.1(5)  
 Deputies, provisions of law apply to, 144.11  
 Deputy clerk designated, 144.5  
 Record of appointment of local registrars, 144.6  
 Report each month to state registrar, 144.10

**Local**

Adopted child, procedure, 144.44, 144.45  
 Alteration of certificate after filing, 144.21  
 Appointed by county registrar, 144.6  
 Birth certificates filed, 144.12  
 Burial permit  
 Another district, no permit required, 141.13  
 Communicable diseases, rules, 141.11  
 Contents, form, 141.12  
 Imported bodies, permit accepted, 141.19  
 Issuance, duties, 141.8  
 Returned by sexton to registrar, 141.30  
 Transit permit issued, 141.17  
 Dead bodies, permit for importation, 141.19  
 Dead bodies, transit permits issued, 141.17  
 Death reports, where no medical attention, 141.6  
 Definition of local registrar, 144.1(1)  
 Districts, assigned to, 144.6  
 Duties of local registrar, 144.9  
 Fees, 141.9, 144.32–144.34  
 Incomplete certificates, duties, 144.17  
 Information obtained for, 144.16, 144.18  
 Payment of fees by county, 144.35  
 Removal by state department, 144.7  
 Stillbirths, registration, 144.20  
 Supervision by state registrar, 144.8, 144.9

**State**

Accounting for fees, pay treasurer, 144.47  
 Adopted child, procedure, 144.44, 144.45  
 Annulment of adoption, procedure, 144.44, 144.45  
 Attorney general to assist, 144.52  
 Casket sales reported, 144.26, 144.27  
 Certified copies of records, fees, 144.41  
 Commissioner of public health designated, 144.2

**REGISTRARS, VITAL STATISTICS—Cont'd****State—Continued**

Definition of state registrar, 144.1(2)  
 Divorce entries, copies from clerk, 144.40  
 Duties of state registrar, 144.8  
 Federal census bureau may use records, 144.46  
 Genealogical records  
 Certified copies furnished, fees, 144.30  
 Private records, filed, 144.30  
 Institution reports kept, 144.22  
 Investigations made, 144.50  
 Marriage returns transmitted from clerk, 144.40  
 Paternity reports secured, 675.36  
 Report made to county auditors, fees, 144.35  
 Search of records, fee, 144.42  
 Supervise local registrars, 144.8, 144.9

**REGISTRATION**

Aircraft, 328.42–328.52  
 Aliens in time of war, 38.1  
 Containers for beverages, 713.18, 713.19  
 Farm names, 557.22–557.26  
 Motor vehicles, *see MOTOR VEHICLES*  
 Stallions and jacks, 162.1–162.25  
 Trade-marks, 548.1–548.11  
 Trade names, 547.1–547.5  
 Vital statistics, ch 144, *see VITAL STATISTICS*  
 Voters, chs 47, 48, *see ELECTIONS*

**REHABILITATION OF DISABLED**

*See chs 258, 259, also VOCATIONAL TRAINING  
 AND REHABILITATION*

**REHEARING**

Criminal appeals to supreme court, 793.17, 793.24;  
 Ct. R. 18  
 Supreme court, generally, R.C.P. 350, 351; Ct. R.  
 10, 21  
 Workmen's compensation cases, 86.24

**REINSURANCE**

*See ch 521, also INSURANCE, subhead Consolida-  
 tion and Reinsurance*

**RELATIVE RIGHTS**

Limitation of actions, 614.1

**RELATIVES**

Administration, right in probate, 633.39, 633.40  
 Autopsy at request of relatives, 141.25  
 Beneficiary in assessment life insurance, 510.10  
 Child-placing agencies, 238.24, 238.25  
 Children's fraternal insurance, application, 512.56  
 Consanguinity, 4.1(24), *see CONSANGUINITY  
 AND AFFINITY*  
 Dead bodies, scientific purposes, rights, 142.1–  
 142.10  
 Death penalty executed, relatives present, 792.10  
 Employment of, prohibited, 71.1, 71.2  
 Eugenics law, notices served, 145.11  
 Feeble-minded persons, relatives, 222.3, 222.22,  
 222.30  
 Heirs, ch 636, *see ESTATES OF DECEDENTS*  
 Incest, prohibited degrees, 704.1  
 Indigents to hospital, no attendance fee, 255.13  
 Inquest on request of relatives, 226.34  
 Insane persons, 229.25, 230.15–230.17

**RELATIVES—Continued**

Jurors, challenge for cause, 779.5(4); R.C.P. 187(e)  
 Justice court, venue change, 601.34  
 Libel applied to surviving relatives, 622.3  
 Life insurance loans to relatives, 508.7  
 Marriage, prohibited degrees, 595.19  
 Neglected children, notice to relative, 232.10  
 Nepotism prohibited, 71.1, 71.2  
 Old-age assistance, enforcement of liability, 249.25–249.27  
 Old-age assistance, renewal, 249.15  
 Parent and child, chs 252A, 597, 675  
 Poor support, chs 252, 252A  
 Primary road contracts, 314.2  
 Psychopathic patients transfer, no fee, 225.41  
 Responsibility of relatives  
   Blind aid recipient, funeral expenses, 241.17  
   Dependent children, aid payments, 239.5  
   Drug addicts in state hospital, 224.2  
   Epileptic hospital inmates, 223.16  
   Feeble-minded inmates, 221.5, 222.42, 223.16  
   Insane hospital inmates, state  
     Dangerous incurables, release to relatives, 226.26  
     Inquest requested, expense payable, 226.34  
     Liability for support, persons bound, 230.15  
     Notice of transfer to reformatory, 226.31  
     Special care expense, 226.11  
   Insanity, 229.25, 230.15–230.17  
   Old-age assistance recipients, 249.25–249.27  
   Parents, chs 252A, 597, 675  
   Poor support, 252.1–252.6, 252A.1–252A.9  
   Psychopathic hospital patients, 225.8, 225.9, 225.22  
   Tuberculous patients, state sanatorium, 271.16  
   University hospital patients, 255.26  
 Veteran's guardianship, 672.3  
 Vital statistics, relatives to furnish, 144.23  
 Void marriages between relatives, 595.19

**RELEASE**

Larceny of releases or receipts, 709.1  
 Pleadings specially as a defense, R.C.P. 101

**RELEVANCY**

Irrelevant pleadings stricken, R.C.P. 113

**RELIEF**

Blind persons aided, 241.1–241.24  
 Emergency relief administration, 251.1–251.6  
 Labor on line projects, 202.11  
 Old-age assistance, 249.1–249.47  
 Poor relief, chs 239, 252–255  
 Soldiers relief commission, 250.1–250.18  
 Streets and highways labor, 252.27  
 Taxes suspended for aged and infirm, 427.8–427.12  
 Unemployment compensation, 96.1–96.21  
 Work projects for poor, 252.27, 252.41

**RELIGION**

Associations, *see subhead Corporations for Religious Purposes below*

**Beliefs, religious**

Affiliation, asking, prohibited in public institutions, 735.4

**RELIGION—Continued**

Beliefs, religious—Continued  
   Child welfare, beliefs considered, 235.3(3)  
   Civil rights protected, Const., Iowa, I, 4; 735.3–735.5  
   Handicapped children, protected, 281.8  
   Indigents, hospital care, refusal, 255.10  
   Inmates of state institutions, 218.25–218.27  
   Insane persons, impressions recorded, 229.7(20)  
   Jurors, when excused on Saturday, R.C.P. 188  
   Neglected children placed by court, 232.24  
   Physical education courses, 280.14  
   Public schools, religious affiliation, seeking, 735.2  
   Record of inmates of state institutions, 280.9  
 Bible of families, execution exempt, 627.6(3)  
 Bible, use in schools and institutions, 280.9  
 Blasphemous language, penalty for using, 728.1  
 Blue laws, penalty, 729.1  
 Christian Science exemption  
   Basic science law exemption, 146.5  
   Indigents, state hospital care, 255.10  
   Venereal disease law when inapplicable, 140.39  
 Churches  
   Arson, burning of building, 707.2, 707.5  
   Attendance not to be compelled by law, 1.3  
   City funds not to be used, 343.8  
   Corporation law affecting, ch 504  
   County funds not to be used, penalty, 343.8, 343.9  
   Defacing of building, penalty, 714.3  
   Disturbing congregation, penalty, 744.2  
   Donations solicited, ch 122  
   Doors to open outward, 103.8  
   Endowment funds, 504.21–504.25  
   Epidemic, churches may be closed, 420.181  
   Exits, number determined, 103.9  
   Extinct societies taken over, 504.11  
   Fire escape requirements, 103.7  
   Incorporation, 504.1  
   Inheritance tax, services exempt, 450.4(4)  
   Leases and deeds filed for tax exemption, 427.1(9)  
   Leasing of property permitted, 565.1, 565.2  
   Liquor stores not to be within 300 feet, 123.16  
   Location stated on wine permit, 134.2(1)  
   Lunch stand permit fee exemption, 170.5(7)  
   Marriage law exception, 595.17  
   Masses, bequests, tax exempt, 450.4(4)  
   Maternity hospitals, distance from church, 236.3  
   Pews exempt from execution, 627.6(4)  
   Residence districts, permitted in, 415.2  
   Restaurant law not applicable, 170.1(4)  
   Restricted residence districts, churches permitted, 415.2  
   Sacramental wine exempt, liquor control, 123.4  
   Sales tax exemption on activities, 422.45(3)  
   School attendance excused while attending, 299.2  
   Taxation of leased property, 565.2  
   Tax exemptions, conditions, 427.1(9, 10, 23–26)  
   Trustees to manage land grants, 565.1  
   Trusts for endowment funds, 504.21–504.25  
   Wills, limitation on devise or bequest, 633.3  
 Civil rights, protected, Const., Iowa, I, 4; 735.4, 735.5

**RELIGION—Continued****Clergymen**

Attendance at execution of prisoner, 792.10  
 Bequests for services not taxed, 450.4(4)  
 Books exempt from execution, 627.6(17)  
 Chaplain at penitentiary, salary, 246.2  
 Confidential communications, 622.10  
 Exemption from jury duty, 607.2(2)  
 Extinct society taken over, 504.11  
 Free passes or rates on railroads, 479.94(13)  
 Inmates of state institution, ministrations, 218.26  
 Insurance, group, participation in, 509.1(2)  
 Intoxicating liquor permits, 134.1–134.10  
 Jury service, exemption, 607.2(2)

**Marriage duties**

Aiding invalid marriages, forfeit, 595.11  
 Authority to solemnize, 595.10(3)  
 Certificate given to each party, 595.13(1)  
 Exemption of certain denominations, 595.17  
 Fee permitted to be charged, 595.12  
 Penalty for marrying without license, 595.9  
 Return, duty when common law marriage, 595.16  
 Return of marriage, contents, 595.14, 595.15  
 Return of marriage filed with clerk, 595.13(2)  
 Meetings out of state, 504.15  
 Penitentiary and reformatory visits, 246.46  
 Permit for sacramental wines, 134.1–134.10  
 Railroads, free passes or rates, 479.94(13)  
 Sacramental wine exempt from liquor control, 123.4

**Corporations for religious purposes**

Academic corporations, out of state meetings, 504.15  
 Academic degrees conferred, 504.12, 504.13  
 Articles of incorporation, amendment, 504.1, 504.19, 504.20  
 Authority to incorporate, 504.1  
 Cemetery associations, 504.8, 504.9  
 Contracts and rights not affected, 504.25  
 Control to be in boards of trustees, 565.1  
 Dividends not permitted until dissolution, 504.10  
 Duration of corporation, 504.2  
 Endowment fund, trustees, 504.21, 504.22  
 Extinct societies, property disposal, 504.23  
 Fees and reports, exemption, 496.19  
 Foreign nonprofit corporations, 504.28–504.31  
 Inactive society deemed extinct, 504.11  
 Income tax exemption, 422.34(2)  
 Incorporation before soliciting, 122.1  
 Inheritance tax, bequests exempt, 450.4(2), 450.10(4)  
 Land grants, how used, 565.1, 565.2  
 Managers or trustees elected, 504.14, 504.16  
 Name changed, 504.19  
 Powers of corporation, 504.2  
 Procedure for incorporation, 504.1  
 Property of extinct local societies, 504.7, 504.11  
 Property of extinct society, disposal, 504.23, 504.24  
 Reincorporation, 504.17, 504.18  
 Reports and fees, exemption, 496.19  
 Rights and contracts not affected, 504.25

**Trustees**  
 Church affairs controlled by trustees, 565.1  
 Election of trustees, 504.14, 504.16  
 Endowment fund trustees, 504.21

**RELIGION—Continued****Corporations, religious—Continued****Trustees—Continued**

Extinct societies, trustees take charge, 504.23  
 Powers of trustees, 504.22  
 Testamentary legacy to, limited, 633.3  
 Trust property, controlled, 504.24

Donations, solicitation, regulated, 122.1–122.6

**Education**

Attendance at school excused, 299.2(4)  
 Bible, use in schools and institutions, 280.9  
 Handicapped children, rights, 281.8  
 Neglected children in private institutions, 240.2  
 Parochial schools, *see subhead below*

**Exemptions**

Clergymen exempt from jury duty, 607.2(2)  
 Clergymen's books and tools, 627.6(17)  
 Confidential communications, 622.10  
 Corporation reports and fees, 496.19  
 Eye treatment of babies, 140.38, 140.39  
 Jurors, because of religious faith, 607.2(7); R.C.P. 188  
 Marriage law, certain denominations, 595.17  
 Pews exempt from execution, 627.6(4)  
 Sacramental wines, exempt from control, 123.4  
 School attendance, religious duties, 299.2(4)  
 State medical care of indigent persons, 255.10  
 Sterilization, limitation, 145.21  
 Taxation exemptions, *see subhead below*  
 Venereal disease treatment, 140.39

Freedom of religious rights protected, Const., Iowa, I, 3

Freedom of worship, Const., U. S., Amend. 1

Institutions, state, inmates rights, 218.25–218.27

**Insurance of religious groups**

Assessment life law, when applicable, 510.29  
 Fraternal religious law applicable, 512.3  
 Group insurance, 509.1(2a)  
 Mortality assessment rates, exemption, 512.44  
 Reorganization, fraternal insurance, 512.7, 512.8  
 Securities, deposit law not applicable, 512.54

Interference with, sterilization, limitation, 145.21  
 Jurors excused, religious faith, 607.2(7); R.C.P. 188

Liquor permits, 134.1–134.10

Marriage by clergyman, 595.10–595.17

Marriage law exemptions, 595.17

Ministers, *see subhead Clergymen above*

**Parochial schools**

Children, railroad passes, 479.94(15)  
 Compulsory attendance, ch 299  
 County funds not to be used, 343.8, 343.9  
 Courses of study, 280.2–280.10  
 Defined as private school, 280.2  
 Donations solicited, permit exemption, 122.4  
 State university nondenominational, 263.1

Priests, *see subhead Clergymen above*

Property, tax exempt, 427.1(9, 23, 26)

Qualification tests for office, prohibited, Const., Iowa, I, 4

Rabbis, *see subhead Clergymen above*

**Religious test**

Not permitted as qualification for office, Const., Iowa, I, 4

Penalty for requiring religious test, 735.3

**RELIGION—Continued**

- Religious test—Continued
  - Public places, no exclusion, 735.1, 735.2
  - Schools and institutions, asking religious affiliation, 735.4
  - Witnesses, not permitted, Const., Iowa, I, 4
- Sacramental wines, permits to clergymen, 123.4, 134.1–134.10
- Societies
  - See subhead Corporations for Religious Purposes above*
  - Sales tax, receipts exempt, 422.45(3)
  - Use tax, receipts exempt, 423.4(6)
- Solicitation of public donations
  - Churches, local, exempt from permit, 122.4
  - Permit, when required, conditions, 122.1–122.3
  - Violations, enforcement, 122.5, 122.6
- Taxation exemption
  - Bequests for religious services, 450.4(4)
  - Corporate income tax, 422.34(2)
  - Family Bibles, 627.6
  - Inheritance tax exemptions, 450.4(2, 4)
  - Leases and deeds recorded, 427.1(9)
  - Property exempt generally, 427.1(9, 10, 23–26)
  - Students property in institutions, 427.1(10)
- Taxation of leased property, 565.1, 565.2
- Taxes or tithes not to be paid to churches, 1.3
- University, state, free from religious denomination control, 263.1
- Violations
  - Academic degrees without authority, 504.13
  - Blasphemous language, use, 728.1
  - Burning churches, 707.2
  - City funds used, 343.8
  - County funds used, 343.8, 343.9
  - Defacing church building, 714.3
  - Disturbing congregations, 744.2
  - Equal privileges, civil rights violations, 735.4
  - Liquor violations by clergymen, 134.9, 134.10
  - Marriage by clergymen without license, 595.9
  - Public funds, unlawfully used, 343.8, 343.9
  - Religious tests unlawfully required, 735.3–735.5
  - Soliciting funds unlawfully, 122.6

**REMAINDERS**

- Contingent remainders, 450.74, 557.7–557.9
- Inheritance tax, 450.27, 450.44–450.48, 450.52
- Waste, right of owner to bring action, 658.5

**REMAND**

- Appeals from industrial commissioner, 86.31
- Appeals from justice of the peace court, 601.104
- Appeals to supreme court, 686.14
- Remedy at law not merged in crime, 611.21
- Unemployment compensation appeals, 96.6(11)
- Workmen's compensation appeals, 86.31

**REMEDY AT LAW**

- Civil remedy not merged in crime, 611.21

**REMISSION**

- Fines and forfeitures by governor, Const., Iowa, IV, 16; 248.13–248.17
- Judgment or verdict, not to affect appeal, R.C.P. 333
- Justice court, excess jurisdiction, 601.55

**REMISSION—Continued**

- New trial, condition for refusing, R.C.P. 250
- Taxes for aged and infirm, 427.8–427.11
- Taxes when property lost, 445.62

**REMITTITUR**

- Justice's jurisdiction exceeded, 601.55

**REMOVAL FROM OFFICE**

- See ch 66; 24.24, 111A.2, 363.40, 363B.12*

**RENDERING WORKS**

- City power to regulate, 368.5(1)
- Dead animals, use and disposal, 167.1–167.21
- Packing houses, *see PACKING HOUSES*
- Slaughterhouses, *see SLAUGHTERHOUSES*

**RENTED MOTOR VEHICLES**

- Record to be kept, 321.224

**RENTS**

- Accruing after judgment, recovery, 646.25
- Broker's license, when required, 117.1–117.7
- Cotenant liable for rent, 557.16
- Default in payment, tenancy terminated, 562.6
- Double liability for holding over, 562.2
- Drainage district receiverships, 455.196
- Estate, collection by executors, 635.48, 635.49
- Foreclosure, rents pledged, 654.13–654.15
- Housing law violated, uncollectible, 413.106
- Landlord's lien, 570.1–570.10
- Life tenant, apportioned at death, 562.1
- Limitation on recovery of back rent, 646.19
- Limitation on rent judgment, 615.1–615.4
- Liquor violations, termination of lease, 129.12
- Nonpayment, forcible entry and detainer, 648.1
- Payment to stranger, void, 562.3
- Pledge of rents and profits, 654.13, 654.14
- Receiver pending action, 680.1, 680.4
- Replevin, officer to satisfy on execution, 643.16
- Tax exemption on rents not yet due, 427.1(14)
- Tenant, good faith possession, liability, 646.22

**REPEAL**

- Effect of repeal of statute, 4.1(1)
- Form for drafting repealing acts, 3.1

**REPLEVIN**

- Bond
  - Delivery of property to defendant, 643.12, 643.13
  - Delivery of property to plaintiff, 643.5, 643.6
  - Filing of plaintiff's delivery bond, 643.6
  - Judgment against plaintiff, 643.17
  - Judgment when property not delivered, 643.20
  - Return of defendant's delivery bond, 643.13
- Cigarette law seizures not repleviable, 98.32
- Concealment of property, 643.21
- Conciliation law not applicable, 605.22
- Contempt penalty for obstruction, 643.11, 643.21
- Costs, bonds to pay, 643.5, 643.6, 643.12
- Counterclaim not allowed, 643.2
- Damages, taking or detention, found by jury, 643.16
- Delivery fails, writ becomes execution, 643.18
- Examination of defendant, 643.10, 643.21

**REPLEVIN—Continued**

- Execution, delivery of possession, 643.18
- Exemption of judgment, 643.22
- Inspection, appraisal of property, 643.14
- Intervention of third person, 643.4
- Issuance and execution of writ
  - Clerk or justice to issue writ, 643.7
  - Contents of writ, 643.6, 643.7
  - Duplicate writs to follow property, 643.9
  - Follow property into another county, 643.8
  - Instructions to officer on execution, 643.18
  - Method of executing by officer, 643.10
  - Officers authorized, 643.7
  - Return of writ, 643.15
  - Service where property found, 643.8, 643.9
  - Sunday issuance, when permitted, 643.3
  - Time of return by officer, 643.15
- Joinder of actions not allowed, 643.2
- Judgment as to right of possession, 643.16, 643.17
- Judgment for value of property and damages, 643.17
- Judgment on defendant's bond, 643.20
- Justice courts, 601.5, 601.16(10), 601.106
- Liquor conveyance seizures not repleviable, 127.3
- Liquor conveyances not subject, 127.3
- Ordinary action, 643.2
- Parties brought into action, 643.4
- Petition, contents, 643.1
- Place of bringing action, 643.1
- Plaintiff's option after judgment, 643.19
- Removal of property out of county, 643.8, 643.9
- Sunday process, when allowed, 643.3
- Value of property assessed by jury, 643.16
- Verdict of value and damages, 643.16
- Verification of petition required, 643.1
- Wrongful removal, follow property, 643.8

**REPLY**

- Abatement or in bar defense, R.C.P. 103
- Allegations deemed denied, R.C.P. 102
- Clerk, appearance docket entry of filing, 606.11
- Consistent with petition, R.C.P. 73
- Counterclaim requires reply, R.C.P. 73
- Denied by operation of law, R.C.P. 102
- Extending time for filing, order, R.C.P. 85(f)
- Habeas corpus, not verified, 663.34, 663.35
- Interlocutory relief, affidavit, R.C.P. 80(b)
- New matter requires reply, R.C.P. 73
- Points of law may be raised by reply, R.C.P. 73
- Prayer for judgment unnecessary, 619.1
- Time for filing, R.C.P. 85(c)
- Time for filing, extension, R.C.P. 85(f)

**REPORTER OF THE SUPREME COURT AND CODE EDITOR**

- See *chs 14, 16, also CODE EDITOR*
- Employees not under personnel division, 8.5(6, c)

**REPORTERS**

- Certified shorthand reporters, 115.1–115.9
- Court, 605.6–605.11, *see COURT REPORTERS*
- Shorthand reporters (other than court reporters), *see SHORTHAND REPORTERS*
- Supreme court, 14.1–14.21

**REPORTS**

- City or town reports, *see CITIES AND TOWNS*
- County reports, 332.3(8, 9), 342.3, 343.1, 343.5

**REPORTS—Continued**

- State officers
  - General provisions, see STATE OFFICERS AND DEPARTMENTS*
  - Printing and publication, 17.2, 17.14, 17.23, 17.29
  - Reports to governor, *see GOVERNOR*
- Supreme court, ch 14, *see SUPREME COURT*

**REPRESENTATIVES**

- Districts, ch 42, *see GENERAL ASSEMBLY*
- Representatives, state, *see GENERAL ASSEMBLY, subhead Members*
- United States, *see UNITED STATES*

**REPRIEVES**

- Constitutional power to grant, Const., Iowa, IV, 16
- Copies required, 248.15
- Impeachment, exception, Const., Iowa, IV, 16
- Power not impaired by parole law, 248.1
- Power to suspend death sentence execution, 792.4
- Report to general assembly, Const., Iowa, IV, 16; 17.5
- Treason, limitation, Const., Iowa, IV, 16

**REPUTATION**

- Actions for injury to, limitation, 614.1(3)
- Applicants for admission to bar, 610.2
- Beer permittees to be of good repute, 124.6
- Civil engineers to be of good repute, 114.14
- Criminal actions, 700.1, 718.12, 724.4
- Ill fame, houses, injunctions, evidence, 99.14
- Liquor cases, evidence, 123.67, 123.89, 126.17, 128.6, 128.40, 130.47
- Real estate brokers, license application, 117.16, 117.17
- Witnesses, moral character, 622.18

**RESCISSION**

- Buyer's right under sales act, 554.70
- Seller's right under sales act, 554.54, 554.62, 554.66

**RESCUE**

- Person arrested by legislative order, 2.24(6)
- Recapture by officer of rescued person, 755.13
- Refusing to assist officer, penalty, 742.3, 742.5

**RESERVATIONS**

- Indians, 249.20, 273.20, 337.21, 425.12

**RESERVOIRS**

- Cities, authority to purchase, 397.1
- Condemnation of land by city, 397.8(1)
- Condemnation of land by railroad, 471.9(4)
- Injuries, malicious, 715.6
- Jurisdiction of city over water plants, 397.26
- Military reservations, water furnished, 397.36
- Poisoning, with criminal intent, 690.9
- Refuse, throwing in, penalty, 732.3

**RESIDENCE**

- Change of residence
  - Election requirements, *see subhead below*
  - Notice after commencing action, 616.21
- Definition
  - Exemption from execution laws, 627.2
  - Homestead tax exemptions, 425.11(1)
  - Income tax, individual, 422.4(8)

**RESIDENCE—Continued**

## Definition—Continued

- Liquor control act, 123.5(8)
- Old-age assistance law, 249.1(5, 6), 249.6

## Election requirements

- Absent voters, 53.5, 53.6

## Change of residence

- Notice given, 48.7
- Not to affect primary election rights, 43.42
- Test under registration law, 47.20

## City election requirements, 363.6

- Constitutional provision, Const., Iowa, II, 1
- Voting only in precinct of residence, 49.9, 363.6
- Voting when not qualified, penalty, 738.8–738.10

## Indigents, medical care, legal residence, 255.8

## Legal settlement acquired

- Insane support law, 230.1–230.6
- Poor relief law provisions, 252.16–252.24
- Old-age assistance requirements, 249.6

## Poor relief purposes

- Contests between counties, trial, 252.22, 252.23
- Foreign paupers, removal, 252.18
- Military service, status quo preserved, 252.16(7)
- Settlement, how acquired, 252.16
- Terminated, method, 252.17

**RESIDENCES**

- Aliens, war time registration, 38.1
- Boilers, exempt from boiler inspection law, 89.3
- Cleaning establishments in residences prohibited, 732.6
- Exemption from execution, 627.2, 627.6, 627.10
- Homesteads, 561.1–561.21
- Houses, *see BUILDINGS*
- Housing law, 413.1–413.125
- Original notice served by leaving at, R.C.P. 56(a)
- Restricted residence district in cities, 366.12–366.15, 415.1–415.3

**RESIDENT**

- Definition of resident under exemption law, 627.2
- Divorce action requirements, 598.3, 598.6
- Iowa products and labor preferred, 73.1–73.10
- Personal earnings exempt from debt liability, 627.10

**RESISTANCE TO EXECUTION OF PROCESS**

- General provisions, 742.1–742.8

**RESOLUTION**

- City council, 366.1–366.15
- Streets and grounds dedicated, 389.2

**RESOLUTIONS OF NECESSITY**

- Cities, 389.6, 391.18–391.27, 395.4, 397.20
- Dams and spillways, 112.1
- Drainage districts, 455.128, 460.3
- Motor vehicle certificated carriers, 325.6–325.26

**RESPONDENTIA**

- Insurance companies authorized, 515.48(9)
- Loans by insurance companies, 515.50

**RESTAURANTS**

- Accommodations obtained by fraud, 713.7–713.9
- Automobiles and conveyances, liability for loss, 105.7–105.9

## Baggage left, limitation on liability, 105.5

## Beer law, class “B” permits

- Booths, size and type specified, 124.39(3)
- Dancing, regulated, 124.39(1)
- Food to be served with beer, 124.12
- Lighting specified, 124.39(4)
- Minors, sale of beer to, prohibited, 124.21
- Minors serving beer, restrictions, 124.21
- Policeman, presence required, when, 124.39(2)
- Railroad dining cars, regulations, 124.14

## Cesspool when no sewer connections, 170.10

- Chain store tax, when exempt, 424.3(5)
- Child labor, prohibited, 92.11
- Churches exempt from law, 170.1(4)
- City power to regulate and license, 368.6(1), 368.8
- Civil rights defined, 735.1
- Clothing of employees to be clean, 170.19(4)
- Common drinking cup prohibited, 170.22
- Conveyance, property lost, liability, 105.7–105.9
- Dance halls with restaurant license, 368.8(1)
- Defined as hotel in hotel lien law, 583.1
- Definitions, 170.1(4)
- Dirt and refuse removed daily, 170.19(3)
- Employees, personal cleanliness, 170.19(4)

## Enforcement of food laws

- County attorney to enforce law, 170.51
- Enforced from restaurant fund, 170.7
- Injunction authorized, 170.50
- Penalty for violations, 170.49

## Fire marshal regulations, 170.38

- Flies kept from food, 170.14, 170.19(2)
- Floors and ceilings kept clean, 170.12, 170.19(1)
- “Food establishment” defined, 170.1(6)
- Food establishments law, ch 170
- Food law, chs 189–192, *see FOODS*
- Forwarded baggage, limitation on liability, 105.6
- Frauds upon owners, penalty, 713.7–713.9
- Guests’ property, liability of owner, 105.1–105.9
- Guide dogs for blind may enter without charge, 351.30–351.32
- Hotelkeeper’s lien, enforcement, 583.1–583.6
- Hotel law, ch 170
- Imitation cheese used, 191.3
- Injunction when law violated, 170.50

## Inspections

- Agriculture department to make, 159.5(8), 170.46
- Bureau of labor inspection, 91.7–91.16
- Change of ownership, inspection, 170.6
- Complaint to cause inspections, 170.47
- Entrance at reasonable hours authorized, 170.46
- Expense charged operator or complainant, 170.47
- Fees for inspection, 170.6
- Refusal of admittance to inspector, penalty, 91.16
- Restaurant fund, fees kept as, 170.7
- Woman inspector of bureau of labor, 91.7

## Kitchens

- Defined as food establishment, 170.1(6)
- Use as dwelling prohibited, 170.25

**RESTAURANTS—Continued****Kitchens—Continued**

Walls and ceilings, material, painting, 170.13, 170.19

Liability for valuables lost, limit, 105.1–105.9

**Licenses**

Agricultural department to issue, 170.2

Application for license, form, 170.3

City power to license, 368.6(1), 368.8(1)

Expiration of licenses, 170.2

Fees for licenses, 170.5

Milk dealer's license not required, 192.2(2)

Movable lunch stands, fee, 170.5(7)

Nontransferable, 170.2

Operation until issuance of license, 170.4

Required as food establishments, 170.2

Revocation of license, 170.8

Lien, hotelkeeper's lien, 583.1–583.6

Lunch counter or wagon defined, 170.1(4)

Oleomargarine used, 191.3

Organizations exempt from law, 170.1(4)

Penalty for fraud upon owner, 713.7–713.9

Placard when imitation butter or cheese used, 191.3

Pure food law, chs 189–192, *see FOODS*

**Sanitary construction**

Cesspool requirements, 170.10

Floor construction, 170.12

Interior wall and ceiling finish, 170.13

Lavatories, 170.17

Plumbing in buildings, 170.9

Screen requirements, 170.14, 170.15

Temporary restaurants exempted, 170.11

Toilet rooms, 170.16

**Sanitation in conducting business**

Diseased persons not employed, 170.26

Drinking cups, glasses sterilized, 170.22

Expectorating forbidden, cuspidors, 170.24

Lighting and ventilation, 170.18

Polishing fruit restricted, 170.28

Sanitary regulations, 170.19

Street display of food, regulations, 170.27

Tableware, napkins, tablecloths, 170.23

Towels, 170.21

Workroom not to be used as living room, 170.25

Swindlers to be ejected, 713.32

Tax lien on fixtures and furniture, 445.31

**Violations of food law**

County attorney's duty to enforce, 170.51

Injunction authorized, 170.50

Penalty for violation, 170.49

**RESTITUTION**

Lost goods or money, 644.6, 645.5

Real property after new trial, 648.23; R.C.P. 255

Reversal by supreme court, 686.15

Reversal of justice court judgment, 601.105

Supreme court order on property, 686.15, 686.16

**RESTORATION**

Citizenship rights of convicts, 248.12, 248.14, 248.16

Lost records, 647.1–647.5

Property taken by courts, *see RESTITUTION*

Search warrant, property taken, 751.23

**RESTRAINT OF TRADE**

Combinations, pools, and trusts, 553.1–553.24

Liquid transport carriers, prohibited, 327A.14

Personal service trades, 369.1–369.5

Price fixing, 553.1–553.24

Trade and commerce, *see TRADE AND COMMERCE*

Trade-marked articles, distribution, 550.1–550.5

Unfair discrimination, 551.1–551.10

**RESTRAINTS ON ALIENATIONS**

General provisions, 557.7, 558.68

**RESTRICTED CERTIFIED MAIL**

Defined, 618.15

**REST ROOMS**

General provisions, 376.1, 376.4

**RETAIL**

Dealers who sell weapons, reports, 695.21, 695.22

Food establishments, 170.1–170.28, 170.46–170.51

Grocery store as food establishment, 170.1(6)

Price fixing and maintenance, 550.1–550.5

Sales tax, 422.42–422.59

Use tax definition of retailer, 423.1(5, 6)

**RETAXATION OF COSTS**

*See* 625.9, 625.16, 625.17

**RETIREMENT SYSTEMS**

Firemen and policemen, 410.1–411.14

Judges, 605A.1–605A.11

Peace officers, 97A.1–97A.13

Public employees, old-age and survivor insurance system, 97B.1–97B.67

**RETRIAL**

Civil actions, R.C.P. 242 et seq.

Criminal cases, grounds, 784.4, 785.9, ch 787

Remand to justice court, 601.104

**RETURN****Day**

Civil cases generally, R.C.P. 53

Forcible entry cases, 648.11

Garnishee, R.C.P. 54

Justice court, 601.22

Liquor injunction action, 128.3

Municipal court cases, 602.27

Depositions, R.C.P. 152

**Execution**

Acts done, indorsements required, R.C.P. 259

Duty to make return, 626.16; R.C.P. 258

Foreign county return of sales, 626.10, 626.11

Indorsements made on writ, 626.22; R.C.P. 259

Judgment, levy made on, return, 626.22

Judgment, nulla bona, insurer's liability, 516.1–516.3

Principal and surety, separate returns, 626.17

False returns, penalty, 740.12

**REVENUE**

*See PUBLIC FUNDS; TAXATION*

Security of, ch 452



**REVERSAL**

Conviction on criminal appeal, 793.18–793.21  
 Effect on purchaser in good faith, 686.16  
 Errors correctible by motion, 686.16  
 Immaterial errors disregarded, 619.16  
 Immaterial exceptions disregarded, 624.15  
 Restitution of property, 601.105, 686.15  
 Supreme court, power, 686.2; R.C.P. 343, 346, 349

**REVERSION**

Cities, waterfront property control, 384.3(3)  
 Inheritance tax lien removed, 450.52  
 Park lands, abandonment of gift, 111.14  
 Railroad right of way abandoned, 473.1, 473.2  
 Schoolhouse sites, 297.15–297.21  
 Waste, action by reversioner, 658.2, 658.5

**REVIEW, BOARDS OF**

See *chs* 421, 422, *TAX COMMISSION*  
 See *ch* 441, *TAXATION*

**REVIVAL OF ACTIONS**

Admission in writing, 614.11  
 Garnishment proceedings, after death of garnishee, 642.4  
 Judgments after death of parties, 626.103–626.107

**REVOLUTIONARY WAR MEMORIAL COMMISSION**

Duties and records, 36.1–36.7

**REVOLVERS**

Criminal provisions, 695.1–695.25

**REWARDS**

Bribery of public officers, 739.1–739.11  
 Governor's authority to offer, 7.6  
 Gratuities, penalty, 741.1–741.11  
 Lost property, 644.5, 644.13  
 Prisoner escaped from penitentiary, 246.34, 246.35  
 Women's reformatory inmate, escaped, 245.15

**RIFLES**

Confiscation for game law violation prohibited, 110.18  
 Defined as gun, game laws, 110.22  
 Exempt from execution, 627.6(2)  
 Going armed with intent, 695.1  
 Shooting over highways or water, 109.54

**RIGHT OF ENTRY**

Access to land taken by eminent domain, 471.4  
 Agriculture department inspectors, 170.46  
 Labor bureau inspectors, 91.9  
 Officer breaking into house to make arrest, 755.9  
 Search warrant executed by breaking in, 751.9

**RIGHT OF PRIVACY**

Constitutional guarantee, Const., Iowa, I, 8

**RIGHT OF SUFFRAGE**

General provisions, Const., Iowa, II, 1–6

**RIGHT OF WAY**

Easements, 564.3–564.8  
 Electric and communications lines, 488.1, 489.29  
 Highways, 313.4, 313.55–313.57

**RIGHT OF WAY—Continued**

Land without access, securing road, 471.4(4)  
 Mines, drainage rights, 468.6  
 Motor vehicle law, see *MOTOR VEHICLES*  
 Railroads, see *RAILROADS*  
 Water districts, right to condemn, 357.31

**RIGHTS, CIVIL**

Abridgment, voting rights, Const., U. S., Amends. 15, 19  
 Bill of rights, Const., Iowa, Art. I  
 Bill of rights, federal, Const., U. S., Amends. 1–10  
 Infringement of civil rights, 735.1–735.5  
 People retain, Const., Iowa, I, 25  
 Race, color or servitude, abridgment of voting rights prohibited, Const., U. S., Amend. 15, Sec. 1  
 Sex, abridgment of vote prohibited, Const., U. S., Amend. 19  
 Vote, abridgment produces disability, Const., U. S., Amend. 14, Sec. 2  
 Women's suffrage, Const., U. S., Amend. 19

**RIGHT TO JURY TRIAL**

Constitutional provisions, Const., Iowa, I, 9, 10

**RIOTS**

Aid to officers by citizens, 337.1, 743.5, 743.8  
 Cities, power to suppress, 368.7(7)  
 Compromising of offense prohibited, 794.1(2)  
 Definition, punishment, 743.2  
 Deputized persons, peace officer's powers, 365.17  
 Failure of duty to suppress, 743.7  
 Individual convictions permitted, 743.3  
 Injury to person or property, damages, penalty, 743.9  
 Marshal's duty to suppress, 743.4–743.8  
 Militia to aid sheriff, 742.6, 742.7  
 One party may be convicted alone, 743.3  
 Punishment, 743.1, 743.2  
 Refusing to aid officer, 743.6  
 State fund for suppression, 19.7  
 Suppression of unlawful assembly, 743.1–743.9

**RIPARIAN OWNERS**

Dams, riparian rights protected, 469.10  
 Interstate bridge construction rights, 383.15  
 Land grant to city, riparian protection, 420.165  
 Railroads along boundary rivers, 420.165, 477.4  
 Right of access to stream after condemnation, 471.12  
 Rights on boundary streams protected, 477.3  
 Structures on boundary rivers, use, 420.165, 477.3  
 Title to stream beds in cities, 372.6, 372.7  
 Vested rights in city streams protected, 372.6

**RISKS**

Assumption of risk, 85.7–85.15, 88.14, 477.16, 479.125  
 Nonlife insurance companies, authority, 515.48–515.50  
 Uniform sales act, risk of loss, 554.23

**RIVER-FRONT IMPROVEMENTS**

City and town authority, 372.1–372.18

**RIVERS AND STREAMS**

See *WATERS AND WATERCOURSES*

**ROADHOUSE**

City power to restrain, punish, 368.7(9)

**ROAD MACHINERY**

Caterpillar tractors, 321.344, 321.442, 321.443  
Construction and maintenance machinery, special mobile equipment, 321.1(17)  
Equipment, 321.383  
Lighting equipment, 321.381, 321.384, 321.399–321.401  
Permits for moving, 321.467  
Purchase by highway commission, 313.37  
Size, weight and load, exceptions, 321.453  
Traffic laws, obeying, 321.233

**ROADS**

See *HIGHWAYS*

**ROAD USE TAX FUND**

See ch 312

**ROBBERY**

Criminal provisions, 711.1, 711.4

**ROBERT'S RULES OF ORDER**

Use in general assembly, 2.8

**ROCKWELL CITY WOMEN'S REFORMATORY**

See ch 245, *REFORMATORY, WOMEN'S (ROCKWELL CITY)*

**RODEO**

Exhibit without county license, penalty, 444.19  
License by board of supervisors, 444.18

**ROLLER SKATING RINKS**

Municipal regulation, 368.8(1)

**ROOMING HOUSE**

Alien registration in time of war, 38.1  
Chain store tax, exemption, 424.3(5)  
Contagious diseases, removal of patient, 139.12  
Defined as hotel, 170.1(1)  
Fire escape requirements, 103.7  
Hotel law applicable, 170.1(1), 170.29–170.38  
Housing law, class of dwelling, 413.3(3)  
Liability for automobile or conveyance, 105.8, 105.9  
Liability for baggage of guest, 105.8, 105.9  
Lien, hotelkeeper's, applies, 583.1–583.6  
Original notice, service at, R.C.P. 56(a)  
Tax lien on furniture and fixtures, 445.31

**ROULETTE WHEELS**

Possession, revocation of license, 99A.1–99A.9

**ROWBOATS**

Generally, 106.1–106.33

**RUBBISH**

See *GARBAGE*

**RULE CONCERNING PERPETUITIES**

See *PERPETUITIES*

Cemeteries, cities as trustees, 566.14

**RULE CONCERNING PERPETUITIES—Cont'd**

Contingent remainders, 557.7, 557.8  
Corporations, power of perpetual succession, 491.3  
Creation void, 558.68  
Rule as to suspension of alienation, 558.68

**RULE IN SHELLEY'S CASE**

Abolished, 557.20

**RULES**

Administrative rules and regulations published, 14.3(7), 17A.1–17A.10  
Admission to bar, page 2722 et seq.  
Books and papers produced by rule of court, 622.65; R.C.P. 129, 130  
Evidence, criminal actions, see *CRIMINAL PROCEDURE*, subhead *Evidence*  
Evidence, rules of, civil cases, see *EVIDENCE*  
Robert's rules of order, legislative use, 2.8  
Rules of civil procedure, see *RULES OF CIVIL PROCEDURE*; rules printed on pages 2647–2699 of the Code  
Published, 14.3(6), 17.21, 17.22(8)  
Statutory construction, 4.1  
Supreme court, see *SUPREME COURT*; rules printed on page 2709 et seq., of the Code  
Published, 14.3(6), 17.21, 17.22(8)

**RULES OF CIVIL PROCEDURE****Actions**

Abatement and revival, R.C.P. 103, 220  
Class actions, representation, R.C.P. 42–47  
Commenced by original notice, R.C.P. 48  
Dismissal of actions, R.C.P. 215, 216  
Forms, technical, abolished, 611.3; R.C.P. 67  
Interpleader, R.C.P. 35–41  
Joinder of actions, R.C.P. 22–28  
Jurisdiction by representation, R.C.P. 42–47  
Parties to actions, see subhead below  
Shareholders to enforce class rights, R.C.P. 44  
Substitution of parties, see subhead *Parties to Actions* below  
Technical forms abolished, 611.3; R.C.P. 67  
Administrative bodies, appeals, R.C.P. 368  
Affidavits, change of venue, R.C.P. 167  
Agreement for change of venue, R.C.P. 167(d)  
Allegations, see *PLEADINGS*  
Appeal without objections below, R.C.P. 179  
Appeals from administrative bodies, R.C.P. 368  
Appearance, R.C.P. 53–56, 87  
Appellate procedure, R.C.P. 331–353  
Applicability, R.C.P. 1(a)  
Attachments, R.C.P. 54, 260  
Attorney fees, change of venue, R.C.P. 167(e), 175  
Bill of exceptions, R.C.P. 241  
Certiorari, R.C.P. 306–319  
Change of venue, see *VENUE*  
Class actions, representation, R.C.P. 42–47  
Commencement of action, R.C.P. 48  
Comments and footnotes not a part, R.C.P. 370  
Compromise of class actions, R.C.P. 45  
Computing time under rules, holidays, R.C.P. 366  
Construction of rules, R.C.P. 370  
Corporations, original notice, R.C.P. 56(f, g)  
Cost bonds, transfer, R.C.P. 364  
Cross appeals, time, R.C.P. 335  
Date rules become effective, R.C.P. 1(d)

**RULES OF CIVIL PROCEDURE—Continued**

Declaratory judgments, R.C.P. 261-269  
 Default judgments, R.C.P. 47, 87, 230-236  
 Depositions, R.C.P. 140-158  
 Disability of judge, other judge to act, R.C.P. 367  
 Discovery and inspection, R.C.P. 121-134  
 Dismissal of actions, R.C.P. 215, 216  
 Effective date, R.C.P. 1(b)  
 Examination of party to action, R.C.P. 132-134  
 Exceptions to rulings or orders, R.C.P. 180  
 Executions, R.C.P. 258-260  
 Failure to file petition, case dismissed, R.C.P. 55  
 Fiduciary interested, notice on guardian, R.C.P. 56(b, c)  
 Findings by court  
     Appeal, sufficiency challenged, R.C.P. 179(b)  
     Facts and law stated, R.C.P. 179  
     Request not necessary for review, R.C.P. 179(a)  
 Fraud in contract, change of venue, R.C.P. 167(e)  
 Garnishment, R.C.P. 54(b)  
 General assembly member, R.C.P. 58  
 Guardian ad litem, notice, R.C.P. 56(b, c)  
 Holidays, computing time under rules, R.C.P. 366  
 Incompetents, guardians interested, R.C.P. 56(b, c)  
 Injunctions, R.C.P. 320-330, *see INJUNCTIONS*  
 Inspection of realty or personalty, R.C.P. 131  
 Instructions to jury, R.C.P. 196, 197  
 Interpleader, R.C.P. 35-41  
 Intervention not permitted to delay, R.C.P. 77  
 Intervention petition authorized, R.C.P. 75-77  
 Issues, trial, R.C.P. 176  
 Joinder of actions, R.C.P. 22-28  
 Judge, disability, other judge to act, R.C.P. 367  
 Judgment, representation adequate, R.C.P. 46  
 Judgments and decrees, R.C.P. 219-229  
 Jurisdiction, appearance submits to, R.C.P. 87  
 Jurisdiction by representation, R.C.P. 42-47  
 Jury, R.C.P. 177, 187-205  
 Justice of the peace courts, R.C.P. 354-362  
 Limitation of actions, tolling the statute, R.C.P. 49  
 Limitation on substitution, R.C.P. 15  
 Masters in equity cases, R.C.P. 207-214  
 Mental examination, R.C.P. 132-134  
 Minors, guardians interested, R.C.P. 56(b, c)  
 Motions, R.C.P. 109-118, *see MOTIONS*  
 Municipal court, R.C.P. 363-365  
 Newspaper proof of publication notice, R.C.P. 63  
 New trial, R.C.P. 242, 244-250, *see TRIAL*  
 Notice of appeal, filing, delivery, R.C.P. 336  
 Notice, posted, not recognized, R.C.P. 369  
 Original notice, R.C.P. 48-64  
 Parties to actions, R.C.P. 2-14  
 Partition proceedings, R.C.P. 270-298  
 Partnership, R.C.P. 4  
 Pending actions, effective date, R.C.P. 1(c)  
 Perfection of appeal by notice, contents, R.C.P. 336  
 Perpetuating testimony, R.C.P. 159-166  
 Petit jury panel, absence, attachment, R.C.P. 187(a)  
 Photograph, view of property, R.C.P. 131  
 Physical examination, R.C.P. 132-134  
 Pleadings, R.C.P. 67-108  
 Posting notice not recognized, R.C.P. 369  
 Pretrial procedure, R.C.P. 135-139

**RULES OF CIVIL PROCEDURE—Continued**

Production of books and documents for inspection  
     Application, hearing, notice, R.C.P. 129  
     Disobedience of order, R.C.P. 133(c), 134  
     Order at court's discretion, R.C.P. 130  
 Publication of original notice, proof, R.C.P. 63  
 Published, 14.3(6), 17.21, 17.22(8)  
 Quo warranto proceedings, R.C.P. 299-305  
 Real party in interest, R.C.P. 2  
 Referee in partition proceedings, R.C.P. 270-298  
 Referees, bond, when required, R.C.P. 288  
 Representation in class actions, R.C.P. 42-47  
 Retrial, default on published notice, R.C.P. 251  
 Separate trials may be ordered, R.C.P. 186  
 Statutes affected, R.C.P. 1(d), table of statutes changed by rules (p. 2700)  
 Stay, motions after verdict, R.C.P. 246, 253(e)  
 Sunday, computing time under rules, R.C.P. 366  
 Sunday, service of notice on, R.C.P. 57  
 Supersedeas bond, hearing, R.C.P. 338  
 Supreme court  
     Appellate procedure, R.C.P. 331-353  
     Disability of judge, R.C.P. 367  
     Power to change rules, R.C.P. 371  
 Supreme court, by  
     Authority to prescribe, 684.18  
     Effective date, 684.19  
     Presented to general assembly, 684.19  
 Technical forms abolished, 611.3; R.C.P. 67  
 Trial, R.C.P. 176-218  
 Venue, change of, R.C.P. 167-175  
 Verdict of jury, R.C.P. 201-207  
 Verification of pleadings, R.C.P. 80

**RUM**

*See INTOXICATING LIQUORS*

**RURAL REHABILITATION**

Bankhead-Jones farm tenant act, 234.15-234.20

**RURAL SCHOOLS**

*See SCHOOLS AND SCHOOL DISTRICTS, sub-head Public Schools*

**RURAL SUBDIVISIONS**

Approval and filing of road plans, plats and field notes, 306.15

**SABBATH**

Holiday, *see HOLIDAYS*

**SACCHARINE**

Labeling requirements, 190.10

**SACRAMENTAL WINES**

*See* 123.4, 134.1-134.10

**SAFE DEPOSIT COMPANIES**

Agreements limiting liability authorized, 528.65  
 Banks and trust companies, authority, 532.1(6)  
 Inheritance tax requirements, 450.86  
 Insurance of safe deposits, 515.48(3)  
 Limitations on liability, 528.65

**SAFETY DEVICES**

Boilers, steam, inspection, 89.1-89.11  
 Coal mines, 82.63-82.66, 82.117-82.123  
 Electric installation in cities, 368.9  
 Elevators, passenger, freight, 104.1-104.4

**Factories**

Assumption of risk, 88.14, 479.125  
 Dust removed by blowers and pipes, 88.8  
 Factory inspectors, bureau of labor, 91.6-91.16  
 Failure to keep machine in order, risk, 88.14  
 Gases removed by pipes and flues, 88.9  
 Labor commissioner's jurisdiction, 91.5  
 Labor commission to enforce law, 88.1, 88.10  
 Machinery safeguards required, 88.6  
 Notice of violation given employer, 88.10  
 Removal of appliances, replacement, 88.7  
 Report of accidents, use as evidence, 88.12  
 Steam and water gauges and valves, 88.5  
 Violation of safety laws, penalties, 88.13

Fire escapes, ch 103; 170.38-170.43  
 Fire extinguishers, 82.98, 106.11, 170.44, 359.42-359.45, 427.1, 714.28-714.30

Gypsum mines, 83.1-83.11  
 Interurban, poles and wires, 485.5  
 Motor vehicles, 321.381-321.451  
 Railroads, 477.12-477.33, 478.1-478.36  
 Steam boilers inspected in cities, 89.2  
 Traffic signs, 321.252-321.260  
 Workmen's compensation, risks assumed, 85.7, 85.15

**SAFETY GLASS**

Required in motor vehicles, 321.444

**SAILORS**

Employment preference, 70.1-70.8  
 Parolee recommended for pardon, 248.4

**SALARY**

Garnishment, 627.10-627.17

**SALE BOOK**

General provisions, 606.7(4), 626.10, 628.20

**SALES**

*For sales of real property see REAL PROPERTY, subhead Sales; for uniform sales act see SALES ACT*

Agricultural lime, 201.1-201.13  
 Agricultural seeds, 199.1-199.14  
 Animals, trespassing, sale, 188.16-188.18  
 Attachment on fraud induced sales, 640.2  
 Attachment, perishable property, 639.50  
 Auction sales, 368.6(5), 546.1-546.3, 546A.1-546A.3  
 Bankrupt sales, city regulation, 368.6(5)  
 Batteries, storage, illegal, 715.1-715.5  
 Bee sales regulated, 160.14

**Bills of sale**

Boats and rafts sold, issued, 667.9  
 Chattel foreclosure, sale bill executed, 652.8  
 Conditional, ch 556  
 Exempt property conveyed, 536.17, 556.1  
 Fee of sheriff for executing bill, 337.11(7)  
 Filing with county recorder, when required, 556.4  
 Inheritance tax law requirements, 450.81  
 Sheriff's general execution sale, 337.11, 626.93

**SALES—Continued**

Boats or rafts on seizure warrant, 667.9, 667.10  
 Bond sales, private, 502.1-502.31  
 Bond sales, public, 75.1-75.9  
 Broker, real estate, 117.1-117.44  
 Bucket shop sales prohibited, 552.1-552.11

**Bulk sales**

Agricultural seeds, 199.2, 199.3(2)

**Bulk sales act**

Administrators not affected by law, 555.3  
 Assignor of sealer, 555.1-555.5  
 Bankruptcy trustees unaffected by law, 555.3  
 Conditions precedent to valid sale, 555.1  
 Creditors to be notified of sales, 555.1(2, 3)  
 Definition of terms, 555.2  
 Executors unaffected by law, 555.3  
 Exemptions from provisions of act, 555.3  
 Inventory required, 555.1(1)  
 Judicial sales not affected by law, 555.3  
 List of creditors from vendor, 555.1(2)  
 Noncompliance with law, effect, 555.4  
 Notice of sale given creditors, 555.1(2, 3)  
 Procedure required for making sale, 555.1  
 Purchaser protected on compliance, 555.5  
 Purchaser unprotected, on noncompliance, 555.4  
 Purchaser when deemed a receiver, 555.4  
 Receivers unaffected by law, 555.3  
 Reference in sales act, 554.1(3)  
 Sales act does not affect bulk sales law, 554.79  
 Trustees unaffected by law, 555.3

**Carrier's lien sale in bulk, 575.9**

Coal and coke sales in bulk, 212.1-212.4  
 Feed sold in bulk, 199.4  
 Fertilizer sold in bulk, 203.6  
 Hay sold in bale, weight ticket required, 212.5  
 Lime, agricultural, tag or waybill, 201.5  
 Motor vehicles, bulk sale of used cars, 321.68  
 Straw sold in bale, weight ticket required, 212.5  
 Tax liens follow property sold, 422.26, 445.31

**Carrier's lien sale, 575.3-575.16**

Chattel mortgages, chs 556, 652  
 City regulation of certain sales, 368.6(5)  
 Combinations, pools, and trusts, 553.1-553.24  
 Commercial feed, 198.7  
 Commodities, standard weight or measure, 210.18

**Conditional sales contracts**

Agent, release by, 556.17  
 Assignments, how made, 556.13  
 Certified copy as evidence, 556.14, 556.15  
 Constructive notice, 556.4, 556.8, 556.9, 558.55  
 Embezzlement of goods under contract, 710.12  
 Embezzlement of property covered, 710.12  
 Fees for filing or recording, 556.20  
 Filing, entries made, 556.8, 556.9  
 Filing, equivalent to recording, 556.5  
 Indexing of recorded papers, 556.9, 556.10, 556.21  
 Marginal assignment, fee, 556.13, 556.20  
 Marginal release, fee, 556.17, 556.20  
 Motor vehicles certificate of title, 321.24, 321.50  
 Motor vehicles, suspended registration, 321A.30  
 Motor vehicles, vendee as owner, 321.1(36)  
 Original instrument as evidence, 556.16  
 Original instrument returned to maker, 556.18  
 Original instrument, when destroyed, 556.19

**SALES—Continued**

Conditional sales contracts—Continued  
   Penalty for disposing of property, 710.12  
   Place recorded or filed, 556.4  
   Public utility equipment, 556.22–556.28  
   Purchase price encumbrance, how executed, 556.1  
   Recorder's fees, 556.20  
   Recorder's index and entries, 556.9, 556.11, 556.21  
   Recording law not applicable to motor vehicles, 321.50  
   Recording or filing, requirements, 556.3–556.8  
   Release, satisfaction, 556.17, 556.18, 556.26, 655.2  
   Sales of contracted goods, larceny, 710.12  
   Sales tax, payments apportioned, 422.42(6)  
   Transfers, representative capacity, 556.11  
   Utility equipment, sale or lease, 556.22–556.28  
   Validity, requirement, 556.4  
 Corporation stock sales, 501.1–503.14  
 Discrimination prohibited, 551.1–551.10  
 Drugs, 203.1–203.9  
 Dry commodities, standards, 210.8  
 Equipment of utilities, sale of lease, 556.22–556.28  
 Estrays sold, 188.16–188.18, 188.42, 188.43  
 Execution sales, 626.74–626.102  
 Executors' and administrators' sales of real estate, 635.23–635.40  
 Executors' sales of personalty, 450.54, 555.3, 568.2  
 Fair trade act, 551.1–551.10  
 Fish and game, 109.23, 109.50, 109.63, 109.79, 109.81, 109.88, 109.117  
 Food law, 189.1–197.6  
 Foreclosure sales  
   Advancements protected, 629.1–629.3  
   Animal service lien, 580.4–580.9  
   Certificates, insurance company investment in, 511.8(10), 512.48  
   Chattel mortgages, 652.1–652.12  
   Mechanic's lien, 572.21  
   Miner's lien, 574.1  
   Oil and gas well lien, 84.9  
   Old-age assistance lien, 249.19  
   Pledges foreclosed, 653.1–653.8  
   Real estate mortgages, 654.1–654.12  
   State as party, 613.8  
   Thresherman's or cornsheller's lien, 571.5  
 Fraudulently induced sales, attachment, 640.2  
 Game bird and animal sales, *see FISH AND GAME, subhead Sales*  
 Guardianship sales, *see GUARDIANS*  
 Hog-cholera serum, 166.1–166.39, 266.25  
 Husband and wife, binding, 597.11  
 Inheritance tax provisions, 450.3(2), 450.4, 450.8  
 Insecticides and fungicides, 206.1–206.5  
 Installment plan, sales of stock, 501.1–501.8  
 Installment sales, motor vehicles  
   Buyer to get copy of contract, 322.3(6), 322.17  
   Complaints by buyer filed, 322.23  
   Contract, installment sale, prescribed terms and contents, 322.3(6)  
   Definitions, 322.2  
   Extension of time, interest rates, 322.20  
   Finance charges, 322.19, 322.20  
   Finance company may purchase contract, 322.21  
   Hearings by commissioner, 322.24  
   Insurance, 322.3(6, d), 322.18  
   Interest rates, 322.19, 322.20

**SALES—Continued**

Installment sales, motor vehicles—Continued  
   Investigation of complaints, 322.23  
   Payment before maturity, 322.3(6, e)  
   Persons exempt from law, 322.3(7)  
   Purchase by finance company, 322.21  
   Violations, penalties, 322.14  
   Waivers prohibited, 322.22  
 Insurance given as inducement, prohibited, 507B.4  
 Interest, lawful rate, 535.4  
 Intoxicants, place of delivery deemed place of sale, 125.8  
 Intoxicating liquor in general, 123.22  
 Intoxicating liquor sales contract void, 129.7  
 Investment securities, 502.1–502.31  
 Itinerant merchant's law, 81.1–81.14  
 Judicial sales  
   Approval of sales and conveyances, 624.33, 624.36  
   Assignment for benefit of creditors, 681.23–681.25, 681.31  
   Bank receivership sales, 528.77–528.80  
   Bulk sales law inapplicable, 555.3  
   Chattel mortgage foreclosures, 652.1–652.12  
   Color of title resulting from judicial sale, 560.2  
   Electric transmission lines, notice to commission, 489.9  
   Estates of decedents, *see ESTATES OF DECEDENTS*  
   Execution sales, ch 626, *see EXECUTIONS*  
   Foreclosure sales, *see subhead Foreclosure Sales above*  
   Homestead exempt, 561.16  
   Lien foreclosures, *see subhead Foreclosure Sales above*  
   Municipal regulations not applicable, 368.6(5)  
   Officer as purchaser, sale void, 343.4  
   Old-age assistance inalienable, 249.34  
   Partition sales, R.C.P. 270, 298  
   Real estate mortgage foreclosures, ch 654  
   Receiverships in general, 680.4  
   Securities law exempt, 502.5(1)  
   Special assessment liens not divested, 391.35, 420.260  
   Water power improvements, 470.4  
 Liens, *see subhead Foreclosure Sales above*  
 Lime, agricultural, 201.1–201.13  
 Livestock sales, 163.11–163.14, 163.19, 211.1, 211.2  
 Margin sales, when prohibited, 552.1–552.11  
 Mattresses and comforts, 209.1–209.8  
 Membership sales, 503.1–503.14  
 Military material, penalty, 30.1–30.3  
 Motor vehicles, *see Installment Sales, Motor Vehicles above*  
 Motor vehicles, Sunday sales prohibited, 322.3(9)  
 Motor vehicles used in sale of merchandise, 81.1–81.14  
 Narcotic drugs, 204.1–205.13  
 Old-age assistance payments inalienable, 249.34  
 Paints and oils, 207.1–207.4  
 Peddlers, sales near fairgrounds, 744.4  
 Perishable property  
   Attachment cases, 639.10, 639.48–639.50, 639.56  
   Carrier's lien sale under bill of lading act, 487.27  
   Carrier's lien sale under common law, 575.1–575.16

**SALES—Continued**

Perishable property—Continued  
 Definition under carrier's lien law, 575.1(1)  
 Executors or administrators sale, 635.21  
 Resale by seller under sales act, 554.61  
 Warehousemen's right to sell, conditions, 542.34

Petroleum products, 208.1–208.8  
 Pledges under foreclosure, 653.1–653.8  
 Poisons, regulated, 204.1–205.13  
 Price fixing of trade-marked goods, 550.1–550.5  
 Prison-made goods, unlabeled, 216.1, 216.2, 246.21–246.24  
 Probate sales, 635.21–635.39

Real estate  
 Assignee for benefit of creditors, 681.23–681.25  
 Assignee of banks and trust companies, 532.8  
 Brokers' licenses, required, 117.1–117.44  
 City or town, 403.11, 403.12  
 Commission, action for, license pleaded and proved, 117.30  
 Commissioner's power to convey, 624.29  
 Dower, when denied nonresident alien, 636.8  
 Effect after death, 450.3(2)  
 Executors and administrators, 635.23–635.39  
 Foreclosure of title bond, 654.11  
 Forfeiture under realty contract, 656.1–656.6

Guardians  
 Absentee estates, 671.1, 671.9  
 Drunkards, spendthrifts, lunatics, 670.16  
 Exempt property of wards, 673.1–673.5  
 Minors, 668.14–668.22  
 Validity, limitation of action, 668.23, 673.4

Interest rate on sales or contracts, 535.4  
 License, brokers, when required, 117.1–117.7  
 Lien of personal property tax, time, 445.29, 445.30  
 Partition action, R.C.P. 278–298  
 Probate sales, 635.23–635.39  
 Purchase money lien, 557.18  
 Referees, partition proceedings, R.C.P. 288, 289  
 Sheriff's sales, 626.95–626.100  
 State land when no patent issued, 10.6  
 Tax sales, 446.1–446.37  
 Time tax lien attaches, 420.232, 445.30  
 Weed control damage, where loss falls, 317.15

Real estate, brokers licenses, 117.1–117.44  
 Recording statutes, 556.3–556.28  
 Resale price fixing by contract, 550.1–550.5  
 Retail sales tax, 422.42–422.59  
 Sales act, uniform, not applicable, 554.24(2, b)  
 School bond sales, 75.1–75.7  
 School book sales, 279.25, 301.1, 301.4, 301.17  
 Securities act, 502.1–502.31  
 Seeds, agricultural, 199.1–199.14  
 Shoes, corrective, **podiatry** law inapplicable, 149.2  
 Stallion and jack sales, 162.3, 162.4, 162.22, 162.24  
 Stoppage in transitu, 487.42, 542.49, 554.54–554.62  
 Storage batteries, illegal, 715.1–715.5  
 Tax lien on certain personalty, 445.31  
 Tax on retail sales, 422.42–422.59  
 Tax sales, 446.1–446.37  
 Trade-marked articles, 550.1–550.5  
 Unfair discrimination prohibited, 551.1–551.10  
 Uniform sales act, 554.1–554.79  
 Use tax law, 423.1–423.25  
 Utility equipment, sale or lease, 556.22–556.28

**SALES—Continued**

Violations  
 Storage batteries, 715.1–715.5  
 Warehouse sealed grain, sale, 544.25  
 Warehouse storage products, 543.37  
 Warehouse storage, forced sale, 543.24–543.26  
 Weapon sales, 695.18–695.28  
 Weights and measures, 210.1–210.25

**SALES ACT**

Acceptance of goods by buyer  
 Damage action, not barred by acceptance, 554.50  
 Definition, 554.4(1, 3), 554.49  
 Delivery and payment concurrent, 554.43  
 Delivery of wrong quantity, 554.45  
 Duty of buyer to accept, 554.42  
 Examination of goods permitted, 554.48  
 Installment delivery, no duty to accept, 554.46  
 Partially correct delivery, 554.45  
 Refusal, notice, liability, 554.52  
 Statute of frauds satisfied by acceptance, 554.4  
 Title, effect of acceptance, 554.20  
 Wrongly delivered goods, 554.45, 554.46, 554.51

Actions by buyer  
 Acceptance not bar to action, 554.50  
 Authority to enforce rights by action, 554.73  
 Breach of contract actions, 554.67–554.71  
 Consideration failure, recovery, 554.71  
 Conversion or detention by sellers, 554.67  
 Damage for failure to deliver, 554.68  
 Failure to deliver goods, 554.68  
 Installment delivery, when contract broken, 554.46  
 Interest, when recoverable, 554.71  
 Money recovered when consideration fails, 554.71  
 Notice of breach, 554.50  
 Rescission by buyer, 554.8, 554.9, 554.70  
 Special damages, when recoverable, 554.71  
 Specific performance, when allowed, 554.9  
 Statute of frauds, 554.4, 554.5, 622.32–622.35  
 Warranty, remedies for breach, 554.50, 554.70

Actions by seller  
 Authority to enforce rights by action, 554.73  
 Breach of contract action, 554.61(1), 554.62, 554.64–554.66  
 Damage action, 554.61(1), 554.62, 554.65  
 Inability to perform as defense, 554.64  
 Installment delivery, breach, 554.46  
 Interest or special damages recoverable, 554.71  
 Nonacceptance, action for damages, 554.65  
 Nonacceptance, measure of damages, 554.65  
 Price, action for purchase price, 554.64  
 Rescission, 554.54(1, d), 554.62, 554.66, 554.70(4)  
 Statute of frauds, 554.4, 554.5, 622.32–622.35

Agreements, *see subhead Contracts to Sell and Sales below*  
 Ascertained or specific goods, title passes, 554.19  
 Ascertainment of price, methods, 554.10, 554.11  
 Attachment of goods under negotiable document of title barred, 554.40, 554.41  
 Attachment or levy of goods, 554.35, 554.40, 554.41  
 Auction sale requirements, 554.22, *see also AUCTIONS AND AUCTIONEERS*  
 Bankruptcy law applies to cases not covered, 554.74

**SALES ACT—Continued****Bills of lading**

- Documents of title, 554.28–554.41, 554.77
- General provisions, 487.1–487.55
- Sales act not to limit or repeal, 554.79
- Title and possession indicated, 554.21

**Breach of warranty, 554.12–554.17**

Bulk sales law not affected by sales act, 554.79

**Buyer's duties**

- Acceptance of goods, 554.59, *see subhead Acceptance of Goods by Buyer above*
- Bill of lading returned, draft dishonored, 554.21
- Draft with bill of lading, assumed, 487.40, 487.41
- Notice to seller of breach of contract, 554.50
- Notice to seller of wrong delivery, 554.51
- Payment of price on delivery, 554.42, 554.43
- Payment of taxes, 445.31
- Wrongly delivered goods, notice to seller, 554.51

**Buyer's rights**

- Actions by buyer, *see subhead above*
- C.O.D. shipments, 554.20(4), 554.48(3)
- Destroyed or deteriorated goods, 554.8, 554.9
- Documents of title, *see subhead below*
- Election of remedies for breach of warranty, 554.70
- Examination of goods by buyer, 554.16(3), 554.48
- Goods damaged in transit, buyer's option, 554.47
- Implied obligations, how varied, 554.72
- Inability of seller to perform as defense, 554.64
- Installment delivery requirements, 554.46
- Insurance while in transit, 554.47
- Lien on returnable goods, 554.70(5)
- Nonperformance of conditions, 554.12
- Remedies of buyers, 554.67–554.71, *see subhead Actions by Buyer above*
- Rescission of contract or sale, 554.8, 554.9, 554.70
- Wrong quality delivered, 554.45

**Capacity to buy and sell, 554.2****Carriers**

- Acceptance of goods by buyer, *see subhead above*
- Bill of lading act, 487.1–487.55
- Delivery of goods, *see subhead below*
- Documents of title, *see subhead below*
- Goods in carrier's possession, 487.27, 487.39
- Stoppage in transitu, *see subhead below*
- Cases not covered, law applicable, 554.74, 554.78
- Caveat emptor rule, 554.24(1)
- C.O.D. transactions, 554.20(4), 554.21, 554.48(3)
- Coercion, law of, when applicable, 554.74
- Common law contract, unaffected by act, 554.24(2, b)
- Conditional sales, 554.1(3), 556.4–556.28, *see SALES, subhead Conditional Sale Contracts*
- Conditions, *see subhead Warranties below*
- Conditions, effect, 554.12
- Conditions in contract or sale, effect, 554.12
- Conditions of obligation, nonperformance, 554.12
- Conduct, effect, 554.4(3), 554.19(2), 554.45(4), 554.72

**Consideration**

- Contract or sale, called price, 554.1
- Failure of consideration, recovery, 554.71
- Price defined, 554.1(2), 554.10, *see also subhead Price below*

**SALES ACT—Continued****Consideration—Continued**

- Real estate, sales act not applicable, 554.10(3)

Construction of act, *see subhead Interpretation of Sales Act below*

**Contracts to sell and sales**

- Absolute or conditional contracts, 554.1(3)
- Actions by buyer, *see subhead above*
- Actions by seller, *see subhead above*
- Agreement to deliver at a certain place, 554.20(5)
- Capacity to make, law applicable, 554.2
- Cases not covered by sales act, 554.74, 554.78
- Common law contracts, unaffected, 554.24(2, b)
- Conditional or absolute contracts, 554.1(3)
- Consideration, 554.1, 554.10, 554.71, *see also subhead Price below*
- "Contract to sell" defined, 554.1(1)
- Court sales not affected by sales act, 554.24(2, b)
- Delivery to particular place stated, 554.20(5)
- Divisible contract to sell or sale, defined, 554.77
- Form of contract or sale, 554.3
- Freight prepayment agreement, effect, 554.20(5)
- Implied obligations varied by agreement, 554.72
- Installment delivery contracts, 554.46
- Kinds of contracts, 554.1(3)
- Mortgage contracts, effect of sales act, 554.76
- Necessaries defined, liability for, 554.2
- Nonperformance of conditions, 554.12
- Part owner allowed to make, 554.1(4)
- Pledge not affected by sales act, 554.26, 554.76
- Rescission by buyer, 554.8, 554.9, 554.70
- Rescission by seller, 554.54(1, d), 554.62, 554.66
- Sale defined, 554.1(2)
- Specific performance, when allowed, 554.69
- Statute of frauds, 554.4, 554.5, 622.32–622.35
- Statutory power unaffected by sales act, 554.24
- Subject matter of contract, 554.6–554.9
- Transfer of title, *see subhead Title to Goods When Transferred below*
- Warranties, *see subhead Warranties below*

**Countermand by buyer, 554.65(4)**

Course of dealing between parties, 554.10, 554.45, 554.72

Court sales not affected by sales act, 554.24(2)

Creditors protected against fraud, 554.27, 554.41

Creditor's rights against seller's possession, 554.27

Creditor's rights, negotiable documents, 554.27, 554.40, 554.41

Creditor's rights, nonnegotiable document, 554.35

Custom may vary implied obligations, 554.45(4), 554.72

**Damages**

- Breach of contract, acceptance no bar, 554.50
- Breach of warranty, 554.70
- Delivery in installments, failure, 554.46
- Failure to deliver goods, 554.68
- Goods damaged in transit, 554.47
- Loss from breach of contracts, 554.61
- Nonacceptance of goods, 554.65
- Rescission by seller, damages recovered, 554.62
- Special damages and interest, 554.71
- Specific performance, damages assessed, 554.69
- Damages recoverable, 554.47(2), 554.50, 554.65, 554.68, 554.70, 554.71

**SALES ACT—Continued**

## Definition of words and phrases

Acceptance of goods, 554.4(3), 554.49  
 Contract to sell, 554.1(1)  
 Enumerated, 554.77  
 Express warranty, 554.13  
 Goods in transit, 554.59  
 Necessaries, 554.2  
 Negotiable document of title, 554.28  
 Nonnegotiable document of title, 554.32  
 On sale or return, 554.20(3)  
 Price, 554.1(2), 554.10  
 Seller, 554.53(2), 554.77  
 Stoppage in transitu, 554.58  
 Unpaid seller, 554.53

## Delivery of goods

Acceptance of goods by buyer, *see subhead above*  
 Carrier, delivery to, for buyer, 554.47  
 Contract with carrier made by seller, 554.47(2)  
 Delivery defined, 554.77  
 Delivery, payment, concurrent conditions, 554.43  
 Delivery to carrier on behalf of buyer, 554.47  
 Demand for delivery, 554.44(4)  
 Duty to deliver and accept, 554.42, 554.43  
 Examination of goods upon delivery, 554.48  
 Installment delivery requirements, 554.46  
 Insurance in transit, buyer notified, 554.47(3)  
 Liability for failure to deliver, 554.68  
 Lien of unpaid seller on goods not delivered, 554.51(1, a), 554.56, 554.57  
 Manner of delivery, 554.44  
 Place of delivery, 554.20(5), 554.44  
 Risk of loss, who bears, 554.23, 554.47(3)  
 Seller must deliver and buyer accept, 554.42, 554.43  
 Seller's place of business, 554.44(1)  
 Specific performance to compel, 554.69  
 Stoppage in transitu, *see subhead below*  
 Tender of delivery, 554.44(4)  
 Time of delivery, 554.44(2, 4)  
 Transfer of title, *see subhead Title to Goods When Transferred below*  
 Unpaid seller's rights, *see subhead below*  
 Usages of trade may vary delivery, 554.44(1), 554.45(4)  
 Wrongly delivered goods, effects, 554.45, 554.51  
 Demand for delivery, when effectual, 554.44(4), 554.52  
 Destruction of goods contracted for, 554.9  
 Destruction of goods sold, 554.8

Documents of title

Negotiable documents

Attachment or levy barred, 554.40, 554.41  
 Bills of lading, 487.5, 554.28–554.41, 554.77  
 Court aid in law or equity, 554.41  
 Creditor's remedies, 554.27, 554.41  
 Definition, 554.28, 556.3  
 Enjoyment of negotiation, 554.40, 554.41  
 Fraud, effect on negotiation, 554.27, 554.39  
 Fraud or duress not impair validity, 554.39  
 Fraudulent possession, creditor's rights, 554.27  
 Garnishment not allowed, 554.40, 554.41  
 Impounded by the court, 554.40  
 Indorsement compelled by transferee, 554.36  
 Indorser not a guarantor, 554.38

**SALES ACT—Continued**

## Documents of title—Continued

## Negotiable documents—Continued

Lien of seller does not defeat good-faith purchaser, 554.63  
 Marked not negotiable, effect, 554.31  
 Mistake does not impair validity, 554.39  
 Negotiation by delivery, 554.29  
 Negotiation by indorsement, 554.29, 554.30  
 Negotiation not impaired by fraud, 554.39  
 Negotiation, rights thus acquired, 554.34  
 Persons capable of negotiating, 554.33  
 Purchaser in good faith protected, 487.40, 554.21(4), 554.26, 554.34, 554.39, 554.63  
 Stoppage in transitu or seller's lien does not defeat good-faith purchaser, 554.63  
 Transferee's rights and risks, 554.35, 554.36  
 Transfer without indorsement, 554.36  
 Transfer without negotiation, 554.35  
 Warehouse certificates of unbonded houses, defined, 544.7, 544.19–544.42  
 Warehouse receipt law, not affected by sales act, 554.79  
 Warehouse receipts, ch 542, *see WAREHOUSE RECEIPTS*  
 Warranties in sale of document, 554.37

Nonnegotiable documents

Attachment defeats transferee's rights, 554.35  
 Bills of lading, 487.4, 554.28–554.41, 554.77  
 Carriers or bailees, obligations, 554.31  
 Indorsement ineffective, 554.32  
 Levy defeats transferee's rights, 554.35  
 Transfer, method, 554.32  
 Transfer without negotiation, 554.35  
 Warehouse, bonded, receipts, 543.18–543.22  
 Warehouseman, obligations, 554.31  
 Warehouse receipts generally, 542.1–542.58  
 Warehouse, unbonded, certificates, 544.33, 544.34  
 Warranties implied in document sale, 554.37  
 Words "not negotiable", effect, 554.31

Drunken person, liability for necessities, 554.2  
 Duress, law of, when applicable, 554.74  
 Enjoinment of negotiation, 554.40, 554.41  
 Estoppel to deny authority to sell, 554.24(1)  
 Examination of goods by buyer, 554.16(3), 554.48  
 Existing goods as subject of sale, 554.6  
 Express warranties, 554.12, 554.13  
 Formalities of the contract, 554.3–554.5  
 Formation of contract, 554.1, 554.2  
 Form of contract or sale, 554.3  
 Fraud, law of, when applicable, 554.74  
 Fraudulent sale of goods, void as to creditors, 554.27  
 Freight prepayment, when title passes, 554.20(5)  
 Fungible goods as subject of sale, 554.7, 554.77  
 Future delivery sales, 554.4(2), 554.6  
 Future goods, defined, 554.6(1), 554.77(1)  
 Future goods, subject of sale, 554.4(2), 554.6, 554.77

Good-faith purchaser for value

Attachment barred, transfer to bailee, 554.40  
 Authority of transferee to sell, 554.34(1)  
 Bill of lading purchased from buyer when draft not honored, 554.21(4)  
 Caveat emptor rule, 554.24(1)  
 Estoppel to deny authority to sell, 554.24(1)  
 Fraud does not impair negotiation, 554.39



**SALES ACT—Continued**

## Good faith purchaser—Continued

Fraudulent sales, purchaser not protected, 554.27

Good faith defined, 554.77(2)

Implied obligations, how varied, 554.72

Indorsee's authority to convey, 554.34(1)

Purchase from buyer, draft not honored, 554.21(4)

Purchase from one having no title, 554.24

Purchase from one having voidable title, 554.25

Purchase of goods already sold, 554.26

Seller's lien inferior to purchaser, 554.63

Stoppage in transitu yields to purchaser, 554.63

Goods subject to act, 554.10(3), 554.77(1), 554.78

## Goods subject to contract or sale

Auction sales in lots, 554.22

Carrier's possession, 487.27, 487.39

Contingent goods, 554.6(2)

Encumbered property, 487.43–487.47

Existing goods, 554.6(1)

Fungible goods, 554.7, 554.77(1)

Future goods, 554.4(2), 554.6, 554.77(1)

Goods defined, 554.77(1)

Patent or trade name goods, 554.16

Perishable goods, resale, 554.61

Sale after draft dishonored, 554.21(4)

Sale by description, warranties, 554.15

Sample, goods sold by, warranties, 554.15, 554.17

Specific or ascertained goods, 554.19(1)

Title to goods, *see subhead Title to Goods When Transferred below*

Unascertained goods, 554.18, 554.20(4)

Undivided shares, effect of sale, 554.7, 554.18

Implied warranties enumerated, 554.14–554.17

Implied warranties, parties excused, 554.14

Incompetent's liability for necessities, 554.2

Infant's liability for necessities, 554.2

Injunction, negotiation stopped by, 554.40, 554.41

Intention, rules for determining, 554.19, 554.20

## Interpretation of sales act

Action authorized to enforce rights, 554.73

Act not retroactive, 554.78

Agreement to vary implied obligation, 554.72

Apparent owner's right of disposal, 554.24(2)

Bills of lading law unaffected by sales act, 554.79

Broken condition as breach of warranty, 554.12

Bulk sales law unaffected by sales act, 554.79

Common law contract, unaffected by act, 554.24(2, b)

Course of dealing, 554.10, 554.45, 554.72

Court order, unaffected by sales act, 554.24(2)

Custom may vary implied obligation, 554.72

Definitions, *see subhead Definitions of Words and Phrases above*

Factors' acts unaffected by sales act, 554.24(2)

Implied obligations, how varied, 554.72

Intention, rules for ascertaining, 554.19, 554.20

Judicial sales unaffected by sales act, 554.24(2)

Law merchant, when applicable, 554.74

Mortgages and pledges, act not applicable, 554.76

Real estate sales, act inapplicable, 554.10(3)

Recording acts unaffected by sales act, 554.24(2)

Rules for ascertaining intention, 554.19, 554.20

Rules for cases not covered by act, 554.74

**SALES ACT—Continued**

## Interpretation of sales act—Continued

Sales by court order unaffected by act, 554.24(2)

Sales made prior to act unaffected, 554.78

Statutory power of sale unaffected, 554.24(20)

Uniformity of construction required, 554.75

Warehouse receipts law unaffected by act, 554.79

Intoxicated person, liability for necessities, 554.2

Invalidating causes, law of, when applicable, 554.74

Judgment by seller for price, lien remains, 554.57

Judicial sales not affected by sales act, 554.24

Law and equity rules, when applicable, 554.74

Law merchant, when applicable, 554.74

Lien of unpaid seller, *see subhead Unpaid Seller's Rights below*

Liens of buyer on returnable goods, 554.70(5)

Loss of goods, who bears risk, 554.23, 554.47(3)

Manner of fixing price, 554.10, 554.11

## Measure of damages

Breach of warranty, 554.70(6, 7)

Buyer's default, loss from breach, profit, 554.61

Failure to deliver goods, 554.68

Interest, when recoverable, 554.71

Nonacceptance of goods, 554.65(2)

Profit on sale, when considered, 554.65(4)

Special damages, when recoverable, 554.71

Minor's liability for necessities, 554.2

Misrepresentation, law of, when applicable, 554.74

Mistake, law of, when applicable, 554.74

Necessaries, liability for, 554.2

Negotiable documents of title, defined, 554.28

Nonowner's sale of goods, effect, 554.24–554.26

## Parties to contracts or sales

Capacity to buy and sell, 554.2

Conduct, 554.4(3), 554.19(2), 554.45(4), 554.72

Intention of parties, passing title, 554.19, 554.20

Part owners, authority, 554.1(4)

Patent or trade name goods, warranties, 554.16(4)

Performance of the contract, 554.42–554.52

Perishable property, resale by seller, 554.61, *see SALES, subhead Perishable Property*

Possession reserved on shipping, 554.21

## Price

Action to recover purchase price, 554.64

Definition and ascertainment of price, 554.10

Draft for price dishonored, buyer's duty, 554.21(4)

Fixed by contract or course of dealing, 554.10

Lien while goods in possession, 554.54–554.57

Manner of fixing price, 554.10, 554.11

Manner of payment, 554.10(2)

Part payment satisfies statute of frauds, 554.4

Payable in personal property, 554.10

Payment concurrent with delivery, 554.43

Payment in case of wrong delivery, 554.45

Purchaser for value in good faith, *see subhead Good-faith Purchaser for Value above*

Real estate, sales act inapplicable, 554.10(3)

Reasonable price, 554.2, 554.10(4), 554.11(1), 554.45(1)

Reasonable price is a question of fact, 554.10(4)

Repayment of price by seller, 554.70, 554.71

Rescission, default of payment as ground, 554.62

**SALES ACT—Continued**

## Price—Continued

- Sale at a valuation, 554.11
- Valuation by third person, failure, 554.11
- Principal and agent law, when applicable, 554.74
- Property subject to act, 554.10(3), 554.77(1), 554.78
- Recording act not affected by sales act, 554.24(2)
- Recording statutes, 556.3–556.28
- Remedies of buyer, *see subhead Actions by Buyer above*
- Remedies of seller, *see subhead Actions by Seller above*
- Repudiation by buyer, 554.65
- Rescission by buyer, 541.176, 541.177, 554.70
- Rescission by seller, 554.54(1, d), 554.62, 554.66, 554.70(4)
- Reservation by seller, possession, property, 554.21
- Risk of loss, who bears, 554.23, 554.47(2, 3)
- Rules for ascertaining intention, 554.19, 554.20
- Sale by sample, warranties, 554.17
- Sale or valuation to be fixed by third party, 554.11
- Sales act provisions, 554.69
- Sales and contracts to sell, *see subhead Contracts to Sell and Sales above*
- Sample, goods sold by, warranties, 554.15, 554.17
- Seller's duties
  - Contract with carrier, requirements, 554.47(2)
  - Cost of putting goods in deliverable state, 554.44(5)
  - Delivery of goods, 554.42, 554.43, *see subhead Delivery of Goods above*
  - Delivery to carrier, 554.20(5), 554.21, 554.47(1)
  - Documents of title, *see subhead above*
  - Examination of goods by buyer, 554.16(3), 554.48
  - Insuring goods, duty to notify buyer, 554.47(3)
  - Manner of delivery, 554.44
  - Nonperformance of conditions, 554.12
  - Notice to buyer to insure, 554.47
  - Opportunity given buyer to examine goods, 554.48
  - Place of delivery, 554.44(1)
  - Repayment of purchase price, 554.70(4, 5), 554.71
  - Tender of delivery, 554.44(4)
  - Time of delivery, 554.44(2–4)
  - Warranties, *see subhead Warranties below*
- Seller's rights
  - Acceptance of goods by buyer, *see subhead above*
  - Actions, *see subhead Actions by Seller above*
  - Buyer's duties, *see subhead above*
  - Implied obligations, how varied, 554.72
  - Installment delivery requirements, 554.46
  - Payment on delivery, right to receive, 554.43
  - Possession, how right retained, 487.40
  - Price, *see subhead Price above*
  - Resale, when and how made, 554.61
  - Rescission, 554.54(1, d), 554.62, 554.66, 554.68(4)
  - Stoppage in transitu, *see subhead below*
  - Title transfers, *see subhead Title to Goods When Transferred below*
  - Unpaid seller's rights, *see subhead below*
- Special damages recoverable, 554.71
- Specific or ascertained goods, 554.19(1)
- Statute of frauds, 554.4, 554.5, 622.32–622.35
- Statutory power of sale not affected by sales act, 554.24(2, b)

**SALES ACT—Continued**

## Stoppage in transitu

- Bill of lading negotiation, effect, 487.42
- Definition, 554.58
- Goods in transit defined, 554.59
- Grounds for use, 554.54(1, b)
- Insolvency defined, 554.77(3)
- Insolvency of buyer as ground, 554.54(1, b), 554.58
- Method of exercising right, 554.60
- Negotiation of title document, 487.42, 542.49, 554.63
- Sale of goods subject to stoppage, 554.63
- Transit, goods in, when, 554.59
- Warehouse receipt negotiation, defeats, 542.49
- Subject matter of contract, 554.6–554.9
- Subject matter of contract or sale, *see subhead Goods Subject to Contract or Sale above*
- Tender of delivery, when effectual, 554.44(4)
- Title to goods when transferred
  - Auction sales, requirements, 554.22
  - Bill of lading, transfers of title, 487.30, 487.33–487.40, 554.21
  - Caveat emptor rule, 554.24(1)
  - Creditor's rights in case of fraud, 554.27
  - Delivery at a particular place stated, 554.20(5)
  - Delivery "on sale or return", 554.20(3)
  - Documents of title, 554.28–554.41
  - Freight prepayment agreement, effect, 554.20(5)
  - Fungible goods, owner in common, 554.7
  - Good-faith purchase after draft dishonored, 554.21
  - Goods already sold, resale by vendor, 554.26
  - Intention of parties, rules, 554.19, 554.20
  - Negotiable documents of title, *see subhead Documents of Title above*
  - Nonnegotiable documents, *see subhead Documents of Title above*
  - Nonowner's sale of goods, effect, 554.24–554.26
  - Resale by seller after buyer's default, 554.61(2)
  - Rescission by buyer, 554.8, 554.70
  - Rescission by unpaid seller, 554.54(1, d), 554.62, 554.66
  - Reservation of possession or property, 554.21
  - Retention of title in bill of lading, 487.40
  - Retention of title under conditional sale, 556.4
  - Risk of loss, who bears, 554.23, 554.47(2, 3)
  - Rules for ascertaining intention, 554.19, 554.20
  - Sale by nonowner, conduct precludes owner, 554.24
  - Sale by one having no title, effect, 554.24
  - Sale by one having voidable title, 554.25
  - Sale of goods already sold, 554.26, 554.61(2)
  - Specific goods, defined, 554.77(1)
  - Specific goods, intention governs, 554.19, 554.20
  - Transportation cost prepaid, effect, 554.20(5)
  - Unascertained goods, 554.7, 554.18, 554.20(4)
  - Unconditional contracts, specific goods, 554.20
  - Undivided share, owner in common, 554.7
  - Voidable title, sale by one having, 554.25
  - Warrant of title implied in sale, 554.14
- Transactions not affected by sales act, *see subhead Interpretation of Sales Act above*
- Transfer of title, 554.18–554.41, *see subhead Title to Goods When Transferred above*
- Unascertained goods, title passes, 554.18, 554.20(4)

**SALES ACT—Continued**

Undivided shares as subjects of sale, 554.7, 554.18  
 Undivided shares, effect of sale, 554.7, 554.18

**Unpaid seller's rights**

Actions, *see subhead Actions by Seller above*  
 Definitions of unpaid seller, 554.53  
 Delivery, buyer's failure to accept, 554.52  
 Insolvency of buyer, stoppage, 554.54(1), 554.58  
 Judgment for price, lien remains, 554.57(2)

**Lien of unpaid seller**

Bill of lading provisions, 487.42, 487.43  
 Exercise of lien, 554.54(1), 554.55, 554.56  
 Judgment does not cause loss of lien, 554.57(2)

Loss of lien, 554.56, 554.57

Part delivery, lien on remainder, 554.56

Possession until payment, 554.55(1)

Sale by buyer does not affect lien, 554.63

Waiver of lien by circumstances, 554.56

Payment on delivery, right to receive, 554.43

Remedies allowed, 554.54, 554.64–554.66

Resale of goods, conditions, 554.54(1, c), 554.61

Rescission, 554.54(1, d), 554.62, 554.66, 554.70(4)

Stoppage in transitu, *see subhead above*

Usages of trade as affecting delivery, 554.44(1)

Usages of trade may vary obligations, 554.45(4)

Void as to creditors, fraudulent sale, 554.27

Warehouse receipts law not affected by sales act, 554.79

**Warranties**

Affirmation of fact as express warranty, 554.13  
 Auctioneers not liable on implied warranty, 554.14

Bills of lading provisions, 487.35, 487.37

Breach of warranty, what constitutes, 554.12, 554.13

Conditions, effect of nonperformance, 554.12

Document of title, sale, implied warranty, 554.37

Examination of goods by buyer, effect, 554.16(3)

Express warranty defined, 554.13

Fitness for a purpose, 554.16

Freedom from encumbrances implied, 554.14(2, 3)

Implied, parties exempt, 554.14(4)

Implied warranties enumerated, 554.14–554.17

Implied when negated by express, 554.16(6)

Mortgages not liable on implied warranty, 554.14

Negotiable instruments, liability, 541.60–541.69

Nonperformance as breach, 554.12

Notice of breach to seller, 554.50, 554.70(3)

Quality warranted by implication, 554.16

Reliance on seller's skill or judgment, 554.16(1)

Remedies for breach, 554.70

Right to sell an implied warranty, 554.14(1)

Sale by description, 554.15, 554.16

Sale by sample, 554.15, 554.17

Seller's opinion not a warranty, 554.13

Sheriffs not liable on implied warranty, 554.14

Trade name, effect of sale under, 554.16(4)

Usages of trade, effect, 554.16(5)

Value affirmation not a warranty, 554.13

Warehouse receipts, 542.44–542.46

**SALES, CONDITIONAL**

Agent, release by, 556.17

Assignments, how made, 556.13

**SALES, CONDITIONAL—Continued**

Certified copy as evidence, 556.14, 556.15

Constructive notice, 556.4, 556.8, 556.9, 558.55

Embezzlement of goods under contract, 710.12

Embezzlement of property covered, 710.12

Fees for filing or recording, 556.20

Filing, entries made, 556.8, 556.9

Filing, equivalent to recording, 556.5

Indexing of recorded papers, 556.9, 556.10, 556.21

Marginal assignment, fee, 556.13, 556.20

Marginal release, fee, 556.17, 556.20

Motor vehicles, suspended registration, 321A.30

Motor vehicles, vendee as owner, 321.1(36)

Original instrument as evidence, 556.16

Original instrument returned to maker, 556.18

Original instrument, when destroyed, 556.19

Penalty for disposing of property, 710.12

Place recorded or filed, 556.4

Public utility equipment, 556.22–556.28

Purchase price encumbrance, how executed, 556.1

Recorder's fees, 556.20

Recorder's index and entries, 556.9, 556.11, 556.21

Recording or filing, requirements, 556.3–556.8

Release, satisfaction, 556.17, 556.18, 556.26, 655.2

Sales of contracted goods, larceny, 710.12

Sales tax, payments apportioned, 422.42(6)

Transfers, representative capacity, 556.11

Utility equipment, sale or lease, 556.22–556.28

Validity, requirement, 556.4

**SALES TAX**

*General provisions*, 422.1–422.3, 422.42–422.68

Absorbing tax prohibited, 422.49

Action to enforce, no limitation, 422.57

Action to enforce payment, 422.26, 422.56

Adding of tax to price required, 422.48

Administration by tax commission, 422.60–422.68

Advertising tax assumed, penalty, 422.49

Amount of tax, 422.43

Amusements, 422.43, 422.45

Appeals, 422.55

Beer tax, 124.25, 124.26

**Bond**

Appeal bond, 422.55

Security for tax payment, 422.52

Building material and supplies, 422.42(10)

Cigarette tax in lieu of sales tax, 98.6(4)

Cigarette tax lien conflict, priority, 98.26

Collection of tax, distress warrant, sale, 422.26, 422.56, 422.59, 445.6, 445.7, 626.29–626.31

Communication service, 422.42, 422.43

Confidential, affairs as, 422.59, 422.65

Correction of errors, 422.66

Costs of hearing taxed, 422.63

County treasurer as agent, 422.64

**Credit**

Property already taxed, 422.46

Refunds, 422.66, 422.67

Relief agencies, 422.47

Special taxes paid, 422.46

Worthless accounts, 422.46

Credit sales taxable, 422.42(6)

Definitions, 422.42

Educational or religious exemption, 422.45

Electricity, 422.42, 422.43

Examination of retailer's record, 422.50

**SALES TAX—Continued****Exemptions**

- Constitutional prohibitions, 422.45
  - Purchases from U. S. government, 422.44
  - Failure to file return, effect, 422.54
  - Fair admissions exempt, 422.45(4)
  - Garnishment to collect tax, 626.29–626.31
  - Gross receipts, retail sales, taxed, 422.43
  - Heat, 422.43
  - Incorrect return filed, effect, 422.54
  - Information confidential, 422.59, 422.65
  - Itinerant merchant, nonpayment revokes license, 81.9(1)
  - Itinerants, temporary permit required, 422.53(7)
  - Juke boxes, 422.43
  - Lien of tax, priority, 422.26, 422.56
  - Limitation of actions, not apply, 422.57(2)
  - Manufacturer, supplies used, 422.42(11)
  - Motor vehicle fuel, deducted from refund, 422.52(4)
  - Motor vehicle registration refused when tax unpaid, 321.30
  - Municipal utility sales taxed, 422.43
  - Notice, manner of service, 422.57
  - Oleomargarine tax, 194.1–194.13
  - Payment of tax, bond, 422.52
  - Payments, when made, 422.51(2), 422.52
  - Penalties, offenses, 422.49, 422.58
  - Penalties, unpaid, enforcement, 422.58(1)
  - Permit revocation, reissuance, 422.53
  - Permits required, application, fee, 422.53
  - Place of business, 422.42(12)
  - Property exempt, 422.45
  - Property subject to tax, 422.43, 422.45
  - Records required, 422.50
  - Refund, erroneous tax paid, 422.66, 422.67
  - Refund, goods for police purposes, 422.47(4)
  - Retailers, no fixed business place, permits, 422.53(7)
  - Return of gross receipts, 422.51
  - Revenue allocated, 425.1
  - Sale without permit, penalty, 422.58
  - Seasonal retailers, temporary permit, 422.53(7)
  - Service of notice, manner, 422.57
  - Statistics published, 422.59, 422.68
  - Statute applicable to sales tax, 422.56
  - Steam sales, when not taxed, 422.42
  - Subpoenas issued, 422.63
  - Tax assumption by retailer illegal, 422.49
  - Tax computed, appeal, 422.54, 422.55
  - Tax imposed, 422.43
  - Temporary permits, requirements, 422.53(7)
  - Trade-in property, effect, exemption, 422.45(5)
  - Transient merchants, permit required, 81A.5
  - Unlawful acts, 422.49, 422.58
  - Utility sales, municipal, taxed, 422.43
  - Vending machines, 422.42(12)
- Violations**
- Failure to make returns, penalty, 422.58(2)
  - False or fraudulent return, felony, 422.58
  - Penalty, 422.49, 422.58
- Water service, exception, 422.42, 422.43

**SALINE LANDS**

- Condemnation, water power purposes, 470.3
- Land office records kept, 10.2

**SALT**

- Storage in bonded warehouse, 543.1(4)
- Weight per bushel, 210.10

**SAMPLE, SALE BY**

- Implied warranties, 554.17

**SANATORIUMS**

- City hospitals, *see HOSPITALS*
- County hospitals, *see HOSPITALS*
- Detention hospitals, *see HOSPITALS*
- Fraternal beneficiary associations, 512.62–512.72
- Indigents hospital, ch 255, *see UNIVERSITY OF IOWA (IOWA CITY), subhead Hospitals*
- Insane hospitals, county and private, *see INSANITY*
- Insane hospitals, state, 226.1–226.34
- Liquor law provisions
  - Medical purposes, permit, use for, 123.27
  - Wholesale druggists, permit, use for, 131.7
- Nursing homes, 135C.1–135C.22
- Tuberculosis sanatoriums
  - County construction of buildings, 254.2, 254.3
  - County to arrange for indigents, 254.1, 254.4
  - Inspection by state department of health, 254.5
  - Refractory patients controlled, 254.6, 254.7
  - State tuberculosis sanatorium, 262.7, 271.1–271.16

**SAND**

- Conservation commission, removal supervision, 111.52–111.56
- Contract carriers, 327.23
- Weight per bushel, 210.10

**SAND BARS**

- Survey and sale, 568.1–568.25

**SAND PUMPS**

- Fish screens not required, 109.14

**SANITARY DISTRICTS**

- Appeal to district court, 358.23
- Bases for rates, changes, 358.20
- Bonds issued as in cities, 358.21, 394.6
- Condemnation proceedings authorized, 358.17
- Contiguous territory incorporation, 358.1
- Corporate body, districts as, 358.11
- Damage liability beyond its limits, 358.16
- Election, ballots, canvass, 358.7
- Expenses and cost of election, 358.8
- Hearing on petition and order, 358.5
- Incorporation, contiguous territory, 358.1
- Indebtedness, limitation, 358.21
- Jurisdiction, records, 358.3
- Notice of election, 358.6
- Notice of hearing, 358.2
- Petition to supervisors, contents, 358.2
- Powers, 394.11
- Proceedings of board need not be published, 358.3
- Rentals and charges, equitable, established, 358.20
- Sale of property not needed, 358.17
- Seal, corporate, adopted, 358.11
- State-owned land included, trustees appointed, 358.9
- Treasurer to collect and disburse moneys, 358.19

**SANITARY DISTRICTS—Continued****Trustees**

- General provisions, 358.9–358.23
- Sewage disposal powers, 358.16, 394.1, 394.3

Utilities services furnished, charges, 358.20

**SANITATION**

- Baby chick hatcheries and delivery containers, 168.1–168.8
- Barber shop regulations, 158.6, 158.7
- Bedding in hotels, 170.29
- Beer bottling equipment, 124.36
- Building, public, health officer inspection, 137.10
- Carcasses at slaughterhouse, kept clean, 170.20(8)
- Cleanliness in food establishments, 170.19
- Cold storage and locker foods, 171.3, 172.6
- Comfort stations, city, requirements, 376.2
- Contamination of food prevented, 170.19, 170.25
- Cosmetology regulations, 157.6
- Creamery, cream station, or vehicle, 195.21
- Dairy products, 190.4, 192.6, 192.11, 195.20, 195.23, 195.26(9)
- Dressing room facilities required, 88.3
- Drinking cups, common use prohibited, 170.22
- Educational campaigns by state, 135.11(2), 136.3
- Expectorating prohibited, 170.24
- Food establishments, requirements, 170.9–170.35
- Glasses and drinking utensils sterilized, 170.22
- Health boards' powers and duties
  - Local boards of health, 137.5–137.11
  - Special charter cities, 420.171–420.181
  - State board of health, 136.3
- Health department, state, 135.11
- Hotels, 170.9–170.35
- Housing law, 413.9, 413.27–413.34, 413.55, 413.65–413.80, 413.85, 413.86
- Insane hospitals, county and private, inspection, 227.2(4)
- Inspection by state, 135.11(5, 6), 136.3(2, b)
- Inspection upon complaint, food establishments, 170.47
- Interior finish, hotels and restaurants, 170.12, 170.13
- Jails, keeper's duty, 356.5
- Lavatory requirements, 82.94, 88.3, 170.17
- Maternity hospital inspections, 236.31
- Mattresses and comforts, insanitary material prohibited, 209.7
- Motor carriers, trucks kept sanitary, 327.17
- Motor carrier vehicles, 325.28
- Plumbing in hotels and restaurants, 170.9–170.11
- Railroad stations, requirements, 477.37–477.41
- Restaurants, 170.9–170.35
- Running water, food establishment lavatories, 170.17
- Sanitary districts, 358.1–358.23
- Sanitation officer in city, 137.5
- Schools inspected, 135.11(5), 136.3(2, b), 137.10
- Screens on food establishments, 170.14
- Slaughterhouse sanitation, 170.20
- Soap in food establishment lavatories, 170.17
- Tableware, linen, in hotels and restaurants, 170.23
- Toilets, *see TOILETS*
- Towel requirements, 170.17, 170.21, 170.31
- Washing room facilities required, 82.94, 88.3, 170.17

**SATISFACTION**

- Bank receiver's authority to execute, 528.78
- Chattel mortgages released of record, 556.17, 556.18
- Conditional sales contracts, 556.17, 556.18
- Dual methods of satisfying mortgage, 655.1
- Executor for deceased mortgagee to execute, 635.18
- Foreclosure judgments satisfied, 655.4, 655.5
- Foreign fiduciary officers, releases, 589.21, 633.53–633.56
- Judgments
  - Acknowledged on record of judgment, 624.37
  - Clerk's docket entry, 601.54, 624.20, 624.37, 655.5
  - Corporation release, form, 558.4
  - Exchange for public bonds, 75.9, 298.20, 346.5, 408.1
  - Failure to satisfy, penalty, 624.37
  - Fiduciaries, before 1943, legalized, 589.21
  - Foreign fiduciaries, 633.53–633.56
  - Mortgage foreclosure satisfaction, entry, 655.5
  - Penalty for failure to release, action, 624.37
  - Proceeds of attachment applied, 639.56
  - Real estate, complete record, 624.21
  - Recorded before 1943, legalized, 589.6
  - Tax levy to pay judgment
    - City or town, 626.24
    - County, 346.10, 626.24
    - Ordered by court, penalty waived, 445.41
    - School districts, 298.16
- Marginal releases made, 556.17, 572.23, 655.1, 655.3, 655.5
- Marginal releases witnessed by recorder, 655.3
- Mechanic's lien released, penalty for failure, 572.23
- Penalty for failure to satisfy mortgage, 655.2
- Pledges released on record, 556.17
- Real estate mortgages, ch 655
- Satisfaction pieces executed, 556.17, 572.23, 655.1
- School fund mortgages released by auditor, 302.30, 655.1
- Utility equipment contracts released of record, 556.26

**SATURDAY**

- Jury duty, Sabbatarians excused, R.C.P. 188
- Negotiable instruments, payment and presentment, 541.86, 541.147

**SAVINGS AND LOAN ASSOCIATIONS**

- Account books of members, 534.11
- Accounts and records, general provisions, 534.9
- Acknowledgment taken by officers, employees, members, 534.65
- Annual reports, unincorporated associations, 534.66
- Annual statement, 534.58, 534.60, 534.61(4)
- Annual statement published, 534.6
- Appeal from order denying incorporation, 534.3(3)
- Appeal from order revoking incorporation, 534.3(3)
- Applicable law, previously incorporated associations, 534.3(3)
- Articles of incorporation
  - Amended, renewed, substituted, 534.3(3)

**SAVINGS AND LOAN ASSOCIATIONS—Cont'd**  
 Articles of incorporation—Continued  
   Contents, 534.3(2)  
   Corporation law, exceptions, 491.10, 491.12, 491.31  
 Attorneys representing, conflicts of interest, 534.8  
 Audit annually, 534.41  
 Auditor, state  
   Authority over unincorporated associations, 534.66  
   Duties re incorporation, 534.3(3)  
   Supervisor, appointed, 534.41  
 Bank deposit of funds, 534.16  
 Banking prohibited, 534.15  
 Bonds of officers and employees, 534.7  
 Books and records, right to inspect, 534.5  
 Certificate of authority, unincorporated associations, 534.66  
 Chattel loan law not applicable, 536.20  
 Commencement of business, conditions precedent, 534.4  
 Conservator appointed, powers, 534.46  
 Consolidation of associations, 534.36–534.40  
 Conversion, state to federal and federal to state association, 534.24–534.30  
 Corporate powers generally, 534.19  
 Corporation law exceptions, 491.10, 491.12, 491.31, 491.58, 492.5, 501.1  
 Contracts, real estate, purchased, 534.19  
 Creditor's rights to transferred assets, 534.27  
 Declaratory judgment, controversies with supervisor, 534.68  
 Definitions, terms used in savings and loan chapters, 534.1  
 Deposit of funds, 534.16  
 Directors  
   Conflict of interest, 534.8  
   General provisions, 534.67  
   Liability for breach of duty, 534.7  
   Not to be surety on employees bond, 534.7  
   Perjury, embezzlement, and other fraudulent acts, 534.64, 534.66  
   Removed by supervisor, 534.46  
 Discrimination in other states, reciprocity, 534.62  
 District court appeal from order denying incorporation, 534.3(3)  
 Dividends, how determined and paid, 534.42  
 Doing business, unincorporated associations law applicable, 534.66  
 Doing business without certificate, penalty, 534.64, 534.66  
 Embezzlement by officer, director, agent or employee, 534.64, 534.66  
 Emergency operation, wartime disaster, 534.20  
 Examination or audit, cost paid by associations, 534.61  
 Examination, unincorporated associations, 534.66  
 Examiner, examinations, 534.41  
 Executive council approval  
   Consolidation plan, 534.37  
   Foreign associations, 534.49  
   Incorporation, 534.3(3)  
   Unincorporated associations, 534.61  
 Expense of operation, maximum amount permitted, 534.44  
 False reports of financial condition, felony, 534.13

**SAVINGS AND LOAN ASSOCIATIONS—Cont'd**  
 Federal associations, law applicable, 534.5, 534.9  
 Federal associations, same rights as state associations, 534.31  
 Fee collected by auditor, 11.29  
 Fee schedule, 534.61  
 Fiduciary's accounts, 534.11  
 Foreign associations  
   Amendments to articles or bylaws filed, 534.55  
   Annual statement, 534.58–534.61  
   Auditor as process agent, 534.53, 534.54  
   Authorized to do business, 534.48–538.50  
   Deposit required, 534.51, 534.52, 534.52  
   Fee, 534.56  
   Reciprocal discrimination, 534.62  
   Sale of stock, solicitation of accounts when prohibited, 534.57  
 Fraud on public, association dissolved, 534.47  
 Fraudulent acts by officer, director, agent or employee, 534.64, 534.66  
 Funds deposited, 534.16  
 Grandfather clause, 534.69  
 Income tax exemption, 422.34  
 Incorporation certificate revoked, 534.3(3)  
 Incorporation fee, 491.12, 491.31, 534.61  
 Incorporation, generally, 534.3  
 Incorporation prior to act, effect, 534.69  
 Incorporator's committee appointed, 534.3(3)  
 Incorporators to contribute operating reserve, 534.3(3)  
 Insolvency threatened, conservator appointed, 534.46  
 Interest rates, 534.22  
 Investments by associations, 534.17, 534.18, 682.45  
 Joint accounts, 534.11  
 Lien on savings for association debt, 534.12  
 Limitations, actions, against associations, 534.9  
 Liquidation of association, 534.26  
 Liquidation procedure, 534.32–534.35  
 Loan requirements generally, 534.21  
 Loans, administrative details, 534.21  
 Loans, authority to make, 534.19  
 Loans not made to officers, employees, attorney, 534.8  
 Management by directors, 534.67  
 Members  
   Authorized to take acknowledgments, 534.65  
   Limit on liability for loans, 534.9  
   Records maintained, 534.9  
   Right to annual statement, 534.6  
   Rights generally, 534.12  
   Rights on conversion of association, 534.25  
   Rights to inspect books, communicate with others, 534.5  
   Savings limited, 534.14  
   Vote on consolidation plan, 534.38, 534.39  
   Vote on plan of liquidation, 534.25  
 Minor member sui juris, 534.11  
 Mismanagement, association dissolved, 534.47  
 Mismanagement, conservator appointed, 534.46  
 Mortgages  
   Assigned on liquidation of association, 534.35  
   General powers, 534.19  
   Required provisions and administrative matters, 534.21

**SAVINGS AND LOAN ASSOCIATIONS—Cont'd**

- Number of incorporators, 534.3(1)
- Office building, limits on expenditures, 534.18
- Officers and employees
  - Authority to take acknowledgment, 534.65
  - Bonds, 534.7
  - Compensation, 534.45
  - Conflict of interest, 534.8
  - Perjury, embezzlement, and other fraudulent acts, 534.64, 534.66
  - Removed by supervisor, 534.46
  - Unincorporated associations, 534.66
- Operating expenses, maximum amount, 534.44
- Organization, generally, 534.3, 534.4
- Parent's control of minor's account, 534.11
- Payroll saving plan, 534.23
- Perjury by officer, director, agent or employee, 534.64, 534.66
- Petition for incorporation, 534.3(1)
- Photographic copies of records admissible as original, 534.9
- Pledge of share account, 534.11
- Powers of corporation, generally, 534.19
- Preference between share accounts prohibited, 534.10
- Prepayment of loans, 534.21
- Previous incorporation, effect, 534.69
- Quo warranto, 534.47
- Real estate transactions authorized, 534.17, 534.18
- Receiver appointed, 534.46
- Receivership, assets transferred, 534.28
- Receiver, unincorporated association, 534.66
- Reciprocity, discrimination in other states, 534.62
- Records and accounts, general provisions, 534.9
- Redemption of share accounts, 534.12
- Reorganization, plan approval, 534.32
- Reserve for contingencies, 534.43
- Reserve for operating expenses, 534.3(3)
- Revocation of certificate for violation, 534.63, 534.66
- Run on savings account provoked by false rumors, felony, 534.13
- Savings account limited, 534.14
- Savings liability, minimum paid by incorporation, 534.14
- Savings (share) accounts generally, 534.10, 534.11, 534.12
- School savings program, 534.23
- Securities purchased for investment, 534.17
- Service of process on foreign association, 534.53, 534.54
- Supervisor of savings and loan associations, appointment, authority and duties, 534.41
- Taxation based on value of share, 429.4, 431.6–431.18
- Unincorporated associations, law applicable, 534.66
- Violations
  - Certificate of authority revoked, 534.63, 534.66
  - Doing business without certificate, 534.64, 534.66
  - Embezzlement, 534.64, 534.66
  - Failure to file annual report, 534.60
  - Fraudulent act, 534.64, 534.66
  - Perjury, 534.64, 534.66
  - Sale of stock or solution of share accounts in foreign associations, 534.57

**SAVINGS AND LOAN ASSOCIATIONS—Cont'd**  
Violations—Continued

- Unincorporated associations, 534.66
- Violations of law, associations dissolved, 534.47
- Violations of law, conservator appointed, 534.46
- Voting right of members, 534.12
- Wartime emergency powers extended, 534.20
- Withdrawal from membership, 534.12
- Withdrawals provoked by rumors, felony, 534.13

**SAVINGS BANKS**

*See ch 526, also BANKS AND BANKING*

**SCABIES**

*See 163.2*

**SCALES**

*See also WEIGHTS AND MEASURES*

- City and town, establish and regulate, 368.27
- City sealer of weights, 213.5–213.7
- Coal mine scales requirements, 82.109–82.111, 82.127(7), 215.6
- Complaints as to incorrect weights, where made, 213.3, 215.1, 215.3
- Confiscation of incorrect scales, 215.5
- Dealer's report of sale, 215.10
- Employment where earnings determined by weight, 215.6
- Fees for state inspection, 215.2
- General penalty clause, 189.19
- Inspection by agricultural department, 215.1–215.9
- Public scales
  - Definition, 214.1(1)
  - Display of license required, 214.5
  - License requirements, 214.2–214.5
  - Motor vehicles, weigh load, use, 321.465
  - Weighmaster's oath and duties, 214.6, 214.7
- Railroad scales for coal, 479.103–479.108
- State sealer of weights, 213.1
- State standards preserved and tested, 213.2
- Testing by agricultural department, 213.3
- Transactions by false weights, penalty, 215.6–215.8

**SCARLET FEVER**

*General provisions, see DISEASES, subhead Contagious and Infectious Diseases*

- Defined as quarantinable disease, 139.1(3)
- Placing infected person on public carrier, penalty, 732.2

**SCAVENGERS**

- City power to regulate and license, 368.6(3)

**SCAVENGER SALE**

*See TAXATION, subhead Tax Sales*

**SCHOOLS AND SCHOOL DISTRICTS**

- Accounts examined by state auditor, 11.7–11.21
- Accounts may be examined by certified accountant, 11.18, 11.19
- Accredited professional schools, 147.32, 147.33
- Administrative personnel, certification board, 257.10(11)
- Administrators must have state certificates, 260.6
- Advertisement of cigarettes near school, penalty, 98.40, 98.41

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

Agency, teachers, 95.1-95.6  
 Agricultural land tax credit, 426.1-426.10  
 Apparatus, purchase authorized, 279.25

**Appeals**

Bond issue appeals, 23.12-23.16, 24.24  
 County superintendent to state superintendent  
 Decision to be final, 290.5  
 Judgments not to be rendered for money, 290.6  
 Method of taking appeal, law applicable, 290.5  
 Postage to be advanced by appellant, 290.6  
 Teachers' certificates revoked, 260.24-260.26  
 Time allowed for taking appeal, 290.5

Local budget law appeals, 24.1-24.33  
 Public contract law appeals, 23.1-23.11  
 School directors to county superintendent, 290.1-290.6

Arson, burning school buildings, 707.2, 707.5

**Athletics**

Endurance contest law inapplicable, 732.15  
 Physical education requirements, 280.13-280.15  
 Proselyting prohibited, 282.20  
 Recreation and playgrounds, 300.1-300.7  
 Transportation permitted, 276.27

**Attendance**

Admission and exclusion, 282.3  
 Another district, requirements, 282.7  
 Child labor law requirements, 92.3, 92.6  
 Children of state or federal employees, 284.4, 284.5  
 Closed school for lack of pupils, 279.14, 297.21  
 Compulsory attendance, 299.1-299.23, *see subhead Compulsory Attendance below*  
 Delinquent children, institutions, 240.2  
 Dismissal power delegated, 282.4  
 Evening school attendance, 282.1, 288.1-288.3  
 Excuses for nonattendance, 299.2  
 Expulsion of pupils, 282.3, 282.4  
 High school outside home district, 282.17-282.21  
 Nonresident, board to make terms, 282.1  
 Outside state, provisions, 282.8, 282.17  
 Part time, when required, penalty, 289.1-289.6  
 Readmission after expulsion, 282.5  
 School age defined, 282.1, 282.3  
 School to be attended, records determined, 279.37

Tax, outside attendance, offset, 282.2

Audit, finances, nature and cost, 11.18-11.21

Audits by outside accountants, notice, 11.18

Bands, cities and towns, fund to aid, 375.1

Bank depositor's agreements, consent, 528.35-528.40, 528.95-528.116

Bank reorganization agreements, 528.36-528.40

Bank trust certificates, acceptance, 528.105, 528.106

Bequests, authority to receive, 561.4

Bequests, exempt from inheritance tax, 450.4(2)

**Bids**

Books and supplies, 301.7-301.10  
 Emergency repairs, bids not required, 297.8  
 Independent district, sale, 297.23, 297.24  
 Independent district, sale of schoolhouse or site, 297.23, 297.24  
 Sale or lease in certain districts, 297.22-297.25  
 Schoolhouse erection or repairs, 297.7  
 School lands bid in, 302.8

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Bids—Continued**

School lands, sale to highest bidder, 302.5, 302.6  
 Textbooks, 301.7-301.11

Bird day observed, 279.39

Board of directors, *see subhead Directors below*

**Board of regents**

County board, 273.4-273.16

State board for state educational institutions, 262.1-262.42

**Bonds**

Application of funds, permissive, 76.4

Authority to issue, when voted, 298.21

Authorization and sale of bonds, 75.1-75.9

Authorization by voters, 60 percent required, 75.1, 274.2

Buildings and sites purchased, 296.1-296.6

Commission and expense, what permitted, 75.6

Contractor's bond, schoolhouse repair, 297.7

Denomination of bonds, 298.22

Directors of school board, to issue, 298.20, 298.21

Directors to issue when voted, 296.6

Duration of bonds, 298.22

Election held for approval, 75.1, 274.2, 278.1(7), 296.2-296.6, 298.21

Engraving and printing expense, 298.22

Equipment, bonds to acquire, 298.21(3)

Exchange for legal debts, permitted, 75.9

Failure to give bond, penalty, 64.25

Form of bonds required, 298.22

Funding or refunding bonds, 298.20

Funds derived from issuance, 291.13

Hearings, procedure, prerequisites, 23.12-23.16

Indebtedness limit, Const., Iowa, XI, 3; 296.1, 407.1, 407.2

Insurance companies, investments, 511.8(2), 512.48, 515.35(2)

Interest rate, 298.22, 298.23

Investment of school funds authorized, 302.20

Issued only when authorized by voters, 274.2

Judgment paid by bond issue, 298.15-298.17, 298.20

Legalization of bond elections, 594.1, 594.2

Legalization of refunding bonds, 593.1

Legalizing acts to be published, 585.1-585.5

Legal limit of indebtedness, Const., Iowa, XI, 3; 296.1, 407.1, 407.2

Levy, mandatory requirements, 76.1, 76.2

Mandatory retirement, 76.1-76.4

Mature serially in order as numbered, 76.1

Maturity limit, 298.22

Notice of public hearing on proposition, 23.12

Notice of sale, published, 75.2

Numbered consecutively, 76.1

**Officers and employees bonded**

County officer handling supplies, 301.16

County superintendent's bond, 64.8

County superintendent, textbooks, 301.21

District officer handling supplies, 301.2

Secretary and treasurer, costs paid, 291.2, 291.3

State superintendent's bond, 64.6(7)

Textbook depository agent, 301.2

Payment, time for completion, 298.22

Penalty, officer, failure of duty, 75.8

Place of payment, 76.6

Proceeds of sale, funds segregated, 291.13



**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Bonds—Continued**

- Purposes of bond issue, 298.21, 298.22
- Rate of interest, 298.22
- Record kept by auditor, 302.31
- Record kept of bond buyers, 298.24
- Redemption of bonds, 298.23, 298.24
- Refunding of bonds permitted, 298.18, 298.20
- Registration in county auditor's office, 298.22
- Retirement, mandatory provisions, 76.1
- Retirement period, 20 years, 76.1, 76.2

**Sales**

- Authorization and sale, 75.1–75.9
- Par value with interest required, 75.5, 298.22
- Proceeds of sale, funds, 291.13
- Record of bond buyers kept, 298.24
- Treasurer's duty as to bonds, 298.23, 298.24
- Schoolhouse erection, contractor's bond, 297.7
- Schoolhouse fund derived from bonds, 291.13
- Schoolhouses, to erect or improve, 298.21(2)
- School purposes, bonds for, 298.21(2)
- Sealed bids, requirements, 75.3, 75.4
- Sites for school purposes, bonds for, 298.21(1)
- State bonds to cover deficits in funds, 302.12
- Tax exemption on bonds, 427.1(5)
- Tax levy, 298.16, 298.18
- Tax levy to pay bonds, filed with auditor, 76.2
- Tax limitations, valuation, 76.3
- Textbooks purchased, contractor's bond, 301.6, 301.11
- Valuation, bonds limited by, 76.3
- Voters authorization prerequisite to issuance, 274.2

**Books and supplies**

- Advertisements for bids, 73.2, 301.7
- Authority of directors to purchase, 279.25, 301.1
- Books, purchase authorized, 279.25, 301.1
- Directors power to purchase, 279.25, 301.1
- Fire bulletin furnished by fire marshal, 100.32
- Funds for purchase, 279.25, 297.10, 301.4, 301.17
- Indigent children, school books furnished, 279.25
- Libraries and funds, 292.1–292.8
- Prison-made goods purchased, 246.21–246.24
- Purchase authorized, 279.25
- State aid for equipment, 293.4, 293.7
- Textbooks, *see subhead Textbooks below*
- Budget inadequate, emergency increase, 298.2
- Budget law, local, requirements, 24.1–24.33
- Budgets certified for agricultural tax credit, 426.6

**Buildings and grounds**

- Appraised for tuition purposes, 279.18, 282.20
- Appraisal before sale, when, 297.16–297.20
- Area of site limited, 297.2–297.4
- Arson, burning of buildings, 707.2, 707.5
- Athletic field, 296.1
- Barbed wire fences prohibited, 297.13, 297.14
- Bidding requirements, *see subhead Bids above*
- Bond issues, 296.1–296.6, 298.21, *see also subhead Bonds above*
- Community centers in schools, 374.5
- Community purposes, use permitted, 297.9
- Condemnation, 297.6, 472.26
- Contracts of directors, *see subhead Directors below*

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Buildings and grounds—Continued**

- County auditor's annual report, 302.44, 333.13(1)
- County conservation commission may use, 111A.8
- Door plates for standard schools, 293.6
- Doors to open outward, 103.8
- Elections concerning, 278.1–278.3
- Elections held in schoolhouses, 49.24
- Emergency repairs, 297.8
- Eminent domain, 297.6, 472.26
- Equipment, authority to purchase, 294.3
- Equipment for standard schools, 293.7
- Erection of schoolhouses, authority, 297.7
- Exempt from execution, 627.18
- Exit doors, not fastened against exit, 103.6, 103.8
- Fence requirements, 271.11(4), 297.13, 297.14
- Field house, 296.1
- Fire alarm required, 100.31
- Fire escape requirements, 103.3, 103.7
- Fire extinguishers required, 100.31
- Flags and flagstaffs required, 31.3–31.6, 296.1
- Fuel purchases, 73.1–73.10, 279.21
- Fund received when schoolhouse or site is condemned, 279.41
- Furnishing, authority to purchase, 279.21, 279.25
- Garages, 296.1
- Grange meetings in schoolhouses, 297.9
- Gymnasium, indebtedness and bonds for, 296.1
- Health officer, inspection by, 137.10
- Improvements appraised and sold, 297.20
- Improvements for standard schools, 293.7
- Inspection by fire marshal, 100.31
- Insurance, authority to purchase, 279.25
- Liquor stores, not to be within 300 feet, 123.16
- Lodge meetings in schoolhouses, 297.9
- Maternity hospitals, distance from school, 236.3
- Plans and specifications, 297.7, 297.8
- Playgrounds, 297.3, 300.1–300.7, 374.5, 377.2–377.5, 409.46, 409.47
- Privies or water closets required, 279.37
- Property sold or leased, 297.22
- Public meetings on premises, 291.13(4), 297.9–297.11
- Public meetings in schools, 278.1(4)
- Public squares rededicated for schools, 409.46, 409.47
- Repairs of schoolhouses, 279.21, 297.7, 297.8, 297.10
- Residences, restricted districts, schools permitted, 415.2
- Reversion of site for nonuser, 297.15–297.21
- Roads to schoolhouses, authorized by election, 278.1
- Rooms rented to hold school, 297.12
- Sale or lease, certain districts, 297.22–297.25
- Sale or lease voted on, 278.1(2)
- Sale to reversioner, procedure, 297.14–298.5
- Sale when unnecessary, procedure, 297.16–297.25
- Sanitation, inspection by health officer, 137.10
- Schoolhouses
  - Acreage limitation on site, 297.2–297.4
  - Compensation paid for community meetings, 297.9, 297.10
  - Condemnation of site, 297.6
  - Emergency repairs, approval, 297.8
  - Erection or repair, 297.7
  - Location fixed by board, 297.1

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Buildings and grounds—Continued

## Schoolhouses—Continued

- Meetings, public, 291.13(4), 297.9-297.11
- Sale or lease, 297.22-297.25
- Sale voted at election, 278.1(2)
- Sale when unnecessary, procedure, 297.14, 297.25
- Schoolhouse fund tax, 297.5
- Subversive societies, use refused, 297.9
- Use for community meetings, 297.9-297.11
- Voters may forbid outside use, 297.11
- Schoolhouses, indebtedness and bonds for, 296.1
- Schoolhouses, number and value reported, 291.10
- Site for school selected, 297.1
- Stadium, 296.1
- Standard school, requirements, prescribed, 293.2
- State aid for standard schools, 293.1-293.7
- Tax voted, 278.1(7), 278.3
- Toilets, requirements, 279.37
- Trees for shade, requirements, 279.38
- Use by county conservation commission, 111A.8
- Voters may forbid outside use, 297.11
- Voters to control by election, 278.1
- Zoning in cities, 414.3

## Busses

- Air, light, and heat, 321.373(7-9)
- Applicability, vehicle law, 321.378
- Color, 321.373(2)
- Construction and equipment, 321.373
- Contracts for transportation, 285.5
- Defined, 321.1(27)
- Discharging pupils, 321.372
- Doors, 321.373(4, 6)
- Drivers
  - Age, 321.375, 321.376
  - Alcohol and immorality, 321.375
  - Board member, 285.5(7)
  - Carrier law, applicability, 325.1
  - Contracts, cancellation, 285.5(2), 321.375, 321.377
  - Licenses and permits, 285.11(11), 321.376
  - Qualifications, 285.5, 321.375
  - Regulations by board, 285.5(1)
  - Schools for drivers, 285.8(6)
  - Signaling, 321.372
- Emergency exit, 321.373(4)
- Enforcement, 321.380
- Inspection, 285.5(1), 285.8(4), 321.374
- Insurance, 285.5(6), 285.10(6)
- Markings, 321.373(13, 16, 17), 321.379
- Passenger car as bus, 321.373(16)
- Passing, 321.372(3)
- Privately owned busses, 285.5
- Pupils, receiving and discharge, 321.372
- Purchase, local board, 285.5(1), 285.10(7)
- Routes, 285.11
- Safety glass, 321.373(4), 321.444
- Seats and aisles, 321.373(3-10)
- Signals, 321.372(1-3), 321.373(14, 15)
- Speed limit, 321.287, 321.377
- State aid, transportation, 285.1-285.15
- Stopping on highway, 321.354, 321.372(3)
- Uniform contracts, 285.5
- Uniform standards, operational, 285.8(6)
- Use restricted, 285.11(7)
- Violations, 285.15, 321.379

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Census

- Child labor permits, record as evidence, 92.6 (4, e)
- Report filed with county superintendent, 291.10
- School age children, truants, listed, 299.16
- School officer, how taken, 299.16
- Secretary of township to make record, 279.22, 291.9, 291.10, 299.16
- Subdirector to list children, annually, 279.22
- Supplementary state aid basis, 286.1-286.7
- Transportation state aid basis, 285.1-285.15
- When taken, requirements, 279.22
- Certificates of indebtedness, exemptions, 427.1(5)
- Certificates, teachers, ch 260
- Certification of personnel, board, 257.10(11)
- Charitable fraternal schools, 512.62-512.72
- Charitable institutions, school attendance, 282.18
- Charts, purchase authorized, 279.25
- Children requiring special education (handicapped), 281.1-281.10
- Cigarette advertisement, penalty, 98.40, 98.41
- City superintendent, textbooks and supplies, 301.8
- Claims
  - Audited and allowed by board, 279.26, 279.27
  - Due, bank reorganization consent, 528.36-528.40
  - Paid by secretary, when authorized, 279.27
  - State against schools, procedure, 25.6
- Class and assembly rooms
  - Doors all to open outward, 103.8
  - Exit doors not fastened against exit, 103.8
- Colleges
  - Generally, see COLLEGES AND UNIVERSITIES*
  - Iowa state university, 266.1-266.28
  - Junior colleges, 278.1(8), 280.18
  - State college of Iowa, 268.1-268.3
  - University, state, 263.1-263.8
- Common school law, applies to all districts, 274.2
- Common schools, support funds, distribution on pupil basis, Const., Iowa, IX, 2nd, 3, 4, 7
- Community centers at schools, 374.5
- Compulsory attendance
  - Abnormal children excused, proof required, 299.5
  - Age limits, 299.1, 299.18
  - Attendance in general, *see subhead Attendance above*
  - Blind and deaf children included, 299.17-299.23
  - Census to show school attendance, 299.16
  - Certificates of attendance required, 299.3, 299.4, 299.7
  - Certified copies of records available, 299.7
  - Children not subject to, 299.1, 299.2, 299.5, 299.22
  - Children subject to, 299.1, 299.17-299.23
  - Custody of records and reports, 299.7
  - Delinquent children, institutions, school attendance, 240.2
  - Enforcement, county superintendent, 273.18(12)
  - Incorrigibles, removable, 299.13
  - Neglect by truancy officer, penalty, 299.12
  - Parents' and guardians' duties, 299.1, 299.18
  - Part-time school, requirements, 289.1, 289.6
  - Private school attendance reports, 299.3, 299.4, 299.15

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

- Compulsory attendance—Continued  
 Private teacher outside school permitted, 299.1  
 Religious services, exception, 299.2  
 Reports as to private instruction, 299.4  
 Reports from private schools, 299.3  
 Reports of attendance required, 299.3, 299.4, 299.7, 299.15  
 Time of attendance required, 299.1  
 Truant schools, 299.9, 299.13, 299.14  
 Truants, punished, 299.9  
 Violations, penalty, 299.6, 299.12
- Compulsory education, truancy officers, 299.10–299.12
- Condemnation of land, 297.6, 472.26
- Constitutional provisions, Const., Iowa, IX, 2nd, 1–7
- Contracts made  
 Directors, by, *see subhead Directors below*
- Preference  
 Coal, Iowa, 73.1–73.10  
 Employment, military service, 70.1–70.8  
 Iowa labor and products, 73.1–73.10
- Corporations  
 Actions to test legality, 274.5  
 Applicability of school district law, 274.2  
 Boundaries changed, description filed, 274.4  
 Names given to school corporations, 274.6  
 New, reorganized, or enlarged, description filed, 274.4  
 Nonprofit corporations to operate schools, 504.1  
 Powers and jurisdiction, 274.1, *see subhead Districts below*
- Counsel, legal, employment authorized, 279.35  
 County attorney's opinion given, 336.2(7)  
 County home children requirements, 253.9  
 County school system, 273.1–273.4  
 Courses of study, *see subhead Public Schools below, thereunder see Courses of Study*
- Days for special observance, 279.39  
 Deaf instruction in public schools, 295.1–295.5  
 Debt limit, constitutional, Const., Iowa, XI, 3  
 Definition of "public school", 280.2  
 Defunct colleges, credits perpetuated, 264.1–264.7
- Degrees, academic  
 Power to confer, 504.12  
 State universities confer, 263.2  
 Use by professional persons, 147.72–147.74
- Denominational schools, *see subhead Private Schools below*
- Detention schools in certain counties, 232.35–232.39
- Directors  
 Accounting of officers, 279.28, 279.30–279.33  
 Admission and exclusion, 282.3  
 Appeals from director's decisions, 290.1–290.6, *see subhead Appeals above*  
 Appeals from state department decisions, reorganization questions, 275.8  
 Appeals to comptroller on contracts, 23.4–23.11  
 Appointments by county superintendent, 273.18(25)  
 Appointments made by directors  
 Advisory committee on vocational education, 258.9

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
Directors—Continued

- Appointments by directors—Continued  
 Park board nominee, 371.3  
 Physician for child labor matters, 92.6  
 Teachers, *see subhead Teachers below, thereunder see Employment of Teachers*
- Approval of depositories, 453.1, 453.2  
 Arbitration of disputes between boards, 274.20  
 Attorney, authority to employ, 279.35  
 Authority to conduct affairs of district, 274.7
- Boards in new or modified districts  
 Arbitration to adjust financial matters, 274.20  
 Boundary changes in districts, *see subhead Districts below*  
 Defense projects, 274.42–274.45  
 Elected in new districts, 274.12, 274.35, 274.36, 277.25  
 New civil township, directors elected, 274.12  
 Rural independents, united, new board, 274.36  
 School townships divided, new board, 274.35
- Bond election, duties, 296.1–296.6  
 Bonds issued, 296.6, 298.20–298.23, *see also subhead Bonds above*
- Books, purchase and exchange, 279.25, 292.2  
 Books, supervision, distribution, 292.8  
 Boundary changes, *see subhead Districts below, thereunder see Boundaries Changed*
- Bridge, boundary rivers, gift, approval, 313.34  
 Bridge, Mississippi, purchase, approval, 313.66  
 Busses to transport pupils, *see subhead Busses above*
- Children requiring special education (handicapped), 281.1–281.10
- Claims audited and allowed, 279.26, 279.27, 279.32
- Closed schools, mandatory duties, 279.15–279.20  
 Compensation not allowed directors, 279.29  
 Compensation of secretary and treasurer, 279.29
- Contracts made  
 Attorney employed, 279.35  
 Automatic continuation of teacher's contract, 279.13  
 Bus drivers, 321.375, 321.377  
 Erection or repair of schoolhouse, 297.7, 297.8  
 Fuel purchased, 279.21  
 Hearings on public contracts, 23.1–23.3, 24.24  
 Indian schools, 273.20  
 Power of subdirectors, 279.21  
 Public library, for use, 298.7, 378.11–378.15  
 Reciprocal insurance, 520.1–520.22  
 Subdirectors' powers enumerated, 279.12, 279.21  
 Superintendents employed, 279.14  
 Teachers employed, *see subhead Teachers below*
- Teachers minimum wage provision, 294.6, 294.7  
 Teacher, training contracts, 262.30–262.32, 268.3, *see subhead Normal Training below*  
 Transportation of pupils, *see subhead Busses above*  
 Tuition in outside districts, 282.6–282.23
- Counsel employed, 279.35  
 Defense projects, sale of land, powers, 274.39–274.45  
 Delegation of authority to subdirector, 279.21

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Directors—Continued**

- Depository banks, selection, 453.4
- Dictionaries, purchase authorized, 279.25
- Diplomas, *see subhead Teachers below*
- Elected in new districts, 274.12, 274.35, 274.36, 275.25, 277.25
- Evening schools authorized, 282.1, 288.1–288.3
- Expenses audited and paid, 279.25, 291.6
- Expositions authorized, 279.36
- Expulsion of pupils, power, 282.4
- Extending time of school attendance, 279.11
- Financial statements, 279.32, 279.33, 291.14
- Financial statements published, 279.32, 279.34
- Fraternities, duty to enforce ban, 287.2
- Funds, *see subhead Funds below*
- Garnishment of school districts barred, 642.2
- Handicapped children, education, 281.1–281.10
- Indebtedness, constitutional limit, Const., Iowa, XI, 3
- Industrial expositions, 279.36
- Judgments paid, tax, 298.15–298.17, 298.20
- Kindergarten, establishment authorized, 280.16
- Lawyer, employment authorized, 279.35
- Library books, purchase, exchange, 279.25, 292.2
- Library books, supervision, distribution, 292.8
- Management of school corporation affairs, 274.7
- Meetings, when held, 279.1, 279.2
- New districts, elections held, 274.12
- Nonresident children, terms made, 282.1
- Number of directors, 277.23, 277.25
- Number of schools taught determined, 279.11
- Nurses, public health, employment, 143.1–143.3
- Oath of office by director, 277.28
- Organization of board, 279.1
- Penalty for fraternities, 287.1–287.3
- Playgrounds, authority to establish, 300.1–300.7
- Playgrounds, city co-operation, 374.5, 377.3–377.5
- President of board, *see subhead Officers below*
- Prison goods price list received, 246.21
- Privies provided on school grounds, 279.37
- Property sold or leased, 297.22
- Public fund depositories approved, 453.1, 453.2
- Public schools, *see subhead Public Schools below*
- Pupils, school to attend, determined, 279.11
- Pupils, *see subhead Pupils below*
- Qualifications, 277.27, 277.28
- Quorum, majority constitutes, 279.4
- Readmission of expelled pupil, 282.5
- Record kept of proceedings, 291.6
- Religious test for employees prohibited, 735.3–735.5
- Reports required, 23.11, 279.22, 279.32, 279.33
- Rules and regulations made
  - Adoption and enforcement, 279.8, 279.9, 279.23, 287.2
  - Fraternities banned, 287.2
  - Tobacco and narcotics use prohibited, 279.9
  - Violations by pupils, director's powers, 282.4, 282.5
- School year fixed, 279.10, 279.11, 299.1
- Secretary, *see subhead Officers below*
- Settlements made with officers, 279.30, 279.31
- Subdirectors' powers enumerated, 279.12, 279.21
- Superintendent employed, 279.14

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Directors—Continued**

- Taxation, duties, *see subhead Taxes below*
- Teachers exchanged, 279.13
- Teachers selected and dismissed, *see subhead Teachers below*
- Term of office, 274.7, 277.24
- Textbooks, *see subhead Textbooks below*
- Transportation of pupils, 285.1–285.15
- Treasurer, *see subhead Officers below*
- Trees, shade, planting required, 279.38
- Truancy officers, 299.10
- Vacancies in offices, 277.29, 277.30, 279.6, 279.7
- Visiting schools requirements, 279.23
- Vocational education, financed locally, 258.10
- Vocational education, state and federal aid, 258.1–258.13
- Water analysis requested by directors, 263.7
- Water closets to be provided, 279.37
- Districts
  - Accounts examined, 11.7–11.21
  - Actions
    - Bonds, 291.5; R.C.P. 3
    - Notice served, on officers, R.C.P. 56(j)
    - Test of legal incorporation, 274.5
  - Applicability of school district law to all districts, 279.5
  - Appropriation for institute work, 272.5(3, 4)
  - Arbitration, assets distributed after reorganization, 275.30
  - Area not in twelve-grade district attached by county board, 275.1
  - Assets and liabilities after reorganization, 275.28–275.31
  - Authorization for establishment and maintenance, 278.1(8)
  - Board of directors, ch 279
  - Bonds, chs 75, 76, 298
  - Boundaries changed
    - Area minimum prescribed, 274.3, 275.1
    - Area not in twelve-grade district, 275.1
    - Attaching territory to adjoining corporation, 274.13, 274.14, 275.1, 275.5
    - Board action, when permitted, 274.37
    - Boards in new districts, *see subhead Directors above*
    - Board may request study, 274.38
    - City boundary change, effect, 359.3
    - Conformity with congressional divisions, 274.10, 274.13
    - Conterminous with city, effect, 359.3
    - Contiguous districts changed, 274.37
    - County superintendent's power as to changes, 274.13, 274.14
    - Legalized, 594A.1
    - Merger, non-high school with high school district, 275.40
    - Minimum of twelve grades, 275.1
    - Minimum size of school districts, 274.3
    - Obstacles to school attendance, effect, 274.13, 274.14
    - Petition to county supervisors, 359.2
    - Plats of changes filed and recorded, 274.9
    - Reorganization, 275.1–275.40
    - Restoration of territory, 274.14
    - Rural independents united, effect, 274.36

## SCHOOLS AND SCHOOL DISTRICTS—Cont'd

### Districts—Continued

#### Boundaries changed—Continued

- Study made, recommendations prepared by state department, 274.38
- Subdistricts into rural independents, 274.35
- Supervisors' power to change on voters' petition, 359.2
- Taxes lost, reimbursement, 274.46
- Tax to effect equalization, 275.31
- Time of taking effect, 274.11
- Township changed, schools not affected, 359.3
- Township into subdistricts, 274.8–274.11
- Township lines, applicability, 274.10, 274.13

- Busses, law applies to all districts, 321.378
- Census taken, 279.22, 291.9, 299.16
- Common school law applies to all districts, 274.2
- Community school districts, 275.27

#### Consolidated districts

- Designation, 274.6
- Financial statement published, 279.32–279.34
- Library, option to distribute books, 292.2
- Minimum size of district, 274.3
- Proceedings published, 279.34
- School grounds, size limit, 297.4
- Schoolhouses and sites, when sold, 297.21
- Secretary, absent voters, duties, 53.1–53.36
- State aid, chs 285, 286, 286A
- Transportation of pupils, 285.1–285.15

Contracts, *see subhead Directors above*

Corporation, body politic as a school corporation, 274.1

- County home children attending district, 253.9
- Debt limit, constitutional, Const., Iowa, XI, 3
- Defense plants, changes caused, 274.42
- Defense plants, education board decision final, 274.43–274.45

Designation of districts, 274.6

Directors, *see subhead Directors above*

Discontinuance of school facilities, 274.15

Elections, *see subhead Elections below*

Employees injured, compensation, 85.2, 85.61 (1, 3)

Exemption of private property from school debt, 627.18

Exemption of public property from execution, 627.18

Federal project, remaining land, 274.42

Financial statement, when filed and posted, 279.33

Financial statement, when published, 279.32, 279.34

Garnishment of school district barred, 642.2

Gifts accepted and managed, 565.6–565.15

Handicapped children, education, *see MINORS, subhead Handicapped Children*

#### Indebtedness authorized

Bond issues, *see subhead Bonds above*

Constitutional limit, Const., Iowa, XI, 3

Election requirements, 75.1, 274.2, 277.2, 296.1–296.6

Funding bonds to pay, 298.20–298.24

Limitation, Const., Iowa, XI, 3; 296.1, 301.4, 407.1

Purposes itemized, 296.1

Tax levy to pay, 298.18, 298.19

## SCHOOLS AND SCHOOL DISTRICTS—Cont'd

### Districts—Continued

#### Independent districts

Accounts examined, 11.7–11.21

Advisory committee on vocational education, 258.9

Agricultural land tax credit, 426.1–426.10

Applicability of law to all districts, 274.2

Boundaries, *see Boundaries Changed above under this subhead*

Consolidated districts, *see Consolidated Districts above under this subhead*

Delegation of authority to director prohibited, 279.21

Designation, 274.6

Directors, *see subhead Directors above*

Directors as pension trustees, 294.10

Estimate of general fund taxes, 298.1

Evening schools, supervision, 288.3

Insurance reciprocal, 520.1–520.22

Library, option to distribute books, 292.2

Monthly statements by secretary, 291.7

Names given, 274.6

Part-time schools, 289.1–289.7

Proceedings published, 279.34

Retirement system for teachers, 294.8–294.10

Retirement system terminated, 294.11–294.14

Sale or lease of school or site, 297.22–297.25

Sidewalks outside city limits, 320.1–320.3

Textbook uniformity, exception, 301.23

Village, how designated, 274.6

Water closets or privies, location, 279.37

Jurisdiction exclusive in school matters, 274.1

Law applicable to all districts, 274.2

Libraries, permanent, exchange of books, 292.2

Limitation of actions challenging legality, 274.5

Merger, non-high school with high school district, procedure, 275.40

Minimum size of school districts, 274.3, 275.3

Minimum twelve grades, 275.1

Names given school corporations, 274.6

Notice of suit served on officers, R.C.P. 56(j)

Organization, action to test legality, 274.5

Organization legalized, 594A.1

Powers and jurisdiction, 274.1, 274.2

Private property exempt from school debt, 627.18

Publication of financial statements, requirements, 279.32, 279.33, 279.34

Public lands, tax loss repaid, 284.1–284.7

Public property exempt, 627.18

Reimbursement by state for transportation costs, 285.1–285.15

Reimbursement for loss of taxes, 284.1–284.7

Reorganization, 275.1–275.40

#### Reports

Financial reports, 279.32, 291.7, 291.14, 291.15

Handicapped children, census, 281.5, 281.7

Improvements, completion reported, 23.11

#### Rural independent districts

Applicability of law to all districts, 274.2

Budget hearing notices may be posted, 24.9

Designation, 274.6

Exempt from coal preference law, 73.10

Name given, 274.6

Standard schools for state aid, 293.1–293.7

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Districts—Continued

## Rural independent districts—Continued

Subdistricts changed to, 274.35

Uniting into school township, 274.36

Schools authorized by voters, 278.1(8)

## School townships

Applicability of law to all schools, 274.2

Attaching to adjoining corporation, 274.13

Boundary changes, *see subhead Boundaries**Changed above, under this subhead*

Civil townships, new, 274.12

Designation, 274.6

Directors in new township, 274.12, 274.35, 274.36

Division into subdistricts, 274.8

Divisions and additions, *see subhead Boundaries Changed above, under this subhead Districts*Elections, *see subhead Elections below*

First election, notice, directors chosen, 274.12

Names given, 274.6

New civil townships as school townships, 274.12

Notice of suits served on officers, R.C.P. 56(j)

Obstacles to attendance removed, restoration, 274.14

Plats of subdistricts recorded in township records, 274.9

Restoration of territory, 274.14

Rural independent created within, 274.35

Standard schools for state aid, 293.1–293.7

Subdistricts created within, 274.8–274.11

State aid for transportation, 285.1–285.15

State aid, general, ch 286A

## State aid, supplementary

Basis per school census child, 286.5

Claim filed with department, 286.2

Computation of aid, 286.5, 286.6

Definition of supplementary aid, 286.1

Department to certify claims, 286.7

Elementary pupils defined, 286.2

Funds insufficient, claims prorated, 286.7

High school pupil defined, 286.2

Payment of aid, conditions, 286.4

Purpose to equalize opportunity, 286.1

Reimbursement, prior year program, 286.7

## Subdistricts

Applicability of law to all districts, 274.2

Boundary changes, *see subhead Boundaries Changed above, under this subhead Districts*

Creation of subdistricts, 274.8–274.11

Delegating authority to subdirector, 279.21

Designated by number, 274.6

Notice of election, posted, 274.35

Platting and recording required, 274.9

Schoolhouse tax voted, 278.3

Schools discontinued, insufficient pupils, 279.15

Taxation matters, *see subhead Taxes below*

Tax exempt property, 427.1(1, 2, 5, 11)

Tax free land, reimbursement, 284.1–284.7

Transportation costs, state aid, 285.1–285.15

Transportation state aid forfeited, 285.15

Twelve-grade minimum, 275.1

Visiting schools, requirements, 279.23

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Districts—Continued

## Vocational education

Instruction authorized, 258.10

Local advisory committee, 258.9

Wards, creation for school purposes, 279.11

Workmen's compensation law applicable, 85.2, 85.61(1, 3)

Donations, soliciting, no permit required, 122.4

Doors to open outward, 103.8

Easements, water power improvements over land, 470.3

## Educational funds and lands

General assembly, control, Const., Iowa, IX, 2nd, 1

Education board for state educational institutions, 262.1–262.42, *see EDUCATION BOARD, STATE*

Education board of county, 273.4–273.16

Education, compulsory, *see subhead Compulsory Attendance above*

## Elections

Absent voters law applicable, 53.1, 277.34

Appointment of judges and clerks, 277.10, 277.11

Ballot boxes, provided by board, 277.14

Ballots, printing, form required, 277.8

Boards elected in new districts, 274.12, 274.35, 274.36, 277.25

Bond elections, procedure, 296.2–296.6

Canvass of returns, how and when made, 277.20

Canvass of votes, how made, 277.19

Certificate of election issued, 277.20

Conduct of election, what law inapplicable, 49.1

Contest, law applicable, 277.22

## Directors elected

Directors and subdirectors elected, 277.23–277.30

Number of directors, 277.23

Double election board law, not applicable, 51.15

General election law applicable, 277.33

Judges and clerks, who act, 277.10, 277.11

Law of general election applies, 277.33

Method of voting, 277.13

New districts, directors elected, 274.12, 274.35, 274.36, 277.25

Nomination by petition, 277.4

Notice of election, 277.3, 277.7, 278.2, 279.7

Oath required of elected directors, 277.28

Oath required of judges and clerks, 277.11

Officers qualifications, 277.27, 277.28

Poll books delivered to directors, 277.17

Polling places, 277.7

Polls, opening and closing time, 277.9

Posting of notice, 277.3, 277.7

Powers of electors, 278.1–278.3

## Precincts

Consolidated for voting, 277.16

Registration precincts, 277.16

Voting outside city or town, 277.6

What constitutes voting precinct, 277.5

Qualifications of candidates, 277.27, 277.28

Qualifications required of voters, law applicable, Const., Iowa, II, 1, 4, 5; 49.78–49.81, 277.12

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Elections—Continued

- Questions submitted to voters
    - General provisions, ch 278*
    - Bond issues, 75.1, 274.2, 275.32, 278.1(7), 296.2–296.6, 298.21
    - Conduct of election, law applicable, 278.2
    - Funds transferred to general fund, 278.1(5)
    - Junior college established, 278.1(8), 280.18
    - Lease of school property, 278.1(2)
    - Meetings in school buildings, 278.1(4), 297.11
    - Method of submitting proposition, 278.2
    - Number of voters to secure election, 278.2
    - Playgrounds and recreation, 300.2–300.6
    - Public square for school purposes, 409.47
    - Public use of school buildings, 278.1(4), 297.11
    - Roads to schoolhouses, 277.2, 278.1(6, 7)
    - Rural independent districts, created or united, 274.35, 274.36
    - Sale of school property, 277.2, 278.1(2)
    - School building for public use, 278.1(4), 297.11
    - School district directors, method of election changed, 275.35–275.37
    - School district reorganization, 275.6, 275.18–275.23
    - Schoolhouse site, 277.2
    - Tax for buildings, improvements, repairs, 275.32
    - Tax for schoolhouse in any district, 277.2
    - Tax for subdistrict schoolhouse, 278.3
    - Tax levy to pay judgments, 298.16
    - Textbooks, 278.1(1), 301.9–301.27
  - Record of election kept by secretary, 291.6(5)
  - Records furnished board, 277.17
  - Records of canvass made, 277.19, 277.20
  - Register of voters kept, 291.6
  - Registrars appointed, compensation, 277.17
- Registration
- Books for registration furnished, 277.17
  - Days for registration, 277.18
  - Laws applicable, 47.1, 277.16, 277.17
  - Not ordinarily required, 47.1
  - Permanent, effect on school registration, 277.17
  - Precincts, law applicable, 277.16
- Regular elections, when held, 277.1
- Return of canvass to secretary, 277.19, 277.20
- Returns canvassed, 277.20
- Right to vote, Const., Iowa, II, 1, 4, 5; 49.78–49.81, 277.12
- Special election of directors, 279.7
- Special elections to submit questions, 277.2, *see also Questions Submitted to Voters above under this subhead*
- Statutes applicable, 277.12, 277.22, 277.33, 277.34
- Statutes not applicable, 49.1, 51.15
- Subdirectors elected, 277.23
- Subdistrict schoolhouse tax, 278.3
- Surrendering office, method, 277.31
- Term of office of board members, 277.24–277.26
- Tie vote decided by lot, 277.21
- Treasurer's election, 277.26
- Vacancies filled, 277.29, 277.30, 279.7
- Violation of school law or duty, penalty, 277.32
- Voters qualifications required, 277.12
- Votes canvassed, 277.19

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Elections—Continued

- Voting machines, use authorized, 277.14, 277.15
  - Voting methods, 277.13, 277.14
- Elementary schools
- Closing, county superintendent's power to prevent, 279.15
  - Five-pupil limitation, effect, 279.14
- Eminent domain, 297.6, 472.26
- Employees, federal social security, 97C.1–97C.19
- Employees political activity limited, 740.13–740.18
- Employees, sick leave, 279.40
- Employment preference, military service, 70.1–70.8
- Evening schools
- Age of pupils, supervision, 288.3
  - Authorization, 282.1, 288.1
  - City or town, superintendent to supervise, 288.3
  - Mandatory, requirements, 288.2
- Examination of finances
- Audit, yearly, state or accountants, 11.18
  - Cost, payment, repayment, hearing, 11.18–11.21
  - Taxpayer's application for audit, 11.18
- Examiners, ch 260
- Exchange of teachers, 279.13
- Exemption of private property from school debt, 627.18
- Exemption of public property from execution, 627.18
- Exhibits for school work held, 279.36
- Exit doors, not fastened against exit, 103.6, 103.8
- Federal aid, 283.1, 283.2
- Federal social security, 97C.1–97C.19
- Financial audit, nature and cost, 11.18–11.21
- Financial statements published, 279.32–279.34
- Fire bulletins furnished by fire marshal, 100.32
- Fire department of city utilized, 368.11
- Fire drills required, 100.31
- Fire escapes, 103.1–103.17
- Firemen, short courses, 368.13
- Fiscal year defined, 24.2(4), 24.3(3)
- Flag display required, 31.4, 31.6, 280.4
- Fraternal charitable schools, 512.62–512.72
- Fraternalities prohibited, 287.1–287.4
- Funds
- Condemnation of schoolhouse or site, use of funds received, 279.41
  - Control and management, general assembly, Const., Iowa, IX, 2nd, 1
- County school funds
- General fund, *see under Local School Fund, this subhead*
  - Accounts by county officers, Const., Iowa, IX, 2nd, 6; 302.11, 302.29–302.31, 452.11
  - Actions brought, 302.10, 302.16, 302.28, 302.33
  - Apportionment among districts, Const., Iowa, IX, 2nd, 7; 294.3, 298.11
  - Attorney's fees in suits to collect, 302.33, 340.9
  - Auditor, apportionment filed, 333.8
  - Deposits in bank, 453.1–453.8, 526.37
  - Fines and forfeitures credited, Const., Iowa, IX, 2nd, 4; XII, 4; 302.3, 595.11, 602.32, 666.3
  - Interest rate to be uniform, 302.10
  - Investment, *see below under this subhead*

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
**Funds—Continued**

County school funds—Continued  
 Liquor vehicles sold, proceeds, 127.21  
 Management by state treasurer, 302.15  
 Management by supervisors, 332.3(7)  
 Marriage, nonstatutory, forfeit, 595.11  
 Mortgage, auditor's failure to release, forfeit, 655.1, 655.2  
 National defense, land sale proceeds, 274.41  
 Permanent fund  
 Apportionment of interest among counties, 8.6(9), 298.11, 302.1, 302.13, 333.8  
 Audit of losses by state, Const., Iowa, VII, 3; 302.11  
 Bond by state for losses, Const., Iowa, VII, 3; 302.11, 302.12  
 Comptroller to keep separate accounts, 302.11  
 County liable for losses, 302.17, 302.18, 302.38  
 Default of loan, foreclosure, 302.10, 302.28–302.34  
 Definition, Const., Iowa, IX, 2nd, 3; 302.1  
 Escheated estates proceeds credited, 302.1, 302.2, 567.5  
 Interest on loans, 302.10, 302.39–302.41, 445.33  
 Interest only for school purposes, 302.1  
 Investment in bonds authorized, 302.20  
 Loans made by state treasurer, 302.19  
 Loans secured by mortgage, *see Mortgage Loans below under this subhead*  
 Losses, liability, exemption, 302.17, 302.18  
 Report annually to comptroller, 298.12  
 Sale of state lands credited, 302.1  
 Sixteenth section land sale, 302.1–302.9  
 Sources enumerated, 302.1, 302.2, 302.4–302.9, 302.35–302.38, 302.42, 567.5  
 Transfer, excess sale proceeds to, 302.38  
 Waste on school lands, damages paid to, 302.7  
 Pharmacist liquor bond breach proceeds, 130.16  
 Railway caboose toilet violations, 479.79  
 Railway crossing violation forfeits, 478.18  
 Reports, auditor's neglect, penalty, 302.44  
 Reports by auditor, 298.12, 302.42, 302.44, 333.13  
 Sale of land for defense project, 274.41  
 Tax, general levy to raise, 298.10  
 Temporary fund  
 Apportionment to school districts, 302.3  
 County auditor's penalty proceeds, 302.44  
 Definition of temporary school fund, 302.3  
 Fines and forfeitures credited, Const., Iowa, IX, 2nd, 4; XII, 4; 302.3, 595.11, 602.32, 666.3  
 Flag desecration penalty paid to, 32.1, 32.2  
 Insurance violation penalties, 511.7  
 Losses, liability, exemption, 302.17, 302.18  
 Lost goods and estrays, sale proceeds, 302.3  
 Mulet tax on nuisances paid to, 99.30  
 Nuisance tax proceeds, paid into, 99.30  
 Proceeds of sale of property seized, 751.29  
 Reports of forfeited recognizances for school, 666.6

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
**Funds—Continued**

County school funds—Continued  
 Temporary fund—Continued  
 Transfer, sale excess to permanent fund, 302.38  
 Usury penalty paid to, 535.5  
 Tuition due one district by another, 282.21  
 Use for private purposes prohibited, 452.4  
 Defense plant, education board, authority, 274.43–274.45  
 Defense plant, proceeds of land sale, 274.41  
 Depositories approved by directors, 453.1, 453.2  
 Deposits of public funds, 453.1–454.34  
 Federal aid  
 Indian schools, 273.20  
 Iowa state university, 266.1, 266.4, 266.6, 266.7, 266.27, 266.28  
 Public instruction board, authority to accept and administer, 283.1, 283.2  
 Vocational education, 258.1–258.13  
 Vocational rehabilitation, 249.1–259.8  
 General fund, *see Local School Funds below under this subhead*  
 Handicapped children, education, 281.9, 281.10  
 Investment  
 Bank stock prohibited, Const., Iowa, VIII, 4  
 Federal insured loans, 682.2, 682.3  
 Real estate mortgages, *see Mortgage Loans below under this subhead*  
 State and municipal bonds, 302.20  
 United States securities and obligations, 302.20  
 Local budget law, 24.1–24.33  
 Local school funds  
 Accounts, secretary, treasurer, 291.6(3), 291.12, 291.13  
 Deposits in banks, 453.1–453.8, 526.37  
 Drafts, *see subhead Warrants below*  
 Emergency fund requirements, 24.6, 24.22  
 Financial statement, annual, 279.32, 279.33  
 General funds  
 Accounts kept separate, 291.13  
 Definition of general fund, 291.13  
 Dental clinic's expense paid, 280.11  
 Estimates for tax levy, 24.17, 298.1–298.7  
 Federal aid received credited to, 283.7  
 Losses reimbursed, 302.38  
 Receipts from use of buildings, paid into, 297.10  
 Report of treasurer made annually, 294.6  
 School book tax levy, 301.4  
 Schoolhouse fund transferred, 278.1(5)  
 Surplus transferred, 279.31  
 Tax levy, board's estimate, 24.17, 298.1–298.7  
 Textbook receipts, 301.1, 301.19  
 Textbooks bought, paid from, 301.4, 301.19  
 Transfer of surplus, 279.31  
 Transfer to permanent school fund, 302.38  
 Uses, 268.3, 272.5, 279.25, 280.11, 282.20, 290.4, 291.13, 294.3, 297.10, 298.22, 301.1, 301.4, 301.19, 302.38  
 Interest, set apart for library fund, 292.1  
 Investment, *see above under this subhead*  
 Library fund, set apart by auditor, 292.1  
 Lost property sale proceeds, 644.15, 644.18



**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
**Funds—Continued**
**Local school funds—Continued**

 Orders, how drawn and paid, *see subhead Warrants below*

Part-time schools, funds, state aid, 289.2, 289.4

Pension retirement fund, 294.9, 294.10

Playground fund, 300.1–300.7

Reports, officers, 279.32, 291.7, 291.14, 291.15

Rushing for outside organization, fines, 287.4

**Schoolhouse fund**

Accounts kept separate by treasurer, 291.13

Apportionment to districts, basis, 298.6

Definition of schoolhouse fund, 291.13

General fund surplus, transferred to, 279.31

Kept separate by county treasurer, 298.14

Kept separate by district treasurer, 291.13

Tax levy, 297.5, 298.6, 298.9

Transfer to general fund, election, 278.1(5)

Voters to authorize tax, 278.1(7), 278.3

Settlement between officials, 279.30

Standard school funds, state aid, 293.4, 293.7

 State aid, *see below under this subhead*

Tax levy to raise various funds, 298.8–298.19

Township hall excess transfer to, 360.3

Transfer and return, 24.21, 24.22, 278.1(5), 279.31

Transportation fund, tax estimate, 298.4

Treasurer's duties, 74.1–74.7, 291.12–291.15, 453.1–453.8

 Warrants, *see subhead Warrants below*
**Mortgage loans**

Acknowledgments legalized, 586.1

Appraisal, fee, 302.36

Auditor's duties, 302.29–302.44

Bids at auction sale by auditor, 302.17, 302.34

Conveyance under foreclosure legalized, 589.19

County attorney to foreclose, 302.33, 340.9

Deed of sheriff to state on foreclosure, 302.35

Foreclosure, rental, resale, 302.10, 302.32–302.42, 340.9

Interest due dates specified, 302.10

Lapse of time, no bar to recovery, 302.28

Legalization of acknowledgments, 586.1

Liability of county for officer's neglect, 302.17

Limitation, lapse of time no bar, 302.28

Marginal releases before 1894, legalized, 589.9

Marginal releases legalized, 589.8, 589.9

Neglect of county auditor, penalty, 302.44

Payment to treasurer, auditor's duty, 302.29

Recording of sheriff's deed, 302.35

Record, settlement, 302.31

Redemption of prior liens, 302.24

Redemption period expires, deed, 302.35

Release by auditor, 302.30

Resale of lands, law applicable, 302.8, 302.36

Satisfaction, instrument as evidence, 655.1

Nurses, public health, employment, 143.1, 143.2

Perpetual school fund, Const., Iowa, IX, 2nd, 3–7

Playground funds, how provided, 300.1–300.7

 Schoolhouse fund, *see Local School Funds above under this subhead*
**State aid**

General provisions as to aid, 286A.7

Deaf instruction in public schools, 295.1–295.5

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
**Funds—Continued**
**State aid—Continued**

Employment of teachers, no bar, 294.3

Handicapped children, education, 281.9, 281.10

Part-time schools, 289.4

Special courses, 286A.7

Standard schools, 293.4, 293.7

Supplementary, district, 286.1–286.7

Transportation, 285.1–285.15

Tuition for boarding home children, 282.23

Tuition for charitable institution children, 282.18

Vocational training, 258.8, 258.12

War orphan's educational aid fund, 35.7–35.11

**State funds**

Deposit of public funds, 453.1–453.8

**Permanent fund for schools**

Apportionment of interest to counties, 8.6 (9), 298.11, 302.1, 302.13, 333.8

Audit of county losses by state, Const., Iowa, VII, 3; 302.11

Bonds for losses, state, Const., Iowa, VII, 3; 302.12

Comptroller to keep separate account, 302.11

County liable for losses, 302.17, 302.18, 302.38

Definition, Const., Iowa, IX, 2nd, 3; 302.1

Escheated estate proceeds, Const., Iowa, IX, 2nd, 3; 302.2, 567.5

Land sale proceeds, 302.1, 302.2

Loans by state treasurer, 302.19

Report of auditor to comptroller, 298.12

Sources in general enumerated, 302.1, 302.2, 302.4–302.9, 302.35–302.38, 302.42, 567.5

Permanent fund for university, Const., Iowa, IX, 2nd, 2, 5

Perpetual support, Const., Iowa, IX, 2nd, 3, 7

Transfer of funds, surplus, when, 279.31

University, permanent support fund, Const., Iowa, IX, 2nd, 2, 5

Garnishment of school district forbidden, 642.2

**Gifts accepted**

Annuity condition, tax, 565.6, 565.12–565.15

Authority, management, 565.6–565.15

Tax voted to maintain, 565.8–565.11

Trustees appointed by court, bond, 565.7

Graded schools established, 280.17

Handicapped children, education, law, 281.1–281.10

 High schools, *see subhead Public Schools below, thereunder see High Schools*

 Indebtedness, *see subhead Bonds above*

Indebtedness, limitation, Const., Iowa, XI, 3; 407.1, 407.2

Indian schools, federal contracts, 273.20

Industrial exposition permitted, 279.36

**Inspectors, state**

Junior colleges inspected, 280.18

Mileage allowed, 21.4, 79.9

Part-time school law enforced, 289.7

 Institute for teachers, *see subhead Teachers below*

Insurance of school property authorized, 279.25

Judgments against school, payment, 298.15–298.17

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Junior colleges

- Established, 278.1(8), 280.18
- Standards established, 286A.3
- State aid, 286A.3, 286A.4
- Student transportation, 285.1

## Kindergarten, establishment authorized, 280.16

## Kindergarten, teachers' certificates, 260.5

## Labor and products, Iowa, preferred, 73.1-73.10

## Land grants, proceeds for school support, Const., Iowa, IX, 2nd, 1-7

## Lands

- Bids, county auditor at execution sale, 302.17, 302.34
- Condemnation for water power permitted, 470.3
- Description of school lands, Const., Iowa, IX, 2nd, 2; 302.1
- Division and appraisalment for sale, 302.4
- Five-hundred-thousand-acre grant, Const., Iowa, IX, 2nd, 2; 10.2, 302.1, 302.5, 302.39
- General assembly, control, Const., Iowa, IX, 2nd, 1
- Land office records, 10.2

## Lease

- Independent district, power, 297.22-297.25
- Rentals to school fund, Const., Iowa, IX, 2nd, 3, 5
- Rents reported by county auditor, 302.42
- Management by state treasurer, 305.15
- Purchase at execution sale, 302.8, 302.33-302.36
- Recordation of sheriff's deed, 302.35

## Rents

- Apportionment, unsold lands, 298.11
- Independent district, 297.22-297.25
- Reports by county auditor, 302.42
- Use, Const., Iowa, IX, 2nd, 3, 5; 298.11, 302.42

## Sales

- Actions on contracts of sale, 302.16, 302.32-302.34
- Appraisalment required, exception, 302.4, 302.6
- Approval of executive council, 302.6
- Board of supervisors authority to sell, 302.4, 302.5
- Bought at execution sale, 302.8, 302.33-302.36
- Cash or collateral security required, 302.9
- Counties charged with sales by comptroller, 302.39
- Credit sale requirements, 302.5, 302.7, 302.9
- Defense projects, for, 274.39-274.45
- Flood control projects, 274.39
- Improvement, on school site, 297.20
- Independent district, power, 297.22-297.25
- Interest payment conditions, 302.5, 302.10
- Land bought at execution sale, 302.8, 302.33-302.36
- Legalized if before 1943, 589.25
- Mining camp schools, 297.26-297.29
- Notice of sale required, publication, 302.5
- Party interested, cannot purchase, 302.4
- Patents issued by secretary of state, 302.7, 302.8
- Price required, 302.4, 302.6
- Reimbursement for taxes lost, 274.36
- Report, county auditor to comptroller, 302.39
- Resale after foreclosure, 302.8, 302.36-302.39

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Lands—Continued

## Sales—Continued

- Reversion of schoolhouse site, procedure, 297.15-297.19
- Schoolhouses and sites unnecessary, 297.21
- Schoolhouse site reversion, procedure, 297.15-297.20
- Supervisor's authority to sell, 302.4, 302.5
- Taxes lost, reimbursed, 274.46
- Tax sale of land sold on credit, 446.34
- Waste enjoined when sold on credit, 302.7
- Sheriff's deed made to state, 302.35
- Sixteenth sections, 10.2, 302.1, 302.5, 302.39
- Tax exempt, 427.1(1, 2, 11)
- Tax exemption ceases when contract made, 302.7
- Water power improvements, condemnation, 470.3

## Laws

- Enforcement, 273.18(23)
- Printing and distribution, state superintendent, 14.21
- Public school provisions in general, *see subhead Public Schools below*
- Violations of school laws, *see subhead Violations below*
- Legal counsel, employment authorized, 279.35
- Legalizing acts, 594A.1, 594A.2
- Length of school week and year, 279.10, 279.11

## Libraries

- Books purchased and distributed, 279.25, 292.1-292.8
- Census, report, number of volumes given, 291.10
- Circulation library, method of distribution, 292.2
- Closed schools, proportionment, how used, 292.3
- Custody in teachers at schoolhouse, 292.7
- Distribution, methods available, 292.2
- Exchange of books, when permitted, 292.2
- Funds available for purchase, 292.1, 292.3
- Joint establishment with city, 378.9, 378.17
- Librarian, 292.6
- List of suitable books prepared, 292.4
- Official register of Iowa furnished, 16.18
- Public libraries, contract for use, 298.7, 378.11-378.15
- Purchase of books, 292.2
- Record kept of books purchased, 292.3-292.6
- State library books obtained, 303.3(11)
- Superintendent, circulating library, 292.2
- Supervision and distribution, 292.8
- Tax voted to procure libraries, 278.1(7)
- Textbooks, *see subhead Textbooks below*
- Voting libraries for schools, 278.1(7)
- Lunch program, 170.2, 283A.1-283A.5

## Manual training

- Child labor law not applicable in schools, 92.4
- Education to be promoted, 257.4(5)
- Exhibitions in schools, 279.36
- Statistics kept by labor commissioner, 91.4

## Maps, purchase authorized, 279.25

## Mileage allowed, 21.4, 79.9

## Minimum of twelve grades, 275.1

## Mining camp schools, sale

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

- Mining camp schools—Continued
  - Appraisal, 297.28, 297.29
  - Equipment and supplies, 297.32
  - Improvements, 297.31
  - Preference, original owner, 297.27
  - Sale by executive council, 297.26–297.31
- Mobile homes, fees paid, 135D.10
- Music, purchase of supplies authorized, 279.25
- National defense projects
  - Defense projects, school land taken, 274.39
  - Determination of education board final, 274.44
  - Directors authority to convey, 274.39
  - Expense audited and paid, 274.45
  - Funds relinquished, 274.43
  - Ordnance plant, school land taken for, 274.39
  - Proceeds of sale, application, 274.41
  - Remaining property joined to districts, 274.42
  - Sale of land to government, 274.39
- Nomination of school officers, petition, 277.4
- Normal training
  - Contracts for training at Iowa state university, 262.30–262.32
  - Contracts for training teachers, 262.30, 262.32
  - Director's contracts for education board, 262.30–262.32
  - Federal state aid, vocational education board to approve, 258.4–258.8
  - Physical education required, 280.15
  - State college of Iowa, contracts for training, 262.30–262.32, 268.3
  - State university, contracts for training, 262.30–262.32
  - Teachers' certificates, 260.5–260.26
  - Vocational educational board to co-operate, 258.4 (6)
- Notices
  - Bids, advertisements for, 73.2, 301.7
  - Budget hearings, 24.9
  - Election notices, 277.3
  - Financial statement, 279.32, 279.33
  - Sale of school lands, 302.5
  - Sale or lease of school site, 297.23
  - Schoolhouse emergency repairs, 297.8
  - Textbook purchases, 301.7
- Number of schools required, fixed by board, 379.11
- Nurses
  - Employment and duties, 143.1–143.3
  - Public health, employed by, 143.1–143.3
  - Truancy officers, duties as, 98.4, 299.10–299.12
- Oath, board's authority to administer, 78.2(2)
- Oath of election judges and clerks, 277.11
- Oath required of elected directors, 277.28
- Observances, days, special, 279.39
- Officers
  - Accounting of officers, 279.28, 279.30–279.33
  - Accounts examined by state, 11.7–11.21
  - Appointment, secretary, treasurer, 279.3, 279.5
  - Bond, sealed bids, divulging, 72.4, 622.15(12)
  - Bonds
    - Beneficiaries, for use and benefit, whom, 64.18
    - Run, to whom, 64.18
    - Time for approval or disapproval, 64.20

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

- Officers—Continued
  - Bonds required, 279.3, 291.2, 291.5
  - Compensation not allowed, exceptions, 277.26, 279.29
  - County attorney to give opinions, 336.2(7)
  - Directors, *see subhead Directors above*
  - Election of officers, *see subhead Elections above*
  - Embezzlement, 710.1–710.3
  - Federal social security, 97C.1–97C.19
  - Legal counsel, employment authorized, 279.35
  - Oath of officer, 63.10, 273.18(30), 277.28, 291.4
  - President of school board
    - Action on bond of officers by president, 291.5
    - Bonds filed with president, 291.2
    - Bonds issued, signed by president, 298.22
    - Bus driver, written permission, 321.376
    - Contracts of subdirector approved, 279.21
    - Contracts signed by president, 291.1
    - County convention delegate, 271.4
    - Duties in general, 291.1
    - Elected by board, 279.1
    - Funds from county treasurer, 291.1, 291.6
    - Name reported to county officers, 291.11
    - Notice of funds available, 298.13
    - Original notice, service on, R.C.P. 56(j)
    - Warrants signed, 291.1, *see subhead Warrants below*
  - Principals, *see subhead Principals below*
  - Published notices, *see subhead Notices above*
  - Qualifications of elective officers, 277.27, 277.28
  - Religious test for employees prohibited, Const., Iowa, I, 4; 735.3–735.5
  - Secretary
    - Absent voters, duties, 53.1–53.36
    - Annual report to board required, 291.15
    - Appeal from directors, transcripts, 290.2
    - Appointed by board, 279.3
    - Attendance registers filed with secretary, 294.4
    - Bond of secretary, cost paid, 291.2, 291.3
    - Bonds issued, countersigned, 298.22
    - Books open to public, 291.14
    - Boundary changes reported, 274.9
    - Bus driver, written permission, 321.376
    - Certificate, private school attendance, 299.3, 299.4
    - Claims audited and paid, 279.26, 279.27
    - Compensation fixed by board, 279.29
    - Countersign orders and warrants, 291.8, 291.12
    - Depository banks, location specified, 453.4
    - Deposits in banks, 453.1–453.8, 526.37
    - Duties in general, 291.6
    - Election duties, 53.3, 277.4, 277.19, 277.20, 291.6 (5)
    - Financial statement rendered on request, 291.14
    - Handicapped children, census report, 281.5
    - Librarian, secretary acts as, 292.6
    - Library books, record kept, 292.5
    - Monthly statements prepared, 291.7
    - Name of school officers reported to county officers, 291.11
    - Oath of office, 63.10, 273.18(30), 291.4
    - Objections to bond issues, contracts, 23.4

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Officers—Continued****Secretary—Continued**

- Officers elected reported, 291.11
- Original notice, service, R.C.P. 56(j)
- Records kept, 274.13, 279.22, 291.6, 292.5
- Reports made, 279.30, 291.10, 291.11, 299.3, 299.4
- School census, 279.22, 291.9, 291.10, 299.16
- Settlement with secretary, 279.30
- Standard school, state aid, received, 293.7
- Tax free lands, reimbursement duties, 284.1-284.7
- Teacher's registers filed with, 294.4
- Transportation aid report, 285.3
- Tuition fees, itemized statement made, 282.20
- Tuition of nonresidents paid, 279.18, 282.7-282.21
- Warrants, *see subhead Warrants below*
- Witnesses on appeal paid, 290.1

**Settlements and book examinations, 279.30**

Sex no disqualification for holding office, Const., Iowa, Amend. 1926; 39.25

Soldiers' preference law, 70.1-70.8

Surrendering office to successor, 277.31

Tax report to state commission, 421.17(6)

Temporary officers appointed by board, 279.5

Terms of office, school directors, 277.24-277.26

**Treasurer**

- Accounting, 279.28, 279.30, 291.14
- Appointment or election, 277.26, 279.3
- Bond of treasurer, cost paid, 291.2, 291.3
- Bonds redeemed after notice, 298.23, 298.24
- Compensation, when allowed, 277.26, 279.29
- Depositories of funds, 453.1-453.8
- Depositories of funds, lists kept, 454.6
- Depository banks, location specified, 453.4
- Deposits in banks, 453.1-453.8, 526.37
- Duties in general, 291.12-291.15
- Election or appointment, 277.26, 279.3
- Funds kept in separate accounts, 291.13
- Name reported to county officers, 291.11
- Oath of office, 63.10, 273.18(30), 291.4
- Playgrounds fund received, use, 300.4
- Register of orders kept, 291.12
- Reports made, 279.30, 291.14, 291.15
- Settlements made with treasurer, 279.28, 279.30
- Term of office, 277.26
- Warrants, *see subhead Warrants below*
- Witnesses on appeal paid, 290.4

Truancy officers, *see subhead Truancy and Truancy Officers below*

Tuition rebating prohibited, 282.20

Vacancies, how filled, 277.29, 277.30, 279.6, 279.7

Opinions by county attorney, 336.2(7)

Original notice of suit served, R.C.P. 56(j)

Parent teacher associations, meetings in school-houses permitted, 297.9

Parochial schools, *see subhead Private Schools below*

**Part-time schools**

- Authorization, 289.1
- Child labor, regulations, 92.3
- District reimbursed from vocational aid, 289.4
- Enforcement by school board, 289.7

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Part-time schools—Continued**

- Instruction standards, 289.3
- Parents or employers, violation, penalty, 289.6
- Support, funds authorized, 289.2
- Violation of law, penalty, 289.6
- Vocational aid, applicability, 289.4, 289.5
- Vocational education board, duties, 289.5

**Playgrounds**

- Appropriation by city, 300.7
- City co-operation, 374.5, 377.3-377.5
- Established, 300.1-300.7
- Establishment, supervision, 300.1
- Tax levy, election, 300.2-300.6

Policemen, short courses, 368.13

**Principals**

Administrative and supervisory certificate, 260.9

Employment, *see subhead Teachers below*

Pupils dismissed and readmitted, 282.4, 282.5

Private property exempt from school debts, 627.18

**Private schools**

American history and civics taught, 280.8

Attendance compulsory, exceptions, 299.1-299.3, *see subhead Compulsory Attendance above*

Citizenship to be taught, 280.6-280.8

Courses of study, 280.2-280.10

Definition of private school, 280.2

Delinquent children, parochial school attendance, 240.2

Donations solicited, permit exemption, 122.4

Economics and social problems, when taught, 280.8

English as medium of instruction, 280.5

Fire drills required of teachers, 100.31

Flag display required, 380.4

Foreign languages may be taught, 380.5

Fraternal association may operate, 512.62-512.72

Housing law applicable, 413.3(3)

Parochial schools, regarded as private school, 280.2

Private instruction, reports, 299.4

Public funds, use prohibited, Const., Iowa, IX, 2nd, 3; 343.8, 343.9

Railroad transportation for pupils, 479.94(15)

Reports required, penalty, 299.3, 299.4, 299.6

State aid not allowed, Const., Iowa, IX, 2nd, 3; 343.8, 343.9

Truants and incorrigibles, 299.11, 299.13

U. S., state, courses taught, 280.7

Privies or water closets to be provided, 279.37

**Professional schools**

Barber schools, 147.32, 158.2-158.5

Chiropractic schools, 147.32, 151.2-151.4

Cosmetology schools, 147.32, 157.4-157.11

Dentistry colleges, 147.32, 153.2, 153.3, 153.7-153.9

Embalming schools, 147.32

Health department, data for, 147.32, 147.33

Medical schools, 147.32, 148.2, 148.3, 263.1-263.8

Nursing schools, 147.32, 152.3, 152.4

Optometry schools, 147.32, 154.3, 154.5

Osteopathy schools, 147.32, 150.4-150.6

Pharmacy colleges, 147.32, 155.4-155.9

Podiatry schools, 147.32, 149.3, 149.4

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

Property, *see subhead Buildings and Grounds, above*

Proselyting students prohibited, 282.20

Public contracts and bonds, hearings, procedure, 23.1-23.15

**Public improvements and bonds**

Appeal, limitations, procedure, 23.4-23.11

Bonds, notice, hearings, appeal, 23.12-23.15

**Coal mined in Iowa**

Exceptions in rural cases, 73.10

Use required, provisions, 73.6-73.10

Plans, notice of hearing, objections, 23.2, 23.3

Preference, Iowa labor and materials, 73.1-73.10

Requirements before issuance, approval, 23.1-23.16

Taxes to pay bonds, void for noncompliance, 23.16

Public property exempt, 627.18

**Public schools**

Air school excluded, 328.1(9)

Apparatus, purchase authorized, 279.25

Bird day to be observed, 279.39

Books, purchase authorized, 279.25

Certificates, state, required, 260.6

City superintendent, textbook contracts, 301.8

Classification of schools, 273.18(11)

**Closing of schools**

Attendance in other districts, 279.15

Contagious diseases, special charter cities, 420.181

Lack of pupils, ground for closing, 279.14

Sale of school site when not needed, 297.21

Schools provided for pupils, 279.15

Temporary, not reversion of site, 297.21

Uncertificated teacher, injunction, 273.18(24)

Contracts with another district, 274.15

**Courses of study**

Additional branches may be voted, 278.1(3)

Agriculture, Const., Iowa, IX, 2nd, 3; 258.10

Alcohol and narcotics instruction, 280.10

Bible not excluded, use regulated, 280.9

Board's power to prescribe, 280.1

Branches determined by voters, 278.1(3)

Citizenship, 280.6-280.8

Citizenship courses required, 280.6-280.8

Commerce, 258.10

Common school studies enumerated, 280.3

Constitution of U. S. and state, 280.7

Definition of public school, 280.2

Dental clinics on mouth hygiene, 280.11

Economics, 280.8

English as medium of instruction, 280.5

Foreign language may be taught, 280.5

Graded school courses, 280.17

Handicapped children, 281.4-281.10

Health instruction required, 280.13-280.15

History and civics, 280.8

Home economics, 258.10, 279.36

Hygiene and physiology, 273.18(26), 280.10, 280.11

Industry, 358.10

Junior colleges, 280.18

Manual training requirements, 279.36

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Public schools—Continued****Courses of study—Continued**

Music taught, 279.25, 280.12

Narcotics, instruction required, 280.10

Outlines prepared, 258.6(8, 9)

Part-time schools, subjects taught, 289.3, 289.5

Physical education required, 280.13-280.15

Physiology and hygiene taught, 273.18(26), 280.10, 280.11

Required, state aid, 286A.7

Social problems, 280.8

Stimulants, poisons, instruction, 280.10

Vocational subjects, 258.4-258.6, 258.10, 289.3

Days for special observance, 279.39

Deaf instruction authorized, 295.1-295.5

Delinquent children, attendance, 242.3

Discontinuance, tuition and transportation, 274.15

Employees, sick leave, 279.40

Evening schools authorized, 282.1, 288.1-288.3

Exhibit of school work authorized, 279.36

Federal aid, *see subhead Funds above*

Financial records, uniform system, 279.16, 279.17

Financial statement published, 279.32-279.34

Fire drills required, 100.31

Fire escapes, 103.3, 103.7

Flag display required, 31.4, 31.6, 280.4

Fraternalities and secret societies barred, 287.1-287.4

**Grade schools**

Constitution courses, eighth grade, 280.7

Establishment, 280.17

**High schools**

Accredited list, practice act, 147.31

American history and civics taught, 280.8

Attendance by nonresidents, 282.7, 282.17-282.23

Charitable institution children, tuition, 282.18

Constitution, courses required, 280.6-280.8

Economics taught, when, 280.8

Establishment and discontinuance, 280.17

Social problems taught, when, 280.8

Tuition, out of state schools, 282.8, 282.17

Tuition, outside home districts, 282.17-282.21

Tuition rate computed, 282.24

Inheritances and gifts not taxed, 450.4(2)

**Junior colleges**

Authorized by voters, 278.1(8), 280.18

Discontinued temporarily, recognized, 280.18

Size of district required, 280.18

Junior high schools, tuition rate computed, 282.24

Kindergarten department authorized, 280.16

Length of school week and year, 279.10, 279.11

Libraries, 292.1-292.8

Lunch program, 283A.1-283A.5

Number of schools, determined by board, 279.11

Officers, *see subhead Officers above*

Part-time schools, provisions, 289.1-289.7

Playgrounds established, 300.1-300.7

Privies and water closets, location, 279.37

Public use of school buildings, 278.1(4)

Pupils, *see subhead Pupils below*

Railroad rates permitted children, 479.94(15)

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Public schools—Continued

Religion test for employees, prohibited, 735.3-735.5

Religious affiliation, asking prohibited, 735.4

Reports of officers, *see subhead Officers above*

Rules and regulations, *see subhead Directors above*

## Rural schools

Budget law requirements, 24.1-24.33

Notice of budget, posting permitted, 24.9

Sales of land, *see subhead Lands above*

Sanitary conditions investigated by state, 135.11 (5), 136.3(2, b), 137.10

Schoolhouses and sites, *see subhead Buildings and Grounds above*

Soliciting funds, permit not required, 122.4

## Standard schools

County superintendent's reports, 293.3

Definition of standard school, 293.1

Door plates required, 293.6

Equipment requirements, 293.2

Pupils attending, minimum required, 293.5

Requirements, minimum, 293.1, 293.2

State aid allowed, how used, 293.4, 293.7, 294.3

Teacher qualifications required, 293.5, 294.3

State aid, chs 285, 286, 286A

## Supervision

City superintendent, 301.8

County superintendent, 273.14-273.21, *see COUNTY SUPERINTENDENT OF SCHOOLS*

School board, *see subhead Directors above*

Superintendent of schools, powers, *see subhead Superintendent Employed by School Board below*

Supplies, purchase authorized, 279.25

Term for holding school, 279.10, 279.11

Textbooks, *see subhead Textbooks below*

Traffic rules, school zones, stop signs, 321.249

Trees, shade, planting required, 279.38

Tuition rate, 279.18, 282.20

Tuition, students residing on state land, 262.43

Visit to school annually, 273.18(21), 279.23

## Vocational education, approved schools

Advisory committee appointed by board, 258.9

Appropriations, state, 258.8

Approval of vocational board, 258.5

Definition of approved school, 258.6

Establishment in schools authorized, 258.4(4)

Federal aid, 248.16, 258.4(1), 258.5, 258.12

State aid, 258.8

Statistics on vocational training, 91.4(4)

Vocational training statistics, 91.4(4)

Zones for traffic regulations, 321.1(56), 321.249, 321.285(1)

Zoning law provisions, 414.3

## Pupils

Admission and exclusion, 282.3

Age requirements, 282.3

Attendance, at what school, designated, 279.11

Attendance, compulsory, 299.1-299.23

Attendance in general, *see subheads Attendance above, Compulsory Attendance above*

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Pupils—Continued

Attendance outside districts or state, 282.7, 282.8, 282.17-282.23

Attendance register kept, 294.4

Blind pupils taught, 269.1, 269.2, 270.4-270.8

Census, supplemental state aid, 286.1-286.7

Census taken, 279.22, 291.9, 291.10(1), 299.16

Census, transportation state aid, 285.1-285.15

Charitable institutions, tuition, 282.18, 282.22

Chauffeurs, school children not considered as, 321.1(43)

Children requiring special education (handicapped) 281.1-281.10

## Closed schools

Board to provide instruction elsewhere, 279.15

Notice to arrange other instruction, 279.17

Transportation, requirements, 279.19

Tuition arranged between boards, 279.15

Cost per pupil in another district, 274.15

County homes, children educated, 253.9

Deaf children taught, 270.1-270.8, 295.1-295.5

Dental clinics maintained, 280.11

Discontinued schools, other district, 274.15

Dismissal of pupils authorized, 279.9, 282.3, 282.4, 287.3

Education, compulsory, 299.1-299.23

Elementary pupils defined, 286.2

Evening school, age of pupils, 282.1, 288.1-288.3

Excluding pupils, grounds, 282.3

Exhibition of work, 279.36

Expulsion of pupils, 279.9, 282.3, 282.4, 287.3

Fraternities and societies banned, 287.1-287.4

Handicapped children education law, 281.1-281.10

High school pupils defined, 286.2

Incorrigible child, right to exclude, 282.3

Minimum age requirements, 282.3

Narcotics, use prohibited, 279.9

Part-time school pupils, age limits, 289.1

Playgrounds and recreation, 300.1-300.7

Railroad reduced rates permitted, 479.94(15)

Readmission of pupil, 282.5

Rebating tuition prohibited, 282.20

Religion, compulsory attendance, effect, 299.2

Religious instruction, use of Bible, 280.9

Residents of state land, tuition, 262.43

Rules and regulations, *see subhead Directors above*

Rushing prohibited, 287.4

School age, 282.3

School books may be purchased at cost, 301.26

School books, responsibility for care or damage, 301.20

Secret societies and fraternities, 287.1-287.4

Suspension of pupils authorized, 282.4, 287.3

Time of attendance determined, 279.11

Tobacco, use prohibited, 279.9

## Transportation

Attendance outside district, 282.7

Attendance outside state, 282.8

Boarding home children, 282.23

Charitable institution children, 282.22

Claims, unpaid transportation, 285.1(13)

Closed schools, 279.15, 285.1(7), 285.4, 285.10

(8)

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**

## Pupils—Continued

## Transportation—Continued

- Common carriers used, 285.1(5)
- Contracts for school bus, 285.5
- County school system, 273.13(7)
- Directors to provide, 285.1(1)
- Distance measured, 285.1(9)
- Eligibility, state aid, 285.1
- Handicapped children, 281.4
- Insurance, 285.5(6), 285.10(6)
- Parents duty, compensation, 285.1(2-4)
- Pupil to meet bus, 285.1(2)
- Rebates unlawful, 282.20
- Schools discontinued, 279.15

## State aid

- Adjustment basis, 285.2
- Appeals, 285.12, 285.13
- Bus routes, 285.11
- Cities, 20,000 and over, 285.1(1, b, c, d, e)
- Contracts for transportation, 285.5
- County board's duties, 285.1(13), 285.4, 285.9
- District violations, 285.1(13), 285.15
- Division organized, staffed, 285.6
- Eligibility requirements, 285.1(1)
- Local board's duty, 285.1(3, 4), 285.10
- Pupils outside district, 285.1(6, 10, 12), 285.4
- Reimbursement, 285.1-285.3
- Rural students, 285.1(1, c, d), 285.4
- School bus, illegal operation, 285.14
- State department, powers and duties, 285.8
- Villages under 20,000, 285.1(1, a-d)

State superintendent, review, 285.1(15)

Suspended, bad weather, 285.1(8)

Tuition, pro rata cost, 282.5

Two-mile limit, 285.1

Truancy, *see subhead Truancy and Truancy Officers below*Tuition, *see subhead Tuition below*

Vaccination in special charter cities, 420.181

Ward, which attended, 279.11

Zones of safety, movable stop signs, 321.249

Real estate sold or leased, 297.22

## Recreational activities

- Appropriations by cities, use, 300.7
- Playgrounds, establishment, supervision, 300.1
- Public recreation places authorized, 300.1-300.7
- Tax levies, election, 300.2, 300.6
- Use of schoolhouses and grounds permitted, 297.9

Refreshments sold at contests, etc., license, 170.2

## Religion

- Bible, use recognized, restrictions, 280.9
- Handicapped children, rights respected, 281.8
- Parochial schools included in private schools, 280.2, *see subhead Private Schools above*
- Physical education, conflict recognized, 280.14

## Reorganization of districts

- General provisions*, 275.1-275.40
- Duty of county board, 273.13(12)
- Legalized, 594A.1

Roads to schools, voters authorized, 278.1(6, 7)

Rural schools, *see subhead Public Schools above*  
Sanitation, state inspection, 135.11(5), 136.3(2, b), 137.10**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**Scholars, *see subhead Pupils above*School busses, *see subhead Busses above*

## School fund

Constitutional provisions, Const., Iowa, IX, 2nd, 1-7

Interest apportioned by comptroller, 8.6(9)

Proceeds of land grants, Const., Iowa, IX, 2nd, 5

School grounds, *see subhead Buildings and Grounds above*Schoolhouse funds, *see subhead Funds above, thereunder see Local School Funds*Schoolhouses, *see subhead Buildings and Grounds above*

Schoolhouses, use as polling places provided, 49.24

School lands, proceeds of land grants, Const., Iowa, IX, 2nd, 5

Secretary, *see subhead Officers above, thereunder see Secretary*

Secret societies prohibited, 287.1-287.4

Securities, bank investments, 526.25(4)

Securities, public, tax exempt, 427.1(5)

Shade trees on school grounds, 279.38

Short courses, municipal employees, 368.13

Sidewalks to schools outside city, 320.1-320.3

Sinking fund for public deposits, 454.1-454.34

Sites, *see subhead Buildings and Grounds above*

Smith-Hughes Act, state acceptance, 258.1-258.13

Social security, federal, 97C.1-97C.19

Soliciting donations, no permit required, 122.4

Standard schools, *see subhead Public Schools above, thereunder see Standard Schools*

## State aid

Administration, 286A.6

Basis of aid, 286A.3

Budget by local board, 286A.7

Computation, 286A.4

Definitions, 286A.2

Funds, 286A.7

Junior college students, 286A.3, 286A.4

Provided, 286A.1

Report, local district, 286A.5

Required curricula, 286A.7

Supplementary, ch 286

Transportation, 285.1-285.15

Subdistricts, *see subhead Districts above, thereunder see Subdistricts*Superintendent, county, 273.14-273.21, *see COUNTY SUPERINTENDENT OF SCHOOLS*

Superintendent employed by school board

Acts as executive officer of board, 279.14

Administrative and supervisory certificate, 260.9

## Child labor

Enforcement of law, duty, 92.16

Permits issued, 92.6

Child labor law enforced, 92.16

City superintendent's duty as to textbooks, 301.8

Duties and powers, 279.14

Evening schools supervised, 288.3

Home for superintendent, bonds for building, 296.1

Playgrounds, city co-operation, 277.3-277.5, 374.5

Pupils dismissed, readmitted, 282.4, 282.5

Re-employment, restrictions, 279.14

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Superintendent—Continued**

- Term of office, 279.14
- Textbooks and supplies, selection, 301.8
- Work permits issued, 92.6

- Superintendent of public instruction, 257.11–257.18
- Supervisors must have state certificates, 260.6
- Supervisory personnel certifying board, 257.10(11)
- Supplies, *see subhead Books and Supplies above*

**Supplies**

- Bonds of persons furnishing, 301.11
- Officers acting as agents prohibited, 301.28
- Purchase, bids, contract, 301.5–301.6
- Samples and lists furnished, 301.10

**Taxes**

- Account of county treasurer, 334.8
- Agricultural land school tax credit
  - Agricultural land defined, 426.2
  - Amount determined, 426.3, 426.6
  - Appeal disallowance to district court, 426.6
  - Apportionment, 426.3, 426.6
  - Appropriation from state general fund, 426.1
  - Budgets certified from school districts, 426.6
  - Comptroller's warrants issued, 426.7
  - County auditor to enter credits, 426.6
  - Creation of fund, 426.1
  - Credit refused on homestead credit land, 426.3
  - Credits entered on tax lists, 426.8
  - Credit to school district entered, 426.8
  - Disallowance notice to owner, 426.6
  - Districts credited by treasurer, 426.8
  - Homestead credit excludes this credit, 426.3
  - Millage basis in districts, 426.3
  - Proration of fund if insufficient, 426.7, 426.9
  - Tax receipts to show credit, 426.8
- Apportionment by county auditor, 298.11
- Apportionment of schoolhouse fund, 298.6
- Bonds issued by districts exempt, 427.1(5)
- Budget law limitations, 24.14, 24.15
- Budget law regulations, 24.1–24.33
- Budgets certified for agricultural credit, 426.6

**Certification and levy**

- General certification requirements, 444.1–444.8
- Amount certified in dollars, 444.2
- Basis for determining rates, 444.1
- Bonds, state levy to pay, 444.20
- Bond tax, limitation, 23.16, 76.3, 298.18, 298.19, 444.20
- Buildings, grounds, sites, 275.32, 278.1(7), 278.3, 297.5
- Certificates of indebtedness exempt, 427.1(5)
- County levy for general school support, 298.10
- County levy for schoolhouse tax, 298.9
- County levy for various funds, 298.8
- Excessive tax prohibited, 444.7
- Fractional rates disregarded, 444.4
- Funds, various county, levy, 298.8
- General fund tax, 298.1–298.7
- General school support levy, 298.10
- Judgments, tax levy to pay, 298.16, 298.17
- Levies by supervisors, 298.8–298.10, 298.17–298.19
- Library, public, use by school, tax, 298.7
- Limitation on amounts, 278.1(7), 278.3
- Mandatory requirements listed, 444.1–444.8
- Moneys and credits, tax rate, 429.2, 444.2, 444.5

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Taxes—Continued****Certification and levy—Continued**

- Playgrounds and recreation, 300.2–300.6
- Rate computed, 444.3–444.5
- Rates reported to comptroller, 23.5(8)
- Record of rates kept by auditor, 444.6
- Schoolhouses and sites, tax levy, 278.1(7), 278.3, 297.5, 298.6, 298.9
- Teachers' pensions, tax levy, 294.9
- Textbooks and supplies, 298.4, 301.4
- Transportation fund tax, 298.4
- Void levies, 23.16, 24.10

- Consolidated tax, entry on list, 443.1
- Deduction of tuition paid in another district, 282.2

- Emergency increase, comptroller approval, 298.2
- Estimates, limitation of various funds, 298.1–298.7

- Estimates of general fund taxes, 298.1
- Excessive tax prohibited, 444.7
- Exemption on school bonds and property, 427.1(1, 5, 11)

- Fractional rates disregarded, 444.4
- Inheritances and gifts not taxed, 450.4(2)
- Limitation on schoolhouse tax voted, 278.1(7)
- Mills, taxes estimated in, 298.5
- Mobile homes, 135D.10
- Offsetting taxes on tuition, 282.2
- Payment, county to school treasurers, 298.11–298.14

- Payment in money required, 445.34
- Payment monthly, method, 298.13
- Reimbursement of school district for loss of taxes, 274.46, 284.1–284.7

- Reports to tax commission, 421.17
- Schoolhouse site and building, 277.2
- Schoolhouse tax kept separate, 298.14
- Supervision by tax commission, 421.17
- Tax-free lands, reimbursement of school taxes lost, 284.1–284.7

- Teachers' pension liquidation fund, 294.14

- Taxes, levying, budget law requirements, 24.1–24.33

- Tax levy by state to pay bonds, 444.20

**Teachers**

- Agencies for employment, 95.1–95.6
- Appeal to county superintendent, 290.1–290.6, *see also subhead Appeals above*
- Appeal to state superintendent, 260.24–260.26, 290.5, 290.6

- Assessment for pension fund, 294.9
- Associations, group insurance, 509.1(2)
- Attendance records kept, 294.4
- Authority of directors to dismiss, 279.24, 294.2
- Benefits, 97.13
- Board of educational examiners, ch 260
- Census, report, listed in, 291.10(4)

**Certificates**

- Administrative and supervisory certificates, 260.9
- Administrative and supervisory field defined, 260.5
- Age of applicant required, 260.2
- Appeal from revocation of certificate, 260.24–260.26
- Authority of state board to issue, 260.2



**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
**Teachers—Continued**
**Certificates—Continued**

- Certificates, 1933, not affected by law, 260.16
- Certification board, 257.10(11)
- Classes of certificates issued by board, 260.6
- College credit in lieu of experience, 260.21
- Condition precedent to teaching, 294.1
- Elementary certificates, 260.7
- Elementary school field defined, 260.5
- Eligibility requirements of applicant, 260.2
- Emergency teachers' certificates, 260.6(5), 260.18
- Exchange teachers, 279.13
- Experience as qualification, 294.2, 294.3
- Fees for issuance or renewal, 260.14, 260.15
- Five-year certificate renewed for life, 260.13
- Five-year regular, enumerated, 260.11
- Foreign applicant, conditions, 260.10
- Kindergarten certificate, 280.16
- Life certificates, 260.13
- Normal training high school certificates, renewal, 260.21
- Principal's certificate, 260.9(2)
- Qualifications required of applicants, 260.2
- Registration in county of use, 260.20, 260.22
- Registration requirements, effect, 260.20–260.22
- Regular certificates, classes issued, 260.6
- Renewal of certificates
  - Fees for renewal, 260.14, 260.15
  - Five-year term, 260.12
  - Life, condition for renewal, 260.13
  - Procedure to secure renewal, 260.15
  - Special certificates, 260.12
- Revocation by board, procedure, 260.23
- Revocation by county superintendent, 260.24–260.26
- Secondary certificates, 260.8
- Secondary school field defined, 260.5
- Singing ability not to affect, 280.12
- Special certificate, 260.6(4), 260.11, 260.12, 260.17
- State certificate valid for position required, 260.6
- Substitute teachers' certificates, 260.6(6), 260.19
- Superintendent's certificate, 260.9(1)
- Supervisor's certificate, 260.9(3)
- Tenure of various certificates, 260.11
- Uncertified teachers enjoined, 273.18(24)
- Uniform county certificates, renewal, 260.21
- Valid in county when registered in such county, 260.20, 260.22
- Validity when registered, 260.22
- Valid state certificates required, 260.6
- Cigarette law enforcement aided, 98.4
- Closed schools, 279.14
- College, state, 268.1–268.3
- Compensation, withheld without certificate or diploma, 294.1
- Contagious diseases, duty to report, 139.3
- Contracts for teaching, *see Employment of Teachers below under this subhead*
- Deaf instructors, teachers to be approved, 295.3
- Diplomas
  - Diploma or certificate required, 294.1

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd**  
**Teachers—Continued**
**Diplomas—Continued**

- Qualification for certificate, 260.7–260.9
- Revocation procedure, 260.23–260.26
- Discharge for cause, hearing, 279.24
- Diseases, contagious, duty to report, 139.3
- Dismissal for cause not abridged, 279.13
- Employment of teachers
  - Agencies for employment, 95.1–95.6
  - Authority of board, 279.12, 294.2
  - Authority of board to make contract, 279.12
  - Authority of subdirector to make contract, 279.12
  - Automatic continuation of contract, 279.13
  - Certificate as eligibility, 294.1, 294.2
  - Compensation stated in contract, 279.13
  - Contracts, legal requirements, 279.12, 279.13
  - Contracts, provisions required, 279.13
  - Contract void, too few pupils, 279.14
  - Deaf, instructors of, 295.1
  - Dismissal procedure, appeals, 279.24, 290.1–290.6, 294.2
  - Filing of contract with secretary, 279.13
  - Invalid contracts, 279.13
  - Length of school term stated in contract, 279.13
  - Minimum wage requirements, 294.6, 294.7
  - Nepotism law inapplicable, 71.1
  - Organization of new board, contract, 279.13
  - Parties required to sign contract, 279.13
  - Prohibited when less than five pupils, 279.15
  - Relation employment law not applicable, 71.1
  - Reorganization, effect on contract, 275.33
  - Salaries, *see Salaries below under this subhead*
  - Second contract void, pending release of first, 279.13
  - Signatures on contract, 279.13
  - Soldiers' preference law applicable, 70.1
  - Subdirectors, authority to hire, 279.12
  - Termination of contracts, legal provisions, 279.13
  - Terms of contract enumerated, 279.13
  - Uncertified, not eligible, 294.1, 294.2
  - Written contract required, 279.13
- Examinations conducted by board of examiners, 260.4
- Examinations conducted by county superintendent, 280.12
- Exchange teachers, 279.13
- Exemption from jury service, 607.2(3)
- Exemption of property from execution, 627.6 (17)
- Experience as qualification, 294.2, 294.3
- Fire drills required monthly, 100.31
- Governed by board's rules, 279.8
- Group life insurance, 509.1–509.12
- Handicapped children, classes, 281.4
- Homes for teachers may be provided, 296.1
- Indigents medical care, complaint filed, 255.2
- Institutes
  - Accounting by county superintendent, 272.8
  - Adjournment of schools, 272.3
  - Approval by state superintendent, 272.2
  - Attendance mandatory, certificate, 272.4
  - Attendance without loss of salary, 272.3

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Teachers—Continued****Institutes—Continued**

- Disbursement of funds, 272.6, 272.7
- Funds provided, 272.5
- Instruction plan, 272.1, 272.2
- Supervision by superintendents, 272.1, 272.2
- Use of funds prescribed, 272.6, 272.7

Insurance, group, 509.1-509.12

Jury duty, exemption, 607.2(3)

Kindergarten teacher's requirements, 280.16

Library care, teacher's responsibility, 292.7

Medical care for indigents, complaint, 255.2

Minimum wage law, 294.6, 294.7

Music, ability ascertained, 280.12

Neptotism, not applicable to teachers, 71.1

Normal training, *see subhead above*

Pension system, 294.8, 294.10, 294.15

Pension system terminated, 294.11-294.14

Preference, military service, not applicable, 70.1

Pupils dismissed and readmitted, 282.4, 282.5

Qualification rules not retroactive, 294.2

Qualifications required, 293.5, 294.1, 294.2

Register, daily, kept and filed, 294.4

Relative, employment law not applicable, 71.1

Reports, 294.5, 299.15

Retirement system, funds, 294.8-294.10, 294.15

Rules of directors governing teachers, 279.8

**Salaries**

Contracts to specify salary, 279.13

Minimum wage law, 294.6, 294.7

State aid, when not used for payment, 293.7

Uncertified teacher cannot recover, 294.1

Sick leave, 279.40

Social science outlines received, 257.4(9)

Soldiers preference law applicable, 70.1

Standard schools, teaching requirements, 293.2

State college of Iowa, instruction, 268.1-268.3

Training of teachers, *see subhead Normal Training above*

Uncertificated teaching enjoined, 273.18(24)

Visiting of schools by board, 279.23

Vocational education standards, 258.4(7)

Wage law for teachers, 294.6, 294.7

**Textbooks**

Adoption of books desired, 301.1, 301.9

Authority of directors to purchase, 279.25, 301.1

Bond of contractor furnishing books, 301.11

Bonds required from successful contractor, 301.11

Census, report, inventory given, 291.10

Change restricted, election, 301.9

**District uniformity**

Adoption, purchase, 301.1

Custodian, bond, 301.2

Sale, rent or loan authorized, 301.1

Settlement by directors, 301.3

Exchange for new books authorized, 301.5

**Free textbooks**

Discontinuance, election, 301.27

Loaning books, rules, 301.25, 301.26

Petition, election, 301.24

General fund, bought from, tax, 301.4

Indigent children, school books furnished, 279.25

Music teaching, purchase authorized, 279.25

Officers or teachers as agents, penalty, 301.28

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Textbooks—Continued**

Payment from general fund, tax, 301.4

Price for sale, determined, 301.16

Purchase, bids, contracts, 301.7, 301.8

Sale, rent or loan, authority, 301.1

Samples and lists furnished by bidders, 301.10

Samples and price lists of books, 301.10

Suit on publishers bond, 301.6

Tax levy for books, 301.4

**Uniformity, county**

Applicability, 301.23

Custody of books, reports, 301.21, 301.22

Depository selected, bond, 301.15, 301.16

Free textbooks by loan to pupils, 301.19

Mandatory use, when, 301.15

Parents and pupils responsible, 301.20

Purchase and sale, rules, 301.16, 301.17

Rental to pupils authorized, 301.19

Selection of books, 273.13(4)

Settlement by education board, 301.18

Voters may authorize change, 278.1

**Tobacco**

Advertisements near schools forbidden, 98.40

Instruction in effect, 280.10

Use by students prohibited, 279.9

Townships, *see subhead Districts above, thereunder see School Townships*

Traffic rules, school zones, stop signs, 321.249

Transportation of pupils, *see subhead Pupils above, thereunder see Transportation*

Transportation, railroad reduced rates permitted, 479.94(15)

Treasurer of board of directors, *see subhead Officers above*

Trees, shade, on school grounds, 279.38

**Truancy and truancy officers**

Appointment of truancy officers, 299.10

Authority to take truant into custody, 299.11

Child labor law enforced, 92.10, 92.16

Cigarette law enforcement aided, 98.4

Compensation of truancy officers, 299.10

Compulsory attendance, *see subhead above*

Constable as truancy officer, 299.10

Criminal proceedings, duty to institute, 299.11

Definition of truant, 299.8

Discharge from truant schools, rules, 299.14

Incorrigibles, treatment, 299.13

Neglect by truancy officer, penalty, 299.12

Nurse appointed as truancy officer, 299.10

Policeman or marshal as truancy officer, 299.10

Reports on truancy law, violations, 299.15

Rules prescribed for punishment, 299.9

Schools for truants, 299.9, 299.13, 299.14

**Tuition**

Attending in another school, 282.7, 282.24

Attending school outside state, 282.8

Boarding home children, 282.23

Census, report, average cost given, 291.10(4)

Charitable institution children, 282.22

Children of state and federal employees, 284.4-284.7

Closed schools, pupils from, 279.18

Collection of tuition fees, 282.21

Computing tuition rate, 279.18, 282.20

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Tuition—Continued**

- Discontinued schools, 274.15
- Employees of state or nation on tax-free land, reimbursement, 284.4, 284.5
- Facilities of school discontinued, 274.15, 282.7
- Federal aid refund for nonresidents, 283.8
- Fees for tuition, payment, 282.20
- Free to resident pupils of school age, 282.6
- Free tuition for war veterans, 282.6
- Graduate students, 282.6
- High school outside district, 282.7, 282.17–282.24
- High school outside state, 282.7, 282.8, 282.17
- Indigent children, 282.18, 282.22, 282.23
- Nonresident pupils, 279.15, 282.1, 282.2, 282.7–282.23
- Parents share on school discontinuance, 274.15
- Rate of tuition, 279.18, 282.20, 282.24
- Rebating prohibited, 282.20
- Tax-free lands, residence on, reimbursement, 284.1–284.7
- Tax levy to pay, 287.3(3)
- Teacher employment not bar to state aid, 294.3
- War orphans, 35.9, 35.10
- University, state, 263.1–263.8
- Vacancies in office, how filled, 277.29, 277.30, 279.6, 279.7

**Violations**

- Barbed wire on schoolgrounds, penalty, 297.14
- Budget law violations, penalty, 24.24
- Busses, law provisions, 321.379
- Bus, unauthorized construction, use, 321.379
- Compulsory school attendance law, penalty, 299.6
- Disturbing schools punished, 744.2
- Embezzlement, 710.1–710.3
- English language, failure to teach in, 280.5
- Handicapped children education law, order, contempt, 281.6, 299.21
- Part-time school, parent or employer violations, penalty, 289.6
- Proselyting athletes, punishment, 282.20
- Rebating tuition punished, 282.20
- Rushing for outside organizations, penalty, 287.4
- School book agents, acting as, penalty, 301.28
- School bus illegally operated, penalty, 285.14
- School bus, unauthorized construction, 321.379
- Transportation duty failure, forfeit, 285.15
- Truancy officer neglect, penalty, 299.12

**Visiting schools by board members, 279.23****Vocational education**

- Appropriation, 258.8
- Federal and state aid, 258.1–258.13
- Financed locally, 258.10
- Rehabilitation, vocational, 259.1–259.8
- Statistics on vocational training, 91.4(4)

**Vocational studies, part-time schools, 289.3–289.7****Vocational training, 258.1–258.13****War orphans, 35.7–35.11****Warrants**

- Bank deposits, 453.1–453.8, 526.37
- Claims audited and paid by warrant, 279.26, 279.27
- Countersigned by secretary, 291.8, 291.12
- County treasurer, warrants drawn on, 291.8, 298.11

**SCHOOLS AND SCHOOL DISTRICTS—Cont'd****Warrants—Continued**

- Draft on county treasurer for funds, 291.8, 298.11
- Exchange for bonds not prohibited, 75.9
- Federal aid paid by state warrants, 283.1
- Funds for payments designated in warrants, 291.13
- Handicapped children, education, 281.9, 281.10
- List published, when, 279.34
- Payable to persons entitled to money, 279.27
- President to sign warrants and drafts, 291.1
- Secretary to issue, when, 279.27
- Specific fund must be named, 291.13
- State aid for deaf instruction, 295.4
- State aid for standard schools, 293.7
- Treasurer to pay warrants, keep records, 291.12
- Unpaid for lack of funds, 74.1–74.7
- War surplus commodities, purchase, 20.5
- Water closets or privies to be provided, 279.37
- Water power improvements, land condemned, 470.3
- Water supply, laboratory tests on request, 263.7
- Week, defined for school purposes, 279.10
- Workmen's compensation, compulsory, 85.2
- Year, defined for school purposes, 279.10, 279.11, 299.1
- Year, fiscal, defined, 24.2(4), 24.3(3)
- Zones for traffic regulations, established by cities and towns, 321.1(56), 321.249, 321.285(1)
- Zones, restricted residence districts, schools permitted, 415.2
- Zoning law, 414.1–414.22

**SCIENCE**

- Basic science examinations, 146.1–146.23

**SCIENTIFIC BOOKS**

- Evidential effect, 622.23

**SCIENTIFIC SOCIETIES**

- Corporation reports and fees, exempt, 496.19
- Income tax exemption, 422.34
- Incorporation, 504.1–504.31
- Sales tax, activities receipts exempt, 422.45(3)
- Tax exemptions allowed, conditions, 427.1
- Trustees or managers, 504.14
- Use tax, activities receipts exempt, 423.4(6)

**SCOPE OF EMPLOYMENT**

- Assumption of risk doctrine, 88.14
- Railroad's liability when employee negligent, 479.122
- Workmen's compensation, 85.3, 85.7, 85.9, 85.11, 85.15, 85.19, 85.21

**SCREENS**

- Fish screens, when required, 109.14
- Food establishment requirements, 170.14

**SCRIP**

- See 334.3, 334.7, 334.9, 346.20

**SEAL**

- Absence of seal, when recorded seal presumed, 622.38
- Acknowledgment, under seal, proof, 558.34
- Affidavit or deposition, officer taking, 622.91

**SEAL**—Continued

Certificate of proof under seal, 558.34  
 Certified copy or recorded, seal presumed, 622.38  
 Cities and towns, 368.2, 368A.1(6)  
 City seal kept by mayor, 368A.2

**Corporations**

Conveyances with or without seal, 558.2, 558.3  
 Generally, 558.2–558.4  
 Power to use common seal, 491.3(3)  
 Releases, requirements, 558.4

Counterfeiting, penalty, 718.18  
 County must have, 332.1  
 County treasurer, 334.2  
 County treasurer, oaths in tax matters, 421.21  
 Definition of “seal”, 4.1(14, 20)  
 Deposition or affidavit, officer taking, 622.91  
 Desecrating state seal, penalty, 32.1–32.6  
 District court seal, 606.1

**Evidential use of documents under seal**

Absence on recorded documents, presumption, 622.38  
 Depositions or affidavits, signed, presumed genuine, 622.91  
 Foreign court records, 622.55  
 Judicial records certified, 622.52, 622.53  
 Public seal of state or county, 622.60

Farm aid association, 176.6  
 Fee for affixing seal, 79.3  
 Municipal court seal, 602.13  
 Negotiable instruments, effect of seal, 541.6(4)  
 Nonresident notaries, presumption, 558.15  
 Notarial seals, 77.4  
 Officials, *see particular official*  
 Police court seal, 367.1  
 Private seals abolished, 537.1  
 Public seal affixed to documents, admissibility, 622.60  
 Public utility franchise, official seal, 489.6  
 State seal kept and used by the governor, Const., Iowa, IV, 20  
 Superior court seal, 603.21  
 Warehouse seals and locks, 544.22

**SEALER OF WEIGHTS AND MEASURES**

Agriculture department, 189.2  
 City or town, appointments and duties, 213.5–213.7  
 State sealer, who acts, duties, 213.1–213.4  
 Warehouses, 544.19(2)

**SEALING GRAIN**

Fiduciaries authorized, 544.1, 635.22  
 Unbonded warehouses, 544.19(2)

**SEARCHES AND SEIZURES**

Appeals, 751.40–751.43  
 Arrests in connection with seizures, 751.11  
 Authority exceeded by officer, 751.39  
 Cigarette law violations, 98.32–98.34  
 Constitutional guaranty, Const., Iowa, I, 8  
 Constitutional protection against unreasonable, Const., U. S., Amend. 4  
 Control board entitled to seized liquor, 751.32  
 Costs, how taxed, 751.35  
 Costs, paid by state on restoration, 751.24  
 Crop pest act, 267.1–267.22  
 Definition of search warrant, 751.1

**SEARCHES AND SEIZURES**—Continued

Disposal of property seized  
 Cigarettes sold without stamps, 751.28  
 Destruction of illegal property, 725.9, 751.25  
 Evidence, property kept for, 751.30, 751.36  
 Execution for sale or destruction, 751.26  
 Insufficiently described property, 751.22  
 Intoxicants sent to control board, 751.32  
 Intoxicating liquors, shipment, 751.31–751.33  
 Money goes to school fund, 751.29  
 Restoration, 751.23, 751.24, 751.30  
 Sale proceeds to school fund, 751.29  
 Sale requirements, 751.25–751.27  
 Stolen property restored to owner, 751.30, 751.36  
 Use of property in law enforcement, 751.34  
 Utilizing condemned liquors, 751.31

**Docketing proceedings, 751.2****Fish and game law provisions**

Arrest without warrant, when authorized, 109.11  
 Automobiles exempt from confiscation, 110.18  
 Contraband equipment generally, 110.18–110.21  
 Contraband shipments, 109.30  
 Fishing tackle exempt from confiscation, 110.18  
 Fish traps without license tags, 109.92  
 Guns exempt from confiscation, 110.18  
 Nets and seines without license tag, 109.107  
 Search warrants authorized, 109.13  
 Seizure of fish and game unlawfully taken, 109.12, 109.13, 109.30  
 Seizure, when unlawfully taken, 109.12, 109.13, 109.30  
 Trial procedure, 110.19–110.21

**Forfeiture of property seized**

Contest, appearance, 751.21  
 Hearings, *see subhead Hearings below*  
 Intoxicating liquors and conveyances, 127.7–127.9  
 Judgment of forfeiture and destruction, 751.25  
 Money put in school fund, 302.3(1), 751.29  
 Form of information to secure, 751.4  
 Gambling devices seized, 726.4, 751.3(4)  
 Grounds for issuance, 751.3  
 Guaranty against unreasonable search and seizure, Const., Iowa, I, 8

**Hearings**

Nature of hearing, 751.2  
 Notice of hearing, service, 751.16, 751.17  
 Ordinary proceedings used, 751.2  
 Parties to proceeding, 751.21  
 Procedure in district court, 751.2, 751.20  
 Procedure in other than district court, 751.20  
 Substitute magistrate, 751.19  
 Testimony taken, 751.18

Information to secure warrant, 751.4  
 Insufficient description, 751.22  
 Intoxicants disposed of, shipment, 751.31, 751.33  
 Intoxicating liquor and equipment, possession, presumption, 126.23, 126.25  
 Intoxicating liquor conveyances, 127.1–127.22  
 Inventory of property by officer, 751.14, 751.15  
 Limitation on sale, 751.27  
 Liquors seized, transportation, 751.31–751.33  
 Machine gun, seizure, not crime if delivered to officer, 696.8  
 Magistrate, substitute selected, 751.19

**SEARCHES AND SEIZURES—Continued**

- Maliciously suing out warrant, 751.38
  - Motor vehicle permits and plates, 321.14
  - Motor vehicles, seizure permitted, 321.84
  - Narcotic drug violations, 204.21
  - Obscene matter seized, 725.9
  - Plant quarantine, seizure and destruction, 267.11-267.13
  - Poor, abandonment by relatives, chattel property seized by sheriff, 252.10, 252.11
  - Probable cause, 751.5, 751.6, 751.23, 751.30
  - Receipt for property seized, 751.13
  - Registered containers illegally used, 713.20
  - Restoration of property seized, 751.23, 751.24, 751.30
  - Sale of proceeds goes to school fund, 751.29
  - Sale of property, 751.25-751.28
  - Search of prisoners allowed, 751.37
  - Seeds, unlawful, seizure and destruction, 199.12
  - Shoplifting act provisions, 709.22-709.24
  - Stay of proceedings by appeal, 751.3
  - Stolen property restored to owner, 751.30, 751.36
  - Transportation by carrier, liquor, 751.33
  - Unreasonable, prohibited, Const., Iowa, I, 8
  - Wagers seized, 726.4
- Warrants**
- Arrest of persons by officer, 751.11
  - Authority for issuance, 751.3
  - Breaking in to serve, 751.9, 751.10
  - Definition of search warrant, 751.1
  - Docketing, nature of proceedings, 751.2
  - Execution of warrant, 751.8-751.10, 751.39
  - Forcible entry or exit, 751.9, 751.10
  - Form of warrant, 751.6
  - Information to secure issuance, 751.4
  - Intoxicating liquors and conveyances, 127.7, 127.8
  - Inventory of property taken, 751.14, 751.15
  - Issuance, grounds, 751.3-751.5
  - Liberating persons serving by breaking in, 751.10
  - Narcotic drug violations, 204.21
  - Obscene books or articles, to sheriff, 725.9
  - Officer exceeding authority, 751.39
  - Receipt given for property taken, 751.13
  - Return of warrant, 751.8, 751.12, 751.14
  - Service by peace officer, 751.7, 751.9, 751.11
  - Trial of proceedings, docketing, 751.2, 751.20

**SEAT OF THE GOVERNMENT**

- Located at Des Moines, Const., Iowa, XI, 8
- War disaster, temporary relocation, 38C.1-38C.3

**SECONDARY ROADS AND BRIDGES**

- Bridges and culverts, 309.3-309.91, *see BRIDGES AND CULVERTS*
- Roads, 306.1-306.31, *see HIGHWAYS*

**SECOND HAND DEALERS**

- City power to restrain and prohibit, 368.7(4)
- Examination to discover stolen property, 368.7(4)
- Used motor vehicles, 321.67-321.70, *see MOTOR VEHICLES, subhead Dealers*
- Weapon law, 695.18-695.28

**SECOND OFFENSE**

- Driving while intoxicated, 321.281

**SECRETARY OF AGRICULTURE**

*See ch 159, AGRICULTURE DEPARTMENT*

**SECRETARY OF STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Abandoned river channels, islands, sale, 568.2-568.22

**Acts, legislative**

- Deposited and kept by secretary of state, 3.6, 9.1
- Governor fails to return, certified as law, 3.5
- Journals bound and preserved, 2.9
- Legalizing acts, costs received before publication, 17.19

**Publication**

- Generally*, 3.8-3.10, 3.15, 6.1-6.3, 17.19
- Appropriation to pay therefor, 3.16
- Certificate to be indorsed on roll, 3.10
- Copies furnished district court clerk, 3.15
- Designation of papers by secretary, 3.9
- Price allowed therefor, 3.16
- Public measure, certificate of, 6.2, 6.3

**Administrative rules and regulations**

- Copy to code editor, 17A.4
- Filed, enrolled, indexed, 17A.3

Advertisements registered, fees, 548.1-548.6, 549.3

Annotations and tables to code, copy, 16.25(7)

Architectural examiners' oaths and reports received, 118.1, 118.4, 118.13

Articles of incorporation filed, foreign railway companies, 476.22

Attorney of nonresident employer for service, workmen's compensation, 85.3, 86.36

Bond required, amount, 64.6(1), 64.23(2)

Bonds of state officers and employees filed, 64.23(1), 64.24, 89.1, 96.10(2), 135.7, 159.14, 173.14(5), 218.12

Brokers real estate licenses, ch 117

**Census, federal**

- Certified copy of census report, fee, 26.3
- Procure and publish federal report, 26.2, 26.3
- Records filed in his office, 26.2-26.6

Certificates, bill, not returned by governor, 3.5

**City and town corporations**

- Annexation records certified, 362.20, 362.33
- Consolidation, record certified, 362.20
- Discontinuance, record certified, 362.16
- Incorporation, record certified, 362.9
- Name changed, record certified, 362.36
- Severance records certified, 362.33

Code, session laws, annotations received, 16.24, 16.25

**Commissions**

- Copy of registration to comptroller, 9.3
- Countersigned and registered, Const., Iowa, IV, 21; 9.3

Compensation fixed, 9.5

Conditional sale contract, utility equipment, recorded, fee, 556.22-556.28

Conservation commission orders filed, 105.25

**Constitutional amendment**

- Action to test, 6.10
- Ballot, sample, transmit to auditors, 6.6

**SECRETARY OF STATE—Continued**

- Constitutional amendment—Continued
  - Enrolled copies kept, 9.1
  - Publication of proposed amendment, 6.1, 6.3
  - Report to legislature, 6.3
  - Test case, secretary a defendant, 6.10, 6.11
- Corporation duties
  - Agent for service of process, *see subhead Process Agent for Corporations below*
- Articles of incorporation
  - Amendment, 496A.59–496A.62
  - Bank corporation articles recorded
    - Amendments filed, 491.35
    - Co-operative banks, fees, 531.4
    - Renewals filed, fee, 491.28, 491.33, 491.35
    - Savings banks provisions, 526.4, 526.10, 526.39, 526.41
    - State banks provisions, 526.41, 527.4, 527.10
    - Trust companies, law applicable, 532.19
  - Co-operative associations
    - Amendments filed, 497.9, 499.44
    - Approval, certificate issued, 499.44
    - Bank co-operatives, 531.4
    - Fees collected, 497.4, 499.45
    - Filed and recorded, 497.3, 497.4
    - Nonprofit co-operatives, 498.5, 498.7, 498.34
    - Renewals filed, 499.42, 499.44
  - Nonprofit corporations
    - Foreign corporations, 504.28–504.31
    - Organizations and societies, 504.1
  - Profit corporations
    - Amendments filed, 491.20
    - Approval when in proper form, 491.6
    - Attorney general's opinion, 491.7, 491.8
    - Certificate of incorporation, 491.5, 491.11
    - Certificate of renewal, 491.28, 491.29, 491.32
    - Certificate of secretary admissible as evidence, 496A.136
    - Corrected renewal certificate, 491.29
    - Disapproval when improper, 491.6
    - Fee computation, no par stock, 493.11
    - Fees charged, 491.11, 491.12, 491.20, 491.28, 491.31, 493.11
    - Filing, 491.5, 491.6, 491.8, 491.9, 491.106, 496A.50, 496A.53
    - Forwarded to county recorder, 491.5, 491.107
    - Interpretative clause, 491.10
    - Interrogatories to corporations, 496A.132, 496A.133
    - Powers of secretary, generally, 496A.134
    - Proof of publication filed, 491.19, 491.32
    - Recording by secretary, 491.5
    - Renewals filed, fee, 491.27–491.32
    - Submission to executive council, 491.9
- Cancellation of authority, 422.40, 423.22, 496.8–496.15, 551.8, 553.7
- Certificate of incorporation issued, 496A.51
- Certificate of stock issues, filed, 492.9, 495.1
- Charter organizations
  - Copy of charter filed, recorded, fee collected, certificate issued, 504.6
  - Recorded charter returned to corporation, 504.6
- City and town corporations, records kept, 9.2
- Discrimination, unfair, permit revoked, 551.8
- Dissolution, 491.23

**SECRETARY OF STATE—Continued**

- Corporation duties—Continued
  - Dissolution of co-operatives, report, 499.47
  - Duties in general, Const., Iowa, IV, 21; 9.1
  - Fee computation, no par stock, 493.1
  - Fees, generally, 496A.123–496A.126
  - Forfeiture, 422.40, 423.22, 496.8–496.15, 551.8, 553.7
- Insurance company articles recorded
  - Assessment life company, 510.5
  - Certified for stock subscriptions, 515.25
  - Inapplicability of corporation law, 491.10
  - Nonlife companies, 515.3, 515.5
  - Professional liability company, 519.3
- Insurance consolidation commission, 321.5
- List of nonprofit corporations, filed, 504.4
- Merger and consolidation, 491.106–491.108
- Notice of dissolution filed, 491.23
- Permits, foreign
  - Application, profit corporation, 494.1, 494.2, 496A.107, 496A.108
  - Card index of permits kept, 494.10
  - Certificates for instruments filed, 494.5
  - Copies of instruments filed, 494.5
  - Delinquency notice, procedure, 496.9–496.16
  - Fees for profit corporations, 494.3–494.6
  - Holding company for utility, 495.2
  - Increased stock report, 494.5
  - Issuance to profit corporation, 494.7, 496A.103
  - Nonprofit corporations, 504.28–504.31
  - Public utility permits, 495.1, 495.2
  - Record of permits required, 494.10
  - Reports, fees collected, 496.1, 496.4
  - Requalification, 494.8
  - Revocation, 422.40, 423.22, 496.8–496.15, 551.8
  - Unfair discrimination, revocation, 551.8
  - Values determined, 494.3
- Place of business change, proof filed, 496.15
- Process agent, *see subhead Process Agent for Corporations below*
- Proof of publication of notice filed, 491.18
- Railway company name change, 476.1, 476.3
- Registered agent office, 496A.11, 496A.12, 496A.110–496A.112
- Registered name, 496A.9, 496A.10, 496A.105, 496A.106
- Report, co-operatives, preferred stock, 499.25
- Reports and fees
  - Annual reports, required, 496.1
  - Attorney general's recommendation, notice, forfeiture, 496.9–496.15
  - Blank forms furnished, 496.17
  - Compromise after forfeiture, 496.13
  - Co-operatives, 497.22–497.28, 498.24–498.30, 499.49–499.54
  - Corporations to file, 496.1, 496.3, 496.19
  - County attorney to aid collection of fee, 496.6
  - Delinquent list to attorney general, 496.6, 496.7
  - Dissolution to avoid fee, proof filed, 496.7
  - Exempted corporations, 496.3, 496.19
  - Fee paid with report, 496.2, 496.4
  - Forfeiture, 422.40, 423.22, 496.8–496.15
  - Notice of corporate expiration, 496.17, 496.18
  - Notice of delinquency, 496.9–496.11
  - Penalties added to fee, 496.5

**SECRETARY OF STATE—Continued**

- Corporation duties—Continued
  - Reports and fees—Continued
    - Reinstatement after forfeiture, 496.13
    - Schedule of penalties chargeable, 496.5
    - Time for making reports, 496.1
    - Verification of reports filed, 496.2
  - Reserved name, 496A.8
  - Revocation of permit, 422.40, 423.22, 496.8–496.15, 551.8, 553.7
  - Soil conservation districts, 467A.5(6), 467A.10
  - Stock issuance certificate filed, 492.9
  - Trade name filed, 496A.7
  - Trusts and combinations, 553.7
  - Unfair discrimination complaints, 551.7, 551.8
  - Unlawful combinations, notice, 553.7
  - Use tax delinquency, 423.22
  - Utility equipment contracts recorded, 556.22–556.28
- Corporations, cities and towns, 9.2
- Custodian of state officers' bonds, 64.23(1)
- Deputy
  - Appointment and qualification, 27.1, 27.2
  - Cannot serve on executive council, 19.1
  - Duties, perform those of principal, 27.2
- District court schedules, duties, 604.18–604.20
- Donation soliciting, regulated, 122.1–122.6
- Duties, 9.1
- Elected for two-year term, Const., Iowa, IV, 22
- Election, Const., Iowa, IV, 22; 39.9
- Election duties
  - Abstracts, missing, sent for, 43.71, 50.34, 50.47
  - Abstracts received, 43.80, 50.26, 50.30–50.36, 50.46, 50.47
  - Campaign expense statements, 56.1–56.6
  - Candidates filing nomination papers certified, 43.11, 43.22, 43.23
  - Canvassers, abstracts, bound in book form, 50.40
  - Certificate of election signed, mailed, 50.41–50.43
  - Certificate withheld in case of contest, 57.2
  - Clerk of contest courts, 60.2, 61.2
  - Constitutional amendments, 6.3, 6.6, 6.8, 6.10
  - Constitutional amendment, U. S.
    - Ballot, arrangement, 55.14, 55.15
    - Nominations for delegates, certified to, 55.9
  - Contests for state offices, 61.2–61.14
  - County officer list recorded, 333.10
  - Duty to keep election abstracts, 50.35, 50.36
  - Election book kept by, 43.72, 50.40
  - Election contested, 59.4–61.14
  - Federal constitutional amendment provisions, 55.9–55.23
  - Furnish instructions to voters, 49.69
  - General election, state canvass, 50.36–50.45
  - Instructions of attorney general distributed, 49.68, 49.69
  - Judicial nominations certified, 46.14, 46.16
  - Mail certificates of election, 50.42
  - Messengers for missing returns, 50.34
  - Nomination papers, requirements, 43.8–43.23
  - Nominations for vacancy by convention certified, 43.88
  - Nominations, objections filed, 44.4
  - Nominations withdrawn, how made, 44.9

**SECRETARY OF STATE—Continued**

- Election duties—Continued
  - Nonparty nomination certificates filed, 44.14
  - Nonparty nomination objections, hearing, 44.6
  - Oaths administered to contest court, 60.3
  - Objections to nominations, nonparty, filed, 44.4
  - Presidential electors' contests, 60.2–60.6
  - Presidential nominees, certification received, 54.5
- Primary election
  - Abstract of canvass from state board, 43.63
  - Abstract of votes filed by county canvassers, 43.60
  - Canvass of votes, 43.12, 43.63–43.74, 46.16, 49.51
  - Certify nominees to county auditors, 43.73, 43.74
  - Messenger sent for missing returns, 43.71
  - Nominations, certified to county auditor, 43.22
  - Original returns, filed, recorded, 43.72
- Public measures, 6.1–6.3, 6.8
- Receive and file campaign statements, 56.3
- Receive and file election abstracts, 50.30–50.36
- Record bound in book form, 50.40
- Returns to speaker of the house, 50.31, 50.35
- Special elections, law applicable, 50.46
- Subpoenas in contests, may issue, 61.11
- Supreme court nomination objections, 44.6, 46.15
- Supreme court nominations certified, 46.14
- Vacancy nominations certified, 49.58
- Withdrawal of nonparty nominations, 44.9
- Engineering examiners report filed, 114.10
- Equipment contracts, utilities, recorded, fee, 556.22–556.28
- Fairs, reports for state aid filed, 174.10
- Federal census, duties, 26.1–26.6
- Fees for copies and certificates, 9.4
- General assembly journals, bound and kept, 2.9
- Island and river channel sales, 568.2–568.22
- Journals, general assembly, to preserve, 2.9
- Labels registered, fees, 548.1–548.6
- Land office
  - Boundary commission's report filed, 568.14
  - Certified copies of records
    - Evidence, presumptive, 10.4, 622.41–622.51
    - Furnished for reasonable charge, 10.4
  - Chain of title, records showing to be kept, 10.1
  - Dubuque and Pacific railroad lands, 10.12
  - Federal land grants, list certified, 10.11
  - Fees charged for copies of record, 9.4(2)
  - Inspection, records open, 10.4, 10.8
  - Island and river channel sales records kept, 568.6, 568.7, 568.12, 568.14, 568.22
  - Open during business hours, 10.4
  - Patents issued and corrected, 10.5–10.7, 10.13, 10.14, 302.7
  - Quitclaim to correct erroneous transfer, 10.10
  - Railroad land lists furnished, 558.10
  - Records to be kept, 9.1, 10.1, 10.2, 10.8
  - Relinquishment of color of title, 10.9
  - School lands, 10.13, 302.7, 302.35
  - Survey, public, maps and field notes, 10.9
  - Survey records, maps, 10.8, 568.6, 568.7, 568.22
  - Tract books, separate for state lands, 10.2, 10.3, 10.7
  - University lands, when patents issue, 10.13, 10.14

**SECRETARY OF STATE—Continued**

Legislative acts, *see subhead Acts, Legislative above*  
 Licensing transient merchant, 81A.3–81A.8  
 List of state officers and judges, for session laws, 14.10  
 Membership on boards and commissions  
   Beer permit board, state, 124.2–124.4  
   Employment agency license commission, 95.1  
   Executive council, 19.1  
   Health board, 136.1  
   Insurance consolidation and reinsurance commissions, 521.5  
   Printing board, 15.1  
   Real estate commission, chairman, 117.8  
 Municipal court adoption certificate, 602.4  
 Nomination blanks, to furnish, 43.8  
 Oath of office taken, 63.10, 63.11  
 Oaths of unemployment compensation commission members filed, 96.10(1)  
 Oaths, power to administer, 78.2(1)  
 Park land conveyances executed, 111.32, 111.33  
 Penitentiary and reformatory visits, 246.46  
 Printing board, member ex officio, 15.1  
 Process agent for corporations  
   Broker's real estate license, nonresident, 117.21–117.23  
   Business corporation act provisions, 496D.13  
   Doing business in state, 617.3  
   Employment security law, nonresident employing units, 96.14(5–14)  
   Foreign co-operatives, 494.1, 494.2, 499.54  
   Foreign nonprofit corporations, 504.28  
   Foreign profit corporations, 494.1, 494.2, 496A.13  
   Foreign public utility corporations, 495.1  
   Iowa corporations, no local office, 491.15  
   Nonresident employing unit, employment security law, 96.14(6, b)  
 Process agent for nonresident  
   Boat owners and operators, 106A.1, 106A.11  
   Real estate broker, licensee, 117.23  
   Salesman of real estate, licensee, 117.23  
   Workmen's compensation, 85.3, 86.36  
 Process agent for service of notice  
   Co-operative associations, 494.1, 494.2, 499.54  
   Employing units, 96.14(5–14)  
   Profit corporations, 494.1, 494.2(6)  
   Public utilities, 494.2(6), 495.1  
   Transient merchants, 81A.4  
 Publication of acts, private legalizing bills, cost paid, 17.19  
 Public donation soliciting licenses, 122.1–122.6  
 Public measure, publication, 6.2, 6.3  
 Public utility equipment contracts, recorded, fee, 556.22–556.28  
 Railroad corporation name changes received, 476.1, 476.3  
 Railroad land list furnished on request, 558.10  
 Records  
   Cities and towns, list and organizations, 9.2  
   Kept in his office, 9.1  
   Land office, state, 9.1  
 Reports made to secretary  
   City and town, change in form of government, 363.37

**SECRETARY OF STATE—Continued**

Reports made to secretary—Continued  
 Co-operative associations, 497.22–497.28, 498.24–498.30, 499.49–499.54  
 Corporation reports, *see subhead Corporation Duties above, thereunder see Reports and Fees*  
 Foreign nonprofit corporations, 504.30  
 Soliciting organizations, 122.4  
 Voting machine commissioners, 52.5  
 Resignation of governor, when received, 69.4(1)  
 Resignation of secretary, 69.4(3)  
 Rules of departments filed, indexed, 17A.3  
 Salary fixed, 9.5  
 School land deed recorded, 302.35  
 School land sale duties, 302.6, 302.7, 302.35  
 School land sale, patent issued, 302.7, 302.8  
 Session laws received, 16.24  
 Soil conservation law duties, 467A.5  
 Solicitation of public donations, 122.1–122.6  
 State aid for fairs, certified to comptroller, 174.12  
 Subpoenas, may issue in election contests, 61.11  
 Superior court abolition certificate, 603.56  
 Supplies and postage furnished, 19.4, 19.19, 19.25  
 Supplies, furnished by executive council, 19.25  
 Supreme court clerk, deputy's appointment filed, 685.5  
 Term, two years, Const., Iowa, IV, 22; 39.8, 39.9  
 Trade-marks registered, fees, 548.1–548.6  
 Utility equipment contracts recorded, fee, 556.22–556.28  
 Vacancy, office taken over, how filled, 69.3, 69.8  
 Workmen's compensation, process agent for nonresident employer, 85.3, 86.36

**SECRET ORDERS**

Incorporation, 504.1–504.31  
 Listed, charter corporations, 504.5, 504.6  
 Public schools, prohibited, 287.1–287.4  
 School buildings, rural order, meetings permitted, 297.9

**SECTARIAN INSTITUTIONS**

Religion, *see RELIGION*  
 Use of public funds prohibited, Const., Iowa, IX, 2nd, 3; 343.8, 343.9

**SECURITIES**

Balance sheet may be required, 502.10, 502.14  
 Banks authorized to handle, 532.1(5)  
 Blue sky law, ch 502, *see subhead Iowa Securities Law (Blue Sky Law) below*  
 Brokers, 502.3(7), 502.16  
 Collateral  
   Negotiable instruments, sale provision, 541.5(1)  
   Transfer of shares, release, 491.51–491.54  
 Comptroller's custody of state securities, 8.6(8)  
 Co-operatives may issue or buy, 498.20, 498.33  
 Cost bonds, when required, *see BONDS, subhead Cost Bonds*  
 Dealers, *see subhead Iowa Securities Law (Blue Sky Law) below, thereunder see Dealers*  
 Deposit with clerk or court order, 682.29–682.41  
 Exemptions, tax exemptions, public securities, 427.1(5)  
 Gifts to minors, uniform act, 565A.1–565A.11  
 Installment plan sales, 501.1–501.8



**SECURITIES—Continued**

Insurance companies, deposits by, *see INSURANCE*, *subhead Securities Deposited*  
 Investments generally, *see INVESTMENTS*

**Iowa securities law (Blue Sky Law)**

Action against nonresident issuer, 502.9  
 Action by buyer, costs and attorney fees, 502.23  
 Administration by insurance commissioner, 502.2  
 Agent defined as salesman, 502.3(8)  
 Appeals from commissioner's orders, 502.24  
 Assets, intangible, escrow, 502.20  
 Assistants employed by commissioner, 502.2  
 Attorneys employed, 502.2

**Bonds**

Appeals, cost bonds, 502.24  
 Mortgage bonds exempt from act, 502.5(7, 10)  
 Registration, bonds with, 502.11, 502.18  
 Securities exempt from act, 502.5  
 Security defined, includes bonds, 502.3(1)

**Brokers**

Dealings when insolvent, 502.16  
 Defined as dealer, 502.3(7)  
 Burden of proof in prosecutions, 502.19  
 Commissioner of insurance, administers act, 502.2  
 Commission for sale, limitation, 502.8  
 Confidential records, officers use, 502.31  
 Contracts to sell, fraud, remedies, 502.23  
 Co-operatives exempt from law, 499.59  
 Costs and attorney fee, buyer's suit, 502.23  
 Court aid invoked, witnesses, 502.21

**Dealers**

Bond on registration, conditions, 502.11, 502.18  
 Broker defined as dealer, 502.3(7)  
 Commission allowed, limitation, 502.8  
 Consent to service of process, 502.9  
 Definition of dealer, 502.3(4)  
 Examination, unlawful business, 502.21  
 Fee for registration, 502.11  
 Hypothecation of customer's securities, 502.17  
 Injunction for fraud, 502.21  
 Insolvency, receiver appointed, 502.15  
 List kept by state, 502.11  
 Registration with state required, 502.11  
 Reports made monthly, 502.15  
 Revocation of registration, grounds, 502.14  
 Transactions while insolvent, 502.16  
 Trust funds kept separate, 502.13  
 Unlicensed, penalty, 502.27, 502.30

**Definitions, 502.3**

Department, administration, 502.2  
 Deposits for investigation expense, 502.12  
 Escrow of intangible assets, 502.20  
 Examinations, 502.11, 502.14, 502.21

**Exemptions**

Burden of proof on claimant, 502.19  
 Classes of securities exempt, 502.4  
 Co-operative association, 499.59  
 Merger, approval, 502.5(6)  
 Stock exchange, power, 502.4(5)  
 Transactions considered exempt, 502.5  
 False records or statements, 502.26, 502.28  
 Fees collected, 502.7, 502.11, 502.25

**SECURITIES—Continued**

**Iowa Securities Law—Continued**

Financial statements compelled, 502.7, 502.10, 502.11, 502.14  
 Forms prescribed, 502.7  
 Fraud investigated and punished, 502.26–502.30  
 Fraudulent practices, injunction, 502.21  
 Hearings held, 502.14, 502.21, 502.22  
 Insurance commissioner to administer, 502.2  
 Interest of official in promotion, prohibited, 502.29  
 Investigation expense, deposit, 502.12  
 Membership sales, 503.1–503.12  
 Misrepresentation of securities, 502.28  
 Nonresident issuer, jurisdiction consent, 502.9  
 Notice of suit, service on commissioner, 502.9  
 Penalties, 502.21, 502.23, 502.26–502.30  
 Personnel for administration of law, 502.2  
 Pleadings, service on commissioner, 502.9  
 Pledge of customer's securities, 502.17  
 Price limit on securities sale, 502.8  
 Price of securities for sale registered, 502.7  
 Process agent for nonresidents, 502.9  
 Promotion by officials prohibited, 502.29  
 Purchaser's remedies, 502.23  
 Qualification, registration, 502.6  
 Record of securities registered, 502.7  
 Registration by qualification, 502.7  
 Registration of dealers and salesmen, 502.11  
 Registration of securities, 502.6  
 Remedies for violations, procedure, 502.21  
 Report from licensee monthly, 502.15  
 Reports not open to public inspection, 502.31  
 Revocation of licensee's registration, 502.14  
 Revocation of security registration, 502.10  
 Rules and regulations promulgated, 502.22  
 Sale of securities, when exempt, 502.5  
 Sale on installment plan, 501.1–501.8  
 Sale price of security limited, 502.8

**Salesmen**

Bond on registration, conditions, 502.18  
 Commission allowed, limitation, 502.8  
 Definition of term, 502.3(6, 8)  
 False representations made, penalty, 502.28  
 Registration, fee, list, 502.11  
 Revocation of registration, grounds, 502.14  
 "Sale" defined, 502.3(3)  
 Unlicensed secret agents prohibited, 502.30  
 Sale violating law, effect, 502.23  
 Secret agents, nondisclosure, penalty, 502.30  
 Securities exempt from law, 502.4  
 Service of process, consent, 502.9  
 Statements furnished, not public, 502.31  
 Superintendent of department, duties, 502.2  
 Suspension of licensee's registration, 502.14  
 Title of act, 502.1  
 Transactions exempt from law, 502.5  
 Transactions, without license enjoined, 502.21  
 Transcript on appeal certified, 502.24  
 Undisclosed agent, sales by, forbidden, 502.30  
 Violations, *see subhead Violations below*

**Membership sales**

Administration, commissioner of insurance, 503.1  
 Agents, license required, 503.12  
 Application for certificate, 503.4  
 Assessment insurance exempted, 503.3

**SECURITIES—Continued**

- Membership sales—Continued
  - Bond for performance of contracts, 503.6
  - Certificate of authority, 503.5
  - Certificate, revocation, receiver, 503.11
  - Definition, 503.2
  - Deposit of securities, 503.7
  - Examination by state, expense, 503.10
  - Financial report, annual, 503.9
  - Injunction to stop unlawful business, 503.11
  - License, tenure, fee, 503.8
  - Nonapplicability, 503.3
  - Process, service on commissioner, 503.14
  - Revocation of certificate, receivership, 503.11
  - Salesmen, license required, 503.12
  - Securities, deposit with state, 503.7
  - Violations, penalties, 503.13
- Pledges of, how foreclosed, 653.1–653.8
- Prohibition law, sale of securities, violating, 129.7
- Public securities, exempt, 427.1(5)
- Sale regulated, *see subhead Iowa Securities Law above*
- Sales on installment plan, 501.1–501.8
- Taxation in general, 427.13(5), 429.2, 431.1
- Tax exemption on public securities, 427.1(5)
- Tax on inheritance, 450.86
- Undertaking, statutory construction, 4.1(20)
- Uniform gift to minors act, 565A.1–565A.4
- Violations
  - Actions for recovery, limitation, 502.23
  - Counterfeiting tools, to make, 718.13, 718.14
  - Criminal penalties, 502.27, 502.28
  - False records, reports, 502.26
  - False records, statements, 502.26
  - False representations, penalty, 502.28
  - Forgery, counterfeit, 718.3, 718.6, 718.7
  - Fraudulent advertisement, 502.28, 713.24, 713.25
  - Liability to purchasers, 502.23
  - Misrepresentation in sale of, 502.28
  - Promotion by officials, 502.29
  - Sale voidable at buyer's election, 502.23
  - Secret agents, nondisclosure, 502.30
  - Secret, unlicensed agent, 502.30
  - Security law violations, penalties, 502.27
- Wagers, consideration for, 537.4

**SECURITIES DEPARTMENT**

- General provisions, see STATE OFFICERS AND DEPARTMENTS*
- Administration, 502.2

**SECURITY**

- See also SURETIES AND SURETY COMPANIES*
- Assignment of accounts receivable, 539.7–539.15
- Cost bond, 621.1–621.8; R.C.P. 354, *see BONDS*
- Good behavior, 695.3, 746.8–746.11
- Mechanic's lien, effect of collateral, 572.3, 572.4
- Public officers, 64.1–65.11, *see BONDS*
- Security of public revenue, 452.1–452.18
- Security to keep the peace, 695.3, 760.1–760.14

**SECURITY FOR COSTS**

- Additional security, 621.6
- Bond for costs, procedure, 621.1–621.9, *see BONDS*
- Cash in lieu of bond, 621.9
- Dismissal for failure to furnish, 621.4

**SECURITY FOR COSTS—Continued**

- Judgment on bond, 628.8
- Justice court cases, 601.26, 621.9; R.C.P. 354
- Motion and affidavits filed, 621.1, 621.3
- Motor vehicle damage or injury actions, 616.18
- Nonresident intervenors, 621.2, 621.5
- Probate actions, bond required on motion, 621.2
- Prohibited sureties, 621.7
- Retrial, default on published notice, R.C.P. 251
- Supreme court appeal, bond for costs, 686.12
- Supreme court supersedeas bond, R.C.P. 337

**SEDITION**

- Penalty for inciting, 689.4–689.13

**SEDUCTION**

- Action by unmarried woman, R.C.P. 6
- Corroboration required, 782.4
- Criminal action limitation, 752.2(2), 753.7(5)
- Definition and punishment, 700.1
- Desertion after marriage to avoid action, 700.3
- Evidence, corroboration required, 782.4
- Marriage a bar to prosecution, 700.2

**SEEDS**

- Agricultural seeds
  - Advertisement, term defined, 199.1(10)
  - Analysis by agriculture department, fee, 199.10
  - "Article", subject to regulation, 189.1(1)
  - Bonded warehouse law, 543.1
  - Botanist, state, as technical advisor, 199.2
  - Bulk sales, ingredients posted, 199.4
  - Buyer's bond required, 199.16
  - Certified, 199.7
  - Chain store tax, exemption, 424.3(3)
  - Containers defined, 189.1(4)
  - Co-operation of facilities, 199.10
  - Crop improvement association, purposes, 177.2
  - Definitions of terms, 199.1
  - Deviation allowance on labels, 199.1(6)
  - Duty of secretary to enforce law, 199.14
  - Exemptions from prohibited acts stated, 199.9
  - Guidance test, 199.10
  - Hybrid seed corn, 199.5
  - Information for farmers and dealers, 199.10
  - Inoculant for legumes, container label, 199.6
  - Inoculant for leguminous plants, defined, 199.1(8)
  - Labeling, 199.1–199.4, 199.7
  - Noxious weeds defined, 199.1, 317.1
  - Package defined, 189.1(4)
  - Permit to sell, 199.15
  - Potato sales for seed regulated, 199.7
  - Prohibited acts, enumerated, 199.8
  - "Purity" of seed defined, 199.1(5)
  - Purity standards fixed, 199.8
  - Sale, permit number affixed, 199.15
  - Sample by residents for analysis, fee, 199.10
  - Samples, inspected, analyzed, 189.3–189.8
  - Secretary of agriculture, authority, 199.11
  - Seed potatoes, 199.7
  - "Tolerance deviation" defined, 199.1(6)
  - "Treated seed" defined, 199.1(7)
  - Violation of provisions, penalty, 199.13
  - Weed seed defined, listed, 199.1(3, 4)
  - Weed seed weight tolerance, 199.3, 199.8
- Agriculture department duties, 189.2

**SEEDS—Continued**

Bushel measure weights, 210.10  
 Flax seed, defined, 543.1(5)  
 Insects, diseases, eradication, 267.1–267.22  
 Lien for shelling or husking, 571.1–571.5  
 Lien for threshing or combining, 571.1–571.5  
 Liens, priority, 571.2  
 Weight per bushel enumerated, 210.10

**SEINES**

General provisions, 109.106–110.1

**SEIZIN**

Realty owners deemed to have, 557.1

**SEIZURE**

Under search warrant, 751.1–751.43

**SELF-DEFENSE**

Cases in which permitted, 691.2  
 Lawful resistance in self-defense, 691.1  
 Persons aiding another, 691.3

**SELF-INCRIMINATION**

Criminating questions allowed, 622.15  
 Criminating questions barred, 622.14  
 Gratuity and tip prosecutions, 741.3  
 Immunity from prosecution when questions answered, 622.16  
 Insurance commissioner's examinations, 515.136  
 Insurance trade practices act provisions, 507B.13  
 Unemployment compensation hearings, 96.11(10)

**SELF-LIQUIDATING IMPROVEMENTS**

Docks and wharves, 394.2–394.9  
 Dormitories erected by state board of regents, 262.35, 262.42  
 Garbage disposal plants, 394.5  
 Golf courses, 394.1–394.9  
 Sewage disposal plants, 394.1–394.9  
 Simmer law, 397.9–397.19  
 Swimming pools, 394.1–394.9

**SELLER**

Sales act, seller's rights and duties, 554.20–554.79,  
*see SALES ACT*  
 Sales of personal property in general, *see SALES*  
 Sales of real estate, *see REAL PROPERTY*

**SELLING ASSOCIATIONS**

Collective marketing, 500.1–500.3  
 Co-operative associations, 497.1–499.60

**SELLING PRICE**

Contracts fixing, when permitted, 550.1–550.5  
 Sales act provisions, 554.10, 554.11

**SEMINARIES**

Fire escapes, requirements, 103.7  
 Nonprofit corporations, 504.1–504.31

**SENATE AND SENATORS**

Number and apportionment, Const., Iowa, Amend. 1904, No. 2, sec. 34  
 State districts, Const., Iowa, III, 34–37; Amend. 1904, No. 2, sec. 34; Amend. 1928; 39.1, 39.3, 39.15, 41.1

**SENATE AND SENATORS—Continued**

State senate and senators, Const., Iowa, III, 37; Amend. 1904, No. 2, sec. 34; Amend. 1928, *see also GENERAL ASSEMBLY*

## United States senators

Certification of election, 50.43  
 Elected same as state officers, 39.10  
 Names of candidates on ballots, 49.32, 49.34  
 Popular vote, Const., U. S., Amend. 17  
 Primary nominations, when, 43.6  
 Qualifications and tenure, Const., U. S., I, 3  
 Regulations, Const., U. S., I, 4  
 Resignations, made to the governor, 69.4  
 Vacancies, filled by whom, 69.8(1)  
 Vacancies in nominations, how filled, 43.79, 43.82

**SENTENCE**

*See chs 789–792, CRIMINAL PROCEDURE, sub-head Judgment and Sentence*

**SEPARATE MAINTENANCE**

Injunctions, temporary, bond, R.C.P. 327  
 Judgment by agreement prohibited, R.C.P. 226  
 Municipal court, no jurisdiction, 602.14  
 Superior court, no jurisdiction, 603.8  
 Temporary maintenance during litigation, 598.11

**SEPARATE TRIALS**

Civil cases, allowance discretionary, R.C.P. 186  
 Criminal cases, when permitted, 780.1

**SEPARATION**

Females kept separate in jails, 356.4  
 Juries segregated  
 Civil cases, R.C.P. 199  
 Criminal cases, 780.19–780.22  
 Minors from other prisoners in jails, 356.3  
 Witnesses separated in criminal cases, 761.12

**SEPULCHERS**

Penalty for violating, 714.21

**SERUM**

Hog-cholera, 166.1–166.39

**SERVICEMEN'S BALLOT COMMISSION**

Appointed, 53.45  
 Appropriation, 53.50  
 Postage, 53.48  
 Powers and duties, 53.46  
 Supplies, 53.47

**SERVICEMEN'S READJUSTMENT ACT**

Bonds, insurance investments, 511.8(8, c), 512.48  
 Installment loans, not to limit GI loans, 529.9

**SERVICE OF NOTICE**

Corporation, R.C.P. 56, 60, *see ORIGINAL NOTICE*  
 Foreign corporations, R.C.P. 60, *see ORIGINAL NOTICE*  
 Motions, R.C.P. 114, 240  
 Original notice, R.C.P. 48–64  
 Process agent, *see ORIGINAL NOTICE, sub-head Foreign Corporations Served*  
 Proof of service perpetuated, 622.94–622.96

**SERVICE OF NOTICE**—Continued

Publication, probate cases, judgments legalized, 587.12

**SERVICES**

Action for loss of minor's service resulting from death or injury, R.C.P. 8

Fraudulent advertising punished, 713.24, 713.25

Labor laws in general, *see LABOR LAWS*

Lien for services, animals, 580.1-580.9

Liens of laborers, chs 571-583, *see LABOR LAWS*

Medical service under workmen's compensation law, 85.27, 86.38, 86.39

Payment to minor for personal service, effect, 599.4

Personal service trades regulation, 369.1-369.5

Sales tax exemptions allowed, 422.45(2)

Unemployment compensation, services covered, 96.19(7)

Unemployment compensation, services included, excluded, 96.19(7)

**SERVICE STATIONS**

Gasoline pump license, 214.1-214.5

**SERVITUDE**

Constitutional prohibitions, Const., Iowa, I, 23

**SESSION LAWS**

Arrangement of acts mandatory, 14.10(2)

Citation, method, 14.18, 14.19

Code editor to prepare, 14.3(5)

Contents of biennial volume, Const., Iowa, III, 18; 14.10

Cost of printing, how paid, 17.21

Distribution required, 16.2(7), 16.22-16.24

Historical chronological outline, page xvii, Vol. I

List of officers, by secretary of state, 14.10(3)

List of published volumes, page xvii, Vol. I

Number of copies printed, who fixes, 17.26

Price, printing board fixes, 17.22

Printing requirements, 17.21

Public money, account published each session, Const., Iowa, III, 18

Style and arrangement, 14.10

Treasury condition, comptroller to furnish, 14.10

**SETOFF**

*See* 601.57-601.65, 615.1-615.4, 626.92, 646.20

**SETTING ASIDE**

Criminal verdict, juror's personal knowledge, 780.17

District court, defaults, 601.90; R.C.P. 236, 251(a)

Indictments set aside, 776.1-776.9

Informations, set aside, 769.16, 769.17

Justice court judgments, 601.45-601.48, 601.90

Municipal court judgments and defaults, 602.42

Superior court's powers, 603.19, 603.20

**SETTLEMENT**

Compromise and settlement, *see COMPROMISE AND SETTLEMENT*

Domicile, *see DOMICILE AND RESIDENCE*

Estates of decedents, 635.1-635.80

Insane person's legal settlement, 230.1-230.14

**SETTLEMENT**—Continued

Insurer and insured, limitation, 516.2

Partnerships, administrator's powers, 545.38

Poor relief legal settlement provisions, 252.16-252.24

**SETTLERS ON PUBLIC LANDS**

Occupying rights obtained, 560.2(5)

Rights as to use, 658.8

**SEVEN YEARS ABSENCE**

Absentees' estates administered, 634.1-634.11

**SEWAGE DISPOSAL PLANTS**

Cities and towns, 393.1-394.9

Health departments to supervise, 135.11(7), 136.3 (2, c)

**SEWERS**

Cities and towns, 368.26, 391.1-393.12

Drainage, 455.1-468.9

Health departments, inspections, 135.11(7), 136.3 (2, c)

Sanitary districts, 358.1-358.23

**SEWING MACHINES**

Exempt from execution, 627.6(15, 20)

**SEX CRIMES**

Adultery, 702.1

Cohabitation, 725.1

Enticing female for prostitution, 724.9, 724.10

Forcible defilement, 699.1

Incest, 704.1

Lascivious acts with children, 725.2

Lewdness, indecent exposure, 725.1

Prostitution, 724.1-724.10

Rape, 698.1-698.4

Seduction, 700.1-700.3

Sodomy, 705.1, 705.2

**SEXTON**

Burial permit indorsed, return made, 141.30

Burial permit received before disinterment, 141.28

Duty to require compliance with dead body laws, 141.29

General penalty clause, 141.34

Police powers vested in sexton, 359.39

Record of burials kept, requirements, 141.31

**SEXUAL PSYCHOPATHS**

Commitment proceedings, 225A.2-225A.11

Counsel provided, 225A.5

Defined, 225A.1

Effect of finding as a defense, 225A.13

Medical examinations, 225A.6-225A.8

Other laws applicable, 225A.15

Release, probation, 225A.12

Support and maintenance, 225A.14

**SHAM DEFENSES**

Stricken on motion, R.C.P. 113

**SHARE**

Corporate stock, 492.1-492.12

Distributive, surviving spouse, 636.5-636.30

Estates of decedents, when paid to heirs, 635.73

Security sales regulated, 501.1-503.14

**SHEEP**

City power to restrain, 368.7(5)  
 Estrays, 188.1–188.50  
 Shipment, regulations, 479.75–479.88  
 State sheep association, 185.1–185.5

**SHEEP ASSOCIATION, STATE**

Agricultural marketing board membership, 159.25  
 Compensation, officers serve without, 185.5  
 Delegate to state fair convention, 173.2(11)  
 Duties and objects of association, 185.2  
 Employees, employment, compensation, 185.4  
 Executive committee, membership, 185.3  
 Expenses of officers paid, 185.5  
 Recognition of association, 185.1  
 Reports and data published, 159.10(3)

**SHELLEY'S CASE**

Rule abolished, 557.20, 557.21

**SHERBET**

Food law, 190.1(36)

**SHERIFF**

*General provisions, see COUNTY OFFICERS*  
 Account of prisoners' supplies kept, 356.5(5)

**Action against**

False arrest, limitation of action, 614.1(4)  
 Interpleader, R.C.P. 41  
 Limitation of actions, 614.1(4)  
 Neglect of duty, nonpayment of money, limitation, 614.1(4)  
 Official act liability, limitation, 614.1(4)  
 Summary judgment, R.C.P. 239

Advancements by certificate holder as lien, 629.3  
 Aid summoned, 337.1

Animals disabled, authority to kill, 188.50  
 Appointment, temporary, 66.19  
 Arrest made, 337.1, 748.4

Arrest under habeas corpus writ, 663.16, 663.23

**Attachment proceedings**

Appraisalment, appraisers summoned, 639.46  
 Attachment by state, sheriff indemnified, 641.5  
 Delivery bond, appraisalment, 639.45–639.47  
 Expense of keeping property allowed, 639.58  
 Notice of attachment, service, 639.31–639.33  
 Perishable property, notice, sale, 639.48, 639.50  
 Property attached, duties, 639.18–639.30, 639.36  
 Real estate attached, property described, 639.53  
 Return of writ, 639.51, 639.54, 639.55  
 Writ to sheriff issued, 639.16

Attorney, acting as, penalty, 343.3, 343.6

Automobile, mileage, 337.11(10), 337.13

Automobile, owned by county, 332.3(18)

Auxiliary proceedings, sheriff as receiver, 630.7–630.19

Auxiliary proceedings, sheriff's return, 630.1

Bailiffs, appointment, duties, 337.7

Bank deposits, 453.1, 526.37

Bank stock sold for taxes, 430.14

**Boarding of prisoners**

Amount retained by sheriff, 337.14  
 Auditor's report of amount paid, 333.11(13)  
 Counties over 80,000 population, 338.1–338.12  
 Fee for boarding and care, 337.11(11, 12), 338.1  
 Bond, amount fixed by supervisors, 64.8

**SHERIFF—Continued**

Bond, cost paid by county, 64.11  
 Bonds, minimum, amount required, 64.9  
 Books and papers, delivery to successor, 337.9  
 Break into building to serve subpoena, power, 622.63

Breeder's lien, foreclosure of, 580.4–580.9

Bribery of, punishment, 739.9

Burglar's tools, retention by sheriff, 708.7

Cancellation of execution sale certificate, 626.97

Child labor law, duty to enforce, 92.16

Cigarette law, seizure and sale, 98.32

**Clerks and assistants**

Appointment, 341.1–341.3

Powers and duties, 341.6

Code, session laws, free copy, 16.24(16)

Collection of taxes, fee, 445.49

Compensation for disability or death, 85.62

Concealed weapons, permits, 695.4–695.17

Concealment by witness, power to serve, 622.78

**Condemnation of land**

Duties, dams and races, 469.18–469.22

Duties in general, 472.4–472.41

Funds, disposal, 337.15–337.19

Jury summoned, 469.18, 472.4, 472.5

Procedure, 472.1–472.41

Confidential information, wounds indicating crime, reported, 147.112

Constable, performing duties of, 601.122

County attorney, investigation for, 337.4

County over 80,000, special laws, 338.1–338.12

Criminal identification records furnished, 749.1

Criminal syndicalism, notice to owner of building, 689.13

Dead bodies, right to inspect, 142.7

Death sentence executed, 792.3, 792.9–792.16

Decision on criminal appeal received, 793.25

**Deeds**

Certificate lost, deed issued on duplicate, 626.96

Evidence, presumption of regularity, 626.100

Execution, contents, 626.95, 626.98

Failure to procure, certificate canceled, 626.97

Legalizing acts affecting, 589.12, 589.13, 589.24

Sale certificate, recording unnecessary, 626.99

Definition in attachment matters, 639.68

Definition of sheriff, 4.1(19)

Delivery bond in replevin cases, 643.12–643.14

Depository banks, location specified, 453.4

Deposits, depositories, 453.1–453.8

**Deputy**

Aid summoned by, 337.1

Appointment, 341.1–341.3

Attorney, acting as, penalty, 343.3, 343.6

Bailiffs, appointment, duties, 337.7

Child labor law, duty to enforce, 92.16

Compensation for disability or death, 85.62

County automobiles, 332.3(18)

Duty to execute legal process, 337.3, 337.8

False arrest by, limitation on action, 614.1(4)

First deputy as sheriff, 337.20

Number determined by supervisors, 341.1

Original notice, return of service, R.C.P. 59

Powers and duties, 341.6

Psychopaths, duties on commitment, 225.42

Purchase at sale, penalty, 343.4, 343.6

**SHERIFF—Continued****Deputy—Continued**

Qualifications, bond, oath, 341.4, 341.5  
 Salary, 340.8  
 Tama county, law enforcement on Indian reservation, 337.21  
 Traveling expenses, allowed when itemized, receipts, 79.13  
 Writs and legal processes served, 337.3, 337.8

Desertion, seizure of property, 252.10  
 Duties in general, 748.4  
 Elected at general election, 39.17  
 Election contests duties, 57.6, 62.4, 62.19  
 Elections, notice published, 39.5, 39.6  
 Eminent domain, duties, 469.18–469.22, 472.4–472.17  
 Employees, county automobiles, 332.3(18)  
 Escape from assisting, penalty, 745.14  
 Estate funds delivered, court order, 682.30  
 Estrays killed, when disabled, 188.50  
 Eugenics hearing, summons served, 145.16

**Execution**

Levy, sales, 626.24–626.105  
 Proceedings auxiliary to, 630.1–630.19  
 Supreme court countermand, 686.11

Expenses of investigations paid, 337.4  
 False arrest by, limitation of actions, 614.1(4)  
 False impersonation of, penalty, 740.5

**Fees**

Advanced payment, may be required, 337.11(10)  
 Collecting taxes, 445.49  
 Costs when paid by county, 337.12, 337.13  
 Delivering prisoner on change of venue, 778.16  
 Execution auxiliary proceedings, 630.13  
 Failure to report, penalty, 343.5, 343.6  
 Fee book kept, 342.2  
 Fees in addition to salary, 337.14  
 Inheritance tax cases, 450.70  
 Insanity commission hearings, 228.10  
 Motor cars, seizure and sale, 321.141  
 Motor vehicle license fee retained, 321.192  
 Payment before service may be required, 337.10  
 Payments by sheriff to county, 342.1–342.3  
 Posting notice or advertisement, 618.12  
 Receiver under execution, 630.13  
 Report of failure to make, 343.6  
 Reports and payment of, 342.3  
 Schedule of fees, 337.11  
 Transporting insane persons, 228.11  
 Vagrants, lodging, 746.25

Fines, payment to treasurer, 762.41, 762.42  
 Fingerprints, duty to take, 749.2  
 Fish and game, laws enforced, 109.11, 109.12  
 Flag desecration, duty to enforce law, 32.6  
 Funds, deposits, depositories, 453.1–453.8  
 Gambling equipment seized, 751.3, 751.8  
 Garnishments, duties, 642.1–642.20; R.C.P. 54(b)  
 Garnishment, sheriff may be garnished, 642.1  
 Habeas corpus writ served, 663.3, 663.13–663.18  
 Health warrants executed, 420.182, 420.185  
 Indian reservation, special deputy, 337.21  
 Indigents, hospitalization, duty, 255.2  
 Information furnished department of criminal identification, 749.1  
 Infraction of law investigated, 337.4

**SHERIFF—Continued****Insane**

Criminal insane taken to prison, 783.4  
 Custody pending appeal, 225.39  
 Transportation costs advanced, 228.11  
 Warrant for return of criminal to jail, 226.28

Instruction, school for peace officers, 337.2  
 Interpleader, execution creditor joined, R.C.P. 41  
 Investigation expense paid, 337.4

**Jail**

Auditor's report of jail expenses paid, 333.11  
 Care of prisoners, 337.11(11, 12), 338.1–338.12, 356.5  
 Duties as jailkeeper, 356.1–356.25  
 Expenses paid for keeping prisoners, 356.15  
 Prisoners, *see JAILS, subhead Prisoners*

Jurors, food and lodging furnished, R.C.P. 202  
 Jurors summoned, clerk precept, 609.30, 609.41  
 Jury to condemn land, 469.18–469.22, 472.4–472.17  
 Justice court, perform duties required, 601.122  
 Larceny of property lawfully in his custody, 709.9

**Laws enforced**

Child labor law, 92.6  
 Duties in general, 748.4  
 Fish and game law, 109.11, 109.12  
 Flag desecration law, 32.6  
 Investigation of law infraction, 337.4  
 Motor vehicle fees collected, 321.137–321.144  
 Motor vehicle laws enforced, 321.6  
 Prohibition law, 125.32, 127.20–127.22, 130.26, 131.25, 751.3–751.14  
 School bus law, 321.380

**Liability**

Condemnation funds, 337.19  
 Execution sale held without notice, 626.77  
 Failure to make return of service, 617.2  
 Funds lost in depository, 453.8  
 Judgment on motion by execution plaintiff, R.C.P. 239  
 Receiver on execution, bond liability, 630.9

Licenses, fish and game, shown to, 110.12  
 Limitation of actions against, 614.1(4)  
 Liquor enforcement, duty, 123.93

**Liquor, unlawful**

Receipt from carrier, when, 125.31  
 Report to district court, destruction, 125.32, 131.25

**Liquor, violations**

Conveyance, seizure and sale, 127.4–127.22  
 Proceeds, sale of seized vehicle, applied, 127.20–127.22  
 Seized vehicle sold, 127.11

Machine guns, receipt, duty to report, 696.9  
 Marshal, performing duties of sheriff, 603.23  
 Mileage fees, 79.13, 127.19, 337.11(10)  
 Mileage fees, monthly basis contract, 337.13  
 Minors separately confined, ground for removal, 356.3

**Motor vehicle**

Chauffeur's license issued, 321.188  
 Driver's license examiner, 321.187  
 Fees collected, 321.137–321.144  
 Owned by county, 332.3(18)  
 Thefts, duty to report, 321.72

Narcotic drug records open to inspection, 204.17  
 Newspaper, legal notices, selection, 618.7

**SHERIFF**—Continued

Notices served  
 Arbitration board hearings, 90.10  
 Concealment by witness, power, 622.78  
 Forfeiture of bail, 766.2-766.4  
 Indorsement of date received, served without delay, R.C.P. 59(c)  
 Justice court cases, 601.22-601.24  
 Official notices, publication, 618.7  
 Original notices, filed or returned, penalty for failure, 617.2  
 Original notices, judicial notice of signature on return, R.C.P. 59(a)  
 Subpoenas, 90.10, 622.63, 622.78  
 Unlawful assembly, notice to disperse, 689.13

Nuisance (health) abated, 420.182  
 Oaths, power to administer, 78.2(3)  
 Obscene matter, warrant to seize, 725.9  
 Office furnished by supervisors, 332.9  
 Paupers removed on court order, 252.18(3)  
 Peace officer, defined as, 748.3  
 Permits to carry weapons issued, 695.4-695.16  
 Permits to sell weapons, 695.19-695.28  
 Persons doing his duties, included, 4.1(19)

Poor  
 Abandonment, property seized on order, 252.10  
 Pauper removed on court order, 252.18(3)

Posse, authority to call, 337.1, 742.2-742.7  
 Prisoner, delivery on change of venue, 778.13  
 Prisoners, *see* **JAILS**  
 Prisoners, care, fees, 337.11(11, 12), 338.1-338.12  
 Prisoners delivered to successor, receipt, 337.9

Processes served  
 Military courts, 29.77  
 Penalty, 337.3, 337.6, 337.8  
 Superior court, 603.23

Protection, indemnifying bonds, 626.40, 626.50-626.54  
 Psychopaths, duties on commitment, 225.42  
 Publication of legal matter, newspaper selected, 618.7  
 Public safety department, aid, 337.1

Public safety department, state  
 Labor disputes, request for service, 80.24  
 Requested to act, 80.9, 337.1

Purchase of property at sales prohibited, 343.4, 343.6  
 Radio broadcasting system, use, 750.4  
 Receiver under execution, fees, 630.7-630.9, 630.13

Record books kept  
 Calendar of jail commitments, 356.6  
 Condemnation funds listed, 337.18  
 Fee book, 342.2  
 Permits to carry weapons, 695.16  
 Permits to sell weapons, 695.20  
 Prisoner's supplies, 356.5(5)

Refusal to assist sheriff, penalty, 742.3-742.7  
 Refusal to serve notice, fee advanced, 337.11(10)

Removal from office  
 District court, grounds, 66.1  
 Failure to keep minors segregated, 356.3  
 Temporary sheriff appointed, 66.19

Replevin writs, duties, 643.7-643.21

**SHERIFF**—Continued

Reports by sheriff  
 Condemnation funds on hand, 337.15, 337.16  
 Discharge of prisoner, 791.4  
 Fees collected, 333.13(3), 342.3  
 Prisoner list to judge each court term, 356.7  
 Publication of, 333.13(3), 333.14  
 Wounds reported, advise bureau of investigation, 147.112

Reports made to sheriff, wounds treated indicating crime, 147.111

Resignation, made to county auditor, 69.4  
 Riots, suppression of, 743.2-743.9  
 Salary, 340.7  
 Sale of weapons, permits issued, 695.19-695.28

Sales by sheriff  
 Advancements by certificate holder, 629.3  
 Animal, lien for services, 580.5, 580.6, 580.8  
 Assignment of sales certificate, 628.22  
 Attachment, perishable property, 639.48-639.50  
 Certificate of sale on execution, 626.95-626.97  
 Chattel mortgages foreclosed, 652.8-652.10  
 City regulation not applicable, 368.6(5)  
 Cornhusker's and sheller's lien, 571.5  
 Executions, 626.74-626.105  
 Fees for attending sale, 337.11(13)  
 Lost property sold, 644.4, 644.15  
 Mechanic's lien foreclosed, 572.21  
 Miner's lien foreclosed, 574.1  
 Pledges and collaterals foreclosed, 653.8  
 Purchasing property prohibited, 343.4, 343.6  
 Real estate mortgages foreclosed, 302.34, 654.5  
 Redemptioner, assignment of certificate, 628.22  
 Thresherman's and combiner's lien, 571.5  
 Title bond foreclosed, 654.11  
 Warehouseman's lien foreclosed, 542.33  
 Warranty of title not implied, sales act, 554.14

School for peace officers held, 337.2  
 Search warrants executed, 751.5-751.14

Seizure under court order  
 Poor, abandonment by relatives, property taken, 252.10  
 Searches and seizures, *see* **SEARCHES AND SEIZURES**

Subpoenas, service of, 90.10, 622.63, 622.78  
 Successor's duties, 337.9, 337.10  
 Summary judgment on motion by execution plaintiff, R.C.P. 239  
 Superior court, processes served, 603.23  
 Supplies furnished by supervisors, 332.10  
 Supreme court, Polk county sheriff, attendance, 684.16  
 Supreme court process to enforce judgment, 686.14  
 Suspension from office, 66.7, 356.3  
 Talesmen summoned, 609.41, 609.43  
 Tama county, special deputy for Indian reservation, 337.21  
 Tax commission orders, subpoenas, served, 421.22  
 Taxes, duty to collect, fee, 445.49  
 Temporary sheriff, appointed, 66.19  
 Term includes others doing his duties, 4.1(19)  
 Term of office, 39.17  
 Transfer of personal property indexed, 556.11  
 Traveling expenses, allowed when itemized, receipts, 79.13

**SHERIFF—Continued**

Trust funds, deposit order enforced, 682.30  
 Unlawful assemblies dispersed, 743.4–743.9

**Vacancy**

Filled by board of supervisors, 69.8(4)  
 First deputy as sheriff, 337.20  
 Successor's duty, 337.9, 337.10  
 Suspension, appointment by judge, 66.19

Vagrants employed and kept, 746.15–746.25

Vigilantes in school of instruction, 337.2

**Violations**

Accepting bribe, 739.9  
 Criminal calendar, failure to give judge, 356.7  
 Defective return of notice, 617.2  
 Failure to file on return notice, 617.2  
 Failure to serve process, contempt, 337.6  
 Failure to suppress riot, 743.7  
 Jury selection law, 609.46  
 Minors separately confined, penalty, 356.3  
 Misconduct in office, 740.1–740.22  
 Mistreatment of prisoners, 356.23  
 Permitting escapes, R.C.P. 140, 141(b)  
 Purchase at judicial sale, 343.4, 343.6  
 Refusal to make arrest, 742.8  
 Stealing property lawfully in his custody, 709.9  
 Stirring up suits, 740.6

Warrants of arrest, 754.1–754.7

Warrants served outside of state, 79.12

Weapons, concealed, permits to carry, 695.4–695.17

Weapons, permits to sell, 695.19–695.28

Witness conceals himself, power, 622.78

Workmen's compensation applicable, 85.62

Writs and legal processes served, 337.3, 337.8

Writs, disobedience, penalty, 337.5–337.8

**SHIFTING USE**

Contingent remainder takes effect as, 557.7, 557.8

**SHOOTING**

Dwelling or inhabited vessel, 714.2

Fur-bearing animals, 109.91

Highways or water, over, 109.54

Hunting laws, 109.32, 109.119, 110.18–110.24

Near livestock, 717.6

Railroads, 109.54, 716.11

Shooting galleries, city regulation, 368.8(2)

Shooting preserves, 110A.1–110A.9

**SHOPLIFTING**

Special provisions, 709.20–709.24

**SHOPS**

*For general provisions relating to factories see  
 FACTORIES*

Breaking and entering, penalty, 708.8, 708.10

Child labor, 92.1–92.16

Health and safety appliance law, 88.1–88.14

**SHORT COURSES**

Book of agriculture, data published, 159.10

Dual county seats, state aid, 175.6(1)

Farmers short course, state aid, 175.6–175.8

Peace officer's short course, 80.12

**SHORTHAND REPORTERS**

Certified shorthand reporters, 115.1–115.9

Civil service commission, council to furnish, 365.5

Court reporters, *see COURT REPORTERS*

Depositions taken stenographically, R.C.P. 148

Grand jury, appointment as clerk, 770.20, 770.21

Reference to a master or referee, reporter appointed, R.C.P. 209

School appeal hearing, 290.3

Workmen's compensation cases

Appointed for hearing or arbitration, 86.19

Transcript, compensation, 86.20

**SHOWS**

City or town, regulation, license, 368.8(3)

County license required, penalty, 444.18, 444.19

Immoral and obscene shows, penalty, 725.3

Removal from fair grounds, power, 174.6

**SHRUBBERY**

Bushes, mechanic's lien, 572.1(4)

City property, penalty for injury, 370.21, 372.13

Damages recoverable for injury, 658.4, 658.8

Drainage ditches, removal, 455.148

Hedges trimmed along highways, 318.1

Injury to shrubs in state parks, 111.35, 111.39, 111.41

Injury to shrubs, penalty, 714.8–714.10

Insects, diseases, eradication, 267.1–267.22

Mechanic's lien, material, labor, 572.1(4), 572.2

River-front parks, penalty for damage, 372.13

Roads, trimming along, 318.1

Trees, *see TREES*

**SICK LEAVE**

Public employees, 79.1

**SIDEWALKS**

City and town law, *see CITIES AND TOWNS*

Mechanic's lien for building sidewalks, 572.2

Motor vehicles, no parking on, 321.358(1)

Schools outside certain cities, 320.1–320.3

**SIGNALS**

Injury or removal of danger signals, penalty, 714.19

Railroad crossing, penalty, 389.41, 478.19, 478.20

Traffic signals, 321.252–321.260, *see MOTOR VEHICLES, subhead Signs to Regulate Traffic*

**SIGNATURES**

Acknowledgments out of state authenticated, 558.21, 558.22, 558.29

Acknowledgments, tax matters, treasurer's office, 421.21

Corporation reports, 496.2

Corporation stock certificate, 491.48, 491.49

Definition of "signature", 4.1(18)

Denial, 622.24; R.C.P. 100

Evidential use

Authentication of acknowledgment, form, 558.25

Authentication of foreign officer's acknowledgment, 558.29

Certificate to certifying officer's signature, 558.22

Denial by subscribing witness, other proof, 622.24



**SIGNATURES—Continued**

## Evidential use—Continued

- Denial, proof by other evidence, 622.24
  - Depositions and affidavits, officer taking, 622.91; R.C.P. 152
  - Foreign country records, authentication, 622.55
  - Handwriting comparisons by experts, 622.25
  - Judicial records certified, 622.52–622.55
  - Justice of the peace, certified by clerk, 622.54
  - Mark, signing by, 4.1(18)
  - Negotiable instruments, 541.18–541.23
  - Notarial certificate of protest, prima-facie, 622.31
  - Official signatures presumed genuine, 622.41–622.51, 622.103; R.C.P. 153
  - Sheriff's proof of service, judicial notice taken, R.C.P. 59(a)
  - Wills, soldiers', proof, 633.22
- Fictitious as forgery, 718.9
- Inspection of signature permitted, R.C.P. 100
- Mark, signing by, 4.1(18)
- Negotiable instruments provisions, 541.18–541.23
- Notarial commission requirements, 77.4
- Original notice returns, judicial notice, R.C.P. 59
- Original notice, R.C.P. 50
- Pleading denial, supported by affidavit, R.C.P. 100
- Pleadings, required, R.C.P. 78
- Wills, persons in armed forces, proof, 633.22

**SIGNS AND SIGNBOARDS**

## Advertising signs

- Advertising on traffic signs barred, 321.259
  - Billposters, city regulation, 368.6(3)
  - Cigarette signs near schools, penalty, 98.40, 98.41
  - City power to regulate and license billboards, 368.6(4)
  - Highways, advertising, removal, 319.10–319.13, 657.2(7)
  - Highway view obstructions, 319.10–319.13, 657.2(7)
  - Imitating traffic signs prohibited, 321.249
  - Nuisance, abatement, 319.10, 319.11, 657.2(7)
  - Obscuring traffic signals prohibited, 321.259
  - Prohibited within highway boundary, 319.12, 319.13, 657.2(7)
  - Roads, billboards as nuisances, abatement, 319.10–319.13, 657.2(7)
- Highway, obstruction, removal, 319.10–319.13
- Injury or removal maliciously, penalty, 714.18
- Lights near railway crossing removed, 307.5(10), 474.11
- Nuisances, abatement, 319.10, 657.2(7)
- Penalty for injury or removing, 714.18
- Prohibited within highway boundary, 319.12
- Railroad crossings, signs required, 478.1
- School zones in cities, 321.249
- Speed limit signs on highway, 321.289, 321.290, 321.293, 321.295
- Stop signs at through highways, 321.345–321.352
- Traffic signs, 321.252–321.260

**SILVER AND SILVER ALLOY**

- Fraudulent marking or selling, 119.3–119.5
- Merchandise articles, misbranding, 119.3–119.6, 119.8
- Penalty for violation of law, 119.9
- Selling misbranded articles, 119.3–119.5, 119.8
- Silver-plated articles, inferior metal, 119.8

**SILVER AND SILVER ALLOY—Continued**

- Standard of fineness, limits, 119.3, 119.4
- "Sterling" or "coin", imitated, penalty, 119.3–119.5
- Taxation of plate, 427.13(10)
- Tests for fineness, 119.6
- Violations of law, penalty, 119.9

**SIMMER LAW**

- Municipal plants, paid by earnings, 397.9–397.19

**SINKING FUND**

- Claims against banks, agreements, 528.36, 528.96, 528.98
- General provisions*, 454.1–454.34

**SINKS**

- Housing law, 413.31, 413.34, 413.65, 413.67, 413.85

**SIRENS**

- Bicycles, not permitted on, 321.434
- Motor vehicle regulations, 321.433

**SITES OF SCHOOLHOUSES**

- See* 276.25, 297.1

**SITUS**

- Marine liability insurance, nonresident, 106A.14

**SKATING**

- River-front commission, power to regulate, 372.15

**SKATING RINKS**

- City power to regulate and license, 368.8(1)
- Endurance contests prohibited, 732.15, 732.16
- Municipally established, 372.15

**SKYLIGHTS**

- Housing law provisions, 413.58, 413.84, 413.91

**SLANDER**

- Limitation of actions, 614.1(3)
- Malice, proof, 659.6
- Mitigating facts pleaded, 619.7, 619.8; R.C.P. 97
- Pleading requirements, 659.1
- Radio, liability for defamatory statements, 659.5
- Verification of pleading not required, R.C.P. 80

**SLAUGHTERHOUSES**

- Child labor, 92.1–92.16
- City power to regulate, 368.5(1)
- Dead animal disposal law not to apply, 167.1
- Definitions, food establishments law, 170.1(6, 7)
- Enforcement of food establishments law, 170.49–170.51
- Factory law, *see* **FACTORIES**
- Food establishment law, 170.1–170.28, 170.46–170.51
- Inspection, 170.46, 170.47
- License fee, food, 170.5(6)

## Licenses

- Application for license, food, 170.3, 170.4
- Fee, food, 170.5(6)
- Required, food, 170.2
- Revocation of license, 170.8
- Meat, when deemed adulterated, 190.3(6–8)
- Records, animals for slaughter, 211.1, 211.2
- Renderies regulated by cities, 368.5(1)

**SLAUGHTERHOUSES**—Continued

Sanitary construction, 170.9–170.17  
 Sanitary construction, new slaughterhouses, floor construction, 170.12  
 Sanitary regulations, 170.19, 170.20  
 Sanitation in conducting business, 170.18–170.28

**SLAVERY**

Constitutional prohibition, Const., Iowa, I, 23  
 Constitutional provisions, Const., U. S., Amends. 13; 14, Sec. 4

**SLEEPING-CAR COMPANIES**

Accidents, employees hours, exception, 477.46  
 Beer permits, regulations, 124.14  
 Carrier regulations applicable, 479.1  
 Cigarette retailer's license, 98.23  
 Employees, free transportation, 479.94(4)  
 Employees hours, exception, 477.46  
 Supervision by state commerce commission, 474.10  
 Taxation, listing, 434.1(7), 434.6, 434.16  
 Ticket offices kept, penalties, 477.43, 477.44

**SLOT MACHINES**

Illegal possession, penalty, 726.1, 726.5  
 Possession, license revoked, 99A.1–99A.9  
 Tax, 422.33  
 Use of slugs, 713.35–713.38

**SMALL CLAIMS COURTS**

General provisions, 605.19–605.23

**SMALL LOAN LAW**

Generally, 536.1–536.25

**SMALLPOX**

Defined as quarantinable disease, 139.1(3)  
 Penalty for spreading disease, 732.1  
 Putting person on public conveyance, 732.2  
 Special charter cities  
   Congregations prevented, 420.181  
   Removal of infected person, 420.183

**SMITH-HUGHES ACT**

Accepted by state, 258.1–258.13

**SMOKE**

Inspector, certain cities, authority, 657.2(11)  
 Mutual companies may insure against, 518.1(1, h)  
 Nuisance, 657.2(11)  
 Use in trapping game animals prohibited, 109.92

**SOCIAL CLUBS**

See *LODGES, CLUBS AND UNINCORPORATED ORGANIZATIONS*

**SOCIAL SECURITY (FEDERAL)**

Appropriation, 97C.17  
 Cost of administration, 97C.19  
 Definitions, 97C.2  
 Elected officers, retroactive payments, 97C.14  
 Employees covered, 97C.2(3), 97C.3  
 Employers included, 97C.2(4), 97C.3  
 Employer's tax, 97C.10  
 Federal-state agreement, 97C.3

**SOCIAL SECURITY (FEDERAL)**—Continued

Fund established, custody, 97C.12, 97C.13, 97C.16  
 Funds granted for buildings and land, acceptance authorized, 96.25–96.28  
 Interstate agencies, 97C.4  
 Money credited to state account in unemployment trust fund, 96.9(1f, 3, 4, 5)  
 Payments to United States, 97C.15  
 Policy of state, 97C.1  
 Referendum, 97C.20  
 Rules and regulations, 97C.18  
 Statements furnished employees, 97C.8  
 Tax, 97C.5, 97C.6, 97C.9–97C.11  
 Tax adjustments, refunds, 97C.9  
 Tax levy authorized, 97C.10

**SOCIAL SECURITY NUMBERS**

Recording with county recorder, fee, 335.12, 335.13

**SOCIAL WELFARE**

Bankhead-Jones farm tenant act, 234.15–234.20  
 Blind commission, state, 93.1–93.6

**Blind persons aided**

Age minimum of recipients, 241.2(1)  
 Amount of assistance, 241.3, 241.9  
 Appeal from denial to state board, district court, 241.11  
 Applications for assistance, 241.6–241.9  
 Assignment of property by applicant, 241.2(7)  
 Assignments of assistance void, 241.10  
 Assistance, eligibility, 241.2  
 Assistance exempt from execution, 241.10  
 Assistance not assignable, 241.10  
 Blind person defined, 241.1  
 Changes in recipient's condition, effect, 241.2(2)  
 Confidential records, penalty, 241.25  
 County appropriation, 241.20

**County board's blind aid duties**

General law provisions, 241.1–241.25  
 Application for assistance filed, 241.6  
 Decision of state board received, 241.9  
 Duties prescribed by state board, 241.5  
 Employees of board, 234.12, 241.4(2)  
 Granting of assistance, 241.8–241.25  
 Investigation of applications, 241.7  
 Quarterly report filed for public inspection, 241.25  
 Re-examination, power to require, 241.13

**Reports**

Budget report to supervisors, 241.5(3)  
 State board, 241.5(2), 241.8, 241.9, 241.12

**Definitions, 241.1**

Dependents, relief provisions, 241.23  
 Eligibility for assistance for blind, 241.2  
 Examination of applicant, 241.4(3), 241.8, 241.13  
 Federal participation increased, effect, 241.3  
 Funeral expenses paid, 241.17  
 Guardian to administer benefits, 241.15  
 Handicapped children, 281.3(10), 281.7  
 Investigation of applications, 241.7  
 Ophthalmologist, 241.4(3), 241.8, 241.13  
 Poor fund of county, use, 241.20, 241.21  
 Powers and duties of state board, 241.4  
 Reconsideration of assistance permitted, 241.12  
 Records confidential, penalty, 241.25

**SOCIAL WELFARE—Continued**

**Blind persons aided—Continued**

- Recovery from recipient's estate, 241.18
- Recovery of payments from recipient, 241.16
- Re-examination of recipient, 241.13
- Reimbursement from estate, 241.18
- Removal of recipient to another county, 241.22
- Short title of act, 241.24
- Standard of living, basis, 241.2, 241.3

**State board's blind aid duties**

- Allowances of assistance, 241.9
- Applications, forms, 241.6, 241.8
- Assistance granted, 241.9
- Authority to administer, 234.6, 241.4(1)
- Co-operate with blind agencies, 241.4(5)
- Co-operation with federal government, 234.6(2), 241.4(4)
- Eligibility, state board's decision, 241.9
- Employees of county board, prescribed, 234.12, 241.4
- Examination of applicants, 241.4, 241.8, 241.13
- Federal funds obtained, 234.6(2), 234.14, 241.21
- Federal participation increased, effect, 241.3
- Fees to examining physicians fixed, 241.4
- Rules and regulations made, 234.6, 241.3, 241.4(1), 241.5, 241.7

**State fund for blind aid, 241.21**

- Suspension of assistance, 241.16
- Treatment expenses paid, 241.14
- Violation of provisions, misdemeanor, 241.19

**Boards of social welfare, ch 234**

**Child welfare**

- Adoption records kept, 235.3(7), 600.8
- Aid to dependent children, 239.1-239.18
- Blind aid recipients, children not eligible, 241.23
- Child-placing agencies, 238.1-238.43
- Children's boarding homes, 237.1-237.16
- Child welfare services defined, 235.1

**County board's child welfare duties**

- Agents of state department, 235.4
- Aid to dependent children, 239.1-239.18
- Appointment of personnel, 234.12
- Authority in general, 234.11
- Co-operation with state department, 235.4
- County department defined, 235.1
- Private institutions, reports made, 235.4
- Reports to state department, 235.4

**Handicapped children, 281.3(10), 281.7**

- Normal child development, research, 263.5
- Research station, state university, 263.5, 263.6
- Short title of act, 235.6

**State board's child welfare duties**

- Adoption records received, 235.3(7), 600.8
- Adoption reports received, compiled, 235.3(7)
- Aid to dependent children, 239.1-239.18
- Appointment of personnel, 234.6
- Authority to administer, 234.6, 235.2(1)
- Boarding homes for children, licensed and inspected, 237.1-237.16
- Child-placing agencies, 238.1-238.43
- Child-placing agencies, inspection and licensing, 235.3(8)
- Children's boarding homes, 237.1-237.16
- Co-operate with federal agencies, 235.3(2)

**SOCIAL WELFARE—Continued**

**Child welfare—Continued**

- State board's child welfare duties—Continued
  - Co-operation with board of control, 235.2(8)
  - Co-operation with county authorities, 235.2
  - Designate private and county institutions for commitments, 235.3(5)
  - Federal funds obtained, 234.6(2), 234.14, 235.2
  - Inspect and supervise private child institutions, 235.3(4)
  - Juvenile commitments, reports received, 232.38, 235.3(6)
  - Juvenile court's reports filed, 235.3(6)
  - Maternity hospitals inspected and licensed, 235.3(8)
  - Rules and regulations, 234.6, 235.3(3)
  - Statistics on juvenile delinquency compiled, 235.3(6)
  - Supervise public child welfare activities, 235.3
  - Visitation and inspection of child institutions, 235.3(5)
- State funds appropriated, 8.23-8.32, 235.2(5)

**Conveyances legalized, 589.26**

**County board of social welfare**

- Aid to dependent children, quarterly report filed for public inspection, 239.10
- Appointment and discharge of personnel, 234.12
- Appointment by county supervisors, 234.9
- Compensation and expenses, limitation, 234.10
- Compensation of employees, approval, 234.13
- Director, employment authorized, 234.12
- Emergency relief duties, ch 251
- Employees authorized, 234.12
- Expenses paid from county general fund, 234.10
- General authority, 234.11
- Membership, 234.9
- Old-age assistance, ch 249
- Powers of county board limited, 234.11
- Record of old-age pensioners maintained, 249.44

**Delinquent children, chs 232, 233, 239, 240**

**Drug addicts, 224.1-224.5**

**Emergency relief**

- Amount of relief for each applicant, 251.5
- Blind aid recipient's family not ineligible, 241.23

**County board's emergency relief duties**

- Administration of funds, 251.3, 251.4
- Authority in general, 234.11, 251.4
- Co-operation with county supervisors, 251.4
- Prescribed by state board, 251.4(5)
- State funds, requests for grants, 251.4(2)
- Supervisor's authority over board, 251.4, 251.5

**County poor fund, transfers regulated, 251.3**

- Employable persons required to work, 251.5
- Old-age assistance recipient ineligible, 249.29
- Old-age assistance recipient's family, 249.29
- Relief labor, use by supervisors, 251.5
- Relief labor, use in lime quarries, 202.11
- Relief projects, decided by supervisors, 251.5

**State board emergency relief duties**

- Appointment of personnel, 234.6, 234.8, 251.2
- Appropriation, estimate, 8.23-8.28, 251.2(3, 4)
- Authority, 234.6, 251.1, 251.3
- Co-operation with federal agencies, 251.2
- County director as executive officer, 251.6
- Determine funds needed, 251.2(3, 4), 251.3

**SOCIAL WELFARE—Continued**

- Emergency relief—Continued
  - State board's emergency relief duties—Cont'd
    - Federal funds obtained, 234.6(2), 234.14, 251.2
    - Poor fund transfer, power to prohibit, 251.3
    - Reports and budget estimates, 251.2(3, 5)
    - Rules and regulations, 234.6, 251.2
  - Tax levies by counties, state allotments, 251.3
  - War surplus commodities board appropriation, 20.6
  - Work projects determined by supervisors, 251.5
- Employment security, effect on, 96.5(5, c)
- Farm tenant act, 234.15–234.20
- Feeble-minded persons, ch 222
- Handicapped children, co-operation with other agencies, 281.3(10), 281.7
- Inebriates, ch 224
- Insane persons, support, 230.1–230.30
- Interagency liaison, 28C.1
- Juvenile court, 231.1–231.15
- Juvenile delinquency, 232.1–233.2, 240.1–240.12
- Medical assistance for aged, 249A.1–249A.19
- Menace to society, persons who are
  - Eugenics board hearing
    - Inherited tendency, basis for order, 145.9
    - Procedure on hearing, 145.2–145.22
    - Report of all such persons, 145.2
    - Sterilization order, 145.9
- Neglected children, chs 232, 233, 239, 240
- Old-age assistance
  - Age minimum required, 249.6(2)
  - Amount of assistance allowed, 249.7
  - Amount of assistance computed
    - Compromise settlement, 249.20, 249.22
    - Date assistance commences, 249.17
    - Definitions, 249.1
    - Factors to be considered, 249.7
    - Fixed according to individual conditions, 249.7
    - Income considered, 249.8
    - Maximum assistance, 249.7
    - Review at any time allowed, 249.13
  - Applications for assistance, 249.8–249.12
  - Assistance exempt and inalienable, 249.34
  - Assistance fund, 249.36, 249.39
  - Assistance granted subject to statute changes, 249.45
  - Bequests, state board to accept, 249.40
  - Cancellation or reduction of assistance
    - County evasion of poor support, 249.28
    - Imprisonment of recipient, 249.30
    - Improperly obtained, 249.16, 249.46
    - Increase of property or income, 249.24, 249.35
    - Revision at any time, 249.13, 249.24, 249.39
    - Violations as cause for cancellation, 249.47
  - Certificate of assistance
    - Commencement date stated, 249.17
    - County evasion, cancellation, 249.28
    - Improperly obtained, effect, 249.16, 249.46
    - Improperly obtained, suspension, cancellation, 249.16
    - Issuance to applicant, contents, 249.13, 249.17
    - Renewal requirements, 249.15
    - Violations as cause for cancellation, 249.47
  - Citizenship requirements, 249.6(3)

**SOCIAL WELFARE—Continued**

- Old-age assistance—Continued
  - Claims for assistance
    - Appeals, 249.11
    - Date when assistance commences, 249.17
    - Form and filing, 249.10
    - Fraud in obtaining assistance, 249.46
    - Gifts or earnings, limitation, 249.8
    - Hearing before state board, final action, 249.11
    - Incapacitated claimant, guardian appointed, 249.32
    - Income of applicant considered, 249.8
    - Procedure, investigation, decision, 249.11
    - Witnesses and records subpoenaed, 249.12
  - Compromise settlement by state, 249.20, 249.22
  - Confidential records, use restricted, 249.44
  - Corporations or society liability, 249.25
  - County attorney's duties, 249.27
  - County board's old-age assistance duties
    - Authority in general, 234.11
    - Certificate improperly obtained, 249.16
    - Claims for assistance, 249.8–249.12
    - Funeral expenses, allowance by board, 249.18
    - Investigators appointed, 234.12, 234.13, 249.4
    - Investigators employed, 249.4
    - Political officials not to be employed, 249.3
    - Recovery from responsible relatives, 249.25
    - Supervision by state board, 234.6(3)
  - County evasion of poor support by granting relief, effect, 249.28
  - Deed from recipient, subject to life estate, 249.20
  - Definitions, 249.1
  - Desertion of wife and family, effect, 249.6(6)
  - Domicile defined for old-age purposes, 249.1(5)
  - Eligibility for assistance, 249.5, 249.6, 249.9
  - Estates of decedents, 249.18–249.23, 427.8–427.11
  - Excessive assistance recovered, 249.35
  - Exemption of assistance from execution, 249.34
  - Fingerprint indorsement of warrants, 249.14
  - Fraudulent acts punished, 249.46
  - Funds
    - Assistance funds
      - Allocations to fund, 249.36, 249.39
      - Excess received from revolving fund, 249.39
      - Purpose and use of fund, 249.36
      - Tax levy, temporary, collection, 249.36
    - Federal grants, 234.6(2), 234.14, 249.2
    - Receipts and disbursements, record, 249.43
    - Revolving fund
      - Gifts, deeds, accrue to fund, 249.40
      - Payments to United States, 249.42
      - Property sales proceeds credited, 249.9
      - Purpose and use of fund, 249.39
      - Sources, 249.19, 249.39, 249.40
  - Funeral expenses
    - Allowed, amount, 249.18
    - Burial vault, conditions for use, 249.18(4)
    - Claim for amount paid by state, 249.18(4)
    - Excess expense, paid by family or next friend, 249.18(4)
  - General penalty clause, 249.47
  - Gifts, deeds, bequests accepted, 249.40
  - Granted, to whom eligible, 249.5, 249.6, 249.9
  - Guardian appointed for recipient, 249.32

**SOCIAL WELFARE**—Continued

- Old-age assistance—Continued
  - Health of applicant, what required, 249.6(9)
  - Imprisonment suspends assistance, 249.30
  - Income defined for old-age purposes, 249.1(7)
  - Income requirements, 249.1, 249.6(8), 249.8, 249.24
  - Indian's real estate not subject to lien, 249.20
  - Insurance assigned to state, 249.23
  - Insurance policy not voided by state lien, 515.102(4)
  - Insurance system, old-age and survivor, public employees, 97B.1–97B.67
- Investigators
  - Appointed by county board, 249.4
  - Claims investigated, 249.11
  - Compensation, how paid, 234.13
  - Definition of investigator, 249.1(4)
  - Duties in general, 249.4
  - Oaths, power to administer, 78.2(6)
  - Qualifications required, 234.12
- Investments and securities assigned to state, 249.9
- Legislative changes, assistance subject to, 249.45
- Licenses, fish and game, exemption, 110.17
- Liens
  - Compromise settlement, 249.20, 249.22
  - Decedents estate property, 249.19
  - Foreclosure by state board authorized, 249.19, 249.20
  - Indian tribal land exempt, 249.20
  - Limitation statute runs from death, 249.20
  - Priority over insurance payable to estate, 249.24
  - Real estate owned by husband or wife, 249.20
  - Recording as notice of lien, 249.20
  - Release in part or in full, 249.20
  - Taxes paid when delinquent or on sale, 249.20
- Limitation statute on action or lien, 249.20
- List of recipients filed as public record, 249.44
- Medical assistance, 249A.1–249A.19
- Municipality liability, 249.25
- Names filed as public record, 249.44
- Names for political or commercial use prohibited, 249.44
- Persons eligible
  - Age and property requirements, 249.5, 249.6, 249.9
  - Citizenship requirements, 249.6(3)
  - Eligibility conditions enumerated, 249.5, 249.6, 249.9
  - Pension tax, payment required, 249.36
  - Renewal provisions, 249.15
- Political party official barred from any office, 249.3
- Property defined for old-age purposes, 249.1(8)
- Property exclusions, 249.9
- Property transferred to state, 249.20
- Property transfers, sworn statement, 249.9
- Receipt and disbursement record, 249.43
- Recipients
  - Additional aid allowed, 249.29

**SOCIAL WELFARE**—Continued

- Old-age assistance—Continued
  - Recipients—Continued
    - Alienation of assistance unlawful, 249.34
    - Assignment of insurance to state, 249.23
    - Assistance rights inalienable, 249.34
    - Blind, old-age assistance not available, 241.2
    - Cancellation of assistance, *see Cancellation or Reduction of Assistance above under this subhead*
    - Certificates improperly obtained, 249.16
    - Charge for cashing warrants prohibited, 249.33
    - Commencement date of assistance, 249.17
    - Compromise settlements, 249.20, 249.22
  - Deceased recipient
    - Estates liable for assistance, 249.19–249.21
    - Funeral expenses allowed, 249.18
    - Insurance proceeds, assigned, 249.23
    - Probate officer's duties, 249.21
    - Relatives liability, 249.25–249.27, 252.1–252.6
    - Surviving spouse's rights, 249.19, 249.20
    - Transfers of property by executor, void, 249.21
  - Deed of property to state, 249.20
  - Dependents not ineligible for relief, 249.29
  - Disposition of property by state, 249.20
  - Double penalty for excess assistance, 249.46
  - Excess assistance recovered, 249.24, 249.35
  - Exemption from taxes, 427.8, 427.9
  - Fish and game licenses not required, 110.17
  - Fraudulent transfers, 249.21, 249.46
  - Funeral expenses allowed, conditions, 249.18
  - Guardian appointed for incompetent, 249.32
  - Imprisonment, effect, 249.30
  - Incapacity, guardian appointed, 249.32
  - Increase of property or income, notice to board, 249.24
  - Insurance assigned to state, 249.23
  - Insurance payable to estate, effect, 249.23
  - Licenses, fish and game, not required, 110.17
  - Liens, *see Liens above under this subhead*
  - Limitation against state lien, 249.20
  - Lists filed as public record, 249.44
  - Lists for outside use forbidden, 249.44
  - Notice of financial change, 249.24, 249.35
  - Obtaining certificate improperly, 249.16
  - Other aid allowed, 249.29
  - Other public assistance prohibited, 249.29
  - Penalty for violations, 249.46, 249.47
  - Relatives help, what allowed, 249.29
  - Release of state lien, 249.20
  - Renewal of certificate, 249.15
  - Residence in institutions, effect, 249.6, 249.31
  - Rights to assistance not vested, 249.45
  - Sales of property transferred to state, 249.20
  - Service of notice on state, how made, 613.9
  - Services permitted from political subdivisions, 249.29
  - Sole benefit of aged person, 249.29
  - Taxes suspended or canceled, 427.8–427.11
  - Warrants, discounting prohibited, 249.33
  - Warrants outstanding, cancellation, 249.41
- Record confidential, use restricted, 249.44
- Record of county receipts and disbursements kept by comptroller, 249.43
- Record of receipts and payments, 249.43

**SOCIAL WELFARE—Continued**

## Old-age assistance—Continued

## Recovery by state

Actions against state involving real estate, 613.8-613.10

Amounts recovered, to revolving fund, 249.39

Attorney general to advise, 249.20

Certificate of assistance revoked, 249.16, 249.47

## Child liability

Equitable action to enforce, 249.27

Income tax payment as test, 249.26

Liability for reasonable support, 249.25-249.27

Compromise settlements made, 249.20, 249.22

Corporations or society liability, 249.25

County attorney's duties, 249.27

Deceased recipients, *see Recipients above under this subhead*

Double recovery in case of fraud, 249.46

Double recovery when relatives liable, 249.25

Equitable proceedings to enforce lien, 249.20

Excessive assistance, 249.24, 249.35

Federal funds, repayment, 249.42

Fraudulent transfers, 249.21, 249.46

Funeral expense paid, recovered, 249.18

Insurance assigned, 249.23

Lien on real estate, requirements, 249.20

Limitation against state liens, 249.20

Municipality liability, 249.25

Property transferred to state, 249.9, 219.19, 249.20, 249.23

Relatives responsible, 249.25-249.27

Tax sale certificate assigned, 249.20

Tax sale redemption expiration notice, who served, 447.9

Reduction, *see Cancellation or Reduction of Assistance above under this subhead*

Relatives liability, 249.25, 249.27

Release of lien in full or in part, 249.20

Remission or cancellation of taxes, 427.10

Requirements, to whom granted, 249.6

Residence defined for old-age purposes, 249.1(6)

Retirement system, public employees, 97B.1-97B.67

Revolving fund, *see Funds above under this subhead*

Securities and investments assigned to state, 249.9

Shifting support, cancellation, 249.28

## State board's old-age assistance duties

Administration of old-age assistance, 249.2

Appeal from board's decision, 249.11

Approval of personnel, 234.8

Authority to administer, 234.6, 249.2

Compromises as to property, 249.22

Co-operation with federal agencies, 249.2(1)

Definition of terms, 249.1

Federal reports made, 249.2(1)

Forms for claims prescribed, 249.10

Funds, *see Funds above under this subhead*

Funeral expense payments, 249.18

Gifts, deeds and bequests, 249.40

Information given public, 249.2

Insurance assigned, effect, 249.23, 515.102(4)

Officials, political party officers barred, 249.3

Payments to U. S. social security, 249.42

**SOCIAL WELFARE—Continued**

## Old-age assistance—Continued

## State board's old-age assistance duties—Cont'd

Powers and duties listed, 234.6, 249.2

Property transferred, 249.9, 249.20

Public information furnished, 249.2(2)

Report annually to governor, 234.6(1)

Report received from superintendent, 249.2

Review of claims, procedure, 249.11

Rules and regulations for investigators, 249.4

Salaries of department personnel fixed, 249.2

Tax sales certificate, assignment taken, 249.20

Witnesses subpoenaed, fees allowed, 249.12

Suspension of taxes, 427.9

Tax credit, homestead, investigator files, 425.2

Tax, delinquent, when payable, 249.20

## Tax exemptions

Cancellation or remission of taxes, 427.10

Grantee or devisee to pay tax, 427.11

Petition for exemption, 427.8

Procedure, 427.8-427.12

Suspension of taxes, 427.9

Tax (\$2.00 head tax), 249.36

Tax sale certificate, assignment to state, 249.20

Transfer of property to state, 249.20

## Violations

Charge for cashing warrant, unlawful, 249.33

Disposing of or concealing property, 249.46

Double penalty, excess assistance, 249.46(5)

Fraudulent acts punished, 249.46, 249.47

Furnishing lists of recipients, penalty, 249.44

Lists of recipients, unlawful use, 249.44

Penalty for violations, 249.47

## Warrants

Cancellation of warrants, provisions, 249.41

Charge for cashing prohibited, 249.33

Discount on purchase of goods unlawful, 249.23

Warrants, indorsement, fingerprints, 249.14

Orphan's aid funds, 35.7-35.11, 444.11

Poor laws, 249.1-255.29

Retirement system, public employees, 97B.1-97B.67

Rural rehabilitation, 234.15-234.20

Soldier's orphan's education, 35.7-35.11

Soldier's relief, ch 250

State board of social welfare, ch 234

Unemployment compensation, ch 96

Vocational education and rehabilitation, chs 258, 259

**SOCIAL WELFARE BOARD, STATE**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting to comptroller, 8.7-8.13

Administrative fund, 234.6(5)

Aid to dependent children, 239.1-239.18

Appointment of members by governor, 234.3

Appropriation needs estimated, 8.23-8.28

Authority over county boards, 234.6

Blind persons aided, duties, 234.6, 241.1-241.25

Budgets and financial control, ch 8

Chairman, alcoholism study advisor, 123A.3

## Child welfare, duties of board

Adoption records received, 235.3(7), 600.8

Adoption reports received, compiled, 235.3(7)

**SOCIAL WELFARE BOARD (STATE)—Cont'd**

- Child welfare, duties of board—Continued
  - Aid to dependent children, 239.1–239.18
  - Appointment of personnel, 234.6
  - Authority to administer, 234.6, 235.2(1)
  - Boarding homes for children, licensed and inspected, 237.1–237.16
  - Child-placing agencies, 238.1–238.43
  - Child-placing agencies, inspection and licensing, 235.3(8)
  - Children's boarding homes, 237.1–237.16
  - Co-operate with federal agencies, 235.3(2)
  - Co-operation with board of control, 235.2(8)
  - Co-operation with county authorities, 235.2
  - Designate private and county institutions for commitments, 235.3(5)
  - Federal funds obtained, 234.6(2), 234.14, 235.2
  - Inspect and supervise private child institutions, 235.3(4)
  - Juvenile commitments, reports received, 232.38, 235.3(6)
  - Juvenile court's reports filed, 235.3(6)
  - Maternity hospitals inspected and licensed, 235.3(8)
  - Rules and regulations, 234.6, 235.3(3)
  - Statistics on juvenile delinquency compiled, 235.3(6)
  - Supervise public child welfare activities, 235.3
  - Visitation and inspection of child institutions, 235.3(5)
- Compensation of members, 234.5
- Co-operation with federal agencies, 234.6
- Counsel appointed by attorney general, 13.6
- County board employees, approval, 234.12
- County boards supervised, 234.6
- Delegation of powers authorized, 234.6
- Delinquent children, institutions approved, 232.37
- Dependent children
  - Aid to dependent children, 239.1–239.18
  - Duties, 234.6, 239.18
  - Private institutions for, supervision, 240.1–240.12
- Disabled persons aid, 241A.1–241A.16
- Divisions established or changed, 234.6
- Emergency relief, duties, 234.6, 251.1–251.6
- Employees
  - County board, compensation approved, 234.13
  - Examinations given, 234.8
  - Merit rating applies, 234.8, 239.16
  - State board, qualifications, 234.8
- Full time of board members required, 234.3
- Functions and duties allocated, 234.6
- Investigators, powers to administer oaths, 78.2(6)
- Juvenile commitments, reports received, 232.37, 232.38, 235.3(5)
- Neglected, dependent and delinquent children
  - Approval of institutions required, 232.37
  - Institutions inspected and supervised, 232.37
  - Reports by juvenile court and institutions, 232.38
- Number of members on board, 234.3
- Oaths, power to administer, 78.2(2)
- Old-age assistance, duties of board
  - Administration of old-age assistance, 249.2
  - Appeal from board's decision, 249.11

**SOCIAL WELFARE BOARD (STATE)—Cont'd**

- Old-age assistance, duties of board—Continued
    - Approval of personnel, 234.8
    - Authority to administer, 234.6, 249.2
    - Compromises as to property, 249.22
    - Co-operation with federal agencies, 249.2(1)
    - Definition of terms, 249.1
    - Federal reports made, 249.2(1)
    - Forms for claims prescribed, 249.10
    - Funeral expense payments, 249.18
    - Gifts, deeds and bequests, 249.40
    - Information given public, 249.2
    - Insurance assigned, effect, 249.23, 515.102(4)
    - Medical assistance, 249A.5, 249A.10
    - Officials, political party officers barred, 249.3
    - Payments to U. S. social security, 249.42
    - Powers and duties listed, 234.6, 249.2
    - Property transferred, 249.9, 249.20
    - Public information furnished, 249.2(2)
    - Report annually to governor, 234.6(1)
    - Report received from superintendent, 249.2
    - Review of claims, procedure, 249.11
    - Rules and regulations for investigators, 249.4
    - Salaries of department personnel fixed, 240.2
    - Tax sales certificate, assignment taken, 249.20
    - Witnesses subpoenaed, fees allowed, 249.12
  - Personnel, employment and compensation, 234.6
  - Political affiliation of board members, 234.3
  - Powers and duties in general, 234.6
  - Private institutions licensed and regulated
    - Boarding homes for children, 237.3–237.12
    - Child-placing agencies, 232.37, 232.38, 235.3(8), 235.5, 238.1–238.43
    - Maternity hospitals, 235.3(8), 235.5, 236.1–236.34
    - Private institutions for unfortunate children, 232.37, 232.38, 235.3(4–6), 235.5, 240.1–240.12
  - Public information on social welfare laws, 234.6(4)
  - Removal of members, procedure, 234.5
  - Report to the governor, 234.6
  - Review of county employees, discharge, 234.12
  - Rule-making powers, 234.6–234.8, 235.3
  - Rules and regulations, authority, 234.6
  - Secretary of board, appointment, salary, 234.7
  - Supervision and inspection, children's institutions, 232.37
  - Supervision over county boards and employees, 234.6(3)
  - Term of office, of member, 234.3
  - Unexpended balances of appropriations, 8.34
  - Use of appropriation regulated, 8.35–8.40
  - Vacancies, how filled, 234.4
  - Woman board member appointed, 234.3
- SOCIAL WELFARE DEPARTMENT, STATE**  
*General provisions, see STATE OFFICERS AND DEPARTMENTS*
- Administer and enforce child welfare laws, 235.2
  - Administrative fund, expenses from, 234.6(5)
  - Bankhead-Jones farm tenant act, 234.15–234.20
  - Control board, co-operate in management of state institution, 235.2(8)
  - Co-operation with other agencies, 235.2
  - Created, composition, 234.2
  - Definitions, 234.1, 235.1
  - Dependent children, aid to, 239.1–239.18
  - Federal funds, available for department, 234.14

**SOCIAL WELFARE DEPT., STATE**—Cont'd  
Funds of Iowa Rural Rehabilitation Corporation received, 234.15

Juvenile courts, co-operate with, 235.2(8)  
Nursing home law enforced, 135C.17  
Powers and duties, 235.2  
Reports, 235.2(5)  
Rural rehabilitation administered, 234.15–234.20  
Uniform support of dependents law, ch 252A

### SOCIETIES

Agricultural societies, 174.1–174.23  
Bank deposits, to whom payable, 526.37  
Children, cruelty prevention, 422.34  
Co-operative societies, 497.1–499.60  
Farmers, 176.1–176.14  
Fraternal beneficiary associations, 512.1–512.106  
Fraternal charitable institutions, 512.62–512.72  
Fraternal societies in public schools, 287.1–287.4  
Granges, 176.1–176.14, 297.9, 303.3(11), 504.1–504.31  
Historical society, state, 304.1–304.7  
Military or veterans organizations, *see ARMED FORCES, MILITARY PROPERTY, etc.*  
Nonprofit corporations, 504.1–504.31  
Old-age assistance, liability for contributions, 249.25  
Parent-teacher association, meetings in school-house permitted, 297.9  
Religious societies, 504.1–504.31, *see RELIGION, subhead Corporations for Religious Purposes*  
Schoolhouses, meetings permitted, 297.9

Society for prevention of cruelty to animals  
Disabled animals, authority to kill, 188.50  
Dogs, city contract for care or disposal, 368.8(4)  
Domestic animal fund used, 352.6  
Income tax exemption, 422.34(2)  
Inheritance tax exemption, 450.4(2)  
Y.M.C.A., railroad passes or rates for secretary, 479.94(13)

### SOIL AMENDMENTS

Fertilizer law, 200.1–200.21

### SOIL CONSERVATION

*Also see FLOOD AND EROSION CONTROL*  
Actions by and against districts, 467A.7(9)  
Agricultural seed law, 199.1–199.14  
Artificial lake construction, soil conservation a prerequisite, 108.10

#### Commissioners

Attorney general to aid commissioners, 467A.6  
Audit of accounts, 467A.6  
Bonds for all employees, 467A.6  
Compensation not allowed, 467A.6  
Co-operation authorized, 467A.8  
Nomination and election, 467A.5(3, 6)  
Number and qualifications, 467A.6  
Powers enumerated, 467A.7  
Report to state committee, 467A.6  
Terms of office, 467A.5(6)  
Vacancies, how filled, 467A.5(6)

Condemnation by subdistricts, 467A.21, 471.4  
Declaration of policy, 467A.2  
Definitions, 467A.3

### SOIL CONSERVATION—Continued

#### Districts

Actions by and against, 467A.5(9), 467A.7(9)  
Agreements for use of land, 467A.7(11)  
Aid from U. S. agencies authorized, 467A.7(10)  
Commissioners as governing body, 467A.6  
Contributions for benefits authorized, 467A.7(11)

Co-operation authorized, 467A.7(4), 467A.8  
Corporate body, proceedings, 160.5(6)  
Cropping programs, 160.7(8)  
Demonstrational projects conducted, 160.7(2)  
Discontinuance of districts, 467A.10  
Dissemination of public information, 467A.7(1)  
Erosion research, 467A.2, 467A.7(1, 8)  
Establishment of districts, 467A.5

Due notice, defined, 467A.3(11)

Flood control and watershed protection, subdistricts, 467A.13–467A.41

“Land owner” defined, 467A.3(10)

Objectives, 467A.2

Peats, study by geological survey, 305.3

Public lands, protection, objective, 467A.2

Rivers and harbors, objectives, 467A.2

Short title of act, 467A.1

Soil erosion research, 467A.7(1)

Soils, geological survey investigation, 305.3, 305.4

State agencies to co-operate, 467A.9

State committee, 467A.4, 467A.5

Subdistricts for flood prevention, 467A.13–467A.41

Taxation, procedure, 467A.23–467A.41

### SOLDIERS

*See also ARMED FORCES, etc.*

Bonus, ch 35A

Home, ch 219

Orphans, 35.7–35.11

Preference, ch 70

Relief, ch 250

### SOLDIERS HOME (MARSHALLTOWN)

Accounting to treasurer, 219.17

Administration by board of control, 218.1

#### Admission requirements

Certificate of eligibility required, 219.6

Eligibility conditions, 219.1–219.6, 219.13, 219.16, 219.22

Honorable discharge required, 219.1

Married couples admitted, 219.4

Needy veterans and nurses, 219.1, 219.2

Self-supporting veterans, 219.14–219.16

Widows of veterans, 219.1, 219.2, 219.5

Business manager, 218.6–218.8

Care of grounds by inmates, 219.14

Code, session laws, free copy, 16.24(9)

#### Commandant

Accounting of money to state treasury, 219.17

Appointed by control board, 218.9, 219.7

Appointment of employees, 219.11

Discharge of members, 219.18, 219.19

Discharge of officers and employees, 219.11

Discipline enforced, 219.18

Dwelling or quarters furnished, 219.9

Provisions and supplies furnished, 218.14, 218.9

Qualifications required, 219.8

Salary allowed, 219.9



**SOLDIERS HOME (MARSHALLT'N)—Cont'd**

Conviction of offenses, probation, 219.19  
 County's liability for support, affidavit, 219.6  
 Court martial demanded by members, 219.19  
 Discharge from home, 219.13, 219.18, 219.19

**Employees and subordinate officers**

Appointment by commandant, 219.11  
 Discharge by commandant, 219.11  
 Qualifications required, 219.8  
 Review of discharge by board, 219.11  
 Salaries allowed, board fixes, 219.11

Expense of support, county, 219.6  
 Expense of support, members, 219.14, 219.16  
 Liquor, medical purposes, permit, 123.27  
 Located at Marshalltown, 219.1  
 Object of home, 219.1

**Pension money**

Affidavit given before admission, 219.6  
 Assignment forbidden, 219.20  
 Convictions or violations of rules, effect, 219.19  
 Deposits with commandant required, 219.15, 219.19  
 Discharged members, deposits returned, 219.19  
 Guardian of dependent, when paid, 219.15  
 Payments to members' dependents, 219.15  
 Use to support dependents, 219.15  
 Use to support member at home, 219.14

Report by control board to governor, 219.21  
 Reports generally, *see CONTROL, BOARD OF*  
 Residence on discharge from home, 219.13  
 Rules for management, 219.3, 219.4  
 Voluntarily leaving home, effect, 219.13  
 Work performed by members, 219.14

**SOLDIERS ORPHANS HOME (DAVENPORT)**

*See ANNIE WITTENMYER HOME*

**SOLDIERS PREFERENCE LAW**

*See ch 70*

**SOLDIERS RELIEF COMMISSION**

*See ch 250*

**SOLICITING**

Injury claims for suit out of state, 723.3  
 Insurance agents, 522.1-522.5  
 Peddlers, 368.6(3), 444.13-444.17

**Penal provisions**

Alms, misrepresentation, 746.1(5)  
 Bootlegging, 125.7  
 Damage suit against nonresident, 723.3  
 Donations, soliciting, without permit, 122.6  
 Election campaigns, 49.107, 49.121  
 Interinsurance contracts, 520.14  
 Personal injury claims, against nonresidents, 724.3  
 Place of trust or public office, 739.4, 739.10  
 Political aid, 363C.11, 491.70, 491.71, 622.15(6), 740.13-740.18  
 Prostitution, for purposes of, 724.2  
 Proxies for insurance company elections, 523.4  
 Public donation, license, 122.1-122.6  
 School pupils by fraternities, 287.4

**SOLICITING—Continued**

Professional license revoked, 147.55, 147.56(1)  
 Prostitution, penalty, 724.2  
 Public donations, soliciting regulated, 122.1-122.6  
 Real estate brokers, 117.1-117.44

**SOLICITOR**

City, *see CITIES AND TOWNS, subhead Attorney*

**SOLITARY CONFINEMENT**

Refractory prisoners, county jail, 356.14, 356.21  
 Time in solitary not part of sentence, 356.21  
 Tramp refusing to work, 746.19

**SON**

Incest, penalty, 704.1  
 Inheritance tax, exemption, rate, 450.9, 450.10  
 Marriage of, where void, 595.19

**SORORITIES**

Prohibited in public schools, 287.1-287.4

**SOYBEAN MEAL**

Defined as warehouseable product, 543.1(4, 5)

**SPANISH-AMERICAN WAR VETERANS**

Commission for memorials, 37.9-37.16  
 Firemen and police pensions, 410.7  
 Insignia, penalty for unlawful use, 713.28  
 Newsstand in capitol, 19.16  
 Newsstands in county courthouses, 332.5  
 Petition for erection of memorial, 37.2(1)  
 Preference law, 70.1-70.8  
 Quarters, headquarters room in capitol, 19.17  
 Relief commission membership, 250.3  
 Tax exemptions, 427.3(2)-427.7

**SPEAKER OF THE HOUSE**

Abstract of votes for governor and lieutenant governor received, 50.31-50.35  
 Acting governor, when, Const., Iowa, IV, 19  
 Appointment, tenure, 2.2, 2.5, 2.6  
 Budget and financial control committee, 2.41, 2.42  
 Compensation, 2.14, 2.16, 2.17  
 Legislative bills signed, Const., Iowa, III, 15; 3.4  
 Mileage allowed, 2.12  
 Subpoenas signed, 2.29  
 Tenure of office, 2.6  
 Warrant of arrest signed, 2.26  
 Warrants for representatives' salaries certified, 2.21  
 Witnesses, attendance, orders signed, 2.29

**SPEARS**

Use in fishing restricted, 109.76

**SPECIAL CHARTER CITIES**

*See ch 420, CITIES AND TOWNS*

**SPECIAL EDUCATION**

Handicapped children, ch 281

**SPECIE PAYMENTS**

Const., Iowa, VIII, 7, 11

**SPECIFIC ATTACHMENTS**

General provisions, 640.1-640.5

**SPECIFIC LEGACIES**

General provisions, 635.73-635.78

**SPECIFIC PERFORMANCE**

Bill of lading, indorsement compelled, 487.34  
 Co-operative association contracts, 499.9  
 Decedents contracts, 638.21  
 Foreclosure optional, 654.11  
 Guardians to perform contracts for wards, 668.13  
 Limitation of actions, 614.1(6), 614.20, 614.21  
 Notice, service by publication, R.C.P. 60(d)  
 Sale of goods, 554.69

**SPECTACLES**

Dealers not subject to optometry law, 154.2

**SPECULATION**

Bucket shops prohibited, 552.1-552.11  
 Cemetery lots, 566A.11

**SPEECH**

Advocacy of criminal syndicalism prohibited,  
 689.10-689.12  
 Deficient children, listed in school census, 279.22  
 (3), 291.9(3), 291.10(11)  
 Freedom of speech, guaranteed, Const., U. S.,  
 Amend. 1; Const., Iowa, I, 7  
 Incitement of hostilities punished, 689.4-689.9  
 Legislator's privilege, 2.23  
 Obscene language prohibited, 728.1  
 Profanity prohibited, 477.56, 728.1, 744.2

**SPEED**

Cemeteries, penalty for excessive speed, 714.23  
 City parks, 321.236(5)  
 Motor vehicle law, 321.285-321.296  
 Municipal regulation, 321.236(5), 389.40  
 Railroad trains, 389.42, 478.9  
 State parks, 111.36

**SPENDTHRIFTS**

Custody of, order of priority on claim to, 670.19  
 Guardians appointed, 668.13, 670.1-670.19

**SPITTING**

Prohibited in food establishments, 170.1(6), 170.24

**SPORTS**

Animal fights, penalty, 726.7  
 Bribery, 739.12  
 Decoration Day sports regulation, 730.1, 730.2  
 Endurance contests prohibited, 732.15, 732.16  
 Gambling prohibited, 726.6, 726.7  
 Prize fights prohibited, 727.1-727.5

**SPOUSE**

Conveyances, 557.4-557.12, 558.35, 597.10-597.12  
 Conveyances before 1930, presumption, 558.14  
 Domestic relations, ch 597  
 Surviving, *see ESTATES OF DECEDENTS*

**SPRINGING USE**

Contingent remainder takes effect, 557.7, 557.8

**SPRINKLER SYSTEMS**

Fire prevention, installation, 103.4  
 Leakage insurance, 515.48(5, c), 515.111-515.118

**SPRINKLING STREETS**

Street sprinklers. city regulation license, tax,  
 389.39

**STABLES**

Arson, 707.1, 707.2, 707.5  
 Lights, city and town power to regulate, 368.11

**STAIRWAYS**

Housing law provisions  
 Cleanliness enforced, 413.69  
 Light and ventilation, 413.26, 413.50, 413.57,  
 413.84  
 Outside stairways, 413.3(16)  
 Skylights, 413.58, 413.84, 413.91  
 Specifications, 413.36-413.43, 413.51, 413.53, 413.60  
 Winding stairs not permitted, 413.38  
 Mine escape ways, 82.31-82.42

**STAMPS**

Binder twine, requirements, 713.22, 713.23  
 Cigarette stamps  
 Affixing of stamps by distributors, 98.10  
 Appropriation for printing, 98.7  
 Cancellation of stamps, method, 98.11  
 Counterfeiting or reusing stamps, 98.38  
 Counterfeit stamps defined, 98.1(6)  
 Delivery unlawful without stamps, 98.10  
 Design, change authorized, 98.7, 98.9  
 Evidencing payment of tax, 98.6(3)  
 Indicia in place of stamps, use, 98.6(3), 98.12  
 Manner of affixing regulated, 98.6(3)  
 Manufacturer may affix, bond, 98.14, 98.16  
 Previously used stamp defined, 98.1(7)  
 Printing and custody, 98.7  
 Purchased from commission, 98.6(3), 98.8  
 Record of stamps kept, 98.8(5)  
 Refunds and recall of stamps, rules, 98.8(3, 4)  
 Sale and exchange, method, 98.8  
 Sale proceeds to general fund, 98.35  
 Stamping machines regulated, 98.12  
 Stamps defined, 98.1(5)  
 Time limit for affixing stamps, 98.10  
 Penalty for altering or counterfeiting, 713.16,  
 713.17, 718.19  
 Trading stamps, 553.15-553.18

**STANDARD SCHOOLS**

State aid requirements, 293.1-293.7

**STANDING ARMY**

Prohibited in peace time, Const., Iowa, I, 14

**STARLINGS**

Optional bounty, 350.2

**STATE ACCOUNTS, ACCOUNTANTS COMMISSION TO EXAMINE**

General provisions, 67.1-67.13

**STATE ARCHAEOLOGIST**

Appointment, duties, 305A.1-305A.3

**STATE AUDITOR**

*See ch 11, AUDITOR OF STATE*

**STATE BANKS**

Generally, 527.1-527.10, *see BANKS AND BANKING*

**STATE BUILDINGS AND PROPERTY, SUPER-INTENDENT OF**

See *ch 18, SUPERINTENDENT OF STATE BUILDINGS AND GROUNDS*

**STATE COLLEGE OF IOWA (CEDAR FALLS)**

Accredited high schools, list furnished, 147.31  
Administered by board of regents, 262.7  
Appropriations payable in monthly installments, 262.28  
Athletic facilities constructed, 262.44–262.54  
Auditorium constructed, 262.44–262.54  
Board's finance committee called monthly, 262.20  
Code and session laws to library, 16.24(18)  
Contracts for training teachers, 262.30–262.32  
Contracts with school districts, 268.3  
Employee's sick leave, 79.1  
Fieldhouse constructed, 262.44–262.54  
Governed by state board of regents, 262.7  
Graduates qualified for teaching, 260.7, 260.8  
Hygiene taught, 268.2  
Located at Cedar Falls, 268.1  
Military science instructor, rank, 262.27  
Name of college, 268.1  
Narcotics, effects stressed, 268.2  
Official designation of college, 268.1  
Parking facilities constructed, 262.44–262.54

**President**

Elected by board of regents, 262.9(2)  
Report on school district contracts, 268.3  
Report to board of regents, 262.24

Professions, accredited schools, data supplied, 147.33

Program of instruction, 268.2

Recreational facilities constructed, 262.44–262.54

Sanitary conditions inspected, 135.11(5), 136.3(2, b)

Secretarial officer, elected by board of regents, 262.9(2)

Secretary, report to board of regents, 262.25

Self-liquidating improvements, 262.44–262.54

Stadium constructed, 262.44–262.54

Student union constructed, 262.44–262.54

Teacher preparation, 268.2

**Teacher-training contracts**

*Generally*, 262.30–262.32

Directors of school districts to make, 268.3

Filed with county superintendent, 268.3

**Treasurer**

Duties, 262.23

Elected by board of regents, 262.9(2)

Tuition credited to college fund, 268.3

**STATE COMPTROLLER**

See *ch 8, COMPTROLLER*

**STATE FAIR**

Assistance in conducting fair authorized, 173.15  
Claims for payment from receipts, rules, 173.17  
Concessions authorized by board, 173.14(6)  
Delegation of management authorized, 173.15  
Duty of board to hold annual fair, 173.14  
Expenses paid from fair receipts, 173.16–173.18  
Fairgrounds, controlled and maintained, 173.14–173.16  
Improvements and repairs on grounds, 173.14(1)

**STATE FAIR—Continued**

Liability limited to receipts in absence of appropriation, 173.16

Management of state fair, 173.14–173.18

Permits for concessions authorized, 173.14(6)

Police appointed, peace officer powers, 173.14(7)

Premium list and exhibition rules, 173.14(4)

Premiums, how paid, 173.18

Rules and regulations adopted by board, 173.14(8)

Sales of articles on ground, regulated, 173.14(6)

Sales tax, admissions exempt, 422.45(3)

Street railways on ground, power of board, 173.14

Warrants, claims paid by, 173.18

**STATE FAIR BOARD**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Accounting made to comptroller, 8.7–8.12

Accounting system prescribed, 8.6, 11.2

**Appropriations**

Biennial estimate for comptroller, 8.23–8.28

Budget control, 8.31

Collections excepted from allotment, 8.32

How allotted to board, 8.30–8.32

Auditing of accounts, 11.2, 173.19

Authority to hold fair annually, 173.14(3)

Bond issue requirements, 23.12, 23.16, 75.8

Bonds of officers required, 173.14(5)

Claim payment regulations, effect, 173.17, 173.18

Compensation of elected members, 173.8

Composition of board, 173.1–173.7

Concessions authorized, 173.14(6)

**Contracts**

Appeal from improvement proposal, 22.3, 23.1–23.16

Appropriations, not to be exceeded, 72.1

Appropriations, use regulated, 8.38, 8.39, 11.3

Bond required of contractors on public improvements, 573.2, 573.3

Book of agriculture, reports published, 159.10

Completion of improvement reported to comptroller, 23.11

Extra compensation to contractors, when prohibited, Const., Iowa, III, 31

Gifts to officials prohibited, 741.1, 741.2

Improvements and repairs, board's authority, 173.14(1)

Improvements proposed, public hearing, 23.2, 23.3

Iowa preference law, 73.6–73.10

Laborer's and materialman's rights, 573.7–573.26

Payments for improvements, conditions precedent, 573.12–573.15

Penalty clause, 24.24

Penalty for revealing contents of bid, 72.3, 72.4

Preference for Iowa products and labor required, 73.1–73.10

Public contract law applicable, 23.1, 23.16, 24.24

Witnesses called may not rely on crimination rule, 622.15(15)

Control of fairgrounds vested in board, 173.14

Convention to elect members of board

Delegates, representatives accredited, 173.2

Farmers institute held, purpose, 159.18

Officers elected by convention, 173.5

**STATE FAIR BOARD—Continued**

- Convention to elect members—Continued
  - Proxies not allowed, 173.4
  - State aid associations certified, 173.3
  - Time of meeting, 173.2
  - Vote, each member present entitled to one, 173.4
- County and district fairs, state aid, 174.9–174.12
- Deposit of public money, exception, 12.10
- Duties and powers, enumerated, 173.14
- Executive committee, 173.13
- Expenses allowed board members, 173.8, 173.16
- Expenses of state fair, how paid, 173.16–173.18
- Financial control, 8.30–8.33, 19.11, 19.12
- Fireworks permit not required, 732.18
- Funds
  - Bank deposits, collections, 8.32, 526.37
  - Budget law regulations, 8.30–8.32
  - Disbursements need not be made by comptroller, 8.6(6)
  - Emergency sinking fund, authorized, 8.32
  - Misuse of appropriations, effect, 8.38, 8.40
  - Receipts of fair, use, 173.16
  - Remittance of funds collected not made to treasurer, 12.10
  - Retention authorized, 8.32
  - Sinking fund, not limited by budget, 8.32
  - Unexpended balances, how disposed of, 8.33, 8.34, 19.11–19.14
- Gifts accepted, bonds required, 173.14(5), 565.3
- Improvements and repairs on grounds, 173.14(1)
- Management of state fair, 173.14–173.18
- Members
  - Associations entitled to representation at convention, 173.2, 173.3
  - Convention to elect board, delegates, 173.2, 173.3
  - County supervisors' delegate to convention, when appointed, 173.2(3)
  - Delegates to convention, 173.2(1)
  - Elected at convention, 173.1, 173.5
  - Ex officio and elected, 173.1
  - Oaths, power to administer, 78.2(2)
  - Official serving on board, 173.1
  - President and vice-president elected, 173.1(2), 173.5(1)
  - Tenure of office, 173.6
  - Vacancies, how filled, 173.7
  - Voting requirements at convention, 173.4
- Officers elected by board, 173.1
- Powers and duties, enumerated, 173.14
- Premium list and exhibition rules, 173.14(4)
- President, police appointed, powers, 173.14(7)
- Public contracts and bonds, hearings, procedure, prerequisites, 23.1–23.15
- Public improvements and bonds, hearings, procedure, 23.1–23.16
- Reports
  - Agricultural department, to, annually, 173.20
  - Agricultural societies seeking state aid required to report to board, 174.9
  - Auditors of counties having no certified agricultural society, notified by board, 173.2(3)
  - Completion of improvements, to comptroller, 23.11
  - Governor, annually, contents, 173.21

**STATE FAIR BOARD—Continued**

- Reports—Continued
  - Progress of special work and status of funds to council, 19.11
  - Publication of reports in Iowa book of agriculture, 159.10
- Rules, adoption authorized, 173.14(8)
- Sales on fairground regulated, 173.14(6)
- Secretary
  - Associations entitled to representation at convention certified to secretary, 173.3
  - Duties of secretary, 173.9
  - Elected by board, 173.1(3), 173.9
  - Expenses recorded and paid, 173.16
  - Record kept and warrants drawn, 173.9
  - Salary fixed by board, limitation, 173.13
  - Serves on executive committee, 173.13
  - State aid, convention attendance certified, 174.12
  - Tenure of office, 173.9
- Sinking fund, permitted, 8.32
- Special police appointed, duties, 173.14(7)
- State aid societies file statement, 174.9
- State fair expenses, how paid, 173.16–173.18
- State fair management delegated to executive committee, 173.15
- Street railways on grounds, authorized, 173.14(2)
- Terms of officers, 173.6
- Treasurer
  - Bank deposits, to whom payable, 526.37
  - Bond required, 173.11
  - Claims paid by warrant, 173.11, 173.18
  - Duties, 173.11
  - Elected by board, 173.11
  - Record of receipts and disbursements kept, 173.11
  - Salary fixed by board, limitation, 173.12
  - Tenure of office, 173.11
- Vacancies in board membership, how filled, 173.7
- Warrants to pay claims, who signs, 173.18
- STATE HOSPITALS FOR THE INSANE**  
*See ch 226, INSANE, HOSPITALS FOR*
- STATE INSTITUTIONS**  
(General provisions applying to several or to all state institutions)
  - Accounting system, 218.85
  - Claims against, 218.86
  - Code, session laws, copy to each, 16.24(9)
  - Convict labor available, 246.18
  - Directors
    - Appointed, 218.74
    - Compensation, 218.74
    - Co-operation by control board, 218.83
  - Powers and duties
    - Child welfare institutions, 218.80
    - Corrective institutions, 218.78
    - Industries, 218.82
    - Mental institutions, 218.76
  - Qualifications
    - Child welfare institutions, 218.79
    - Corrective institutions, 218.77
    - Industries, 218.81
    - Mental institutions, 218.75
  - Term, 218.74

**STATE INSTITUTIONS**—Continued

Documents, distribution to each library, 16.14  
 Fingerprints and photographs, 749.4  
 Funds, support, increased, approved by executive council, 72.2  
 Funeral expenses, 249.18  
 G.A.R. reports for distribution, 33.1  
 Habeas corpus, inmates rights, 663.5  
 Inspection, right at all time by whom, 79.8  
 Payrolls, 218.88, 218.89  
 Printing, 15.8, 15.9  
 Purchases, 218.85  
 Sanitary conditions, 136.3(2, b)  
 Sanitary inspection, 135.11(5)  
 Violations by officers, *see PUBLIC OFFICERS*  
 Water supply, laboratory tests on requests, 263.7

**STATE OFFICERS AND DEPARTMENTS**

*Public officers generally, see PUBLIC OFFICERS*

(General provisions applying to several or all state officers and departments)

Abolition recommended by interim committee, 2.43

## Accounting and funds remitted to treasurer

Accounts kept by comptroller and treasurer, 12.15

Amounts departments may hold, 12.10

False entries made by public officers, 740.9

General duty to remit, 8.32, 12.10

Receipts given by treasurer, 12.4

Statement to accompany remittance, 12.12, 12.14

Time allowed for holding receipts, 12.10

Unclaimed fees deposited, how recovered, 12.11–12.13

## Accounting methods prescribed, 8.6(4), 11.5

Accounting required of re-elected officers, 63.13

## Accounting to state comptroller

Accounts stated by comptroller when officer fails, 8.8

Action brought on bond, 8.8

Authority of comptroller in general, 8.7, 8.35

Commission subject to forfeiture, 8.9

Costs of action, how taxed, 8.10

Credits requested by officer, oath, 8.11

Damages and interest chargeable, 8.8, 8.9

Defense allowed to comptroller's claim, 8.10

Failure to settle with comptroller, 8.9

Refusal to comply as removal grounds, 8.40

Requisition by comptroller for information, 8.12

Time allowed for rendering accounts, 8.8

## Accounts examined and inspected

Audit by state auditor, 11.1, 11.2, 11.4

Budget and financial control committee's powers, 2.43

Examining commission specially appointed by governor, 67.1–67.5, 67.8

Open to inspection, 79.8

## Action against state, notice, 613.8–613.10

Actions by or against officers, attorney general's duty, 13.2(3)

Administrative rules and regulations, 17A.1–17A.10

Appointment of temporary officers, 67.8, 69.11

**STATE OFFICERS AND DEPTS.**—Continued

## Appropriations

Action to recover funds misused, 8.38

Additional to receipts collected, 8.32

Allotment controls expenditures, 8.31

Availability of appropriations, 8.30–8.32

Biennial departmental estimates, 8.23, 8.24

“Biennial fiscal term” defined, 8.37

Deficit, increase to meet, 8.39

Exceeding or misuse of, penalty, 8.38

Fiscal year to be adopted, 8.36

Governor's power as to allotments, 8.3, 8.30, 8.31, 8.35

Information to be furnished comptroller, 8.35

Limitation to biennium, 8.33

Quarterly requisitions required, 8.31

Receipts of departments deposited with treasurer, exceptions, 8.32, 12.10

Reversion of unobligated balances, 8.33

Transfer of unexpended balances, 8.34

“Unencumbered balance” defined, 8.2(8)

Unexpended balances, 8.33, 8.34, 8.39

Unexpended balance transferred by executive council, procedure, 19.11–19.14

Use of unobligated balances, 8.39

Arbitration, compulsory, disputes between departments, 679.19

Audit by state auditor, 11.1–11.4

Automobile, charge for, when allowed, amount, 79.9

Automobiles, state, assigned by car dispatcher, 21.2

Bank deposits by state officers, 453.1, 526.37

Bids, revealing contents prohibited, 72.3, 72.4

Boards and commissions, member's power to administer oaths, 78.2(2)

## Bonds of state officers

*General provisions*, 63.1, 63.11–65.11, *see BONDS, subhead Official Bonds of Public Officers and Employees*

Actions on bonds, general provisions, 666.1–666.6

Additional security required, 65.1–65.4

Amount for various officers fixed, 64.6, 64.7

Amount of bond when not fixed by law, 64.7, 64.15

Approval, by the governor, 64.19

Beneficiaries, for use and benefit, 64.18

Conditions of bond, 64.2, 64.5

Custodians of bonds enumerated, 9.1, 64.23

Deputies bonds, 27.1, 64.15

Divulging bid, bond liability, 72.3, 72.4

Enumeration of bonded officers, 64.6, 64.7

Failure to give bond, penalty, 64.25

Liquidated damages, sealed bids, divulging, 72.4, 622.15(12)

Nepotism law violation, bond liability, 71.2

Oath required on bond, 63.11

Officers exempt from giving, 64.1

Recordation of bonds required, 64.24

Run, to whom, 64.18

Sureties, number required, 64.16

Sureties released, procedure, new bond, 65.3–65.8, 65.11

Surety companies accepted, 64.17

Time for approval or disapproval, 64.20

**STATE OFFICERS AND DEPTS.—Continued**

- Books and pamphlets, 15.38(5), 15.40, 15.43
- Certificate by official as to loss of papers, effect, 62.48
- Code annotations, officers entitled, 16.23
- Code extracts published for officers, 14.21
- Code, session laws, copy to each, 16.24(10, 11)
- Commencement of term of office, 39.8
- Commissions and boards, member's power to administer oaths, 78.2(2)
- Conduct of office examined by interim committee, 2.43
- Consolidation recommended by interim committee, 2.43
- Contracts, public, preference to Iowa products and labor, 73.1, 73.3, 73.6
- Convention expenses, when authorized, 8.13(2)
- Co-operation with interim committee, 2.44
- Co-ordination recommended by interim committee, 2.43
- Costs of court actions, council pays, 19.10
- "Department" defined, 11.1
- Deposit of public money, 12.10
- Deputies
  - Acting on executive council prohibited, 19.1
  - Appointment and qualification, 27.1, 27.2
  - Bond, 27.1, 27.2, 64.15
  - Duties, perform those of principal, 27.2
  - Jurat, method of making, 78.3
  - Oaths, power to administer, 78.1-78.3
  - Revoking appointment, 27.1
- Disbursement of state funds, 8.6(6), 12.5
- Dismissal of appointive official, budget duties, refusal to perform, 8.40
- Disputes between departments, compulsory arbitration, 679.19
- Documents and reports
  - Advice by printing superintendent, 16.4
  - "Archives" defined, 303.8, 303.9
  - Bulletins and booklets printed, 17.27, 17.28
  - Complimentary insertions prohibited, 17.29
  - Co-operation with printing superintendent, 16.4
  - Disputes as to editing appealed to printing board, 16.5
  - Distribution, approval required, 15.43
  - Distribution gratis to officials, printing board's power, 16.12, 17.23
  - Documents designated as archives, to curator, 303.9, 303.10
  - Editing, printing superintendent's power, 16.3, 17.1
  - Mailing list furnished by departments, 16.11
  - Miscellaneous matter for officials printed, 17.27
  - Number of copies to be printed, printing board informed, 17.14
  - Price of reports, printing board fixes, 17.23
  - Reports, *see subhead Reports below*
  - Reserve supply of printed reports, how obtained, 16.7
  - Sale of unused documents approved by department head, 16.8
- Domestic products and labor to be given preference, 73.1-73.10
- Efficiency, investigation to secure, 8.35

**STATE OFFICERS AND DEPTS.—Continued**

- Election contests, 61.1-61.14
- Election law, 39.1-62.25, *see ELECTIONS*
- Emergency wartime disaster, succession, 38A.6, 38A.11-38A.13
- Employees leave of absence for national guard duty, 29.28
- Employees of all departments, list published, officers' duties, copies distributed, 16.2(12)
- Employment, preference, military, 70.1-70.8
- Expenditures of state funds
  - Authorization by executive council, 72.2
  - Budget control act requirements, 8.38-8.40, 81.11
  - Disbursements all by comptroller, exceptions, 8.6(6), 12.5
  - Expenses, *see below under this subhead*
  - Limited to amount authorized, 72.1
  - Preaudit system for disbursements, 8.6(6)
  - Public improvements, *see below under this subhead*
- Expenses
  - Annual publication of allowances of all departments, state officers' duties, 16.2(12)
  - Automobile, charge allowed for use, 20.5, 79.9, 79.11
  - Claims for per diem payable from fees, limit, 8.13(3)
  - Convention expense, requirements, 8.13(2)
  - Fees, payment from, limitation, 8.13(3)
  - Mileage allowed, 20.5, 79.9-79.11
  - Mileage plus expense prohibited, 79.10
  - Postage furnished, 19.4, 19.19, 19.25, 19.26
  - State car costs charged to various state departments, 20.2, 20.3(4)
  - Supplies furnished by executive council, 19.25
- Extra compensation to officers prohibited, Const., Iowa, III, 31
- Extracts from code published for officers, 14.21
- Federal insured loans, state investment, 682.42, 682.43
- Federal social security, 97C.1-97C.19
- Financial control by comptroller, 8.6
- Impeachment, procedure, 68.1-68.14
- Information service furnished by law librarian, 303.5(2)
- Inspection, 79.8
- Inventories, 17.30
- Investigation by governor or comptroller to secure efficiency, 8.35
- Investigations, by comptroller, 8.6(14)
- Iowa products and labor given preference, 73.1-73.10
- Judicial functions of officers reviewed by certiorari, R.C.P. 306, 308
- Labeling of public property required, 19.22, 740.21
- Labor, Iowa, preferred, 73.3-73.5
- Leave of absence, when granted, 79.1
- Legislative fiscal director to have access to records, 2.48
- Liability insurance for employees, 517A.1
- List of state officers in session laws, 14.10
- Mail must be state metered, 19.19
- Mandamus to compel performance of duties, 661.1-661.17
- Manuscripts, governor to compel completion, 17.28

**STATE OFFICERS AND DEPTS.—Continued**  
 Mileage and expenses, when allowed, 21.3–21.5, 79.9–79.11  
 Motorcars used by officers and employees, 21.1–21.6, 321.19, 740.15  
 Nepotism prohibited, 71.1, 71.2  
 Oath of office, custody, filed with secretary of state, 64.23  
 Oath of office, required, Const., Iowa, XI, 5; 63.1–63.13  
 Oaths, power of officers to administer, 78.1–78.3  
 Officer, chosen at election preceding the expiration of his term, 39.7  
 Office rooms, assigned by executive council, 19.15  
 Office supplies, furnished, 19.4, 19.18, 19.25  
 Official confidences privileged, 622.11  
 Official reports, preparation, editing, 17.1  
 Opinions from attorney general, 13.2(4)  
 Original notice served on state, method, 613.9  
 Pamphlets and books, 15.38(5), 15.40, 15.43  
 Paper stock drawn from printing board, 15.41  
 Peace officers, employment prohibited, 80.22  
 Penitentiary and reformatory visits, 246.46  
 Postage furnished, 19.4, 19.19, 19.25, 19.26  
 Preaudit system for disbursements, 8.1(6)  
 Price lists for prison-made goods, 246.21–246.23

Printing for departments  
 Accounts kept by printing board, 15.31, 15.32  
 Charges to departments, 15.31–15.34  
 Code excerpts printed, 14.21  
 Departments in Des Moines, 15.37–15.41, 15.43  
 Departments outside of Des Moines, how printing obtained, 15.26, 15.28, 15.29, 15.39  
 Emergency contracts, power to let, 15.29  
 Estimates filed with budget, 15.33  
 Machinery and equipment, 15.37, 15.38  
 Miscellaneous matters printed, 17.27  
 Printing board representatives outside Des Moines, 15.26  
 Printing board's jurisdiction over printing, 15.6, 15.37–15.41, 15.43  
 Specifications adopted by board, 15.10

Prison labor, contracts for, prohibited, 246.25

Public improvements  
 Additional indebtedness for state institutions approved by executive council, 72.2  
 Appeal from decision on improvement proposals, 22.1–22.4, 23.4–23.10  
 Bids, specifications, no trade names, 73.2  
 Bond required of contractors, 573.2–573.5  
 Coal contracts, requirements, 73.7–73.10  
 Contracts, competition provisions, 553.23  
 Divulging sealed bids, 72.3, 72.4  
 Expenditures limited to amount authorized, 72.1  
 Extra compensation to contractors, prohibited, Const., Iowa, III, 31  
 Indebtedness authorized by council, 72.2  
 Interest in contracts prohibited, 741.6–741.10  
 Iowa coal, bids, publication, 73.6–73.10  
 Iowa products clause required in bids, 73.2  
 Laborer's and materialman's rights, 573.1–573.27  
 Preference for Iowa products and labor, 73.1–73.5  
 Prison-made material to be purchased, exception, 246.21–246.23

**STATE OFFICERS AND DEPTS.—Continued**  
 Public improvements—Continued  
 Public hearing held by municipality on improvement proposal, 23.1–23.3

Qualifying for office  
 Appointees to fill vacancies, 63.8  
 Bonds required, 63.1, *see Bonds of State Officers above under this subhead*  
 Election contest victor, 63.4  
 Oath required, Const., Iowa, XI, 5; 63.10, 63.11  
 Officers holding over, 63.7  
 Re-elected officers, 63.12, 63.13  
 Temporary appointees, 63.9, 67.8  
 Time allowed, 63.1, 63.4–63.8  
 Unavoidable delay recognized, 63.3

Quarters assigned by executive council, 19.15  
 Quo warranto to test right to office, 660.11; R.C.P. 299  
 Receipts required for supplies received, 19.27  
 Records, custodians to give copies, 622.51; R.C.P. 109  
 Refusal to perform budget duties, 8.40  
 Religious test for public employees prohibited, Const., Iowa, I, 4; 735.3–735.5  
 Removal from office, 8.40, 24.24, 65.3, 65.8, 66.1–66.30, *see PUBLIC OFFICERS*  
 Reorganization recommended by interim committee, 2.43

Reports  
 Annual, required of certain officials, 17.4  
 Biennial, time covered and filing date, 17.3  
 Brief and clear, requirements, 17.1  
 Car dispatcher, to, condition of cars, 21.2  
 Delay, governor may correct delinquency, 17.12, 17.13  
 Documents and reports printed, *see Documents and Reports above under this subhead*  
 Due dates fixed by governor, 17.28  
 Extension of time, governor may grant, 17.13  
 Governor to compel compliance, 17.28  
 Made to governor, 17.2  
 Manuscripts, compelling completion, 17.28  
 Official, requirements, 17.1  
 Printed, number, information to printer, 17.14  
 Unexpended balances, to executive council, 19.11

Requisitions required for supplies, 19.5, 19.27  
 Resignations, to whom made, 69.4(3)  
 Rule making generally, 17A.1–17A.10  
 Rules and regulations printed, 14.3(7)  
 Rules filed, with general assembly, 17A.2

Salaries  
 Compensation in full for services, 79.1  
 Fixed biennially, *see published acts of last general assembly*  
 Paid monthly or semimonthly, 79.1  
 Published list annually, 16.2(12)

Sex no disqualification for holding office, Const., Iowa, Amend. 1926; 39.25

Sick leave, 79.1

Signatures of officers on certified copies presumed genuine, 622.51

Social security, federal, 97C.1–97C.19

Soldiers preference law, exception, 14.1, 70.1–70.8

Special state agents, 80.22, 80.23

**STATE OFFICERS AND DEPTS.—Continued**

State cars, assignment by car dispatcher, 21.2  
 State elective officers, term two years, 39.8, 39.9  
 Subpoenas, authority of officers to issue, 622.71  
 Successor, time of choosing officer, 39.7

**Supplies**

Furnished by executive council, 19.4, 19.18, 19.25  
 Offices entitled to receive, 19.25  
 Suspension from office, 11.5, 67.1–67.13, *see PUBLIC OFFICERS*

Tax commission, advice given, 421.17(16), 421.18  
 Tax report to state commission, 421.17(6)  
 Temporary officers appointed, 67.8, 69.11  
 Term of office, commencement, 39.8, 39.16, 69.1, 69.12

Testifying in court, when excused, 622.11, 622.48  
 Title page complimentaries, prohibited, 17.29  
 Transfer of unexpended balances, method, 19.11–19.14

Unclaimed fees remitted to treasurer, 12.11–12.13  
 Unexpended balances, transfer, method, 19.11–19.14

**Vacancies in office**

Appointees to vacancy, tenure, 69.11  
 Appointments in writing, where filed, 69.10  
 Elected, term commences on qualification, 39.8  
 Electees to fill vacancy, tenure, 69.12, 69.14  
 Election, filed by, when, 69.13  
 Eligibility of officer once removed, 69.9  
 Events constituting vacancy, 69.2  
 Filled by whom, 69.8(2)  
 Holding over until successor qualified, 69.1  
 Possession, who entitled, 69.3  
 Removed person not eligible, 69.9  
 Resignations, how made, 69.4–69.7  
 Wartime disaster, succession, 38A.6, 38A.11–38A.13

Vacancies on boards, secretary to notify governor, 69.6

Vacations with pay, when granted, 79.1

**Violations**

Acceptance of bribes, 739.10, 739.11  
 Accepting gratuities, 741.6–741.10  
 Acting without giving official bond, 64.25  
 Audit requirements violated, 24.24  
 Bank officials, neglect, 528.83  
 Budget control act violations, 8.40, 24.24  
 Embezzlement, 710.1–710.3  
 Exercise of office when suspended, 67.6, 67.7  
 False certificates executed, 740.12  
 False entries in relation to fees, 740.9  
 Interest in contracts prohibited, 741.6–741.10  
 Misuse of appropriations, 8.34, 8.36

**Political activity and contributions**

Automobiles of state, political use prohibited, 740.13, 740.18  
 Employees not to campaign during working hours, 740.16, 740.18  
 Evidence, crimination rule inapplicable, 622.15(6)  
 Nonresident contributions, not to be used, 740.14–740.18  
 Officers not to campaign during working hours, exception, 740.16–740.18  
 Solicitation from employees, 740.13–740.18  
 Statement as to contributions filed, 56.1–56.9

**STATE OFFICERS AND DEPTS.—Continued****Violations—Continued****Political activity—Continued**

Preference law violations, 73.5  
 Private use of public property, 740.20–740.22  
 Public contract appeal provisions violated, 24.24  
 Religious test for employees, 735.3–735.5  
 Wartime disaster, succession, 38A.6, 38A.11–38A.13  
 Workmen's compensation, payments, 85.2, 85.58–85.60

**STATE OF IOWA**

*See also main heads for each state officer and each state institution*

Acquisition of title by state, 569.1

**Actions against the state**

Attorney general's duty to defend, 13.2(1–3)  
 Constitutional amendments tested, 6.10, 6.11, 624.7, 686.3, 686.13  
 Copy of notice and petition to attorney general, 613.9  
 Costs taxed against the state, how paid, 19.10, 789.20  
 Counsel employed by executive council, 13.3, 13.7  
 Counsel, employment by governor, 7.3–7.5  
 County attorney, when to appear, 336.2(2)  
 Judgments or decrees binding on state, 613.10  
 Original notice of suit, how served, R.C.P. 56(k)  
 Rights and liabilities, 613.10  
 Service of original notice, 613.9  
 Suit authorized, 613.8–613.10; R.C.P. 9

**Actions by state**

Additional counsel employed, 7.3, 7.5, 13.3, 13.7  
 Attachment proceedings, 641.1–641.5  
 Attorney general's duty to prosecute, 13.2(1–3)  
 Dependent support payments recovered, 252A.5  
 Mandamus, authority to petition for, 661.8  
 Officers failing to account, 8.8–8.12  
 Security not required, R.C.P. 9

Actions, state a party, costs paid, 19.10

Admission into the union, page xc, Vol. I

Agents, appointed by control board, 218.34–218.38

Agents of state, 80.7, 80.23, 748.3(4), 759.22

**Associations**

Beef cattle producers associations, 159.10, 173.2, 181.1–181.5  
 Buttermakers, state control board, 192.24–192.29  
 Corn and small grain growers association, 159.10, 173.2(8), 177.1–177.5  
 Dairy associations, 159.10, 173.2, 178.1, 180.5, 192.24  
 Dairy calf club exposition, 180.1–180.5  
 Farm aid associations, 176.1–176.14  
 Farmers institutes and short courses, 175.1–175.8  
 Funeral directors association, educational program, 147.101  
 Horse and mule breeders association, 159.10, 182.1–182.4  
 Horticultural society, 159.10, 173.2(5), 186.5  
 Iowa trade-mark butter association, 192.24–192.29  
 Optometric association, Iowa, clinic, 154.6



**STATE OF IOWA—Continued**

## Associations—Continued

- Pharmacy association, state, funds, 147.100
- Poultry associations, 159.10, 184.1–184.14
- Reports and data published, 159.10
- State sheep associations, 185.1–185.5
- Swine producers association, 159.10, 183.1–183.5

- Trade-mark butter association, Iowa
  - Iowa trade-mark creameries, 192.25–192.29
- Memberships, trade-mark creameries, 192.28
- Nonprofit association of creameries, 192.28

Automobiles, marked with state name, 21.2

Banks, *see* **BANKS AND BANKING**

Banner, state banner of Iowa, 31.1, 31.2

## Bonds

*See also main head BONDS*

Anticipatory warrants of state sinking fund, *see* **PUBLIC FUNDS**, *subhead Deposits of Public Funds, thereunder Sinking Fund*

Bonded indebtedness, 8.22(2, b)

Bonus, 35A.2, 35A.14, 35A.15

Control board, bonds issued over \$5000, 23.12–23.16

Cost of officers bonds, paid, 27.1, 64.6, 159.14

Deposit of funds outside of Iowa to pay bonds, 453.4

Fiduciaries, trust fund investments, 682.23(3)

Firemen and police pension funds, invested, 410.3, 411.7(2)

Fraternal insurance investments, 512.48(2)

Highway drainage district warrants, 460.7

Insurance companies may invest in, 511.8(2), 512.48, 515.35(2)

Interest paid by state treasurer, 12.7

Investments by fiduciaries, 682.23(3)

Issues of over \$5000, 17.19–17.25

Life insurance company investments, 511.8(2)

Municipal bonds paid by tax commission levy, 444.20

Nonlife insurance company investments, 515.35

Officers and employees bonds, chs 64, 65, *see* **BONDS**, *subhead Official Bonds of Public Officers and Employees*

Public improvement contracts, state bonds deposited, 573.4

Revenue bonds, board of regents institutions, 262.48–262.52

## Sale of bonds

Bids, requirements, 75.3, 75.4

Commission and expense, what allowed, 75.6

Exchange of bonds, permitted, 75.9

Executive council to approve, 75.8

Notice of sale, 75.2

Penalty for nonperformance of duty, 75.7

Price not less than par, 75.5

Savings banks investments, 526.25(3)

School fund deficits covered, Const., Iowa, VII, 3; 302.12

Taxation of public bonds, 427.13(8)

Waterworks funds invested, 398.3

## Boundaries

- Boundary commission, 568.14, 568.15
- Bridges, 309.77, 309.85–309.91, 381.16–383.30
- Defined, Const., Iowa, preamble; 1.1
- Enlargement, Const., Iowa, XI, 4
- Injury to markers, 639.20
- Iowa-Missouri compromise, page lxxxv, Vol. I

**STATE OF IOWA—Continued**

## Boundaries—Continued

Jurisdiction, waters, 1.3, 604.36

State and private, 111.19–111.24

Broadcasting system, police, 750.1–750.5

## Buildings and property

Custodian's duties, 18.2, 18.3, *see* **CUSTODIAN OF STATE BUILDINGS AND GROUNDS**

Capitol planning commission, 18A.1–18A.6

Damage or loss, fund to restore, 19.7

Entrance for handicapped persons, 19.32

Exempt from execution, 627.18

Flags displayed, 31.3–31.6

Identification of state property required, 19.22

Inventories compiled, public record, 17.30

Inventory kept by custodian, 18.2(6)

Repairs and supplies, furnished, 19.18

Rules for public use, posted, penalty, 18.5

Sale of state personal property, 19.23

Sewers of cities, use, 391.15

Storage of documents, buildings, control, 16.9

Tax exemption allowed, 427.1

Water districts, included in, 357.27

Buttermakers, state control board, 192.24–192.29

Canvass of votes, ch 50, *see* **ELECTIONS**

Capital, located at Des Moines, Const., Iowa, XI, 8

## Capitol and grounds

Actions brought for injuries, 18.2(5)

Curator as custodian of works of art, 303.6(7)

Custodian, duties, 18.2, 18.3

Employees, janitors and police, 18.2(4)

Inventory of property by custodian, 18.2(6)

Mailing room, in capitol building, 19.19

Newsstand by veteran, authorized, 19.16

Repairs furnished by executive council, 19.18

Rooms, assigned by executive council, 19.15

Rules for public use, posted, 18.5

Service charges, not to exceed minimum to private parties, 19.18

Supplies furnished by executive council, 19.18

Term "capitol" includes grounds, 19.15

Violation of rules, misdemeanor, penalty, 18.5

Visitors given free escort, 18.2(3)

Central committees, ch 43, *see* **ELECTIONS**, *subhead Political Party Committees*

## Claims against the state

Appeal board, procedure, 25.1–25.8

Attachment, wrongful, state's liability, 641.5

Compromise settlements, how made, 19.9

Comptroller's duties, 8.6(6)

Constitutional limitations, Const., Iowa, III, 31

Convention expenses, approval required, 8.13

Limitations on time of filing, 8.13

National guard operations, claims board, 29.56

Unclaimed fees, deposited with treasurer, 12.11–12.13

Workmen's compensation, 85.58–85.60

Coal preferred, 73.1–73.10

Code of Iowa, 14.11–15.1

Congressional districts, 401.1

Constitution, *see* **CONSTITUTION, IOWA**

## Contracts

Appeal board for public contracts, 22.1–23.11, 24.24

Bond required of contractors, 573.2, 573.3

**STATE OF IOWA—Continued**

## Contracts—Continued

- Control board contracts for state institutions, *see* **CONTROL, BOARD OF**
- Education board contracts, *see* **EDUCATION, STATE BOARD OF, subhead Contracts**
- Fair board contracts, *see* **STATE FAIR BOARD, subhead Contracts**
- Free competition provision, 553.23
- Hearing on public contracts, 22.1–23.16, 24.24
- Laborers' and materialmen's rights, ch 273, *see* **PUBLIC IMPROVEMENTS**
- Printing board contracts, ch 15, *see* **PRINTING BOARD, subhead Contracts**
- Report on completion, 23.11

- Conveyance to state to protect rights, 569.1
- Corporation stock, ownership prohibited, Const., Iowa, VIII, 3
- Counsel, employment by governor, 7.3–7.5
- Court costs, payment by executive council, 19.10
- Crop pest act, ch 267
- Dairy industry commission, 179.1–179.12

## Debts

- Bonds, *see subhead above, also see BONDS*
- Constitutional provisions, Const., Iowa, VII
- Election to approve, Const., Iowa, VII, 5, 6; 6.2–6.4, 6.8, 6.9
- Execution sale, property bid for debts due, 569.2–569.4
- School fund losses, Const., Iowa, VII, 3; 302.12
- Vote by people required, Const., Iowa, VII, 5

- Deeds and leases, execution by state, 569.7
- Definition and included terms, 4.1(15)
- Desecration of state insignia, 32.1–32.6
- Development commission, 28.1–28.10
- Emergency war disaster provisions, government perpetuated, 38A.1–38D.3
- Employees, *for employees of a particular department see main head for that department*
- Merit system established, 8.5(6)
- Estate tax, 451.1–451.13
- Executive department, Const., Iowa, IV

## Exemption

- Fuel shipments, railroad seizure, 479.112
- Private property from state debt, 627.18
- Public property from execution, 627.18

## Funds

- Accounts and accounting, *see* **STATE OFFICERS AND DEPARTMENTS**
- Anticipation of revenues, executive council, 19.8
- Audit revolving fund, tax commission, 422.62
- Board and commission, *see main head for particular board or commission*
- Bond fund, special levy creating, 444.20
- Bonus, 35A.3, 35A.10
- Budget and financial control act, ch 8
- Collection of state revenue from counties, 12.9, 334.10, 334.11, 445.22, 452.1
- Contingent, 7.4, 19.7, 218.49
- County funds withdrawn, investment, 12.8
- County losses, replacement, 334.13–334.22
- County, payment of state money, 334.10, 334.11
- Definition of state funds, 8.2(2)
- Deposit of public funds, *see* **PUBLIC FUNDS**

**STATE OF IOWA—Continued**

## Funds—Continued

## Expenditure of state funds

- Comptroller to make disbursements, exceptions, 8.6(2, 6)
- Conventions attended outside of state, 8.13
- Executive council's power to authorize, 72.2
- Limited authorization, 72.1
- Published in session laws, Const., Iowa, III, 18; 14.10
- Treasurer's duties, *see* **TREASURER OF STATE**

Federal funds, *see* **UNITED STATES, subhead Federal Aid**

- General fund, 444.21
- Governor's powers, 8.3, 8.21–8.35, 67.1–67.13, 79.8
- Highway funds, ch 312, *see* **HIGHWAYS**
- Homestead tax credit fund, 425.1–425.14
- Inspection, subject to, 79.8

## Investments

- Bonus and disability fund, 35.2–35.6
- Education board funds, 262.14–262.19
- Federal insured loans, 682.2, 682.3
- Library and historical department funds, 303.4, 303.8, 454.5
- Nonactive funds invested, 454.35
- Payment by county treasurer, 334.10, 334.11
- Sinking funds invested, 454.5

## Permanent, losses, become state funded debt, Const., Iowa, VII, 3

- Receipts and disbursements published, Const., Iowa, III, 18; 14.10

## Reports

- Biennial budget document, 8.21–8.28
- County supervisors, on state revenue, 452.6
- County treasurer, monthly report, 334.9–334.11
- State budget report, 8.6(17)
- School funds, *see* **SCHOOLS AND SCHOOL DISTRICTS, subhead Funds**
- Sinking fund for public deposits, ch 454
- Special fund defined, 8.2(4), 8.32

## State aid

- Agriculture societies, 174.9–174.12
- Beef cattle producers association, 173.3, 181.1–181.5
- Blind commission appropriations, 93.6(7)
- Corn growers association, 173.3, 177.1–177.5
- Dairy association, 173.3, 178.1–178.5
- Dairy calf club exposition, 173.3, 178.1–178.5
- Deaf instruction in public schools, 295.1–295.5
- Fairs, county and district, 174.9–174.12
- Farmers institutes, 173.3, 175.1–175.5
- Farmers short courses, 173.3, 175.6–175.8
- Grain growers association, 173.3, 177.1–177.5
- Horse and mule breeders association, 173.3, 182.1–182.4
- Horticultural society, 173.3, 186.1–186.5
- Poultry association, 173.3, 184.1–184.14
- Schools granted state aid, *see* **SCHOOLS AND SCHOOL DISTRICTS, subhead Funds**
- Swine producers association, 173.3, 183.1–183.5
- State funds defined, 8.2(2)
- Support fund for state institutions inmates, deceased, escheat money, 218.68

## STATE OF IOWA—Continued

## Funds—Continued

Treasurer of state, *see* *TREASURER OF STATE*

Unemployment compensation fund, 96.9

Vault or safe to keep funds, 452.10

## Violations

Audit requirements violated, 11.1–11.5, 24.24

Budget act violations, 8.39, 8.40, 24.24

Embezzlement, punishment, 710.1–710.3

Failure to report expenditures, 740.11

False accounting, 452.14, 740.9

General penalty clause, 452.15

Loan or use for private purposes, 452.4, 452.5

Vocational education funds, 258.8, 258.12

Vocational rehabilitation fund, 259.7

War orphans educational aid fund, 35.7–35.11

Warrants, *see* *subhead Warrants below*

War surplus commodities revolving fund, 20.6

Watchmakers' fund, 120.5

General assembly, ch 2

Gifts accepted and managed, 565.3–565.5

Gifts to state institutions, management, 565.4, 565.5

Highway safety patrol, ch 80

Insignia, state, desecration of, 32.1–32.6

Judicial department, Const., Iowa, V

Jurisdiction, boundary waters, concurrent, 1.3

Jurisdiction of state, 1.1–1.10

Labor preferred, 73.1–73.10, 218.52

## Lands

Acquisition of title by state, 569.1–569.8

Board of education, sale or purchase, regulations, 262.10

Buildings and property, *see* *subhead above*

Color of title in state, governor may relinquish, 10.9

Communication companies, use granted, 488.1–488.3

## Conveyances

Generally, 10.1–10.14

School lands, 302.7, 302.8, 302.34–302.36

Unused highway right of way, 313.53–313.57

Damages, treble for waste, 658.4, 658.8

Dams affecting, permit required, 469.30

Errors in deeds, correction, 10.10

List prepared, 10.11

Price payment proved or presumed, patent to issue, 10.6

Purchased, tax exempt one year, 427.1(18)

Sanitary district to include, trustees appointed, 358.9

Separate tract books kept, 10.2

Settlers, right to use, 658.8

Soil conservation, use, 467A.7

State districts thereon, aid, 284.1–284.7

Timber, settlers right to use, 658.8

Title relinquished to United States, 10.9

Trespass, settlers not trespassers, 658.8

Use for water power purposes, 469.30, 470.3

Lands managed, expenses paid, 569.5, 569.6

Lands purchased, cost paid, 569.4

Leases and deeds, execution by state, 569.7

Legislative department, Const., Iowa, III

Legislature, ch 2

## STATE OF IOWA—Continued

Liquor control act, ch 123

Management of realty vested in state, 569.5, 569.6

Militia, ch 29

Missouri-Iowa boundary compromise, page lxxxv, Vol. I

## Motor cars

Drivers law applies to state car drivers, 321.230

Official plates, 321.19

Registration exemption, official, 321.3

Nebraska-Iowa boundary compromise, page lxxxvii, Vol. I

Officers and departments, *see* *main head for particular officer or department*

Official register, *see* *REGISTER, IOWA OFFICIAL*

Old-age assistance, no other aid from state, 249.29

Parks, *see* *PARKS, subhead State Parks and Lands*

Police, 80.4–80.8, 80.22–80.24

Police power, motor vehicles, local authority recognized, 321.236

Private property exempt from state debt, 627.18

## Property

Assessed by city, 391A.21

Damage or loss, fund to restore, 19.7

Exempt, 427.1(1)

Inspection, subject to, 79.8

Titles when state owned, *see* *TITLES*

Psychopathic patients, liability for care, 225.25, 225.28, 225.29

Public property exempt from execution, 627.18

Public works reserves encouraged, 96.11(6)

Representative districts, 42.1–42.3

Revolving motor pool fund, balance to general fund, 21.6

Right of way over lands, telegraph and telephone lines, 488.1

Roads, *see* *HIGHWAYS*

Safety patrol, 80.4, 80.5, 80.8, 80.24

Salary list, published annually, 16.2(12)

Securities act, 502.1–502.31

Senatorial districts, state, 41.1

Sovereignty, 1.2

State fair, ch 173, *see* *STATE FAIR*

Supreme court reports, 14.3, 14.7, 17.25, 684.14, 684.15

Tax exempt, property of, 427.1(1)

Tax statutes, chs 421–454, *see* *TAXATION*

Teachers' certificates, 260.5–260.16

Title received by state, 569.1–569.8

Titles to state-owned property, *see* *TITLES*

War disaster provisions, government perpetuated, 38A.1–38D.3

## Warrants

Anticipatory, by executive council, 19.8

Anticipatory warrants issued when sinking fund insufficient, 454.19–454.34

Audit of claim before issuance, 8.6(1)

Comptroller's exclusive power, 8.6(2, 6), 12.5

Discounting by treasurers prohibited, 452.3

Exchange for public bond not prohibited, 75.9

Exclusive medium of paying out funds, 12.5

Form prescribed by comptroller, 8.6(4)

Interest on warrants, payment receipted, 452.2

Limitation, voided after six months, 8.20

**STATE OF IOWA—Continued****Warrants—Continued**

- Payments of warrants by treasurer, 12.3
- Record of payment of warrants, 12.3
- Report to comptroller on warrants paid, 12.6
- Taxes payable with warrants, 445.34
- Unredeemed, stop payment after six months, 8.20
- Warrants unpaid, lack of funds, 74.1–74.7
- Water districts, property in district, 357.27
- Wildlife, title and ownership in state, 109.2, 109.3
- Workmen's compensation, compulsory, 85.2

**STATE SINKING FUND FOR PUBLIC DEPOSITS**

- Claims against banks, 528.36, 528.96, 528.98
- General provisions, 454.1–454.34

**STATE UNIVERSITY OF IOWA**

See *ch 263, UNIVERSITY OF IOWA*

**STATION HOUSES**

See *CITIES AND TOWNS, subheads Fire Department, Police Department*

**STATIONARY ENGINEERS**

Municipal regulations, 368.6(2)

**STATIONS**

See *RAILROADS, subhead Stations*

**STATISTICS**

Judicial department, 685.6–685.10

**STATUARY**

City, recommendation of plan commission, 373.10, 373.11

**STATUTE OF FRAUDS**

- Choses in action, 554.5, 622.34, 622.35
- Contract not denied in the pleadings, 554.5, 622.34
- Contracts affected, 554.4, 622.32, 622.33
- Contracts required in writing, 558.9, 622.32, 622.33
- Contracts under statute, exceptions, 622.32, 622.33
- Facts which take the case out of the statute, 622.33
- Part payment satisfies statute, 554.4(1), 622.33
- Party made witness, 554.5, 622.35
- Party wall agreements, writing required, 563.12
- Pleading required to invoke, 554.5, 622.34
- Pleading, specific denial necessary, 622.34
- Sales act provisions, 554.4, 554.5
- Sales of goods, 554.5, 622.34, 622.35
- Statutory provisions, 554.4, 554.5, 622.32–622.35
- Unwritten contract, how established, 554.5, 622.35

**STATUTE OF LIMITATIONS**

Civil actions, 614.1–614.23; R.C.P. 49  
 Criminal actions, 752.1–752.6  
 Special, on judgments, *ch 615*

**STATUTES**

- Actions for statute penalty, limitation, 614.1(3)
- Acts embracing more than one subject, effect, Const., Iowa, III, 29
- Amendments included when one statute incorporates another, 4.3
- Annotations distributed free, 16.2(7), 16.25

**STATUTES—Continued**

Annotations published, 14.3(3), 17.24–17.26  
 Annotations sold, 16.2(7), 17.22

**Appropriation acts**

Constitutional limitations, Const., Iowa, III, 31  
 Disbursement requirements, 3.12, 3.13, 8.38–8.40  
 Only for state controlled institutions, 3.14  
 Required before use of treasury funds, Const., Iowa, III, 24

Bills, legislative, 3.1–4.1, *see GENERAL ASSEMBLY*

Certified copies to clerks of court, 3.15

Citation of statutes, method, 14.17–14.20

Code, chs 14, 16, *see IOWA CODE*

Code editor, chs 14, 17, *see CODE EDITOR*

Codes and session laws, chronological list, page xvii, Vol. I

Constitution as supreme law, Const., Iowa, XII, 1

**Construction**

- Bridges, included in highway, road, 4.1(5)
- Common law, not applicable to code, 4.2
- Declaratory judgments, R.C.P. 262
- Highway, defined, 4.1(5)
- Incorporating other statute, includes amendments, 4.3
- Insane person, words included, 4.1(6)
- Joint authority, 4.1(4)
- Liberal construed as to code, 4.2
- Number and gender, 4.1(3)
- Repeal of statute, effect, 4.1(1)
- Road, defined, 4.1(5)
- Words and phrases construed, 4.1(2)
- Copy of act obtained from secretary of state, 9.4
- Declaratory judgment, construction, R.C.P. 262
- Depository for original acts, 3.6, 9.1
- Distribution, free, 16.22–16.24

**Effective date**

Appropriation, fiscal year, 1st of July, 3.12  
 Private acts, 30 days after approval, 3.11  
 Public acts, July 4, unless published, 3.7  
 Publication, date of last publication, 3.10

Enforcement, Const., Iowa, IV, 9; 7.3, 7.4

Joint and several obligations, action, 613.1

Legalizing acts, publication, 585.1–585.5

Original acts used to prepare code, 14.11

Other statute incorporated, amendments included, 4.3

Penalty under statute, limitation, 614.1(3)

Pleading, judicial notice, R.C.P. 94

Price of official volume, who fixes, 17.21, 17.22

Proof, 622.59

Repeal of a statute, effect, 4.1(1)

Rules of construction, in general, 4.1, 4.2

Session laws, chs 14, 16, *see SESSION LAWS*

Summary judgment, R.C.P. 237(b)

Uniform, *see UNIFORM STATE LAWS*

Uniform state laws commission, 5.1–5.4

Void when unconstitutional, Const., Iowa, XII, 1

Voters' approval, Const., Iowa, VII, 5; VIII, 5, 6

**STAY OF EXECUTION**

- Authority to issue stay, exceptions, 626.58
- Bond to secure stay, record, 626.58, 626.61
- Collection of judgment after expiration, 626.64
- Criminal cases, 762.44, 790.2, 792.4–792.7, 792.13, 793.9–793.11, 794.2

**STAY OF EXECUTION**—Continued

Execution issued after expiration, 626.64  
 Execution recalled when bond accepted, 626.62  
 Fines, lien on realty, stay, 762.44, 790.1, 790.2  
 Forcible entry and detainer, justice court, 648.5, 648.21, 648.23  
 Growing crops, requirements, 646.23  
 Judgment, enforcement on expiration, 626.64  
 Judgment lien not released by stay, 626.68  
 Justice court, 601.84, 601.85  
 Justice court cases, 626.58–626.68, 626.102, 657.6  
 Lien of judgment not released by stay, 626.68  
 Moratorium, 654.15  
 Nonallowance of stay in excepted cases, 626.58  
 Nuisance abatement, stay procured, 657.6  
 Objection by surety prevents stay, 626.65, 626.66  
 Occupant enhancing value, 560.1–560.7  
 Principal and surety, liability, 626.64  
 Procured by filing bond, 626.58  
 Property released on stay, 626.63  
 Redemption right barred by stay, 628.4  
 Supersedeas bonds, 686.9–686.18; R.C.P. 337, 338  
 Supreme court appeals, 677.9–677.11, 686.10, 686.11  
 Sureties, affidavit as to their property, 626.59  
 Sureties discharged by other security, 626.67  
 Surety may prevent stay, 626.65, 626.66  
 Suspending proceedings, 683.3  
 Termination of stay by surety, 626.66  
 Time, length of, payment due, 626.58  
 Vacation of judgment, 683.3  
 Waiver of appeal by obtaining stay, 626.60

**STAY OF PROCEEDINGS**

See R.C.P. 74, 218, 243–246, 253, *ACTIONS*; *SUPREME COURT*

**STEAM BOILERS**

City power to regulate boilers, 368.11  
 Gauges and valves required, 88.5  
 Injunction, defects, hearing, 89.10, 89.11  
 Inspection  
   Certificate by insurer, 89.6  
   Converted high to low pressure, 89.3  
   Disposal of inspection fees, 89.8  
   Exempt types of boilers, named, 89.3  
   Fees for inspection, how paid, 89.7  
   Labor bureau, by, 88.5, 89.1–89.11, 91.5  
   State boiler inspector, appointment, duties, 89.1–89.11  
   Steam and water gauges and valves required, 88.5  
   Unfired boilers, 85.12, 89.3  
 Insurance against explosion, 508.29, 515.48(6)  
 New boilers, notice to commissioner, 89.5  
 Rules for installation, 89.4  
 Violation of provisions, penalty, 89.9

**STEAM ENGINES**

Movement on highways, 321.344

**Railroad engines**

Automatic firebox door  
   Mechanical stokers exempt, 477.34  
   Motive power for door, 477.30  
   Operation, push button or appliance, 477.31  
   Penalty for not having, 477.33  
   Steam locomotives, required, 477.29  
   Stoker engines, not applicable, 477.34

**STEAM ENGINES**—Continued

Railroad engines—Continued  
   Automatic firebox door—Continued  
     Time for installation, 477.32  
     Water supply, 471.9(4), 477.5–477.8  
   Brakes, cars and engines, 477.13–477.19  
   Contract for lease recorded, 556.24(2)  
   Driver brake on engines, 477.13  
   Firebox doors, automatic, 477.29–477.34  
   Frost glass in engine cab windows, 477.20, 477.21  
   Headlights, 477.17–477.19, 477.22–477.25  
   Report of expenditures for construction, 476.25  
   Report of number in state, 474.48  
   Signals sounded at road crossings, 478.19, 478.20  
   Stopping when railroad tracks crossed, 478.30–478.32  
   Switch engines, safety devices, 477.17–477.19  
   Taxation, listing of number, 434.1(7)  
   Whistle and bell required, 478.19  
 Safety appliances, 88.5, 88.6, 88.14

**STENCH BOMBS**

Use restricted, 732.10–732.14

**STENOGRAPHERS**

Confidential communications, 622.10

**STERILIZATION**

Court procedure, 145.15–145.19  
 Inherited defective tendency, 145.9  
 Order by board after hearing, 145.9

**STEWARDS**

County home stewards, 253.4, 253.5, 253.8  
 Penal provisions, 741.8, 741.9  
 State institution stewards, 218.8(2), 218.10, 218.39, 226.2

**STIFLING COMPETITION**

Cigarette sales, ch 551A  
 Combinations, pools and trusts, 553.1–553.24  
 Forestalling at city market, 368.27  
 Personal service trades, 369.1–369.5  
 Unfair discrimination, 551.1–551.10

**STILETTOS**

Criminal provisions, 695.1–695.3, 695.18, 695.25

**STIRRING UP QUARRELS**

Penalty, 740.6

**STOCK**

Corporations, *see STOCK, CORPORATE*  
 Livestock, *see ANIMALS*  
 Transfer, uniform act, ch 493A

**STOCK BREEDERS**

Beef cattle producers association, 181.1–181.5  
 Bovine tuberculosis, 163.2, 165.1–165.36, 192.10  
 Dairy association, 178.1–178.5  
 Dairy calf club exposition, 180.1–180.5  
 Horse and mule breeders association, 182.1–182.4  
 Lien for services of animals, 580.1–580.9  
 Marking and branding of animals, ch 187  
 Stallions and jacks, 162.1–162.25, 580.1–580.9  
 Swine producers, 183.1–183.5

**STOCK BROKERS**

Bond on registration, conditions, 502.11, 502.18  
 Broker defined, 502.3(7)

**STOCK BROKERS—Continued**

Commission allowed, limitation, 502.8  
 Consent to service of process, 502.9  
 Examination, unlawful business, 502.21  
 Fee for registration, 502.11  
 Hypothecation of customer's securities, 502.17  
 Injunction for fraud, 502.21  
 Insolvency, receiver appointed, 502.15  
 List kept by state, 502.11  
 Registration with state required, 502.11  
 Reports made monthly, 502.15  
 Revocation of registration, grounds, 502.14  
 Transactions while insolvent, 502.16  
 Trust funds kept separate, 502.13  
 Unlicensed, penalty, 502.27, 502.30

**STOCKCARS**

Requirements, 479.75–479.88

**STOCK, CORPORATE**

See *CORPORATIONS*, subhead *Profit Corporations (Pecuniary)*

Blue sky law, 502.1–502.31  
 Bucket shopping prohibited, 552.1–552.11  
 Insurance stock, see *INSURANCE*, subhead *Capital Stock*  
 Transfer, ch 493A  
 Uniform gift to minors act, 565A.1–565A.11  
 Warranty under negotiable instruments law in-applicable, 541.65

**STOCK FOODS**

See ch 198, also *ANIMALS*

**STOCK SALESMEN**

Bond on registration, conditions, 502.18  
 Commission allowed, limitation, 502.8  
 Definition of term, 502.3(6, 8)  
 False representations made, penalty, 502.28  
 Registration, fee, list, 502.11  
 Revocation of registration, grounds, 502.14  
 "Sale" defined, 502.3(3)  
 Unlicensed secret agents prohibited, 502.30

**STOCK TRANSFER ACT**

Uniform stock transfer act, 493A.1–493A.24

**STOCKYARDS**

See 477.35, 477.36

**STOLEN GOODS OR PROPERTY**

Automobiles, 321.72–321.96  
 Court may order delivery to owner, 645.4  
 Delivered to owner, 645.2, 645.4  
 Larceny, 709.1–709.24  
 Negotiable instruments, indemnity bond, 541.199, 541.200  
 Officer to hold subject to court's order, 645.1  
 Pawnbrokers, city regulations, 368.7(4)  
 Penalty for receiving stolen goods, 712.1–712.3  
 Prisoner, property taken from, receipt, 645.6  
 Proof of title, 645.3  
 Receiving, conviction without principal, 712.3  
 Receiving stolen goods, penalty, 712.1–712.3  
 Reclaiming, time allowed owner, 644.5  
 Return to owner, 639.42–639.44, 751.30, 751.36  
 Seizure by warrant, 751.3  
 Unclaimed goods to county auditor, use, 645.5

**STONE AND STONE QUARRIES**

Penalty for carrying away, 714.6, 714.7  
 Perch of stone, cubic contents, 210.17

**Quarries**

Condemnation of land, railway access, 471.4(5)  
 Limestone for fertilizer, 201.1–202.11  
 State lands, removal of stone, 111.52, 111.53

**STOPPAGE IN TRANSITU**

See 487.42, 542.49, 554.54–554.63

**STOPPING PAYMENT**

Checks, 528.62

**STORAGE**

Batteries, violations, penalties, 715.1–715.5  
 Cold storage, chs 171, 172

**Garages**

Artisans lien, 577.1, 577.2  
 Child labor laws, 92.1–92.16  
 County operation of service garage, 332.3(18)  
 Definition in motor vehicle law, 321.1(22)  
 Engine number altered, duty to hold and report, 321.66  
 Entry by peace officer authorized, 321.95  
 Hotels and restaurants, liability for vehicles, 105.7–105.9  
 Housing law, space from dwelling, 413.19  
 Inspection of stored vehicles, 321.95  
 Insurance associations, basic rate reserve, 518.14  
 Lien for motor vehicle storage, 579.1–579.3  
 Record of motor vehicles, required, 321.65  
 State car dispatcher's duties, 20.3  
 Stored vehicles, subject to personal property tax, 321.130  
 Vehicles removed from bridge or tunnel, 321.395  
 Vehicles with altered engine number, 321.66  
 State storage building, documents in, custody of superintendent of printing, 16.9  
 Storehouses on railroad property, 481.1–481.8  
 Warehouses, chs 542–544, see *WAREHOUSES*

**STORES AND MERCANTILE ESTABLISHMENTS**

Accidents recorded and reported, 88.11, 88.12  
 Bankrupt stores, sales, city regulation, 368.6(5)  
 Breaking and entering, penalty, 708.8, 708.10  
 Chain store tax, 424.1–424.16  
 Child labor, 92.1–92.16, 124.21  
 Child labor laws, 92.1–92.16  
 Collective bargaining, 500.1–500.3  
 Co-operative enterprises, chs 497–499, see *CO-OPERATIVE ASSOCIATIONS*  
 Definition for labor purposes, 91.15  
 Dollar stores, sales, city regulation, 368.6(5)  
 Drinking water for employees, 88.3  
 Drug stores, see *DRUGS AND DRUGGISTS*  
 Fire escapes, 103.1–103.8  
 Food establishments defined, 170.1(6)  
 Food laws, chs 189–197, see *FOODS*  
 General penalty clauses, 88.13, 91.11, 91.16, 713.27  
 Government material advertised, penalty, 30.1–30.3  
 Grocery stores, see *GROCERIES AND GROCERY STORES*  
 Health and safety facilities for employees, 88.1–88.14

**STORES, ETC.—Continued**

Housing law requirements, 413.16, 413.75  
 Inspection by agriculture department, 159.6(8),  
 170.46, 170.47  
 Inspection by state labor bureau, 91.7–91.15  
 Labor statistics reported, 91.12  
 Meat markets, *see* **MEAT MARKETS**  
 Merchant defined, tax purposes, 428.16  
 Military material, penalty, 30.1–30.3  
 Milk license provisions, 192.1–192.4  
 Price-fixing combinations prohibited, 553.1–553.23  
 Price-fixing of trade-marked articles, 550.1–550.5  
 Railroad rate and service complaints, 474.34,  
 479.72  
 Railroad spur tracks, requirements, 481.1–481.8  
 Reports to labor commissioner, 88.12, 91.12  
 Sales tax, retail, 422.42–422.59  
 Seats for female employees, 88.4  
 Scales inspected, ch 215  
 Taxation  
   Merchandise corporations, stock exempt, 427.1  
   (20)  
   Merchant defined for tax purposes, 428.16  
   Property taxable  
     Business in different districts, 428.11  
     General provisions, 428.11–428.17  
     Partnerships, 428.15  
     Stocks of merchandise, 428.17  
   Use tax, 423.1–423.25, *see* **TAXATION**  
 Trade-marks, *see* **TRADE-MARKS**  
 Trade names registered, 547.1–547.5  
 Transaction of business without license, 713.27  
 Unfair discrimination prohibited, 551.1–551.10  
 Washing and dressing rooms, 88.3  
 Water closets for employees, 88.2  
 Weapon permits for employees, 695.5, 695.12  
 Weight and measure standards, ch 210

**STRAW**

Baler's lien, 571.1–571.5  
 Sale regulated, 212.5

**STRAWBERRIES**

Box and basket requirements, 210.11–210.13  
 Bushel measure standard fixed, 210.10  
 Sale by dry measure authorized, 210.11

**STRAYS**

Animals, 188.1–188.50  
 Lost property, ch 644, *see* **LOST PROPERTY**

**STREAMS**

*See* **WATER AND WATERCOURSES**, *subhead*  
*Rivers and Streams*

**STREET FAIRS**

Municipal regulations, 368.8(3)

**STREET IMPROVEMENTS**

*See* chs 312, 314, 391

**STREET RAILWAYS**

Arson, burning streetcars, 707.3, 707.5  
 Articles of incorporation, fees paid, periodical,  
 491.11, 491.30, 494.4  
 Assessments for city improvements  
   Assessments waived unless filed, 391.59  
   Certificates of indebtedness, 396.2

**STREET RAILWAYS—Continued**

Assessments for city improvements—Continued  
   Duty to maintain street along track, 391.77  
   Enforcing assessment by city, 391.82, 391.83  
   Flood protection benefits aided, 395.3  
   Flood protection construction, 395.15–395.18  
   Foundation for track, 391.77  
   Intersection of streets, costs, 391.38, 391.39  
   Lien of special assessments, 391.35–391.37  
   Notice of assessment not required, 391.54  
   Oiling, cost of preparing streets, 391.5  
   Plat and schedule assessments, 391.50  
   Right of way subject to assessment, 391.40  
   Street and sewer improvement bonds, 396.2,  
   396.3, 396.6  
   Street improvements made, 391.77–391.81  
   Taxation, *see* *subhead Taxation below*  
 Automobile railways, railway law applies, 484.29  
 Bids and contracts, street improvements, 391.77  
 Billboards, obstructing tracks, 657.2(7)  
 Brake requirements, 402.3(3)  
 Bridge repairs, 363B.23  
 Bridges, use, 314.1  
 Burning street car, penalty, 707.3  
 Busses, 388.1–388.12  
 Capital stock, issuance, 483.20, 492.5–492.8  
 Catch basins, 391.11  
 Cities and towns, 402.1–402.4  
 Commerce commission not to supervise, 474.10  
 Commission plan cities, 363B.23  
 Condemnation of property for track, 402.2  
 Conductor, ejection of intoxicated or profane pas-  
   senger, 477.56, 477.57  
 Construction regulated by cities, 402.1, 402.2  
 Contracts for equipment recorded, 556.22–556.28  
 Corporation law applicable, 491.1–491.71  
 Damages paid before construction, 402.2  
 Debts of corporation, stockholder's liability, 491.22  
 Duration of corporation articles, perpetual exist-  
   ence, 491.24  
 Ejection of profane or intoxicated person, 477.57  
 Election on motorbus franchise, 386.2–386.7  
 Electric street railway  
   Electric power furnished interurbans, 484.14,  
   484.20  
   Interurban business, interchange, 484.13, 484.15  
   Interurbans, cost dispute, appeal, 484.16–484.18  
   Terminal facilities in cities or towns, 484.13  
   Transportation facilities exchanged, 484.13,  
   484.15  
 Elevated railways, property taxed, 428.24–428.28  
 Equipment required, 402.3  
 Equipment sale or lease recorded, 556.22–556.28  
 Extension outside city limits, 484.4, 484.8  
 Flood protection construction by city, 395.15–  
   395.18  
 Foreign corporations regulated, 495.1–495.6  
 Foreign holding companies, 495.2  
 Franchise, duration limited, 484.11  
 Franchise in cities, election, 386.2–386.7  
 Franchise not to permit discrimination, 484.12  
 Free transportation permitted, 479.95  
 General regulatory power of city, 386.1, 402.1  
 Headlights, 477.22, 477.23  
 Heating of passenger cars, 484.27, 484.28  
 Highways outside city used, 484.4, 484.8  
 Holding companies, 495.2

**STREET RAILWAYS—Continued**

- Improvements in track, city enforcement, 391.82
- Injuring or obstructing, penalty, 716.7
- Injury to person or property, judgment liens, 624.27, 624.28
- Interurban railways, 484.1–485.6
- Interurbans, use of equipment by
  - Compensation for facilities, appeals, 484.16–484.18
  - Power furnished by street railway, 484.14, 484.20
  - Terminal use by interurban, 484.13
  - Track, poles and wires used, 484.19, 485.1
  - Use tax exemption in certain cities, 423.4(5)
  - Viaducts, use, compensation, 387.12, 387.13
  - Weeds to be cut, 317.12, 317.13
- Interurban, when deemed a street railway, 484.2
- Intoxicated person ejected from cars, 477.57
- Jitney busses regulated by city, 388.1–388.12
- Liability of corporators and stockholders, 491.22
- Liens
  - Enforcement of special assessments, 391.82
  - Judgment for injuries, priority, 624.27, 624.28
  - Special assessments by city, 391.35–391.37
  - Workmen's compensation claims, 624.27
- Life insurance companies not to invest in, 511.8 (5, a)
- Liquor
  - Baggage, carrying on car, penalty, 125.17
  - Drinking or carrying on car, penalty, 125.17
  - Illegally transported, seizure, 125.18
- Liquor conveyances, cars not included, 127.1
- Manager cities
  - Motorbus franchise granted, 386.2
- Motive power, defined by cities, 402.1
- Motor bus lines, use of streets, 388.1–388.12
- Motorbusses to cross at right angles, 388.3
- Motorman protected in car vestibule, 402.3(1)
- Motor vehicle law, streetcar defined, 321.1(30)
- Motor vehicle regulations, 321.335–321.340
- Oiling street between tracks, cost, 391.5
- Original notice against car lines, service, R.C.P. 56(f, g), 617.3
- Passengers protected on platform, 402.3(1)
- Poles and wires, regulations, 370.23, 372.14, 386.1, *see also POLES AND WIRES*
- Profane language on cars prohibited, 477.56, 477.57
- Profane person ejected from cars, 477.57
- Railway corporation excludes street railways, 479.2
- Rates illegal, franchise not to affect, 484.12
- Recording of contracts for sale or lease, 556.22–556.28
- Regulation by towns and cities, 386.1, 402.1, 402.2
- Renewal of articles, 491.25–491.32
- Sale or lease of equipment recorded, 556.22–556.28
- Special charter cities, 420.250, 420.255–420.259, 420.265, 420.278
- State fairgrounds, regulations, 173.14(2)
- Stockholder's liability, 491.22
- Street improvements between tracks, 391.5, 391.77
- Streets also used by motorbusses, 388.1–388.12
- Supervision, exempt from commerce commission, 474.10
- Tax aid, statute applies, 483.20

**STREET RAILWAYS—Continued**

- Taxation
  - See also subhead Assessments for City Improvements above*
  - Annual report of property, 428.28
  - Assessment, appeals, 428.29–428.33
  - Cities over 125,000, 434.15
  - Listing of property, 428.24–428.27
  - Personal property listed, 428.26
  - Trackless trolleys taxed, 417.54
  - Trolleys, railroad tax aid applies, 483.1–483.20
- Toilets required for employees, 402.3(4)
- Tokens, 713.38
- Trackless trolley provisions, 321.1(2), 417.54
- Tracks regulated by city, 402.1, 402.2
- Transparent shields, when required, 402.3(1)
- Trolleys, tax aid law applies, 483.20
- Vestibules required on cars, 402.3(2)
- Violations
  - Arson, burning streetcars, 707.3, 707.5
  - Equal privilege to all denied, 735.1, 735.2
  - Equipment not as required, penalty, 402.4
  - Failure to heat passenger cars, 484.27, 484.28
- Liquor
  - Carrying or drinking on car, 125.17
  - Illegally transported, seizure, 125.18
  - Profane language on cars, 477.56, 477.57

**STREETS AND ALLEYS**

*See CITIES AND TOWNS*

**STRICT CONSTRUCTION**

Not applicable to statutes, 4.2

**STRIKES**

- Arbitration, provisions, 90.1–90.14
- Employment security benefits, effect, 96.5(3, b)
- Forbidden, 90.12, ch 736B

**STUDENTS**

- Tax exempt property, 427.1(10)

**SUBCONTRACTORS**

- Definition in mechanic's lien law, 572.1(2)
- Mechanic's lien, 572.9–572.11
- Oil and gas wells, liens for labor and materials, 84.9
- Public improvement contracts, ch 573
- Unemployment compensation provisions, 96.19(5)

**SUBDIVISION, RURAL**

- Approval and filing of road plans, plats, and field notes required, 306.15

**SUBMITTING CONTROVERSIES BY AGREEMENT**

- General provisions, 678.1–678.9; R.C.P. 226

**SUBORNATION**

- Perjury provisions, penalty, 721.1–721.3
- Witness subornation constitutes contempt, 665.3 (4)

**SUBPOENAS**

- Administrative hearings
  - Accountancy board, 116.14
  - Aeronautics commission, 328.12(8)



**SUBPOENAS—Continued**

Administrative hearings—Continued  
 Arbitrators of labor disputes, 90.8–90.10  
 Architectural examiners, state board, 118.13  
 Auditor and examiners, state, 11.12, 11.13  
 Authority of officers and boards, 622.81, 622.102  
 Banking examiners, 528.30  
 Beer permit board, state, 124.4  
 Bond approving officer, power to issue, 65.6  
 Civil service commission, 365.24, 365.25  
 Commerce commission, 474.18, 474.20, 485.2  
 Control board, state, 218.31, 218.32  
 County superintendent, 290.4  
 Driver's license suspension hearing, 321.211  
 Duces tecum subpoenas, 622.65  
 Election contest courts, 59.2, 61.11, 62.11  
 Employment security commission, 96.11(8, 9), 97B.22–97B.24  
 Eugenics board, state, 145.6, 145.7  
 Executive council, state, 66.27  
 Fire marshal, state, 100.7, 100.8  
 General assembly, 2.24(4), 2.29, 68.10  
 Governor's commission to examine accounts, 67.2  
 Impeachment court, 68.10, 68.11  
 Industrial commissioner, 86.10, 86.22  
 Inheritance tax matters, 450.66–450.70  
 Insurance commissioner, 502.10, 502.21(3, 4), 507.3  
 Interstate bridge commission, 383.7  
 Issuance by officers and boards authorized, 622.81, 622.102  
 Labor commissioner and deputies, 91.10  
 Labor commissioner, witnesses, evidence, 91.10  
 Mining board, 82.9, 82.74  
 Officers authorized to take acknowledgments, 558.33  
 Old-age assistance matters, 249.12, 249.44  
 Referees appointed by the court, R.C.P. 209  
 School superintendent, county, 290.4  
 Securities law, hearings, 502.10, 502.21  
 Surveyor making resurvey and plat, 409.41  
 Surveyors, county, 355.9  
 Tax commission, 422.63, 424.11, 450.66–450.70  
 Tax commission witnesses, fees, mileage, 421.23  
 Unemployment compensation commission, 96.11(8, 9)  
 Workmen's compensation cases, 86.22  
 Affidavit compelled by subpoena, 622.87–622.90  
 Arbitration board hearings, authority, 90.10, 90.22  
 Books and papers produced, 622.65; R.C.P. 130  
 Budget and financial control committee, 2.44  
 Cigarettes, attendance of witnesses, 98.20

**Civil cases****Disobedience**

Attachment, proceedings against delinquent, 622.76  
 Contempt of court, 622.76, 665.2(4), *see also* **CONTEMPTS**  
 Continuance for other party, 622.79  
 Damages and liability for consequences, 622.76  
 Deposition witnesses, enforcing obedience, 622.84, 622.102  
 Pleadings taken as true, 622.80  
 Receipt of subpoena and advance fees tendered, prerequisite for contempt, 622.77

**SUBPOENAS—Continued****Civil cases—Continued**

Distance, attendance compelled, 622.66–622.68  
 Duces tecum, 622.65  
 Fees for subpoenaed witnesses  
 Advance payment required on demand, 622.74  
 Amount of fees and mileage allowed, 622.69–622.72  
 Attorneys or regular officers, one day's attendance, 622.70  
 Expert witness fees, 622.72  
 Reimbursement to party or county if collected, 622.75  
 Fees of sheriff for serving subpoenas, 337.11(3)  
 Fees of witnesses paid in advance if demanded, 622.74  
 Issuance by court clerks  
 Application made to clerk, 622.63  
 Continuance when not obeyed, 622.79  
 Duces tecum clause inserted, 622.65  
 Persons entitled to request, 622.63  
 Persons to whom directed, 622.65  
 Judgment debtor examination, 630.2  
 Master's hearings, power, R.C.P. 211  
 Service by other than officers, no costs, 622.64  
 Service by sheriff, coroner, or constable, 622.63  
 Service, return, 622.63, 622.64, 622.77, 622.78  
 Contents required, 622.65  
 Contumacy or refusal to obey, employment security witnesses, 96.11(9)  
 Criminal cases  
 Accused persons' constitutional rights, Const., Iowa, I, 10  
 Clerk to issue on request, 624.8  
 Duces tecum, 622.65  
 Fees payable by county on acquittal, 622.73  
 Form of subpoena, 781.3  
 Grand jury investigations, 771.7, 771.8  
 Issuance in blank upon request, 781.1  
 Preliminary examinations, 761.7  
 Reimbursement to county of fees collected, 622.65  
 Service, how made, 781.5, 781.6  
 Witnesses at state expense, showing required, 781.2  
 Witnesses from out of state, 781.14–781.17  
 Witness fees demanded in advance, 781.4  
 Deeds, witnesses to proof, 558.33  
 Deeds, witness to execution and delivery, 558.33  
 Deposition proceedings, witness fees, 622.104  
 Depositions, 622.84, 622.88, 622.102  
 Depositions, witnesses called, R.C.P. 155  
 Deposit of fees to compel attendance, 622.67  
 District court, clerk, 59.2, 61.11, 62.11  
 Election contests, 59.2, 61.11, 62.11  
 Fee for issuing in taking depositions, 622.103  
 Fee to sheriff for service, 337.11(3)  
 Insane commission hearings, 229.3  
 Insanity commission proceedings, 228.6  
 Issuance by court clerks, application, 622.63  
 Limit of distance, attendance, 622.66–622.68  
 Military courts-martial, 29.76  
 Military districts under martial law, 29.47  
 Old-age assistance hearing, witnesses and papers, 249.12

**SUBPOENAS—Continued**

Old-age medical assistance hearing, witnesses and papers, 249A.11  
 Proof of service, costs, 622.64  
 Real estate commission hearings, 117.36–117.40  
 Referees appointed by court, R.C.P. 209  
 Service and proof, 622.63–622.68, 622.77, 622.78  
 Service by military personnel, 29.76  
 Sheriffs' fees for service, 337.11(3)

**SUBROGATION**

Dependent's right to support, state or subdivision to recover payments, 252A.5(5)  
 Execution creditor paying chattel lien, 626.37  
 Fire insurance company, 515.138(6)  
 Injured employee's recovery from third party, employer's or insurer's rights, 85.22  
 Party secondarily liable paying instrument, 541.122  
 Payer of negotiable bill for honor, 541.176  
 Public deposits in closed bank, 454.17, 454.18  
 Surety paying judgment subrogated, 626.19  
 Workmen's compensation, provisions, 85.22

**SUBSCRIBING WITNESSES**

Signatures proved, 622.24, 622.25

**SUBSEQUENT CREDITORS OR PURCHASERS**

Good-faith purchaser for value, 554.21–554.31, 554.39, 554.63, 554.77  
 Recording statutes' effect, 556.3, 556.4, 556.24, 558.41

**SUBSTITUTED SERVICE**

Appearance time, R.C.P. 53  
 Club, hotel, or apartment, R.C.P. 56(a)  
 Dwelling house or place of abode, R.C.P. 56(a)  
 Judgment, personal, clerk to notify default judgment debtor, R.C.P. 233  
 Member of family or custodian, R.C.P. 56(a)

**SUBSTITUTION**

Actions survive, legal representative substituted, time limit, 611.22, 614.2, 614.9; R.C.P. 15  
 Appeal, death of party during, effect, 686.17  
 Real actions, owner substituted for tenant, 646.11  
 Replevin against sheriff, execution creditor joined, R.C.P. 41  
 Replevin, owner for defendant, 643.4; R.C.P. 37, 38

**SUGAR BEET FACTORIES**

Co-operative associations law, 497.1–499.60  
 Exemption from incorporation fees, 491.12, 491.31  
 Factory law, *see FACTORIES*  
 Food establishments law applicable, ch 170  
 Food law, chs 189–191

**SULFAMATE**

Used as sweetening, labeling requirements, 190.10

**SUMMARY JUDGMENTS**

Generally, R.C.P. 237–240

**SUMMARY PROCEEDINGS**

Criminal actions in municipal court, 602.28  
 Criminal actions in superior court, 603.17  
 Judgments, summary, R.C.P. 237–240  
 Machine guns seized summarily, 696.8  
 Practice act license revocation, 147.65

**SUMMONS**

National guard members, immunity to service, 29.41  
 Original notice, R.C.P. 48–66  
 Securities law, citation for failing to obey, 502.21

**SUNDAY**

*See* 4.1(23), 31.5, 541.85, 541.86, 605.18, 729.1  
 Motor vehicle sales, 322.3(9)

**SUPERINTENDENT OF PUBLIC INSTRUCTION, STATE**

*See ch 257; PUBLIC INSTRUCTION, SUPERINTENDENT*

**SUPERINTENDENT OF SCHOOLS, COUNTY**

*See ch 273; COUNTY SUPERINTENDENT OF SCHOOLS*

**SUPERINTENDENT OF STATE BUILDINGS AND GROUNDS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointment and tenure, 18.1  
 Biennial report to governor, 17.1–17.3, 18.3  
 Bond, amount set by executive council, 64.6(8)  
 Capitol planning commission, 18A.1–18A.6  
 Duties enumerated, 18.2  
 Duty to raise flag, 31.3  
 Employees of superintendent supervised, 18.2(4)  
 Executive council, appoints superintendent, 18.1  
 Executive council, supervision over, 18.2(7)  
 Flags on public buildings, duty, 31.3  
 Janitors, police, and employees supervised, 18.2(4)  
 Pecuniary interest in supplies prohibited, 18.4  
 Prosecutions instituted, property injury, 18.2(5)  
 Records, plans, surveys of state property, 18.2(6)  
 Report, biennial, requirements, 17.1–17.3  
 Rules of executive council posted, 18.5  
 Supervision over capitol and grounds, 18.2(1)  
 Supplies furnished, 19.4, 19.19, 19.25  
 Ventilation and cleaning of buildings, 18.2(2)  
 Visitors given free escort, 18.2(3)

**SUPERIOR COURT**

Abolition of court  
 Certificate to secretary of state, 603.56  
 Date when effective, 603.57  
 Effect of abolishment, 603.58  
 Election on question of abolishment, 603.55  
 Funds and records deposited, report, 603.59–603.61  
 Municipal court abolishes superior court, 602.17  
 Pending cases transferred, 603.62, 603.63  
 Police court revived and re-established, 603.58  
 Records, where deposited, 603.59, 603.61  
 Transcripts and executions, who issues, 603.64  
 Abstract of evidence and pleadings in equity cases, court may require, 624.5  
 Accounting by clerk, 603.25

**Actions**

City ordinance violations, 367.4, 603.9, 603.50  
 Commencement of actions, law applicable, 603.20  
 Judge unavailable, cases transferred, 603.14, 603.18  
 Jurisdiction defined in general, 603.14, 603.18

**SUPERIOR COURT—Continued**

## Actions—Continued

- Transfer to district court for inactivity, 603.18
- Administration, rules for, 684.21
- Appeals from justice, procedure, 601.80–601.105, 603.10
- Appeals to supreme court, 603.48
- Applicability statute, 603.20
- Arbitration of cases, 679.1–679.18
- Attachment proceedings, 603.12, 639.1–639.70
- Bailiff duties performed by marshal, 603.23, 603.42
- Books and papers, production obtained, R.C.P. 129, 130
- Calendar for short causes kept, 605.23
- Certiorari writ, authority, R.C.P. 309
- Change of venue, method, 603.15, 603.16

## Clerk of superior court

- Accounting for fees and fines, 603.25, 603.27
- Adoption reports to state welfare board, 235.3
- Annotations and tables to code, copy, 16.24(16)
- City recorder or clerk to act as clerk, 603.22
- Code, session laws, free copy, 16.24(16)
- Compensation of clerk, 603.53
- Deputy clerk appointed, salary, 603.45
- Deputy, oaths, power to administer, 78.1(3), 78.3
- Judge may act as clerk, bond, 603.5
- Jury expense deposit with clerk, 603.35
- Liquor cases, report to commissioner, 123.53
- Oaths, power to administer, 78.1(3)
- Record, convictions, motor vehicles, 321.491
- Recorder of city to act as clerk, 603.22
- Subpoenas, may issue, election contests, 59.2
- Transfer of actions when judge vacancy, 603.18

Code and law reports received free, 16.24–16.28

## Commitment of persons

- Feeble-minded, 222.1–222.54, 223.4
  - Female delinquents to private institutions, 240.6
  - Imprisonment at hard labor, 356.16, 356.20
  - Indigents hospital, ch 255
  - Juveniles, 232.17, 232.21, 240.4–240.7, 242.6, 244.4
  - Psychopathic hospital, 225.7–225.17
- Conciliation procedure, 605.19–605.23  
Contempt, punishment, 665.1–665.5

## Costs

- Civil cases, 603.20, 603.24, 625.1–625.25
- Criminal cases, 603.26

## Costs in civil actions, 603.24

Court acting as jury, law applicable, 624.19

Court of record, designated, 603.20

## Court room

- Annotations and tables to code, copy, 16.25(12)
- Code, session laws, copy for use in, 16.24(16)

## Criminal cases, 603.11, 603.17, 603.27

Deposit in court, district court law applicable, 603.20, *see CLERK OF THE DISTRICT COURT, subhead Deposits of Fiduciaries' Funds*

Depositions, R.C.P. 140–158

Designated as court of record, 603.20

District court law applicable, 603.20

## Dockets

- Books to be kept, 606.7
- District court law applicable, 603.20, *see CLERK OF THE DISTRICT COURT, subhead Books Kept*

**SUPERIOR COURT—Continued**

## Dockets—Continued

- Records to district court on abolishment, 603.60
  - Release of foreign fiduciary entered, 633.56
  - Report by judge on district court deposit, 603.61
- Emergency war disaster provisions, 38A.9–38A.13  
Establishment in certain cities, 603.1–603.3  
Exceptions on material points only considered, 624.15  
Executions, law applicable, 603.20, 603.64  
Executive officers fees, 603.23, 603.54  
Feeble-mindedness, conviction, suspended sentence, 222.44  
Feeble-minded, proceedings, 222.3  
Fees and fines, accounting, 603.24–603.27  
Fees for witnesses, 622.68–622.73  
Fiduciaries, trust company appointed, 532.1(2), 532.9  
Forcible entry and detainer cases, 648.5  
Habeas corpus writ, power to issue, 663.3, 663.11  
Injunction, power to grant, R.C.P. 325  
Jail, county or city at judge's option, 603.13

## Judges

- Absence, case to justice, 367.6
- Absence, inability, cases transferred, 603.14, 603.18
- Annotations and tables to code, copies, 16.25(5)
- Appointment by governor until election, 603.3, 603.6
- Armed forces to enforce process, 742.7
- Bond not required of judges, 64.1(4)
- Bond required when acting as clerk, 603.5
- Child labor permits, duty 92.12
- Child labor violations, investigator appointed, 92.16
- Clerk, judge may act, 603.4, 603.22
- Code, session laws, free copies, 16.24(5)
- Commission issued by governor, 603.4
- Deposit of records on retirement, 603.59
- Disqualifying conditions to hear cases, 605.17
- Election and nomination, 46.18–46.20, 603.4
- Habeas corpus writ allowed, 663.3, 663.11
- Habeas corpus writ, refusal, penalty, 663.10
- Housing law orders, 413.113–413.116
- Impeachment procedure, 68.1–68.14
- Judgment debtor examination ordered, 630.3
- Juvenile court judge, 231.3
- Marriages solemnized, 595.10–595.15
- Nomination and election, 46.18, 46.19, 46.20
- Oath of office required, 63.6, 603.5
- Oaths, power to administer, 78.1(1)
- Pardon matters, information to governor, 248.9
- Paroles, 247.15, 247.20, 247.21, 247.27
- Penitentiary and reformatory visits, 246.45, 246.46
- Police judge automatically abolished, 603.4
- Powers of judge, 603.19
- Practice of law prohibited, 605.15
- Qualifications for office, 603.5, 605.14
- Reporter, 115.4, 115.5
- Resignations, made to governor, 69.4
- Retirement, deposit of records, 603.59
- Retirement system, 605A.1–605A.11
- Salaries, 603.43, 603.52
- School pupils excused from attendance, 299.2
- Skeleton digest, free copies, 16.27
- Subpoenas, election contests, may issue, 59.2

**SUPERIOR COURT—Continued****Judges—Continued**

- Substitute judges, 603.6, 603.14
- Supreme court reports, free copies, 16.28(3)
- Suspending sentence, power, 247.20
- Term of office, 603.4
- Vacancies, how filled, 69.8(2), 69.12, 603.6
- War emergency, succession, 38A.9–38A.13

**Judgments**

- Appeals, civil and criminal, 603.17, 603.48
- Liens effected by filing transcript, 603.49

**Judicial business permitted on Sunday, 605.18****Jurisdiction**

- Appeals from justice court heard, 603.10
- Concurrent with district court, exceptions, 603.9, 603.19
- Criminal actions, 603.11
- Exclusive, city ordinance violations, 603.9
- Forcible entry and detainer action, 648.5, 648.6
- Injunctions and writs, power to issue, 603.19
- Laws governing district court applicable, 603.20
- Ordinance violations, exclusive, 367.4
- Original jurisdiction defined, 603.9
- Writs of error from justice courts, 603.10

**Jury**

- Accounting for jury expense, 603.37
- Challenges allowed, 232.16, 603.45
- Cities of 45,000, law applicable, 603.46
- Criminal cases tried without a jury, 603.17
- Deposit for extra juror expense, 603.35
- Discharge of jurors, when made, 603.30
- District court law applicable, 603.33
- Drawing, 602.39–602.42, 603.29–603.32
- Expense of jury, how paid, 603.35, 603.39
- Fees and mileage of jurors, 607.5
- Number of jurors allowed, Const., Iowa, I, 9; 603.34, 603.35, 603.39
- Ordinance violations tried without jury, 603.17
- Panel, how selected, 603.29–603.42
- Right of trial by jury, Const., Iowa, I, 9; 603.30
- Talesmen summoned by marshal, 603.36
- Waiver on failure to demand, 603.30

**Justice court appeal or transfer to**

- Dismissal for lack of prosecution, R.C.P. 359
- Judgment upon appeal or dismissal, R.C.P. 360
- Notice of appeal, R.C.P. 357

**Justice court, writ of error, R.C.P. 359, 360****Law governing district court applicable, 603.20****Lis pendens, real estate action requirements, 617.13****Local rules, R.C.P. 372****Marshal as executive officer of court, 603.23****Marshal's compensation, 603.54****Municipal court, cases transferred to. 602.19, 602.20****Nonresident defendants, change of venue, 603.16****Orders, depositions, R.C.P. 141(b), 150(b), 157(b)****Orders of court**

- See DISTRICT COURT, subhead Orders*
- Bill of lading lost, delivery ordered, 487.17
- Housing law, 413.113–413.116

**Pleading, law applicable, 603.20****Police court abolished on establishment, 603.1****Police court duties, no terms, 603.7****Procedure applicable, 603.19, 603.20, 603.24****Process, district court law applies, 603.20****SUPERIOR COURT—Continued****Psychopathic persons**

- Compensation, physician, attendant, allowed, 225.19–225.21

**Discharge, attendants, 225.27****Examination and commitment, 225.10–225.25****Real estate actions, constructive notice, 617.13, 617.14****Recorder to act as clerk, 603.22****Records, district court procedure, 603.20****Reporters****Generally, 603.44, 603.51, 605.6, 605.7, 624.9****Eligibility, substitute, 115.4, 115.5****Oaths, power to administer, 78.1(2)****Rules, local, R.C.P. 372****Seal required, 603.22****Sheriff may serve processes of court, 603.23****Shorthand reporters, 603.44, 603.51, 605.6, 605.7, 624.9****Small claims cases, procedure, 605.19–605.23****Statistics collected, 685.8–685.10****Superior court appeals, law applicable, 603.48****Terms of court required, when held, 603.7****Transcripts, 602.21, 603.49, 603.64****Transfer of records to municipal court, 602.20****Transfer to district court, when made, 603.18****Trials, 603.19, 603.20****Venue, change to district court, 603.15, 603.16****War disaster, succession, 38A.9–38A.13****Witness fees and mileage, 622.68–622.73****Writ of error from justice court, 601.97–601.105, 603.10****Zoning law cases, certiorari, 414.15–414.19****SUPERSEDEAS****Amount of bond, R.C.P. 337****Animals distrained, appeals taken, 188.20–188.23****Appeal from justice court, 601.84****Appeal to supreme court, R.C.P. 337****Approval of bond by clerk, R.C.P. 337****Approval presumed by filing, 682.10****Attachment, appeal of discharge order, 639.65****Certiorari proceedings, stay, bond, R.C.P. 310****Clerk's refusal to approve, procedure, R.C.P. 338****Clerk to issue stay order, R.C.P. 337(c)****Commerce commission appeals, no stay, 474.42****Conditions required in bond, R.C.P. 337(a)****Criminal appeals, 762.44, 792.4–792.7, 792.13, 793.9–793.11****Criminal cases, stay without appeal, 790.2****Criminal offenses compromised, stay, 794.2****Damages included in judgment on bond, R.C.P. 339****Desertion of family, bond, 731.3–731.5****Distrained animals, appeal taken, 188.20–188.24****District court to supreme court, R.C.P. 337****Election contest appeals, 62.20****Execution issued by supreme court, 686.14, 686.15, 686.18****Execution on unstayed part of judgment, 686.9****Execution recalled and property surrendered, 686.10, 686.11****Hearing on sufficiency, R.C.P. 338****Injunction to stay proceedings, bond, R.C.P. 329****Insufficiency of bond, hearing, R.C.P. 338****Interurban railway appeals, 484.18, 485.4****Itinerant merchant action appeals, 81.9**

**SUPERSEDEAS—Continued**

Judgment not vacated by stay, R.C.P. 337(c)  
 Judgment on bond on affirmance, R.C.P. 339  
 Justice court appeals, 601.84  
 Justice court writs of error, 601.101  
 Liquor appeals, 123.86, 128.32  
 Municipal court to district court, 602.44  
 Municipal court to supreme court, 602.44  
 Nuisance abatement stayed by bond, 657.6  
 Order appealed, not vacated, R.C.P. 337(c)  
 Partial stay, clerk to order, R.C.P. 337(c)  
 Penalty of bond required, R.C.P. 337(b)  
 Practice act license revocation, appeals, 147.71  
 Property returned to judgment debtor, 686.11  
 Real property, actions to recover, 646.25  
 Removal of public officials, no stay, 66.22  
 Search warrant forfeiture appeals, 751.43  
 Stay order issued by clerk, R.C.P. 337(c)  
 Superior court to supreme court, 603.48  
 Supreme court appeals, R.C.P. 337-339  
 Unemployment compensation appeals, 96.6(2, 12)  
 Writ of error from justice court, 601.101

**SUPERVISORS**

Defined as retailer under use tax law, 423.1(5)  
 Soil conservation supervisors, 467A.5(6)-467A.7

**SUPERVISORS, COUNTY BOARD**

See *ch* 331, 332; *COUNTY BOARD OF SUPERVISORS*

**SUPPLEMENTARY PLEADINGS**

Generally, R.C.P. 89, 90

**SUPPLEMENTS TO CODE**

Cited by year in which published, 14.19  
 Gratuitous distribution authorized, 16.22

**SUPPLIES**

City supplies, 372.16  
 County supplies, 332.10, 338.2  
 Prison-made goods, duty to purchase, 246.21-246.23  
 School supplies, 73.2, 279.25, 301.1  
 State supplies, 19.4-19.21

**SUPPLY ASSOCIATIONS**

Collective marketing, 500.1-500.3  
 Co-operative enterprises, 497.1-499.60

**SUPPORT OF DEPENDENTS**

See *ch* 252A

**SUPREME COURT**

*For supreme court domestic rules and admission to the bar rules, see page 2709 et seq.*

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Abstracts, *see subhead Record on Appeal below*  
 Acknowledgment of service, R.C.P. 353

**Adjournment**

Death of party, continuance, 686.17  
 Failure of judges to appear, 684.11  
 Failure to hold court, cases continued, 684.12  
 One judge may adjourn, 684.1  
 Permitted by order or rule, 684.7  
 Summer adjournment period fixed, 684.7  
 Thirty-day limit except in summer, 684.7

**SUPREME COURT—Continued****Admission to practice**

Exclusive power in supreme court, 610.1  
 Rules, 610.1-610.12, *see rules on page 2709 et seq.*

**Advancing causes**

Constitutional questions to the full bench, 684.3; Ct. R. 7  
 Criminal cases, 793.12  
 Oral argument, not affected, Ct. R. 4  
 Practice acts license revocation appeals, 147.70  
 Public importance, discretion of court, Ct. R. 4  
 Removal from office appeals, 66.21  
 Requirements, Ct. R. 4  
 Term period or submission, 684.3; Ct. R. 4  
 Workmen's compensation cases, 86.33

Affidavit to prove service, R.C.P. 353

**Affirmance**

Appeal by defendant, 793.22  
 Court divided equally, 648.10  
 Judgment entered regardless of term, 684.6  
 Judgment on bond of appellant, R.C.P. 339  
 Motion to dismiss or affirm, R.C.P. 348  
 Procedendo, *see subhead Procedendo below*  
 Procedure following affirmance, 686.14  
 Remanding for execution, 686.14

Agreed record on appeal, R.C.P. 340

Amount in controversy, certificate, R.C.P. 333

Appealable final judgments, R.C.P. 331

Appeal from part of judgment, 686.5

Appeal or certiorari, remedy retained, R.C.P. 351

Appeal, retirement system cases, 97B.32

**Appellant**

Definition, 793.12; R.C.P. 342  
 Security for costs, 686.12

**Appellate jurisdiction**

Amount in controversy, certificate, R.C.P. 333  
 Constitutional amendment challenge, notice, 686.3

Coparties' right to appeal, 686.4

Criminal cases, *see subhead below*

Equity trial de novo, Const., Iowa, V, 4; 624.4; R.C.P. 334

Final judgments and decisions, R.C.P. 331, 333

**Interlocutory rulings**

Appealable, when, R.C.P. 331(b)

Application to grant an appeal, R.C.P. 332(a)

Objections to jurisdiction overruled, when appealable, R.C.P. 332(a)

Terms, stay, bond, R.C.P. 332(b)

Jury-waived cases, R.C.P. 334

Mandates, enforcement, R.C.P. 347(a)

Mistake of clerk below, when appealable, 686.1

Motion for new trial below not essential, 686.2

Objections to jurisdiction, motion to dismiss, R.C.P. 348

Ordinary actions, legal errors only tried, Const., Iowa, V, 4; 624.2; R.C.P. 334

Parts of judgment, effect of appeal, 686.5

Perfection of appeal by notice, R.C.P. 336

Processes and writs, court power to issue, Const., Iowa, V, 4; R.C.P. 347(a)

Supervisory control over all inferior judicial tribunals, Const., Iowa, V, 4; R.C.P. 347(a)

**SUPREME COURT—Continued**

- Appellee  
 Definition, 793.12; R.C.P. 342  
 Motion to dismiss or affirm, R.C.P. 348  
 Application to grant appeal in advance of final judgment, R.C.P. 332
- Appointments made  
 Chief justice, by, *see subhead Judges below, thereunder see Chief Justice*  
 Clerk of supreme court, 685.1  
 Condemnation court, public utilities, 397.21  
 Disbarment court, 610.25, 610.30, 610.31  
 Judicial department statistician, 685.6  
 Law examiners, 610.4, 610.7  
 Reporter of the supreme court, 14.1
- Arbitration award, compensation, appeal, 86.33  
 Arguments, *see subhead Briefs on Appeal below*  
 Armed forces may enforce process, 742.7
- Assignment of cases  
 Clerk prepares docket, Ct. R. 10  
 Pending cases assigned, 684.8  
 Preliminary call by chief justice, Ct. R. 14  
 Rules, 684.9
- Assignment of errors in brief, R.C.P. 344
- Attorneys  
 Appeal notice signed, R.C.P. 336  
 Lower court, continue on appeal, Ct. R. 9  
 Notice of appeal to adverse parties, R.C.P. 336  
 Rehearing petitions, copies, R.C.P. 350  
 Service by copy to attorney, R.C.P. 353
- Bail, allowance, 789.19  
 Bail, posting, 763.9, 793.10, 793.11  
 Bills of exceptions, R.C.P. 241, 340  
 Boat and raft seizure appeal, 667.11
- Bonds  
 Cost bonds, 686.12  
 Damages, R.C.P. 337  
 Execution countermanded, 686.10  
 Interlocutory order appeal, R.C.P. 332  
 Judgment on bond on affirmation, R.C.P. 339  
 Penalty of stay bond, R.C.P. 337(b)  
 Property surrendered, 686.11  
 Refusal to approve, new bond, R.C.P. 338  
 Rents and damages, R.C.P. 337  
 Stay of proceedings, R.C.P. 338  
 Supersedeas bond, R.C.P. 337
- Briefs on appeal  
 Certification of service copy, R.C.P. 343  
 Constitutional questions, 696.13  
 Cost of printing certified, R.C.P. 345  
 Cross appellant, combined, R.C.P. 343  
 Errors stated, R.C.P. 344  
 Filed with the clerk of trial court, R.C.P. 343  
 Form and contents of briefs, R.C.P. 344  
 Motion to dismiss, supporting brief, R.C.P. 348  
 Oral argument notice at end of brief, R.C.P. 346  
 Printing, type, page size, R.C.P. 345  
 Rehearing briefs and resistance, R.C.P. 350  
 Reply briefs, R.C.P. 343  
 Resubmission, time for filing, R.C.P. 350(c)  
 Service and rule copies transmitted, R.C.P. 343  
 Time for filing briefs, R.C.P. 343
- Business at each term, docket, 684.6  
 Business out of term time, 684.6  
 Cases assigned and submitted, 684.8

**SUPREME COURT—Continued**

- Certiorari or appeal, remedy retained, R.C.P. 352  
 Certiorari proceedings, R.C.P. 318  
 Certiorari writ, power to grant, R.C.P. 309  
 Chain store tax decisions, 424.6(3)  
 Chief justice, *see subhead Judges below*
- Clerk of the supreme court  
 Annotations and tables to code, copy, 16.25(6)  
 Appointment by court, 685.1  
 Attorneys notified of opinion or ruling, 685.2  
 Bond required, amount, 64.6(1)  
 Briefs, copies received, filed, R.C.P. 343  
 Certified copies of opinions furnished, 685.2  
 Certiorari writ issued, R.C.P. 309  
 Code, session laws, free copy, 16.24(7)  
 Criminal appeals, duties, 793.6  
 Criminal cases, transcript, 793.6; Ct. R. 15  
 Deputy, appointment, duties, 685.5  
 Deputy clerk, oaths, power, 78.1(3), 78.3  
 Distribution of printed records, Ct. R. 22  
 Duties in general, 685.2  
 Election contests, clerk of contest court, 61.2  
 Employees not under personnel division, 8.5  
 (6, c)  
 Execution countermanded, 686.10  
 Fee for filing and docketing, R.C.P. 342(b)  
 Fees, 685.3, 685.4  
 Judicial department statistician, 685.6  
 Motion to dismiss filed, duties, R.C.P. 348  
 Oaths, power to administer, 78.1(3)  
 Office maintained, requirements, 685.2  
 Opinions filed with clerk, 684.13  
 Opinions of court, 685.2  
 Record filed and docketed, R.C.P. 342(b)  
 Rehearings, petition and brief filed, R.C.P. 350  
 Removal of officers, application for outside judge, filed, 66.13  
 Service of notice, leaving copy with clerk, R.C.P. 353  
 Subpoenas, election contests, 59.2, 61.11  
 Supplies, furnished by executive council, 19.25  
 Supreme court reports, free copy, 16.28(5)  
 Transcript in criminal cases, 793.6  
 Vacancy, how filled, 69.8(3), 685.1
- Clerk of trial court, mistake, appeal, 686.1  
 Clerk's duty when appeal taken, 793.6  
 Closing argument, defendant entitled to, 793.16  
 Commerce commission cases, 325.24, 474.42  
 Conferences of courts authorized, 684.20
- Constitutional questions  
 Abstract, time for filing, 686.6  
 Briefs and arguments, 686.13  
 Continuances, Ct. R. 19  
 Coparties on appeal, 686.4  
 Full bench hearing required, Ct. R. 7  
 Notice within three days, 686.3  
 Requirements, Const., Iowa, V, 1-14  
 Time for appeal, 686.3
- Consultation room, 10 copies of reports, 16.28(14)  
 Contempt, punishment, 665.1-665.5  
 Continuances, *see subhead Adjournment above*  
 Coparties not joining, costs, 686.4  
 Correction of record, R.C.P. 341
- Costs  
 Bill of costs, by clerk of lower court, 625.18  
 Bond for costs, 686.12; R.C.P. 337  
 Clerk to pay lower costs to clerk below, 625.19

**SUPREME COURT—Continued****Costs—Continued**

- Coparties not joining, when liable, 686.4
- Irrelevant matter, R.C.P. 340(g)
- Judgment on appeal bond, R.C.P. 337(a), 339
- Motion to revise costs taxed below, 625.9
- Printing costs taxed, R.C.P. 345
- Retaxation of costs taxed below, 625.9
- Reversal, when county pays, 793.19
- Security for costs, 686.12
- Supersedeas bond, R.C.P. 337(a), 339
- Taxed to unsuccessful party, Ct. R. 23
- Transcript cost taxed, R.C.P. 340

County attorney's duty, 793.7

County attorney to appear for county, 336.2(2)

Courts of record final judgments, R.C.P. 331

**Criminal cases****Abstracts**

- Additional time granted, Ct. R. 16
- Amended abstract by county attorney, 793.7
- County attorney, when to prepare, 793.7
- Denial, time of filing, Ct. R. 16
- Notice required, 793.7; Ct. R. 16
- Preparation and delivery, 793.7
- Printed abstract optional with defendant, Ct. R. 16
- Printed record, time for filing, Ct. R. 16
- Time of filing, 793.7; Ct. R. 16

Affirmance against defendant, effect, 793.22

Amendment to record, time, Ct. R. 16

Appeal by defendant or state, 793.1

Appellant and appellee defined, 793.12

Argument by defendant, right to close, 793.16

Assignment of error not necessary, 793.15

Assignment, requirements, Ct. R. 15

Attorney general, filings, served on, 793.5; Ct. R. 16

Attorney general, transcript received, 793.6

**Bail**

*General provisions, ch 763-767*

Clerk's certificate of bail given, 793.11

Custody of defendant in lieu of bail, 793.10

Defendant discharged from custody, 793.11

Defendant to put in to stay execution, 793.10

Inability of defendant to give, 793.10

Stay of execution, bail by defendant, 793.10

**Briefs and arguments**

Defendant entitled to close, 793.16

Time for filing and serving, Ct. R. 16

Civil rules govern printed record, 793.17

Clerk's transcript of record, 793.6; Ct. R. 15

Codefendants, right to appeal, 793.3

Correction of informal defects, 793.14

**Costs**

Printing recovered on reversal, 793.19

Transcript for defendant, county pays, 793.8

County attorney, duties, 793.7

Custody of defendant in lieu of bail, 793.10

**Decision of the court**

Appeals by defendant, 793.21, 793.22

Appeals by state, 793.20

Certified to clerk of trial court, 793.24

Review of the record, 793.18

Defendant or state may appeal, 793.1

**SUPREME COURT—Continued****Criminal cases—Continued**

Defendant's personal appearance not necessary, 793.13

Dismissal, defect not cause, 793.14

Docketing of case, 793.12

Error assignment not necessary, 793.15

Filings by appellant served on attorney general, 793.5; Ct. R. 16

Final judgment, appeal from, 793.2

Imprisonment, period deducted, 793.26

Informality no cause for dismissal, 793.14

Joint defendants, appeal, benefit, 793.3

Judgment executed by trial court, 793.24

Judgment on the record required, 793.18

Jurisdiction ends on certification of decision, 793.24

New trial, effect on imprisonment, 793.26

Notice of appeal, filing, 793.4

Notice of appeal transcribed by clerk, 793.6

Opinions filed with clerk and recorded, 793.23

Opinions must be in writing, 793.23

Perfection of appeal, notice, 793.4

Personal appearance of defendant, 793.13

Printed record governed by civil rules, 793.17

Printed record, service, Ct. R. 18

Printed record, submission, Ct. R. 16

Printing costs on reversal, 793.19

Punishment not increased on reversal, 793.20

Record in printed form permitted, 793.17

Record on appeal, requirements, Ct. R. 16, 17, 18

Record presented as in civil matters, 793.17

Rehearing, civil rules govern record, Ct. R. 18

Reversal on state appeals, effect, 793.20, 793.21

Review is by appeal, 793.1

Sheriff receives decision as execution, 793.25

**State appeal**

Reversal, effect, 793.20, 793.21

Rules governing record, Ct. R. 16, 17

Stay of proceedings barred, 793.9

State or defendant may appeal, 793.1

Stay barred on state appeal, 793.9

Stay by defendant, bail required, 793.10, 793.11

Submission time, Ct. R. 15

Technical errors or defects disregarded, 793.18

Time for taking appeal, 793.2

Title of action not changed on appeal, 793.12

**Transcript**

Clerk of lower court, by, 793.6; Ct. R. 15

County expense, order, 793.8

Submission on, Ct. R. 15

Tried at first term, 793.12

**Cross appellant**

Time for appeal, R.C.P. 335

Time for filing brief, R.C.P. 343

Damages, judgment on bond, R.C.P. 337, 339

Death of party, continuance, 686.17

Death sentence, appeal, 792.13-792.15

**Decisions**

Process issued to enforce, 686.14

Remand on affirmance, 686.14

Remand on reversal, R.C.P. 349

Requirements, 793.18-793.26

Specifically stated, 684.13

Defendants' appeal, 793.10

Defendant's personal appearance, 793.13

**SUPREME COURT—Continued**

Defendant's pleadings served, 793.5  
 De novo trial in equity appeals, Const., Iowa, V, 4; 624.4; R.C.P. 334  
 Depositions included in abstract, R.C.P. 340  
 Digest of opinions, 14.9  
 Disbarment appeals, 610.37  
 Dismissal  
   Failure to file printed record, R.C.P. 342(c)  
   Motion to dismiss, R.C.P. 348  
   Submission time, R.C.P. 348(d)  
   Wrong type procedure, not cause, R.C.P. 352  
 Disposition of filings by clerk, Ct. R. 22  
 Dissenting opinions, requirements, 684.13, 684.14  
 District judges designated  
   Another district, 604.24  
   Change of venue, R.C.P. 171  
   Condemnation of utilities, 397.21  
   Disability, judge to supply, R.C.P. 367  
   Disbarment court, 610.30  
   Election contest court, 61.4  
   Temporary additional judge, 604.25  
 Divided court affirms case, 684.10  
 Divisions of the court, 684.2; Ct. R. 2-5  
 Docket  
   Assigning of cases, requirements, Ct. R. 12  
   Cases heard at each term, 684.6  
   Furnished each attorney, Ct. R. 10  
   Furnished each justice, Ct. R. 10  
   Preparation by clerk, requirements, Ct. R. 10, 12  
 Docketing  
   Assignment of criminal cases by districts, 793.12  
   Criminal cases take precedence, 793.12  
   False entries, penalty, 740.9  
   Fee of clerk for entering, 685.3  
   Office removal cases, advance, 66.21  
   Practice act license, advanced, 147.70  
   Priority, 793.12; R.C.P. 342  
   Record filed 40 days before term, Ct. R. 12  
   Workmen's compensation cases, 86.33  
 Documents in record, R.C.P. 340  
 Effective date, Ct. R. 1  
 Effect of appeal by defendant, 793.10  
 Effect of appeal by state, 793.7  
 Emergency wartime succession, 38A.9-38A.13  
 Employee's election of compensation, 87.27  
 Employees not under personnel division, 8.5(6, c)  
 Employment commission cases, 96.6(12), 96.7(6, c)  
 En banc sittings of court, Ct. R. 8  
 Entitling case, 793.12; R.C.P. 342  
 Equitable actions, triable de novo, Const., Iowa, V, 4; 624.4; R.C.P. 334  
 Errors  
   Assignment of errors not necessary, 793.15  
   Briefs, form of presentation, R.C.P. 344  
   Immaterial errors disregarded, 619.16  
   Interlocutory ruling error not waived by pleading over or proceeding, R.C.P. 331(b)  
   Jury-waived cases, R.C.P. 334  
   Law errors, correction on appeal, Const., Iowa, V, 4; 624.2; R.C.P. 334  
 Evidence  
   Briefs, form of presentation, R.C.P. 344

**SUPREME COURT—Continued**

Evidence—Continued  
   Record requirements, R.C.P. 340  
 Examiners for bar admission, 610.4-610.7  
 Exceptions disregarded unless on material point and prejudicial, 624.15  
 Executions issued, 686.14, 686.15, 686.18  
 Exhibits  
   Certification, R.C.P. 341  
   Record, how shown, R.C.P. 340  
 Extension of time for filing, R.C.P. 342, 343; Ct. R. 11  
 Failure of judges to attend, 684.11  
 Fees  
   Accounting by clerk, 12.10, 685.3  
   Filing record, R.C.P. 342  
   Taxed to unsuccessful party, Ct. R. 23  
 Filing  
   Abstract of record, R.C.P. 340, 342  
   Briefs, R.C.P. 343  
   Motions to dismiss or affirm, R.C.P. 348  
   Notice of appeal, R.C.P. 336  
   Notice of printed abstract submission in criminal case, Ct. R. 16  
   Record on appeal, R.C.P. 340, 343  
   Rehearing, R.C.P. 350  
   Reply brief, R.C.P. 343  
   Supersedeas bond, R.C.P. 337  
   Transcript, R.C.P. 340  
 Final judgment appeals, R.C.P. 331  
 Fines to enforce mandates, R.C.P. 331  
 Full bench  
   Assignment of matters for submission, Ct. R. 7  
   Cases submitted to division, heard, Ct. R. 4  
   Constitutional questions heard, 686.13; Ct. R. 7  
   En banc sittings, Ct. R. 8  
   Last period of each term, hearings, Ct. R. 8  
   Reporting of cases only on order, 684.15  
   Submission on chief justice order, 684.3  
   Submission to, rules adopted, 684.3  
 Guardians ad litem continue on appeal, Ct. R. 9  
 Habeas corpus writ issued, 663.3  
 Harmless errors ineffective on appeal, 793.18  
 Hearings  
   Applications for orders, R.C.P. 347(b, c)  
   Bond sufficiency, R.C.P. 338  
   Interlocutory orders in advance of judgment, R.C.P. 332  
 Imprisonment to enforce mandate, R.C.P. 347  
 Index to abstract and printed record, R.C.P. 340  
 Inferior courts, supervision, Const., Iowa, V, 4; 684.21  
 Injunction, temporary, authority, R.C.P. 325  
 Interlocutory ruling, appeal, R.C.P. 331(b), 332  
 Judges  
   *Pending constitutional amendment re selective and tenure of judges, see Acts 59GA ch 343*  
   Administrative rules and regulations, copies, 17A.5  
   Annotations and tables to code, copies, 16.25(5)  
   Application to extend time for appeal notice, R.C.P. 335  
   Armed forces to enforce process, 742.7  
   Bonds not required of judges, 64.1(4)  
   Certiorari writ, power to grant, R.C.P. 309



**SUPREME COURT—Continued****Judges—Continued****Chief justice**

Acting chief justice selected, 684.4; Ct. R. 6

Appointments made by chief justice

Condemnation court, public utilities, 397.21

Contest court members, 61.4

Court reporter examiners, 115.2

Dam condemnation appraisers, 112.5

Disability of district judge, R.C.P. 367

State condemnation commissioners, 472.6

Temporary additional judge, 604.25

Cases ordered before full bench, 684.3

Disability, acting chief justice, Ct. R. 6

Disbarment case to attorney general, 610.29

District court term schedule, 604.18

District judges assigned, 604.23–604.25

District judges transferred, procedure, 604.24

**Election contests**

Presidential electors, 60.1

Selects contest court members, 61.1, 61.4

Full bench, assignment made, Ct. R. 7

Inability to act, power of appointee, 684.4

Judicial conferences called, 684.20

Member committee, code volumes, 14.16

Outside judge, appointment, duty, 66.13, 66.14

Preliminary call at start of period, Ct. R. 14

Presiding chief justice selects substitute, 684.4

Rotated as court may order, 684.4

Rules for administration of inferior courts, 684.21

Selected by court, 684.4; Ct. R. 6

Serve for six months, 684.4

Submission of motions to dismiss, time fixed, R.C.P. 348(b)

Temporary additional district judge, 604.25

Time of choosing, 684.4

Code, session laws, free copies, 16.24(5)

Conservators of the peace, Const., Iowa, V, 7

Dissenting opinions shown, 684.14

Elected at general election, 39.11

Election and tenure, Const., Iowa, V, 2, 3, 11

Election contests, selection of court, 60.1

Election, general election laws applicable, 46.6, 46.19

Eligibility, 605.14

Historical department, trustee member, 303.2

Impeachment of, procedure, 68.1–68.14

Injunction, temporary, power to grant, R.C.P. 325

Interlocutory rulings, application for appeal, R.C.P. 332(a)

Library board, judge selected as member, 303.2

List in session laws, 14.10

May sit with other division, Ct. R. 5

Nomination and election, method, 46.1–46.6

Number of judges, Const., Iowa, V, 2; 684.1

Oath given governor and lieutenant governor, 63.5

Oath of office taken, 63.6

Oaths, power to administer, 78.1(1)

Penitentiary and reformatory visits, 246.46

Per diem, 605.2

Process issued, enforced, 686.14, 686.15, 686.18, 742.5; R.C.P. 347(a)

Qualifications, 605.14

Quorum, what constitutes, 684.1

**SUPREME COURT—Continued****Judges—Continued**

Resignations, made to governor, 69.4

Retirement system, ch 605A

**Salaries**

Amount, 684.17

Fixed by general assembly, Const., Iowa, V, 9

Increase or reduction during term, prohibited, Const., Iowa, V, 9

Skeleton digest, free copies, 16.27

Subpoenas, election contests, may issue, 59.2, 61.11

Supplies, furnished by executive council, 19.25

Supreme court reports, free copies, 16.28(3)

Term of office, six years, 39.11

Traveling expenses, 605.2

Vacancies, filled by appointment of governor, 69.8(2)

Wartime disaster, succession, 38A.9–38A.13

**Judgments**

Appeal bond, on affirmance, R.C.P. 339

Appeal from, R.C.P. 331

Enforced on affirmance, 793.25

Lien of judgments on real estate, 624.23, 624.25

Not vacated by appeal, R.C.P. 337(c)

Notwithstanding verdict, time for appeal, R.C.P. 335

Part appealed from, 686.5

Record of, from lower court, R.C.P. 340

Remand, direction to enter, R.C.P. 349

Reversal, effect on titles, 686.16

Supersedeas bond on affirmance, R.C.P. 339

Judicial conferences called, 684.20

**Jurisdiction**

Account in controversy, R.C.P. 333

Appellate authority, 686.1, 686.2; R.C.P. 331–334

Powers conferred, Const., Iowa, V, 4

Scope of review, R.C.P. 334

Jury-waived cases, R.C.P. 334

Justice court, cases originating in, 762.50–762.52

Law errors, correction on appeal, Const., Iowa, V, 4; 624.2; R.C.P. 334

Library board, judge as member, 303.2

Lien of judgments on real estate, 624.23, 624.25

Limitation on time for appeal, R.C.P. 335

Magistrates, defined as, powers, 748.1, 748.2, *see* **MAGISTRATE**

Mandamus authorized, 661.4

Mandates enforced by fine and imprisonment, R.C.P. 347

Manner of taking appeal, R.C.P. 336

Military forces to enforce process, 742.7

Mistake of clerk below, when appealable, 686.1

Mode of criminal review is by appeal, 793.1

Modification of opinion on rehearing, R.C.P. 350

**Motions**

Assignment for hearing, Ct. R. 10

Dismissal for failure to file printed record, R.C.P. 342(c)

Dismissal, grounds, submission, R.C.P. 348

Judgment against sureties on bond, R.C.P. 339

New trial motion not necessary for review, 686.2

New trial, reviewed, 686.2

Transcript fees retaxed, 625.9

Motor carrier hearing, 325.24

**SUPREME COURT—Continued**

Narrative form for testimony in record, R.C.P. 340(d)

**New trial**

Awarded by supreme court, R.C.P. 349  
 Motion for, not essential below, 686.2  
 Papers and exhibits returned, 686.8  
 Time for appeal, R.C.P. 335

**Notice**

Additional time to file record, Ct. R. 11  
 Bond sufficiency hearing, R.C.P. 338  
 Counsel, notice of hearing, 684.9  
 Delivery defined, service by, R.C.P. 353  
 Dismiss motion submission, R.C.P. 348  
 Printed abstract submission, criminal case, Ct. R. 16  
 Proof of service of notice, R.C.P. 353  
 Record on appeal filed, R.C.P. 340  
 Service of notice, how made, R.C.P. 353

**Notice of appeal**

Constitutional questions, 686.3  
 Criminal cases, 793.4, 793.5  
 Delivery to attorneys of record, R.C.P. 336  
 Extension of time, how granted, R.C.P. 335  
 Failure of clerk to deliver, R.C.P. 336  
 Filed with clerk of lower court, R.C.P. 336  
 Interlocutory decisions before judgment, R.C.P. 332  
 Requirements of notice, R.C.P. 336

**Numbering lines of record, R.C.P. 345**

Number of judges, Const., Iowa, V, 2, 10; 684.1

**Opinions**

Criminal cases, 793.23, 793.24  
 Digest, 14.9  
 Dissent shown on records and reports, 684.14  
 Dissent stated with or without opinion, 684.13  
 Filed in important cases, 684.13, 793.24  
 Judges participating therein shown, Ct. R. 20  
 Publication withheld on order, 684.15  
 Written required, filed with clerk, 684.13, 793.23

**Oral argument**

Advancement of cause not to affect, Ct. R. 4  
 Appellant's right to open and close, Ct. R. 13  
 Cases heard in order assigned, Ct. R. 14  
 Continuation of case, effect, Ct. R. 19  
 Hearings on application for orders, when permitted, R.C.P. 347(c)  
 Motion to dismiss appeal, R.C.P. 348  
 Nonargument not a waiver of brief points, Ct. R. 13  
 Notice of intention, R.C.P. 346, 350  
 Petition for rehearing, prescribed by rule, R.C.P. 350(b, c)  
 Rehearing, requirements, Ct. R. 21  
 Resubmission on rehearing, R.C.P. 350  
 Statement at end of brief required, R.C.P. 346  
 Submission, R.C.P. 346  
 Time allowed each party, Ct. R. 13  
 Waiver of points not argued, Ct. R. 13

**Orders**

Application in writing, R.C.P. 347(b)  
 Bond sufficiency, R.C.P. 338  
 Clerk to stay when bond filed, R.C.P. 337

**SUPREME COURT—Continued****Orders—Continued**

Hearings on applications, R.C.P. 347(b, c)  
 Interlocutory decision appeal granted, R.C.P. 332  
 Motion to dismiss, with appeal, R.C.P. 348  
 Notice of hearing, requirements, R.C.P. 347(c)  
 Oral arguments on hearing, R.C.P. 347(c)  
 Record settled by trial court, R.C.P. 340  
 Resubmission on rehearing, R.C.P. 350

Parties designated, 793.12; R.C.P. 342(a)

Parties, joinder, 793.3, 793.12

Part of judgment, appeal from, 686.5

Perfecting appeal, time, 793.1-793.5

Perfection of appeal by notice, R.C.P. 336

Periods of term for submissions, Ct. R. 8

Petitions, rehearing, R.C.P. 350

Pleadings as part of record, R.C.P. 340

Polk county sheriff, attendance, 684.16

Power to revoke or change rules of civil procedure, exception, R.C.P. 371

Preparation of appeals, *see subhead Record on Appeal below*

Printed records, distribution, Ct. R. 22

**Printing**

Briefs, R.C.P. 345

Cost of printing, R.C.P. 345

Record, R.C.P. 340, 342, 345

Rehearing, petition and briefs, R.C.P. 350

**Procedendo**

Criminal cases, 793.24

Issued after 30 days, R.C.P. 351; Ct. R. 21

Remand to carry into effect, 686.14

Withheld when rehearing filed, Ct. R. 21

Writ of restitution, 686.15

Procedure, criminal, same as in civil, 793.17

Process issued, R.C.P. 347

Proof of service of notice, how made, R.C.P. 353

Public importance questions, advanced, Ct. R. 4

Quorum to hold court, Const., Iowa, V, 2, 10; 684.1

Quo warranto proceedings ordered, R.C.P. 300(a)

Real estate, line of judgment, 624.23, 624.25

Recall of proceedings on bond hearing, R.C.P. 338

Recess, 684.7

**Record on appeal**

Additional time to file, how granted, Ct. R. 11

Amendments filed, time, R.C.P. 340(c)

Appellant and appellees defined, R.C.P. 342(a)

Application for extension of time, Ct. R. 11

Bills of exceptions, filed, R.C.P. 340(a)

Certification and transmissal, R.C.P. 341(b)

Certification for cost purposes, R.C.P. 340(g)

Clerk to notify attorneys, R.C.P. 340(a)

Copy delivered to attorneys, R.C.P. 342(a)

Correction of record, method, R.C.P. 341(a)

Cost of printing, certified, taxed, R.C.P. 345

Costs, improper record, R.C.P. 340(g)

Criminal cases, 793.7, *see subhead above*

Dismissal, failure to file, R.C.P. 342(c)

Docketing case, filing fee, R.C.P. 342

Exhibits, how abstracted, R.C.P. 340(a, e)

Extension of time to file, Ct. R. 11

Fee for filing and docketing, R.C.P. 342(b)

Filed with trial court clerk, R.C.P. 342(a)

Index, abstract and record, R.C.P. 340(i)

**SUPREME COURT—Continued**

## Record on appeal—Continued

Judge of trial court to settle differences, R.C.P. 340(c)

Judge's disability, record settled, R.C.P. 367

Pleadings, order indexed, R.C.P. 340(i)

Points concisely stated, R.C.P. 340(b)

Printed by appellant, R.C.P. 340(f)

Printed record, form, R.C.P. 345

Rule copies, number filed, R.C.P. 342(b)

Service copy indorsed and mailed supreme court clerk, R.C.P. 342

Supplemental record prepared and certified, R.C.P. 341(a)

Testimony, how abstracted, R.C.P. 340(d)

Time extended for filing, requirements, Ct. R. 11

Time for filing, constitutional test, 686.6

Time for filing printed record, R.C.P. 342(a)

Title of case, as in court below, R.C.P. 342(a)

Transcript, 605.11; R.C.P. 340(a)

Trial court order settling abstract, R.C.P. 340(c)

Written agreement, abstract certified as record, R.C.P. 340(h)

## Rehearing

Assignment, motions, petitions, Ct. R. 10, 21

Criminal case same as in civil, 793.17, 793.24

Filing of petition and brief, R.C.P. 350(a)

Oral argument prescribed, R.C.P. 350(b, c)

Oral argument, requirements, Ct. R. 21

Resistance to petition and brief, R.C.P. 350(a)

Remand, enforcement, 686.14; R.C.P. 349

Rents, bond to protect, R.C.P. 337

Reply brief, R.C.P. 333, 334

Reporter of supreme court, judges appoint, 14.1

Reporter's transcript, 605.11; R.C.P. 340

Reporting of cases, requirements, 684.15

## Reports

Advance sheets authorized, 14.3(4)

Citation of codes and session laws, 14.17–14.19

Copies to state historical society, 304.7

Dissenting opinion shown, 684.14

New editions published, 14.7, 17.25

Opinions included, 684.15

Statutes cited, 14.20

Restitution of property on decision, 686.15

Resubmission on rehearing, R.C.P. 350

Retaxation of costs, 625.9

## Reversals

Authority, 686.2; R.C.P. 349

Criminal cases, 793.18–793.21

Immaterial errors disregarded, 619.16

Material exceptions only considered, 624.15

Restitution of property, 686.15, 686.16

Title of good-faith purchaser, 619.16

## Rules

Administration, inferior courts, 684.21

Admission to bar, 610.1–610.12, rules on page 2722 *et seq.*

Assignment and notice to attorneys, 684.3, 684.9

Authority to adopt, 684.3, 684.9

Civil procedure rules, effective date, Ct. R. 1

Civil procedure, rules, pages 2647–2699

Effective date, Ct. R. 1

Published, 14.3(6), 17.21, 17.22(8)

Sale price, 17.22(8)

Submission of cases, 684.3

**SUPREME COURT—Continued**

## Rules of civil procedure

Authority to prescribe, 684.18

Effective date, 684.19

Enrolled, 684.19

Power of supreme court to change, R.C.P. 371

Presented to general assembly, 684.19

Salary of judges, 684.17

School transportation cases, appeal heard, 285.12

Scope of review, R.C.P. 334

Sections of the court, divisions, 484.2; Ct. R. 2, 3, 5

Security for costs from appellant, 686.12

Sentences modified but not increased, 793.18

Service of notice, R.C.P. 353

Service of notice of appeal on attorney general and clerk, R.C.P. 32

Sheriff of Polk county, attendance, 684.16

Signature to notice of appeal, R.C.P. 336

State, appeal by, effect, 793.9

Statistics collected, 685.8–685.10

## Stay of proceedings

Appeal bond requirements, amount, R.C.P. 337

Cost bond may also be required, 686.12

Execution recalled and property returned, 686.10, 686.11

Execution stayed on appealed part of judgment only, 677.11, 686.9

Hearing on sufficiency of supersedeas bond, R.C.P. 338

Judgment on bonds on affirmance, R.C.P. 339

Motion to dismiss appeal, R.C.P. 348

Order granting appeal, stay, bond, R.C.P. 332(b)

Property unsold by sheriff, returned, 686.11

Stay, on giving bail, 789.19, 793.9–793.11

Stipulation for correction of record, R.C.P. 341

## Submission

Appeal, R.C.P. 346

Attorneys notified, 684.3, 684.9

Continued to the next term, Ct. R. 19

Entire court, rules, 684.3

Motion to dismiss, R.C.P. 348

Passing to a later period, Ct. R. 19

Substitution for deceased parties, 686.17

Substitutions in abstract, R.C.P. 340

Summer adjournment period, 684.7

## Supersedeas bond

Cost bond may also be required, 686.12

Execution recalled, 686.10

Hearing on sufficiency, R.C.P. 338

Judgment on bond on affirmance, R.C.P. 339

Property unsold by sheriff, returned, 686.11

Stay of proceedings, 686.9; R.C.P. 337

Supervisory control over inferior tribunals,

Const., Iowa, V, 4; R.C.P. 347(a)

Supplemental record, R.C.P. 341

Technical errors and defects disregarded, 793.14

Terms, division into periods, Ct. R. 8

Terms of court, 684.5, 684.6

Time for appeal, civil cases, R.C.P. 335

Time for appeal, criminal cases, 793.2

Time for cross-appeal, R.C.P. 335

## Time for filing

Arguments on constitutional questions, 686.13

Briefs, R.C.P. 343

Certiorari or appeal, R.C.P. 352

**SUPREME COURT—Continued**

## Time for filing—Continued

- Combined brief, cross appellant, R.C.P. 343
- Motion to dismiss, R.C.P. 348
- Notice of appeal, R.C.P. 336
- Record on appeal, R.C.P. 342
- Rehearing petition, R.C.P. 350
- Reply brief, R.C.P. 343

Time of imprisonment deducted, 793.26

Title of case remains the same, 793.12

## Transcripts

- Clerk's duties, 793.6
- Costs taxed in trial court, 605.11; R.C.P. 340(a)
- Criminal case, expense of county, 793.8
- Docketing supreme court judgment transcript, 624.26
- Filed with clerk of trial court, 605.11; R.C.P. 340(a)
- Transmission by clerk of trial court, 686.7
- Trial in equity, de novo, Const., Iowa, V, 4; 624.4; R.C.P. 334
- Type, printed records and briefs, R.C.P. 345
- Vacation of judgment or order, R.C.P. 337
- Waiver of errors, R.C.P. 331, 344
- Wartime disaster, succession, 38A.9–38A.13
- Writ of restitution, 686.15
- Writs and process, authority to issue, R.C.P. 347 (a)

**SUPREME COURT CLERK***See ch 685, also SUPREME COURT***SUPREME COURT REPORTER***See ch 14, also CODE EDITOR***SURETIES AND SURETY COMPANIES**

## Actions

- Agents of company may be served, 682.20; R.C.P. 56(f, g, 1)
- Appeal bonds, judgment, 62.21, 601.94; R.C.P. 339
- Compromise by county and state, 19.9, 332.12
- Cost bond judgment, 628.8
- Counterclaim by surety, 619.6
- Creditor against principal, surety requires suit, 540.1–540.4
- Defendants joined, plaintiff's option, 613.1, 613.2
- Execution against surety, stay, 626.58, 626.64, 686.8
- Executors of decedent's securities, rights, 540.4
- Guaranty company on bond, 638.23–638.33
- Guaranty of a debt, summary judgment, R.C.P. 237(c)
- Insurance commissioner, process agent, 682.20, 682.21
- Joinder of surety in action, 613.1, 613.2
- Joint and several obligations, 613.1, 613.2
- Judgment to recite order of principal and surety liability, R.C.P. 224
- Original notice, how served, 682.20, 682.21; R.C.P. 56 (f, g, 1)
- Place of bringing actions, 584.4, 616.3(3–5), 616.15
- Principal and surety, order of liability, 601.94, 626.17–626.19, 626.64; R.C.P. 224
- Principal becoming insolvent or leaving state, surety has remedy, 540.1–540.4

**SURETIES—Continued**

## Actions—Continued

- Process agent, notice to company, 682.20, 682.21
- Refusal of creditor to protect surety, 540.2
- Remedy of surety, principal default, 540.1–540.4
- Requiring creditor to sue, 540.1
- Service of notice on company, 682.20, 682.21; R.C.P. 56(f, g, 1)
- Subrogation to rights of creditor, grounds, 626.19
- Suit demanded by creditor, 540.1–540.3
- Summary proceeding by surety, R.C.P. 239
- Summary proceeding, executor's surety, 635.79, 635.80
- Sureties aggregate liability limited, 666.2
- Surety against principal, when, 540.1, 540.2
- Surety company, suit on bond, 682.20, 682.21
- Venue of action against company, 584.4, 616.3 (3–5), 616.15
- Agents licenses, 515.52, 515.59–515.61, 515.78, 522.1–522.5

## Bonds

- Additional security, new bond, 65.1–65.3
- Affidavit of qualification, 682.3, 682.8, 682.9
- Appeal, approval presumed, 682.10
- Attorney not eligible as surety, 621.7, 682.5–682.7
- Authority of companies to write, 515.48(2), 515.49
- Authorized companies acceptable, 64.17, 682.14
- Bail bonds, 763.1–763.16
- Beneficiaries of bond, 682.2
- Bond required whenever security required, 682.1
- Certificate of approval as authority, 682.16
- Certificate of authority filed with clerk, 682.11
- Certificates and revocations, record by clerk, 682.13
- Compromise of county judgment, consent of surety, 332.13
- Conditions required in official bond, 64.2
- County treasurer, premium paid by county, 64.11
- Criminal bonds, law inapplicable, 682.18
- Defects, when rectification permitted, 682.2, 682.3
- Discharge of surety, procedure, 65.4–65.11, 682.19
- Guaranty companies accepted as surety, 682.14–682.21
- Guardian, lesser amount for surety bond, 668.6, 668.19
- Guardians' bonds requirements, 682.30, 682.31
- Income tax law, nonresident's bond, 422.17
- Inheritance tax law bonds, 450.23, 450.49, 450.50
- Insurance certificate justifies bond approval, 682.16
- Itinerant merchants bond requirements, 81.4
- Liability of surety limited by extent of undertaking, 666.2
- Liability of surety on official bond, 64.2–64.5
- Limitation on size of bond, surety company, 682.17
- Membership sales association bond, 503.6
- Mistakes rectified, 682.2, 682.3
- Official bonds, 65.1–65.9
- Payable to whom, 682.2
- Payee in bond, requirements for naming, 682.2
- Penalty of bond, to whom names, 682.2
- Pipeline permit, 490.27

**SURETIES—Continued****Bonds—Continued**

Premiums payable on trust funds, 682.15  
 Premium, unearned part returned, 65.11  
 Qualification of sureties, 64.16, 64.17, 682.4–682.9  
 Record of companies by clerk, 682.13  
 Reinsurance, when required, conditions, 682.17

**Release of surety**

Court appointed, court order required, 65.10  
 Procedure, 65.4–65.11, 682.19

Revocation of certificate, notice to clerk, 682.12  
 Sales tax law, retailer's bond, 422.52  
 School books, supplies, contractor's bond, 301.11  
 Security acceptable on bond, limitation, 682.17  
 Security not vitiated by error in payee, 682.2  
 Security to be by bond, 682.1  
 Suit by surety, after demand, 540.3  
 Suit, surety against principal, cost bond, 540.3  
 Sureties checked by clerk of court, 632.8, 632.9  
 Surety bound though disqualified, 682.7  
 Surety company accepted as surety, 64.17  
 Tax commission member's bonds, 422.60  
 Use tax law, bond to secure payment, 423.15

**Certificates of authority issued to companies**

Approval of bond, justified by certificate, 682.16  
 Companies required to obtain, 682.11, 682.14  
 Filed and recorded with county clerk, 682.11, 682.13  
 Issued by insurance commissioner, 506.1, 515.41, 515.77, 682.11  
 Legal requirements before issuance, 682.16  
 Revocation for using unlicensed agent, 515.52, 515.59

**Compromises by state and county, 19.9, 332.12****County supervisors, compromises, 332.12****Discharge of sureties, 65.4–65.10****Estoppel to deny corporate powers, 682.22****Guaranty companies as bond sureties, 682.14–682.21****Insurance companies, surety business, 515.48(2), 515.49****Joint control agreements, 682.47****Release of sureties**

Premium return by surety, 65.11  
 Public officers, notice and hearing, 65.4–65.9  
 Sureties on other bonds, 65.10

**Return of premium on release of surety, 65.11****State executive council, power to compromise, 19.9****Stockholders liability for corporate debts, 682.22****Subrogation to rights of creditor, grounds, 626.19****Summary judgment, motion by surety against principals or cosureties, R.C.P. 239****Summary proceedings, surety contributions, 429.7; R.C.P. 239****Sureties generally**

Additional security, new bond, 65.1–65.3  
 Additional security, officers bonds, 65.1  
 Definition of surety for judgment liability, R.C.P. 224  
 Judgment to recite order of principal and surety liability, R.C.P. 224  
 Liability limited to extent of their undertaking, 666.2

**SURETIES—Continued****Sureties generally—Continued****Officers bonds**

Additional security, new bond, 65.1–65.3  
 Discharge of sureties, method, 65.4–65.9  
 Failure to give additional security, 65.3

Premium return on release of surety, 65.11  
 Release and discharge of sureties, 65.4–65.10  
 Surety bonds, 682.1–682.10

Surety companies, 682.11–682.22

Surety companies, accepted as surety on bonds, 64.17

Taxation of sureties, requirements, 429.7

Venue of actions against, 584.4, 616.3(3–5), 616.15

**SURNAMES**

Change of name, 674.1–674.12

Names generally, *see NAMES*

Notary, maiden name kept, 77.12

**SURPLUS**

Attached property sold, surplus to debtor, 639.59  
 Execution sale proceeds, surplus to debtor, 626.82  
 Foreclosure sale, surplus to mortgagor, 654.7

**SURPLUSAGE**

Redundant pleading stricken, R.C.P. 113

**SURPRISE**

Default judgment set aside, ground for, R.C.P. 236

Ground for new trial, R.C.P. 243, 244

New trial, ground for, R.C.P. 244(c)

**SURVEYOR, COUNTY**

*See ch 355, also COUNTY SURVEYOR*

**SURVEYORS**

*See also SURVEYS*

Applicability, to whom law does not apply, 114.26

Application for registration, contents, 114.13

Board of examiners, 114.3

Certificates of registration issued, 114.17–114.20

Coal mine surveying, 82.125

Corporations, when law applies to, 114.26

County engineer, surveys and reports, 309.56, 311.8, 460.5

County surveyor, ch 355

Definition of words and phrases, 114.2

Disputed boundaries, appointed to survey, 650.7

Dower set off, surveyor employed, 636.11

Evidential effect of certificate, 114.16

Examination requirements, 114.13–114.15

Exempt tools, instruments and books, 627.6(17)

Expiration of renewal of certificates, 114.11, 114.18

Fees of examination and certificate, 114.13, 114.17–114.20

Field notes and plats, use in evidence, 355.5, 622.42

Foreign registrants, 114.20, 114.26

Illegal practice enjoined, penalty, 114.24, 114.25

“Land surveying” defined, 114.2, 114.26

Land surveys, ch 355, *see SURVEYS*

Oath administered, 78.2(4)

Partition actions, employment, expenses taxed, R.C.P. 284

Penalty for illegal practice, 114.25

Persons not subject to law, 114.26

Plats, ch 409, *see PLATS*

Practice without certificate forbidden, 114.1

Professional engineer defined, 114.2

**SURVEYORS—Continued**

## Registration

- Application for registration, 114.13
- Certificate to practice land surveying
  - Expirations and renewals, 114.18
  - Issued by examining board, 114.19
  - Presumptive evidence, 114.16
  - Revocation procedure, 114.21, 114.22
- Exceptions, to whom law applies, 114.26
- Fees, examination and certificate, 114.13, 114.17
- Foreign registrants, examination, fees, 114.20
- Oath, application statements made under, 114.13
- Qualifications of applicants, 114.14(2)
- Required to practice land surveying, 114.1
- Requirements, minimum for surveyor, 114.14(2)
- Seal, registrant required to use, 114.16
- Revocation of certificate, procedure, 114.21, 114.22
- Seal of registrants, 114.16
- Tools exempt from execution, 627.6(17)
- Unauthorized practice enjoined, 114.24, 114.25
- U. S. surveyor general's records, use in evidence, 622.47
- Violations of injunction or law, penalty, 114.25

**SURVEYS**

See also *SURVEYORS*

- Cemetery surveys, 359.40
- City engineer, see *CITIES AND TOWNS*
- City plan commission, 373.9
- City plat, 409.26, 409.27, 409.29, 409.40–409.44
- Coal mine surveys, 82.28, 82.29, 82.124, 82.125
- Conservation land surveys, 111.21, 111.22, 111.24, 111.32
- Corner and boundary disputes, 650.7–650.17
- Corners destroyed, penalty, 314.8
- County engineer, 309.56, 311.8, 460.5
- County surveyor, 355.1–355.15
- Dower set off by survey, 636.11
- Drainage
  - Abandoned surveys utilized, 455.131
  - Additional lands annexed, survey, 455.128
  - Highway drainage district surveys, 460.5
  - Individual systems, recorder's records, 465.26
  - Intercounty district surveys, 457.4
  - Interstate drainage districts, 467.6
  - Natural water course to be followed, 455.5
  - Permanent survey, 455.36
  - Preliminary surveys, 455.11, 455.17, 455.19, 455.28, 455.30
  - United States levee surveys, 466.8
- Federal survey, rights, damages, 355.10–355.14
- Field notes and plats, use in evidence, 622.42
- Flood protection, 395.3, 395.22
- Geological surveys, 305.1–305.11
- Government surveys
  - Taxation, descriptions of subdivisions, 428.7
  - Transcription by county authorized, 558.16–558.18
- Gypsum mine surveys, 83.14, 83.20, 83.22
- Highway surveys
  - Primary roads
    - General requirements, 313.9
    - Highway commission's authority, 307.5(5)
  - Secondary roads
    - Construction programs prepared, 309.26–309.38, 309.56, 311.8

**SURVEYS—Continued**

## Highway surveys—Continued

## Secondary roads—Continued

- Drainage survey, 460.5
- Farm-to-market road surveys, 310.13
- Government corners established, 314.8
- Gravel lands surveyed, 309.65
- Research, 310.34–310.36
- Violations by engineer, penalty, 314.8
- Hospitals, ch 135A
- Housing law surveys, 413.124
- Inspection of real estate to view, survey, or photograph, R.C.P. 131
- Interstate bridges, 383.15
- Island and river channels, 568.1–568.13, 568.22–568.24
- Municipal waterworks construction, 398.7
- Partition actions, filed on court order, cost taxed, R.C.P. 272
- Plats, ch 409, see *PLATS*
- Real actions, procedure to obtain survey, 646.14
- Real actions, survey for identifications, 619.14
- River-front improvements, 372.7
- School lands surveys, 302.4
- Soil conservation surveys, 302.4
- State land office, 10.1–10.14
- Water power improvements, 470.5
- SURVIVAL OF ACTIONS**
  - Death of a joint obligee, effect, 613.1
  - Death of a party does not abate action, 611.20–611.22, 613.1, 642.4, 686.17; R.C.P. 18
  - Limitation on time for substitution, R.C.P. 15
- SURVIVORS**
  - Inheritance tax, 450.1–450.96, 451.1–451.13
  - Joint bank account, 528.64
  - Joint obligations, liability, 613.1
  - Partnership law, partners death, 545.36–545.38
  - Simultaneous death, evidence uncertain, devolution, 637.1–637.8
  - Surviving spouse, see *ESTATES OF DECEASENTS, subhead Spouse Surviving*
- SUSPENSION**
  - Accountant's registration, 116.2(6), 116.14
  - Architect's registration, 118.3
  - Attorney's license, 610.23–610.38
  - Civil service employees suspended, 365.18–365.20
  - Drivers' licenses, 321.14, 321.207, 321A.4, 321A.5, 321A.13, 321A.16, 321A.17, 321A.31
  - Fire marshal's order suspended during appeal, 100.22
  - Insurance company certificates of authority, 507.10, 520.15
  - Insurance policies, 515.80, 515.81, 515.102(5)
  - Liquor permits, 123.32, 123.33, 123.46, 123.49, 130.38
  - Membership selling associations' agents, 503.12
  - Motor vehicle permits, plates and licenses, 321.14, 321.207, 321A.5, 321A.6, 321A.9, 321A.10, 321A.17, 321A.19, 321A.30
  - Practice act licenses, 147.55–147.71
  - Rates of carriers, suspended, 479.67
  - Real estate broker's license, 117.34
  - School pupils suspended, 287.3
  - Securities dealers and salesmen, licenses, 502.14

**SUSPENSION**—Continued

## Sentences suspended

- Board of parole, after commitment, 247.5
- Board of parole, before commitment, 247.7
- Court's power, 247.20
- Feeble-mindedness as ground, 218.66–218.68
- Municipal court's power, 602.28
- Revocation of suspension, 247.26, 247.27

## Suspension of officers

- Additional security, failure to give, 65.3
- Appointment of commission by governor, 67.1
- Commission to examine accounts, 67.1
- Compensation of commissioners, 67.12
- County, township, city or town officers, 66.7
- Exercising office after, penalty, 67.6, 67.7
- Failure to impeach or convict, 67.11
- General assembly, governor reports to, 67.10
- Governor's duty, 67.5, 67.9
- Grounds, 11.5, 65.8, 66.7, 68.2
- Impeachment, ch 68, *see IMPEACHMENT*
- Order of suspension, effect, 67.6, 67.7
- Power of the commission, 67.2
- Report to governor by commission, 67.4
- Salary pending suspension, 67.7
- State protected from loss, 67.9
- Subpoena by commission, witnesses, 67.3
- Temporary appointment, 66.19, 67.8

Warehouse licenses, 543.3, 543.32

Workmen's compensation suspended, 85.39

**SWAMP LANDS**

- Federal indemnity money apportioned, 12.16
- Penalty for obstructing drains, 716.3
- Records kept by state land office, 10.2
- Taxable, county titles in other counties, 427.14

**SWEARING**

- False swearing, 721.1–721.3, *see CRIMES, subhead Perjury*
- Profanity prohibited, penalties, 477.56, 728.1, 744.2

**SWIMMING POOLS***See CITIES AND TOWNS***SWINDLING**

- See also FALSE PRETENSES AND FRAUDS*
- Three-card monte or other device, 713.29–713.33

**SWINE**

- Brands and marks record, ch 187
- Brucellosis control, 163A.1–163A.11
- City power to restrain, 368.7(5)
- Dead animals fed to, when, 167.18
- Dwellings, keeping in prohibited, 413.73
- Exemption from taxation, 427.1(13)
- Feed, commercial, regulated, 198.1–198.14
- Fence, hog-tight along railroads, 478.5–478.7
- Imported, health regulations, 163.30
- Pig dealer's license, 163.30
- Shipment, regulation, 479.75–479.88
- Slaughterhouses, restrictions, 170.20(6)
- Swine producers association, 183.1–183.5
- Tax exemption, under nine months, 427.1(13)
- Trespassing, 188.1–188.50

**SWINE PRODUCERS ASSOCIATION, IOWA**

- Agricultural marketing board membership, 159.25
- Compensation, officers serve without, 183.5
- Delegate to state fair convention, 173.2(9)
- Duties and objects of associations, 183.2
- Employees, employment, compensation, 183.4
- Executive committee, membership, 183.3
- Expenses paid officers, 183.5
- Recognition of association, 183.1
- Reports and data published, 159.10(2)
- State aid, regulations, 183.1

**SWITCHES**

- Railroads, 474.13, 478.31–478.36

**SWIVEL GUNS**

- Use in hunting forbidden, 110.24

**SWORDS**

- Concealed weapon penalty, 695.2, 695.3

**SYNDICALISM, CRIMINAL**

- Definitions, punishment, 689.10–689.13

**SYNDICATES**

- General provisions, 553.1–553.24, *see COMBINATIONS, POOLS, AND TRUSTS*

**SYPHILIS**

- General provisions, 140.1–140.41, *see VENEREAL DISEASES*

**TABLES OF CORRESPONDING SECTIONS***See page 2729 et seq.***TALESMAN**

- Apportionment, 609.4–609.8
- Attendance requirement, 609.19
- Box, clerk to draw extra names needed, 609.39
- Commission to list, 609.1(3)
- Compensation, 607.5
- Criminal case, in justice court, 762.23
- Drawing from lists, 609.15–609.17, 609.39–609.45
- Lists, 609.1–609.14
- Names on lists made official, 609.14
- Residence, 609.1(3)
- Special venire, 609.45
- Summons, 609.41–609.43
- Superior court, 603.33, 603.36
- Talesman at large, by consent, 609.43

**TAMA COUNTY**

- Deputy sheriff for Indian reservation, 337.21

**TANGIBLE PROPERTY**

- See also SALES*
- Definition, corporation income tax law, 422.33
- Sales tax, 422.43
- Use tax, 423.1, 423.2

**TANNERIES**

- City power to regulate, 368.5(1)

**TAPPING WIRES**

- Penalty, 709.7, 716.7, 716.8

**TAVERNS**

Beer law, 124.1–124.38, *see* **BEER AND MALT LIQUORS**

**TAXATION**

Administration of three-point tax law, 422.60–422.68

Administrator, authority to pay taxes on realty, 635.49, 635.50

Agricultural land in cities, not taxed, 404.15

Agricultural land, school tax credit, 426.1–426.10

Annuity, gift to municipality, tax to pay, 565.12–565.15

Appeals, *see* *subhead Assessments below, thereunder see various review boards*

Apportionment of taxes, 443.13, 445.57–445.59, 449.1–449.8

Armories exempt, 29.60

**Assessments**

Apportionment, *see* *subhead Tax Payers below*

Appraisers employed, 441.50

Assessable property, *see* *subhead Property and Persons Taxable below*

Assessed value, 441.18, 441.21–441.24

Assessment rolls, 441.19, 441.20, 441.26–441.28

Assessor's duties, 441.17–441.30

Auditor's duties, equalization, 441.45–441.49

Benefited water districts, 357.22–357.25

Certificate of treasurer, taxes due, 445.23–445.26

Constitutional limitation, Const., Iowa, III, 30; VII, 7

Corporation real estate, valuation, 428.34

Debts deducted, *see* *subhead Deductions below*

Double and erroneous assessments, 452.1, 452.6

Drainage, *see* **DRAINAGE AND LEVEE DISTRICTS**, *subhead Taxation*

Erroneous, 421.17(10)

Examination of taxpayer when fraud suspected, 441.17

Exemptions, *see* *subhead Exemptions below*

False statement on return, perjury, 441.25

Flood control projects assessments canceled on land acquired, 467B.15

Illegal, invalid assessments, reassessment, 439.1

Ill fame houses, nuisance enjoined, tax, 99.27, 99.29

Insurance companies, 432.7

Jeopardy or distress assessments, 445.6, 445.44

Leased buildings and fixtures, 428.4

**Listing of property**

Agent's duty to list, liability, 428.3, 443.18

Another's property, procedure, 428.2

Assignees deemed owners, 428.9

Auditor to correct list, 443.6, 443.7

Bills and notes, place of listing, 428.8

Branch banks, where located, 428.12, 428.13

Buildings and fixtures on leased land, 428.4

Business in different districts, 428.11–428.14

Commission merchants, when deemed owners, 428.9

Corporate shares, stocks, place listed, 428.8

Dealers, grain, ice, coal, 428.10

Deceased owners, method, 428.6

Description of tracts, method, 428.7

Discovery of property not listed, 443.20

Machinery, manufacturing, deemed realty, 428.22

**TAXATION—Continued****Assessments—Continued****Listing of property—Continued**

Manufacturer defined, duty to list, 428.20, 428.23

Merchant defined, 428.16

Moneys and credits, place of listing, 428.8

Nonresident's migratory property, 445.42–445.45

Omitted property, *see* *Omitted Property below under this subhead*

Owner defined, 428.9

Owner's duty to list, 428.1, 443.18

Partners individually liable, 428.15

Personal property, annually, 428.4

Place of listing, 428.8

Property in different districts, 428.25

Public utility plants, 428.24–428.28

Real estate, every four years, 428.4

Refusal of agent, assessor to list, 428.3

Required, by whom, 428.1

Stipulations for payment, effect, 428.14

Stocks of merchandise, 428.17

Suspended tax list kept, 427.12

Time of listing, 428.8

Treasurer to correct list, 443.12–443.16

Unknown owners, 428.5

Utilities, 60 percent of actual value, 428.29

Utilities' report to tax commission, 428.28

Utility plants, 428.24–428.28

Warehouseman deemed owner, 428.19

Warehouseman to file list, 428.18

Withholding property, penalty, 443.12, 443.13

**Omitted property**

Assessment, notice procedure, 440.1–440.5

Assessor to list and assess realty, 428.4

Correction of list after discovery, 443.6–443.14

Delinquency, entry of tax, 440.7, 440.8

Entry of tax on books, 440.7

Examination of taxpayer, 441.17

Five-year ownership presumption, 443.17

Fraudulent omission, penalty, 440.6

Tax ferrets employed to discover, 443.20

Time limit on assessments, 443.15, 443.17

Penalty assessments, authorized by statute, fire hazard removal, marshal certifies, 100.27–100.29

Procedure, generally, 441.17–441.30

Property owner's duty to assist, 441.19, 441.24

**Review by county or city (local) boards**

Appeals, 421.17(10)

Assessment rolls, 441.37

Assessor examined, 441.2–441.6, 441.10, 441.51

**Board of review**

Appointed, removed, 441.31, 441.32

Powers, 441.35, 441.36

Quarters furnished, 441.34

Sessions, 441.33

Term of office, 441.32

Breach of duty penalty, 441.52

Compensation, 419.39, 441.33, 441.40

Complaints reviewed, 441.37

Costs apportioned, 441.34, 441.40

Counsel, 441.41

Jurisdiction of county board, 441.2, 441.31



**TAXATION—Continued**  
**Assessments—Continued**

Review by county or city boards—Continued  
 Meetings, 441.2, 441.33  
 Membership, 441.3, 441.6  
 Powers and duties, 441.54  
 Revaluation, 441.23, 441.35  
 Supervision by state commission, 421.17

Review by district court

Agricultural land, school credit denied, 426.6  
 Appeals from local board, 441.38–441.44  
 Apportionment of taxes, 449.6, 449.7  
 Auditor's action reviewed, 443.8–443.11  
 Chain store tax, 424.6  
 Income tax appeals, 422.29, 422.41  
 Sales tax, 422.55  
 Utility assessment, appeal, 428.31–428.33

Review by state board (tax commission)

Actions to enforce orders, 421.20  
 Actions to enforce tax law, 421.17(5)  
 Assessments to be just and uniform, 421.17(5)  
 Auditor to adjust valuation, 441.45–441.49  
 Authority to require reports, 421.17(6), 421.18  
 Certification of tax levy, 421.13(4)  
 Chain store tax, amount determined, 424.5  
 Complaints against local boards, 421.17(5)  
 Complaints, relief granted, 421.17(11)  
 Co-operation required of local boards, 421.18  
 County valuations adjusted, 441.45–441.49  
 Depositions, authority to take, 421.17(8)  
 Fees and mileage of witnesses, 421.23  
 Income tax of individual, 422.28  
 Inferior review board orders, 421.17(10)  
 Information from local boards, 421.17(6),  
 421.18  
 Injunction to enforce orders, 421.20  
 Invalid assessments, reassessments, 439.1,  
 439.2  
 Investigation of local board, 421.17(9)  
 Mandamus to enforce orders, 421.20  
 Meetings, 421.11, 421.17, 441.46  
 Minutes of hearings kept, 421.13(1)  
 Oaths, power to administer, 421.21  
 Orders of commissions served, 421.22  
 Place of bringing actions, 421.20  
 Production of books and records, 421.17(7)  
 Public utility assessments reviewed, 428.30  
 Reassessment and relevy, 439.1, 439.2  
 Reconvening of board ordered, 421.17(10)  
 Record of proceedings kept, 421.13(1, 2, 4)  
 Refunds of erroneous income, corporate, and  
 sales tax, 422.59, 422.66, 422.67  
 Review of income tax on corporations, 422.41  
 Rules and regulations, power, 421.14  
 Service fees and mileage, orders, 421.23  
 Service of commissioner's orders, 421.22  
 Supervisory power over local boards, 421.17  
 Use tax, amount due determined, 423.16  
 Utility assessments reviewed, 428.30  
 Valuations by local board modified, 421.17(10)  
 Venue of actions by commission, 421.20  
 Witnesses compelled to attend hearings,  
 421.17  
 Witness fees and mileage, 421.23

**TAXATION—Continued**  
**Assessments—Continued**

Rolls

*See subhead Assessors below, thereunder see  
 Assessment Rolls and Books*

Prima-facie evidence of value, 391.48  
 Soil conservation subdistricts, 467A.23–467A.41

Special assessments

Actions after November 1, 1939, limitation  
 not applicable, 448.13  
 Amounts given by treasurer, 445.23  
 Assessment book kept, 445.11–445.14  
 Assignment tax sale certificate, 391.68  
 Bee treatment costs, lien, 160.8  
 Benefited water districts, 357.3, 357.10–357.31  
 Book, entries, how made, 445.11–445.15  
 Certified to county auditor, 391.34

City or town assessments

*See also subhead Levies below*

Amount given by treasurer, 445.23  
 Assessment book kept, 445.11–445.14  
 Assignment, tax sale certificate, 391.68  
 Bridge repairs by street railways, 363B.23  
 Certified to county auditor, 391.34  
 City assessor, *see CITIES AND TOWNS*  
 Commission cities, procedure, 363B.22  
 Dangerous structures, removal, 100.27–  
 100.29  
 Dock improvement costs, 384.3(4)  
 Drainage obstruction removal, 368.26  
 Entry on general tax list, 445.14  
 Filling or draining lots, 368.26  
 Flood protection, 395.1, 395.11–395.14, 395.21–  
 395.24  
 Interest or penalty, charter cities, 420.248  
 Lien on realty, 391.35, 445.11–445.15  
 Lighting tax, metropolitan district, 389.18  
 Limitation on amount, 391.48, 391.49, 395.21  
 Nuisance abated, 368.3  
 Numbering of buildings, cost, 368.9  
 Pension fund, firemen, police, 411.11  
 Platting land for owners, 409.30, 409.31,  
 409.36  
 Preservation of lien, 445.11–445.15  
 Rate, limitation, 391.48, 391.49  
 Redemption, city's right, 391.68  
 Sewers, chs 391–393, *see CITIES AND  
 TOWNS, subhead Sewers*  
 State owned land, 307.10  
 Street and alley improvements, chs 389,  
 391, *see CITIES AND TOWNS*  
 Street railways, 391.35–391.83, 395.15–395.18,  
 396.2–396.6, *see STREET RAILWAYS*  
 Tax sale, 391.64–391.68, *see subhead below*  
 Watermains extension, 401.1, 401.8–401.10  
 Weed destruction, costs, 317.16–317.21  
 City regulation expenses, taxed, 368.9  
 Drainage assessment levies, *see DRAINAGE  
 AND LEVEE DISTRICTS, subhead Tax-  
 ation*  
 Entry on general tax list, 445.14, 445.15  
 Fences, failure to repair or maintain, 113.6  
 Fire limits, costs assessed, 368.11  
 Fire protection costs taxed, 368.11  
 Hedge trimming costs, 318.2  
 Highways, secondary, *see Secondary Roads  
 below*

**TAXATION—Continued****Assessments—Continued****Special assessments—Continued**

- Injunction costs of local health board, 137.16
  - Lien on realty, 445.11–445.15
  - Limestone, sold by county, levy, 202.4
  - Limitation on actions after November 1, 1939, not applicable, 448.13
  - Plumbing in pavement, cost assessed, 368.26
  - Preservation of lien, 445.11–445.15
  - Privy removal cost, assessed, 368.26
  - Regulation and fire protection, taxed, 368.11
  - Sanitary districts, 358.22
  - Secondary road districts, 311.1–311.31
  - State owned land, 307.10
  - Tax list, entries made, 445.11–445.15
  - Tax lists for special assessments, 445.11–445.14
  - Tax sale prior to 1936, no limitation, 448.13
  - Telephone and telegraph companies, survey costs, 433.15
  - Weed cost assessed, tax, 317.21
  - Stockholder's liability, 430.13–430.15, 431.5
  - Time limit, 443.15
  - Time of assessment, 428.4
  - Utilities, 428.24–428.29
  - Utilities, 60 percent of actual value, 428.29
  - Utility assessments, appeal, 428.28–428.33
  - Valuation, 441.18, 441.21–441.24
- Violations**
- Banks refusal to give information, 430.8
  - Excessive levy or tax, penalties, 444.7
  - False statements, perjury, 441.17
  - Refusing to assist assessor, 441.24
  - Weed law, land assessment, 317.18, 317.21
  - Withholding property, 443.12, 443.13
  - Weed law, land assessment, 317.18, 317.21

**Assessors****Assessment rolls and books**

- Agricultural land, school credit, 426.4
  - Assessment book prepared, 441.26, 441.28
  - Destruction after ten years, 332.15
  - Banks listing stockholders, 430.3–430.11
  - Bank stockholders, duty to list, 430.4
- Bond**
- Amount fixed by supervisors, 64.8
  - Required of assessors, 64.8
  - City or town assessor, ch 441
  - Corporation statements received, 431.7, 431.8
  - Corporation stock valuation, 431.3, 431.9
  - Corporations to make statements, 430.5, 431.2–431.4
  - Custodians, aid in listing, 428.1, 428.9
  - Debts deducted, moneys and credits, 429.4–429.6
  - Deceased soldier's children listed, 244.8
  - Dogs listed, fee and payment, 351.15, 351.16
  - Duty to value property, 441.18
  - Election, term, ballot, 49.52
  - Exemptions, persons claiming, list, 427.3–427.6
  - Foreign stockholder's list furnished, 431.18
  - Homestead exemptions, duty, 425.2–425.5
  - Homestead tax credit, duties, 425.2, 425.5
  - Insurance companies, statements furnished, 432.6, 432.7
  - Listing for assessment, in general, 428.1–428.34

**TAXATION—Continued****Assessors—Continued**

- Listing property generally, duties, 428.1–428.34
  - Military service exemptions listed, 427.3–427.6
  - Moneys and credits, deducting debts, 429.4–429.6
  - Oaths administered, 78.2(4)
  - Oaths, power to administer, 78.2(4)
  - Owner to aid in listing, 428.1, 428.9
  - Personal property of nonresidents, 445.42
- Reports**
- Agricultural statistics, 159.11, 159.12
  - Blind, handicapped, and deaf persons, 299.17
  - Dogs, 351.15
  - Forest and fruit tree reservations, 161.12
  - Orphans of soldiers and sailors, 244.8
  - Payment of license on dogs, 351.16
  - Soldiers' orphans census, 244.8
  - Soldiers' orphans census, 244.8
  - Supervision, 421.17(2)
  - Valuation of property, 430.7
  - Veterans property listed, 427.3–427.6
- Banks, 429.1–430.15, see BANKS AND BANKING**
- Barrel tax, beer, penalty, 124.25, 124.26
  - Bees, apiarist treating cost, taxed, 160.8
  - Benefited fire districts, 357A.12, 357A.13
  - Boards of review, 421.17(2), *see subhead Assessments above*
  - Bonds for public projects, prerequisites, 23.16
- Bonds for security of payment**
- Income tax, 422.17, 422.30
  - Inheritance tax, 450.48–450.51, 450.56
  - Migratory personal property, 445.43–445.45
  - Sales tax, 422.52
  - Use tax, 423.15
- Bonds, retirement tax levy, cities, 408.9**
- Bonds, taxation of**
- Contracts to purchase exempt bonds, 429.8(3)
  - Corporate business tax bond, 422.33(1, b)
  - Inheritance tax, executor's bond premium, deducted, 450.12
  - Inheritance tax, relief from appraisement, 450.39
  - Place of assessment and listing, 428.8
  - Public bonds taxable, 427.13(8)
  - Public bonds, tax exemption, 427.1(5)
- Bonds, tax limitation, issue restricted, 76.3**
- Books**
- Assessments, entries on tax book, 440.7, 440.8
  - Bridges, forfeitures not entered, 381.15
  - Correction by assessor, 425.5
  - Correction of apportionment, 449.4, 449.5
  - Costs, abating nuisances, entered, 137.16
  - Crop-pest act, assessment entered, 267.17
  - Delinquency from entry on books, 440.8
  - Fraudulent withholding, penalty, 440.6
  - Special assessment book, 445.11
  - Special charter cities, 420.230, 420.248, 420.257, 420.271, 420.275, 420.294
  - Suspended tax list book, 427.12
  - Treasurer's duties to collect entered taxes, 445.1
  - Weeds, destruction costs entered, 317.21
- Budget laws, 8.1–8.40, 24.1–24.33, see BUDGETS AND FINANCIAL CONTROL**

**TAXATION—Continued**

Budget requirements, local, prerequisites to levy of tax, 24.1–24.33  
 Building and loan associations, 431.6–431.18, *see BUILDING AND LOAN ASSOCIATIONS*  
 Business tax on corporations, *see subhead Income Tax (Corporate) below*  
 Butterfat excise tax, 179.5  
 Cancellation of tax  
   Aged or infirm persons, 427.8–427.11  
   Old-age assistance recipient, 427.9, 427.10  
 Capitation tax, federal limitation, Const., U. S., 1, 9  
 Certificate of taxes due by treasurer, 445.23–445.26  
 Certificates, *see subhead Tax Sales below*  
 Chain store tax  
   Actions to collect, 424.7–424.9  
   Amount of tax, 424.4  
   Appeals, bond, 424.5, 424.6  
   Assessment by commission, 424.5  
   Business exempt from tax, 424.3, 424.16  
   Chain store system defined, 424.2(7)  
   Cited as “chain store tax act”, 424.1  
   Collection by action, 424.7  
   Collection of tax, same as taxes, 424.7  
   Commission to enforce law, 424.10  
   Conditional sale included, 424.2(3)  
   Definitions, 424.2  
   District court appeals, decisions, 424.6  
   Estimation of tax by commission, 424.5  
   Examination of books, 424.11  
   Exemptions, 424.3, 424.16  
   Gross receipts defined, 424.2(8)  
   Incorrect return filed, 424.5  
   Leasing of stores, effect, 424.2(7)  
   Lien of tax, recording, 424.7  
   Limitation on actions, 424.9  
   Notices served, 424.8  
   Occupational tax, 424.14  
   Partial invalidity of law, effect, 424.15  
   Payments, credit to general fund, 424.12  
   Period for which tax due, 424.4  
   Recording of tax lien, 424.7  
   Returns, failure to file, 424.5, 424.13  
   Returns required, 424.5  
   Scope of act, 424.16  
   Stores located out of state, 424.2(7)  
   Time due, 424.4  
   Title of act, 424.1  
   Village stores exempted, when, 424.16  
 Violations, penalties  
   Failure to file return, 424.13  
   False or fraudulent returns, 424.13  
   Incorrect return, effect, 424.5  
 Churches, business property taxable, 565.1, 565.2  
 Churches, exemption, 427.1(9, 10), 450.4(2), 565.1, 565.2  
 Cigarettes, 98.1–98.41  
 Cigarette tax, lien priority, 98.26  
 Circus or show tax, 444.18  
 Cities and towns, general provisions, 404.1–404.26  
 City or town levies, *see subhead Levies below*  
 City or town special assessments, *see subhead Assessments above*  
 Claim against estate, priority, 635.66  
 Collection by county treasurer  
   *General provisions*, 445.1–445.62

**TAXATION—Continued**

Collection by county treasurer—Continued  
 Actions authorized, 443.13, 445.3, 445.4  
 Applicable statutes, 445.4  
 Apportionment, failure, penalty, 445.38, 445.57, 445.58  
 Attachment actions authorized, 445.4  
 Attachment, wrongful, county liable, 445.4  
 Authority, tax list as justification, 443.4, 445.1, 446.3  
 Bridge, taxes of city, 381.14  
 Certificate of railway aid, 483.16  
 Charter city taxes, exclusive procedure, 420.229  
 Cigarette tax, 98.35  
 Circus or show tax, 444.18  
 City and town taxes and assessments, 404.3, 420.204  
 City or town taxes, warrants not receivable, 445.35  
 Collectors appointed, 445.47–445.52  
 Communication companies, tax, 433.9, 433.10  
 Compromise, charter cities, 420.228  
 Compromise of tax, 445.16–445.18, *see also subhead Compromise of Tax below*  
 County for another county, 445.53–445.56  
 County responsible to state, 452.1  
 County taxes, county warrants receivable, 445.34  
 Delinquent taxes  
   Apportionment when collected, 445.57, 445.58  
   Brought forward on list to hold lien on realty, 445.10  
   Certificate, fiduciary payment, 422.27, 682.35  
   Certificate of tax due, issuance, 445.23–445.25  
   Collection by another county, 445.53–445.56  
   Collection by sheriff or constable, 445.49  
   Collectors appointed, 445.47–445.52  
   Compensation of collectors, 445.48  
   Compromise, 445.16–445.19  
   Compromise, charter cities, 420.228  
   Current year, when delivered, 445.51  
   Delivered for collection, time, 445.51  
   Distress and sale, 445.6, 445.7, 445.47, 445.49  
   Distress warrant, form, 445.7  
   Entries of personal taxes, method, 445.8–445.10  
   Entry on tax list to hold lien, 445.10  
   Information as to amount due, 445.23–445.27  
   Interest misapplied, recovery, 445.58  
   Interest rate, exceptions, 445.39–445.41  
   Interest to general fund, 445.52, 445.57, 445.58  
   Lien of personal taxes, 445.29–445.32  
   Lien on migratory property, 445.42–445.45  
   Limitation on penalty and interest, 445.20  
   Limitation on penalty and interest, charter cities, collect own taxes, 420.248  
   Notice given by treasurer, 445.1  
   Old-age assistance head tax, 249.36  
   Penalties, 445.6, 445.39–445.41, 445.55  
   Penalties misapplied, recovery, 445.58  
   Penalties to general fund, 445.52, 445.57, 445.58  
   Personal delinquent taxes, collector, 445.50  
   Personal taxes entered, 445.8, 445.9  
   Personalty, separate books, 445.8, 445.10  
   Realty, brought forward on list, lien, 445.10  
   Record and contents of list, 445.9  
   Special assessments, 404.3, 445.11–445.15  
   Tax sales and deeds, effect, 445.10

**TAXATION—Continued**

Collection by county treasurer—Continued  
 Delinquent taxes—Continued  
   Time delinquent, 445.10, 445.37, 445.39  
 Deputy collector in certain cities, 340.2(6), 341.9  
 Discontinued city, tax for debt of, 362.14  
 Distress and sale, 445.6, 445.7  
 Distress warrant, form, 445.7  
 Division of funds proportioned, 429.3  
 Dog tax, 351.19  
 Duty of treasurer to collect, 445.1  
 Electric transmission lines, tax, 437.10, 437.11  
 Erroneous tax, refunding, sale, 445.60, 445.61  
 Express company, tax, 436.10  
 False statement or report, penalty, 452.14  
 Funds kept separate, 334.8, 445.59  
 Ill fame houses, nuisance enjoined, tax, 99.27, 99.29  
 Impeding collection of taxes, penalty, 445.2  
 Income tax, 422.64  
 Information of taxes due, 445.26  
 Law suit to collect authorized, 445.3, 445.4  
 Liability for funds collected, 452.4  
 Lien of taxes, *see subhead Lien below*  
 Limitation on penalty and interest, 445.20  
 Loans of public funds prohibited, 452.4  
 Losses, liability of treasurer, 445.25  
 Loss of property, remission of tax, 445.62  
 Misstatement of tax due, liability, 445.25  
 Moneys and credits, 429.3  
 Nonresident personalty, 445.42–445.46  
 Payment of taxes  
   Compromise payment, effect, 445.18  
   Delinquent taxes, 445.6  
   Installments, 445.36, 445.37  
   Medium of payment, 445.33, 445.34  
   Receipt given, 445.5, 445.26  
   Receipt, show homestead credit, 425.1(4)  
   Time, 445.36, 445.37, 445.39, 445.40  
   Time allowed for payment, 445.6  
   Tuition outside district, offset, 282.2  
 Peddlers tax, 444.14  
 Penalties to general fund, 445.52, 445.57, 445.58  
 Penalty for resisting, 445.2  
 Plant disease eradication costs, 267.17  
 Property owner about to leave county, dispose of property, 445.6  
 Public show or circus tax, 444.18  
 Railroad aid tax, 483.13, 483.15  
 Railroad lines, 434.22  
 Receipt for taxes paid  
   Contents, entry made, 445.5  
   Homestead tax credit shown, 425.1(4)  
   Part payments, receipts issued, 445.5  
   Payment by mail, 445.26  
   Peddlers, duplicate receipts, 444.14  
   Separate receipts for certain taxes, 445.5  
 Record of separate funds, 445.59  
 Refunding of erroneous tax, 445.60  
 Remission in case of loss of property, 445.62  
 Resistance to collectors, penalty, 445.2  
 Sale for erroneous tax, 448.11  
 Sales for taxes, *see subhead Tax Sales below*  
 Sales tax, 422.64(5)  
 School taxes, money only receivable, 445.34  
 Security of the revenue, 452.1–452.18, *see Public Funds, subhead Security of Revenue*

**TAXATION—Continued**

Collection by county treasurer—Continued  
 Settlement for public funds  
   Examining officer, duty, 452.12  
   False statement or report, penalty, 452.14  
   Manner and details of settlement, 452.11  
   Reconciling balances required, 452.11  
   Report filed with auditor, 452.13  
   Retiring treasurer, what required, 452.7–452.9  
 Show or circus tax, 444.18  
 Special assessments, 445.11–445.15  
 Special assessments, charter cities, 420.220–420.229  
 Special assessments in cities, 404.3  
 Special charter cities, exclusive procedure, 420.220–420.229  
 State taxes, state warrants receivable, 445.34  
 Subsequent collection of unavailable tax, 455.22  
 Suit at law, ordinary action, authorized, 445.3  
 Suspended by supervisors, 427.8–427.10  
 Time allowed for payment, 445.6  
 Time limit on penalty and interest, 445.20  
 Township hall tax, 360.1, 360.2, 360.8  
 Treasurer, accounting for funds, 452.11  
 Treasurer's liability  
   Certificate of tax paid, error, 445.25  
   Funds used for private purpose, 452.4  
   Misapplied interest or penalty, 445.58  
   Neglect to give tax information, 445.27  
   Receiving excess fee for information, 445.27  
 Treasurer to collect, list as authority, 443.4, 445.1  
 Unavailable, subsequent collection, 445.20–445.22, 446.22, 450.21  
 Unlisted property, 443.12–443.19  
 Water service levy, 357.22  
 Wrongful attachment, county liable, 445.4  
 Collection by state treasurer  
 Accounting given, examination, 452.11–452.14  
 Chain store tax received, 424.12  
 Freight companies, 435.8  
 Inheritance tax, *see subhead below*  
 Liability for funds collected, 452.5  
 Loans by state treasurer prohibited, 452.5  
 Settlement for public funds  
   Examining officer, duty, 452.12  
   False statements or reports, penalty, 452.14  
   Manner and details of settlement, 452.11  
   Refunding excess to counties, 452.16–452.18  
   Report filed with comptroller, 452.13  
 Collectors  
 Appointment, compensation, 445.47–445.52  
 Deputy collector in cities, 340.2(6), 341.9  
 Resisting collector, penalty, 445.2  
 Sheriff and constables as collectors, 445.49  
 Special charter cities, own taxes, 420.220–420.229  
 Compromise of tax  
 Delinquent taxes, 445.16–445.19  
 Income tax, 422.25, 422.27, 422.28  
 Inheritance tax, 450.92  
 Personal taxes due from estates, 682.36  
 Special charter cities, 420.228  
 Comptroller certifies to tax commission, 8.6(13, a)  
 Congressional power to tax, Const., U. S., I, 8  
 Cornshellers, license in lieu of tax, 321.118

**TAXATION**—Continued

## Corporations

Income tax, *see subhead below*

Property, authorized, Const., Iowa, VIII, 2

Corporation stock, 430.12–431.5

## County levies

Bridge bonds, 345.10, 345.13, 346.10

Bridges, interstate, 309.89

County responsibility for state levy, 452.1

Credit, agricultural lands, school tax, 426.1–426.10

Credit unions, what taxable, 533.22

Crop destroyed, taxes remitted, 445.62

Crop pest act costs as tax, 267.17

Dairy industry commission, excise tax on butter-fat, 179.5

Deceased person, claim against estate, 635.66

## Deductions

*See also subhead Exemptions below*

Debts deductible, moneys and credits, 429.4–429.7, 432.8, 432.9, 518.38

Debts not deductible, 429.8–429.10

Fiduciary entitled to deductions, 429.10

Good-faith debt required, 429.5, 429.6

Income tax, 422.9

Inheritance tax deductions, 450.12

Insurance liabilities deductible, 432.9, 518.38

Offset taxes on outside school tuition, 282.2

Statement of debt on demand, 429.6

Surety liability deductible, 429.7

Deeds, ch 448, *see subhead Tax Deeds below*Delinquent taxes, collection, *see subhead Collection by County Treasurer above*

Demand for taxes not necessary, 445.36

Deposits of public funds, 453.1–453.8

Descriptions by lots and government tracts, 428.7

Devisee to pay tax, 427.11

Discovery of unlisted property, 443.20

District court jurisdiction, 141.22

Dog tax, 351.19, 351.24

Drainage districts, *see DRAINAGE AND LEVEE DISTRICTS, subhead Taxation*

Election, county, submission of tax questions, 345.1–345.15

Electric light and power companies, 428.24–428.33

Electric transmission lines, 437.1–437.15

Employment security, 96.7, 96.8, 96.14, 96.16

Equalization boards, *see subhead Assessments above*

Equipment companies, 435.1–435.8

Estates, payment as second class claim, 635.66(2)

## Estate tax

*General provisions, 451.1–451.13*

Additional to inheritance tax, 451.2

Allowance of credit claim, effect, 451.10

Appeal from denial of credit or refund, 451.9

Applicability of inheritance tax law, 451.12

Credit claim, federal estate tax, 451.8–451.11

Definitions, 451.1

Disallowance of credit claim, effect, 451.11

Executor to file return, 451.5

Federal estate tax act, effect, 451.1–451.13

Gross estate computed, 451.3(1)

Invalidation of the law, causes, 451.13

Net estate computed, 451.3(2)

Payment of tax, when due, 451.6

**TAXATION**—Continued

## Estate tax—Continued

Proceeds to general fund of state, 451.7

Property included, 451.2–451.4

Rate and schedule of tax, 451.2

Refund claim, federal estate tax, 451.8–451.11

Tax on net estate, 451.4

Time for filing return, 451.5

Excessive tax prohibited, 444.7

## Excise tax

Butterfat sold, 179.5

Grain handled, 428.35

## Exemptions

*General provisions, 427.1–427.15*

Aeronautics registration fees in lieu of taxes, 328.25

Aged or infirm persons, procedure, 427.8–427.11

Agricultural college, state, lands, 427.1(1, 9–11)

Agricultural land school credits, 426.1–426.10

Agricultural produce, 427.1(13)

Aircraft landing areas, state or municipality, 427.1(21)

Armories, 29.60

Art galleries, 427.1(8, 10)

Bank deposits, 429.4

Bees, 427.1(13)

Bonds, revenue, board of regents, 262.51

Business property, owner in military service, 427.1(28)

Capital stock of corporations, 427.1(20)

Cemeteries and crematoriums, 427.1(3, 7, 10)

Cemetery trust fund, 566.1

Chain store tax, 424.3

Charitable, religious, literary, societies, 427.1(9, 10)

## Churches

Business property taxable, 565.1, 565.2

Corporate income, 422.34

Gifts, devises and bequests, 450.4(2)

Property exemption, 427.1(9, 10)

City or town property, 427.1(2)

Classes of property exempt, named, 427.1

Conditions of exemption, 427.1(24–27)

Cornshellers, when mounted on trucks, 321.118

Corporations, 427.1(20, 21)

County property, 427.1(2)

Credit union shares, 533.22

Delayed claims, 423.1(24)

Dogs, licensed, 351.24

Domestic animals, 427.1(13)

Dormitories at state institutions, 262.41

Drainage and road right of way, 427.2

Educational institution endowment property, 427.1(11)

Family equipment, 427.1(16)

Farm equipment, 427.1(17)

Federal bonds, moneys and credits, 420.206, 429.2

Federal lands and property, 1.4, 427.1(1, 18)

Feed grinder on truck, 321.118

Fire equipment and grounds, 427.1(4)

Fire loss, tax remission, 445.62

Food for the family, 427.1(16)

Forests and fruit trees, 161.1, 161.11, 161.12

Fraternal beneficiary association funds, 427.1

(19)

**TAXATION—Continued**

Exemptions—Continued  
 Government lands, 427.1(18)  
 Grain handled, 427.1(22)  
 Homestead tax credit, 425.1–425.14  
 Household furniture and equipment, 427.1(16)  
 Income tax exemptions, 422.12, 422.34  
 Inheritance tax, 450.5, 450.9  
 Libraries and art galleries, 427.1(8, 10)  
 Libraries, private or professional, 427.1(15)  
 Military property, 29.60, 427.1(2)  
 Military service, property exemption, 427.1(27)  
 Military veterans, 426A.1–426A.10, 427.1(6, 12),  
 427.3, 427.4, 429.1  
 Moneys and credits, 429.4  
 Motor vehicles, license in lieu of tax, 321.130  
 Multiple housing co-operatives, 499A.14  
 Municipal property, 427.1(2)  
 Park real estate, 370.11  
 Peace officers' benefits, 97A.12  
 Pension and welfare plan property, 427.1(23)  
 Pensions, policemen and firemen, 411.13  
 Petition for exemption, aged or infirm, 427.8–  
 427.11  
 Poll tax, 102.1, 427.3  
 Portable mills on trucks, 321.118  
 Poultry, 427.1(13)  
 Public bonds and securities, 427.1(5)  
 Public employees retirement benefits, 97B.39  
 Public grounds, 427.1(3)  
 Railroad roadbeds limited, 434.21  
 Religious, literary, charitable societies, 427.1  
 (9, 10)  
 Rent not due, 427.1(14)  
 Revocation and denial, 427.1(26, 27)  
 River channels and beds in cities, 372.6, 372.7  
 Road and drainage right of way, 427.2  
 Sales tax exemption, 422.45  
 Schools, 427.1(1, 2, 9–11)  
 Sheep, 427.1(13)  
 Soldiers' bonus bonds, 427.1(21)  
 Soldiers' organization homes, 427.1(12)  
 Soldiers, sailors, marines, 391.47, 427.1(6, 12),  
 427.3, 427.4, 429.1  
 State property, 427.1(1)  
 Student's property, 427.1(10)  
 Suspended tax list kept, 427.12  
 Swine, 427.1(13)  
 Teamster's or drayman's equipment, 427.1(17)  
 Tools of a mechanic, 427.1(17)  
 Township property, 427.1(2)  
 University, state, lands, 427.1(1, 9–11)  
 Utility company stock, 427.1(20)  
 Warehoused goods, 427.1(29)  
 War veterans associations' property, 427.1(6)  
 Wearing apparel, 427.1(16)  
 Wool, 427.1(13)  
 Export tax or duty, state, prohibited, Const.,  
 U. S., I, 9  
 Express companies, 436.1–436.12  
 Federal estate tax referred to in Iowa estate tax  
 law, 451.1–451.3  
 Federal social security, 97C.5–97C.11  
 Federal tax liens recorded, 335.11  
 Fences, damages and fees collected as taxes, 113.6  
 Ferrets, tax, employment authorized, 443.20

**TAXATION—Continued**

Fiduciaries' reports, payment shown, 422.27,  
 682.35  
 Flood control subdistricts, 467A.23–467A.41  
 Freight companies, 435.1–435.8  
 Gasworks, 428.24–428.33  
 General levy certified by comptroller, 8.6(13, a)  
 Gifts to municipalities, tax to maintain, 565.8,  
 565.15  
 Grain handling, 427.1(22), 428.35  
 Gross receipts tax, 422.33  
 Head tax, old-age assistance, 249.36–249.38  
 Homestead tax credit or exemption, 425.1–425.14  
 Hospitals, detention, county, tax to erect, 256.2  
 Houses of ill fame, mulct tax, 99.27–99.31  
 Income tax (corporate)  
*General provisions*, 422.1–422.3, 422.32–422.41,  
 422.60–422.68  
 Action to enforce payment, 422.26, 422.38  
 Administration by commission, 422.60–422.68  
 Amount or rate of tax, 422.33  
 Appeals, 422.29, 422.41  
 Collection of tax  
 Action authorized, 422.39  
 Appeals from tax, 422.28, 422.29, 422.41  
 Distress warrant, sale, 422.26, 422.39, 445.6,  
 445.7, 626.29–626.31  
 Garnishment on distress warrant, 626.29–  
 626.31  
 Computation of tax, deductions, 422.35  
 Computation of tax, interest, penalties, 422.25,  
 422.39  
 Confidential, information held as, 422.65  
 Consolidated returns, 422.37  
 Control of stock, effect, 422.36, 422.37  
 Corporate authority, cancellation for failures,  
 422.40  
 Costs of hearing, taxed, 422.63  
 Credit on tax, 422.35  
 Deductions, 422.35  
 Definitions, 422.4, 422.32  
 Dividends from one corporation to another, not  
 taxable, 422.37  
 Exempted corporations, organizations, 422.34  
 Exemptions, 422.8, 422.35  
 Exercising after canceling, 422.40  
 Fiduciary report, 422.27, 422.39  
 Final report of fiduciary, 422.27, 422.39  
 Foreign corporation defined, 422.32(3)  
 Foreign corporation to file copy of federal re-  
 turn, 422.36  
 Fraud, penalty, 422.40  
 Garnishment to collect, 626.29–626.31  
 Information at source, 422.15, 422.38  
 Information to be held confidential, 422.65  
 Installment payments, 422.24, 422.39  
 Interest and penalties, 422.25, 422.39  
 Interest charged, 422.25, 422.39  
 Interstate business excepted, 422.33  
 Intrastate separate from interstate, 422.33  
 Investigation of corruption, 422.36, 422.37  
 Lien of tax, 422.26, 422.39  
 Limited partnerships excepted, 422.32(1)  
 Net income defined, 422.7, 422.35  
 Nonresidents, 422.16–422.19, 422.38  
 Payment and collection, 422.39

**TAXATION—Continued**

Income tax (corporate)—Continued  
 Penalties charged, 422.25, 422.39  
 Refund of erroneous tax payment, 422.66  
 Refunds, certification, payment, 422.67  
 Reinstatement, 422.40

Returns  
 Basis of return, 422.20, 422.38  
 Consolidated return, 422.37  
 Failure to file, cancellation, 422.40  
 Fiduciary, 422.15, 422.27, 422.38, 422.39  
 Form and time of return, 422.21, 422.38  
 Information at source, 422.15, 422.38  
 Information confidential, 422.20  
 Interlocking corporation, 422.36, 422.37  
 Parent corporations, 422.36, 422.37  
 Partnerships, 422.15, 422.38  
 Return required, 422.36  
 Supplementary returns, 422.22, 422.38  
 Time of filing return, 422.21

Revenue allocated, 425.1  
 Revision of tax, hearing, 422.28, 422.41  
 Secretary of state, duty, 422.40  
 Statistics published by commission, 422.68  
 Stock control, effect, 422.36, 422.37  
 Tax imposed, 422.33  
 Tax set by tax commission, 422.36  
 Testimony before tax commission, 422.63  
 Violations, penalties, 422.40, 422.63  
 Withholding agents, 422.16–422.19, 422.38

Income taxes, congressional power to collect,  
 Const., U. S., Amend. 16

Income tax hearing, notice, order, 422.23

Income tax (individual)  
*General provisions*, 422.60–422.68  
 Action to enforce payment, 422.26  
 Administration by commission, 422.60–422.68  
 Allocation of income earned in the state and  
 out of state, 422.8  
 Amount of tax, levy, 422.5  
 Appeal by nonresident, 422.29  
 Appeal to district court, 422.28, 422.29  
 Apportionment of revenue, 425.1  
 Assessment, jeopardy, force collection, 422.30  
 Bond for security, 422.17, 422.27, 422.30

Collection of tax  
 Action authorized, 422.26  
 Garnishment on distress warrant, 626.29–  
 626.31  
 Jeopardy assessment, bond, 422.30  
 Compromise and settlement, 422.25, 422.27  
 Computation of tax, interest, penalty, 422.25  
 Cost of hearing taxed, 422.63  
 Decedent, return by executor, 422.23  
 Deductions from computed tax, 422.12  
 Deductions in general, 422.9  
 Deductions, retirement fund payments, 97B.13  
 Definitions, 422.3, 422.4  
 Dependents, deductions, 422.12  
 Distortion of true facts, commission acts, 422.31,  
 422.36(8)  
 Estates not to be closed until paid, 422.27  
 Estates of decedents, 422.4–422.31  
 Exemptions, out of state business, tax paid,  
 422.8  
 Federal employees, 422.5

**TAXATION—Continued**

Income tax (individual)—Continued  
 Fiduciary, final report, 422.27  
 Forms to conform to federal forms, 422.21  
 Garnishment to collect, 626.29–626.31  
 Grantee on sale to pay suspended tax, 427.11  
 “Head” of a family defined, 422.4(11)  
 Information at source required, 422.15  
 Information to board confidential, 422.65  
 Installment payments permitted, 422.24  
 Interest charged, 422.24, 422.25  
 Jeopardy assessments, 422.30  
 Lien enforced, cumulative remedies, 422.26  
 Lien of tax, 422.26  
 “Net income” defined, 422.7

Nonresidents and withholding agents  
*General provisions*, 422.16–422.19  
 Allocation of income, 422.8  
 Bond for tax, 422.17  
 Certificate releasing agent, 422.17(4)  
 Copy of federal tax return filed, 422.13  
 Deductions allowed, 422.9  
 Information at source, 422.15  
 Nonresident defined, 422.4(12)  
 Refunds without claim, 422.16  
 Returns, 422.16–422.19  
 Scope of nonresidents tax, 422.19, 422.21  
 Tax imposed, 422.19, 422.59  
 Withholding agent defined, 422.4(13)

Out-of-state business profit, 422.8  
 Personal exemption, 422.12  
 Prima-facie evidence of noncompliance, 422.25  
 Public employees retirement fund payments  
 not deductible, 97B.13  
 Rate of tax imposed, 422.5  
 Reciprocal out-of-state tax exemption, 422.8  
 Refund, certification, payment, 422.67  
 Refund of erroneous payment, 422.66  
 Report of money paid out, 422.15

Return  
 Administrators to file, 422.6, 422.14, 422.23  
 Basis of return, 422.20  
 Deceased, return filed for, 422.23  
 Deductions from net income, 422.9  
 Fiduciary’s, 422.14–422.20  
 Fiduciary to file, 422.6, 422.14, 422.23  
 Form and time of return, 422.21  
 Individual, return required, 422.13, 422.20  
 Information at source, 422.15–422.19  
 Information confidential, 422.20  
 Joint, husband and wife, deductions, 422.9(3)  
 Nonresident, 422.16–422.19  
 Partnership business, 422.15(2)  
 Supplementary returns, 422.22  
 Trustees to file, 422.6, 422.14, 422.23

Revenue apportioned, 425.1  
 Revision of tax, 422.28  
 Securities in lieu of bond, 422.17  
 Short form, 422.21  
 Statistics published by commission, 422.68  
 Tax computed, interest, penalties, 422.25  
 Tax imposed, rates, 422.5  
 Trusts, 422.6, 422.8  
 Violations, 422.25  
 Withholding agent defined, 422.3(14)  
 Withholding agents, duties, 422.16, 422.17(4),  
 422.19

**TAXATION—Continued**

Income tax, collection, distress warrant, sale,  
422.26, 422.30, 445.6, 445.7, 626.29–626.31  
Information of taxes due, treasurer, 445.23–445.26

**Inheritance tax**

*General provisions*, 450.1–450.96  
Accrual of tax, maturity, interest, 450.6, 450.63  
Action to collect tax, 450.55, 450.65  
Administration avoided, procedure, 450.22

**Administrators, executors and trustees**

Appointment on state's application, 450.21  
Bank and trust company, duty, 450.86  
Bequest, to, effect, 450.61  
Bond of nonresident, 450.23  
Collection of tax, 450.53, 450.57, 450.62  
Corporations duty, 450.87, 450.88  
Duty to pay tax, 450.53  
Entry of tax lien, 450.16  
Expenses deducted from estate, 450.12(1)  
Extension of time, 450.72  
Final settlement to show payment, 450.18,  
450.58  
Foreign estates, 450.89–450.91  
Information given, 450.13–450.18, 450.71  
Legacies charged on realty, enforced, 450.62  
Liability for tax, 450.5, 450.8, 450.53  
Nonresident administrators, bond, 450.23  
Relief from appraisal asked, 450.39–450.43  
Reports filed, examination, 450.14–450.18,  
450.76  
Tax deducted from legacy, 450.57  
Transfer of stock, 450.87, 450.88  
Value of property certified, 450.12(2)

**Aliens, 567.8****Appraisal of estates**

Annuities, value determined, 450.51  
Appeal, notice, bond, 450.33, 450.34  
Application for appraisal, 450.36  
Appraisal filed with state, 450.29  
Appraisers, appointment, duties, 450.24, 450.27  
Appraisers, not bonded, 450.24  
Approval or disapproval by court, 450.32  
Cancellation by court on appeal, 450.35  
Commission to appraisers, 450.27  
Compensation of appraisers, 79.2, 450.25, 450.26  
Contingent estates, 450.96  
Cost charged to estate, 450.84  
Court fixes tax on appeal, 450.32  
Deferred estate, 450.44–450.48, 450.52  
Extension of time, 450.72  
Foreign estates, 450.89–450.91  
Life estates, 450.45, 450.47, 450.51  
Limitation on appeal, 450.35  
Market value as basis, 450.37  
Newly discovered estates, 450.83  
Notice of appraisal, return, 450.28, 450.29  
Oath required of appraiser, 450.24  
Objections, hearing, order, 450.31, 450.32  
Payment deferred, bond, 450.48  
Property in different counties, effect, 450.30  
Record, probate, 450.75  
Relief from appraisal, 450.39–450.43  
Remainder of estate, 450.44–450.47, 450.52  
Term estates, 450.45, 450.47, 450.51  
Value computed, 450.3, 450.12, 450.37

**TAXATION—Continued****Inheritance tax—Continued**

Appraisal of estates—Continued  
Value stipulated, nonappraisal, 450.39  
Appropriations, 450.79, 450.85, 450.95

**Bonds**

Action by state on bonds, 450.55  
Appeal from appraisal, 450.34  
Appraisal of bonds waived, 450.39  
Appraisers not bonded, 450.24  
Deferred payment by giving bond, 450.48  
Executor's bond deducted from estate, 450.12  
General requirements of bonds, 450.49  
Records kept, deferred tax bond, 450.20(1)  
Removal of property from state, 450.50

Citizens required to inform, 450.77–450.80

**Clerk's duties**

Appraisal filed with state, 450.29  
Appraisal of life or term estates, 450.45, 450.47  
Appraisement of deferred estate, 450.46  
Blanks for reports furnished, 450.14  
Bond approved when tax deferred, 450.48  
Bonds filed, 450.48, 450.50  
Book of inheritance tax and lien kept, 450.13  
Citizens information, duties, 450.77–450.80  
Commission to appraisers, 450.27, 450.41,  
450.46  
Costs certified, 450.84  
Fee for reporting, 450.78–450.80  
Newly discovered estates, 450.83  
Nondeclared estates investigated, 450.77–  
450.80  
Probate record, of proceedings kept, 450.75  
Proof of amount due furnished, 450.71  
Receipts entered on lien book, 450.58  
Record of relief from appraisal, 450.43  
Report of taxable estates, 450.76  
Reports, will, deeds, examined, 450.76–450.78  
Taxable estates recorded, 450.74  
Taxable estates reported, 450.76  
Wills, duty to examine, 450.76

**Collection of tax**

Action to collect, 450.55, 450.65  
Administrator avoided, proceedings, 450.22  
Administrator's duty, 450.53, 450.57, 450.62  
Bonds forfeited, 450.48  
Bonds posted, for tax, 450.48–450.51  
Compromise settlement, 450.92  
Costs charged against estate, 450.84  
Delinquent taxes, 450.63–450.65  
Proceedings when no administration, 450.22  
Sale of property to collect tax, 450.45, 450.54  
Suit against corporations, 450.87, 450.88  
Suit to charge realty with legacy, 450.62  
Tax commission to enforce, 450.65  
Tax deducted from legacy, 450.57  
Compromise settlement of tax, 450.92  
Confidential informations, 450.68  
Contemplation of death, transfer, 450.3(2), 450.8  
Contempt, citation for refusal, 450.69  
Contingent estates, 450.96  
Corporation transfers reported, 450.85, 450.88  
County attorneys authority limited, 450.1  
Credits allowed, 450.9



**TAXATION—Continued**

## Inheritance tax—Continued

Debts deducted, 450.4(1), 450.12, 450.38, 450.71, 450.89, 450.90

## District court's duties

Administrator, state's request, 450.21  
 Appraisal relieved by order, 450.41, 450.42  
 Appraisal time extended, 450.72  
 Appraisers appointed, 450.24, 450.30  
 Compromise approved, 450.92  
 Costs against estate approved, 450.84  
 Debts deducted, approval, 450.12  
 Deferred estate, order to sell, 450.46  
 Extending time of payment, 450.56  
 Hearings on appraisal objections, 450.31–450.34  
 Interest in estate ordered sold, 450.45, 450.46  
 Jurisdiction, 450.57, 450.59  
 Life and term estates, ordered to sell, 450.45, 450.46  
 Newly discovered estates, hearing, 450.83–450.85  
 Nontaxable estates, order, 450.40–450.43  
 Refund of tax ordered, 450.94  
 Reports examined, findings indorsed, 450.15  
 Sale of estate ordered, 450.45, 450.46

## Estates of unknown heirs, 450.93

## Estates subject to tax

Foreign estate property, 450.89–450.91  
 Foreign estates, 450.46  
 Life and term estates, 450.45, 450.46  
 Property taxable, 450.2, 450.3

Estate tax, *see subhead Estate Tax above*

Exemptions, 450.4, 450.9, 450.91  
 Exemptions, reciprocal, foreign estates, 450.91  
 Extension of time, 450.6  
 Fees for witnesses on hearing, 450.70  
 Fees of clerk for information, 450.80  
 Foreign estates, 450.89–450.91  
 Heirs liability, 450.9, 450.10, 450.16, 450.73  
 Information by citizens, 450.77–450.81  
 Inspection of records by commission, 450.67  
 Interest on delinquent taxes, 450.63  
 Investigation by commission, 450.66  
 Iowa estate tax, ch 451  
 Liability for tax, 450.5

## Lien of tax

Administration avoided, procedure, 450.22  
 Book kept for tax and lien, 450.13, 450.74, 450.75  
 Cancellation by court order, 450.35  
 Conveyance does not discharge lien, 450.17  
 Court's inspection of lien book, 450.83, 450.84  
 Deferred estates, 450.46–450.48  
 Discharge, how effected, 450.84, 450.92  
 Entry by clerk, 450.16, 450.57, 450.74, 450.83  
 Entry of lien, duty, 450.16  
 Filing of liens, 450.16, 450.17, 450.22, 450.74  
 Heirs fail to report, lien persists, 450.73  
 Legacy charged on real estate, 450.62  
 Lien until paid, 450.7  
 Life of lien, 450.7, 450.48  
 Release of lien, method, 450.7  
 Removal of lien, 450.7, 450.27, 450.52, 450.58

**TAXATION—Continued**

## Inheritance tax—Continued

## Lien of tax—Continued

Transfer in contemplation of death, 450.3(3), 450.8

Trust created, 450.8

Maturity of tax, 450.6, 450.63

Newly discovered estates, hearing, 450.83–450.85

No administration, procedure, 450.22

Nonresident administrator, 450.23

Nontaxability by court order, 450.40–450.43

## Payment of tax

Bonds to defer, exceptions, 450.48–450.50

Compromise settlement, 450.92

Deferment by bonds, 450.48–450.50

Eighteen months maturity, 450.63

Interest charged, 450.6, 450.63

Receipt by tax commission filed, 450.58

Receipt, duplicate filed with clerk, 450.64

Required before estate closed, 450.58

Time, extension, 450.6, 450.45–450.48, 450.56, 450.63

## Persons liable to pay

Alien beneficiaries, 450.11, 450.93

Banks holding assets, 450.86

Beneficiaries, 450.5

Beneficiaries classified, rate of tax, 450.10

Corporations, 450.87, 450.88

Definition of person, 450.1, 450.2, 450.5

Executor as beneficiary, 450.61

Executors, administrators, 450.5, 450.53

Exemptions, 450.4, 450.9, 450.10(1), 450.91

Holders of assets or securities, 450.86

Information given tax commission, 450.71

Inheritance book to list, 450.13

Nonresidents, 450.2, 450.3, 450.11, 450.87–450.93

Referees or trustees, 450.5, 450.8

Remaindermen, 450.44, 450.46

Report, 450.13, 450.22, 450.66, 450.88

Transferees, 450.8

Unknown heirs, 450.93

Probate deductions, 450.12

Proof of amount of tax due, 450.71

## Property taxable

After death possession, when, 450.3(3)

Bank deposits, joint accounts, 450.3(5)

Bequests to executors or trustees, 450.61

Collateral inheritance, rate, 450.10(2)

Contemplation of death, when, 450.3(2), 450.8

Contingent estates, 450.96

Corporations for profit, rate, 450.10(5)

Corporation stock, 450.3(5), 450.87

Debts deductible, 450.4(1), 450.12, 450.38, 450.71, 450.89, 450.90

Deferred estates, remainders, 450.44–450.48, 450.51

Direct inheritance, rate, 450.10(1)

Discovery, 450.66–450.70, 450.76–450.81, 450.83

Estate property, fines enumerated, 450.2

Estates of unknown heirs, 450.93

Exemption, 450.4, 450.9

Foreign estates, 450.89–450.91

Institutions and societies, rate, 450.10(4)

Jointly owned property, 450.3(5)

Life estates, 450.44–450.48, 450.51

Nonresidents property, 450.91

**TAXATION—Continued**

## Inheritance tax—Continued

## Property taxable—Continued

- Persons, not direct or collateral, 450.10(3)
- Power of appointment, when, 450.3(4)
- Property included, enumerated, 450.3
- Reciprocal statutes, effect, 450.91
- Remainders, deferred estates, 450.44-450.48, 450.51
- Removal from state, penalty, 450.50
- Report of county recorder, 450.81
- Reversions, 450.52
- Secret request, property passing, 450.3(6)
- Statutory inheritances, 450.3(1)
- Term estates, 450.44-450.48, 450.51
- Transfers subject to tax, 450.4
- Will, property passing by, 450.3(1)

## Rates of tax

- General provisions*, 450.10
- Alien or unknown beneficiaries, 450.11, 450.93
- Collateral beneficiaries, 450.10(2)
- Contingent estates, 450.96
- Direct beneficiaries, 450.10(1)
- Husband or wife, 450.10(1)
- Interest, 450.6, 450.63
- Nonresident eleemosynary groups, 450.10(4)
- Organizations for profit, 450.10(5)
- Other beneficiaries, 450.10(3)
- Reciprocal exemptions, 450.91
- Recorder's duty to report, 450.81
- Record of estates kept, 450.13, 450.19, 450.20, 450.75
- Refund of tax, 450.93-450.96
- Release by receipt or order of court filed, 450.7
- Relief from inheritance tax, 450.39-450.43
- Remainders, appraisalment, 450.44
- Reporting fee for clerk, 450.78-450.80

## Reports required

- Administration avoided, proceedings, 450.22
- Administrators, executors, trustees, 450.14-450.18
- Appraisers' returns, 450.29
- Citizens report of taxable estate, 450.77
- Clerk on taxable estates, 450.76-450.80, 450.83
- Corporations, report of stock transfers, 450.88
- Court's examination of reports, 450.15
- Heirs, 450.22, 450.73
- Recorder, 450.81
- Remaindermen, 450.46
- Secret disposition, liability, 450.3(6)
- Securities and assets held by bank, 450.86
- State purposes, use for, 450.6
- Taxable estates, record by clerk, 450.74

## Tax commission's duties

- Action to collect tax, 450.55
- Administration of estates asked, 450.21
- Appeal from appraisalment permitted, 450.33
- Appraisalment filed with commission, 450.29
- Blanks furnished, 450.14
- Clerk's fees certified, 450.80
- Confidential information, 450.68
- Contempt citation authorized, 450.69
- Corporation stock transfers enforced, 450.87, 450.88
- Costs certified to comptroller, 450.84
- Court examinations reported, 450.15

**TAXATION—Continued**

## Inheritance tax—Continued

## Tax commission's duties—Continued

- Determination of claims for fees, 450.82
  - Enforcement of tax collection, 450.65
  - Extension of period of payment, 450.6
  - Fees of witness paid, 450.70
  - Foreign estates, 450.89-450.91
  - Inspection of books and records, 450.66-450.69
  - Investigation and hearings, 450.66
  - Investigation of amount due, 450.66-450.71
  - Legal counsel, county attorney, 450.1
  - Lien released by receipt filed, 450.7
  - Objections to appraisal, 450.31-450.34
  - Payments, received by commission, 450.6, 450.57, 450.63
  - Proof demanded on amount due, 450.71
  - Record of estates kept, 450.19, 450.20
  - Refunds of tax, duty, 450.94
  - Release receipt, when filed, 450.6
  - Relief from appraisalment, procedure, 450.41
  - Report blanks furnished, 450.14
  - Represent state in tax matters, 450.60
  - Sale to charge real estate, 450.62
  - Sale to collect tax, 450.54
  - Securities and assets in bank examined, 450.86
  - Tax receipts transmitted, 450.64
  - Value agreed and compromised, 450.39, 450.92
  - Witness fees paid, 450.70
  - Time of payment extended, 450.56
  - Transfer in contemplation of death, 450.3(2), 450.8
  - Trusts in contemplation of death, 450.8
  - Unknown heirs, 450.93
  - Use for state purposes, 450.6
- Violations
- Contempt, commission citation, 450.69
  - Refusal to obey orders, 450.69, 450.71
  - Removal of property from state, felony, 450.50
- Insurance companies, ch 432
- Intangible property taxable, 427.13, 429.2, 450.2
  - Jeopardy or distress assessments, 445.6, 445.44
  - Laws, constitutional provisions, Const., Iowa, III, 30; VII, 5-7
  - Leasehold interests, 427.15, 428.10
- Levies
- Assessments generally
    - Amounts certified in dollars, 444.2
    - Basis for amount of tax, 444.1
    - Comptroller to prescribe forms, 444.7
    - Computation of rate, 444.3
    - Excessive levy, auditor's duty, 444.7
    - Fractional rates disregarded, 444.4
    - Illegal levy, auditor not to enter, 444.7
    - Interpretative clause, 444.5
    - Mandatory provisions, 444.8
    - Rate of tax based on valuation, 444.1
    - Record of rates, 444.6
    - Supervision by tax commission, 421.17
  - Cities and towns, general provisions, 404.1-404.26
  - City and town levies
    - General provisions*, 404.1-404.26
    - Airports acquired, 330.7, 330.21
    - Airports, commission levy certified, 330.21

**TAXATION—Continued**

## Levies—Continued

## City and town levies—Continued

- Airport taxes, 330.7, 330.16
- Annexing or annexed city, pay debts, 362.23, 362.24
- Annuities to donors, tax, 565.13

## Anticipation of revenue

- Authority, 408.10
- Hearing, notice, appeal, 408.10-408.15
- Special taxes, procedure, 408.10-408.15

Assessments, special, *see subhead Assessments above, thereunder see Special Assessments*

## Auditor's duties, special charter cities, 420.230, 420.240, 420.245, 420.246

## Bands, municipal, 375.1, 375.4

## Band tax levy, 375.1-375.6

## Basis for amount of levy, 444.3

## Bond retirement, 408.9

## Bridges

- Additional city tax to purchase, 381.17
- Cancellation of tax levy, 381.15
- City, 381.9-382.2
- City after annexation, purchase, 381.20
- County bridge aid by city, 381.13
- Interstate, city tax, 382.1, 383.8
- Outside of city, 381.9-381.14
- Railway bridge, city use, tax levy, 381.16

## Budget law regulation, 24.1-24.33

## Certification

- Amount certified in dollars, 444.2
- Basis for determined rate, 444.1
- Computation of rate, 444.2-444.5
- Moneys and credits, rate, 444.2, 444.5
- Record of rates kept by auditor, 444.6

## Commission cities, police equipment levy, 416.116, 416.117

## Community centers, 407.9

## Computation of rate, 444.1-444.3

## Conveyances on streets, power to tax, 389.39

## Debts of discontinued or consolidated towns, 362.14, 362.23, 362.24

## Discontinued town, tax to pay debts, 362.14

## Docks and wharves, 384.3(10-13)

## Electric light, heat, power, 420.191(8, 10)

## Excessive tax prohibited, 444.7

## Execution levy to pay judgments, 626.24

## Fire funds, 368.29-368.33

## Firemen and police pensions, 410.1, 411.11

## Flood protection, 395.1, 395.22

## Fractional rates disregarded, 444.4

Funds, *see CITIES AND TOWNS*

## Garbage disposal plants, 407.3, 407.9

## General fund, amount limited, 420.190

## Gifts, maintain benevolent institutions, 565.8, 565.11

## Hospitals, 407.9

## Hospitals, donated, tax, 565.8

## Indebtedness, questions submitted, 407.9

## Institutions, gift, tax to maintain, 565.8-565.11

## Joint fire equipment tax, 368.31

## Levies generally, 444.1-444.5

## Levy invalid without notice, 24.10

## Levy to pay bonds when void, 23.16

**TAXATION—Continued**

## Levies—Continued

## City and town levies—Continued

- Libraries, 378.13-378.15
- Lighting of city, 389.18
- Limitation of indebtedness, manager cities, 419.73
- Limitation on amount, 24.14, 24.15, 76.3
- Memorial buildings, monuments, 37.6-37.8, 37.20
- Parking lot fund, 390.2

## Park purposes

- Anticipation of tax, 370.7
- Bonds, payment, 370.19
- Cities and towns generally, 370.6, 370.7
- Indebtedness limited to tax levy, 370.12
- Legalization, 593.4
- Park fund, how expended, 370.10
- Second class cities, 370.6
- Special charter cities, 370.6

## Pensions, police and firemen, 410.1, 411.11

## Policemen's pensions, 410.1, 411.11

## Public utility plants, 397.27

## Questions submitted to voters, 407.9

## Railroad aid, 483.1-483.20

## Record of rates, 444.6

## Regulation by budget law, 24.1-24.33

## Report to comptroller, 23.5(8)

## River-front commission, tax, 372.10

## River-front improvement, 372.10, 420.155

## River-front improvement bonds, tax, 372.11

## Sewer levy certified to county, 391.76

## Sewers

*See also CITIES AND TOWNS*

## Certification, use of fund, 391.75, 391.76

## Joint sewers, 392.1-392.12

## Rentals in lieu of tax, 393.7

## Special charter cities, 420.270, 420.271, 420.282

Sidewalks, certificate of levy, delinquent, 389.33-389.35, *see CITIES AND TOWNS*

## Street improvement fund, 391.69

## Streets, alleys and public grounds

*See also CITIES AND TOWNS, subhead Streets and Alleys*

## Acquisition of lands, funds, 389.7, 389.8

## Improvements, 391.35, 391.39, 391.59-391.64, 391.69

## Railway assessments enforced, 391.82

## Relevy or correction of levy, 391.84-391.86

## Sewer fund levy, 391.75, 391.76

## Trackless trolley tax, 417.54

## Use of streets, power to tax, 389.39

## Vehicles on streets, tax, power, 389.39

## Supervision by tax commission, 421.17

## Symphony orchestra, 379A.1-379A.6

## Tax commission supervision, 421.17

## Transit system subsidy, 386A.1-386A.12

## Underpasses, 387.6

## Utilities, 397.27

## Vehicles, use of streets, power to tax, 389.39

## Vlads, 387.6

## Void levies, 23.16, 24.10

## Voting machines, levy to purchase, 52.3

## Waterworks, 398.1-398.6, 399.5, 399.7-399.9

## Waterworks, cities of 50,000, 399.23

**TAXATION—Continued**

## Levies—Continued

## County levies

- Agricultural extension tax, 176A.11
- Agricultural fairs or society aid, 174.17
- Airport taxes, 330.7, 330.16
- Amount restricted, 298.8, 444.7
- Annual levy, limitation, 444.9
- Annuity to donors, 565.13–565.15
- Assessments, *see subhead Assessments above, thereunder see Special Assessments*
- Benefited water districts, 357.19–357.31
- Bonded debt, 346.10–346.18
- Bounties on wild animals, 350.8
- Budget law regulations, 24.1–24.33, 344.1–344.11, *see BUDGETS AND FINANCIAL CONTROL*
- Buildings and grounds, 345.8
- Buildings and grounds, levy legalized, 594.2

## Certification

- Amount certified in dollars, 444.2
- Computation of rate by auditor, 444.2–444.5
- Rate on moneys and credits, 444.2, 444.5
- Children's detention home, 232.36
- Circus or show tax, license, 444.18
- Compromise of tax due from fiduciaries, 682.36
- Conservation board, 111A.6
- Constitutional limitation, Const., Iowa, III, 30
- County ordinary revenue, 444.9(2)
- County orphans' fund, 444.11
- Court expense fund, levy, 444.10
- Detention home maintenance tax, 232.36
- Disabled persons aid, 241A.13
- Discontinued towns, tax to pay debts, 362.14
- Diversion by vote, 345.12
- Drainage, *see DRAINAGE AND LEVEE DISTRICTS, subhead Taxation*
- Election, tax questions submitted, 345.1–345.15
- Emergency relief fund provisions, 251.3
- Epileptics care, 223.18
- Excessive tax prohibited, 444.7
- Fairground structure, to complete, 174.17
- Feeble-minded persons care, 223.18
- Flood control projects tax cancelled on land acquired, 467B.15
- Funds, *see COUNTY, subhead Funds*
- Gifts to county, levy to maintain, 565.8–565.11
- Homes for dependent, delinquent children, 232.36

## Hospitals

- County hospitals and sites, 347.2, 347.3, 347.7
- Detention hospitals, 256.1
- Gifts for hospitals, maintenance tax, 565.8–565.11
- Venereal, hospitals for, 140.13
- Wards in public or private hospital, 347.21
- Improvements without additional levy, 345.3
- Increase required, procedure, 345.5–345.8, 345.15
- Insane support, 230.24
- Institution fund, state, 444.12
- Interest on bonds, 346.11, 346.18
- Joint city and county buildings, 368.21
- Judgment payments, 626.24
- Levies generally, 444.1–444.8

**TAXATION—Continued**

## Levies—Continued

## County levies—Continued

- Libraries, 358B.13
- Library contracts, 378.13–378.15
- Limitation on tax levies, 76.3, 241.20, 444.7
- Losses, replacements, 334.13–334.22
- Majority of supervisors required to levy, 331.18
- Memorial halls and monuments, 37.7, 37.8
- Millage for revenue, graduated scale, 444.9(2)
- Ordinance plant, county revenue, 444.9(2)
- Orphan fund tax levy, 444.11
- Payment gives color of title, 560.2(1, 4)
- Peddler's tax, license, 444.13–444.17
- Penalty for excessive tax, 444.7
- Poor relief, 250.1, 251.3, 252.43
- Psychiatric treatment, 230.24
- Public show or circus tax, license, 444.18

## Rate

- Basis for amount, 444.1
- Computation, 444.1–444.3
- Fractional rates disregarded, 444.4
- Increased rate, election, 345.5–345.10
- Limitation when voted, 345.7–345.9
- Moneyed capital, 444.2, 444.5
- Moneys and credits, 431.16, 444.2, 444.5
- Record by auditor, 444.6
- Successive years, 345.10
- Relief for servicemen and women, tax, 250.1, 250.7
- Report to comptroller, 235(8)
- Rescission of higher rate by vote, limited, 345.12
- Revenue for county, 444.9(2)
- Revenue for state, 444.9(1)
- Road clearing fund, weeds cut, 317.19

## Roads

- Bonds, 313.12, 313.17, 345.10, 346.2, 346.10
- Improvement, 311.16, 345.9
- Legalizing act, 592.8
- Primary road improvements, 313.3, 313.17
- Secondary roads, 309.7
- School support, 298.10
- Sidewalks to schools outside cities, cost assessed, 320.2, 320.3
- Soldiers relief tax, 250.1, 250.7
- State institution fund, 444.12
- State revenue levy, 444.9(1)
- State to make bond payment levy, when, 444.20
- Supervision by tax commission, 421.17
- Supervisors' duties, powers, 444.9–444.11
- Tax commission supervision, 421.17
- Tax higher than legal rate, 345.5–345.8, 345.15
- Township hall tax certified, 360.8
- Trees and hedges cut on roads, cost assessed, 318.2
- Unclaimed levies to general fund, 334.12
- Vote, manner of submitting questions, 343.7
- Vote, when required, 345.1–345.15
- Voting machines, levy to purchase, 52.3
- Wards in other hospitals, tax for, 347.21
- Warrants depreciated, higher tax, vote, 345.5
- War veterans relief, burial, 250.1, 250.7
- Water districts, assessments, 357.19–357.31

**TAXATION—Continued**

## Levies—Continued

## Drainage and levee district levies

- Appeals, reversal, rescission by board, 455.107
- Assessment levy a lien, 455.58
- Bond payments, 461.10, 461.20
- Districts joining federal levees, 466.4–466.7
- Funds, *see DRAINAGE AND LEVEE DISTRICTS, subhead Fund, Drainage District*
- Intercounty levees and drains, 457.16
- Maintenance tax, 461.10
- Outlet acquisition, 455.158
- Reassessment to cure illegality, 455.109
- Tax sale of land, 455.170–455.178

## Levies by trustees of water districts maintenance levy, annual tax, 357.25, 357.28

## Levy by state to pay bonds, when, 444.20

## Sanitary district levies

- Proceedings in tax levies, 358.18
- Trustees to levy annual tax, 358.18

School district levies, 298.1–298.19, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Taxes*

## Secondary road, 309.7

## State levies

- Annual levy for state purposes, 444.22
- Bonds of counties unpaid, 346.17
- Bonds of municipalities paid, 346.17, 444.20
- Certification by comptroller, 8.6(12, a)
- Certification to county auditor, 444.23
- Comptroller's recommendation, 8.22
- Constitutional limitation, Const., Iowa, III, 30
- County bonds, levy to pay, 346.17
- County responsible for state levies, 452.1
- Excessive tax prohibited, 444.7
- Funds, *see STATE OF IOWA, subhead Funds*
- General fund of state, moneys in, 444.21
- Governor's recommendation, 8.22
- Inheritance tax rates, 450.10, 450.11
- Insurance companies, *see INSURANCE, subhead Taxation of Companies*
- Losses, replacement, tax commission, 334.19
- Municipal bonds, levy to pay, when, 444.20

## Payment

- Invalid assessment, effect, 439.2
- Records as evidence, 446.36
- Voluntary in lieu of reassessment, 439.2

## Rate

- Basis for amount, 444.1
- Certification of amount, 444.2
- Computation, 444.1–444.3
- Fractional rates disregarded, 444.4
- Moneys and credits, 429.2–429.4
- Rate computation certified, 444.22, 444.23
- Record by auditor, 444.6

## Relevy by tax commission, 439.1, 439.2

## Revenue rate fixed by commission, 444.9

## State tax commission

- General provisions*, 444.20–444.23
- County bonds, unpaid, to pay, 346.17

## Tax commission

- Levies, 444.20–444.23
- Loss replacement, 334.19

**TAXATION—Continued**

## Levies—Continued

## State levies—Continued

## Tax commission—Continued

- Rate fixed and levied, 444.20–444.23

## Township levies

- Airport taxes, 330.7, 330.16
- Basis for amount, 444.1
- Budget law regulations, 24.1–24.33, *see BUDGETS AND FINANCIAL CONTROL*
- Cemetery purposes, 359.30–359.35
- Certification of rate, 444.2–444.5
- Computation of rate, 444.1–444.3
- Consolidated tax authorized, 443.1
- Entry on tax list, 443.1
- Excessive tax prohibited, 444.7
- Expenses of litigation, 359.19
- Fire equipment, 359.43–359.45
- Fractional rates disregarded, 444.4
- Funds, *see TOWNSHIP, subhead Funds*
- Levy by state to pay bonds, 444.20
- Library contracts, 378.13, 378.14
- Parks, 359.30
- Railroad aid, 482.4–483.20
- Record of rates, 444.6
- Report to comptroller, 23.5(8)
- Tax commission supervision, 421.17
- Township halls, 360.7, 360.8

## Levies by cities and towns, health board, nuisance abatement cost, 137.16

## Levies by counties

- Bang's disease eradication fund, 164.21–164.26
- Bovine tuberculosis eradication, 165.18, 165.34
- Detention hospital, counties, tax to erect, 256.2
- Fairs, county aid and purchase, 174.13–174.19
- Hospitals, detention, venereals, for, 140.13
- Roads, anticipatory certificates, 309.46–309.55
- Soldiers' relief fund, 250.1, 250.7
- Tuberculosis eradication in cattle, 165.18, 165.34

## Levies by state

- Liquor control fund, excess to reduce levy against real estate, 123.50
- Old-age assistance, 249.36

## Liens

- Bee treatment costs, 160.8
- Billiard halls, fixtures and merchandise, 445.31
- Brought forward entry to hold lien, 445.10
- Building and loan association stock, 431.12
- Building assessed as personalty, 445.32
- Chain store tax, 424.7
- Cigarette tax liens, 96.15
- Delinquent realty taxes, lien preserved, 445.10
- Dog tax, 351.19
- Drainage assessment tax, 455.58, 461.13, 461.22
- Drainage installments, time lien attaches, 455.67
- Entry on tax list to preserve lien, 445.10
- Federal tax lien recorded, 335.11
- Fire hazard, expense assessed, 100.29
- Fixtures and furniture, certain businesses, 445.31
- Goods and merchandise, certain businesses, 445.31
- Hotels, fixtures and furniture, 445.31
- Income tax, 422.26
- Inheritance taxes, 450.7, *see subhead Inheritance Tax above, thereunder see Lien of Tax*

**TAXATION—Continued**

## Liens—Continued

- Lien follows merchandise, 445.31
- Limitation of actions, tax sales, deeds, 448.13
- Migratory personal property, 445.43–445.45
- Moving picture shows, fixtures and furniture, 445.31
- Mulct tax on house of prostitution, 99.27, 99.28
- Nonresident personalty, 445.42–445.46
- Personal property tax, time, 445.29–445.32
- Poll tax a lien, 445.29
- Purchaser of realty, when lien attaches, 445.30
- Railroad tax aid liens forfeited, 483.18
- Real estate, personal tax lien on, 445.29
- Real property, tax lien, 445.28–445.30
- Release by auditor upon bond, 445.45
- Restaurants, fixtures and furniture, 445.31
- Road poll tax, 445.29
- Rooming houses, fixtures and furniture, 445.31
- Sales tax, 422.26, 422.56

## Special assessment liens

- Carrying forward, 445.11–445.15
- Drainage and levee districts, 455.58
- Drainage installments, time, 455.67
- Preservation of lien, 445.14
- Road improvements, 445.17
- Sidewalk construction, 389.35
- Special charter cities, 420.187, 420.260, 420.275
- Street improvement, sewers, 391.35–391.37, 391.82
- Special charter city taxes, 420.231–420.234
- Subsequent taxes paid after sale, 446.32, 446.33
- Tax assessment, time lien attaches, 420.232
- Theaters, fixtures and furniture, 445.31
- Use tax, 423.17
- Vendor and purchaser, when attaches, 445.30
- Liquor injunction, mulct tax, 128.38, 128.39
- Liquor taxes to state general fund, 124.33

## Lists

*Also see subhead Assessments above, thereunder see Listing of Property*

- Action to collect taxes based on tax list, 445.3
- Agricultural land school credit, 426.8
- Appeal from corrected assessments, 443.7–443.13
- Apportionment of consolidated tax, 443.3
- Assessments, special charter cities, 420.230, 420.240
- Authority, treasurer to collect, 443.4, 445.1, 446.3
- Bovine tuberculosis eradication levy, 165.19
- Buildings, new, entered, 428.4
- Buildings on leased ground, entered as realty, 428.4
- Cities under special charters, 420.230
- Consolidated school and township tax, 443.1, 443.3
- Contents, 443.2, 443.5, 446.1
- Correction by auditor, 443.3, 443.6
- Correction by treasurer, 443.9–443.17
- Corrections, joint owners apportionment, 449.4
- Delay not to affect validity, 443.4, 443.19
- Delinquent personal tax list, 445.8
- Delinquent realty taxes, lien held, 445.10
- Delivery to county treasurer, 443.4
- Discovery of property not listed, 443.20
- Entry of delinquent taxes to hold lien, 445.10
- Entry of new buildings, 428.4
- Entry of taxes, details required, 443.16

**TAXATION—Continued**

## Lists—Continued

- Errors not to affect validity, 443.4, 443.19
- Excessive levy, auditor's duty, 444.7
- Excessive tax entry prohibited, 444.7
- Expense of adjustment apportioned, 443.9, 443.10
- Fences, damages and fees entered, 113.6
- Fire schools, levy for delegates expense, 368.13
- Flood protection special assessments, 395.23
- Fractional rates disregarded, 444.4
- Illegal levy, auditor not to list, 444.7
- Improvement levies entered, 391.61
- Irregularities not to affect validity, 443.4, 443.19
- Limitation of indebtedness shown from, 407.1
- Method of noting delinquent taxes, 445.8–445.10
- Moneys and credits levied, 429.3
- Notice of omitted property assessment, 443.7
- Omitted property, corrected, 443.6–443.12
- Owner's duty to list property, 443.18
- Personal tax list, how kept, 445.8–445.10
- Poor tax entered on list, 252.43
- Preparation by auditor, 443.2
- Presumption of five-year ownership, 443.17
- Railroad tax aid entered, 483.10–483.13
- Sales for delinquent taxes shown, 446.1, 446.24
- Sanitary district taxes entered, 358.18
- Separate delinquent personal list, optional, 445.8–445.10
- Sewer fund levies entered, 391.76
- Sidewalk certificates of levy, lien, 389.35
- Special assessments, entry, 445.14
- Special assessment, tax list, 445.11–445.13
- Suspended tax list kept, contents, 427.12
- Tax ferret, authority to employ, 443.20
- Tax list, 443.2
- Title not affected by errors, 443.4, 443.19
- Treasurer to correct unlisted taxes, 443.12
- Valuation in aggregate certified, 443.5
- Waterworks levies, 399.6

## Loan agencies

- Exemptions, 430A.2
- Forms, 430A.5
- Levy, 430A.3
- Manner of assessment, 430A.6
- Moneys and credits, 429.11–429.13, 430A.7
- Tax computed, 430A.4
- Verified statement, 430A.1
- Loan and trust companies, 430.2–430.11, *see BANKS AND BANKING, subhead Taxation*
- Loan corporations, 429.11–429.13, *see CORPORATIONS, subhead Profit Corporations*
- Local budget law, 24.1–24.33, *see BUDGETS AND FINANCIAL CONTROL*
- Lots platted for taxation, 409.3, 409.26, 409.31
- Memorial buildings, maintenance tax, 37.8
- Memorial halls, tax levy for bonds, 37.7

## Merchandise

- Lien follows, 445.31
- Taxed, 428.16, 428.17
- Minor heirs, taxes paid by executor, 635.50
- Money, possession or deposit, taxable, 427.13(4)

## Moneys and credits

- General provisions*, 429.1–429.14
- Amount of tax, levy, 429.2–429.4
- Annuities and secured liens taxable, 429.2
- Application of statute, 429.1, 429.2

**TAXATION—Continued**

**Moneys and credits—Continued**  
 Apportioned between funds, 429.3  
 Apportionment to district recognized, 444.5  
 Banks, 430.1, 430.7  
 Cities apportioned among districts, 429.3  
 Corporate realty deducted, taxed as realty, 430.6  
 Corporation stock taxable, 427.13(7), 429.2, 431.1–431.18  
 County treasurer to list and collect, 429.3  
 Credits, taxable, defined, 427.13(5), 429.1, 429.2  
 Credit unions, taxable, 533.22  
 Currency and notes taxable, 429.2  
 Debts deductible, 429.4–429.10, 432.8, 432.9, 518.38  
 Debts not deductible, 429.8, 429.9  
 Estates and trusts, deductions allowed, 429.10  
 Exempt from local improvement use, 395.22  
 Fiduciaries, deductions, 429.10  
 Flat rate taxation, 429.2, 444.2, 444.5  
 General list, 427.13, 429.1, 429.2  
 Good-faith debt, details, 429.5, 429.6  
 Institutions exempted, 427.1(10)  
 Insurance companies, 432.8, 432.9, 518.38  
 Interest bearing bank accounts, 429.14  
 Items taxable listed, 429.2  
 Judgments, liens and securities, taxable, 429.2  
 Levied by supervisors, 429.3  
 Listing for assessment, 428.3, 428.8, 428.11–428.13, 428.23, 429.3  
 Loan corporations, taxation, 429.11–429.13  
 Local improvements, not taxable for, 395.22  
 Manufacturer to list, 428.23  
 Millage levy in lieu of other taxes, 429.3  
 Millage tax uniform, 429.2  
 Noninterest bearing, tax exempt, 429.4  
 Place of listing and taxation, 428.8, 428.11–428.15  
 Rate of assessment on actual valuation, 429.2  
 Special charter cities, 420.204  
 Statement of debt on demand, 429.6  
 Stock and moneyed capital, no deductions, 429.9  
 Student's property exempt, 427.1(10)  
 Surety liability deductible, 429.7  
 Motor vehicle fuel tax, 312.2, 324.1–324.80  
 Motor vehicle license fee in lieu of taxes, 321.130  
**Mulet tax**  
 Houses of prostitution, gambling, 99.27–99.31  
 Liquor nuisances, buildings used, 128.38, 128.39  
 Municipal taxes, generally, 404.1–404.26  
**Nonresident's property**  
 Income tax (corporate), 422.32–422.41  
 Income tax (individual), 422.16–422.21  
 Inheritances taxed, 450.2, 450.3, 450.11, 450.87–450.93  
 Insurance companies, 432.1–432.4  
 Lien, 445.43–445.45  
 Personal property taxed, 445.42–445.46  
 Use tax, 423.4–423.10  
**Nuisance**  
 Abatement costs, 137.16, 657.7  
 Ill fame, injunction, tax imposed, 99.27, 99.29  
**Old-age assistance**  
 Levy and collection, 249.36  
 Suspension and remission of taxes, 427.8–427.11  
**Omitted property, 440.1–440.8, 443.6–443.20**  
**Overpayment, refund, 445.60, 450.94–450.96, 452.16–452.18**

**TAXATION—Continued**

**Payment of taxes**  
 Agricultural lands school tax credit, shown on tax receipt, 426.8  
 Apportionment of installment payments, 445.38  
 Chain store tax, 424.4, 424.7, 424.12  
 Circus or show tax, 444.18  
 Compromise payment, effect, 445.18  
 Estates, second class claim, 635.66  
 Fiduciary's report, payment shown, 422.27, 450.58, 682.35  
 Installment payments, 445.36, 445.38  
 Installments, when delinquent, 445.37  
 Interest as penalty for nonpayment, 445.39–445.41  
 Legal tender for payment, 445.33  
 Limitation on penalty and interest collected, 445.20  
 Migratory personalty, bar in another county, 445.46  
 Peddler's tax, 444.13–444.17  
 Railroad tax aid, payment, labor or supplies, 483.19  
 Receipt given on payment, 445.5, 445.26  
 Receipt to show agricultural credit, 426.8  
 Show or circus tax, 444.18  
 Special charter cities, collection procedure, 420.220–420.229  
 Time limit on penalty and interest, 445.20  
**Time of payment**  
 Chain store tax, 424.4  
 Corporation tax, 422.21, 422.38  
 Estate tax, 451.6  
 General taxes, delinquent, 445.36–445.39  
 Income taxes, 422.21, 422.38  
 Inheritance tax, 450.6, 450.45–450.47, 450.56, 450.63  
 Installment payments, general taxes, 445.36–445.39  
 Personal taxes, 445.40  
 Sales tax (retail), 422.52  
 Use tax payments, 423.13  
 Warrants, what kind accepted, 445.34, 445.35  
 What receivable in payment, 445.33–445.35  
**Personal property taxation**  
 Bond to secure tax, 445.45, 446.3  
 Branch banks, 428.12–428.14  
 Capital stock, 428.27, 431.1–431.18  
 Certificate of payment in estates, required, 682.2  
 Certificate of payment to close estate, 682.35  
 Collection, 445.50  
 Compromise of fiduciaries taxed, 682.36  
 Corporations for profit, listing property, 428.23  
 Dealers in ice and coal, 428.10  
 Delinquent tax list, record, 445.8, 445.9  
 Dog taxes, 351.15–351.17, 351.24, 368.8(4)  
 Estate of decedent, tax paid to close, 682.35  
 Estates, compromise to aid final settlement, 682.3  
 Exemptions, 97B.39, 427.1  
 Items taxable in general, 427.13  
 Leases of ice and coal dealers, 428.10  
 Lien of tax, 445.29–445.32, 445.43–445.45  
 Limitation on penalty and interest, 445.20  
 Listing and assessment, 428.1, 428.4  
 Manufacturer's supplies, 428.20, 428.21  
 Merchandise, how assessed, 428.21

**TAXATION—Continued**

- Personal property taxation—Continued  
 Migratory personalty, 445.42–445.46  
 Mobile homes, fee in lieu of tax, 135D.21  
 Municipal interest deducted, 428.26  
 Penalty when delinquent, 445.40  
 Rolling stock of railways, 428.26  
 Stocks of merchandise, 428.17  
 Time limit on penalty and interest, 445.20
- Personal tax, fire hazard expense, assessed, 100.29
- Pipeline companies, 438.1–438.19
- Plats of lots for taxation, 409.3, 409.26, 409.31
- Poll tax  
 Firemen, exemption, 102.1–102.4  
 Lien, 445.29  
 Military service exemption, 427.3  
 Receipts destroyed after five years, 332.15
- Property and persons taxable  
 Aeronautics registrations, exemption, 328.25  
 Animals, 427.13(2, 3)  
 Annuities, 429.2  
 Automobiles exempt, exception, 321.130  
 Bank bills, 427.13(5)  
 Bank property, 427.13(6)  
 Banks and bank shares, 429.1–430.15  
 Bicycles, 427.13(11)  
 Bills receivable, 427.13(5)  
 Boarding houses, furniture and bedding, 427.13(9)  
 Boats and vessels, 427.13(13)  
 Bonds, public or municipal, 427.13(8)  
 Building and loan associations, *see BUILDING AND LOAN ASSOCIATIONS*  
 Buildings, 428.4  
 Business houses, 428.11–428.15  
 Chain stores, *see subhead above*  
 Church lands, 565.2  
 Cigarettes, 98.1–98.41  
 Circuses and shows, 444.18  
 Classes enumerated, 427.13  
 Coal dealers, 428.10  
 Commission merchants, 428.9  
 Contract debts, 427.13(5)  
 Corporations, ch 422, *see CORPORATIONS*  
 Corporation stocks, 427.13(7), 429.2, 431.1–431.18, 450.86  
 County lands, 427.14  
 Credits, 427.13(5), *see also subhead Moneys and Credits above*  
 Credit unions, 533.22  
 Currency, government, 427.13(5)  
 Dogs, 351.1–351.24  
 Electric light and power companies, 428.24–428.33  
 Estate property, *see subheads Estate Tax above; Inheritance Tax above; Moneys and Credits above*  
 Express companies, 436.1–436.12  
 Ferry franchises, 427.13(1)  
 Forest reservations, 161.1, 161.11, 161.12  
 Freight companies, 435.1–435.8  
 Fruit-tree reservations, 161.1, 161.11, 161.12, 441.22  
 Gas works, 428.24–428.33  
 Gold and silver plate, 427.13(10)

**TAXATION—Continued**

- Property and persons taxable—Continued  
 Grain dealers, 428.35  
 Hotel furniture and bedding, 427.13(9)  
 Ice dealers, 428.10  
 Income taxable, *see subheads Income Tax (Corporate) above; Income Tax (Individual) above*  
 Inheritances, *see subhead above*  
 Institution land lessee, interest, 427.14  
 Insurance companies, 432.1–432.9  
 Jewelry, 427.13(10)  
 Judgment debts, 427.13(5)  
 Lessee of state institution land, 427.15  
 Listing in general, 428.1–428.34  
 Loan and trust companies, 429.1–430.15  
 Loan corporations, 429.11–429.13  
 Loans, public or municipal, 427.13(8)  
 Lots platted for taxation, 409.3, 409.26, 409.31  
 Manufacturer's supplies, 428.20  
 Manufacturing companies, listing, 428.20–428.23  
 Merchants, merchandise, 428.9, 428.16, 428.17, 445.31  
 Migratory property of nonresident, 445.42–445.45  
 Mobile homes, 135D.21  
 Money, 427.13(4)  
 Moneyed capital, 420.204, 429.2, 429.9, 430.10, 430.11  
 Moneys and credits, *see subhead above*  
 Mortgages, 427.13(5)  
 Motor vehicles when in storage, 321.130  
 Musical instruments, 427.13(10)  
 Nonresident, migratory property, 445.42–445.45  
 Old-age assistance, suspension of tax, 427.9  
 Omitted property, 440.1–440.8, 443.6–443.20  
 Partnerships, 428.15  
 Peddler, 444.13, 444.14  
 Personal property, *see subhead above*  
 Pipelines, 438.1–438.19  
 Platting of lots for taxation, 409.3, 409.26, 409.31  
 Public utility plants, *see PUBLIC UTILITIES*  
 Railroads generally, 434.1–434.23  
 Railways, electric, street, cable, elevated, 417.54, 428.24–428.29  
 Real property, *see subhead Real Property below*  
 Sales taxable, *see subheads Sales Tax below; Use Tax below*  
 Savings and loan associations, 431.6–431.18  
 School lands after sale, 302.7  
 Stock or securities, 427.13, 429.2, 431.1–431.18, 450.86  
 Street railways, 428.24–428.34  
 Swamp lands of other counties, 427.14  
 Telephone and telegraph companies, 433.1–433.15, *see PUBLIC UTILITIES*  
 Threshing machines, 427.13(12)  
 Toll bridges, 427.13(1)  
 Trackless trolleys, 417.54  
 Transmission lines, 437.1–437.15  
 Utilities, listed, valued by commission, 428.29  
 Utilities, public, listing, 428.26  
 Vehicles, 427.13(11)  
 Warehousemen, 428.18, 428.19  
 Watches, 427.13(10)  
 Waterworks, *see PUBLIC UTILITIES*
- Property relief act, purpose, 422.2  
 Prostitution and gambling, 99.27–99.31  
 Public bidder law, 446.19–446.21, 569.8



**TAXATION—Continued**

Public employees retirement fund, 97B.9–97B.11, 97B.14

Public shows, 444.18, 444.19

**Railroads**

General provisions, 434.1–434.23

Right of way deducted from adjacent land, 434.21

Tax aid, 483.1–483.20

Railways, street, 417.54, 428.24–428.33

**Real property**

Agricultural land school credit, 426.1–426.10

Apportionment among owners, 449.1–449.8

Assessed and listed by assessor, 428.4

Banks, 430.1, 430.6

Buildings and fixtures on leased ground, 428.4

Collection of taxes, 445.1–445.62

Corporation, 428.34

Date real estate valued, 428.4

Deceased owners, how listed, 428.6

Description of tracts, limitation, 428.7

Electric transmission lines, 437.1–437.15

**Exemption from taxation**

*General provisions*, 427.1–427.15

Aeronautical property registered, 328.25

Aged or infirm persons, 427.8–427.11

Agricultural society, property, 427.1(9)

Art galleries and grounds, 427.1(8)

Cemetery property, 427.1(3, 7), 566.1

Charitable, literary, property, 427.1(9)

Church lands, 427.1(9), 565.1, 565.2

Classes of exempt property listed, 565.2

Conditions, 427.1(24–27)

Federal lands and property, for, 565.2(1)

Forest and fruit trees, 161.1, 161.11, 161.12

Homestead tax credit, 425.1–425.14

Libraries and grounds, 427.1(8)

Military property, 427.1(2)

Military service, 427.3–427.7

Military service, homestead credit, 425.1–425.14

Municipal property, 427.1(2)

Public grounds, 427.1(3)

Railroad beds, from adjacent property, 434.21

Religious, charitable property, 427.1(9)

Rent not yet due, 427.1(14)

Roads and drainage right of way, 427.2

School, agricultural college, or university land, tax sale, 427.1(1), 446.34

State property, 427.1(1)

Suspended tax list kept, 427.12

War veterans, associations property, 427.1(6)

War veterans' families, 427.3–427.7

Exempt property, 427.1–427.10

Express companies, 436.3–436.12

Farm land in city or town, 404.4

Ferries and toll bridges, 427.13(1)

Ferry franchises considered as, 427.13(1)

Fire hazard expense, assessed, charge, 100.29

Former delinquent real estate tax listed, 445.10

Franchises for ferries as real property, 427.13

Freight line companies, 435.4–435.8

Government survey, description of tracts, 428.7

Inheritance tax, *see subhead above*

**TAXATION—Continued****Real property—Continued**

Institution land lessee, interest, 427.14

Insurance companies, 432.6, 432.7

Iowa-Missouri boundary, compromise, effect on taxes, page lxxxv, Vol. I

Items taxable in general, 427.13

Leased ground, building and fixtures on, 428.4

Lien, 445.10, 445.28

Liquor control fund excess to reduce state tax levy, 123.55

Listing in general, 428.1–428.7, 428.22, 428.23

Lots platted for taxation, 409.3, 409.26, 409.33–409.37

Machinery, when deemed realty, 420.207, 428.22

Omitted property assessed, 428.4

Owner's duty to make assessment, 444.18

Pipeline companies, 438.1–438.19

Platted lots, taxation, 409.3, 409.26, 409.33–409.37

Property relief act, purpose, 422.2

Public utility plants, listing, 428.24, 428.34

Railroad right of way, not included in adjacent property, 434.21

Railroads, 434.1–434.5, 434.15, 434.18–434.23

Redemption after tax sale, 447.1–447.13

Sales, effect on title, 560.2(1)

School lands after sale, 302.7

Street railways, 428.26

Suspended tax list, 427.12

Taxable property in general, 427.11–427.15

Tax deed, 448.1–448.14

Tax sale, 446.1–446.37, 560.2(1)

Telegraph and telephone companies, 433.1–433.11

Toll bridges as real property, 427.13(1)

Unknown owners, how listed, 428.5

Valuation every four years, 428.4

Reassessment and relevy, commission, 439.1, 439.2

**Receipts**

Agricultural school credit shown, 426.8

Destruction after five years, 332.15

Homestead tax credit shown on receipt, 425.1

Tax remitted by mail, treasurer's duty, 445.26

Treasurer's receipt to taxpayer required, 445.5

Receivers, taxes as priority claim, 680.6, 680.7

Redemption, ch 447

**Refund of taxes after payment**

Corporation tax, 422.66, 422.67

Erroneous tax, refund by supervisors, 445.60

Income tax, 422.66, 422.67

Inheritance tax improperly paid, 450.94–450.96

Railroad tax aid, 483.18

Sales tax, 422.59, 422.66, 422.67, 424.12

State treasurer, excess to counties, 452.16–452.18

Religious sects, no support by taxes, Const., Iowa, I, 3

**Remission of tax**

Aged and infirm person, 427.8–427.11

Bank stock, destruction defined, 445.62

Old-age assistance recipient, 427.9, 427.10

Property or crop destruction, 445.62

Review, *see subhead Assessments above*

Rolls, *see subhead Assessments above*

Sales certificate, *see subhead Tax Sales below*

**TAXATION—Continued**

## Sales tax

- General provisions, 422.1–422.3, 422.42–422.68
- Absorbing tax prohibited, 422.49
- Action to enforce, no limitation, 422.57
- Action to enforce payment, 422.26, 422.56
- Adding of tax to price required, 422.48
- Administration by tax commission, 422.60–422.68
- Advertising tax assumed, penalty, 422.49
- Amount of tax, 422.43
- Amusements, 422.43, 422.45
- Appeals, 422.55
- Beer tax, 124.25, 124.26

## Bond

- Appeal bond, 422.55
- Security for tax payment, 422.52
- Bowling alley receipts taxed, 422.43
- Building material and supplies, 422.42(10)
- Cigarette tax in lieu of sales tax, 98.6(4)
- Cigarette tax lien conflict, priority, 98.26
- Collection of tax, distress warrant, sale, 422.26, 422.56, 422.59, 445.6, 445.7, 626.29–626.31
- Communication service, 422.42, 422.43
- Confidential, affairs as, 422.59, 422.65
- Correction of errors, 422.66
- Costs of hearing taxed, 422.63
- County treasurer as agent, 422.64

## Credit

- Property already taxed, 422.46
- Refunds, 422.66, 422.67
- Relief agencies, 422.47
- Special taxes paid, 422.46
- Worthless accounts, 422.46
- Credit sales taxable, 422.42(6)
- Definitions, 422.42
- Educational or religious exemption, 422.45
- Electricity, 422.42, 422.43
- Examination of retailer's records, 422.50

## Exemptions

- Constitutional prohibitions, 422.45
- Purchases from U. S. government, 422.14
- Failure to file return, effect, 422.54
- Fair admissions exempt, 422.45(3)
- Garnishment to collect tax, 626.29–626.31
- Government bodies, sales to exempt, 425.45(5, 6)
- Gross receipts, retail sales, taxed, 422.43
- Heat, 422.43
- Incorrect return filed, effect, 422.54
- Information confidential, 422.59, 422.65
- Itinerant merchant, nonpayment revokes license, 81.9(1)
- Itinerants, no permit required, 422.53(7)
- Juke boxes, 422.43
- Lien of tax, priority, 422.26, 422.56
- Limitation of actions, not apply, 422.57(2)
- Manufacturer, supplies used, 422.42(11)
- Motor vehicle fuel, deducted from refund, 422.52(4)
- Motor vehicle registration refused when tax unpaid, 321.30
- Municipal utility sales taxed, 422.43
- Nonpermit sales, 422.53(7)
- Notice, manner of service, 422.57
- Payment of tax, bond, 422.52
- Payments, when made, 422.51(2), 422.52

**TAXATION—Continued**

## Sales tax—Continued

- Penalties, offenses, 422.49, 422.58
- Penalties, unpaid, enforcement, 422.58(1)
- Permit revocation, reissuance, 422.53
- Permits required, application, fee, 422.53
- Place of business, 422.42(12)
- Property exempt, 422.45
- Property subject to tax, 422.43, 422.45
- Records required, 422.50
- Refund, erroneous tax paid, 422.66, 422.67
- Refund, goods for police purposes, 422.45(6)
- Retailers, no fixed business place, nonpermit sales, 422.53(7)
- Return of gross receipts, 422.51
- Revenue allocated, 425.1
- Sale without permit, penalty, 422.58
- Seasonal retailers, nonpermit sales, 422.53(7)
- Service of notice, manner, 422.57
- Statistics published, 422.59, 422.68
- Statute applicable to sales tax, 422.56
- Steam sales, when not taxed, 422.42
- Subpoenas issued, 422.63
- Tax assumption by retailer illegal, 422.49
- Tax computed, appeal, 422.54, 422.55
- Tax imposed, 422.43
- Trade-in property, effect, exemption, 422.45(4)
- Unlawful acts, 422.49, 422.58
- Utility sales, municipal, taxed, 422.43
- Vending machines, 422.42(12)

## Violations

- Failure to make returns, penalty, 422.58(2)
- False or fraudulent return, felony, 422.58
- Penalty, 422.49, 422.58
- Water service, exception, 422.42, 422.43
- Scavenger sales, 446.18, 446.19
- Schools, taxation, *see* **SCHOOLS AND SCHOOL DISTRICTS, subhead Taxes**
- Secondary road levy, 309.7
- Security of the revenue, 452.1–452.18
- Social security tax, 97C.5–97C.11
- Soil conservation committee aid, 467A.2
- Soil conservation subdistricts, 467A.23–467A.41
- Special tax, weed cost assessment, 317.21
- State debt, tax to pay distinctly stated, Const., Iowa, VII, 7
- Stock or securities, 427.13, 429.2, 431.1–431.18, 450.86
- Street railways, cities over 125,000, 434.15
- Suspension of tax
  - Aged and infirm persons, 427.8–427.11
  - Grantee or devisee must pay tax, 427.11
  - List of suspended taxes kept by auditor, 427.12
  - Old-age assistance recipient, 427.8–427.11
  - Payment, who may pay, 427.11
- Swimming pools, 407.9
- Tax aid for railroads, 483.1–483.20
- Tax collection for county, deputy collector, 340.2(6), 341.9
- Tax commission, 421.1–421.23

## Tax deeds

*See also subhead Tax Sales below*

- Acknowledgment, 448.2
- Actions involving validity, 448.4–448.14, 614.22
- Adverse claims quieted by affidavit, 448.15–448.17

**TAXATION—Continued****Tax deeds—Continued**

Affidavit by tax-title holder, 448.15–448.17  
 Ancient deeds, limitation of action, 614.22  
 Assignment presumed from recitals, 446.31  
 Cancellation of sale, ten years, no deed, 446.37  
 Conclusive evidence, 447.8  
 County, charter city to purchase, 420.221  
 Defeat of deed, facts necessary, 448.6–448.9  
 Drainage district land, 455.171  
 Erroneous tax, deed title not affected, 445.61  
 Evidence, effect of tax deed, 448.4, 448.5  
 Execution, effect, fee, 448.1, 448.3  
 Failure to obtain deed, sale canceled, 446.37  
 Fee for deeds made, 448.1  
 Form, 448.2  
 Holder, affidavit to quiet title, 448.15–448.17  
 Holding over after, forcible entry and detainer action, 648.1(6)  
 Leasehold interests, 427.15  
 Legality despite errors or omissions, 443.19  
 Legalizing acts, 448.13, 448.15, 448.16, 589.14, 589.15, 589.24  
 Limitation of action, 448.12, 448.13, 614.22  
 Officers de facto acts valid, 448.14  
 Official misconduct, penalty, 446.26  
 Possession, holding over, forcible entry and detainer action, 648.1(6)  
 Presumption, recital of assignment, 446.31  
 Presumptive evidence, 448.4  
 Quiet title, affidavit, estoppel, 448.15–448.17  
 Recording of quieting title, affidavit, 448.17  
 Redemption before issuance of deed, *see subhead Tax Sales below, thereunder see Redemption from Sale*  
 Restrictive covenants protected, 448.3  
 Sale by mistake, deed conveys no title, 448.8  
 Sale through fraud, title void, 448.9  
 Special charter cities, in, 420.241–420.246, 420.277  
 Ten-year limitation, 446.37  
 Title quieted by affidavit, 448.15–448.17  
 Titles, *see subhead Titles below*  
 Wrongful sale corrected, 448.11  
 Wrongful sale, purchaser indemnified, 448.10

“Tax” defined for budget purposes, 24.2(5)

Taxes and imposts, Congress, power to collect, Const., U. S., I, 8

Taxes, levying, budget law requirements, 24.1–24.33

Tax exempt property, 391.47, 427.1(2–4, 8)

Tax, federal social security, 97C.5–97C.11

Tax ferrets, authorized, 443.20

Tax-free land, reimbursement of school tax loss, 284.1–284.7

Tax levied for airport, 330.7, 330.16

Tax levies generally, *see subhead Levies above*

Tax levy to pay execution on judgment, 626.24

Tax limitation on bonds, how determined, 76.3

**Taxpayers****Apportionment of taxes**

Application, 449.1

Correction of tax books on order, 449.4, 449.5

Notice, order, appeal, 449.2–449.8

Procedure not exclusive, 449.8

Realty vested in different owners, 449.1–449.8

Trial on appeal, 449.6, 449.7

Examination of officers' accounts, petition, 11.18

**TAXATION—Continued****Taxpayers—Continued**

Information given as to taxes due, 445.23–445.26  
 Nonresidents, *see subhead Nonresident's Property above*

Objection to bond issues, 23.13–23.15

Tax, public employees retirement fund, 97B.9–97B.11, 97B.14

Tax rates, based on valuation, 444.1

Tax refunds, *see subhead Refunds of Taxes After Payment above*

Tax reports to state commission, 421.17(6)

Tax sale certificates, bondholder may purchase, 455.178

**Tax sales**

Actions involving validity, 448.4–448.14, 614.22

Adjournment of sale, 446.5, 446.25, 589.16

Advertisement, 446.4, 446.9–446.14, 446.25

Advertisement, irregularities, effect, 446.14

Agricultural college land, effect, 446.34

Annual tax sale, real estate, 446.7

Assessment to wrong person, effect, 446.35

Assignment of tax sale certificate, 391.68, 446.21, 446.31

Attendance of officers required, 446.26

Authority of treasurer, tax list, 443.4, 446.3

Bid and price, 446.16

Cancellation, no deed, after ten years, 446.37

**Certificate of purchase**

Assignment presumed from deed recital, 446.31

Assignment, rights, 391.68, 446.21, 446.31

Cancellation after ten years, 446.37

County held property not sold, 446.7

Drainage district land, 455.172

Fee for issuing certificate, 446.29

Holder's right to deed, when barred, 446.37

Issuance, contents, 446.29

Limitation to ten years, 446.37

Loss, effect, duplicate given, 446.30

Property held by county not sold, 446.7

Special charter cities, 420.237, 420.261, 420.277

Waste or trespass, holders right of action, 658.9, 658.10

**Certificate of sale**

Assignment on tender, 391.68

Cities under special charter, 420.213–420.219, 420.237–420.248, 420.261, 420.277, 446.21

City clerk to bid, charter cities, 420.266

City's right to redeem, 391.68

City tax sale after public bidder sale, charter city, 420.220–420.229

Compromise of tax, charter cities, 420.228

Compromising tax, 445.16–445.22

Corporate shares of stock, 430.14, 431.5

Correction of wrongful sale, 448.11

Costs of sale notice publication, 446.10

County as purchaser, 446.19, 569.1–569.8

County title, proceeds apportioned, 569.8

Deed not taken, canceled after ten years, 446.37

Deeds, *see subhead Tax Deeds above*

Delay in sale, time subsequently set, 446.28

Description of land, method, 446.13

**Distress and sale**

Assistant collectors to aid distraint, 445.47

Corporation income tax collected, 422.39

**TAXATION—Continued**

## Tax sales—Continued

## Distress and sale—Continued

- County treasurer to collect taxes, 445.6, 446.3
- County treasurer to issue warrants, 445.7
- Delinquent taxes collected, 445.47
- Income tax collected, 422.26, 626.29
- Inheritance tax on estates, 450.45, 450.46
- Sales tax collected, 422.56, 626.29
- Sheriff or constable as collector, 445.49
- Treasurer to keep goods after distraint, 446.3
- Warrant for distress, form, 445.7

- Drainage districts, 455.170–455.178
- Drainage refunding bonds, redemption, 463.17
- Dual county seats, procedure, 446.8
- Erroneous sale, 448.6–448.8
- Erroneous tax, effect, 445.61
- Evidence, certified copy of record, 446.36
- Fraudulent sale, effect, 448.9
- Freight line and equipment companies, 435.8
- Information given by treasurer, 445.23, 445.27
- Interest and penalties, suspended taxes, 446.7
- Irregularities in advertisement of sale, 446.14
- Land described, method, 446.13
- Leasehold interests, 427.15, 447.3
- Limitation of recovery action, 448.12, 448.13, 614.22
- Limitation on resale, charter cities, 420.224
- Limitation to ten years, cancellation, 446.37
- Misconduct and fraud of officers, 446.26, 446.27
- Mulct tax on houses of ill fame, 99.29
- Notice of adjournment, 446.5
- Notice of sale, contents, 446.9–446.12
- Notice of sale when payment offered, 446.2
- Notice of time and place of sale, 446.4
- Offer for sale, time, 446.7, 446.15
- Old-age assistance transfers, effect, 249.20
- Payment of price, 446.23
- Penalties and interest, suspended taxes, 446.7
- Personal property, distress, 445.6, 445.47, 446.3–446.6
- Place of sale, 446.4–446.8, 446.15
- Property previously advertised, 446.18
- Public as bidder, 446.18–446.21
- Publication of notice, certificate, 446.9–446.12
- Public bidder sale, special charter cities rights, 420.220–420.229

## Purchaser

- Bid and price, 446.16
- Cancellation of certificate, ten years, 446.37
- Certificate of purchase given, 446.29

## City as purchaser

- Charter cities, 420.223, 420.262
- Special taxes, bond issue, 391.66
- City may redeem, certificate assigned, 391.68
- County officers prohibited from buying, 343.4
- County, when required, 446.19
- Failure to get deed, certificate canceled, 446.37
- Identification in wrongful sale, 448.10, 448.11
- Payment of price, 446.23
- School or university land, rights, 446.34

## Special assessments

- Certificate assigned, 391.68
- City as purchaser, 391.66
- Rights of purchaser, 391.64–391.68

**TAXATION—Continued**

## Tax sales—Continued

## Purchaser—Continued

## Special assessments—Continued

- Unpaid installments as lien, 391.65
- Special charter city, 420.223, 420.226
- Subsequent taxes paid by, 446.32, 446.33
- Real property, 445.6, 445.10, 446.7
- Realty assessed to wrong person, 446.35
- Receipt filed for lien, subsequent taxes, 446.33
- Record copies certified, evidence, 446.36
- Record kept by auditor and treasurer, 446.24, 447.5
- Redemption by city, right, 391.68
- Redemption from sale
  - Action after delivery of deed, 447.8
  - Agricultural college lands, 447.3
  - Amount necessary to redeem, 447.1, 447.13
  - Certificate, fee to auditor, 333.15
- Certificate of redemption
  - Agricultural college land, 447.3
  - Countersigned, no erasures, 447.5, 447.6
  - Issuance, contents, record, 447.5
  - Special charter cities, 420.277
- Costs necessary to redeem, 447.13
- Deed delivered, after, procedure, 447.8
- Drainage tax sale, 455.171–455.178
- Erasures in sale book prohibited, 447.6
- Evidence, copies of records, 446.36
- Limitation on action to redeem, 614.22
- Minors or lunatics realty, 447.7
- Mortgagee, notice of expiration, 447.9
- Nonresident, service on agent, 447.10–447.12
- Notice of expiration, charter cities, 420.227
- Notice of expiration, service, 447.9–447.13
- Penalties, 447.1, 447.2, 447.4
- Realty sold for part of tax, 447.4
- Record entries, 447.12, 447.13
- Sale for part of tax, 447.4
- Service of notice, when complete, 447.12
- Special charter cities, 420.207, 420.238, 447.9–447.13
- Terms of redemption, 447.1
- Treasurer countersigns certificates, 447.5
- Resale by charter city, limitation, 420.224
- Resale for nonpayment, 446.23
- Sale after adjournment time, 446.5, 446.25
- Sale after public bidder sale, charter cities, 420.220
- Sale by mistake or fraud, effect, 448.8–448.11
- Sale canceled after ten years, 446.37
- Sale continued, 446.17
- Sale of personal property, 446.3
- Sale price, suspended taxes, 446.7
- Scavenger sale, notice, 446.18
- School lands, rights affected, 446.34
- Sold notation on tax list, 446.1
- Special assessments
  - Assignment of certificate, 391.68
  - City as purchaser, 391.66
  - Installments unpaid remain a lien, 391.65
  - Proceeds to improvement fund, 391.67
  - Street improvements or sewers, 391.64–391.68
- Special charter cities, 420.213–420.219, 420.237–420.248, 420.261–420.264, 420.277

**TAXATION—Continued****Tax sale—Continued**

- Special charter cities collecting own taxes
  - City clerk to make purchase, 420.226
  - City subrogated to county rights, 420.225
  - Collection method, others barred, 420.229
  - Compromise of tax by city, 420.228
  - Failure to obtain deed, cancellation, 420.247
  - Improvement fund, use for purchase, 420.223
  - Limitation on resale by city, 420.224
  - Notice of expiration of redemption, 420.227
  - Penalty and interest on unpaid taxes, 420.248
  - Procedure, 420.220–420.229
  - Public bidder sale, tax sale after, 420.220
  - Purchase by city at tax sale, 420.223
  - Tax deed to county, city's option, 420.221
  - Unpaid taxes certified after county deed, 420.222
- Subrogation, city to county rights, 420.225
- Subsequent sale, 446.28
- Subsequent taxes paid by purchaser, receipts filed, 446.32, 446.33
- Substituted service of sale notice, 446.11
- Surplus paid to owner, 446.6
- Suspended taxes, interest and penalty allowed, 446.7
- Tax list to show property sold, 446.1
- Time allowed to continue, 446.17
- Time of sales, 446.5, 446.7, 446.15, 446.28

**Titles**

- Drainage district sale, 455.176, 455.178, 455.179
- Legalization of tax sales, limitation, 448.13
- Treasurer to account for charges due, 446.6
- Unavailable tax, report, credit, 446.22
- Unemployment compensation contributions, 96.7
- University land, rights affected, 446.34
- Validity of sale
  - Assessment to wrong person, effect, 446.35
  - Correction of erroneous tax, 445.61
  - Delinquent tax brought forward, 445.10
  - Fraudulent sale invalid, 446.26, 446.27, 448.9
  - Informality of delivery or delay, 443.4
  - Irregular notice immaterial, 446.14
  - Limitation of action on sales, 448.13
  - Officers de facto acts valid, 448.14
  - Sale when no tax due invalid, 448.8, 448.11
  - Tax lien entry required, 445.10
- Violations, misconduct of officers, 446.26, 446.27
- Void if purchased by county officer, 343.4
- Void sales, 446.26, 446.27, 448.6–448.9
- Wrongful sale, purchaser indemnified, 448.10

**Teachers pension liquidation, 294.14**

- Telegraph and telephone companies, 433.1–433.15
- Three-point tax law, administration, 422.60–422.68

**Titles**

- Adverse claims to tax deed quieted, 448.15–448.17
- Assignment of certificate, title effect, 446.31
- De facto acts of officers, effect, 448.14
- Execution of deed, effect, 448.3
- Facts necessary to defeat deed, 448.6, 448.7
- Fraudulent sale invalid, 448.9
- Irregularities disregarded, 420.217, 443.19
- Irregularity in advertising sale, 446.14
- Limitation on action to set aside, 448.12, 448.13
- Redemption after delivery of deed, 447.8

**TAXATION—Continued****Titles—Continued**

- Sale for erroneous tax, effect, 445.61
- Sale made by mistake, effect, 448.8
- Special charter city tax sales, 420.216–420.218, 420.244, 448.3–448.5
- Tax deed, proof necessary to sustain, 448.7
- Tax deeds, conclusive evidence, 448.5
- Tax deeds, presumptive evidence, 448.4
- Tax list irregularities immaterial, 443.19
- Township levies, township halls, tax, erection and repair, 360.2, 360.8
- Trackless trolleys taxed, 417.54
- Transmission lines, 437.1–437.15, 439.1, 439.2
- Unavailable taxes, county credited, 445.20–445.22
- Uniform federal taxes, Const., U. S., I, 8
- United States land, exempt, 1.4
- Unknown and known owners, description, 428.5–428.7
- Use tax
  - Absorbing tax unlawful, 423.11
  - Administration of act by commission, 423.23
  - Advertising tax added to price, illegal, 423.11
  - Amount of tax imposed, 423.2
  - Applicable statutes, 423.17, 423.23
  - Assumption by retailer illegal, 423.11
  - Bond to secure payment, 423.15
  - Books of retailer examined, 423.21
  - Collection of tax
    - Actions authorized, 423.17
    - Bond or security for payment, 423.15
    - Conditional sales contract, 423.13
    - Distress warrant, sale, 422.26, 422.30, 423.17, 423.23, 445.6, 445.7, 626.29–626.31
    - Garnishment on distress warrant, 626.29–626.31
    - Method of collecting, 423.6
    - Payment to commission, time, 423.6, 423.13, 423.14
    - Permits to foreign retailers, 423.10
    - Retailer, by, 423.6(6), 423.9
    - Securities sold for tax, 423.15
    - Tax as debt to state, 423.10
    - User, when directly to commission, 423.6(3)
  - County treasurer, 423.6(1), 423.7
  - Deposit of revenue, 423.24
  - Determination of tax by commission, 423.16
  - Enforcement by commission, 423.23
  - Evasion prevented, evidence, 423.5
  - Evidence of use, 423.5
  - Examination of books authorized, 423.21
- Exempt property
  - Classes named, 423.4
  - Construction contract, prior, 423.4(2)
  - Interstate commerce, used in, 423.4(2)
  - Motor vehicles not exempt, 423.4(1)
  - Nonresident's property, 423.4(4)
  - Property used in processing, 423.1(1)
  - Sales tax paid on gross receipts, 423.4(1)
  - Specially taxed property, 423.4(3)
  - Street railway operation, 423.4(6)
  - Taxed out of state, limitation, 423.25
  - Trade-in property credit, 423.4(6)
  - Unobtainable in Iowa, 423.4(5)
- Failure to comply, permit revoked, 423.22
- Failure to pay, penalties, 423.18

**TAXATION—Continued**

## Use tax—Continued

- Foreign retailer, security given, 423.10
- Foreign state tax deducted, 423.25
- Fraud in making return, 423.19
- Garnishment to collect, tax, 626.29–626.31
- Imposed on tangible property, 423.2
- Incorrect return filed, remedies, 423.16
- Liability of user, 423.14
- Lien of tax, 423.17
- Motor vehicles, 423.1(7, 9), 423.8
- Motor vehicles, new, tax imposed, 423.7
- Motor vehicle tax in lieu of sales tax, 423.8
- Motor vehicle, tax paid before registration, 423.7
- Nonresident retailer, 423.10
- Payment to commission, time, 423.6, 423.13, 423.14
- Penalties for violations, 423.17–423.20
- Prima-facie evidence of use, 423.5
- Proceeds, road use tax fund, 423.24
- Processing of property defined, 423.1(1)
- Purchases from U. S. government, 422.44, 423.3
- Rate of tax imposed, 423.2
- Reciprocity between states, 423.25
- Records kept by retailer, 423.21
- Return required, 423.13, 423.14

## Returns and reports

- Business records required, 423.21
- Extension of time, 423.13, 423.14
- Failure to file, 423.16, 423.18, 423.20
- Fraudulent returns, penalty, 423.19
- Reports on motor vehicles, 423.7, 423.8
- Retailers' list of agents, 423.9
- Sales tax report, use tax credit, 423.8

- Revenue to road use tax fund, 423.24
- Revoking permits, grounds, 423.22
- Sales both in and out of state taxed, 423.9
- Sales tax paid exempts property, 423.9
- Securities sold for tax, 423.15

## Tangible personal property

Definition, 423.1(4)

## Exemptions

- Counties purchasing from U. S., 422.44, 424.6
- Industrial materials, government, 424.6
- Municipalities purchasing from U. S., 422.44, 424.6
- Purchase by individual from U. S. government, subject to tax, 422.44, 423.3
- Taxation in another state, 423.25
- Tax collected, debt to state, 423.12
- Tax on gas, electricity, water, 423.1(4)
- Treasurer, oaths administered, 421.21
- Use defined, 423.1(1)
- User personally liable, 423.14
- Violations, penalties, 423.17–423.20

## Valuation

- Aggregate certified to commission, 443.5
- Corporation stock, 431.3, 431.4
- Uniformity, 421.17(2)
- Utilities, 60 percent of actual value, 428.28

## Violations

- Assessment, *see subhead Assessments above*
- Chain store tax, 424.13
- Disclosing information contained in income tax returns, 422.20

**TAXATION—Continued**

## Violations—Continued

- Excessive levy, auditor to reduce, 444.7
- Excessive tax, penalty, 444.7
- Income tax, 422.25, 422.40, 422.63
- Inheritance tax violations, 450.50, 450.69
- Officers misconduct in tax sales, 446.26, 446.37
- Peddlers without license, 444.17
- Resisting collectors, 445.2
- Sales tax, 422.49, 422.58, 422.63
- Show or circus without license, 444.19
- Use tax, penalties, 423.11, 423.19
- Void taxes for public contract or bonds, 23.16
- Voted tax, rescission forbidden, 345.12
- Voting machines, levy to purchase, 52.3
- Waterworks, 428.24–428.33
- Weed law assessments, 317.21
- Withholding by employer, old-age assistance tax, 249.36

**TAX COMMISSION**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

- Abstract of taxable property to auditors, 441.45, 443.5
- Actions, evidence, crimination, immunity, 622.15 (16), 622.16
- Actions prosecuted by commission, 421.20
- Actions, where brought, effect, 421.20
- Administration of tax law, 421.17(1–10)

## Administration of three-point tax law

- Appeals to district court, 422.29, 422.41, 422.55
- Assistants employed and removed, 422.64
- Authority to administer act, 422.60
- Bond premium, paid from tax proceeds, 422.60
- Bonds of officers and employees, 422.64(4)
- Bonds required of members, 422.60
- Books and records, production, 422.63(1)
- Classification of three-point tax law, 422.1
- Confidential nature of information, 422.65
- Corporation income tax law, 422.32–422.41
- Costs of hearing taxed, 422.63
- County treasurer's office utilized, 422.64(5)
- Credit for erroneous tax, 422.66
- Definition, 422.3, 422.4, 422.32, 422.42
- Depositions authorized, 422.63
- Designated as property relief act, 422.2
- Destruction of useless records, 422.61(3, 4)
- Districts, state divided into, 422.61(2)
- Employees administer oaths, 78.2(7), 421.21
- Employees, salaries, bonds, 422.64
- Errors corrected, refunds, 421.17(10), 422.66
- False tax return, penalty, 422.25(8)
- Field audit staff members, 422.62
- "Fiscal year" defined, 422.4(5)
- Fraudulent returns investigated, 422.63
- Fund excess transferred, 422.62
- Hearings on taxpayer's return, 422.63
- Income tax, corporations, 422.32–422.41
- Income tax, individual, 422.4–422.31
- Information deemed confidential, 422.65
- Interest, rate and penalty, 422.25
- Investigation of taxpayer's income, 422.63
- Limitation for refund claim, 422.66
- Limitation on hearing examinations, 422.63
- Limitation on scope of hearing, 422.63

**TAX COMMISSION—Continued**

Administration of three-point tax law—Con't  
 Microfilm copies of records, 422.61(4)  
 Notice of deficiency to taxpayer, 422.25  
 Oaths administered, fieldmen, auditors, 78.2(7), 421.21  
 Object of property relief act, 422.2  
 Payment of tax to commission, 422.62  
 Penalties charged, 422.25  
 Photographic copies of records, 422.61(4)  
 Powers and duties, 422.61, 422.63  
 Production of books and papers, power, 422.63  
 Receipts transmitted to treasurer daily, 422.62  
 Refund certified, method, 422.67  
 Refund, goods for public purposes, 422.45(6)  
 Refund of erroneous tax, 422.59, 422.66, 422.67  
 Remittances payable to state treasurer, 422.62  
 Returns investigated, procedure, 422.63  
 Returns of taxpayers confidential, 422.65  
 Review of corporation income tax, 422.41  
 Review of individual income tax, 422.28  
 Rules and regulations prescribed, 422.61(1)  
 Sales tax law, 422.42–422.59  
 Statistics published annually, 422.68  
 Subpoenas, power of commission, 422.63  
 Tax lien recorded, requirements, 422.26  
 Unlawful disclosure of facts, penalty, 422.65  
 Witnesses called, fees, 422.63

Advise and confer with taxing bodies, 421.17(4)  
 Annual levy for state needs, 8.6(13, a), 444.9(1), 444.22, 444.23  
 Appointment, 2.40, 421.2, 421.6  
 Assessment and levy boards, supervision, 421.17  
 Assessment, erroneous or unjust, 421.17(10)

Assessment of public utilities  
*General provisions for listing*, 428.24–428.33  
 Electric transmission lines, 437.1–437.15  
 Express companies, 427.1(20), 436.1–436.12  
 Freight lines and equipment companies, 435.1–435.8  
 Omitted property, procedure, 440.1–440.8  
 Pipeline companies, 438.1–438.19  
 Published annually, 17.20  
 Railway companies, 434.1–434.23  
 Reassessment and relevy made, 439.1, 439.2  
 Report required annually, 428.28  
 Review of utility assessments, 428.30  
 Special charter cities, law applicable, 420.205  
 Telegraph and telephone companies, 433.1–433.15  
 Utility assessments published annually, 17.20

Assessments equalized, 421.17(1, 2, 10)  
 Attorney general, duties, 421.19  
 Auditor, agents and clerks employed, 422.64  
 Auditor to furnish tax statements, 443.5  
 Banks or trust companies, disclosure, limitation, 421.17(7)

Beer and malt liquors  
 Barrel tax, collection, 124.25, 124.26  
 Commission chairman ex officio member of state permit board, 124.2–124.4  
 Form of bond prescribed, 124.8  
 Permit, "A", power to issue or revoke, 124.5  
 Trains, special permit, bonds, 124.14

Beer enforcement fund, state fees, 124.5  
 Bonds, official, 422.60, 422.64(4)

**TAX COMMISSION—Continued**

Bonds of municipalities, levy by commission to pay, 346.16, 346.17, 444.20  
 Books, records, produced, 421.17(7), 422.63(1)  
 Budget submitted, 8.23–8.28, 421.12, 422.64

Chain store tax law  
 Administration by commission, 424.10  
 Hearings, powers, 424.11  
 Law applicable, 424.1–424.16  
 Rules published by commission, 424.10

Chain store tax recording fee paid, 424.7  
 Chairman of commission  
 Ex officio member of beer permit board, 422.65, 422.66  
 Powers, 421.9

Cigarette law  
 Assistant to administer and enforce, 98.25(3)  
 Auditors employed, 98.30  
 Enforcement, power, 98.8(4), 98.25  
 Forms, authorized to prescribe, 98.15  
 Injunction, unfair sales, 551A.10  
 Permits, authority to issue, 98.13  
 Reports from permit holders, to require, 98.15  
 Revocation of permit, 551A.11  
 Rules and regulations, powers, 98.25(2)  
 Stamping machines, authority to purchase, 98.12  
 Stamps requisitioned from comptroller, 98.7  
 Stamps sold only by commission, 98.8  
 Tax paid to commission, 98.6  
 Unfair sales practices, ch 551A

City bonds, levy to pay, 444.20  
 Comptroller certifies general state levy, 8.6(13, a)

Confidential information obtained  
 Bank or trust companies, limitation, 421.17(7)  
 Divulging facts unlawful, 422.65  
 Illegal examination or copy of papers, 422.65  
 Inheritance tax, 450.68  
 Loan companies, limitation, 421.17(7)  
 Power to require, 421.17  
 Violation, penalty, 422.65(2)

Corporate powers, false use, action, 422.40  
 Counsel from attorney general, how paid, 13.5  
 County assessor's duties, 441.17  
 County attorney's duties, 421.19  
 County bonds, filed, levy to pay, 346.16, 346.17  
 County treasurer's losses, levy, 334.19  
 Creation of commission, 421.1  
 Defective administration remedied, 421.17(11)  
 Definitions in three-point tax act, 422.2–422.4, 422.32, 422.42

Depositions, authority to take, 421.17(8)  
 Discovery of property not taxed, 421.17(15)  
 Distress warrants, 422.26, 422.39, 422.56, 445.6, 445.7, 626.29–626.31

Employees and assistants employed, 421.12  
 Employees, field audit staff members, 422.62  
 Employees, fieldmen and auditors, oaths, power to administer, 78.2(7)  
 Employees not to prepare returns, 421.17(5)  
 Employees, salaries, 422.64  
 Enforcement of penalties, 421.17(5)

Enforcement of the law  
 Attorney general and state agents, 98.25(3)  
 County attorney or peace officer, 98.25(3)

**TAX COMMISSION—Continued**

Equalization by taxing bodies enforced, 421.17(10)  
 Erroneous assessments, 421.17(10)  
 Estates, income tax court hearing, 422.23  
 Estate tax law, 451.1–451.13  
 Evasion of law investigated, 421.17(11)  
 Expenses allowed, 421.16  
 Forms and books prepared and furnished, 421.17  
 Forms for school tax reimbursement, 284.7  
 Freight companies, assessment, 435.1–435.8  
 Garnishment to collect taxes, 626.29–626.31  
 Hearings, public, held, 421.11, 421.17(7)  
 Homestead exemption and credit, 425.1–425.14  
 Income, corporate and sales tax administration,  
*see subhead Administration of Three-Point  
 Tax Law above*  
 Income tax computed, notice to taxpayer, 422.25  
 Income tax, corporation, 422.32–422.41  
 Income tax, district court hearing, estates, 422.23  
 Income tax, individual, 422.4–422.32  
 Inferior review boards' orders revised, procedure,  
 421.14, 421.17(10)  
 Inferior tax boards, power over, 421.17(4, 9, 10)  
 Information required of taxing bodies, 421.17(6)  
 Inheritance tax law duties, 450.1–450.96  
 Injunctions authorized, 421.20  
 Investigation, evidence, crimination, immunity,  
 622.15(16), 622.16  
 Investigation meetings, 421.11  
 Investigation of taxing officials, 421.17(9)  
 Judgments against city, levy to pay, 444.20  
 Legislation recommended, 421.17(12)  
 Levy for state, comptroller certifies, 8.6(13)  
 Levy for state needs, 8.6(13, a), 444.9(1), 444.22,  
 444.23  
 Levy to pay unpaid county bonds, 346.17  
 Local review boards, power over, 421.17(2, 10)  
 Local tax boards, supervision, 421.17  
 Mandamus action authorized, 421.20  
 Meeting outside to investigate, 421.11  
 Meetings, 421.10, 421.11  
 Members of commission  
 Appointment, 421.2, 421.6  
 Entire time for official duties, 421.4  
 Expenses paid, 421.16  
 Number, 421.1  
 Oaths, power to administer, 78.2(2)  
 Outside activities prohibited, 421.4  
 Political activity forbidden, 421.4  
 Political affiliation, 421.3  
 Qualifications, 421.3  
 Salaries, 421.9  
 Tenure of office, 421.5  
 Vacancies, how filled, 421.7  
 Military credit fund  
 Appeals, 426A.8  
 Books corrected, 426A.9  
 Certification, payment, 426A.4  
 Credit disallowed, 426A.6  
 Forms, 426A.7  
 Reserve, 426A.10  
 Municipal bond levies made by commission,  
 346.16, 346.17, 444.20  
 Oaths administered, 78.2(2, 7), 421.17(7), 421.21  
 Object of administration, 421.17(1)  
 Office at Des Moines, 421.10

**TAX COMMISSION—Continued**

Omitted property assessment, 440.1–440.8  
 Orders of commission, enforce, 421.20  
 Orders of commission, served by officer, 421.22  
 Organization, 421.9  
 Penalties enforced, 421.17(5)  
 Powers and duties, 421.17  
 Proceedings instituted, 421.17(5)  
 Property overlooked, procedure, 440.1–440.8  
 Property relief act, 422.2  
 Property taxable in each county, 443.5  
 Public officers' assistance required, 421.18  
 Public utilities, *see subhead Assessment of Pub-  
 lic Utilities above*  
 Publish revenue laws in pamphlet, 421.17(14)  
 Qualifications of members, 421.3  
 Quorum, 421.10  
 Railway property assessed, 434.1–434.23  
 Rate of tax, state needs, 444.9(1), 444.22, 444.23  
 Reassessment and relevy, procedure, 421.7(2),  
 439.1, 439.2  
 Record of proceedings kept, 421.13  
 Removal of action, limitation, 421.20  
 Report biennially to governor, 421.17(13)  
 Reports by secretary, 421.13  
 Reports from political subdivisions, 421.17(6),  
 421.18, 441.17(6–9)  
 Reports of land sales received from recorders and  
 assessors, 421.17(6)  
 Returns not prepared by employees, 421.17(5)  
 Review board duties of commission  
*For local review boards, see TAXATION, sub-  
 head Assessments*  
 Actions to enforce law, 421.17(5)  
 Actions to enforce orders, 421.20  
 Assessments just and uniform, 421.17(1)  
 Authority to require reports, 421.17(5), 421.18  
 Certification of levies to auditors, 421.13(3)  
 Chain store tax, amount determined, 424.5  
 Complaints, local board nonfeasance, 421.17(4)  
 Complaints, relief granted, 421.17(11)  
 Co-operation required of local boards, 421.19  
 County valuations adjusted  
 Authority to make adjustment, 441.47  
 Basis for adjustment stated, 441.47  
 Deduction from valuation authorized, 441.47  
 Depositions, authority to take, 421.17(8)  
 Fees and mileage of witnesses, 421.23  
 Income tax, corporate, review, 422.41  
 Income tax, personal, review, 422.28  
 Inferior review boards orders revised, 421.17  
 Information from local boards, 421.17(6), 421.18  
 Injunction to enforce orders, 421.20  
 Invalid assessments, reassessment, 439.1, 439.2  
 Investigation of local board, 421.17(9)  
 Mandamus to enforce orders, 421.20  
 Meetings conducted, 421.11, 421.17  
 Minutes of hearings kept, 421.13(1)  
 Oaths, power to administer, 421.21  
 Orders of commission served, 421.22  
 Place of bringing action, 421.20  
 Production of books and records, 421.17(7)  
 Public utility assessments reviewed, 428.30  
 Reassessment and relevy, 439.1, 439.2  
 Reconvene local boards, 421.17(10)  
 Record of proceedings, 421.13



**TAX COMMISSION—Continued**

## Review board duties—Continued

## Refunds

Income taxes, erroneous, 422.66, 422.67  
Sales tax, erroneous, 422.59

Review of corporation income tax, 422.41  
Revolving fund, 422.62

Rules and regulations, power, 421.15

Service of commission's orders, 421.22

Supervision over local assessments, 421.17(1, 4, 10)

Use tax, amount due determined, 423.16

Valuations by local boards modified, 421.17(10)

Venue of actions by commission, 421.20

Witness compelled to attend, 421.17(7)

Witness fees and mileage, 421.23

Rules and regulations, 421.14

Rules and regulations prescribed, 422.61(1)

Rules for sales tax, nonpermit retail sellers, 422.53(7)

Sales tax provisions, 422.42–422.59

School districts reimbursed for tax-free lands, forms, 284.7

Seal of commission, 421.15

Secretary, duties, 421.12, 421.13

Service of commission's orders, 421.22

Sessions deemed continuous, 421.10

Special charter cities, duties, 420.205

State tax for each county certified, 421.17(17)

State tax levy, 8.6(13, a), 444.9(1), 444.22, 444.23

Subpoena, contempt, power, 421.17(7)

Summary of tax situation required, 421.17(12)

Supervision of local tax boards, 421.17(2)

Supervision over taxing bodies, 421.17(1)

Supplies and postage furnished, 19.4, 19.19, 19.25

Tax levy for state needs, 8.6(13, a), 444.9(1), 444.22, 444.23

Tax levy, state, from comptroller, 8.6(13)

Tax lists certified by auditor, 443.5

Technical aid from officers received, 421.17(16)

Telegraph and telephone companies, taxation, duties, 433.1–433.15

Uniformity of assessments to be sought, 421.17(1, 2)

Unjust assessment, 421.17(10)

Use tax law, 423.1–423.25

Utilities, *see subhead Assessment of Public Utilities above*

Valuation of property, 441.18, 441.21–441.24

Vice-chairman, powers, 421.9

Violations prosecuted, 421.17(11)

Witnesses, fees, 421.17(7), 421.23, 622.69

Witness fees and mileage, 421.23

**TAXICABS**

Parking stands established by cities, 389.39(3)

Rates for transportation fixed by cities, 389.39(2)

Regulation by cities and towns, 389.39, 389.40

**TEACHERS**

Agencies for employment, 95.1–95.6

Appeal to county superintendent, 290.1–290.6

Appeal to state superintendent, 260.24–260.26, 290.5, 290.6

Assessment for pension fund, 294.9

Associations, group insurance, 509.1(2)

Attendance records kept, 294.4

**TEACHERS—Continued**

Authority of directors to dismiss, 279.24, 294.2

Benefits, 97.13

Board of educational examiners, ch 260

Census, report, listed in, 291.10(4)

**Certificates**

Administrative and supervisory certificates, 260.9

Administrative and supervisory field defined, 260.5

Age of applicant required, 260.2

Appeal from revocation of certificate, 260.24–260.26

Authority of state board to issue, 260.2

Certificates, 1933, not affected by law, 260.16

Certification board, 257.10(11)

Classes of certificates issued by board, 260.6

College credit in lieu of experience, 260.21

Condition precedent to teaching, 294.1

Elementary certificates, 260.7

Elementary school field defined, 260.5

Eligibility requirements of applicant, 260.2

Emergency teachers' certificates, 260.6(5), 260.18

Exchange teachers, 279.13

Experience as qualification, 294.2, 294.3

Fees for issuance or renewal, 260.14, 260.15

Five-year certificate renewed for life, 260.13

Five-year regular, enumerated, 260.11

Foreign applicant, conditions, 260.10

Kindergarten certificate, 280.16

Life certificates, 260.13

Normal training high school certificates, renewal, 260.21

Principal's certificate, 260.9(2)

Qualifications required of applicants, 260.2

Registration in county of use, 260.20, 260.22

Registration requirements, effect, 260.20–260.22

Regular certificates, classes issued, 260.6

**Renewal of certificates**

Fees for renewal, 260.14, 260.15

Five-year term, 260.12

Life, condition for renewal, 260.13

Procedure to secure renewal, 260.15

Special certificates, 260.12

Revocation by board, procedure, 260.23

Revocation by county superintendent, 260.24–260.26

Secondary certificates, 260.8

Secondary school field defined, 260.5

Singing ability not to affect, 280.12

Special certificate, 260.6(4), 260.11, 260.12, 260.17

State certificate valid for position required, 260.6

Substitute teachers' certificates, 260.6(6), 260.19

Superintendent's certificate, 260.9(1)

Supervisor's certificate, 260.9(3)

Tenure of various certificates, 260.11

Uncertified teachers enjoined, 273.18(24)

Uniform county certificates, renewal, 260.21

Valid in county when registered in such county, 260.20, 260.22

Validity when registered, 260.22

Valid state certificates required, 260.6

Cigarette law enforcement aided, 98.4

Closed schools, 279.14

**TEACHERS—Continued**

- College, state teachers, 268.1–268.3
- Compensation, withheld without certificate or diploma, 294.1
- Contagious diseases, duty to report, 139.3
- Contracts for teaching, *see Employment of Teachers below*
- Deaf instructors, teachers to be approved, 295.3
- Diplomas
  - Diploma or certificate required, 294.1
  - Qualification for certificate, 260.7–260.9
  - Revocation procedure, 260.23–260.26
- Discharge for cause, hearing, 279.24
- Diseases, contagious, duty to report, 139.3
- Dismissal for cause not abridged, 279.13
- Employment of teachers
  - Agencies for employment, 95.1–95.6
  - Authority of board, 279.12, 294.2
  - Authority of board to make contract, 279.12
  - Authority of subdirector to make contract, 279.12
  - Automatic continuation of contract, 279.13
  - Certificate as eligibility, 294.1, 294.2
  - Compensation stated in contract, 279.13
  - Contracts, legal requirements, 279.12, 279.13
  - Contracts, provisions required, 279.13
  - Contract void, too few pupils, 279.14
  - Deaf, instructors of, 295.1
  - Dismissal procedure, appeals, 279.24, 290.1–290.6, 294.2
  - Filing of contract with secretary, 279.13
  - Invalid contracts, 279.13
  - Length of school term stated in contract, 279.13
  - Minimum wage requirements, 294.6, 294.7
  - Nepotism law inapplicable, 71.1
  - Organization of new board, contract, 279.13
  - Parties required to sign contract, 279.31
  - Prohibited when less than five pupils, 279.15
  - Relation employment law not applicable, 71.1
  - Reorganization, effect on contract, 275.33
  - Salaries, *see Salaries below*
  - Second contract void, pending release of first, 279.13
  - Signatures on contract, 279.13
  - Soldiers preference law applicable, 70.1
  - Subdirectors, authority to hire, 279.12
  - Termination of contracts, legal provisions, 279.13
  - Terms of contract enumerated, 279.13
  - Uncertified, not eligible, 294.1, 294.2
  - Written contract required, 279.13
- Examinations conducted by board of examiners, 260.4
- Examinations conducted by county superintendent, 280.12
- Exchange teachers, 279.13
- Exemption from jury service, 607.2(3)
- Exemption of property from execution, 627.6(17)
- Experience as qualification, 294.2, 294.3
- Fire drills required monthly, 100.31
- Governed by board's rules, 279.8
- Group life insurance, 509.1–509.13
- Handicapped children, classes, 281.4
- Homes for teachers may be provided, 296.1
- Indigents medical care, complaint filed, 255.2

**TEACHERS—Continued**

- Institutes
  - Accounting by county superintendent, 272.8
  - Adjournment of schools, 272.3
  - Approval by state superintendent, 272.2
  - Attendance mandatory, certificate, 272.4
  - Attendance without loss of salary, 272.3
  - Disbursement of funds, 272.6, 272.7
  - Funds provided, 272.5
  - Instruction plan, 272.1, 272.2
  - Supervision by superintendents, 272.1, 272.2
  - Use of funds prescribed, 272.6, 272.7
- Insurance, group, 509.1–509.13
- Jury duty, exemption, 607.2(3)
- Kindergarten teachers, requirements, 280.16
- Library care, teacher's responsibility, 292.7
- Medical care for indigents, complaint, 255.2
- Minimum wage law, 294.6, 294.7
- Music, ability ascertained, 280.12
- Nepotism, not applicable to teachers, 71.1
- Normal training
  - Contracts for training teachers, 262.30, 262.32
  - Federal-state aid, vocational board of regents to approve, 258.4–258.8
  - Physical education required, 280.15
  - Teachers' certificates, 260.5–260.26
- Pension system, 294.8, 294.10
- Pension system terminated, 294.11–294.14
- Preference, military service, applicable, 70.1
- Pupils dismissed and readmitted, 282.4, 282.5
- Qualification rules not retroactive, 294.2
- Qualifications required, 293.5, 294.1, 294.2
- Register, daily, kept and filed, 294.4
- Relative, employment law not applicable, 71.1
- Reports, 294.5, 299.15
- Retirement system, funds, 294.8–294.10
- Rules of directors governing teachers, 279.8
- Salaries
  - Contract to specify salary, 279.13
  - Minimum wage law, 294.6, 294.7
  - State aid, when not used for payment, 293.7
  - Uncertified teacher cannot recover, 294.1
- Sick leave, 79.1, 279.40
- Social science outlines received, 257.4(9)
- Soldiers preference law applicable, 70.1
- Standard schools, teaching requirements, 293.2
- State college, instruction, 268.2
- Uncertificated teaching enjoined, 273.18(24)
- Visiting of schools by board, 279.23
- Vocational education standards, 258.4(7)
- Wage law for teachers, 294.6, 294.7
- TEACHERS COLLEGE (CEDAR FALLS)**  
*See STATE COLLEGE OF IOWA (CEDAR FALLS)*
- TEAMSTER**
  - Exemption of property from execution, 627.6(18)
  - Tax exemption, 427.1(17)
- TEAR GAS BOMBS**
  - General provisions, 732.10–732.14
- TELEGRAMS**
  - Child labor regulations, 92.1, 92.2
  - Liability for error, 488.7–488.9
  - Penalty for employee revealing contents, 488.6

**TELEGRAPH AND TELEPHONE COMPANIES**

- Actions against companies
  - Claim presented before suit, 488.9
  - Message mistakes or delay, 488.7–488.9
  - Notice, how served, 617.3
  - Notice, to remove lines, 319.2, 319.4, 488.2
  - Original notice, service, 617.3; R.C.P. 56(f, g)
  - Place of bringing actions, 616.8, 616.9
- Bridges, use, 314.11
- Child labor law applicable, 92.1–92.16
- Claim for damages presented, 488.9
- Coal mine installation requirements, 82.92
- Company defined, 433.12
- Condemnation for, authorized, 488.4
- Construction of line, damages, 488.3, 488.4
- Construction of line on secondary roads, 319.5
- Construction regulated by cities, 386.1
- Depots, telephone required, 477.9, 477.42
- Directory, notice of requirement to yield tele-  
phone in emergency, 714.36
- Duties, failure to perform, 488.7
- Facilities, equal service to all, 488.5
- Franchise for, election, 386.3–386.7
- Highway obstructions prohibited, 319.2–319.7
- Injury to property, 716.7
- Liability
  - Damages for property condemned, 488.3, 488.4
  - Equal privileges denied, 488.5, 488.7–488.9
  - Mistakes or delay in messages, 488.7–488.9
- Linemen on railroads, free passes, 479.94(4)
- New lines, located by engineer, 319.5
- Office, railroads, 477.42
- Original notice in actions, how served, 617.3
- Original notice, service on, R.C.P. 56(f, g)
- Passes for linemen on railroads, 479.94(4)
- Penalty for violations, 488.14
- Poles and wires, *see POLES AND WIRES*
- Railroads, depot bulletins, 477.10, 477.11, 477.42
- Railroad, telephone at depots, 477.9, 477.42
- Reciprocal telephone service, 488.10–488.13
- Regulation by cities and towns, 386.1
- Removal of lines for road construction, 488.2
- Removal when obstructing roads, 319.1–319.6
- Right of way for lines authorized, 488.1, 488.3
- Rural telephones, stock exemption, 502.4(10)
- Stock, tax exemption of shares, 427.1(20)
- Tapping wires, penalty, 716.8
- Taxation
  - Assessment, certification, 433.4, 433.8, 433.9
  - Assessment in each county, 433.8, 433.9
  - Capital stock, when exempt, 427.1(20)
  - Certificate entered, 433.9
  - Company defined, 433.12
  - Levy and collection, 433.9, 433.10
  - Lines of railroad, when exempt, 433.13
  - Map required, failure, penalty, 433.14, 433.15
  - Other property assessed, 433.11
  - Rate of taxation, 433.10
  - Real and personal property, 433.4, 433.5, 433.11
  - Reassessment by tax commission, 439.1, 439.2
  - Sales tax imposed, 422.42, 422.43
  - Statement required, 433.1–433.3
  - Taxable value ascertained, 433.4–433.9
  - Taxable value entered by auditor, 433.9
  - Valuation, 433.5–433.7
  - Violation, penalties, 433.3, 433.15
- Venue of actions against, 616.8, 616.9

**TELEGRAPH AND TELEPHONE CO.—Cont'd**

- Violations
  - Divulging messages, 488.6
  - Emergency use, yield requirements, notice in  
directory, 714.33–714.36
  - Error in message, willful, 488.6
  - Failure to give service, 488.11–488.14
  - Failure to remove wire or poles, 319.8
  - Injuring wires, or posts, 716.7, 716.8
  - Larceny of electric current, 709.7
  - Legal privileges withdrawn, 488.5, 488.14
  - Message, delay in transmission, 488.5, 488.6
  - Messages, revealing contents, 488.6
  - Penalty, deprivation of legal status, 488.5, 488.14
  - Tax violations, 433.3, 433.15
  - Wire tapping, 716.7, 716.8

**TEMPERANCE SOCIETIES**

- Incorporation, 504.1–504.31

**TENANCY**

- Forcible entry and detainer action, 648.1–648.23
- Joint tenants
  - Action to recover realty from cotenant, 646.4
  - Created by express intent, 557.15
  - Inheritance tax liability, 450.3(5)
  - Simultaneous death act, devolution, 637.3
  - Waste, liable for treble damages, 658.1–658.3
- Life tenants
  - Apportionment of rent by executor, 562.1
  - Conveyances since 1907, nonenlargement, 557.21
  - Homestead elected in lieu of dower, 561.12
  - Nonenlargement by words of remainder, 557.21<sup>7</sup>
  - Petition for sale, 557.9
  - Rent apportioned at death by executor, 562.1
  - Report of executor or administrator, 65.1(11)
  - Rule in Shelley's case abolished, 557.20
  - Waste, liable for treble damages, 658.1–658.3
- Multiple housing co-operatives, ch 499A
- Notice, forcible entry and detainer, 648.3, 648.4
- Notice terminating tenancy at will, 648.4
- Tenants at will
  - Cities, housing law, 413.78, 413.79, 413.106,  
413.117
  - Eviction for health order violation, 413.117
  - Farm tenancy, termination notice, 562.5–562.7
  - Forcible entry or detention action, 648.1–648.23
  - Holding over after notice, double rent, 562.2
  - Nuisance abatement, removal, 137.13, 137.14
  - Presumption, notice to terminate, 562.4
  - Rent liability, court changes ownership, 646.22
  - Writ of possession, 646.24
- Tenants by the entirety
  - Cotenants liable for rent, 557.15, 557.16
  - Inheritance tax liability, 450.3(5)
  - Simultaneous death act, devolution, 637.3
- Tenants for years
  - Cities, housing law, 413.78, 413.79, 413.106,  
413.117
  - Eviction for health order violation, 413.117
  - Farm tenancy, termination notice, 562.5–562.7
  - Forcible entry or detention action, 648.1–648.23
  - Holding over after notice, double rent, 562.2
  - Nuisance abatement, removal, 137.13, 137.14
  - Presumption of tenancy at will, notice, 562.4
  - Rent liability, court changes ownership, 646.22

**TENANCY**—Continued

## Tenants for years—Continued

- Report of executor or administrator, 635.1(11)
- Waste, liable for treble damages, 658.1–658.3
- Writ of possession, 646.24

## Tenants in common

- Action to recover realty from cotenant, 646.4
- Cotenant in possession liable for rent, 557.16
- Cotenant's rent deducted on partition, 557.16
- Created by conveyance, presumption, 557.15
- Definition, 557.15
- Interstate bridges, joint ownership, 383.23–383.26
- Partition, cotenant charged with rent, 557.16
- Presumption unless contrary expressed, 557.15
- Recovery of real property, 646.4
- Redemption rights on execution sale, 628.24
- Simultaneous death act, devolution, 637.3
- Walls in common, 563.1–563.12
- Waste, liable for treble damages, 658.1–658.3

## Termination of tenancy at will by notice, 648.4

**TENDER**

## Adjudicated value of river lands by occupant, effect, 568.19

## Agricultural products to bonded warehouse, discrimination prohibited, 543.27

## Amount of broker's lien, securities returned, 502.17

## Amount of mortgage by execution creditor, 626.34–626.42

## Animals distrained, damages, 188.13

## Attorney fee, tender required to avoid, 625.25

## Bill of exceptions to judge for signature, 786.5

## Clerk of court, deposit with, 538.5

## Computing time negotiable paper, 541.87, 541.195

## Contract rights, effect, 538.4

## Counterfeit coins in payment, penalty, 718.16

## Counterfeit securities in payment, penalty, 718.6

## Damages

- Entry to make land survey, 355.12
- Highway established, altered or vacated, 306.31
- Trespassing animals, 188.13

## Delivery of goods, 554.44(4)

## Delivery of stock in railway corporations, 476.2

## Demand for performance, 538.1, 541.70

## Demand for quitclaim deed, tender of costs, 649.5

## Failure to object, waiver, 538.8

## Feeding or care, tenderer's duties, 538.4

## Fee for certificate of tax due, 445.23

## Garnishee, tender of fees and mileage, 642.9

## Heirs, judgment against, tender of share, 638.20

## Holder absent, manner of making, 538.5

## Keeping tender good, requirements, 538.2–538.8

## Lien of tenderer for care, expense, 538.4

## Negotiable instruments, 541.70, 541.121(4)

## Nonacceptance of tender, 538.7

## Notary public's fee for attending, 77.19(2)

## Objections to tender, made at time, 538.8

## Offer in writing, 538.6

## Perishable goods, tenderer's duties, 538.4

## Place of making, 538.2, 538.3, 541.70

## Place when holder absent from state, 538.5

## Publication charges for official notice, refusal, effect, 618.8

## Purchase price for samples, pure food law, 189.5

## Quitclaim deed, for title, costs, 649.5

**TENDER**—Continued

## Receipt demanded before delivery, 538.8

## Recipient lacking, deposit with clerk, 538.5

## Sales law provisions

## Buyer's exercise of option to return, 554.20

## Delivery, reasonable hour, 554.44(2)

## Delivery, right of inspection, 554.48(2)

## Part payment, seller deemed unpaid seller, 554.53

## Payment, effect on seller's lien, 554.55

## Securities law provisions, 502.17, 502.23

## Subsequent acceptance of tender, 538.7

## Tax certificate, assignment on tender, 391.68, 446.21

## Tax payments, when treasurer must accept, 445.5

## Title, quitclaim deed, costs, 649.5

## Trespassing animals, tender of damage, 188.13

## Waiver of defects, no objections, 538.8

## Witness fees and expenses, 622.77, 642.9, 781.17

**TENEMENT HOUSES**

## Fire escapes, 103.1–103.17, 413.35–413.46

## Health regulation, special charter cities, 420.171–420.180

Housing law applicable, 413.3(3), *see HOUSING LAW***TERMINALS**

## Carrier's lien for terminal charges, 487.26

## Facilities, value, joint rates, 479.46

## Joint use, 484.13, 484.19

## Motor vehicle carriers with fixed termini, 325.1

## Motor vehicle truckers, 327.1

## Railroads to maintain offices, 477.42

Railway stations, *see RAILROADS*

## Terminal charges, schedules, 479.50

## Transfer companies, engines, safety devices, 477.17–477.21

**TERMS OF COURT**

## District court, 604.12–604.22

## Municipal court continuous, no terms, 602.22

## Police court always open for business, 367.1

## Superior court, number, 603.7

## Supreme court, 684.5–684.12

**TERRORISM**

## Advocating terrorism, punishment, 689.10–689.13

## Terrorizing inhabitants of dwelling or boat, punishment, 714.2

**TESTIMONY**Civil cases, ch 622, *see EVIDENCE*Criminal cases, ch 782, *see CRIMINAL PROCEDURE, subhead Evidence*

## Perpetuating testimony

Civil cases, R.C.P. 159–166, *see DEPOSITIONS*

## Criminal cases, 761.8–761.11, 781.10

**TESTING STATIONS**

## City tests of motor vehicles, 321.238–321.247

## Truck overloads tested, 212.6, 321.465

**TEXTBOOKS***See* ch 301, *SCHOOLS AND SCHOOL DISTRICTS*

**THANKSGIVING DAY**

As holiday, negotiable instruments law, 541.85  
 Holidays in general, *see* **HOLIDAYS**

**THEATERS**

Blank cartridges, use allowed, 732.18  
 Child labor place of amusement, 92.1  
 City or town, regulation, license, 368.8(3)  
 Closing, epidemic, in special charter city, 420.181  
 Doors open outward, 103.8  
 Exit doors indicated by red light, 103.6(6)  
 Exits not to be fastened against exit, 103.8, 103.9  
 Fire escapes, requirements, 103.1-103.9  
 Insurance associations, basic rate reserve, 518.14  
 Moving picture theaters  
   Insurance associations, basic rate reserve, 518.14  
   Tax lien on fixtures, follows bulk sales, 445.31  
 Parking reservation authorized, 321.360  
 Regulation, municipal, 368.8(3)  
 Tax lien on furniture and fixtures, 445.31  
 Violations  
   Denying equal privileges to all, 735.1, 735.2  
   Exhibiting monstrosity, 725.12  
   Failure to pay admission fee, 744.3  
   Obscene shows, 725.3  
   Tear or stench bombs, discharging, 732.10, 732.14

**THEFT**

Criminal provisions, 709.1-713.38, *see* **CRIMES**,  
*subheads Embezzlement, False Pretenses and Frauds, Larceny*

**THERAPY AND THERAPEUTICS**

Department of therapeutics at state university, 263.4  
 Equipment used in state institutions, control over, 218.8(5)  
 Medical examination to include, 148.3(2)  
 Osteopathic colleges to teach, 150.6(4, 5)  
 Therapeutic effect of drugs, false labeling, 203.4

**THINGS IN ACTION**

*See also* **CHOSSES IN ACTION**  
 Defined as personal property, 4.1(9)

**THREATS**

Communication, 723.1  
 Election offenses, penalty, 738.13, 738.15  
 Injury threatened, injunction, R.C.P. 321  
 Intimidation by tramp, penalty, 746.3  
 Malicious threats, to extort, 720.1  
 Obstruction of justice, 723.1, 723.2  
 Security to keep the peace, 760.1-760.14

**THRESHING**

Lien, 571.1-571.5  
 Machines, taxation, 427.13(12)

**TIMBER**

Burning or setting on fire, 707.7, 707.8  
 Culture acts  
   General provisions, 161.1-161.13  
   State horticultural society to aid, 186.3  
   Tax exemptions, 161.1

**TIMBER—Continued**

Cutting or carrying away, penalty, 714.6, 714.7  
 Geological survey investigation, 305.4  
 Injuring, 560.6, 658.4, 658.7, 658.8

**TIME**

Allegation of time in pleading, R.C.P. 92  
 Appearance in court, time for, R.C.P. 53  
 Computation, statutory construction, 4.1(23)  
 Dismissal of action for want of prosecution, R.C.P. 215.1  
 Limits on starting actions, ch 614, *see* **LIMITATION OF ACTIONS**  
 Negotiable instruments provisions, *see* **NEGOTIABLE INSTRUMENTS**, *subhead Time*  
 Original notice, cited to appear, R.C.P. 50, 53, 54  
 Original notice requirements, 601.22, 602.27, 648.11; R.C.P. 53  
 Pleadings and motions, time for filing, R.C.P. 85  
 Publication of original notices, R.C.P. 60-63  
 Reasonable time, negotiable instrument law, 541.194  
 Timetables posted at railroad stations, 477.42

**TIMOTHY SEED**

Weight per bushel, 210.10

**TIPS**

Antitipping law, 741.1-741.7

**TIRES**

Motor vehicle law, 321.1(16-18)

**TITHES**

Constitutional prohibition, Const., Iowa, I, 3

**TITLES**

Abandoned railroad right of way, 471.15-471.17, 473.1, 473.2  
 Abandoned river channels  
   Action to determine title, 568.19  
   Conveyance of title by state, 568.12  
   Failure to convey, refund, 568.16, 568.20  
   Rights of occupants on sale, 568.10  
 Abandoned spouse, property rights, 597.10  
 Abstracts of title  
   Bank loans, costs paid by borrower, 526.30  
   Court records involving title to realty, 624.21  
   Drainage records no part of title, 465.28  
   Partition actions, R.C.P. 272  
   Plats, city subdivisions, abstracts attached, 409.9  
   Recovery of real property, pleading, 646.7-646.9  
   School fund loans, state, 262.14  
 Actions involving title to real estate, *see* **REAL PROPERTY**, *subhead Actions*  
 Adverse possession, title claim by, 564.1  
 Affidavits explanatory of title, presumption, 558.8  
 After-acquired interest, estoppel by deed, 557.4  
 Aliens' property rights, Const., Iowa, I, 22; 567.1-567.7  
 Ancient deeds and instruments, limitation of actions, 614.14-614.23  
 Bills of lading, 487.14-487.35, 487.40, 487.47  
 Bond to convey real estate, foreclosure, 654.11, 654.12  
 Boundary disputes, title determined, 650.1-650.17

**TITLES—Continued**

- Cemetery lots abandoned, reversioner's right, 566.25
- Certificate of entry, assignment carries title, 558.7
- Chain of title
  - Claims to real estate antedating 1920, 614.17
  - Record of title kept in land office, 10.1
- Change in title by court action, 558.66, 606.14
- Changing name of person, method of changing title, 674.12
- Chattel mortgages, title in mortgagor, 556.2
- Christian name, variation, effect, 558.6
- City-owned real estate
  - Acquisition for debt authorized, 569.1-569.4
  - Attorney to bid in at execution sales, 569.2
  - Authority of city to transfer title, 569.7
  - Bidding in at execution sales, 569.2, 569.3
  - Conveyances by municipality, 569.7
  - Conveyances, right to receive, 569.1
  - Costs and expenses, how paid, 569.4
  - Execution of deeds and leases, 569.7
  - Interstate bridge provisions, 383.6, 383.17, 383.24
  - Management costs and proceeds, how paid, 569.6
  - Management when title vests, 569.5
  - Municipal docks, 384.3(2)
  - Parks, title in park board, 370.11
  - Plats to have abstract of title attached, 409.9
  - Special charter cities, 420.156
  - Streams within city, title in river-front commission, 372.6, 372.7, 372.10
- Clerk's fee for certifying change, 606.15(30)
- Code analyzed by titles, 14.12(6, a)
- Color of title defined, 10.9, 560.2
- Commissioner's deed, conveys title, 624.29-624.35
- Commissioner to convey real estate, 624.29-624.33
- Condemnation records, presumption, 472.41
- Conditional sales, 556.4, 556.5, 556.22-556.24
- Contract for sale of real estate, forfeiture, 656.1-656.6
- Conveyance by court commissioner, 624.31-624.35
- Conveyances of title generally, ch 558
- Co-operatives, contracts authorized without acquiring title, 499.8
- Co-operatives, multiple housing, 499A.1, 499A.11-499A.13
- "Co-operative", use in business title restricted, 497.30, 498.32
- Corporate stock, title divested by execution, right to vote, 491.55
- County-owned real estate
  - Authority to acquire for debt due, 569.1-569.3
  - Authority to acquire generally, 332.1, 332.3(12)
  - Bidding in at execution sale, 569.2, 569.3
  - Buildings, *see COUNTY, subhead Buildings and Grounds*
  - Conveyances, right to receive, 569.1
  - Costs and expenses, how paid, 569.4
  - County attorney, to bid at execution sale, 569.2
  - Execution of deeds and leases, 569.7
  - Management when title vests, 569.5, 569.6
  - Tax deed title, proceeds apportioned, 569.8
- Court conveyances, validity of title, 624.31-624.35
- Credit union, use of title restricted, 533.3
- Curative acts, ch 589, *see LEGALIZING ACTS*

**TITLES—Continued**

- Decrees of court affecting title entered on transfer book, 558.66
- Disputed corners and boundaries, 650.1-650.17
- Docks, cities may acquire, 384.3
- Dormitories at state institutions, 262.37
- Drainage provisions
  - Changes of title, right to vote, 462.9, 462.10
  - Drainage records, not part of title, abstract, 465.28
  - Execution sale, acquisition by county, 455.176
  - Tax sale, acquisition by bondholder, 455.178
  - Tax sale, acquisition by county, 455.176, 455.178
  - Voting power when title held in trust, 455.179
- Dubuque and Pacific railroad lands, 10.12
- Easements acquired by adverse possession, 564.1
- Eminent domain
  - Abandoned railroad right of way, 471.17
  - Presumptive evidence of title, 472.41
- Escheat, procedure to obtain title, 567.5, 567.6
- Estray law provisions, 188.1, 188.36, 188.38, 188.40
- Extinct religious societies, transfer, 504.23
- Federal lands
  - Authority to acquire state lands, 1.4
  - Federal land grants, lists certified, 10.11
  - Federal land grants, state claims relinquished, 10.9
  - Fish and game refuges, 1.5-1.9
  - Land office records, 10.1, 622.41-622.51
  - National forests, 1.9
  - Railroad land grants, recording, 558.9, 558.10
- Fish and game, title in state, 109.2, 109.3
- Forcible entry and detainer actions, 648.1-648.23
- Forfeiture of real estate contracts, 656.1, 656.6
- Forms of conveyances, 558.19
- Gifts, devises and bequests
  - Estate proceedings, *see WILLS*
  - Public bodies, acceptance to pass title, 565.6
  - State, acceptance necessary to pass title, 565.3
  - Townships, acceptance required, 359.29
- Good-faith holders, defect in title, 129.9
- Grantee, after-acquired interest inures to, 557.4
- Grantor described as spouse or heir, presumption, 558.14
- Guardians, orders affecting title certified to county where property located, 668.12
- Homestead tax credit, owner must be title holder, 425.11
- Individual drainage rights, record not part of title, 465.28
- Insurance commission, notice served addressed to official title, 511.28, 515.74
- Insurance policies issued under "underwriters' title", 515.143
- Interstate bridge provisions, 383.6, 383.17, 383.24
- Inurement of after-acquired interest to grantee, 557.4
- Iowa-Missouri boundary commission, effect on titles, page lxxxv, Vol. I
- Islands or abandoned river channels, 568.10, 568.19, 568.20
- Judgment, motion to vacate, title protected, R.C.P. 254(a)
- Judgments, summary, to settle real estate titles, R.C.P. 237(e)

**TITLES—Continued**

- Jurisdiction of courts to determine title
  - District court, 604.1
  - Forcible entry cases, district court, 648.14
  - Municipal court, no jurisdiction, 602.14
  - Superior court, 603.8
  - Supreme court, appellate jurisdiction, R.C.P. 331(a)
- Justice court, no power to determine, 601.37
- Land office and patents
  - Certified listing of federal granted lands, 10.11
  - Chain of title to be kept, 10.1
  - Color of title relinquished by governor, 10.9
  - Dubuque and Pacific railroad lands, 10.12
  - Land patented to decedent, title in heirs, 636.55
  - Records of land office, contents, 9.3
  - Records, use in evidence, 622.49–622.51
  - State university lands, patents, 10.13, 10.14
- Legalizing acts, ch 589, *see LEGALIZING ACTS*
- Legislative bills, Const., Iowa, III, 29; 3.1
- Lien of personal taxes, vendor and purchaser, 445.30
- Limitation of actions affecting title, 614.1(8), 614.15–614.23
- Liquor law violations, effect, 129.9
- Lost property, finders title, 644.5, 644.11
- Lost records, proceedings and proof, 647.1–647.5
- Meandered stream beds, lost boundaries, title determined, 372.6
- Mortgages of chattels, title in mortgagor, 556.2
- Mortgages of realty, title in mortgagor, 557.14
- Motor vehicle provisions
  - Certificate of title, 321.17–321.52
  - “Owner” defined, 321.1(36)
  - Registration of specially constructed or foreign vehicle, certificate surrendered, 321.23
  - Registration plates, 321.171
  - Sale of unused vehicle, certificate, 321.67
  - Transfer, general provisions, 321.45–321.50
  - Transfer, stolen vehicle, penalty, 321.77
- Municipal court, no jurisdiction, 602.14
- Municipally owned real estate, *see subhead City Owned Real Estate above*
- Narcotic drug law provisions, 204.15, 204.18(4)
- Negotiable instruments
  - Antedated paper, when title passes, 541.12
  - Assignments
    - Prohibited by instrument, effect, 539.2
    - Qualified indorsement, 541.38
    - Thing in action, exception, R.C.P. 7
  - Bearer paper, special indorsement, 541.40
  - Defective title, proof, 541.55–541.59
  - Indorsement to indorsee in trust, 541.36(3)
  - Notice of defect, 541.52(4), 541.54, 541.56
  - Postdated paper, when title passes, 541.12
  - Qualified indorsement, effect, 541.38
  - Time of acquiring, 541.12, 541.49
  - Transfer without indorsement, 541.49
  - Warranty of title, by negotiator, 541.65
- Nonresident aliens, limitation on acquiring title, 567.1
- Notarial seals of nonresidents, 558.15
- Occupying claimants, color of title, 10.9, 560.1–560.7
- Old-age assistance, property defined, 249.1(10)

**TITLES—Continued**

- Old-age assistance, state board of social welfare, 249.20
- Opinion of attorney, attached to plat, 409.9
- Option to remove improvements when title questioned, 560.7
- Ordinances, titles of, requirements, 366.2, 367.9, 420.38
- Parks and highways under conservation commission, title in state, 111.10
- Partition action, ch 651, *see PARTITION PROCEEDINGS*
- Party walls, 563.1–563.12
- Patent to decedent, title in heirs, 636.55
- Personal property transfers, chs 556, 655, *see PERSONAL PROPERTY; SALES ACT*
- Plats, city, abstract and opinion attached, 409.9
- Plats, city subdivisions or additions, 409.1–409.47
- Possession claims, ancient deeds, limitation, 614.23
- Preserved on modification of judgment, R.C.P. 254
- Quieting title action, 649.1–649.8
- Railroad land grants record, 558.9, 558.10
- Railroad lands, Dubuque and Pacific, 10.12
- Real estate, education board, in state, 262.37
- Recovery of real property, 646.3
- Religious societies, extinct, disposition, 504.23
- Restoration of lost records, 647.1–647.5
- Reversioner's right to convey title, 566.25
- Reversion of titles
  - Cities, waterfront property control, 384.3(3)
  - Highways and roads abandoned, 473.3, 473.4
  - Inheritance tax lien removed, 450.52
  - Lands for highway materials, nonuser, 473.4
  - Park lands, abandonment of gift, 111.14
  - Railroad right of way abandoned, 473.1, 473.2
  - Road for way to land, abandoned, 473.3
  - Schoolhouse sites, 297.15–297.21
  - Waste, action by reversioner, 658.2, 658.5
- River-front improvement commission, title, 372.6, 372.7, 372.10
- Sales of goods, 554.24–554.41, *see SALES ACT*
- Savings banks, period for which title may be held, 526.34
- School lands, chs 297, 302, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Lands*
- Securities act provisions, 502.3(1), 502.11
- State-owned property
  - Acquisition at execution sale, 569.1–569.4
  - Attorney general to bid at execution sale, 569.2
  - Authority to deed or lease, 569.7
  - Bidding in at execution sale, 569.2, 569.3
  - Conservation, title in state, 111.10, 111.12
  - Conveyances, right to receive, 569.1
  - Cost and expense, how paid, 569.4
  - Dormitories at state institutions, 262.37
  - Execution of deeds and leases, 569.7
  - Federal land granted to state, list, 10.11
  - Fish and game, title in state, 109.2, 109.3
  - Gifts to state, conditions, acceptance, 111.12, 565.3
  - Islands and abandoned river channels, ch 568
  - Lost boundaries, meandered streams, 372.6
  - Management when title vests, 569.5, 569.6
  - Meandered stream beds title, 372.6
  - Road machinery, federal donation, 307.6
  - State parks, title in state, 111.10, 111.12

**TITLES—Continued**

- State-owned property—Continued
  - State university land, patent, 10.13
- State reports and documents, titles arranged, 16.3
- Stolen property, proof of title, 645.2–645.4
- Summary judgments to settle, R.C.P. 237(e)
- Supreme court reversal, effect, 686.16
- Tax list irregularities immaterial, 443.19
- Tax titles
  - Adverse claims to tax deed quieted, 448.15–448.17
  - Assignment of certificate, title effect, 446.31
  - De facto acts of officers, effect, 448.14
  - Execution of deed, effect, 448.3
  - Facts necessary to defeat deed, 448.6, 448.7
  - Fraudulent sale invalid, 448.9
  - Irregularities disregarded, 420.217, 443.19
  - Irregularity in advertising sale, 446.14
  - Limitation on action to set aside, 448.12, 448.13
  - Redemption after delivery of deed, 447.8
  - Sale for erroneous tax, effect, 445.61
  - Sale made by mistake, effect, 448.8
  - Special charter city tax sales, 420.216–420.218, 420.244, 448.3–448.5
  - Tax deed, proof necessary to sustain, 448.7
  - Tax deeds, conclusive evidence, 448.5
  - Tax deeds, presumptive evidence, 448.4
  - Tax list irregularities immaterial, 443.19
- Title acquired under judgment, later reversed, effect, 686.16
- Title bond foreclosure, 654.11, 654.12
- Title decree, entry on transfer books, 558.66
- Title insurance companies exempt from corporate income tax, 422.34(1)
- Title of actions and proceedings
  - Claims against estate, how docketed, 635.56
  - District court, docketing, 606.7(4), 606.8
  - Execution levies on real estate, encumbrance book entries, 626.20
  - Justice court, docketing, 601.16(1)
  - Name of cause not to be changed, 611.14
  - Supreme court, 793.12; R.C.P. 342(a)
- Transcript, effect same as original, 558.13
- Transfer of title, auditor's fee, 333.15
- Underwriters' title, issuance of policies under, 515.143
- Use of professional titles
  - Architects, 118.6, 118.7, 118.14
  - Certified public accountants, 116.7
  - Certified shorthand reporters, 115.6
  - Chiropractors, dentists, optometrists, osteopaths, physicians, surgeons, podiatrists, 147.74
- Utility equipment, conditional sale or lease, 556.22–556.24
- Walls in common, 563.1–563.12
- Warehouse provisions
  - Bonded warehouses
    - Negotiable receipts, restriction, 543.18
    - Receipts covering own grain, 543.21
  - Purchaser's rights, failure to cancel receipt, 542.11, 542.12
  - Unbonded warehouses, owner defined, 542.58, 544.1

**TITLES—Continued**

- Warehouse provisions—Continued
  - Warehouse receipts law provisions
    - Adverse claimants, title determined, 542.17–542.19
    - Adverse titles, rights, 542.19
    - Liability for assuming title, 542.16
    - Purchaser's rights when levy made, 542.25
    - Transfer of title by negotiation, 542.41
    - Transfer of title without negotiation, 542.42
    - Warranty implied from transfer, 542.44(4)
  - Warranty of title by deed, 558.19(3)
  - Waterworks foreclosure, franchise, 398.6(1)

**TOBACCO**

- Advertisement near schools, penalty, 98.40, 98.41
- Bonded warehouse law applicable, 543.1(4)
- Cigarette law, 98.1–98.41, 551A.1–551A.11, 751.3(7)
- Cigar stores, 92.11, 98.1–98.41, 751.1–751.43
- Sale or gift to minor, penalty, 98.2, 98.3
- Use by school pupils prohibited, 279.9

**TOILET ARTICLES**

- Cosmetics, use by cosmetologists, 157.1(2)
- Liquor law provisions
  - Manufacturer's permit, 133.1–133.7
  - Retail sale permitted, 123.27(3)
  - Wholesale druggists use, 131.1, 131.7(4)

**TOILETS**

- Cabooses on stock trains, 479.78, 479.79
- City and town regulation, 368.26
- Comfort stations in cities, 376.1–376.4
- Depot, sanitary closets required, 477.37
- Facilities for women in factories, 88.2
- Food establishments law
  - Cesspools when no sewer, 170.10, 170.11
  - Employees wash hands after visiting, 170.19(4)
  - Lavatories adjacent to toilet rooms, 170.17
  - Offensive odors prohibited, 170.9
  - Roller or common towels not permitted, 170.21
  - Toilet room regulations, 170.16, 170.17
- Food establishments, requirements, 170.16
- Hotels
  - Free use of toilets for guests, coins furnished, 170.34
  - Outside water closets, screened, disinfected, 170.35
  - Sexes separated, 88.2, 170.35
- Housing law
  - Cellar location regulated, 413.32, 413.61
  - Cleanliness enforced, 413.69
  - Encased plumbing not allowed, 413.32, 413.34, 413.55, 413.85
  - Fixtures, insanitary, replaced, 413.85
  - Floors beneath, kept repaired, 413.65, 413.85
  - Lighting and ventilating, 413.25, 413.32
  - Lighting at night required, 413.32
  - Multiple dwellings, requirements, 413.85
  - Number required, 413.32, 413.62, 413.86
  - Out-of-doors closets not permitted, 413.86
  - Plumbing, 413.32, 413.34, 413.55, 413.85, 413.86
  - Requirements generally, 413.32, 413.55, 413.86
  - Separate compartments, 413.32, 413.86
  - Window area, 413.25, 413.55, 413.86



**TOILETS—Continued****Privies**

- Cleanliness enforced, 413.69
- Food establishments, offensive odors prohibited, 170.9
- Housing law, sewer connections, 413.86
- Railroad depots, 477.37–477.41
- Schools, requirements, location, 279.37

- Railway cabooses, requirements, 479.78, 479.79
- Railway stations, toilets required, 477.37–477.40
- Schools, regulations, locations, 279.37
- Sexes separated, 88.2
- Slaughterhouses, restrictions, 170.20(4)
- Street railway, toilet facilities, 402.3(4)
- Washrooms in factories, 88.3

**TOLEDO STATE JUVENILE HOME**

See ch 244, *JUVENILE HOME*

**TOLL BRIDGES**

See 381.16–382.5, 383.1, 427.13

**TOMBS AND TOMBSTONES**

- Cemeteries, 566.1–566.27, see *CEMETERIES*
- Injuring or defacing, penalty, 714.23, 714.24
- Marking and registry of soldiers' graves, 29.12, 36.1–36.9, 250.14–250.16

**TON**

- Coal miners wages determined, 82.111
- Standard of weight, 210.4
- Trailer registration fees, 321.123
- Truck registration fees, 321.119–321.122
- Wheel load maximum, 321.463

**TONTINE CONTRACTS**

Defined as “stock”, 501.1

**TOOLS**

- Burglar tools in possession, 708.7
- Coal mine provisions, 82.64, 82.81
- Counterfeiting tools, making or having, 718.13, 718.14, 718.20
- Exemption from execution, 627.6(17)
- Exemption from taxation, 427.1(17)
- Prison labor, tools furnished for, 356.18, 356.20
- Tool houses, railway to report for taxation, 434.2

**TORNADO**

- Insurance, 515.48, 515.49, 518.1, see *INSURANCE*
- Tax remission in tornado loss, 445.62

**TORPEDOES**

- Defined, use regulated, 695.27, 732.9–732.19
- Forbidden in state parks, 111.42

**TORTS**

- Actions in court, see *ACTIONS*
- Husband not liable for wife's torts, 597.19
- Negligence, liability, see *NEGLIGENCE*
- Personal injury action, limitation, 614.1(3)
- Wife's liability, 597.19

**TOWNS**

See *CITIES AND TOWNS*

Defined, 363.4

**TOWNSHIP**

- Accounts examined, 11.18, 11.20
- Actions by and against, counsel, 359.18, 359.19
- Aeronautics commission, state, 328.1–328.41

**Airports**

- Aeronautics law, 328.1–330.24
- Bonds, 330.7, 330.16
- Bonds issued payable from earnings, 330.14
- Bonds payable from earnings, 330.14
- Charges for use, leases, 330.12
- Charges to pay bonds, 330.14
- Collaboration agreements authorized, 330.4
- Definition, 330.1
- Federal aid authorized, 330.13
- Hazard prevention, 329.5
- Improvements, 330.6
- Plans and specifications, 330.9, 330.10
- Power to acquire and operate, 330.2–330.6, 330.14
- Public use, liability, 330.15
- Rules and regulations, 330.11

**Airport zoning, 329.1–329.15**

- Attorney in litigation specified, 359.18, 359.19
- Audit, finances, nature and cost, 11.18–11.21
- Bank depositor's agreements, consent, 528.35–528.40, 528.95–528.116
- Bank reorganization agreements, 528.36–528.40
- Bank stock ownership, Const., Iowa, VIII, 4
- Bank trust certificates, acceptance, 528.105, 528.106
- Benefited fire districts, 357A.1–357A.14

**Bonds**

- Fire and police pension funds invested, 410.3, 411.7(2)
- Hearing on improvements, 23.12–23.16
- Indebtedness limited, 407.1
- Indebtedness reported, appeals on contracts, 23.5(9)
- Insurance companies to invest in, 511.8(2)
- Issuance regulated, hearing, 23.12–23.16
- Officers and employees, ch 64, see *BONDS*
- Penal provisions, 24.24, 75.7
- Railroad tax aid bonds, 480.3
- Sale of bonds, 75.2–75.6
- Void if improperly issued, 23.16
- Bonds on public contracts, hearings, procedure, prerequisites, 23.12–23.16

**Bonds, public**

- Application of funds, permissive, 76.4
- Authority to issue, election, 75.1
- Commission and expense, what permitted, 75.6
- Deposit of funds outside Iowa to pay, 453.4
- Exchange for legal debts, permitted, 75.9
- Fire equipment purchase or rental, 359.45
- Levy, mandatory requirements, 76.1, 76.2
- Mature serially in order as numbered, 76.1
- Notice of sale, published, 75.2
- Numbered consecutively, 76.1
- Penalty, officer, failure of duty, 75.8
- Place of payment, 76.6
- Retirement, mandatory provisions, 76.1
- Retirement period, 20 years, 76.1, 76.2
- Sale, not less than par with interest, 75.5
- Sealed bids, requirements, 75.3, 75.4
- Tax levy by state to pay bonds, 444.20
- Tax levy to pay bonds, filed with auditor, 76.2

**TOWNSHIP—Continued****Bonds, public—Continued**

- Tax limitations, valuation, 76.3
- Township hall bonds, 360.7
- Valuation, bonds limited, 76.3

**Boundaries**

- Change to meet city boundaries, 359.3–359.8
  - City covers, functions transferred to city, 359.24–359.27
  - Division when city in township, 359.5–359.8
  - Notice of hearing on change, 359.7
  - Petition for change, remonstrance, 359.6–359.9
  - Record kept of boundaries, 359.4, 359.20
  - Restoration of former township, 359.9
  - School township not to be changed, 359.2, 359.3
  - Supervisors to determine, 359.1
- Budget law, local, not applicable, 24.2
- Cemeteries, 359.28–359.41
- City covers township, functions to city, 359.24–359.27
- Claims due, bank reorganization consent, 528.36–528.40
- Claims, state against townships, procedure, 25.6

**Clerk**

*See also subhead Officers below*

**Animals trespassing**

- Appeal from damage assessed, 188.19–188.24
- Distraint, procedure, 188.11–188.17
- Bond, furnished and paid for by township, 64.12
- Bonds, approval by board of supervisors, 64.19, 65.2
- Buildings examined, 100.10
- Cemetery duties, 359.40, 359.41
- Cemetery funds, custody, 359.21
- City covers township, office abolished, 359.24
- Compensation and fees, 359.47–360.2
- Depositories of fund, list kept, 454.6
- Depository banks, location specified, 453.4
- Deposits in banks, 453.1–453.8, 526.37
- Drainage matters, duties of clerk, 465.1–465.27
- Duties when objections filed to bond issue, 23.14
- Elected biennially in township, 39.23

**Election duties**

- Generally*, 49.14, 50.20, 359.22, 359.23
- Canvass of votes, 50.20–50.22
- Receive and file election books, 50.18, 50.19

**Estray animals**

- Application for assessment of damage, 188.44
- Duties, 188.14–188.48
- Fees of clerk, 188.48(9, 10)

**Execute health board orders, 139.5**

- Fence dispute, duties, 113.10, 113.11, 113.23–113.25
- Fire marshal's regulations enforced, 101.8
- Fires, duty to investigate, fees, 100.2–100.4, 100.34
- Fires investigated, reported, 100.2, 100.3
- Funds collected, disbursed, 359.21, 453.1
- Health board, local, clerk, 137.3
- Oaths, power to administer, 78.2(4)
- Office abolished, city take over, 359.24–359.27
- Quarantine duties, 139.20
- Receipts and expenditures posted, 359.23
- Record of proceedings kept, 359.20

**TOWNSHIP—Continued****Clerk—Continued**

- Residence qualifications, 39.22
  - Rural voters of township elect, 39.22
  - Term of office, 39.23
  - Township halls, duties, 360.1, 360.8
  - Violations, failure to investigate fires, penalty, 100.4
  - Voting booths kept, 49.25(7)
- Code and session laws, supervisors may buy, 16.21
- Condemnation, right to purchase, 471.5
- Constables, *see* **CONSTABLES**

**Contracts**

- Preference to Iowa products and labor, 73.1, 73.3, 73.6
  - Public, *see* **CONTRACTS**
- Conveyance, right to receive, 569.1
- County divided into townships, 359.1
- Debt limit, constitutional Const., Iowa, XI, 3
- Deeds and leases executed, 569.7
- Division of townships, 359.1–359.8
- Division, when to take effect, 359.8
- Drainage for individuals, procedure, 465.1–465.29

**Elections**

- Ballots, separate from machine, 49.30
  - Canvass, 50.20–50.22
  - Clerk, election, term of office, 39.22, 39.23
  - Clerk's duties, 359.22
  - Clerk's financial report, posting, 359.23
  - Constables at polls, appointment, 49.115
  - Constables elected, 39.21
  - Expenses paid, 49.18
  - First election in new township, 359.10–359.13
  - Judges and clerks, 49.14
  - Justices of the peace, 39.21
  - Trustees, election, term of office, 39.18, 39.22
  - Voter's registration, 47.1
  - Voting machines, 52.1
- Emergency war disaster, government perpetuated, 38A.7–38A.13, 38D.1–38D.3
- Eminent domain, power to condemn, 471.5
- Employees covered by federal social security, 97C.1–97C.19

**Examination of finances**

- Audit, yearly, state or accountants, 11.18
- Cost, payment, repayment, hearing, 11.18–11.21
- Execution sale, bidding for debt due, 569.2, 569.3
- Fences, railway, local regulations not applicable, 478.8
- Financial audit, nature and cost, 11.18–11.21
- Fire equipment, joint ownership, 359.42
- Fire equipment purchased, 359.42–359.45
- Former township restored, 359.9

**Funds**

- Accounting given to treasurer, 452.11
- Accounts examined, 11.7–11.21
- Cemetery funds, 359.21, 359.35, 566.14–566.16
- City covers township, funds transferred, 359.24–359.27
- Clerk to have custody, 359.21
- Deposits, depositories, interest, 453.1–453.8
- Deposits in banks, 453.1–453.8, 526.37
- Failure to account, Const., Iowa, III, 23; 63.13
- Fire equipment fund, 359.43
- General fund, uses, 66.23, 359.28

**TOWNSHIP—Continued****Funds—Continued****Investments**

- Cemetery fund investments, 566.15
- Federal insured loans, 682.2, 682.3

Loan or use by county treasurer, punishment, 452.4

Receipts and expenditures posted, 359.23

Sectarian purposes, use forbidden, 343.8, 343.9

**Township hall fund**

- Excess transferred to school fund, 360.3
- Tax levy, 360.2, 360.8

Township offices abolished, transfer, 359.24–359.27

Transfer of funds, 24.21, 24.22

**Violations**

- Embezzlement, 710.1
- Failing to report expenditures, 740.11
- Funds used for sectarian purposes, 343.9

Garnishment not permitted, 642.2

**Gift accepted**

- Annuity condition, tax, 565.6, 565.12–565.15
- Authority, management, 359.29, 565.6–565.15
- Cemetery donations, 566.14–566.18
- Tax voted to maintain, 565.8–565.11
- Trustees appointed by court, bond, 565.7

Gifts accepted and managed, 359.29, 565.6

**Halls**

- Construction, bids, contract, 360.5
- Custodians' duties, 360.6, 360.7
- Election to vote tax, 360.1
- Funds, *see subhead Funds above*
- Gifts and donations, 359.29
- Joint ownership with city or town, 360.4–360.6
- Location to accommodate taxpayers, 360.4
- Tax levy to build and repair, 360.2, 360.8
- Township hall fund, clerk to post bond before receiving, 360.7
- Use by citizens, 360.6

Highway patent suits, legal counsel, 7.5

Indebtedness limited, Const., Iowa, XI, 3; 407.1

Insurance premiums paid for policemen and firemen, 321.496

Labor and products, Iowa, preferred, 73.1–73.10

Libraries, tax and contracts, 378.11–378.14

Litigation expenses, tax levy, 359.19

Management of realty when title vests, 569.5, 569.6

Municipal court, townships included, 602.1

Name changed, procedure, 359.14–359.16

**New township formed**

- First election called by supervisors, 359.10
- Officers to be elected, 359.11
- Order by auditor for first election, 359.12, 359.13
- Petition, notice, effect, 359.6–359.8

Notice, publication important matters, 608.14

**Officers**

- Accounting required, penalty, 63.13
- Appointment, temporary, 66.19
- Bond, action on, sealed bids, divulging, 72.4, 622.15(12)

**Bonds**

- Accounting before approval, 63.13
- Approval by township clerk, 64.19
- Beneficiaries, for use and benefit, 64.18

**TOWNSHIP—Continued****Officers—Continued****Bonds—Continued**

Custody, filed with county auditor, 64.23

Failure to give bond, penalty, 64.25

New bond, additional security, 65.1–65.11

Oath on back or attached, 63.11

Run, to whom, 64.18

Time for approval or disapproval, 64.20

Clerk, 359.20 et seq.

Code and session laws, to successor, 16.21

Compensation, supervisors fix, 332.3(10)

Counsel for trustees, 359.18, 359.19

Counsel in patents cases, 7.5

County attorney, advice and opinions, 336.2(7)

Deposit in banks, 453.1–453.8, 526.37

Election, 39.1–39.7, 39.18–39.23

Election results sent to county auditor, 43.61, 359.22

Federal social security, 97C.1–97C.19

Fees and fines reported annually, 79.7

Nepotism prohibited, 71.1, 71.2

Oath filed with county auditor, 64.23

Opinion and advice by county attorney, 336.2(7)

Relatives, employment, prohibited, 71.1, 71.2

Removal from office, 65.3, 65.8, 66.1–66.25

Resignations, to whom made, 69.4(4)

Sex no disqualification for holding office, Const., Iowa, Amend. 1926; 39.25

Suspension from office, 66.19

Terms of office, 39.8, 39.18–39.24, 69.1, 69.12

Time and manner of qualifying, 63.1–63.13

**Trustees**

Depository banks, location specified, 453.4

Deposits in banks, 453.1–453.8

**Vacancies**

Filled at election, when, 69.13

Filled by trustees, 69.8(7)

Removed person not eligible, 69.9

**Violations**

Bribery and acceptance of bribes, 739.10, 739.11

Embezzlement, 710.1–710.3

Parks, public, improvement, tax, 359.30

Preference for Iowa products, 73.1–73.10

Public contracts and bonds, hearings, procedure, prerequisites, 23.1–23.15

Public grounds and buildings, 359.28–359.42

**Public improvements and bonds**

Appeal, limitations, procedure, 23.4–23.11

Bonds, notice, hearings, appeal, 23.12–23.15

**Coal mined in Iowa**

Exceptions in rural use, 73.10

Use required, provisions, 73.6–73.10

Plans, notice of hearing, objections, 23.2, 23.3

Preference, Iowa labor and materials, 73.1–73.10

Requirements before issuance, approval, 23.1–23.16

Railroad fences, local regulations not applicable, 478.8

Railroad line relocation, procedure, 480.1–480.3

Real estate title acquired, 569.1–569.7

Road expenditures, published by county, 349.16

Schools, ch 274, *see SCHOOLS AND SCHOOL DISTRICTS, subhead Districts*

**TOWNSHIP—Continued**

Sectarian use, money for, prohibited, 343.8, 343.9  
 Social security, federal, 97C.1–97C.19

**Soil conservation**

Advisor may be appointed, 467A.6  
 Co-operation authorized, 467A.9

Supervisors districts to embrace, 331.8–331.11  
 Supervisors to hold first election, 359.10–359.13  
 Tax exemption on property, 427.1(2)  
 Tax for township halls, 360.1–360.8  
 Tax levies, 359.19, 359.30, 359.35, 359.43, 360.8  
 Title to real estate acquired, 569.1–569.7

**Trustees**

Acts and proceedings recorded, 359.20  
 Animal board of health, constitute, 165.35

**Animals trespassing**

Damages assessed by trustees, 188.14  
 Distraint, procedure, 188.11–188.14

Approval of depositories, 453.1, 453.2  
 Bond not required of trustees, 64.1(5)  
 Bovine tuberculosis, survey and report, 165.35  
 Canvass of votes on elections, 50.20–50.22  
 Cemeteries, duties, 359.28–359.41, 566.14–566.16  
 City covers township, office abolished, 359.24  
 Compensation and fees, 359.46  
 Counsel employed, 359.18, 359.19  
 Deeds and leases executed, 569.7  
 Depositories for funds approved, 453.1, 453.2  
 Distraint of animals, damages, procedure, 188.11–188.14

Drainage hearings and assessments, 465.1–465.35

Duties in general, 359.17

Elected biennially, for three years, 39.18  
 Elected by rural voters in township, 39.22  
 Election duties, 49.14, 49.21, 49.27, 50.20, 360.1  
 Election qualifications, tenure, 39.18, 39.22, 359.11

Fire equipment purchased, 359.42–359.45

Health board, local, members of, 137.1, 137.2

Indigents, hospitalization, duty, 255.2

Library contracts, duties, 378.11–378.16

Meetings required, 359.17

Members of local health board, 137.1, 137.2

Number of trustees, 359.17

Office abolished, city takes over, 359.24–359.27

Polling places, duty, 49.21, 49.24

Pollution of water, petition, 135.18–135.29

**Poor relief**

Abandonment, court order, 252.10  
 Administration of relief, 252.25–252.28  
 Admission to county home ordered, 253.6  
 Appeals from refusal, 252.37  
 Applications, 252.2, 252.33–252.35  
 Claims sent to supervisors, 252.33, 252.35  
 County home admission ordered, 253.6  
 Duties generally, 252.25–252.32  
 Employment of poor supervised, 252.41  
 Enforcement of relatives' liability, hearing, order, 252.6–252.9  
 Interest in supplies prohibited, 252.29  
 Medical services ordered, 252.28  
 Nature of relief, 252.27–252.30  
 Supplies issued, 252.27–252.29

Prison goods price list received, 246.21

Public grounds and buildings, 359.28–359.42

**TOWNSHIP—Continued****Trustees—Continued**

Purchase of school lands forbidden, 302.4  
 Qualifications, 359.17  
 Railroad, notice, duties, 474.22, 478.25, 480.6  
 Railroad station, village name changed, 477.58–477.60

Record of acts and proceedings, 359.20

Residence qualifications, 39.22

Rural voters of township elect, 39.22

School lands sold, 302.4, 302.7, 302.35

School land waste, duty to prevent, 302.7

Secondary roads, 309.10

Tax exemption for infirm, 427.8, 427.9

Tax levies, 359.19, 359.30, 359.35, 359.43, 360.8

Term of office, how arranged, 39.18

Township hall duties, 360.1–360.8

Vacancies filled, 69.8(7)

**Violations**

Bond law violations, 75.7

Budget law violations, 24.24

Money for sectarian purposes, 343.8, 343.9

War disaster provisions, 38A.7–38A.13, 38D.1–38D.3

War surplus commodities, purchase, 20.5

Weed eradication, 317.1–317.24

Zoning of airports and vicinity, 329.1–329.15

**TOXINES**

Animal serums made by state, 266.24–266.26

**TOY PISTOLS**

Defined as fireworks, 732.17

Prohibited, 732.17, 732.19

**TRACKLESS TROLLEYS**

Fees and taxes, cities over 125,000, 417.54

Not considered as motor vehicle, 321.1(2)

Street railways, 402.1–402.4

**TRACKS**

Cities, power to regulate, 402.1, 402.2

Eminent domain for land necessary, 471.9(2, 3)

Gauge to be uniform, change ordered, 474.44

Inspection, notice to repair, 474.12

Interurban use, 484.19, 485.1–485.4

Relocation of line, 480.1–480.7

Repair ordered by commission, 474.12

Report of curves, slopes, and ties, 476.25

**Spur tracks**

Bond for construction, 481.5

Commerce commission to decide necessity, 481.3

Connections with spurs, cost, 481.8

Cost of construction, 481.4, 481.6, 481.8

Eminent domain of lands required, 471.9(2)

Failure of railroad to act, 481.7

Required for successful operation, 481.3

Streets, repairs between tracks, 391.5, 391.79, 391.81

Taxation, listing amount of track, 434.1

Union depots, connecting tracks, 482.3

Unsafe tracks, use forbidden, 474.12

Weeds to be destroyed, 317.9, 317.12–317.14, 477.53–477.55

**TRACTORS**

See also *MOTOR VEHICLES, subheads Farm Tractors and Farm Equipment; Tractors*  
 Farm tractor defined, 321.1(7)  
 Road tractor defined, 321.1(8)  
 Truck tractor defined, 321.1(6)

**TRADE AND COMMERCE**

Accounts, assignment, 539.1-539.6  
 Advertisements, *see ADVERTISING*  
 Assignments of nonnegotiable paper, 539.1-539.6  
 Auctioneers, 546.1-546.3  
 Banking provision, 524.1-533B.5  
 Branded articles, chs 548, 550  
 Bucket shops, 552.1-552.11  
 Bulk sales law, 61.3-61.7  
 Businessmen's associations, incorporation, 504.1-504.6  
 Change in statement, filed, liability, 547.2  
 Chattel loans, 536.1-536.25  
 Chattel mortgages, chs 556, 652  
 Child labor, ch 92  
 Combinations, pools, and trusts, 553.1-553.24  
 Commercial clubs incorporation, 504.1-504.6  
 Conspiracies generally, penalty, 719.1, 719.2  
 Contracts, ch 537, *see CONTRACTS*  
 Co-operative associations, 497.1-499.60  
 Co-operatives, not in restraint of trade, 499.11  
 Corporations, 491.1-491.71, 504.1-504.31  
 Credit unions, 533.1-533.28  
 Custom inspectors, free railroad passes, 479.94(4)  
 Custom of merchants, notaries public, duties according to, 77.7  
 Dealing in futures regulated, 552.1-552.11  
 Destroying foods to raise price, penalty, 734.1, 734.2  
 Distribution of trade-marked articles, 550.1-550.5  
 Factories, *see FACTORIES*  
 Fair trade provisions  
   Cigarettes, ch 551A  
   Discrimination by monopolies  
     Carriers, unjust discrimination, 479.20-479.30  
     Competitive prices not unlawful, 552.1, 552.2  
     Complaint sent to attorney general, 551.7  
     Contracts in violation, void, 551.5  
     Co-operative association exemptions, 499.11  
     Enforcement of law, 551.6  
     Injunctions for violations, 551.9  
     Penalty for violations, 551.4  
     Permits to corporations revoked, 551.8, 551.9  
     Purchases, practices prohibited, 551.2  
     Remedies cumulative to others, 551.10  
     Sales, practices prohibited, 551.1  
   Discrimination generally  
     Carriers, by, 479.20-479.30  
     Competitive prices not unlawful, 552.1, 552.2  
     Destroying business by lower sales, 551.1  
     Insurance rates, chs 515A, 515B  
     Railroad rates, 479.1-479.102  
     Sales practices prohibited, 551.1  
   Gift enterprises defined, penalty, 553.15-553.17  
   Personal services regulated by ordinance  
     Adoption of ordinance, 369.5  
     Application for ordinance, 369.2, 369.4  
     Service trades defined, 369.1

**TRADE AND COMMERCE—Continued**

Fair trade provisions—Continued  
 Personal services regulated—Continued  
   Trade schools, exempted from act, 369.1  
   Violation of ordinance, penalty, 369.3  
 Price fixing in general  
   Agreements, when illegal, 553.1-553.4, 553.10  
   Combinations, pools, and trusts, 553.1-553.24  
   Competitive prices permitted, 552.1, 552.2  
   Contracts void, 553.4  
   Co-operatives agreements exempt, 499.11  
   Dams, power output limited, receivership, 469.15  
   Destroying food to increase, 734.1, 734.2  
   Evidence given, immunity, 622.15(2), 622.16  
   Grain dealers, 553.19  
   Intoxicating liquors, 123.17(2, f), 130.21  
   Marketing association contracts, 500.1-500.3  
   Public utility rates, 397.28, 399.32  
   Railroad rates, 479.1-479.102, *see RAILROADS*  
   Resale price maintenance, 550.1-550.5  
   Securities sold, commission limited, 502.8  
   Taxi service in cities, 389.39(2)  
   Trade-marked articles, 550.1-550.5  
 Violations  
   Civil liability, 553.12, 553.20  
   Contracts void, 553.4  
   Forfeiture of charter, 553.6  
   Penalties, 553.1, 553.3, 553.13, 553.17, 553.21  
   Witness, immunity, 622.15(2), 622.16  
 Retail price maintenance, 550.1-550.5  
 Trade-marked articles, 550.1-550.5  
 Trade-marked or branded articles  
   *See also LABELS, MARKS AND BRANDS*  
   Action for selling below fixed price, 550.3  
   Contracts authorized, 550.1, 550.2  
   Definitions, 550.5  
   Exceptions to operation of law, 550.2, 550.4  
   Nonapplicability of law, 550.4  
   Price fixing permitted, 550.1  
 Violations  
   Injunction against discrimination, 551.9  
   Remedies cumulative, 551.10  
   Revocation of corporation permit, 551.8  
   Unfair discrimination, penalty, 551.3, 551.4  
 Gift enterprises  
   Defined, prohibited, penalty, 553.15-553.17  
   Seizure and forfeiture, 726.4, 751.3-751.27  
 Interest rates  
   Amount chargeable, 535.2  
   Interest in excess of two percent a month, 535.6  
   Judgments and decrees, 535.3  
   Small loan law, 536.1-536.25  
   Usury, penalty, 535.4, 535.5  
 Interstate, cigarette selling, 98.15  
 Iowa products, preference given, 73.1-73.10  
 Itinerant merchants, 81.1-81.14  
 Labels, registration, 548.1-548.11  
 Law merchant  
   Bills of lading, application, 487.52  
   Evidence on notaries protest, 622.31  
   Negotiable instruments, application, 541.197  
   Notaries powers and duties, 77.7

**TRADE AND COMMERCE—Continued**

## Law merchant—Continued

- Sales law, application, 554.74
- Warehouse receipts, application, 542.46
- Liquid transport carriers restraint of trade provisions, 327A.14
- Losses, insurance authorized, 545.35(8)
- Lotteries prohibited, Const., Iowa, III, 28; 726.4, 726.8
- Margin trading regulated, 552.1-552.11
- Money defined, 535.1
- Motor vehicle carriers, 325.1-327.22
- Negotiable instruments, 541.1-541.200
- Options, dealing in, 552.1-552.11
- Partnerships, ch 545, *see PARTNERSHIPS*
- Peddlers, ch 81, *see ITINERANTS*
- Personal service trades, ordinance, 369.1-369.5
- Pittsburgh plus, protection against, 553.24
- Reciprocal interstate trade provisions
  - Auctioneers, 546.1-546.3
  - Domestic insurance companies, 510.32
  - Fish and game licenses, 109.19, 109.112
- Motor vehicles
  - Local registration of foreign vehicles, 321.250
  - Truck taxation agreements, 327.10
- Professions and trades, *see RECIPROCITY*
- Unemployment compensation, 96.20
- Use tax, 423.25
- Resale price maintenance, 550.1-550.5
- Sales in bulk, 555.1, 555.5
- Sales law, 554.1-554.79, *see SALES ACT*
- Taxation
  - See also TAXATION*
  - Chain store tax, 424.1-424.16
  - Income tax (corporate), 422.32-422.41
  - Sales tax, 422.42-422.59
  - Use tax, 423.1-423.25
- Tender of payment or performance, 538.1-538.8
- Trade customs
  - Delivery of goods, usage of trade, 554.44, 554.45
  - Delivery time or place, 554.44(1)
  - Law merchant, *see subhead above*
  - Sales, 554.16(5), 554.19(2), 554.72
  - Variation of implied obligation, 554.72
  - Warehouse customs, mingling fungibles, 542.23
- Trade fixtures
  - Bulk sales law applicable, 555.1
  - Machinery taxable as realty, 428.22
  - Mechanic's lien law applicable, 572.1(4)
- Trade formulas, printing on labels, 189.12
- Trade-marked articles, monopoly exemption, 550.1-550.5
- Trade-marks, 548.1-550.5
- Trade names, registration required, 547.1-547.5
- Trade schemes, unlawful property seized, 726.4
- Trade schools not in service trade act, 369.1
- Trades, personal service, ordinance, 369.1-369.5
- Trade unions, chs 504, 736A, 736B, *see LABOR LAWS*
- Trade unions, incorporation, 504.1
- Trading on margin regulated, 552.1-552.11
- Unfair discrimination, 551.1-551.10
- Unfair practices, insurance, 507B.1-507B.13

**TRADE AND COMMERCE—Continued**

- Unions, chs 504, 736A, 736B
- Usage of trade, delivery of goods, 554.44, 554.45
- Vertical price fixing, 550.1-550.5
- Vocational education, ch 258
- Warehouse receipts law, 542.1-542.58
- Warehouses, 543.1-544.46
- Workmen's compensation, employer's election to provide, 85.1(3)
- Zoning law applicability, 414.1, 414.3

**TRADE-MARKS**

- Alteration of registered trade-mark, 548.4, 713.16
- Assignment of registration, 548.4
- Butter trade-marks, 192.23
- Creameries registered
  - Iowa trade-mark creameries, 192.25
  - Issuance, revocation, 192.25, 192.27
  - Ownership of trade-mark, 192.29
  - Requirements for classification, 192.24, 192.29
  - Score of butter to secure trade-mark, 192.26
- Distribution of trade-marked articles, 550.1-550.4
- Exclusive right to renewal of registration, 548.6
- Expiration of registration, twenty years, 548.6
- Expiration unless renewed, 548.5
- Fraudulent use, 713.7-713.23
- Infringement
  - Infringement prohibited, 548.7-548.11
  - Injunction and damages, 548.7-548.9
  - Penalty for unlawful use, 548.10, 548.11
  - Persons entitled to sue, 548.9
  - Presumption as to right to use, 548.3
- Limitation, 20 years, renewal, 548.5
- "Made in Iowa" or "Product of Iowa", 28.7(4)
- Registration, 548.1-548.6, 713.18
- Resale price agreements, 550.1-550.4
- Sale by false name forbidden, 190.9
- Shown on package labels, 189.9
- True or trade-mark name required, 190.9

**TRADE NAMES**

- Advertising for bids, public, use of trade name, prohibited, 73.2
- Authorized only on filing fact statement, 547.1
- Commercial feed, label requirements, 198.2
- Containers, registered mark, alteration forbidden, 192.39
- Farm names registered, 557.22-557.26
- Fee for filing statement, 547.3
- Negotiable instrument signed, liability, 541.18
- Penalty for unlawful use, 547.4, 547.5
- Sale by false name forbidden, 190.9
- Sales of goods under, warranty limited, 554.16(4)
- Statement verified, filed with recorder, 547.1
- True or trade-mark name required, 190.9
- Unlawful to use without filing statements, 547.1-547.5

**TRADE UNIONS**

- Beneficiary of insurance, 512.11
- Exempt from trust laws, 553.11
- Free railroad transportation, officers, 479.94(8)
- Group insurance, rights, 509.1(4, 5)
- Incorporation, 504.1, 504.31

**TRADE UNIONS—Continued**

Membership, 736A.1-736A.7  
 Right to organize, not monopoly, 553.11  
 Strikes and boycotts, 736B.1-736B.5  
 Union shops, 736A.3

**TRAFFIC SIGNS**

Power to regulate, 321.252-321.260

**TRAILER PARKS**

Regulated, licensed, taxed, 135D.1-135D.21

**TRAILERS**

Authority to weigh and inspect, 321.476-321.481  
 Axles, distance apart, 321.459, 321.463  
 Brake equipment, 321.430  
 Capacities listed, 321.160  
 Chain, safety, required, 321.462  
 Clearance lamps, 321.393  
 Color of lights, 321.393  
 "Combination of vehicles" defined, 321.1(23)  
 Convoys, spacing, 321.272  
 County treasurer, registration duties, 321.34, 321.105  
 Definitions, 321.1(9), 325.1(1), 327.1(1)  
 Drawbars, 321.309, 321.461, 321.462  
 Farm products, overload permitted, 321.466  
 Fee for registration, 321.123  
 Fees payable in installments, 321.134  
 Fertilizer, overload permitted, 321.466  
 Flags, red, use, 321.447, 321.448  
 Flares, use when stopped, 321.448  
 Four-wheeled trailer behind truck prohibited, 321.310  
 House trailer, 135D.1-135D.21  
 House trailer, registration fee, 321.123(3)  
 Length, maximum, 321.457  
 Lights required, 321.387, 321.389, 321.392(4, 5), 321.393, 321.424  
 Load increase, classification, payment, 321.466  
 Load limit, 321.463  
 Metal tires prohibited, 321.441  
 Mobile home registration fee, 321.123(3)  
 Mobile homes, 135D.1-135D.21  
 Nonresidents, registration, 321.53, 321.55  
 Operating with excess weight unlawful, 321.466  
 Permits required, 321.58, 321.64, 321.311  
 Projecting load, flag or lamps, 321.394  
 Rear lights and reflectors, 321.389  
 Registration, 321.18  
 Sale of unsafe vehicle, penalty, 321.425  
 Speed limit, 321.285(3)  
 Term to include semitrailer, 321.1(10)  
 "Trailer coach" defined, 321.1(11)  
 Used, dealer's list, fee waived, 321.70  
 Use tax, payment, 423.1(9), 423.6-423.8  
 Weight over that registered, unlawful, 321.466  
 Well-drilling equipment on trailer, 321.124

**TRAINING SCHOOL, BOYS**

*See ch 242, BOYS TRAINING SCHOOL*

**TRAINING SCHOOL, GIRLS**

*See ch 242, GIRLS TRAINING SCHOOL*

**TRAINS**

*See RAILROADS, subhead Trains*

**TRAMPS**

Arrest, 746.5-746.16  
 Compensation of jailer and officers, 746.23-746.25  
 Definition, penalty, 746.1, 746.2  
 Employment while confined, 746.17-746.19  
 Labor proceeds during imprisonment, 746.21  
 Misconduct, punishment, 746.2-746.4  
 Treatment in jail, 746.20  
 Trial of two or more jointly, 746.22

**TRANSCRIPTS**

*See also CERTIFIED COPIES; CLERK OF THE DISTRICT COURT*

Absentees' guardians, appointment hearing, 671.6  
 Accountancy hearings, 116.2  
 Annexation or severance, cities and towns, 362.33

**Appeals**

Attorneys, removal proceedings, 610.37  
 Criminal cases  
     Clerk's duty on appeal, 793.6  
     Transcript at county expense, 793.8  
 Drainage appeals, 455.95, 457.26, 465.10  
 Driver's license appeals, 321.215  
 Election contests, 61.12, 62.25  
 Estray animals, proceedings, 188.24  
 Fire marshal's proceedings, 100.18, 100.19  
 Forcible entry and detainer cases, 684.14  
 Health department decisions, 135.22  
 Industrial commissioner's hearings, 86.20, 86.27-86.29, 86.32  
 Insurance commissioner's hearings, stock sales, 506.8  
 Interstate bridge condemnations, 383.7  
 Interurban railways, 484.17, 485.3  
 Justice court, 601.86, 762.37  
 Local budget board hearings, 24.29  
 Motor carriers, certificate hearing, 325.22  
 Municipal court, 602.44-602.47  
 Official newspapers, contest hearing, 349.12  
 Old-age assistance appeals, 249.11  
 School appeals from directors, 290.1-290.6  
 Securities law orders, 502.24  
 Soldiers preference law appeals, 70.5  
 Superior court, 626.98  
 Supreme court, 793.6; R.C.P. 340  
 Trespassing animals, damage appeal, 188.24  
 Warehouse cases, 543.10

Attachment inventory recorded, R.C.P. 260  
 Bill of exceptions, R.C.P. 241(a)  
 Board of control hearings, 218.33  
 Certiorari, ordinary proceedings, R.C.P. 315-317  
 Certiorari trials, evidence, R.C.P. 315

**Change of venue**

District court, 778.11, 778.12; R.C.P. 173  
 Justice court, 601.11, 601.35  
 Municipal court, 602.24

Child labor permits, what required, 92.6  
 Circuit court records, by district court clerk, 604.6  
 College credits from state university, 264.4  
 Control board investigations, filed, 218.33  
 Court conveyances, record, 635.39  
 Court reporter, fees, taxed, 605.11, 625.9  
 Deeds by state, minutes transcribed, 569.7

**District court**

Adoptions transmitted to registrar, 144.44  
 Appeals from school superintendent, 290.4

**TRANSCRIPTS—Continued**

## District court—Continued

## Appeals to the supreme court

Papers or records on request, 686.7, 686.8

Reporter's transcript filed, R.C.P. 340

Appeals when justice disabled, 601.81–601.83, 601.114

Bill of exceptions, R.C.P. 241

Certificated carrier's appeals, 325.22, 325.23

Change of venue, 778.11, 778.12; R.C.P. 173

Court conveyances, 635.39

Election contests, county, 62.25

Estates, 218.69, 450.84, 631.12, 633.23–633.26, 635.38, 635.39

Fees, 606.15

Foreign executor's letters, 633.51

Foreign wills, 633.33

Judgments against real estate, 624.23, 624.26

Judgments on ordinances, charter cities, 420.37

Justice transcripts when vacancy, 601.114

Liquor and conveyances confiscated, 127.7

Official newspaper selected, appeal, 349.12

Partition decree, filed with recorder, R.C.P. 287(b)

Probate deeds, certification of transcript, 635.39

Realty in foreign county, record, 633.25

Recorder's transcripts certified, 558.12

Road assessments, 311.25

Superior court records, 602.21

Terms not at county seat, 604.13

Title matters certified to county seat clerk, 604.13

Eugenics board record, absence of consent, 145.15

## Evidence

Not conclusive, 622.40

Ordinances, transcripts as, 622.62

Probate proceedings, 633.23–633.26

Public officer's record, 622.40

## Reporter's transcript

Authorized use, 622.97

Certified transcript of shorthand notes, 622.99

Exhibit referred to, identified, 622.101

Previous reporter's transcript, 622.100

Transcript to be complete, 622.98

Execution inventory recorded, R.C.P. 260

## Fees

Clerk of court, 606.15(14, 21, 26)

College credits, transcript fee, 264.5

## Court reporter's fees

District court, 605.8, 605.11, 625.9

Municipal court, 602.46

Superior court, 603.51, 605.11

Transcripts, retaxation, 625.9

Justice of the peace, 601.128(20)

Public record generally, 79.3

School appeals, 290.3

Taxation as costs, 605.11, 625.9

Vital statistics records, 144.31

Genealogical records, private, 144.30

Guardians for absentees, appointment hearing evidence, 671.6

Guardianship proceedings, 668.12

Inheritance tax records to tax commission, 450.71

Inmates of institutions, escheat record, 218.69

Instruments affecting realty, 558.12, 558.13, 635.39

**TRANSCRIPTS—Continued**

Instruments affecting realty, presumption rebuttable, 622.40

Interstate bridge condemnations, 383.7

Interurban railway compensation hearings, 484.17

Interurban railway condemnation hearings, 484.25

## Judgments

Circuit court records, 604.6

Creation of lien by filing, 624.23–624.26

Election contests, 61.12, 62.25

Federal courts, 624.23, 624.24, 624.26

Justice court, 601.69, 601.71, 601.114–601.116

Justice court for setoff, 601.59–601.67

Mayor's court, 601.69, 601.71

Municipal court, 602.43, 602.45

Ordinance violations, charter cities, 420.37

Superior court, 603.49

Supreme court, 624.25, 624.26

## Justice court

Absence or inability of justice, 601.116

Appeals transcribed, 601.83, 601.86

Bond on counterclaim transfer, R.C.P. 355

Change of venue, 601.11, 601.12, 601.35

Clerk of district court, by, when, 601.83, 601.114

Clerk to act if justice absent, 601.83

Clerk to file transcript, 601.71

Counterclaims, transfer, R.C.P. 355

Criminal cases, filed quarterly, 601.133

Death of justice, other justice to issue, 601.116

Docket entry to show issuance, 601.16, 601.61

Execution not to issue on transcript, 601.71

Execution on transcript, 601.63

Fee for transcript, 601.128(20)

Filing of transcripts, 601.66, 601.69

Judgment transcribed to district court, 601.69, 601.71, 601.115

Justice's failure, clerk to prepare, 601.83, 601.114

Justice's inability, another justice, 601.116

Legalization of mayor's court transcripts, 601.70

Pleading and practice rules to apply, R.C.P. 356

Publication not required, 349.16

Report to auditor, criminal proceedings, 601.133

Setoff for use as counterclaim, 601.59–601.67

Successors to justices, 601.115, 601.116

Time to plead after filing, R.C.P. 356

Title to realty involved, 601.37

Transfer to district court clerk, 601.69, 601.71

Levies for municipal bonds, to tax commission, 444.20

## Municipal court

Clerk's transcript, superior court records, 602.21

Judgment lien on realty by transcript, 602.43

Judgments transcribed to district court, 602.47

Official newspapers, hearing to select, 349.12

Preliminary examination report, 602.47

## Nonindictable offenses

Appeal, transcript of record, 762.36

Change of venue, 762.14

Partition action decrees, 558.64; R.C.P. 287(b)

Partition action, expense taxed as costs, 651.4

## Probate proceedings

Costs taxed against estate, 633.26

Evidence, use of transcripts, 633.23–633.36

Foreign administrator's authority, 633.51

Foreign probated wills, 633.51



**TRANSCRIPTS—Continued**

## Probate proceedings—Continued

Records transcribed to other counties, 631.11–631.13, 633.25, 635.38, 635.39

Sale or mortgage of real estate, 635.38, 635.39

Transcription to tax commission, inheritance tax, 450.71

Proclamation, destroying transcript of, 714.20

Real property instruments, 558.12, 558.13, 635.39

Real property instruments, presumption rebuttable, 622.40

Reporter's notes, use in evidence, 622.97

Road assessment, 311.25

School land sale proceedings, 302.6

Superior court records, district court clerk, 602.21

Supreme court, 686.7, 793.6–793.8; R.C.P. 340(a)

Surveys of abandoned river channels, 568.14, 568.16

Vital statistics records, 144.31

Water pollution, 135.22

**TRANSFER BOOK**

Auditor to keep record, 558.60

Entries to be made before recording, 558.57

Fees for entries collected by recorder, 558.58

Form of transfer book, 558.61

**TRANSFER COMPANIES**

Baggage, liability for damage, 479.127

Damage liability, no contract limitation, 479.7, 479.8

Locomotive equipment required, 477.17–477.25

Motor vehicle carriers, 325.1–325.36

**TRANSIENT INNS**

Aliens registered in time of war, 38.1

Housing law applicable, 413.3(3)

**TRANSIENT MERCHANTS**

General regulations, license, 81A.1–81A.9

Itinerant merchant law, 81.1–81.14

Peddler's license required, 444.13–444.15

Regulation by cities and towns, 368.6(3, 5)

**TRANSIT LINES**

See *PUBLIC UTILITIES; STREET RAILWAYS*

**TRANSMISSION LINES**

Generally, 437.1–437.15, 489.1–489.29

**TRANSPORTATION COMPANY**

Aeronautics certificate, fee, 328.28, 328.29, 328.33

City regulation and establishment of rates, 389.39

Commerce commission regulation, ch 474, see *COMMERCE COMMISSION*

Common carriers, ch 479

Express companies, chs 436, 486

Freight lines, ch 435, see *FREIGHT LINES AND EQUIPMENT COMPANIES*

Interurban railroads, ch 484, see *RAILROADS*

Motor vehicle carriers, ch 325

Railroads, chs 477–485, see *RAILROADS*

Sales tax, service receipts exempt, 422.45(2)

Street railways, ch 402, see *STREET RAILWAYS*

Weapon permits for employees, 695.5, 695.12

**TRANSPORTATION OF SCHOOL CHILDREN**

See chs 282, 285, 321.372, et seq.

**TRAPS AND TRAPPING**

Basket traps, fish, 109.106–109.111

Birds not to be trapped, 109.58

Box traps prohibited, 109.92

Confiscation of untagged traps, 109.92

Fish traps, use prohibited, 109.107

Fur-bearing animals, 109.40, 109.87–109.92

License requirements, 109.51, 109.87, 109.92, 110.1

Minnow trap requirements, 109.80

Penalty for violations, 109.32, 109.119

Presumptions as to devices, 109.37(4)

Private property, exception, 109.87

Prohibited acts, 109.38

Tags required on traps, 109.92

**TRAVELERS CHECKS**

Persons selling regulated, 533B.1–533B.5

**TRAVELING LIBRARY AND LIBRARIAN**

*General provisions*, 303.16–303.23

Advice on establishment of library, 303.18(2)

Appointment of librarian, 303.18(10)

Circulation of books to organizations, 303.18(8)

Compensation of board, 303.20

Compensation of employees, 303.22

Control by board of trustees, 303.17

Documents, state, distribution to, 16.14

Duties of librarian, 303.21

Establishment of library, 303.16

Gifts, 303.19

Powers and duties of board, 303.18

Reports from public libraries, 303.18(5)

Rules for library, 303.18 (1, 7)

State librarian, bond required, amount, 64.6(19)

Supplies, furnished by executive council, 19.25

Trustees appointed, terms, 303.17

**TREASON**

Criminal provisions, Const., Iowa, I, 16; ch 689

**TREASURER, COUNTY**

See ch 334, *COUNTY TREASURER*

**TREASURER OF STATE**

*General provisions*, see *STATE OFFICERS AND DEPARTMENTS*

Accounting methods prescribed, 8.6(40), 11.5

**Accounts**

Duty in general to keep, 12.1, 12.2, 12.15

Examination requirements, 79.8, 452.11–452.14

Farm-to-market road fund account, how kept, 310.7

Fund to replace county losses segregated, 334.20

Method of keeping books, 12.1–12.5

Motor vehicle fee account requirements, 321.145–321.156

Primary road fund account requirements, 313.7

Printing costs charged, 15.33, 15.34

Receipts and disbursements, record, 12.1, 12.2, 12.4, 12.15

Record kept of warrants paid, 12.3

Reversion of balances, 8.2(8), 8.33

Treasurer and comptroller, 12.15

Unemployment compensation funds, 96.9, 96.12 (2), 96.13, 96.21

Unexpended appropriations transferred, 8.34, 19.11–19.14

**TREASURER OF STATE—Continued**

Action on county treasurer's bond, 334.11  
 Aeronautics commission fund, 328.36  
 Agricultural department fees, 189.29  
 Agricultural land school tax credit  
   Agricultural land credit fund created, 426.1  
   Appropriation from general funds, 426.1, 426.9  
   Distribution by comptroller's warrants, 426.7  
   Funds prorated if insufficient, 426.7, 426.9  
 Agricultural society state aid warrants, 174.12  
 Aid to dependent children fund, 239.12  
 Amount of fees officers may retain, 12.10  
 Annotations and tables to Code, copy, 16.25(7)  
 Anticipatory warrants, duties, 454.19–454.34  
 Antifreeze inspection fees, 208A.4, 208A.10  
 Apiarists' enforcement fund, 160.12  
 Appropriations, unexpended balances, 8.34  
 Architectural examiners fund, 118.11, 118.12  
 Architectural examining board, fees, 118.11  
 Attorney general's duty to account, 13.2(8)  
 Audit, daily, by auditor of state, 11.2  
 Authority to treasurer to collect fees, 8.32, 12.10  
 Automobiles, stolen, sale proceeds, 321.90, 321.91  
 Balances  
   Cash balance requirements, 12.9  
   Daily balance sheet requirements, 12.2  
   Motor license fee balances, 321.145–321.156  
   Unemployment compensation funds, 96.9, 96.12(2), 96.13, 96.21  
 Bank deposits, 453.1–453.8, 526.37  
 Bank deposits, closed banks, liability, 528.107  
 Banking department, expenses paid, 524.16, 524.17  
 Banking department, fees paid in, 524.17, 524.22, 524.23  
 Banks and trust companies as fiduciaries, 532.1–532.12  
 Bank superintendent, convention expense paid, 524.16  
 Basic science examiners, fees, 146.12  
 Bee treatment fund, 160.12  
 Blind aid fund, 241.9, 241.21  
 Blind, state school expense collected, 269.2, 270.4–270.8  
 Bonds  
   Employment security administration fund, 96.13(1)  
   Reduction by deposit of assets, 532.3  
   Sureties, four freeholders required, 64.16  
 Bonds of the state, interest, for payment, 12.7  
 Bonds required of treasurer  
   Amount required, 64.6(2)  
   Liability for losses, when excused, 452.15, 453.8  
   Official delinquency, liability on bond, 452.15  
 Bonus and disability fund, 35.2–35.6  
 Cash balance, amount, restoration, 12.9  
 Chain store taxes and fees paid, 424.12  
 Checks, treasury  
   New check for one voided, 12.20  
   Stop payment after six months, 12.19  
 Claims against unclaimed fees, 12.11–12.13  
 Claims, national guard service, 29.29  
 Closed banks, deposits, 454.7, 454.14–454.18  
 Code, session laws, annotations received, 16.24, 16.25

**TREASURER OF STATE—Continued**

Collections from departments, deposited in general fund, 8.32  
 Commerce commission, motor truck fees, 327.12, 327.13  
 Commerce commission, pipe-line law administration expense, 490.17  
 Compensation of national guardsmen, 29.29  
 Comptroller  
   Accounts and reports, with, 12.6, 12.15  
   Statements of unclaimed fees, deposits, 12.12, 12.14  
 Conservation commission funds, 107.17–107.19, 109.17  
 Constitutional requirements as to duties, 2.23  
 Control board institutions funds, 218.49, 218.50, 218.68, 218.69  
 Cosmetology fund, 157.8, 157.14  
 County losses, reimbursement fund, 334.20  
 County treasurer, payment, 12.9, 334.10, 334.11, 445.22, 452.1  
 Court reporters, examining board fund, 115.3, 115.7  
 Curator's fees for copies of archives, 303.12  
 Custody of public funds, safe or depository, 452.10  
 Daily balance sheet required, 12.2  
 Deaf, instruction in school, paid, 295.5  
 Deaf, state school expense collected, 270.4–270.8  
 Deceased inmates of state institutions, funds received, 218.68, 218.69  
 Dental examiners fund, 147.115  
 Dependent children aid fund, 239.12  
 Deposit of public funds, 453.1–453.8, 526.37  
 Depositories of public funds, sinking fund deposits, duties, 454.1–454.18  
 Depository banks, location specified, 453.4  
 Deposits  
   Automobile accident securities, 321A.25  
   Closed banks, 454.7, 454.14–454.18  
   Method of making, record, 12.10, 12.14, 12.15  
   Money and assets at bank, 532.2–532.7, 682.23 (13)  
   Public funds, 453.1–453.8, *see PUBLIC FUNDS*  
   Received from state officers, 12.10–12.15  
 Deputy  
   Appointment and qualification, 27.1, 27.2  
   Cannot serve on executive council, 19.1  
   Duties, perform those of principal, 27.2  
 Disbursements, payment on warrants, record, 12.1–12.5  
 Educational examiners, expenses paid, 260.27  
 Elected for two-year term, Const., Iowa, IV, 22  
 Election for office contested, 61.1–61.14  
 Engineering examiners' fund, fees, 114.12  
 Entomologists' fees, 267.9  
 Epileptic hospital receipts from private patients, 223.5  
 Epileptic hospital, remittances, 223.5, 223.15, 230.21  
 Escape prosecution costs paid, 745.7  
 Eugenics board physicians paid, 145.22  
 Examination of treasurer's office, 11.1–11.5, 452.11–452.15  
 Examining boards, national fee, paid, 147.28  
 Farmers institute state aid warrants, 175.8  
 Farm-to-market road allotment made, 310.20  
 Farm-to-market road fund created, 310.3–310.7

**TREASURER OF STATE—Continued**

Farm-to-market road warrants paid, 310.17  
 Federal funds provided, *see UNITED STATES*  
 Federal insured loans, investment, 682.45, 682.46  
 Federal social security fund, 97C.12–97C.16  
 Feeble-minded institution, inmate expenses received, 223.12–223.18, 230.21  
 Feeble-minded institution receipts, 223.5, 223.15, 230.21  
 Fees, unclaimed  
   Payment on demand, record, 12.13  
   Statement for treasurer and comptroller, 12.12, 12.14  
   State officers, deposit, 12.11  
 Fines for contempt of legislature, 2.25, 2.27  
 Fish and game protection fund, 107.17–107.19, 109.17  
 Fish sale contracts and bonds approved, 109.17, 109.18  
 Funds  
   Agricultural marketing fund, 159.23  
   Aviation gas tax fund, 324.81  
   Board of control real estate sales, 218.94  
   Closed banks, 454.7, 454.14–454.18  
   Collected from county, 12.9, 334.10, 334.11, 445.22, 452.1  
   Commercial feed fund, excess, 198.9  
   Dairy industry fund, 179.5, 179.8  
   Dental examiners, 147.115  
   Department disbursements, fixed by comptroller, exceptions, 8.6(6)  
   Disabled persons aid, 241A.14  
   General fund, 444.21  
   Highway grade crossing safety fund, 478.25, 478.26  
   Investment, 452.10, 453.6–453.10  
   Investment of sinking funds, 453.9  
   Medical assistance for aged, 249A.16  
   Motor vehicle registration plates, 422.62  
   Old-age and survivors insurance liquidation fund, 97.51  
   Pipe-line fees, 490.16  
   Prison industry depreciation fund, 218.82  
   Public employees retirement fund, custodian, 97B.7  
   Road use tax, 312.1–312.15, 321.145, 321.146  
   Second injury compensation fund  
     Created, 85.65, 85.66  
     Custodian, statements to commissioner, 85.66  
     Duties of treasurer, 85.64–85.69  
     Maintenance, maximum and minimum, 85.66  
     Nonresident alien death claims, 85.31(6)  
     U. S. contributions credited, 85.69  
   Sinking fund for public deposits, 454.1–454.18  
   Social security contribution fund, 97C.12–97C.16  
   State, *see STATE OF IOWA, subhead Funds*  
   Time deposits, 452.10, 453.6, 453.7  
   Warehouses, bonded, commerce commission fees, 543.33  
   Warehouses, bonded, uncalled for forced sale proceeds, 543.26  
   Warehouses, unbonded, agricultural department fees, 544.4  
   War surplus commodities revolving fund, 20.6

**TREASURER OF STATE—Continued**

Funds—Continued  
   Watchmaker's fund, 120.5  
   Gasoline tax proceeds, 324.63  
   General assembly, expenses paid, 2.16  
   General fund, 444.21  
 Government bonds  
   Public funds invested, 452.10, 453.1  
   Statement filed, 452.11  
 Government securities, investment of county  
   withdrawals, 12.8  
 Governor's fees, 7.7  
 Highway commission appropriations, unexpended  
   balances, 312.7, 313.5  
 Highway commission, certification of fund, 312.4  
 Highway commission's monthly estimate of expenditures received, 321.148  
 Homestead tax credit fund, 425.1  
 Hospital service insurance plan funds, 514.16  
 Impeachment expenses, payment, 68.14  
 Income tax fund for nonresidents, 422.16  
 Indigents hospital, patients expense, 255.24–255.26  
 Inmates of institutions, deceased  
   Escheat money paid treasury, 218.68  
   Payment to party of escheat money, 218.70  
 Insane patients, expense paid, 227.7, 230.11  
 Insane patients' support, county remittance, 230.21, 230.22  
 Inspection, by governor, when made, 79.8  
 Insurance companies, premium taxes paid, 432.1, 518.35  
 Insurance department, expenses paid, 512.102  
 Insurance department fees received, 505.7, 507.9  
 Interest on bonds, funds for payment, 12.7, 452.2  
 Investment of funds  
   Bonus and disability funds, 35.2, 35.3  
   Generally, 452.10, 453.6–453.10  
   Sinking funds, 453.9  
   Surplus, 12.8, 452.10  
 Island, river channel, sales, receipts and disbursements, expenses paid, 568.24  
 Itinerant merchant law fees, 81.11  
 Liquor commission payments disposal, 80.25  
 Liquor control act fund, 123.5, 123.50–123.53  
 Liquor control appropriations, 123.52  
 Liquor control fund distribution  
   Cities and towns, 123.50(3, 4)  
   Military service tax fund, 123.50(5)  
 Livestock feeds and tonics, 189.29, 198.8–198.14  
 Mattress factory inspection fees, 189.29, 209.6  
 Medical service insurance plan funds, 514.16  
 Membership on boards  
   Bonus board, 35.1  
   Executive council, ex officio, 19.1  
   State appeal board, budget law, 24.26  
 Method of keeping funds, 452.10, 453.1–453.8  
 Military service tax fund, 123.50(5)  
 Mine examiners board, fees, 82.75  
 Money received and paid, record, 12.4, 12.5  
 Motor vehicle registration plates, cost of manufacture, 422.62  
 Motor operators' and chauffeurs' fees, 321.192  
 Motor pool revolving fund, how used, 21.2(6)  
 Motor truck law administration expense, 327.13

**TREASURER OF STATE—Continued**

Motor vehicle fund  
 Cash balance for commission expense, 321.147, 321.148  
 Distribution, 312.2, 313.3, 321.145, 321.146  
 Motor car manufacturer's schedule, 321.160  
 Reports and books of account, 321.155  
 Motor vehicle value and weight statements sold, proceeds, 321.160  
 National guard pay, expenses, 29.29  
 Natural resources council expense, 455A.12  
 Nomination objections heard, 44.6  
 Nurses' fund, 147.107  
 Oaths, power to administer, 78.2(1)  
 Old-age and survivors' insurance liquidation fund, 97.51  
 Old-age assistance head tax, 249.36-249.38  
 Old-age assistance revolving fund, 249.19, 249.20, 249.39, 249.40  
 Old-age assistance warrants canceled, 249.41  
 Parole relief fund, 247.17-247.19  
 Peace officers' retirement, 97A.6  
 Penitentiary and reformatory visits, 246.46  
 Pensions for military service paid, 34.1-34.3  
 Petroleum products, inspection fees, 189.29, 208.8  
 Plant inspection fees received, 267.9  
 Plumbing code fund, 135.15  
 Practice act professions, 147.82, 147.107  
 Preaudit system for disbursements, 8.6(6)  
 Primary road contingent fund, 313.17-313.19  
 Primary road fund accounts, 313.7  
 Primary road fund sources, 312.2, 313.3, 313.5  
 Primary road improvement claims, 313.15-313.19  
 Printing board bidders, checks, 15.16  
 Printing costs charged and collected, 15.33, 15.34  
 Publication of laws, cost paid, 3.16  
 Public funds, deposits, 453.1-453.8  
 Public funds kept in safe or depository, 452.10  
 Pure food and drug law fees, 189.29  
 Railway depot toilet inspection fees, 477.41  
 Real estate commissioner, expense paid, 117.14  
 Real estate commissioner fees, 117.14  
 Receipt copy given to comptroller, 12.4

Receipts  
 Money received, duplicate to comptroller, 12.4  
 Record and account, 12.1-12.5  
 Register of vital statistics, state, fees, 144.47

Reports received  
 Conservation director on funds, 107.18  
 County treasurer on state funds, 334.9-334.11  
 Deposits in closed bank, 454.7  
 Fees unclaimed, state officials, 12.12, 12.14  
 Motor vehicle fee receipts reported, 321.155  
 Notice by comptroller to transfer unexpended appropriations, 8.34  
 Warrants by comptroller certified, 12.3

Reports to be made by treasurer  
 Biennial report to governor, 12.17  
 Condition of treasury, biennial, 17.3  
 Industrial commissioner, second injury fund, 85.66  
 State of fees received by comptroller, 12.12, 12.14  
 Vocational education fund, report on, 258.12  
 Warrants, weekly, to comptroller, 12.6

Restaurant fund, 170.7  
 Salary fixed, 12.18

**TREASURER OF STATE—Continued**

School districts, reimbursed for tax losses, 284.4  
 School funds, custody and management, 302.1-302.20  
 School funds, federal aid, 283.1, 302.1-302.44  
 School tuition, boarding home children, 282.23  
 School tuition, charitable institution children, 282.18, 282.22  
 Securities act fees, 502.25  
 Securities department investigation fund, 502.12  
 Security of revenue, 452.1-452.18  
 Seed, analysis fees, 189.29  
 Session laws received, 16.25

Settlement, final  
 Duty of examining officer, 452.12  
 False statements or reports, penalty, 11.2, 452.14  
 Manner and details of settlement, 452.11  
 Report of settlement filed, 452.13

Settlement with auditor, 11.2, 452.11-452.14  
 Sinking fund anticipatory warrants, 454.19-454.34  
 Sinking fund, attorney general's opinion, 454.14  
 Sinking fund for public deposits, law applicable, 124.33, 454.1-454.18, 528.36, 528.96, 528.98  
 Social security fund, 97C.12-97C.16  
 Social welfare, federal funds, 234.14  
 Soil conservation property proceeds, 467A.10  
 Soldiers' home receipts, support fund, 219.17  
 Standard schools, state warrants paid, 293.7  
 Supplies, furnished by executive council, 15.5, 15.19(1), 19.25  
 Supreme court clerk, fees, 685.3  
 Swamp land indemnity paid counties, 12.16  
 Tax commission collections, 422.62  
 Tax commission hearings, costs, 422.63(3), 450.70  
 Tax commission, inheritance tax administration expenses, 450.70, 450.80, 450.84  
 Tax commission refunds, 422.45(6), 422.67  
 Tax-free state lands, reimbursement of school district, 284.4  
 Tax receipts remitted to treasurer, 12.9, 334.10, 334.11, 445.22, 452.1, 452.6, 452.11-452.18  
 Term, two years, Const., Iowa, IV, 22; 39.8, 39.9  
 Trust certificates, closed banks, liability, 528.107

Tuberculosis sanatorium, state  
 Appropriation, 271.11  
 Appropriation for monthly allowance, 271.13  
 Patients transportation expense, 271.10, 271.11

Tuition, high school, charitable institutions, paid, 282.18

Unemployment compensation funds, 96.9, 96.13, 96.21

Unencumbered balances, reversion, 8.33

Unexpended appropriations to general fund, 8.34, 19.11-19.14

U. S. constitutional amendment election expenses paid, 55.18

Vacancy, how filled, office taken over, 69.3, 69.8  
 Vault or safe to keep funds, 452.10

Violations  
 Discounting warrants, penalty, 452.3  
 False statements or reports, 452.14  
 Loaning public funds, penalty, 452.5  
 Neglect of duty, 452.15  
 Private use of public funds, 452.5  
 Vocational education and rehabilitation, 258.12, 259.2

**TREASURER OF STATE**—Continued

- Vocational education funds, 258.12
- Vocational rehabilitation fund, 259.7
- Voting machine commission receipts, 52.6
- Warehouses, unbonded, fees, agriculture department, 544.4
- War orphans education fund, 35.7–35.11
- Warrants
  - Anticipatory, sinking fund, 454.19–454.34
  - List from comptroller, canceled, 8.20
  - Paid, treasurer's duties, 12.3–12.6, 452.2, 452.3
  - Unpaid for want of funds, 74.1–74.7
- Watchmaker examiners' board fees, 123.5
- Weights and measures inspection, fees, 189.29, 215.2
- Withdrawal of funds from county treasurer, 12.8

**TREASURERS**

- City or town treasurer, 363.23–363.28, *see CITIES AND TOWNS*
- County treasurer, ch 334, *see COUNTY TREASURER*
- School treasurer, 291.2, 291.12–291.15
- State treasurer, 12.1–12.18, *see TREASURER OF STATE*

**TREATING VOTERS**

- Prohibited on election day, 49.107(1)

**TREES**

- Arbor day, arbor week, 186A.1
- Arson, burning timber land, penalty, 707.7, 707.8
- Care by cities and towns, 368.32
- Condemnation, *see subhead Protection from Condemnation below*
- Cottonwood trees, when a nuisance, 657.2(8)
- Culture, encouragement, 107.21(2), 111.2, 159.2, 186.3
- Damages, treble for injuries, 658.4, 658.8
- Destruction for drainage, 455.148, 455.149, 460.12, 460.13
- Dutch elm disease, nuisance, 657.2(13)
- Evergreens, mechanic's liens, 572.1(4)
- Forests and forest reservations
  - Area prescribed, owner selects, 161.2
  - Assessor's and auditor's duties, 161.12, 161.13
  - Conservation, 107.23(2), 111.2, 186.3
  - Enforcement by agriculture department, 159.6
  - Establishment, 161.2, 161.3
  - Farm buildings land excluded, 161.3
  - Groves, minimum width, 161.6
  - Kinds of trees enumerated, 161.5
  - Livestock barred from, 161.10
  - National forests, 1.9
  - Number of trees required, 161.3
  - Removal of trees, annual, 161.4
  - Replacing trees, 161.9
  - Tax exemption allowed, 161.1
  - Tax exemptions, exception, 161.1, 161.11
  - Violations, penalty, 161.13
- Fruit-tree reservations, 161.1, 161.2, 161.7–161.13
- Fruit trees, injury to, penalty, 714.8
- Groves
  - Destruction along road prohibited, 318.5
  - Forest reserve benefits, 161.1–161.13
  - Minimum width, 161.6

**TREES**—Continued

- Insects, diseases, eradication, 267.1–267.22
- Mechanic's lien, material, labor, 572.1(4), 572.2
- Orchards, *see FRUIT, subhead Orchards*
- Orchards, highway drainage, protected, 460.13
- Ornamental, highway drainage, protection, 460.13
- Ornamental, injury to, penalty, 714.8
- Parks
  - Animals tied to trees, state parks, 111.39
  - Defacement in city parks, penalty, 370.21
  - Injury to state park trees, 111.35, 111.41
  - River-front, tree damage, penalty, 372.13
  - Wood, removal from state parks, 111.52, 111.53
- Penalty for injuring, river-front, 372.13
- Penalty for injury, 658.4
- Penalty for injury in city parks, 370.21
- Planting on school grounds required, 279.38
- Protection from condemnation
  - General provisions*, 471.4(4, 5)
  - Damages in condemnation, 472.26, 472.27
  - Drainage, no protection, 455.159
  - Hedges along highways regulated, 318.1–318.4
  - Highways, 306.14
  - Secondary roads, 318.5
  - Windbreaks along highways, 318.1–318.5
- Protection from destruction
  - Trees on highway, exception, 460.12
  - Trees outside of highway, exception, 460.13
- River-front, injury to trees, penalty, 372.13
- Road construction, protection from, 314.7
- Roads
  - Destruction by supervisors, costs tax, 318.2, 318.3
  - Hedges along roads, trimming required, 318.1
  - Protected trees, 318.5
  - Sale of cut wood, 318.4
  - Windbreaks, restrictions, 318.1
- School grounds, planting required, 279.38
- Shrubby, 714.8–714.10, *see SHRUBBERY*
- Tax exemption, forest reservations, 161.1
- Timber
  - Burning or setting on fire, 707.7, 707.8
  - Culture acts
    - See subhead Forests and Forest Reservations above*
    - General provisions, 161.1–161.13
    - State horticultural society to aid, 186.3
    - Tax exemptions, 161.1, 441.14
  - Cutting or carrying away, penalty, 714.6, 714.7
  - Geological survey investigation, 305.4
  - Injuring, 560.6, 658.4, 658.7, 658.8
- Trimming of trees along highway, 318.1–318.5
- Windbreaks
  - Drainage, highway, protected, 460.13
  - Hedges and shrubby along roads, 318.1
  - Trees along roads protected, 318.5

**TRENCHES**

- Penalty for injuring, 716.1

**TRESPASS**

- Actions
  - Coal from adjoining land, damages, 82.126
  - Limitation, accrual on discovery, 614.4

**TRESPASS**—Continued

## Actions—Continued

## Parties plaintiff

State of Iowa, 658.8

Tax certificate holder, 658.9, 658.10

Recovery of real estate, 648.1(1), 648.17

Animals trespassing, 188.1–188.50

Coal mined from adjoining land, damages, 82.126

Damages, treble, 658.4, 658.9

Earth, coal, minerals, taking away, penalty, 714.6

Hunting on another's land, 714.25, 714.26

Limitation of actions, 614.4

Livestock pass, illegal user a trespasser, 479.77

Malicious mischief and trespass, 714.1–714.32

## Parties plaintiff

Heir may maintain action, 658.6

Landlords, joint tenants, 658.1–658.5

Purchaser at execution sale, 658.7

Remaindermen, reversioners, 658.1–658.5

Perpetrator liable in treble damages, 658.4

Settling on public lands, 657.6

Tax certificate holder, right to sue, 658.9, 658.10

Timber, cutting or carrying away, penalty, 714.6

Trespassing animals, 188.1(5)

Willful, malicious trespass, penalty, 714.1, 714.27

**TRIAL***See also CRIMINAL PROCEDURE, subhead Trial*

Abstracts, when required in equity, 624.5

Adjournment at court's direction, R.C.P. 193, 201

Admonition to the jury, R.C.P. 199

## Advancing causes for trial

Action to test constitutional amendment, 624.7

Commerce commission orders, appeals from, 474.25, 474.43

Common carriers, for extortion or discrimination, 474.43

County zoning appeals, 358A.22

Criminal cases, supreme court, 793.12

Interurbans, use of street railway, 484.18, 485.3

Mine ways, inspector's orders appealed, 82.38, 82.42

Municipal zoning board decisions appealed, 414.19

Practice acts license revocation actions, 147.63–147.70

Questions of public importance, R.C.P. 14

Securities act appeals, 502.24

Unemployment compensation appeals, 96.6

Unemployment compensation, contributions collected, 96.14(2)

Workmen's compensation appeals, 86.28, 86.33, 793.12

Zoning certiorari cases, 414.19

Adverse rulings on interlocutory orders, proceeding to trial not error, R.C.P. 331(b)

Appeals from boards and officials, *see DISTRICT COURT, subhead Appeals to District Court*Appeals to supreme court, *see SUPREME COURT, subhead Appellate Jurisdiction*

Appearance docket entry required, 606.12

Appearances, R.C.P. 65, 66

Arbitration awards, 679.1–679.18

Arguments of counsel, R.C.P. 195

Arguments on interlocutory questions, 624.13

Arguments on objections to testimony, 624.13

Assignment calendar, criminal cases, 624.8

**TRIAL**—Continued

Assignment for trial, Polk county, published, 618.13

## Assignment of cases for trial

Actions placed on ready calendar, R.C.P. 181.1

Assigned case settled, notice to court, R.C.P. 181.3

Certificate of readiness for trial, R.C.P. 181

Court rules to be provided, R.C.P. 181.2

Delay after assignment, R.C.P. 181.3

General assignment, notice, R.C.P. 115

Mandatory assignment and trial, R.C.P. 181.2

Assignment of civil cases, R.C.P. 181.2

Certificate of readiness for trial, R.C.P. 181

Change of venue, where tried, R.C.P. 171

Claims against estates, 635.59

Conclusions of law stated separately, R.C.P. 179

Consolidation of cases for trial, R.C.P. 185

Continuances, R.C.P. 182–184, *see CONTINUANCES*Costs, ch 625, *see COSTS*

Counterclaim, separate trials, R.C.P. 186

Counterclaim tried or dismissed, R.C.P. 215

## Court, trial to

Agreed statement of facts, 678.1–678.9

Appeals to supreme court, R.C.P. 331(b)

Equitable actions, 624.3–624.5; R.C.P. 179

Issues of law and fact, R.C.P. 178

Jury provisions, applicable to court, 624.19

Justice court, exception, 601.39

Master to try equitable issues, R.C.P. 207–214

Mayor's court, 367.8

Municipal court, 602.16, 602.39

Paternity proceedings, 675.18

Superior court, 603.10, 603.19, 603.28

Criminal cases, ch 780

Criminal sexual psychopath, 225A.9

## Cross-examination

Affiants at time affidavit made, 622.89, 622.90

Affiants brought in, 622.89; R.C.P. 116, 141(a)

Defaulting party's rights, R.C.P. 232(b)

Depositions, 622.89, 622.90; R.C.P. 148, 150(c)

Sustaining or resisting motions, R.C.P. 116

Default trials, R.C.P. 230, 231

Defense, when asserted, R.C.P. 104

Definition of trial, R.C.P. 176

Demand for jury trial, requirements, R.C.P. 177

De novo trials, Const., Iowa, V, 4; 624.4; R.C.P. 334

Dismissal for want of prosecution, R.C.P. 215.1

Dismissal motion after plaintiff rests, not a waiver, R.C.P. 216

Dismissal of actions, *see ACTIONS*

## District court

*General provisions, see DISTRICT COURT*

Appeals from inferior courts, R.C.P. 356

Application for guardianship, 670.9, 670.13

Assignment of causes, R.C.P. 117, 181.2

Calendar prepared by clerk, 624.8; R.C.P. 181.1

Certificate of readiness for trial, R.C.P. 181

Claims against estates, 635.59

Clerk's actions reviewed, 632.3

Court always open for verdict, R.C.P. 201

Divorce cases, 598.5–598.7

End of term not affect pending trial, 604.35

Reporter appointed by judge, 605.6

Trial term specified, 624.6, 624.7

**TRIAL**—Continued

District court—Continued

Vacation time trial, validity of constitutional amendments, 624.7

Will contests, 632.2, 633.18–633.21

Error in interlocutory ruling not waived by proceeding to trial, R.C.P. 331(b)

Errors, immaterial, disregarded, 619.16

Errors waived unless objection, 611.12

Estates, claims filed, 635.59

Evidence, chs 622, 782, *see EVIDENCE*

Exceptions

Bill of, when necessary, 624.9–624.11

Boundary dispute, commissioner's report, 650.12

Certification of exceptions, R.C.P. 241

Definitions, R.C.P. 180

Deposition provisions, 622.97; R.C.P. 158, 164, 180

Error in interlocutory ruling not waived by proceeding to trial, R.C.P. 331(b)

Errors in decision, time, 611.12

Failure to take waived error, 611.12; R.C.P. 180

Form, grounds, R.C.P. 180

Inspection of original paper, R.C.P. 100, 341

Instructions of court, R.C.P. 196

Material points only regarded, 624.15

Pleading right founded upon, R.C.P. 93

Prejudicial error only considered, 624.15

Referee's report, authorized, R.C.P. 213

Reporter's certified report, 624.9, 624.10

Rulings and orders, unnecessary when previously objected to, R.C.P. 180

Signing bill of, judge or others, R.C.P. 241

Supreme court, only material points, 624.15

Time of filing generally, R.C.P. 241

Time of filing to depositions, R.C.P. 158

Time to take in court, 611.12; R.C.P. 180

Transcript of bill of exceptions, R.C.P. 241

Exclusion of bystanders, paternity cases, 675.20

Feeble-minded, commitment trial, public, 222.13

Findings

Conclusions of law stated separately, R.C.P. 179

Court without jury, written, R.C.P. 179

Habeas corpus, before judge or court, 663.34

Instructions, compensation liability insurance, 87.25

Instructions to jury

Additional instructions, 784.2; R.C.P. 197

Counsel furnished with drafts, R.C.P. 196

Court to instruct jury, procedure, R.C.P. 196

Criminal cases, 780.9, 780.24, 780.35, 784.2

Finding of fact by jury, R.C.P. 205

Jury bound by instructions, 780.24

Justice court, not permitted, 601.52

Municipal court, 602.41

Objections not timely made waived, R.C.P. 196

Procedure in instructing jury, R.C.P. 196

Sunday, instructions permitted, 605.18(1)

Interlocutory questions heard, 624.13

Interlocutory rulings, error not waived by pleading over or proceeding, R.C.P. 331(b)

Issues

Assignment and trial, R.C.P. 181.2

Court or jury, triable to, R.C.P. 178

Equitable issues in law proceedings, 611.10

**TRIAL**—Continued

Issues—Continued

Fact and law, how tried, R.C.P. 176

Joinder or separation, R.C.P. 24, 27, 186

Law and fact, how tried, R.C.P. 176

Master to try equitable issues, R.C.P. 207–214

Omission to submit, waiver if not demanded, R.C.P. 205

Raised by amendment of pleadings after verdict, R.C.P. 249

Separate trials may be ordered, R.C.P. 186

Trial by referee, *see REFEREES*

Judge as a witness, 622.12

Judgments, *see JUDGMENTS AND DECREES*

Judicial notice, *see EVIDENCE*

Jury trial

Adjournments, conditions as to costs or otherwise, R.C.P. 193

Appeals from boards and officials, *see DISTRICT COURT, subhead Appeals to District Court*

Appeals from mayor's court, 367.8

Arguments, R.C.P. 195

Assignment for creditors, claims, 681.11

Challenges to jury, R.C.P. 187

Compensation liability insurance cases, 87.24

Constitutional rights, Const., Iowa, I, 9

Declaratory judgments, right not abridged or extended, R.C.P. 268

Demand, R.C.P. 177

Discharge, retrial, R.C.P. 200

Evidence produced by parties, order, R.C.P. 191(c)

Examination of witnesses, R.C.P. 191(e)

Guardian of minor, removal, 670.13

Guardian removal, jury on demand, 670.9

Impaneling jury, R.C.P. 187, *see CRIMINAL PROCEDURE; JURY*

Instructions to jury, R.C.P. 196, 197, *see subhead Instructions to Jury above*

Justice of peace courts, 601.39, 601.49–601.51

Mayor's court, 367.8

Mistake, further testimony, R.C.P. 192

Municipal courts, 602.23, 602.39–602.41

Opening statements by parties, R.C.P. 191(a, b)

Paternity proceedings, 675.18

Procedure after jury sworn, R.C.P. 191

Psychopaths, commitment hearing, 225.14

Rebutting evidence, R.C.P. 191(d)

Suit to compel support of poor, 252.12

Superior courts, 603.28, 603.34–603.47

View by jury conducted by officer, R.C.P. 194

Waiver of jury, 367.8, 601.39, 602.39, 603.28; R.C.P. 177

Will contests, 633.19

Justice court, 601.17, *see JUSTICE OF THE PEACE, subhead Trials, Civil Action*

Liquor permit revocation, 130.52

Masters in equity cases, R.C.P. 207–214

Mayor's court, 367.8

Mistrial, judge's disability, other judge may declare, R.C.P. 367

Municipal court, 602.23–602.48

New trial

Application, R.C.P. 244

Avoided by agreeing to terms and conditions, R.C.P. 250

**TRIAL**—Continued

## New trial—Continued

- Change of venue, discretion to grant, R.C.P. 169
- Costs paid as ordered by court, 624.16
- Definition of new trial, R.C.P. 242
- Grant by supreme court, papers returned, 686.8
- Grounds stated, R.C.P. 244, 252
- Judge's disability, R.C.P. 367
- Judgment by default on published notice, re-trial, R.C.P. 251
- Judgment vacated or modified, R.C.P. 252–255
- Justice court, costs, 601.46, 601.47, 601.52, 601.104
- Motion not necessary on appeal, 686.2
- Motion pending, disability of judge, R.C.P. 367

## Motion to obtain new trial

- Affidavits to sustain or controvert, R.C.P. 245
- Conditional new trial, terms, R.C.P. 250
- Filing no waiver of other motions, R.C.P. 248
- Grounds stated, R.C.P. 243, 244
- Instructions, objections, when proper in, R.C.P. 196, 197
- Issues tried by consent, amendment, R.C.P. 249
- Judgment notwithstanding verdict, when new trial granted, R.C.P. 243
- New trial on vacation of adverse decision, R.C.P. 244
- Nonpleaded issues considered, R.C.P. 249
- Stay of proceedings, R.C.P. 246
- Time for motion and exceptions, R.C.P. 247
- Vacation of verdict, decision or report to grant new trial, R.C.P. 243, 244
- Petition after judgment, R.C.P. 252, 253
- Petition, notice, R.C.P. 60.1, 253(b)
- Procedure, judgment, R.C.P. 253, 255
- Titles and liens protected, R.C.P. 254
- Vacation of judgment, grounds, R.C.P. 252

## Objections

- Additional instructions, in motion for new trial, R.C.P. 196, 197
- Instructions, made at trial, R.C.P. 196
- Objections to testimony, procedure, 624.13
- Place of trial, ch 616, *see VENUUE*
- Plaintiff rests, defendant's motion to dismiss, no waiver of right to proceed, R.C.P. 216
- Postponement, *see CONTINUANCES*
- Postponement of assigned cases, R.C.P. 181.3
- Preferences of trial for certain cases, *see subhead Advancing Causes for Trial above*
- Pretrial procedure, R.C.P. 135–139
- Proceeding to trial no waiver, R.C.P. 331(b)
- Public trials, civil service appeals, 365.26
- Ready calendar list, R.C.P. 181.1
- Referees, *see REFEREES*
- Referees as masters in equity cases, R.C.P. 207–214

## Report of trial

- Appealable actions, right to, 624.9
- Certification by trial judge and reporter, 624.10
- Contents required in shorthand report, 624.9
- Excluded matters, 624.11
- Preserved, 624.9, 624.10
- Reporter directed to make, when, 624.9
- Reporter, small cases, R.C.P. 178.1
- Shorthand reporter on request, 605.6

**TRIAL**—Continued

## Retrial of cases

- Default judgment on published notice, R.C.P. 251
- Divorce and annulment exception, R.C.P. 251
- Jury disagreement, retrial after, R.C.P. 200
- New judgment after retrial, R.C.P. 251(b)
- Rulings or orders, exceptions, R.C.P. 180
- Separate trials may be ordered, R.C.P. 186
- Settlement before trial, notice to court, R.C.P. 181.3
- Severance of claims ordered, R.C.P. 186
- Sexual psychopaths, 225A.9
- Special appearance overruled, no waiver in proceeding to trial, R.C.P. 66
- Speedy trial
  - Conciliation court, 605.19–605.23
  - Constitutional rights, Const., Iowa, I, 10
  - Substantial rights, errors not to affect, 619.16
  - Superior court, *see SUPERIOR COURT*
  - Taking part as appearance, R.C.P. 65(a)
  - Testimony, interlocutory questions, hearing, 624.13
- Trial term, *see TRIAL TERM*
- Will contest, jury trial, 633.24
- Will contest, trial before district court, 632.2

**TRIAL TERM**

- Advancing causes for trial, *see TRIAL*
- Assignments in civil cases, R.C.P. 181.2
- Causes triable during, exception, 624.6, 624.7
- Causes triable first term after service, 624.6, 624.7
- Commerce commission injunctions, 474.25
- District court, 604.12–604.20
- Municipal court, 602.22
- Notice failing to name legalized, 587.3
- Superior court, 603.7
- Supreme court, 684.5–684.12

**TROLLEY RAILWAYS**

- Interurban railways, 484.1–485.6
- Street railways, 402.1–402.4
- Tax aid statutes applied, 483.1–483.20
- Trackless trolleys, 321.1(2), 417.54

**TROY WEIGHT**

- Standard of weight, ratios, 210.4

**TRUANTS**

- General provisions, 299.1–299.23

**TRUCKS**

- See MOTOR VEHICLES, subhead Trucks*

**TRUCK TRACTORS**

- See MOTOR VEHICLES, subhead Trucks, thereunder see Truck Tractors*

**TRUE BILL**

- Indictment indorsed as, 772.1

**TRUST COMPANIES**

- General provisions, 528.1–528.128, 532.1–532.20, see BANKS AND BANKING*



**TRUSTEES***See also TRUSTS*

- Actions in own name authorized, R.C.P. 2
- Agreements with sureties for joint control, 682.47
- Agricultural land school tax credit allowed, 426.2
- Allowed and fixed by court for services, 638.26
- Appointment of trustees
  - Appointment by will or court, 633.32
  - Cemetery fund management, 566.1
  - Church corporations, 504.14, 504.21–504.25
  - Corporations ousted, 660.3–660.10
  - District court's jurisdiction over, 604.4
  - Institution gifts, bond, 565.7
  - Workmen's compensation beneficiaries, 85.49–85.52, 85.61(4), 86.13
- Banks and trust companies acting as, 532.8
- Beneficiaries, declaratory judgments, R.C.P. 264
- Benefited water districts, 357.12, 357.13, 357.25, 357.30
- Bequests to trustees, income tax, 450.61
- Bills of lading cases, law applies, 487.52
- Bonds
  - Approval by clerk, 632.1(1), 632.7–632.9
  - Banks and trust companies, 532.8
  - Estates, bond of trustee required, 633.32
  - Foreign trustees bond, copy filed, 633.35
  - Premiums paid from trust funds, 682.15
  - Required same as executors, 633.32
  - Will, same as executors, 633.32
- Bulk sales law, when inapplicable, 60.2
- Carriers, regulation laws applicable, 479.2
- Cemetery funds managed, 566.1–566.19
- Cigarette laws applicable, 98.1(3)
- Combination, pool, and trust law applicable, 553.2
- Common trust funds, 533A.1–533A.6
- Compensation, 85.50, 532.8, 638.26, 638.28
- Compensation, income tax, 450.61
- Conveyances of real estate
  - Authorization, 557.10
  - Foreign trustees, 633.35–633.37
  - Legalization, 589.11, 589.13, 589.24
  - Transcript, recording, 635.39
- Corporations, nonprofit, management by, 504.14–504.24
- Corporations ousted, 660.3–660.10
- Corporation stock, right to vote, 491.55, 526.18
- County hospital board, 347.2–348.5
- Court's control, funds in litigation, 682.29, 682.30
- Death of trustee
  - Funds in trust, payment on trustee's death, 532.4
  - Notice to substituted party, R.C.P. 21
  - Substitution of successor in action, R.C.P. 20
  - Successor in interest substituted, 611.20, 611.22; R.C.P. 15, 20, 21
  - Time limit on substitution, R.C.P. 15
- Declaratory judgments, R.C.P. 264
- Deposits
  - Bank deposits, 453.1, 526.37
  - Clerk or county treasurer, with, 682.29–682.38
  - Court order, 532.2, 682.23(14), 682.29
  - Litigation pending, with clerk, 682.29, 682.30
  - Property in litigation, 682.29, 682.30
- Discharge, notice required, 638.36, 639.3
- Discharge, receipt for trust funds, 682.32, 682.33

**TRUSTEES**

- Distribution impossible, deposit with clerk, 682.31–682.44
- District court, exclusive jurisdiction, 604.4
- Drainage and levee district, ch 462, *see DRAINAGE AND LEVEE DISTRICTS*
- Execution levy against, 626.13
- Federal insured loans, housing act, investment authorized, 682.2, 682.3
- Federal stock, authority to purchase, 635.41
- Fees
  - Allowed and fixed by court, 638.26
  - Itemized statement and affidavit, 638.27, 638.28
  - Workmen's compensation, court allowance, 85.50
- Final report, to show taxes paid, 422.27, 682.35
- Final settlement, inheritance tax, 450.18, 450.58
- Fire and police department retirement funds, 365.8, 410.2–411.8
- Fire escape violations, liability, 103.17
- Foreign trustees
  - Acts affecting realty legalized, 589.8, 589.11, 589.18, 589.24
  - Assignment and satisfaction of mortgages and judgments, 633.53–633.56
  - Bond necessary for payment of all taxes, 450.23
  - Record of appointment filed, 633.35
  - Sale of land by, 633.35–633.37
- Fuel appropriation, penalty, 479.115
- Funds in banks on court order, 532.2, 682.23(14), 682.29
- Gifts to institutions, court appointment, 565.7
- Gifts to minors, uniform act, 565A.1–565A.11
- Gratuities to state institution, trustees, 741.9
- Illegitimate children, payment to trustees, 675.26, 675.27
- Income tax paid before final report, 422.27
- Income tax return by, 422.6(2), 422.14
- Inheritance tax a lien on trusts, 450.8
- Inheritance tax, corporation transfer shown, 450.88
- Inheritance tax, final settlement, 450.18, 450.58
- Inheritance tax law duties, 450.5, 450.8, 450.23, 450.57, 450.58
- Inheritance tax liability, 450.5, 450.8
- Investment of trust funds, ch 682
- Investment receipts filed with final report, 682.33
- Investments reported, approved by court, exception, 682.23
- Iowa securities act, exemption, 502.5
- Jurisdiction of district court exclusive, 604.4
- Labor claims preferred, 626.69–626.73
- Legacies of minors, payment, 638.41
- Library trustees, public, 358B.4–358B.8, 371.3, 378.3–378.11
- Library trustees, state, 303.3, 303.4
- Limitation on disposal by will, 633.3
- Mental examination of ward, R.C.P. 132
- Municipal art gallery trustees, 379.1–379.15
- Municipal hospital trustees, 380.1–380.11
- Nominee, investments registered in name of, 532.21
- Old-age assistance, duties, 249.1, 249.21
- Partition proceeds, holds for deferred estates, R.C.P. 277
- Pool and combination laws applicable, 553.2

**TRUSTEES—Continued**

- Property deposited in court during litigation, 682.29
- Public utility plant trustees, 397.29–397.35
- Reports
  - Annual accounting required, 682.28
  - Clerk forbidden to prepare reports, 632.6
  - Final report, deposit receipts, 638.33
  - Requirements, 638.33
- Retail sales tax duties, 422.42
- Taxation
  - Debts deducted, moneys and credits, 429.10
  - Income tax, fiduciary responsible, 422.6
  - Listing by trustee, 428.1(3)
- Township trustees, 359.17, *see TOWNSHIP*
- Uniform gift to minors act, 565A.1–565A.11
- Voting corporate stock, 491.55, 526.18
- Warehouses, owner for storage purposes, 544.1
- Water districts, benefited, 357.12, 357.13, 357.25, 357.30
- Workmen's compensation cases
  - Clerk of court as trustee, 85.49, 85.50
  - Consul, for alien dependent, 85.52, 85.53
  - Incompetent dependent, 85.49, 85.50
  - Minor dependent, 85.43, 85.49, 85.50
  - Report of trustee, annual, 85.50

**TRUSTS**

- Attorney appointed to aid beneficiary, 532.15
- Banks and trust companies, chs 528, 532
- Cestui que trust declaratory judgments to determine rights, R.C.P. 264
- Chain store tax applies, 424.2(2)
- Charitable trusts, 450.4(2), *see CHARITABLE INSTITUTIONS AND SOCIETIES*
- Church endowment fund, 504.21–504.25
- Common trust funds, 533A.1–533A.6
- Constructive, 557.10
- Contemplation of death, inheritance tax, 450.8
- Creation, realty, execution same as deeds, 557.10
- Declaratory judgments, R.C.P. 264
- Deeds of trust
  - Action on, equitable proceedings, 611.5
  - Action to recover land conveyed, limitation, 614.14
  - Assignment by foreign fiduciary, 633.53–633.56
  - Declaration of trusts, execution, 557.10
  - Foreclosure, 611.5, 652.12, 654.2, 654.5
  - Insurance company, investments, 511.8(8), 512.48
  - Limitations on enforcing judgment, 615.1–615.4
  - Limitations on foreclosure, 614.14, 614.20, 614.21
  - Moratorium provision, 654.15
  - Mortgage construed as, 652.12, 654.2
  - Railroad issuance, coverage, 476.13–476.17
  - Release by foreign fiduciary, 633.53–633.56
  - Releases, legalization, 589.8, 589.21
  - Spouse failing to join, limitation, 614.15, 614.20
  - Two-year limitation on judgments, 615.1–615.4
- Deposit, distribution impossible, 682.31–682.41
- Deposit with county treasurer, 682.39–682.41
- Deposit with court during litigation, 682.29, 682.30
- Deposit with district court clerk, 682.31–682.34
- Distribution impossible, deposit, 682.31–682.41

**TRUSTS—Continued**

- Distribution of trust funds on trustee's death, 532.4
- Education board, authority to accept, 262.9(6)
- Endowment and private, exemption, 8.32
- Gifts to minors, uniform act, 565A.1–565A.11
- Income from trusts taxable, 422.6
- Incompetent's share, payment, 638.41
- Investment or deposit
  - Accounting annually, 682.28
  - Bonds and securities authorized, 682.23
  - Collection and reinvestment, 682.27, 682.28
  - Court approval required, exception, 682.23, 682.26
  - Deposits in banks, 526.37, 532.2–532.4, 532.19
  - Existing investments, 682.25
  - Federal loans and stock, 635.41, 682.35, 682.36
  - Funds given to municipality, 566.16
  - Recovery of deposit, 682.41–682.44
  - Report of estate funds annually, 682.28
  - Security subject to court order, 682.26
- Joint control agreement with sureties, 682.47
- Jurisdiction of court, 604.4, 633.32
- Life insurance proceeds, 508.32
- Mandamus proceedings, 661.1, 661.6
- Minor or incompetent, \$500 fund payable, 638.41
- Money received in trust, interest, 535.2(4)
- Nominee, investments registered in name of, 532.21
- Operation of law, no execution, 557.10
- Payment when no legal guardian for minor, 638.41
- Pools and trusts, 553.1–553.24
- Proceeds of sale of lost property, 644.15
- Realty trusts, creation, 557.10
- Receipts for deposit filed on final discharge, 682.33
- Recovery of realty by cestui, limitation, 614.14
- Resulting trusts excepted from execution, 557.10
- Simultaneous death act, applicability, 637.6
- Tax listing, by trustee, 428.1
- Testamentary trustees, qualification, 633.32
- Trust companies, 532.1–532.21
- Uniform gift to minors act, 565A.1–565A.11
- Unlawful combinations
  - Combinations, pools and trusts, 553.1–553.24
  - Evidence required, incrimination, 622.15(2)
  - Hydraulic or hydroelectric companies, 469.15
- TUBERCULOSIS**
  - Bovine tuberculosis, 165.1–165.36
  - City regulation of dairy herd, 368.25
  - County tuberculosis hospitals, 254.1–254.10
  - Disabled persons aid, patients, 241A.2
  - Old-age assistance, patients, 249.6, 249.31
  - Patients, care by county
    - Allowance for support, 254.4
    - Care and treatment, 254.1, 254.8
    - Commitments, 254.6, 254.7
    - Compulsory treatment, 254.10
    - Cost paid, 444.12
    - County hospital need not provide facilities, 347.16
    - Free treatment, 254.8–254.10, 347.13, 347.16
  - Sanatoriums, county
    - Appropriation for construction, 254.3
    - Donations accepted, 254.10

**TUBERCULOSIS—Continued**

Sanatoriums, county—Continued  
 Establishment, funds for, 254.1–254.3  
 Inspection by state department of health, 254.5  
 Insurance payable to county, 254.10  
 Refractory tubercular patients, 254.6, 254.7  
 Segregation and detention, 254.6, 254.7  
 Sanatorium, state, 271.1–271.16  
 Tubercular persons committed, 254.6

**TUBERCULOSIS SANATORIUM (OAKDALE)**

Administration, 262.7  
 Admission requirements, 271.4–271.8  
 Advanced stages, separate department for, 271.8  
 Code, session laws, free copy, 16.24(9)  
 County commitment costs, institution fund, 444.12  
 County liability for support of patients, 230.20–230.24, 271.14  
 County patients committed by court, 254.6  
 Designated as state sanatorium, 271.1  
 Disabled persons aid, patients not eligible, 241A.2  
 Employee's sick leave, 79.1  
 Handicapped children, co-operation with other agencies, 281.3(10), 281.7  
 Handicapped children, education, 281.1–281.10  
 Handicapped children, tubercular classed as, 281.2  
 Hospital service corporation, 514.5

**Indigent patients supported**

Certificate by local board of health, 271.10  
 Collection of support allowance, 271.13, 271.16  
 County commitment costs, 444.12  
 County liability for its patients, 271.14  
 Indigence of patient, who certifies, 271.10  
 Number certified, 271.12  
 Patients personal liability, 271.15, 271.16  
 Payments by state, 271.10–271.14  
 Per capita allowance fixed by board, 271.13  
 Recovery by county, 230.15–230.17, 252.1–252.5, 271.16  
 Relatives liability, 230.15–230.17, 252.1–252.5, 271.15, 271.16  
 State collects from county, 230.20–230.24, 271.14  
 State liability for nonsettlement patients, 271.14  
 Transportation expenses, how paid, 271.11

**Object and purposes, 271.2**

Patients received if room, 271.6  
 Preference for patients, treatment needs, 271.8  
 Refractory patients segregated, 254.7  
 Residents of state admitted, 271.2  
 State liability for support of patients, 271.14

**Superintendent**

Duties in general, 271.4  
 Qualifications and residence required, 271.3

**Transfer of patients to departments, 271.9**

Waiting list, when used, 271.7

**TUCK LAW**

County officers, limit on expenditures, 343.10, 343.11

**TUITION**

Attending in another school, 282.7, 282.24  
 Attending school outside state, 282.8  
 Boarding home children, 282.23  
 Census, report, average cost given, 291.10(4)

**TUITION—Continued**

Charitable institution children, 282.22  
 Children of state and federal employees, 284.4–284.7  
 Closed schools, pupils from, 279.18  
 Collection of tuition fees, 282.21  
 Computing tuition rate, 279.18, 282.20  
 Discontinued schools, 274.15  
 Employees of state or nation on tax-free land, reimbursement, 284.4, 284.5  
 Facilities of school discontinued, 274.15, 282.7  
 Fees for tuition, payment, 282.20  
 Free to resident pupils of school age, 282.6  
 Free tuition for war veteran, 282.6  
 Graduate students, 282.6  
 High school outside district, 282.7, 282.17–282.24  
 High school outside state, 282.7, 282.8, 282.17  
 Indigent children, 282.18, 282.22, 282.23  
 Nonresident pupils, 279.15, 282.1, 282.2, 282.7–282.23  
 Parents share on school discontinuance, 274.15  
 Rate of tuition, 279.18, 282.20, 282.24  
 Rebating prohibited, 282.20  
 Tax-free lands, residence on, reimbursement, 284.1–284.7  
 Tax levy to pay, 287.3(3)  
 Teacher employment not bar to state aid, 294.3  
 War orphans, 35.9, 35.10

**TUNNELS**

Pedestrian tunnels, 321.328  
 Unattended vehicles removed from, 321.357

**TURKEYS**

*See ch 197, also ANIMALS, subhead Poultry*

**TURPENTINE**

*See also OILS*  
 Defined, standards prescribed, 189.1(1), 207.1  
 Labeling requirements, 207.3, 207.4

**UNBORN CHILDREN**

Inheritance when left out of will, 633.13  
 Interest in partition of land, rights, R.C.P. 298  
 "Issue" defined, 4.1(7)

**UNCLAIMED FEES**

*See* 12.11–12.13, 601.126, 602.32, 603.25, 606.16, 685.3

**UNCLAIMED PROPERTY**

Estrays, 188.27–188.38  
 Motor vehicles, 321.85–321.91

**UNCLE**

Incest, penalty, 704.1  
 Void marriages, 595.19(2)

**UNDERPASSES**

City and town authority, 381.1, 381.7, 387.1–387.17

**UNDERTAKERS**

Funeral directors and embalmers, 156.1–156.13  
 Vital statistics duties, 144.6, 144.9, 144.24–144.29

**UNDERTAKINGS**

Bail bonds, chs 763-765  
 Bills and notes, ch 541  
 Bonds, *see* **BONDS**  
 Definition of undertaking, 4.1(20)  
 Meaning, in construction of statutes, 4.1(20)  
 Nuisance action, abatement stay, forfeiture, 657.6  
 Security to keep the peace, 760.1-760.14  
 Supersedeas, 686.9-686.12; R.C.P. 337, 338  
 Sureties, 682.1-682.22  
 Sureties extent of liability, 666.2  
 Vagrancy, security for behavior, 738.16-738.20  
 Witnesses, appearance security, 761.21-761.28, 762.47

**UNDUE INFLUENCE**

Corrupting officials, penalty, 739.11  
 Interference with administration of justice, 723.1  
 Procurement of vote illegally, 738.1, 738.15  
 Subornation of juror or witness, 665.3(4)

**UNEMPLOYMENT**

*See* chs 94-97

**UNEMPLOYMENT COMPENSATION**

Generally, 96.1-96.21

**UNFAIR DISCRIMINATION**

Cigarette sales, ch 551A  
 Discrimination generally, *see* **DISCRIMINATION**  
 Fair trade act, 551.1-551.10  
 Insurance rates, chs 515A, 515B  
 Insurance trade practices act, 507B.3, 507B.4, 507B.9  
 Railroad rates, 479.1-479.102, *see* **RAILROADS**

**UNGUARDED MACHINERY**

Assumption of risk, 88.14  
 Guards or appliances removed, replacement, 88.7  
 Safety appliances, violation, penalty, 88.5, 88.6, 88.13

**UNIFORMS**

Military  
 Civil, social, benevolent organizations, 29.31  
 Retired officers, may wear, 29.23  
 Wearing unlawful, 29.40  
 Public safety department members, 80.18  
 Veterans' organizations, 29.40

**UNIFORM STATE LAWS**

Acknowledgments act, 558.23-558.25, 558.35, 558.39  
 Bills of lading, ch 487  
 Common trust fund act, ch 533A  
 Criminal extradition, ch 759  
 Fresh pursuit, ch 756  
 Gifts to minors, ch 565A  
 Limited partnerships, ch 545  
 Motor vehicle financial responsibility, ch 321A  
 Narcotic drugs, ch 204  
 Negotiable instruments, ch 541  
 Reciprocal transfer tax, 450.91  
 Sales act, ch 554  
 Simultaneous death, ch 637  
 State commission, members, duties, 5.1-5.4

**UNIFORM STATE LAWS—Continued**

Stock transfer, ch 493A  
 Support of dependents, ch 252A  
 Veterans guardianships, ch 672  
 Warehouse receipts, ch 542

**UNION DEPOT**

Railways, 482.1-482.4

**UNION LABOR**

Corporations organized, powers, 504.1, 504.2  
 Exempt from prohibition against combinations, 553.11  
 Labor not an "article of commerce", 553.11  
 Membership in union, ch 736A  
 Railroad transportation free to officers or agents, 479.94(8)  
 Right to organize, 553.11

**UNIONS, CREDIT**

Ch 533

**UNITED INTEREST**

Joinder of parties in action, R.C.P. 25(b)  
 One may sue for all, R.C.P. 42  
 Pleadings verified by any one party, R.C.P. 80

**UNITED STATES**

Action for injury to survey monuments and buildings, 355.14

**Aeronautics**

Contracts, law governing, 328.15  
 Co-operation, state and federal, 328.13  
 Disposition of federal funds, 328.16  
 Federal certificates, 328.5, 328.17, 328.34(5)  
 Federal moneys, 328.13, 328.14  
 License, 328.34(5, 6)

Airports, federal aid, 330.13

Airports, regulation recognized, 330.9

Archaeological remains or sites, agreement with federal agencies to preserve or salvage, 305A.3

Armed forces, missing in action, proof, 634.12

Articles of Confederation, page xxii, Vol. I

Assessments against property paid, 404.7(3)

Boilers, exempt from state inspection, 89.3

Bonds, *see* *subhead Securities of Federal Agencies below*

**Bonds, government**

Fiduciaries investments, 682.23(1, 2, 11, 12)

Sinking funds invested in, 454.5

State funds invested, 452.10

Bridges, interstate, conveyance to, 383.4

Buildings, contract with city to build and lease or purchase, 397A.1-397A.4

Bureau of mines, mine inspector's co-operation, reports, 82.14

Bureau of standards, standards adopted, 210.1

Census, *see* **CENSUS, FEDERAL**

Census, federal and state co-operation, 26.1-26.6

Citizenship, page xxvii, Vol. I

Citizen's privileges and immunities, entitled to, Const., U. S., II, 2; Amend. 14, Sec. 1

Claims against estates, first class claims, 635.66

Commander in chief, president, Const., U. S., II, 2

**UNITED STATES—Continued**

Condemnation by state for U. S., 471.2, 471.3  
 Condemnation by United States, 1.4-1.8  
 Congress, constitutional powers, Const., U. S., I  
 Congressional districts in Iowa  
   Constitutional restriction, Const., Iowa, III, 37  
   Designated, counties enumerated, 40.1  
 Congressional library, supreme court reports, free copies, 16.28(1)  
 Congressmen, *see subhead Federal Officers below*  
 Constitution  
   (Printed in Code, page lv, Vol. I),  
   *see CONSTITUTION, UNITED STATES*  
   Oath to support, officers, Const., U. S., VI  
   Supreme law of the land, Const., U. S., VI  
 Contracts, laws impairing obligation of, state, prohibited, Const., U. S., I, 10  
 Corn borer eradication, federal refund, 267.17  
 Courts  
   Clerks  
     Annotations, tables, to code, copies, 16.25(6)  
     Code, session law, free copies, 16.24(8)  
   Interpretation of Iowa statutes annotated, 14.3  
   Judges  
     Annotations to code, tables, copy, 16.25(5)  
     Code, session laws, free copies, 16.24(6)  
     Reports of state supreme court, free, 16.28(4)  
   Lien of judgments, 624.23, 624.24  
   Limitation of actions on judgments, 614.1(7)  
   Prisoners in county jails, expense, 338.9, 356.1, 356.15  
   Removal to, petition, time, R.C.P. 85(g)  
   State may be sued therein, 613.8  
 Declaration of Independence, page xx, Vol. I  
 Defense projects, school land purchased, 274.39-274.45  
 Defined in soil conservation act, 467A.3(8, 9)  
 Definition and included terms, 4.1(15)  
 Departments, code, session laws, free distribution to, 16.24  
 District of Columbia, bonds, insurance company investments, 511.8(2)  
 Drainage, levees with other districts, 466.1-466.8  
 Duty of tonnage, state, by, prohibited, Const., U. S., I, 10  
 Eminent domain on behalf of U. S., 471.2, 471.3  
 Employees must pay state income tax, 422.5  
 Employment act, state accepts benefits, 91.17, 91.18  
 Estates of decedents, debts as first class claims, 635.66  
 Executive department, constitutional powers, Const., U. S., II  
 Federal aid  
   Agricultural college, 266.1, 266.4, 266.6, 266.7, 266.27, 266.28  
   Airports, 330.13  
   Armories, 385.4  
   Blind aid, 234.6, 241.3, 241.4, 241.21  
   Buildings, city-county, 365.60  
   Child welfare aid, 234.6, 234.14, 235.2  
   Education, 283.1, 283.2  
   Emergency relief, 234.6, 234.14, 251.1, 251.2  
   Employment security, effect on, 96.5(6)  
   Flood control, 455.202, 455.216, ch 467B, *see also FLOOD AND EROSION CONTROL*

**UNITED STATES—Continued**

Federal aid—Continued  
   Highway aid, 307.6, 307.7, 310.1, 310.2, 313.1  
   Hospitals, 135A.1-135A.15  
   Indian schools, 273.20  
   Libraries aided, 303.4  
   Mississippi river parkway, 308.1-308.5  
   Old-age assistance, 234.6, 234.14, 249.2  
   School lunch program, 283A.3  
   Schools aided, 273.20, 283.1, 283.2  
   Sewage disposal plants, municipal, 394.6  
   Soil conservation aid obtained, 467A.4(4d), 467A.7(10)  
   Unemployment compensation aid, 96.11(11), 96.13, 96.21  
   Vocational education in Iowa, 258.1-258.13  
   Vocational rehabilitation, 259.1-259.4  
   Wildlife restoration act of 1937, 107.27  
 Federal officers  
   President  
     Election, *see ELECTIONS*  
     National guard called out, 29.53  
   Representatives in congress  
     Abstract of votes, 50.25(4), 50.30(4)  
     Certificate of election, 50.43  
     Election, *see ELECTIONS*  
     Nomination papers, 43.11, 43.20  
     Nominations, 43.83, 43.101  
     Proclamation for election, 39.3  
     Resignations, made to the governor, 69.4  
     Vacancies in nominations, how filled, 43.83  
     Vacancy in nomination, 43.76(2)-43.78  
     Vacancy in office, 43.83, 69.14  
   Senators, U. S.  
     Certification of election, 50.43  
     Elected same as state officers, 39.10  
     Names of candidates on ballots, 49.32, 49.34  
     Popular vote, Const., U. S., Amend. 17  
     Primary nominations, when, 43.6  
     Qualifications and tenure, Const., U. S., I, 3  
     Regulations, Const., U. S., I, 4  
     Resignations, made to the governor, 69.4  
     Vacancies, filled by whom, 69.8(1)  
     Vacancies in nominations, how filled, 43.79, 43.82  
   Federal offices  
     President, electors, Const., U. S., II, 1; Amend. 12  
     Representatives in congress, regulations, Const., U. S., I, 4  
   Federal reserve bank system, 526.25, 528.67-528.70  
   Federal surveys, 355.10-355.14  
   Federal taxes, lien, 335.11  
   Fish and game refuges, 1.5-1.9  
   Fish restoration projects, 107.28  
   Flight strips, aid to state to construct and maintain, 315.1-315.5  
   Full faith and credit, Const., U. S., IV, 1  
   Geological and geodetic surveys, defacement, 355.14  
   Habeas corpus, inmates of institutions, 663.5  
   Health work, public, federal aid accepted, 135.39  
   Housing act, bonds, insurance companies investment, 511.8(8, b), 512.48  
   Immigration or migration, regulation of, Const., U. S., I, 9

**UNITED STATES—Continued**

## Impeachment

- Grounds, removal from office, Const., U. S., II, 4
- House of representatives, Const., U. S., I, 2
- Senate, trial and judgment, Const., U. S., I, 3
- Indian school, co-operation, 273.5
- Institutions, inmates, habeas corpus, 663.5
- Institutions, inmates, original notice, R.C.P. 56(d)
- Jails, county, prisoners, expenses, 356.1, 356.15
- Judge advocate general, code, session laws, 16.24 (20)
- Judges, appointment, Const., U. S., II, 2
- Judicial department, powers, Const., U. S., III

## Land

- Assessments paid, 404.7(3)
- Condemnation, may acquire in Iowa, 1.4
- Exempt from taxation, 427.1(18)
- Federal land office
  - Commissioner may regain state land, 10.9
  - Lists of federal lands certified, 10.11
  - Record or copies in evidence, 622.41–622.51
  - Tract books, use, 10.3
- Forest preserves, acquisition, 1.5–1.9
- Jurisdiction, exclusive, 1.2, 1.4, 1.10
- Offenses and punishments on, laws, 1.10
- Patents to railroads recorded, 558.9, 558.10
- Purchased from state, tax exempt, 427.1(18)
- Relinquishment to United States, 10.9
- Service of process, state reserves right, 1.4
- State districts thereon, aid, 284.1–284.7
- State jurisdiction subject to federal, 1.2
- Taxation, exempt, 1.4
- Wild life refuges, acquisition, 1.5–1.9
- Legislative department, powers, Const., U. S., I
- Levees connected with drainage districts, 466.1–466.8
- Library of congress, code, session laws, copies sent, 16.24(17)
- Military
  - Motorcar license exemption, 321.176
  - National defense projects, school lands purchased, 274.39–274.45
  - National Guard, *see NATIONAL GUARD*
  - Property and fiscal officer, 29.18, 29.19
  - Reservations, water supply, 29.12, 397.36, 397.37
  - War veterans, *see ARMED FORCES, etc.*
- Missing in action, armed forces, proof, 634.12
- Motor vehicles
  - Drivers, law applies, 321.230
  - License exemption, military, 321.176
  - Registration exemptions, 321.19
- Naturalization, congressional control, Const., U. S., I, 8
- Naturalization of aliens, page xxvii, Vol. I
- Navy, Const., U. S., I, 8
- Nobility, titles of, prohibited, Const., U. S., I, 9, 10
- Oath, officers required to take, Const., U. S., VI
- Ordnance plant, school lands taken, 274.39–274.45
- Pardons and reprieves, Const., U. S., II, 2
- Patents and copyrights, Const., U. S., I, 8
- Patents, original entry assigned, 558.7
- Patents recorded, read in evidence, 622.41
- Poor relief projects, co-operation, 252.42
- Post offices and post roads, Const., U. S., I, 8
- President, Const., U. S., II

**UNITED STATES—Continued**

- Presidential electors, vacancies, 43.80
- Prisoners kept in county jails, 356.1, 356.15
- Proof of state acts, Const., U. S., IV, 1
- Reconstruction finance corporation, loans for drainage refunding, 463.26, 463.27
- Removal to federal court, R.C.P. 85(g)
- Representatives in congress, *see subhead Federal Officers above*
- Reprieves and pardons, Const., U. S., II, 2
- Republican form of government, Const., U. S., IV, 4
- Secretary of treasury, social security payments, 97C.15
- Securities of federal agencies
  - Exempt from Iowa securities law, 502.4
  - Federal deposit insurance stock, 526.25(2), 530.2
  - Federal farm loan bonds, 512.48(1), 515.35(1), 526.25(2), 682.23(2)
  - Federal home loan securities, 512.48(1), 515.35(1), 682.23(11)
  - Federal housing administration securities, 512.48(1), 515.35(1), 526.25(7), 682.45, 682.46
  - Federal securities, investments authorized
    - Banks, investment in FDIC, 526.25(2), 530.2
    - Bonds secured by FHA, 682.45, 682.46
    - Fire and police pension funds, 410.3, 411.7
    - Insurance companies, 508.11(10), 511.8(1), 512.48(3), 515.35(1)
    - National housing act bonds, 511.8(8, b), 512.48
    - Nonlife insurance investments, 515.35(1)
    - Servicemen's readjustment act bonds, 511.8(8, c), 512.48
    - State board of regents funds, 262.14(3)
    - State sinking fund invested, 454.5
  - Home owners loan corporation, 512.46(1), 512.48(1), 526.25(2), 682.23(11)
  - Investment by state treasurer, 12.8
- Senators, *see subhead Federal Officers above*
- Servicemen's readjustment act, national bonds, insurance company investments, 511.8(8, c), 512.47
- Social security agreements, 97C.3
- Social security numbers, recorded, 335.12, 335.13
- Social security payments, 97C.15
- Soil conservation provisions, 467A.3(8, 9), 467A.4(4), 467A.7(10)
- Street improvements, intersection cost, 391.38
- Supreme court
  - Constitutional powers, Const., U. S., III
- Library
  - Annotations to code, tables, furnished, 16.25 (13)
  - Code and session laws furnished, 16.24(17)
  - Iowa reports, copies, 16.28(2)
- Surgeon general, 135A.8–135A.14
- Surveys, federal, 355.10–355.14
- Surveys in state land office, access to, 10.8
- Taxes
  - Power to levy and collect, Const., U. S., I, 8
  - Property deemed privately owned, 391.46
  - Special assessments paid, 404.7(3)
  - Uniformity required, Const., U. S., I, 8

**UNITED STATES—Continued**

- Tax exemption of property, 427.1(1)
- Tax lien recorded, 335.11
- Territories, bonds, investments, 511.8(2)
- Titles, foreign, prohibited, Const., U. S., I, 9
- Treason, Const., U. S., III, 3
- Treasury department, public debt, office, legal staff, code, session laws, copy, 16.24(23)
- Treaties
  - President, senate consent, Const., U. S., II, 2
  - State, prohibited, Const., U. S., I, 10
- Unemployment compensation, 96.11(12)—96.13, 96.21
- Unemployment compensation trust fund, federal, state account, requirements, 96.9
- Use tax, purchases from U. S., 423.3
- Veterans' administration, incompetent veterans guardianship, 672.1—672.21
- Vice-president
  - Eligibility and election, Const., U. S., II, 1
  - Senate, chosen by, Const., U. S., I, 3
- Vocational education, federal aid, 258.1, 258.5
- Vocational rehabilitation, federal aid accepted, 259.1—259.3
- War, congress to declare, Const., U. S., I, 8
- Warehouse provisions, 543.16—543.18, 543.23, 543.28, 543.31
- War surplus commodities, purchased, 20.5
- War veterans, *see ARMED FORCES, etc.*
- Weather bureau, co-operate with state, 159.5(4)
- Weights and measures, congressional power to fix standards, Const., U. S., I, 8
- Weight standard of U. S. applicable, 210.1

**UNITED STATES CONSTITUTION**

*See CONSTITUTION, UNITED STATES*

**UNIVERSITIES**

*See COLLEGES AND UNIVERSITIES*

**UNIVERSITY OF IOWA (IOWA CITY)**

- Accredited high school, list furnished, 147.31
- Administered by board of regents, 262.7
- Alcoholic studies, director, advisory duties, 123A.3
- Appropriations payable in monthly installments, 262.28
- Archaeologist, state, appointed from faculty, 305A.1
- Athletic facilities constructed, 262.44—262.54
- Auditoriums constructed, 262.44—262.54
- Bacteriological laboratory, *see subhead Medical School below*
- Bar examinations given in Iowa City, 610.9
- Board's finance committee calls monthly, 262.20
- Books from state library, 303.3(11)
- Child welfare research station, 263.5, 263.6
- Code, session laws, exchange copies, 16.24(2)
- Code, session laws, free copy, 16.24(9, 18)
- Contract for training teachers, 262.30—262.32
- Courses of instruction outlined, 263.1, 263.2
- Degrees and diplomas granted, 263.2
- Denominational control, freedom from, 263.1
- Departments of university, 263.1
- Dogs for research, 351.A.1—351.A.7
- Donation solicitation, enforcement aided, 122.5

**UNIVERSITY OF IOWA—Continued**

- Employee's sick leave, 79.1
- Entrance requirements, 263.1, 263.2
- Epidemiological laboratories, 263.7, 263.8
- Epidemiological laboratory, aid health department, 135.11
- Examinations at university for the state
  - Bar examinations, 610.9
  - Medical, dental, pharmacy, 147.34
  - Professions, requisites furnished, 147.26, 147.27
- Examiners under practice act, supplies furnished, 147.26
- Extension division, donation solicitation, enforcement aided, 122.5
- Fieldhouse constructed, 262.44—262.54
- Fire escapes, 103.1
- Funds, permanent
  - Creation and maintenance, Const., Iowa, IX, 2nd, 2, 5
  - Diminishment of funds prohibited, 262.9(7)
  - Losses audited, bonds issued, Const., Iowa, VII, 3; 302.11, 302.12
- Geological specimens, natural history cabinet, 263.3
- Governed by state board of regents, 262.7
- Graduates qualified for teaching, 260.7, 260.8
- Historical society in connection, 304.1—304.7
- Hospitals
  - Civil process on inmates, R.C.P. 56(d)
  - Controlled by board of regents, 225.3, 263.4
  - Fire escapes, 103.1
  - Handicapped children, advice furnished, 281.7
  - Handicapped children, hospital-school
    - Administration, 262.7
    - Admissions, 263.10
    - Contributions accepted, 263.13
    - Established, 263.9
    - Fees, 263.10
    - "Handicapped" defined, 263.11
    - Objectives, 263.9
    - Payment by county, 263.12
  - Homeopathic hospital, 263.4
  - Hospital service corporations, 514.5
- Indigents hospital
  - Accounts audited by board, 255.25
  - Administration, 262.7, 263.4
  - Blanks prepared by faculty, 255.27
  - Commitment of patients
    - Attendants, when required, 255.13, 255.21
    - Christian Scientists excused, 255.10
    - County admittance quota, 255.16
    - County attorney's duties, 255.6—255.8
    - Court's orders, treatment authorized, 255.8—255.12, 255.22
    - Definition of term patients, 255.3
    - Duty to institute complaint, 255.2
    - Emergency cases, procedure, 255.8, 255.11
    - Examination of prospective patients, 255.4—255.6, 255.27
    - Hearing, notice, secured, 255.7, 255.8
    - Illness eligible for treatment, 255.1
    - Instituted by filing complaint, 255.1, 255.2
    - Investigation of residence, indigency, 255.6
    - Order and report to physician, 255.12
    - Osteopaths permitted to examine, 150.10

**UNIVERSITY OF IOWA—Continued****Hospitals—Continued****Indigents hospital—Continued****Commitment of patients—Continued**

- Overseer's investigation, 255.6
- Persons eligible for treatment, 255.1
- Physician, expenses paid, 255.13
- Religious beliefs respected, 255.10
- Report of physician's examination, 255.5
- Supervisor's investigation, 255.6

**Complaint filed, 255.1, 255.2****Dogs for research, 351A.1-351A.7****Earnings of hospital, use, 255.19****Expense, how paid, 255.24-255.26****Hospital service corporations, 514.5****Parolees, 255.29****Patients****Admitting physician's duties, 255.15, 255.16****Arrival, examination and report, 255.15-255.18****Charges for voluntary patients, 255.19****Child born, care authorized, 255.9****Definition of term "patient", 255.3****Doctors on salary, no charges, 255.23****Examination of prospective patients, 255.4-255.6, 255.27****Expense, how paid, 255.13, 255.14, 255.21****Expense record, 255.24****Gratuitous treatment, 255.23****Hospital treatment, 255.20, 255.22****Nurses on salary, no charges, 255.23****Nursing and care provided, 255.20****Parolees, 255.29****Patients from state institutions, 255.28****Pregnancy cases, 255.1, 255.8, 255.9, 255.11****Refusal of admission, report, 255.15-255.18****Temporary removal from hospital, 255.21****Transfer from institutions, 255.28****Transportation expense, 255.13, 255.14, 255.21****Treatment outside hospital, 255.21****Treatment refused, report, 255.15-255.18****Voluntary patients also received, 255.19****Secretarial officers, 262.9(2), 262.25****Supplies purchased, competitive bids, 255.24****Treasurer's appointment, duties, 262.9(2), 262.23****Tuberculosis sanatorium, ch 271, see TUBERCULOSIS SANATORIUM (OAKDALE)****University hospital facilities used, 255.8****Integrated with psychopathic hospital, 225.2****Psychopathic hospital, 225.1-225.42****University hospital****Indigents, facilities available for, 255.8****Obstetrical cases, indigents, admitted, 255.9****Original notice served on patients, R.C.P. 56(d)****Orthopedic cases, indigent, admitted, 255.9****Superintendent****Elected by board of regents, 262.9(2)****Indigent patients claim filed and reported, 255.14, 255.24****Report to state board of regents, 262.24****Supplies purchased, competitive bids, 255.24****Inventions patented, 262.9(10)****Land grants, funds from, constitutional provisions, Const., Iowa, IX, 2nd, 1-7****UNIVERSITY OF IOWA—Continued****Lands****Condemnation for water power purposes, 469.13****Leasehold interest taxed, valuation, 427.15****Patents, when issued, effect, 10.13, 10.14****Proceeds as support fund, Const., Iowa, IX, 2nd, 2, 5****Records kept by land office, 10.2****Tax exempt, 427.1(1)****Tax land sold on credit, 446.34****Law department****Bar examinations, 610.9****College of law as part of university, 263.1****District court term pamphlets received, 604.20****Peace officers instructed, 80.10, 80.11****Supreme court records received, Ct. R. 22****Law library****Annotations and tables to code, copies, 16.25(2)****Code and session law, copies, 16.24(18)****Supreme court reports, exchange copies, 16.28(11)****Liberal arts college****Courses start where high school ends, 263.1****Department of University, 263.1****Located at Iowa City, Const., Iowa, XI, 8****Medical school****Bacteriological laboratory****Blood tests, pregnant women, 140.3****Costs of tests, reports, 263.7, 263.8****Disease epidemic, field and laboratory work, 263.7, 263.8****Dogs for research, 351A.1-351A.7****Functions and reports, 263.7, 263.8****Health commissioner, experts to aid, 135.1****Health department's laboratory jurisdiction, 263.8****Health department, use, 135.11(4)****Permanent at university medical college, 263.7****Tests for health boards and public officials, 263.7, 263.8****Water, chemical examinations, 263.7, 263.8****Blanks prepared by faculty, 225.30****Dead bodies, scientific use, 142.1-142.11****Dean, advisor on alcoholism, 123A.3****Homeopathic materia medica and therapeutics, 263.4****Professor of psychiatry, duties, 225.4-225.6****Psychopathic hospital, integrated with, 225.2-225.4****Syphilis tests made, 140.2****Military science instructor, rank, 262.27****Mineral collection, natural history cabinet, 263.3****Natural history cabinet, specimens collected, 263.3****Normal training, 262.30-262.32, 263.1, 280.15****Objects of university, 263.1****Parking facilities constructed, 262.44-262.54****Patents on inventions, 262.9(10)****Peace officers short course, 80.10-80.12****Perpetuation of college credits****Depository for any defunct college, 264.7****Officers of discontinued college, duties, 264.1****Penalty for not filing at university, 264.6****Registrar's duty, 264.2, 264.3**



**UNIVERSITY OF IOWA—Continued**

Perpetuation of college credits—Continued

Transcripts prepared, fee, 264.4, 264.5

Transfer to university mandatory, 264.1

**President**

Budget recommendations to board, 262.24

Elected by board of regents, 262.9(2)

Member of geological board, 305.1

Report to board of regents, 262.24

Professions, accredited schools, data supplied, 147.33

Professors and instructors employed, 262.9(2)

**Psychopathic hospital**

Administered by state board of regents, 225.3

Appropriations, 225.28, 225.29, 225.34

Blanks for medical reports, 225.30–225.32

Commitment procedure, *see Patients below under this subhead*

Co-operation with insane hospitals, 225.5

Death of patient, disposal of body, 225.33

Establishment and purpose, 225.1

Hospital service corporations, 514.5

Integrated with medical college and hospital, 225.2

Located at Iowa City, 225.2

**Medical director***See also REGENTS, STATE BOARD OF, subhead Officers*

Advisory capacity to state hospitals, 225.6

Appointed by board of regents, 225.4

Care of patients, 225.15–225.27

Charge of certain hospital work, 225.6

Duties in general, 225.6

Incurables, transfer, duties, 225.36–225.42

Member of eugenics board, 145.1

Member, special commission, 225.37

Professor psychiatry, medical school, 225.4

Visit state insane hospitals, 225.6

Name of hospital, 225.2

Original notice served on patients, R.C.P. 56(d)

**Patients**

Attendants, expense, 225.18, 225.19, 225.21

Classification of patients, 225.7

County commitment costs, institution fund, 444.12

Death at hospital, expense, 225.33–225.35

Discharge of patients, attendant, 225.27

Incurables, discharged, 225.27

Incurably insane, transfer, 225.26–225.42

Maintenance of various classes, 225.8

Nurses assigned, 225.15

Physician's fee, claim filed, 225.20, 225.21

**Private patients**

Care, state reimbursed, 225.23

Commitment as public patient, 225.25

Commitment procedure, 225.10–225.14, 225.17

Death of patient, 225.33–225.35

Liability for expenses, 225.8, 225.17, 225.22–225.26, 225.35

Maintenance without state expense, 225.8

Money collected, how used, 225.26

Treatment administered, 225.17

Voluntary admittance, 225.7–225.9

**UNIVERSITY OF IOWA—Continued**

Psychopathic hospital—Continued

Patients—Continued

Public patients

Application for admission, 225.10

Attendants appointed, 225.18

Commitment procedure, 225.10–225.14, 225.16

Compensation for attendant, 225.19

Death of patients, 225.33–225.35

Examination and report, 225.11–225.15

Examination and treatment at hospital, 225.15

Expense, state liability, 225.8, 225.25, 225.28

Financial condition investigated, 225.13

Hearing of complaint, court order, 225.14, 225.25

Notice, trial and order, 225.14

Voluntary commitment, 225.7, 225.8, 225.16, 225.28

Report, physician's examination, 225.30–225.32

Transfer to insane hospital

Appeal to special commission, 225.39, 225.40

Attendants accompanying patients, 225.41, 225.42

Commitment, 225.36

Custody of patient on appeal, 225.39

Proceedings of special commission, 225.37, 225.38

Records, certification of proceedings, 225.38

Secretary of special commission, 225.28

Special insanity commission, 225.37

Physicians duplicate reports, 225.31

Records, *see REGENTS, STATE BOARD OF*

Report of physician's examination, 225.31, 225.32

Treatment same for patients, 225.16, 225.17

Public donation law enforcement aided, 122.5

Recreational building, constructed, 262.44–262.54

Religious control, freedom from, 263.1

Sanitary conditions inspected, 135.11(5), 136.3 (2, b)

**Secretary**

Elected by board of regents, 262.9(2)

Report to board of regents, 262.27

Self liquidating improvements, 262.44–262.54

Short course for peace officers, 80.10–80.12

Sick leave for employees, 79.1

Soil conservation work aided, 467A.4(2)

Spastic children, hospital school, 263.9–263.13

Stadium constructed, 262.44–262.54

Student union constructed, 262.44–262.54

Superintendent of buildings and grounds, quarters for examiners under practice act, 147.27

Syphilis tests made, 140.3

Teachers' training contracts and courses, 262.30–262.32, 263.1, 280.15

**Treasurer**

Bond and duties, 70.6, 262.23

Elected by board of regents, 262.9(2)

Water power improvements, land condemned, 470.3

**UNIVERSITY OF SCIENCE AND TECHNOLOGY (AMES)**

Accredited high schools, list furnished health department, 147.31

**UNIVERSITY OF SCIENCE, ETC.—Continued**  
 Agricultural department, co-operation, 159.3  
 Agricultural experiment station, connection with  
 crop improvement association, 177.2, 177.3  
 Agricultural marketing, 159.20, 159.21, 159.25  
 Agricultural seeds, information furnished, 199.10  
 Agriculture courses taught, 266.2  
 Animal diseases, fund for study, 266.26  
 Animal husbandry instructor, member executive  
 committee, beef cattle association, 181.3  
 Animal husbandry instructor's duty, 181.3, 182.3  
 Appropriations payable in installments, 262.28  
 Athletic facilities constructed, 262.44-262.54  
 Auditorium constructed, 262.44-262.54  
 Biological laboratory, products sold, 266.24-266.26  
 Board's finance committee to meet monthly, 262.20  
 Botanist, state, 317.2  
 Butter control board, meeting, 192.30  
 Ceramics courses taught, 266.2  
 Code, session laws, free copy, 16.24(9, 18)  
 Codes and law reports received, 16.22-16.28  
 College credits, how perpetuated, 264.1-264.7  
 Contract for training teachers, 262.30-262.32  
 Courses of study outlined, 266.2  
 Dairy department heads, members dairy industry  
 commission, 179.2  
 Dairy instructor, member dairy association execu-  
 tive committee, 178.3(3)  
 Dairy professor's duties, 178.3(3), 192.24-192.29  
  
 Dean of agriculture as committee member  
 Agricultural marketing board, 159.25  
 Beef cattle producers association, 181.3(3)  
 Butter-control board, 192.24  
 Dairy association, 178.3  
 Horse and mule breeders association, 182.3  
 Sheep association, 185.3  
 Swine producers association commission, 111.16  
 Dogs for research, 351A.1-351A.7  
 Employee's sick leave, 79.1  
 Engineer for conservation commission, 111.16,  
 111.17  
  
 Executive officer  
 Budget recommendations to board, 262.24  
 Report to board of regents, 262.24  
  
 Experiment station  
 Botany section head, state botanist, 317.2  
 Crop pest act, 267.1-267.22  
 Engineering investigations, 266.3  
 Engineering station work, 266.3  
 Entomologist duties, 267.1-267.22  
 Federal aid accepted, 266.1-266.7  
 Mineral resources investigated, 266.3  
 Purnell act, 266.6, 266.7  
 Reports of receipts and disbursements, 262.25  
 Weed eradication, botanist, duty, 317.2  
  
 Extension work  
 Capper-Ketcham act, 266.27, 266.28  
 Co-operation with other colleges, 266.4, 266.5  
 Director member state soil conservation com-  
 mittee, 467A.4  
 Hog-cholera, county instruction, 166.18  
 Home economics work aided, 266.4, 266.5  
 Soil conservation, 467A.4(2), 467A.7

**UNIVERSITY OF SCIENCE, ETC.—Continued**  
 Federal aid  
 Agriculture experiment station, 266.6, 266.7  
 Capper-Ketcham act, 266.27, 266.28  
 Extension work with other colleges, 266.4, 266.5  
 Grants accepted, disposition regulated, 266.1  
 Purnell act, 266.6, 266.7  
 Field house constructed, 262.44-262.54  
 Fire escapes and exits, 103.1  
 Funds not diminishable, 262.9(7)  
 Gardener, for conservation commission, 111.16,  
 111.17  
 Governed by state board of regents, 262.7  
 Grants for endowment accepted, 266.1  
 Hog-cholera, county extension work, 166.18  
 Hog-cholera serum instruction schools, 166.27,  
 166.28, 166.40  
 Hog-cholera serum laboratory, sale of serum,  
 266.24-266.26  
 Home economics extension work aided, 266.5  
  
 Lands  
 Leasehold interests taxed, 427.15  
 Tax exempt, 427.1(1)  
 Tax redemption of leasehold interest, 447.3  
 Tax sale of land sold on credit, 446.34  
  
 Landscape architect, for conservation commis-  
 sion, 111.16  
 Landscaping department's duty, 111.16, 111.17  
  
 Library  
 Receives code and session laws, 16.23, 16.24  
 Supreme court reports, free copies, 16.28(13)  
 Mechanic arts taught, 266.2  
 Military science instructor, rank, 262.27  
 Military tactics, 266.2  
 Mineral resources investigated, 266.3  
 Mines and mining courses taught, 266.2  
 Normal training, 262.30-262.32, 266.2, 280.15  
 Parking facilities constructed, 262.44-262.54  
 Peace officers short course attendance, 80.12  
 Physical education, when taught, 266.2  
  
 President as member of boards  
 Elected by board of regents, 262.9(2)  
 Geological board, 305.1  
 State fair board, 173.1  
 President's duties in general, 262.9, 262.24  
 Professions, accredited schools, data supplied,  
 147.33  
 Professors and instructors employed, 262.9(2)  
 Professors and teachers exemption, 627.6(17)  
  
 Professors as executive committee members  
 Beef cattle producers association, 181.3  
 Crop improvement association, 177.3  
 Dairy association, 178.3  
 Horse and mule breeders association, 182.3  
 Swine producers association, 183.3  
 Recreational facilities constructed, 262.44-262.54  
 Reports made, 262.24  
 Sanitary conditions inspected, 135.11(5), 136.3  
 (2, b)  
  
 Secretary  
 Elected by board of regents, 262.9(2)  
 Experiment station report, 262.25

**UNIVERSITY OF SCIENCE, ETC.—Continued**

Secretary—Continued  
 Report to board of regents, 262.25  
 Self liquidating improvements, 262.44–262.54  
 Short courses for peace officers, 80.12  
 Sick leave for employees, 79.1  
 Soil conservation work aided, 467A.4(2), 467A.7  
 Stadium constructed, 262.44–262.54  
 Student union constructed, 262.44–262.54  
 Teachers, training contracts, 262.30–262.32  
 Teachers, training course, condition, 266.2  
 Treasurer  
 Duties, 262.23  
 Elected by board of regents, 262.9(2)  
 Hog-cholera serum funds, use, 266.26  
 Veterinary division's work, 163.9, 266.24  
 Veterinary schools, information supplied by registrar, 169.25

**UNKNOWN**

Claimants, nuisance injunction case, 99.4  
 Defendant, lost records, 647.1, 647.2  
 Defendant, service on, 617.7; R.C.P. 61–63  
 Heirs, inheritance tax, 450.93

**UNLAWFUL ASSEMBLY**

General provisions, 743.1–743.9

**UNREASONABLE DEFENSE**

Costs taxed to defendant, R.C.P. 51

**UNREASONABLE SEARCH**

Prohibited, Const., Iowa, I, 8

**UNSOUND MIND**

Definitions, included terms, 4.1(6), 221.1  
 Escheated land of aliens, recovery, 567.7  
 Feeble-minded persons, ch 222, *see FEEBLE-MINDED PERSONS*  
 Guardianship, ch 670, *see GUARDIANS*  
 Insane persons, chs 226-230, *see INSANITY*  
 Judgment against, vacated, R.C.P. 252(c)  
 Judgments, time limit for vacating, 683.1  
 Jurors, challenge, 779.5(3); R.C.P. 187(f)  
 Poor laws applicable, 230.15, 252.1, *see POOR*  
 Voting privilege denied, Const., Iowa, II, 5

**UNWRITTEN CONTRACTS**

Statute of frauds, 554.4, 622.32  
 Use as evidence, 622.32–622.35

**UNWRITTEN LAW**

Use in evidence, 622.61

**URBAN RENEWAL LAW**

Bonds, 403.9, 403.10, 403.12(5)  
 Competitive bidding in sale or lease to private person, 403.8  
 Condemnation of property, 403.7  
 Construction of act, 403.18  
 Definitions, 403.17  
 Emergency conditions, special powers, 403.5(7)  
 Eminent domain, 403.7

**URBAN RENEWAL LAW—Continued**

Finding of necessity, 403.5(4, 5)  
 General plan formulated, 403.5  
 Hearing on plan, 403.5(3)  
 Inhabitants of affected area relocated, 403.5(4, a)  
 Modification of plan, 403.5(5)  
 Personal interest in project prohibited, 403.16  
 Policy of statute, 403.2  
 Powers of municipality, 403.6, 403.12  
 Program, contents, 403.3  
 Property exempt from process or tax, 403.11  
 Resolution of council before action taken, 403.4, 403.5  
 Sale or lease of property to private persons, 403.8  
 Titles presumed valid, 403.13  
 Urban renewal agency, powers, 403.14, 403.15

**USAGES OF TRADE**

Delivery of goods, usage of trade, 554.44, 554.45  
 Delivery time or place, 554.44(1)

**Law merchant**

Bills of lading, application, 487.52  
 Evidence on notaries protest, 622.31  
 Negotiable instruments, application, 541.197  
 Notaries powers and duties, 77.7  
 Sales law, application, 554.74  
 Warehouse receipts, application, 542.46  
 Sales, 554.16(5), 554.19(2), 554.72  
 Variation of implied obligation, 554.72  
 Warehouse customs, mingling fungibles, 542.23

**USE AND OCCUPATION**

Color of title granted, 560.2  
 Occupying claimants' rights, 560.1–560.7  
 Recovery of real property, five-year limitation, 646.19

**USED MOTOR VEHICLES**

Antiquated vehicles, 321.115  
 Blanks and forms for listing, 321.150  
 Bulk sales, requirements, 321.68  
 Certificate of title, 321.67, 321.104  
 Defined, 321.1, 322.2  
 Department duties, 321.67–321.70  
 Exemption from sales tax, 422.45(4)  
 Liability insurance statement, 321A.39  
 License for dealers, 322.3(2)  
 Operation, unregistered cars, 321.57, 321.69  
 Report of unregistered cars, 321.70, 321.136  
 Repossessed, lienholders, dealers' license unnecessary, 322.3(7)  
 Sales tax exemptions, 422.45(4)  
 Transfer of ownership, 321.67  
 Unsafe vehicles, 321.421  
 Use tax, deduction from sales tax report, 423.8  
 Vehicles in dealers' hands, not delinquent, 321.136

**USE, SHIFTING OR SPRINGING**

General provisions, 557.7, 557.8

**USE TAX**

General provisions, 423.1–423.25, *see TAXATION*

**USURY**

Assignee's rights against usurer, 535.7  
 Certificate by auditor, usury prevents, 429.13  
 Contracts usurious, 535.5-535.7  
 Definition of usury, 535.4  
 Forfeiture barred by legalizing act, 589.22  
 Illegal rate prohibited, 535.4  
 Interest, 535.2-535.6  
 Penalty, civil liability, 535.5  
 Penalty, criminal, 535.6  
 Railway bonds, usury plea not allowed, 476.13  
 School fund penalty, cannot be invoked, 589.22  
 Usurer's liability to good faith assignee, 535.7

**UTILITIES**

See *chs 474-490, PUBLIC UTILITIES*

**UTTERING**

Counterfeit coin, penalty, 718.15, 718.16  
 Counterfeit securities, penalty, 718.6, 718.7, 718.12  
 False checks, penalty, 713.3, 713.4  
 Forged instruments, 718.2, 718.3

**VACANCY**

Nominations, 43.76-43.87, *see ELECTIONS*  
 Office vacancy, 69.1-69.14, *see PUBLIC OFFICERS, subhead Vacancies in Office*

**VACATION**

Clubs of credit union, 533.4(1)  
 Court decisions and entries, 604.34, 604.43  
 Criminal proceeding, motions, 789.10  
 Dismissal of cause before court, R.C.P. 215, 218  
 Employees of state institutions, 218.17  
 Judgments, ch 683; R.C.P. 252 et seq.  
 Mandamus proceedings, trial, order, 661.11, 661.14  
 Orders of court signed during vacation, 603.19, 604.34, 624.36, 789.10; R.C.P. 120  
 Reference of trial during vacation, R.C.P. 207  
 State employees, 79.1  
 Verdict returned after term, R.C.P. 201

**VACCINES AND VACCINATION**

Bang's disease, cattle branded, 164.9  
 Certificate, animal, altered, 163.25  
 Department of health, duties, 136.3(2, d)  
 Distribution at cost, stations, 135.11(11)  
 Hog cholera, 166.1-166.39  
 Hog-cholera serum laboratory, 266.24  
 Information from state board of health, 136.3(2, d)  
 Smallpox, special charter cities, 420.181

**VAGRANCY**

Criminal provision, 746.1-746.25

**VALUE**

Allegation in indictment, 773.11  
 Attachment cases, 639.7-639.9, 639.46  
 Definitions  
   Bill of lading uniform act, 487.54  
   Larceny as a crime, 709.1-709.4  
   Negotiable instrument law, 532.3, 541.192  
 Lost property, appraisal, 644.2-644.4  
 Market value, inheritance tax appraisal, 450.37

**VALUE—Continued**

Necessaries, liability for reasonable value, 554.2  
 Pleading allegations deemed denied, R.C.P. 102  
 Replevin, property value assessed by jury, 643.16

**VARIANCE**

See 541.17(4), 622.21; R.C.P. 106

**VASECTOMY**

General provisions, 145.1-145.22

**VAULTS**

Burglary by means of explosives or electricity, 708.4, 708.5  
 Hotelkeeper's liability for valuables, 105.1, 105.2  
 Injury to property in cemetery, 714.23, 714.24  
 Plumbing connections, 413.86  
 Safety deposit boxes in vaults, liability, 528.65  
 Treasurer to keep funds in vault, 452.10  
 Violating sepulcher, penalty, 714.21  
 Vital statistics records, fireproof, 144.3

**VEGETABLES**

Arson, burning vegetable products, 707.3, 707.5  
 Baskets, sale in, standard, 210.12  
 Crop pest act applicable, 267.2  
 Defined as perishable property, 575.1  
 Free pass for caretaker in transportation, 479.94  
 Insects, diseases, eradication, 267.1-267.22  
 Peddlers law, exception, 444.16  
 Sale by dry measure, 210.11  
 Sale by producer not within itinerant merchants law, 81.1(2, a)  
 Sale in baskets, 210.12  
 Shipping time preference by carrier, 479.9  
 Trespassing by digging, cutting, or carrying away, 714.6  
 Weight per bushel, enumerated, 210.10  
 Wholesale store, food license, 170.2-170.8

**VEHICLES**

See also *MOTOR VEHICLES*

Application of law of the road, 321.234  
 "Conveyances" defined, 127.1  
 Crop pest act applies, 267.1-267.22  
 Definition of "vehicles", 321.1(1)  
 Food delivery or display, 170.1(6)  
 Insects and plant diseases, pest act, 267.1-267.22  
 Inspection when loaded with sold goods, 212.6  
 Lamp or flag on projecting load, 321.394  
 Law of the road, 321.228-321.371  
 Light requirements, nonmotor, 321.397, 321.398  
 "Motor vehicle" defined, 321.1(2)  
 Narcotics violations, nuisance, 204.13  
 Penalty for malicious injury, 714.11  
 Plant quarantine, seizure in, 267.11-267.13  
 Rates for transportation fixed by cities, 389.39  
 Regulation of use by cities and towns, 389.39, 389.40  
 Seizure and sale, liquor law, 127.1-127.22  
 Storage or parking barred near fairs, 744.4  
 Taxation, 427.13(11)  
 Tax on peddlers' conveyances, 444.13  
 Wagons regulated by cities and towns, 389.39, 389.40

**VENDING MACHINES**

Cigarette sales prohibited, 98.36(6)  
Operation in state capitol by war veteran, 19.16

**VENDOR AND PURCHASER**

Appeal, title not affected under judgment, 686.16  
Bills of lading, 487.1–487.55  
Chain store tax lien, notice, 424.7  
Conditional sales contract indexed in name of vendee, 556.10  
Dower, when denied nonresident alien, 635.23  
Drainage district, special assessments, lien, 455.58  
Drainage tax installments, time lien attaches, 455.67

Foreclosure of title bond, 654.11  
Forfeiture under realty contract, 656.1–656.6  
Fraudulent conveyance, by vendee, 557.19  
Holder of tax certificate, treble damages for waste or trespass, 658.9, 658.10

**Lien for taxes**

Drainage districts special assessments, 455.58  
Drainage installments, time lien attaches, 455.67  
Personal property tax, time, 445.29, 445.30  
Real estate taxes, 445.28–445.30  
Tax assessment, time lien attaches, 420.232

Lien of personal property tax, time, 445.29, 445.30

Liens generally, *see LIENS*

Lis pendens, real estate actions, 617.10–617.15

Purchase money lien, 557.18

Purchaser at execution sale, waste and trespass rights, 658.7

Real estate actions, constructive notice, 617.10–617.15

Recording necessary to effect subsequent purchasers, 556.3, 556.4, 558.41

Recovery of real property, purchaser not affected, R.C.P. 255

Sales act, 554.1–554.79, *see SALES ACT*

Sales of personal property generally, *see SALES*

Sales of real property, *see REAL PROPERTY*

Tax liens, *see subhead Lien for Taxes above*

Time, tax assessment lien attaches, 420.232  
Title under judgment not affected by appeal, 686.16

Vendee deemed mortgagor in foreclosure of title bond, 654.12

Vendee's collusion or fraud to defeat vendor's lien, 557.19

Vendor's lien defeated by warehouse receipt negotiation, 542.49

Vendor's lien, purchase money, 557.18

Warehouse receipts, 542.1–542.58

Weed control damage, where loss falls, 317.15

**VENEREAL DISEASE**

Adoption annulled, 600.7

Drugs advertised, 725.7

Hospital treatment, 347.14, 347.22

Marriage, certificate required, 596.1–596.8

Parole not permitted, 247.5, 247.20

Prevention and treatment generally, 140.1–140.40

State health board duties, 136.3

**VENIRE**

Grand jury, additional drawings, 770.2, 770.9

Precept for jury in justice court, 601.49, 601.51

**VENIRE—Continued**

Trial of nonindictable offenses, 762.17–762.19, 762.23

**VENTILATION**

Coal mines, 82.31–82.39, 82.49–82.52, 82.56–82.60

Equipment, city and town regulation, 368.9

Food establishments, requirements, 170.18

Hotels, requirements, 170.32, 170.33

Housing law requirements, 413.24, 413.25, 413.50, 413.79, 413.80

Insane hospitals, county and private, inspection, 227.2(4)

Shops and factories, 88.9

Standard schools, minimum prescribed, 293.2

**VENUE****Actions brought**

Agent or branch office in county, 616.14

Attachment, 616.4–616.6

Bonds, actions on, 616.3(3–5), 616.15

Bond to release lien, 584.4

Canal and river craft, 616.8

Carriers, 486.9, 616.8

Change of residence of defendant, 616.21

Coal mine operators, 616.13

Common carriers, 474.37, 474.43, 484.3, 486.9, 613.4, 616.8

Construction companies, 616.9

Contract payments, 557.20, 616.5–616.7

Criminal cases, chs 753, 778, *see CRIMINAL PROCEDURE*

Dismissal by nonresident, grounds, 616.20

Divorce and annulment, 598.1

Enjoining proceedings or judgment, R.C.P. 329

Executor's bonds, 616.3(4)

Express companies, 486.9, 616.8

Fines, forfeitures or penalties, 616.3(1)

Forcible entry and detainer, 648.5–648.9

Fraternal insurance association, 512.16

Guardians bonds, 616.3(4)

Habeas corpus proceeding, 663.4

Injunctions against civil actions or judgments, R.C.P. 329

Insurance companies, 520.5, 616.10–616.12

Interurban railways, 484.3

Itinerant merchants, 81.6

Justice court cases, 601.1–601.14

Local actions, county where cause arose, 616.3

Military courts, 29.46

Motor vehicle carriers, 616.8

Motor vehicle damage actions, 616.18

Municipal corporations, 616.16

Negotiable paper, 616.19, 616.20

Nonresident motor vehicle action, 321.507

Nonresidents, generally, 616.4, 616.17, 616.20

Office or agency in county, 616.14

Old-age assistance claim relatives, 249.27

Personal actions, 616.17, 616.20

**Polk county district court**

Chattel loan act appeal, 536.23

Cigarette tax actions, 98.27, 98.34

Domestic insurance companies, appeals from commissioner's orders, 506.8

Nonresident income tax appeals, 422.17(1), 422.29(1)

Removal from public office, 66.2

**VENUE—Continued**

Actions brought—Continued  
 Polk county district court—Continued  
 Securities act proceedings, 502.15, 502.24  
 Tax commission garnishment, 626.31  
 Unemployment compensation appeals, 96.6  
 Public improvement contract action, 573.16  
 Public officers, 616.3(2)  
 Public utilities, 616.8  
 Railway corporations, 486.9, 616.8, 616.9  
 Real property, 616.1, 616.2  
 Reciprocal and interinsurance policies, 520.5  
 Resident, attachment, 616.5, 616.6  
 Residents of different counties, 616.20  
 Stages and coach line, 616.8  
 Statutory penalties, 616.3(1)  
 Steamboats, 616.8  
 Superior court, 603.8, 603.9, 603.20  
 Surety companies, 616.15  
 Tax commission garnishment, 626.31  
 Telephone and telegraph companies, 616.8, 616.9  
 Transmission companies, 616.8, 616.9  
 Wrong county, 616.6; R.C.P. 175

Change of residence of defendant, effect, 616.21

Change of venue  
 Action brought in wrong county, R.C.P. 175  
 Affidavits, use with motion, R.C.P. 167  
 Agreement of parties, R.C.P. 167(d)  
 Attorney fees taxed, R.C.P. 167(e), 175  
 Barred in ordinance actions, 367.8, 420.34  
 Bond for costs, when required, R.C.P. 167(e)  
 Change after trial, court's discretion, R.C.P. 169  
 Change of judge instead, R.C.P. 171  
 City ordinance cases, 367.8  
 Cost of county, jury fees, when, R.C.P. 174  
 Costs of change, R.C.P. 167, 172, 175  
 Costs paid movant, waiver, R.C.P. 172  
 County as party, R.C.P. 167(a)  
 Dismissal for nonpayment of costs, R.C.P. 175  
 Docketed without fee, R.C.P. 173  
 Forcible entry and detainer action, 648.9  
 Fraud as ground, justice court, 601.11  
 Fraud in contract, R.C.P. 167(e)

Grounds for change on motion  
 Agreement of parties, R.C.P. 167(d)  
 County as party in jury case, R.C.P. 167(a)  
 Fraud in contract, bond, R.C.P. 167(e)  
 Judge interested or related, R.C.P. 167, 171  
 Prejudice or influence, R.C.P. 167(c)

Judge, another in lieu of change, R.C.P. 171  
 Jury disagreement, R.C.P. 169  
 Jury fees, when paid by county, R.C.P. 174  
 Justice court cases, 601.11, 601.16(6), 601.34–601.36  
 Justice court, not allowed on appeal, R.C.P. 168  
 Limitation, justice court, 601.34; R.C.P. 168  
 Limitation on change, R.C.P. 168  
 Military districts, 29.45  
 Motion for change, R.C.P. 167–170, 175  
 Motion for change of place of trial, R.C.P. 167  
 Municipal court cases, 602.24  
 New trial granted, R.C.P. 169  
 Nonresident dependents, superior court, 603.16

Not allowed  
 Justice court appeal, R.C.P. 168(a)  
 Mayor's and police court, 367.8

**VENUE—Continued**

Change of venue—Continued  
 Not allowed—Continued  
 Special charter cities, ordinance violations, 420.34  
 Stated exclusions, exceptions, R.C.P. 168  
 Prejudice of judge or people, R.C.P. 167(c)  
 Subsequent change, R.C.P. 169  
 Superior court cases, 603.15, 603.16  
 Supreme court may designate judge, R.C.P. 171  
 Tax commission action, no removal, 421.20  
 Transcript of case, R.C.P. 170, 173  
 Transfer, municipal court, 602.24  
 Transfer of case, justice court, 601.11, 601.35  
 Transfer of cause, R.C.P. 173  
 Trial on change, where held, R.C.P. 171  
 Two changes allowed, 601.34; R.C.P. 168  
 Waiver by nonpayment of costs, R.C.P. 172  
 Whole case, coparties, R.C.P. 170

Wrong county  
 Action brought in, costs, 616.6; R.C.P. 175  
 Nonresident dismissal rights, 616.20  
 Procedure, costs, 616.5, 616.6; R.C.P. 175

Cigarette taxes  
 Action to collect, 98.27  
 Injunction to prevent collection, 98.34

Common carriers, joint, 613.3  
 Foreclosure real estate mortgages, 654.3  
 Injunction, cigarette tax, Polk county, 98.34  
 Paternity proceedings, 675.10  
 Pipe-line companies, 490.28  
 Residence of defendant changed, notice, where served, 616.21

**VENUE (CRIMINAL CASES)**  
 Bigamy cases, 753.8

Change of venue  
 Additional testimony, affidavits, 778.7  
 City ordinances, when allowed, 367.8  
 Cost attending change, 778.15  
 Cost paid by original county, 623.1, 778.15  
 County attorney of original jurisdiction to prosecute, 336.2(2)  
 Delivery of accused to sheriff, 778.13  
 Discretion of court in granting, 778.9  
 Jury fees, paid by original county, 623.1, 778.15  
 Justice court, mandatory, 762.13, 762.14  
 Mayor's absence, to justice of the peace, 367.6  
 Municipal judge absent, to justice, 367.6  
 Order for change of venue, 778.10  
 Ordinance violations, no change, 367.8, 420.34, 762.13, 762.14  
 Peace bond cases, 760.3  
 Petition and affidavits filed with clerk, 778.8  
 Petition by defendant, 778.1–778.3, 778.6  
 Petition by state, 778.1, 778.4, 778.6  
 Petition to allege in general terms, 778.6  
 Police judge absent, to justice, 367.6  
 Police or mayor's court, no change, 367.8, 420.34, 762.13, 762.14  
 Prejudice as grounds, 761.2, 778.2–778.10  
 Preliminary examinations mandatory, 761.1–761.4  
 Proceedings after change, 778.14  
 Removal to nearest county, 778.10  
 Right of defendant to change, 778.1  
 Second change, petition for, 778.5

**VENUE (CRIMINAL CASES)**—Continued

- Change of venue—Continued
  - Sheriff's fees for delivering prisoner, 778.16
  - Superior court judge absent, to justice, 367.6
  - Transmission of record, 778.11, 778.12
  - Verification of petition, when required, 778.3
- Compelling woman to marry, 753.7(4)
- Consummation of crime in state, 753.3
- Conviction in one county, bar in another, 753.10
- Corporation, action against, 496A.11
- Counties in or through which crime committed, 321.83, 753.6, 753.7
- County attorney's information, 769.1
- Dueling outside of state, death within, 753.9
- Enticing child away, 753.7(2)
- Enticing unmarried female for prostitution, 753.7(3)
- False imprisonment, any county, 753.7(1)
- Federal lands, crimes committed on, 1.4, 1.9, 1.10
- Fines, place of bringing action to recover, 616.3
- Fish and game violations, 109.36
- Kidnaping, 753.7(1)
- Motor vehicles, larceny, any county where taken, 321.83
- Offense committed to two counties, 753.4
- Offense near boundary, 753.5
- Pleading jurisdiction, proof, 773.47
- Seduction of unmarried woman, 753.7(5)
- Trains, boats, or aircraft, offense committed on, 753.6

**VERACITY**

- Truth given in libel cases, 659.6, 737.4

**VERBAL WILLS**

- Validity, who may make, 633.5, 633.6

**VERDICTS**

- Appearance docket entry required, 606.12
- Civil cases, R.C.P. 203–206, *see* **JURY**
- Criminal cases, ch 785

**VERIFICATION**

- See* R.C.P. 80, *also* **PLEADINGS**
- Claims against estates, required, 635.54

**VESSELS**

- See* **BOATS AND VESSELS**

**VESTIBULES**

- Street railway car regulations, 402.3(2)

**VETERANS**

- See* **ARMED FORCES, MILITARY PROPERTY, AND PERSONNEL**
- Administration, federal, guardianship under, 672.1–672.21, *see* **GUARDIANS**
- Bonus, 35A.1–35A.16
- Buildings and monuments, 37.1–37.20
- Housing projects, schools, 248.2(2)
- Insane, hospitalization in veteran's bureau hospital, 229.20–229.22
- Soldiers' home at Marshalltown, 219.1–219.22

**VETERANS' DAY**

- Governor to proclaim, 31.7

**VETERINARIANS**

- Abortifacients, exemption, 205.1–205.3
- Accredited colleges, schools, 169.24, 169.25
- Agriculture department, duty to enforce law, 159.6
- Animal diseases, chs 162, 163
- Animals, certificate of purebred issued, 162.5
- Animals imported, health certificate, 163.12
- Assistants appointed by department, 163.3
- Bang's disease, inspection and tests, 164.3–164.10
- Bang's disease vaccination, 164.1
- Bovine tuberculosis tests
  - Accredited veterinarian to make test, 165.13–165.16
  - Inspectors and assistants appointed, 165.14
  - Quarantine enforced, 165.28
- Change of residence, notice, 169.14, 169.35
- Degree and abbreviations, use restricted, 169.9
- Drugs, labeling exemption, 203.5
- Enforcement of law, 159.6(7), 169.46, 169.47
- Exemption from jury duty, 672.2(2)
- False affidavits of animals condition, 162.23, 163.23
- Hog-cholera serum, administration
  - Right to administer virus, 166.1(3, b), 166.17
  - Secret charges, forfeit license, 166.38
- Hog-cholera serum manufacture, laboratory, Ames, 266.24
- Importation of cattle, regulations, 165.36
- Infectious diseases, 163.1–163.5, 163.11, 163.12
- Insurance to furnish service, 515.48(4), 518.1(1, g)
- Jury duty, exemption, 672.2(2)
- License to practice, ch 169, *see* **VETERINARY EXAMINERS**
- Liens
  - Amount and nature of lien, 581.1
  - Enforcement by equity suit, 581.4
  - Filing of statement, 581.3
  - Priority, 581.2
- Liquors used, 123.27(2), 131.7(11), 131.8
- Livestock dealers inspection fee, 211.3
- Milk and cream certificates of purity required, 192.10
- Narcotic drug license, exempt, 204.3
- Narcotic drug records required, 204.9(1)
- Narcotic drugs, provisions, 204.1–204.25
- Narcotic law, ch 204
- Oaths, authority to administer, 163.5
- Persons not engaged in practice, 169.2
- Pharmacy license not required, 155.2(3)
- Poisons, use regulated, 205.1–205.13
- Practice defined, 169.1, 169.2
- Pure-bred animals, certificates issued, 162.5
- Registration of animals
  - Appointed to examine animals, 162.14
  - Blindness examination by veterinarians, 162.18
  - Certificate, freedom from disease, 162.5
  - False affidavit, penalty, 162.23, 162.24
- Unlicensed practice enjoined, 169.48
- Violations
  - County attorney to conduct prosecutions, 169.47
  - Forgeries of papers, 169.43
  - Fraud in procuring license, 169.44
  - Penalties for violations, 169.45

**VETERINARY EXAMINERS**

*General provisions, see STATE OFFICERS AND DEPARTMENTS*

Appointed by agriculture department, 169.15  
Compensation and expenses of members, 169.18

**Examinations**

Application for examination, fee, 169.23  
Certify names of successful applicants, 169.29  
Identity of candidate concealed, 169.28  
List of eligible candidates, 169.24–169.26  
Reciprocal agreements, other states, 169.31–169.34  
Records filed with department, 169.30  
Re-examination on failure to pass, 169.12  
Required for license, 169.11  
Rules established, 169.27

**License to practice**

Display in office required, 169.5  
Examinations, *see subhead above*  
Fees, 169.11  
Foreign licenses, 169.11(2), 169.33  
Form of license, 169.4  
Grounds for revocation, 169.36–169.42  
Injunction, unlicensed practice, 169.48  
Prima-facie evidence of practice, 169.8  
Reciprocal agreements, other states, 169.31–169.34

Record of licenses kept, 169.13  
Reinstatement, 169.6  
Renewal fee, 169.11(3)  
Renewal of license, 169.6  
Required for practice, 169.3  
Requirements for license, 169.10  
Revocation of license, grounds, 169.6, 169.36

**Revocation proceedings**

Attorney general to prosecute, 169.37  
Fees and costs, 169.42  
Hearing on order, 169.39  
Notice of hearing, 169.40  
Petition filed, contents, 169.38  
Secretary of agriculture, chairman, 169.36  
Witnesses, subpoena, oaths, power, 169.41

**Meetings, 169.21**

Number on board, 169.15  
Quarters furnished by executive council, 169.20  
Quorum, 169.21  
Representation at national meetings, 169.22  
Supplies furnished by department, 169.19  
Term of members, 169.16  
Vacancies, 169.17

**VETO**

Legislative bills, governor, Const., Iowa, III, 16  
Mayor's power, passage over power, 366.5  
Presidential, congressional bills, Const., U. S., I, 1

**VIADUCTS AND UNDERPASSES**

Approaches in cities limited, 387.2  
Bonds for city construction, 381.7  
Bridges, chs 309, 313, 381–383  
City and town authority, 381.1, 381.7, 387.1–387.17  
City plan commission advice, 373.10  
Damage to property, 389.23–389.25  
Explosives, injury by, penalty, 697.3  
Funds in certain cities, tax levy, 387.6, 387.13

**VIADUCTS AND UNDERPASSES—Continued**

Highway commission's duties  
Aid on city primary extensions, 313.27  
Elimination of dangerous crossings, 307.5(5)  
Specifications, secondary roads, furnished, 309.79  
Surveys for railroads, 307.5(5)  
Interurban and street railway disputes, 478.32  
Motor vehicles, prohibited passing, 321.304  
Pedestrian tunnel, right of way, 321.328  
Private crossings over railroads, 478.13

**Railroad viaducts and underpasses**

Authority to cross railway or watercourse, 477.1  
City and town authority, generally, 387.1–387.17  
Duty of railroad to maintain, 477.2  
Highway commission construction in cities, 313.27  
Highway commission survey for railroad, 307.5(5)  
Highway crossing at grade relocated, 478.21  
Mechanic's lien for construction, 572.7  
Private owners of land, crossings, 478.12, 478.13  
Specifications, secondary roads, furnished by highway commission, 309.79

Tax levy authorized by city, 387.6

**VIEW**

Court's right on appeal, R.C.P. 341(b)  
Inspection of property on court order to view or photograph, R.C.P. 131  
Jury in civil cases, R.C.P. 194  
Jury in criminal cases, 780.15, 780.16  
Production of books and papers for inspection, R.C.P. 129, 130  
Signature denied, inspection, R.C.P. 100

**VIEWERS**

Appraisers, *see APPRAISAL, subhead Appraisers*  
Fence viewers, 113.3–113.25

**VIGILANTES**

School of instruction for, 337.2

**VILLAGES****Airports**

Aeronautics commission, state, 328.1–328.41  
Aeronautics law, 328.1–330.24  
Bonds, 330.7, 330.16  
Bonds issued payable from earnings, 330.14  
Charges for use, leases, 330.12  
Charges to pay bonds, 330.14  
Collaboration agreements authorized, 330.4  
Definition, 330.1  
Federal aid authorized, 330.13  
Hazard prevention, 329.5  
Improvements, 330.6  
Plans and specifications, 330.9, 330.10  
Power to acquire and operate, 330.2–330.6, 330.14  
Public use, liability, 330.15  
Rules and regulations, 330.11  
Tax levies authorized, 330.7

**Airport zoning, 329.1–329.15**

Banks, minimum capitalization, 528.1(1)

Beer permits, when issued, 124.5

Chain stores in villages, tax exemption, 424.16



**VILLAGES—Continued**

- Change of name  
 Authority of supervisors, 354.1  
 Cost of proceedings, 354.8  
 Hearing on petition held by board, 354.4  
 Notice of change published, 354.7  
 Notice of hearing on petition, 354.3  
 Order for change of name, 354.5  
 Petition for change filed, 354.2  
 Railroad station, 477.58  
 Time for change to become effective, 354.6
- Child-placing agencies inspected, 238.21  
 Children's boarding home licenses, 237.7  
 County public hospital, petition for, 347.1  
 Definition of village, 354.9  
 Detention hospitals, petition for, 256.1  
 Election precinct, township included, 49.7  
 Fire chief to investigate fire report, 100.2, 100.3  
 Local telephone exchange in village, 488.10  
 Maternity hospital license, 236.20, 236.31  
 Nonlife insurance companies, location, 515.122  
 Plats, resurvey, 409.38-409.44  
 Railroad rates equalized, 479.21  
 Railroads, abandonment of station, 474.15  
 Railroad station named after village, 477.58  
 Recording of realty conveyances, 558.53, 558.54  
 School law, *see* **SCHOOLS AND SCHOOL DISTRICTS**
- Schools  
 Area permitted for schoolhouse site, 297.3  
 Independent districts  
 Name of district, 274.6  
 Treasurer of district, compensation, 279.29  
 Precincts for voting in school election, 277.5  
 Schoolhouse sites, location, 297.1
- Switching service of railroads, 479.2  
 Unincorporated platted town sites, 354.9  
 Water power improvements, powers, 470.4

**VINEGAR**

- Coloring not permitted, 190.7  
 Definitions, food law, 190.1(42-45)  
 Food law, 189.3-189.29  
 Labeling requirements, 191.8

**VINES**

- Crop pest act, definition, 267.2  
 Injury or theft of fruit, 714.8-714.10  
 Insects, diseases, eradication, 267.1-267.22  
 Mechanic's lien, material, labor, 572.1(4), 572.2

**VISITOR**

- Penitentiary inmates visited, 246.46  
 Statehouse visitors escorted, 18.2(3)

**VITAL STATISTICS**

- Accounting for fees collected, 12.10, 144.47  
 Adoption of child, procedure, 144.44, 144.45  
 Advisory powers, board of health, 136.3(2, d)  
 Annulment of adoption, procedure, 144.44, 144.45  
 Attorney general, duty to enforce law, 144.52  
 Authority under vital statistics law, 135.11(14)
- Birth certificates  
 Adopted child, 144.44, 144.45  
 Altering prohibited, amendment, 144.21

**VITAL STATISTICS—Continued**

- Birth certificates—Continued  
 Annulment of adoption, 144.44, 144.45  
 Attendant, none present, who reports, 144.15  
 Birth in another state, procedure, 144.44  
 Blood tests, report by physician, 140.4  
 Certified copy by state registrar, 144.41  
 Child labor, required for permit, 92.6(4, a)  
 Contents and form, 144.13  
 Examination by local registrar, 144.9(5)  
 Filed with local registrar, 144.12  
 Filing by state registrar for records, 144.8(6)  
 Foreign state or territory, 144.44  
 Incomplete, to be completed, 144.17  
 Information secured, 144.16  
 Institutional records of patients available, 144.22  
 Interrogation of informants, 144.18  
 Legitimation, 144.21  
 Maternity hospital report required, 236.24  
 New certificates in adoption cases, 144.44, 144.45
- Originals  
 Copy for record by local registrar, 144.9(7)  
 County to transmit to state registrar, 144.10  
 Deposited in historical building, 144.8(6)  
 Local to transmit to county registrar, 144.9  
 Record made by county registrar, 144.10
- Parents by adoption named, 144.44, 144.45  
 Personal records available, 144.22  
 Physician or person in attendance to make, 144.14  
 Sealing cover on adoption record, 144.44, 144.45  
 Signing by physician or others, 144.13(21, c)  
 Stillbirth, blood tests, report by physician, 140.4  
 Supplemental returns, 144.19  
 Syphilis test of mother recorded, 140.4
- Birth records  
 Institutions  
 Information about patient available, 144.23  
 Maternity hospitals, 236.24  
 Personal history records available, 144.22  
 Time of making record, 144.24
- Report of birth  
 Interrogation of informant, 144.18  
 No physician or attendant present, 144.15  
 Stillbirth, 141.7
- Casket dealers  
 Information placed in empty casket sold, 144.28  
 Information to registrar on request, 144.29  
 Instructions and copy of law furnished, 144.9  
 Record kept of sale, 144.26  
 Registration of name and address, 144.25  
 Report of sales, monthly, 144.27
- Census bureau, access to records, free, 144.46  
 Certified copies, 144.41, 144.48, 622.37  
 Certified copies, fees, 144.31, 144.41-144.48  
 County attorney, duty to prosecute, 144.51
- Death certificates  
 Altering prohibited, amendment, 144.21  
 Authorization to make, 141.3  
 Blanks furnished, 144.9(3), 144.28  
 Burial permits, prerequisite, 141.8  
 Caskets, blanks furnished by retailer, 144.28  
 Certified copy by state registrar, fee, 144.41  
 Contents of certificate, form, 141.4  
 Copy, use in evidence, 144.48

**VITAL STATISTICS—Continued**

## Death certificates—Continued

- Correction, return for, 141.8(2)
- County to transmit to state registrar, 144.10
- Deaths unattended by physician, 141.5–141.7
- Delay, removal, permit later, 141.2(2)
- Disposition of body, requirements, 141.3, 141.4
- Examination by local registrar, 144.9(5)
- Execution by undertaker, filed, 141.3
- Filed with local registrar, 141.3
- Filing by state registrar for records, 144.7(6)
- Forgery, penalty, 141.33, 141.34
- Form, completeness required, 141.4, 141.10
- Informant to certify to facts, 141.5
- Institutional records of patients available, 144.22

Maternity hospitals, reports, 144.20, 236.25

## Originals

- Copy for record by local registrar, 144.9(7)
- Deposited in historical building, 144.8(6)
- Local to transmit to county registrar, 144.9
- Record made by county registrar, 144.10
- Particulars, duty to furnish, 141.3–141.8
- Personal records available, 144.22
- Removal or disposition of body, 141.2
- Stillborn children, 140.4, 141.7, 144.13(21), 144.20
- Undertaker responsible for form, 141.3

Definitions, 141.1, 144.1

Deposit of records in historical building, 144.8(6)

## Division of vital statistics

- Established in health department, 135.11(16)
- Quarters and equipment provided, 144.3
- Records to be safely preserved, 144.3

## Divorces

- Definition of vital statistics, 144.1(3)
- Granted, copy of entry transmitted, 144.40
- Record book of clerk
  - Data supplied by parties or attorney, 144.39
  - Items required to be shown, 144.38
  - Source of items noted, 144.39
- Record book of district court clerk, 144.36
- State registrar, duties, 144.8(7)

Evidence, record copies received as, 144.48

Exclusive method of registration, 144.49

Genealogical records, private, filed, 144.30

Health board, state, advice concerning, 136.3(2, d)

Health department, state, supervision, 135.11(14)

Information data secured from informants, 144.23

Information to health department, 144.29

Institution birth records, maternity hospitals, 236.24

Institutions to keep records required, 144.22

Investigation of irregularities, 144.50

Local registrars, *see subhead Registrar, Local below*

## Marriages

- Certified copy of record, fee, 144.41
- Certified copy of record, state registrar, 144.41
- Filing by state registrar for records, 144.8(6)
- Original returns, filed, transmitted, 144.40
- Record book of clerk
  - Items required to be shown, 144.37
  - Source of items noted, 144.39
- Record book of district court clerk, 144.36

**VITAL STATISTICS—Continued**

## National office

- Records available, 144.36
- Reports to, 141.4

Paternity action judgment reported, 675.36

Penal provisions, second offense, 144.53, 144.54

“Person” defined, 144.1

## Physicians’ duties

- Birth certificates, 144.13–144.15
- Death certificates, 141.5
- Information to be furnished registrar, 144.29
- Institutions, duties, record, 144.22–144.24
- Instructions and copies of law furnished, 144.9
- Registering with registrar, 144.25, 144.34
- Stillbirths, records, 141.7, 144.13(21), 144.20

Prior law adoptions, record procedure, 144.45

Private genealogical records, 144.30, 144.31

Quarters and equipment furnished, 144.3

Record search, fee, 144.42

Records in adoption cases, 144.44, 144.45

## Registrar, county

- Appoints local registrars, 141.6
- Certified copy of record, fee, 144.41
- Clerk of district court designated, 144.4
- Definition of county registrar, 144.1(5)
- Deputies, provisions of law apply to, 144.11
- Deputy clerk designated, 144.5
- Record of appointment of local registrars, 144.6
- Report each month to state registrar, 144.10

## Registrar, local

- Adopted child, procedure, 144.44, 144.45
- Alteration of certificate after filing, 144.21
- Appointed by county registrar, 144.6
- Birth certificates filed, 144.12

## Burial permit

- Another district, no permit required, 141.13
- Communicable diseases, rules, 141.11
- Contents, form, 141.12
- Imported bodies, permit accepted, 141.19
- Issuance, duties, 141.8
- Returned by sexton to registrar, 141.30
- Transit permit issued, 141.17

Dead bodies, permit for importation, 141.19

Dead bodies, transit permits issued, 141.17

Death reports, where no medical attention, 141.6

Definition of local registrar, 144.1(1)

Districts, assigned to, 144.6

Duties of local registrar, 144.9

Fees, 141.9, 144.32–144.34

Incomplete certificates, duties, 144.17

Information obtained for, 144.16, 144.18

Payment of fees by county, 144.35

Removal by state department, 144.7

Stillbirths, registration, 144.20

Supervision by state registrar, 144.8, 144.9

## Registrar, state

- Accounting for fees, pay treasurer, 144.47
- Adopted child, procedure, 144.44, 144.45
- Annulment of adoption, procedure, 144.44, 144.45
- Attorney general to assist, 144.52
- Casket sales reported, 144.26, 144.27
- Certified copies of records, fees, 144.41
- Commissioner of public health designated, 144.2
- Definition of state registrar, 144.1(2)

**VITAL STATISTICS—Continued**

## Registrar, state—Continued

- Divorce entries, copies from clerk, 144.40
- Duties of state registrar, 144.8
- Federal census bureau may use records, 144.46

## Genealogical records

- Certified copies furnished, fees, 144.30
- Private records, filed, 144.30

## Institution reports kept, 144.22

## Investigations made, 144.50

## Marriage returns transmitted from clerk, 144.40

## Paternity reports secured, 675.36

## Report made to county auditors, fees, 144.35

## Search of records, fee, 144.42

## Supervise local registrars, 144.8, 144.9

## Registration system, exclusive, 144.49

## Report to county auditors, 144.35

## Reports to national office, 141.4

## Sealing cover on adoption records, 144.44, 144.45

## Search of records, fee, 144.42

## Stillbirths, how registered, 141.7, 144.13(21), 144.20

## Supervision, department of health, 135.11(14)

## Undertakers

## Casket only sold, information necessary, 144.28

## Casket sales record kept, 144.26

## Deaths without medical attendant, report, 141.6

## Information furnished to registrar, 144.29

## Instructions and copy of law furnished, 144.9

## Register name with local registrar, 144.25

## Report of casket sales, 144.27

## Violations

## Falsifying any record, penalty, 144.53

## Investigations by state department, 144.50

## Penalty, first and second offense, 144.53, 144.54

## Physician, when license revoked, 144.54

**VOCATIONAL EDUCATION BOARD***General provisions, see STATE OFFICERS AND DEPARTMENTS*

## Advisory committee

## Appointment and qualifications, 258.7

## Duties and term of office, 258.7

## Aid fund appropriation, 258.8

## "Approved schools" defined, 258.6

## Biennial reports, 258.12, 258.13, 259.4(15)

## Children operating machinery, restrictions, 92.4

## Co-operation with federal board, 258.4(1), 259.4(1)

## Custodian of funds, reports, 258.12, 259.2

## Definitions, 258.6

## District boards, powers, 258.10

## Duties of state board

## Vocational education duties listed, 258.4

## Vocational rehabilitation duties listed, 259.4

## Expenditures and receipts, reports, 258.12, 258.13

## Expenses allowed, 258.11

## Federal aid accepted, conditions, 258.1, 258.5

## Federal-state aid, schools approved for, 258.4(7)—258.6, 289.4

## Gifts and donations, authority, report, 259.6–259.8

## Industrial commissioner, co-operation with, 259.5

## Investigations of prevocational and vocational training by state board, 258.4(2)

**VOCATIONAL EDUCATION BOARD—Continued**

## Labor commissioner, co-operation with, 259.5

## Local advisory committee, 258.9

## Members designated, 257.10(10), 258.2

## Oaths, power to administer, 78.2(2)

## Part-time schools, enforcement, 289.1–289.7

## Personnel appointed, directed, 258.3

## Plan of co-operation, 259.5

## Public schools, promoting instruction, 258.4(3)

## Rehabilitation of disabled, 259.1–259.8

## Report biennially to governor, 259.4(15)

## Rules and regulations, authority, 259.4(13)

## Salary and expenses, 258.11

## School directors as to vocational instruction, 258.10

## Supervisors, enforcement of part-time school provision, 289.7

## Teachers standards established, 258.4(5), 289.5

## Teachers trained, 258.5

## Vocational instructions work aided, 258.4(3–6)

## Vocational rehabilitation, 259.1–259.8

**VOCATIONAL TRAINING AND REHABILITATION**

## Blind commission, 93.6(5)

## Education, course, child labor not applicable, 92.4

## Education, vocational

## Aid fund appropriation, 258.8

## Approved schools defined, 258.6

## District board, powers, 258.10, 258.11

## Federal aid accepted, conditions, 258.1, 258.5

## Local advisory committee, 258.9

## State advisory committee, 258.7

## State board for vocational education, 258.1–258.13

## Employment security commission, duty, 96.11(6)

## Employment security law, Iowa, 96.1, 96.21

## Interagency liaison, 28C.1

## Investigations of prevocational and vocational training by state board, 258.4(2)

## Part-time schools, 289.1–289.7

## Rehabilitation

## Acceptance of federal act, 259.1

## Custodian of funds, 259.2

## Duties of state board, 259.4

## Funds deposited in state treasury, 259.7

## Gifts and donations, 259.6

## Plan of co-operation, 259.5

## Report biennially to governor, 259.4(15)

## Report of gifts, 259.8

## Vocational education board to act, 259.3

## War orphans educational aid fund, 35.7–35.11

**VOICE**

## Obscene production by phonograph, 725.11

## Vocal music taught in schools, 279.25, 280.12

**VOIR DIRE**

## Examination of juror, R.C.P. 187(e)

**VOTER'S REGISTRATION***See chs 47, 48*

**VOTING**

Blind voter assisted, 49.89, 49.90

## Co-operative associations

Existing, 497.7, 497.11, 497.15, 497.16

Newly organized, 499.14–499.29

Nonprofit-sharing, 498.3, 498.8, 498.17, 498.18

Corporations, nonprofit, 504.1, 504.14–504.16

Corporations, profit, 491.5(5), 491.55, 491.69–491.71

Disqualified persons, Const., Iowa, II, 5

Elections, 49.1–49.122

Insurance companies, 523.1–523.6

Military duty, freedom from, Const., Iowa, II, 3

Municipal elections, *see CITIES AND TOWNS*

Privilege from arrest, Const., Iowa, II, 2

Qualifications of citizen, Const., Iowa, II, 1

Residence requirements, Const., Iowa, II, 1

Voting machines, 49.12, 49.17, 52.1–52.25. *See also ELECTIONS, subhead Voting Machines***VOTING MACHINE COMMISSIONERS**

Appointment by governor, 52.4

Compensation, 52.6

Construction of machine approved, 52.7

Examination of machines, 52.5

**VOUCHERS**

Claims, 8.15

State, inspection, 79.8

**WAGERS**

Gambling, ch 726

Gaming contracts void, 537.4

Penal offenses, 713.32, 726.3, 726.4, 726.6

**WAGES**

Action for, limitation, 614.1(9)

Alimony, wages not exempt, 627.11

Assignments, 536.17, 539.4–539.6

Blind, vocational training, 93.6(5)

Board of control employees, 218.13, 218.15

Chattel loans, regulations, 536.16, 536.17

Coal mining provisions, 82.106–82.113

Conservation commission authorized to pay, 107.24

Convict labor, 218.42–218.44

County or city jail prisoners, 356.18, 356.20, 356.22

Debtor's earnings exempt, exceptions, 627.10–627.12

Deduction for hospital and medical service, 514.16

Defined as credit for tax, 429.1

Election, time not deducted, 49.109, 49.110

Employment agencies, 94.6, 94.9

Execution, labor claim preference, 626.69–626.73

Exemption from execution, 627.10–627.12, 627.16

Garnishment, 626.26, 627.10–627.16, 639.25, 642.13

Hospital and medical service, deduction, 514.16

Judgment for, execution not stayable, 626.58

Labor unions, rights to better wages, 553.11

Limitation of action for wages, 614.1(9)

Marriage, effect on separate debts, 597.16, 597.17

Medical and hospital service, deduction, 514.16

Minimum wages for teachers, 294.6, 294.7

Minors, when payment satisfies debt, 599.4

Nonresident exemption, 627.16

Officers, state and local, 79.1

**WAGES—Continued**

Physical examination for workman's compensation, time lost, compensated, 85.39

## Preferred claim

Assignment for benefit of creditors, 681.13

Estates of decedents, 635.67

Executions or seizure in court action, 626.69–626.73

Junior to coal mine development, 626.70, 626.73

Prorated property under execution, 626.29

Receiverships, 680.7(3)

Railways, payment requirements, 477.51, 477.52

Rights of married women, 597.16, 597.17

Small loan regulations, 536.16, 536.17

State employees, salaries published, 16.2(12)

Tax, income, federal employees, 422.5

Tax on income, 422.4–422.31, *see TAXATION*

Unemployment compensation defined, 96.19(13)

Wife's wages, rights, 597.16, 597.17

Workmen's compensation based upon, 85.36, 85.37, 85.40

Workmen's compensation exempt, 627.13

**WAGNER-PEYSER ACT**

Accepted by state, 96.12(1)

Grants or credits for buildings, 96.25–96.28

**WAGONS***See VEHICLES*

Conveyances, liquor, seizure and sale, 127.1–127.22

**WAIVER**

Arbitration board in compensation cases, 86.15

Confidential communication, 622.10

Defendant's arraignment, waiver, 775.1

Estate settlements, *see subhead Settlement of Estates below*

Examination of party, examiner's report, waiver of privilege, R.C.P. 133

Habeas corpus, presence at trial waived, 663.41

Highway benefits assessed, appeal, 311.11

Homestead exemption, failure to apply, 425.6

Interlocutory ruling, R.C.P. 331(b)

## Jury

District court, demand, R.C.P. 177

Failure to make demand, R.C.P. 177

Justice court, 601.39, 762.12

Mayors' and police courts, 367.8

Municipal court, 602.28, 602.39

Nonindictable offenses, 762.12, 762.15

Parties, R.C.P. 178

Superior court, 603.28

## Levee and drainage districts

Appeal, failure to pay filing fee, 455.96

City or town, bonds and certificates, 459.6

Damage claim, failure to file, 455.25, 457.7

Damage claims, individual, 465.5

Installment payments, objections, 455.165

Notice of preliminary hearing waived, 455.24

Mental or physical examination, R.C.P. 133

Motion filed after verdict, R.C.P. 248

Motor vehicle sales financing law, 322.22

## Negotiable instruments

Binding on parties, when, 541.111

Dishonor notice may be waived, 541.110

**WAIVER**—Continued

- Negotiable instruments—Continued
  - Presentment dispensed with by waiver, 541.82
  - Protest, waiver of, 541.112
- Plaintiff's right to be present, habeas corpus, 663.41
- Railroad's liability for personal injury void, 479.122, 479.123
- Settlement of estates
  - Appraisal, waiver by court or clerk, 635.5
  - Incompetents, waiver of exemption, 635.43
  - Inheritance tax appraisal, 450.40–450.43
  - Inventories cannot be waived, 635.4
- Sidewalk assessments in cities and towns, 389.33
- Special assessment, objections, 391.56
- Special assessments, effect, 391.58, 391.59
- Supplemental pleading, no waiver, R.C.P. 90
- Tax exemption, failure to file, 425.6
- Tender, failure to object deemed waiver, 538.8
- Unemployment compensation waivers void, 96.15
- Workmen's compensation, 85.13, 85.55

**WALKATHON**

- Endurance contests prohibited, 732.15, 732.16

**WALLS**

- Defacing walls, penalty, 714.3
- Docks, power of board to construct walls, 384.3
- Flood walls, river-front commission, 372.8
- Food establishment requirements, 170.13, 170.19
- Housing law requirements, 413.64, 413.70, 413.71
- Watercourses, special charter cities, 420.59
- Water-front, special charter cities, 420.155

**WALLS IN COMMON**

- Apportionment of repair expense, 563.4
- Attaching fixtures, consent, 563.10
- Beams, joists and flues, 563.5
- Bond required pending dispute, 563.11
- Building wall on line between lots, 563.1
- Contributions by adjoining owner, 563.1–563.4, 563.9
- Definitions, 563.2, 563.9
- Disputes, bond filed to proceed, 563.11
- Expense of closing openings, 563.3
- First story presumed a wall in common, 563.3
- Fixtures, consent to attach, 563.10
- Guardians authorized to make agreements, 563.12
- Heightened wall made common, 563.8
- Height increased, maintenance, 563.6, 563.7
- Openings by agreement, 563.10
- Openings prohibited, 563.3
- Options of adjoining owner, 563.1–563.4, 563.9
- Paying for share of adjoining wall, 563.9
- Presumption as to first story, 563.3
- Rebuilding expense, 563.4, 563.7
- Repairs and rebuilding expense, 563.4
- Resting wall on neighbor's land, 563.1
- Separating walls to have no openings, 563.3
- Special agreements authorized, evidence, 563.12

**WAR**

- See also ARMED FORCES, etc.*
- Congress to declare war, Const., U. S., I, 8
- Debts, constitutional authority to incur, Const., Iowa, VII, 4

**WAR**—Continued

- Election day, military duty, Const., Iowa, II, 3
- Invasion, troops called out, 29.53
- Mental health hospitals, emergency provisions, 226.40–226.42
- Military code, 29.1–29.94
- Military forces, definitions, Const., Iowa, VI, 1–3
- Military subordinate to civil, Const., Iowa, I, 14
- Pensions, 34.1–34.3
- Quarters for soldiers, Const., Iowa, I, 15
- Registration of aliens, 38.1
- Revolutionary war memorial commission, ch 36
- Treason, penalty, Const., Iowa, I, 16; 689.1
- War debts
  - Credit given in time of war, Const., Iowa, VII, 1
  - State's right to contract, limitation, Const., Iowa, VII, 4
- War orphans aid fund, 35.7–35.11
- War veterans, *see ARMED FORCES, etc.*
- War veterans, guardianship, 672.1–672.20

**WARDENS**

- See* 246.1–246.10, *also PENITENTIARY AND MEN'S REFORMATORY*

**WARDS**

- See GUARDIANS*
- Cities and towns, 363.7

**WAREHOUSE RECEIPTS**

- Acknowledgment of delivery, 542.8

## Actions

- Defenses for nondelivery, 542.16–542.19, 542.36
- Definition of actions, 542.58
- Interpleader of adverse claimants, 542.17, 542.18
- Advances constituting lien stated, 542.2(9), 542.27, 542.30
- Adverse claims, 542.17–542.19
- Adverse title no defense, exception, 542.19
- Agent law applicable, 542.56
- Agricultural warehouses, *see subhead Bonded Warehouse Receipts, below*
- Alteration of receipts, 542.13
- Attachment, 542.25, 542.26, 542.42
- Attorney fees, lost receipt action, 542.14
- Bankruptcy law applicable, 542.56

## Bonded warehouse receipts

- General provisions*, 541.1–542.58, 543.18
- Applicability of warehouse receipts law, 543.19
- Bulk grain storage, 543.17
- Contents, 543.18
- Delivery charge stated in receipt, 543.18
- Duplicate receipts, 543.20
- Fraudulent utterance, penalty, 543.37, 543.38
- Issuance for nonstorage purposes, 543.17
- Issuance for storage, 543.18
- Lost or destroyed, duplicates, 543.20
- Negotiability of receipt, 543.19
- Nonfungible products, nonnegotiable, 543.22
- Record of receipts to be kept, 543.35
- Refrigerated locker plant receipt nonnegotiable, 172.10
- Rights and obligations, 543.19
- Sale on forced termination, 543.24–543.26
- Termination of storage contracts, 543.23

**WAREHOUSE RECEIPTS—Continued**

- Bonded warehouse receipts—Continued
  - Warehousemen's own grain, 543.21
  - Warehouse receipts law applies, 543.19
- Burden of proof, failure to deliver, 542.8
- Care of goods, warehouseman's liability, 542.21
- Cold storage plant receipts not applicable, 172.10
- Collateral, use as, 541.146, 542.58
- Common law rules, when applicable, 542.56
- Consideration defined as value, 542.58
- Contents of receipts, 542.2, 542.3, 542.20, 542.30, 543.18
- Conversion, misdelivery defined, 542.10
- Corporation defined as person, 542.58
- Counsel fees, lost receipt action, 542.14
- Creditors' remedies, 542.26, 542.42
- Criminal offenses, penalties, 542.50–542.55, 713.13
- Date of issue of receipts, 542.2(2)
- Definitions, 542.58
- Delivery
  - Definition, 542.58
  - Delivery of goods without receipt, penalty, 542.54
  - Justification for warehouseman to deliver, 542.9
  - Liability for misdelivery, 542.10
  - Obligation of warehouseman to deliver, 542.28
  - Partial delivery, 542.12
  - Receipt canceled when goods delivered, 542.11
- Description of goods, 542.2(6)
- Destruction loss, 542.14, 542.52, 543.20
- Documents of title, sales act, 554.37–554.41
- Drafts attached, acceptance, 528.71–528.73
- Duplicate receipts
  - Bonded warehouse regulations, 543.20
  - Failure to mark "duplicate", liability, 542.6
  - Failure to mark "duplicate", penalty, 542.52
  - Warranty by warehousemen, 542.15
- Duress or coercion, rules applicable, 542.47, 542.56
- Equity and law rules when applicable, 542.56
- Execution levy on nonnegotiable receipts, 542.42
- Facts not stated in receipt, penalty, 542.53
- False statement in receipt, penalty, 542.51
- False warehouse receipt, penalty, 713.13
- Form of receipts
  - Charges for lien inserted, 542.30
  - Essential terms, 542.2
  - Terms which may be inserted, 542.3
- Fraud
  - Alteration, effect, 542.13
  - Issuance, penalty, 542.52, 543.37, 543.38
  - Negotiation, when not impaired by, 542.47, 542.48
  - Receipts without property, false, 713.13
  - Rules of law applicable, 542.56
- Fungible goods
  - Care and redelivery when commingled, 542.24
  - Commingling, when authorized, 542.23
  - Definition, 542.58
- "Good faith" defined, 542.58
- "Goods" defined, 542.58
- Hazardous and perishable goods, sale, 542.34, 542.36
- Holders
  - Fraud, rights, when not defeated by, 542.47–542.49, 542.55

**WAREHOUSE RECEIPTS—Continued**

- Holder's—Continued
  - Goods legally sold, delivery unnecessary, 542.36
  - Holder of a receipt defined, 542.58
  - Negotiation, rights under, 542.41
  - Optional treatment of unmarked receipts, 542.7
  - Purchase for value, effect, 542.7, 542.47–542.49, 542.55
  - Purchaser and purchase defined, 542.58
  - Purchaser for value, alteration effect, 542.13
  - Receipt as security, payment demanded, 542.46
  - Rights conveyed by transfer, 542.39, 542.42–542.44
  - Right to delivery, *see subhead Persons Entitled to Delivery of Goods below*
  - Transferee's rights, 542.39, 542.42–542.44
- Indorsement
  - Indorsement not a guaranty, 542.45
  - Negotiable receipts, 542.9(3), 542.38
  - Nonnegotiable receipts, 542.9(2), 542.39
  - Right of transferee to compel, 542.43
  - Warranties implied, 542.44
- Indorser not liable as guarantor, 542.45
- Injury or loss of goods, liability, 542.21
- Interpleader of adverse claimants, 542.17, 542.18
- Interpretation clauses, 542.56–542.58
- Issuance of receipts
  - Bonded warehouse provisions, 543.18
  - False or fraudulent, 542.50–542.52, 543.37, 543.38
  - Unlawful issuance, penalties, 542.50–542.53, 543.36–543.38
  - Warehousemen's authority, 542.1
- Law and equity rules, when applicable, 542.56
- Law merchant, when applicable, 542.56
- Levy upon goods, 542.25, 542.26, 542.42
- Lien of warehousemen
  - Charges indorsed on receipt, 542.30
  - Claims for lien inserted in receipt, 542.2(9)
  - Claims included in lien, 542.27
  - Delivery not required until lien satisfied, 542.31
  - Loss of lien, how incurred, 542.29
  - Other enforcement remedies than sale, 542.35
  - Property which may be reached, 542.28
  - Remedies not precluded by lien, 542.32, 542.35
  - Sale legally, relieves from liability, 542.36
  - Satisfaction of lien by sale, 542.33–542.36
- Location of warehouse stated, 542.2(1)
- Locker plant, receipts not applicable, 172.10
- Loss or destruction, remedy, 542.14, 542.52, 543.20
- Loss or injury to goods, liability, 542.21
- Misdelivery of goods, liability, 542.10
- Misdescription of goods, liability, 542.20
- Misrepresentation, rules applicable, 542.56
- Mistake, validity, rules of law, 542.47, 542.56
- Mortgaged goods, negotiation of receipts, 542.55
- Mortgagee not deemed owner, 542.58
- Mortgagee's rights, 542.46, 542.48
- Mortgage or pledge, effect, 542.46, 542.48
- Negotiable receipts
  - Attachment or levy on goods, 542.25
  - Bonded warehouse receipts, 543.18
  - Cancellation requirements, 542.11, 542.12, 542.49
  - Creditors' remedies, 542.26
  - Definition, 542.5
  - Delivery without obtaining, penalty, 542.54

**WAREHOUSE RECEIPTS**—Continued

## Negotiable receipts—Continued

- Duplicate receipts, *see subhead above*
- Indorsement, effect, 542.9(3), 542.38, 544.26
- Indorsement not a guaranty, 542.45
- Insertion of nonnegotiable terms forbidden, 542.5
- Lien charges indorsed on receipt, 542.30
- Lien claims inserted in receipt, 542.2(9), 542.27
- Negotiation defeats vendor's lien, 542.49
- Nonnegotiable provisions void, 542.5
- Partial delivery, cancellation or marking, 542.12
- Sale of goods, effect on liability, 542.36
- Sales act provisions, *see Sales Act*
- Surrender before levy or garnishment, 542.25
- Surrender for cancellation before delivery, 542.49
- Transfer, effect, 542.39, 542.42–542.44
- Unbonded warehouse receipts, 544.24, 544.26, 544.29, 544.31, 544.35

## Negotiation

- After delivery, liability, 542.11
- After sale, mortgage or pledge, 542.48
- Cancellation, failure, liability, 542.11
- Completed by indorsement, 542.43
- Delivery, negotiable receipts by, 542.37
- Fraud, mistake, or duress, 542.47, 542.48
- Fraudulent negotiation, penalty, 542.55
- Indorsement, negotiable receipts by, 542.38
- Indorsement not a guaranty, 542.45
- Injunctions in certain cases, 542.25, 542.26
- Lien, when, penalty, 542.55
- Methods of negotiating, 542.37–542.39
- Persons entitled to negotiate receipt, 542.40
- Receipt covering mortgaged goods, penalty, 542.55
- Receipt without having title, penalty, 542.55
- Right conveyed by negotiation, 542.41
- Right to negotiate in owner or holder, 542.40
- Stoppage in transitu, effect, 542.49
- Subsequent negotiation, 542.48
- Transferee's right to compel indorsement, 542.43
- Transfer, warranty implied, 542.44
- Transfer without indorsement, 542.43
- Transfer without negotiation, 542.42
- Validity not impaired by breach of duty, 542.47
- Validity not impaired by fraud or mistake, 542.47
- Vendor's lien defeated by negotiation, 542.49
- Warranties implied, 542.44
- Who may negotiate, 542.40

## Nonexistence of goods, liability, 542.20

## Nonnegotiable receipts

- Attachment or levy effect, 542.42
- Definition, 542.4
- Failure to mark nonnegotiable, liability, 542.7
- Indorsement, effect, 542.9(2), 542.39, 544.26
- Letters or memoranda not affected, 542.7
- Option of holder to treat as negotiable, 542.7
- Transfer, rights of transferee, 542.9, 542.42–542.44, 544.26

## Numbering consecutively required, 542.3(3)

## Omissions from receipt, liability, 542.2(9)

## Order defined, 542.58

## Owner not to include mortgagee or pledgee, 542.58

## Penalties, 542.50–542.55, 543.36–543.38, 713.13

**WAREHOUSE RECEIPTS**—Continued

Perishable and hazardous goods, sale, 542.34, 542.36  
 "Person" defined, 542.58

## Persons entitled to delivery of goods

- Adverse claimants, 542.17–542.19
- Bearer, 542.2(4), 542.5, 542.9(3)
- Depositor or specified person, 542.2(4), 542.4, 542.9(2), 542.19, 542.36
- Holder, 542.8, 542.9, 542.13, 542.36
- Nullification by lawful sale, 542.36
- Persons lawfully entitled, 542.9(1), 542.10
- Person to whom negotiated, 542.40, 542.41, 542.47–542.49
- Title in warehouseman, limitation, 542.16
- Transferee, 542.42
- Warehouseman as transferee, 542.16

## Pledgee not deemed owner, 542.58

## Pledgee's rights, 542.46, 542.47

## Principal and agent, law applicable, 542.56

## Purchaser for value, 542.47–542.49, 542.58

Purchasers, 542.58, *see also Holders above*

## Rate of storage charges stated, 542.2(5), 542.30

## Reasonable time to determine validity of claims, 542.18

## Receipt for goods not received, penalty, 542.50

## Sale of goods satisfies lien, 542.33–542.36

## Sale of perishable and hazardous goods, 542.34, 542.36

## Sales, 542.33–542.36, 544.26

## Sales act does not repeal, 554.79

## Security, holder for, effect or demand, 542.46

## Seller's lien, purchaser not defeated by, 542.49

## Separation of goods required, 542.22

## Signature of warehouseman required, 542.2(7)

## Stoppage in transitu, buyer not defeated, 542.49

## Surrender for cancellation before delivery, 542.49

## Terms permitted in receipts, 542.3, 542.20

## Terms prohibited in receipts, 542.3, 542.5

## Terms required in receipts, 542.2, 542.7, 542.30

Title or right to possession of goods, *see subhead Persons Entitled to Delivery of Goods above*

## Transfer of receipts, 542.39, 542.42–542.44, 544.26

## Uniformity, interpretation to give effect, 542.57

## "Value" defined, 542.58

## Vendor's lien, purchaser not defeated, 542.49

## Violations

- Criminal offenses, penalties, 542.50–542.55, 713.13
- False warehouse receipts, penalty, 713.13

## Warehouseman as owner, goods described in receipt, 542.2(8)

## Warehousemen defined, 542.58, 543.1(7)

Warehouses, *see WAREHOUSES*

## Warranties

- Duplicate receipt, effect of so marking, 542.15
- Holder for security, demand, effect, 542.46
- Indorsement not a guaranty, 542.45

**WAREHOUSES**

## Agricultural lime, unlicensed, violation, 201.6

Agricultural products, *see subheads Bonded Warehouses; Unbonded Warehouses below*

## Arson, penalty, 707.2

## Bonded warehouses

## Acceptance of bulk grain for nonstorage, 543.17

**WAREHOUSES—Continued****Bonded warehouses—Continued**

- Acceptance of bulk grain for storage, 543.16
- Accounting for fees, 543.33
- Administration of law by commission, 543.2
- Agricultural product defined, 543.1(4)
- Appeal from suspension or revocation of license, 543.10
- Auxiliary buildings deemed part, 543.1(2)
- Bonded warehouse, use of term, 543.34

**Bonds**

- Action for breach, 543.14
- Additional or amended bonds, 543.12
- Amounts, minimums, 543.13
- Cumulative as to minimum requirements, 543.13
- Form, terms and conditions, 543.13
- Indemnity bond for duplicate receipt, 543.20
- Sufficiency determined by commission, 543.11
- Surety, 543.11–543.13

**Books and records available for commission, 543.35**

- “Bulk grain” defined, 543.1(6)
- Bulk grain deposits, provisions, 543.27
- Charge regulations, 543.28, 543.33
- Charges, bulk grain storage, 543.28
- Charges, unreasonable, prohibited, 543.28

**Commerce commission’s duties**

- Classification of warehouses, 543.2
- Definition of “commerce commission”, 543.1
- Employee or office to handle details, 543.3
- Examination and license fees, 543.2, 543.33
- Inspection of warehouses, 543.2
- Licenses issued, 543.4, 543.5
- Licenses suspended or revoked, 543.10, 543.11
- Powers and duties of commission, 543.2
- Publication of data authorized, 543.2
- Reports required from warehousemen, 543.2
- Rules and regulations made, 543.3
- Standards for products established, 543.2

**“Commission” defined, 543.1(1)**

- Contracts for storage, termination, 543.23
- Definitions, 543.1
- Delivery charge defined, 543.1(10)
- Delivery charges, minimum, 543.28
- Deposits of grain, separation, 543.29
- Deterioration of storage products, 543.23
- Discrimination prohibited, 543.27, 543.28
- Duplicate receipts, issuance, 543.20
- Fees and charges, 543.28
- Fungible agricultural products, mingling, 543.29
- Government charge requirements, 543.28

**Government-owned grain**

- Rates for storage, 543.28
- Storage provisions, 543.17, 543.23
- Termination of storage contracts, 543.23

**Government provisions, 543.16–543.18, 543.23, 543.28, 543.31**

- Government standards, 543.31
- “Grain”, bulk, defined, 543.1(6)
- Grain defined, 543.1(5)
- Identification of stored products, 543.29
- Injury to other stored products, remedy, 543.23
- Inspecting and grading, 543.30
- Inspection of warehouses required, 543.2

**WAREHOUSES—Continued****Bonded warehouses—Continued**

- Insurance, priority of claims, 543.15
- Insurance required, 543.15

**License**

- Amendment of license, 543.8
- Application for license, 543.5
- Bond required, 543.12–543.14
- Bulk grain for nonstorage purposes, 543.17
- Bulk grain storage license, 543.16
- Classify, grade or weight, 543.31
- Contents to be stored described, 543.6
- Displayed in office of warehouse, 543.34
- Employees or officers may issue, 543.3
- Falsification, penalty, 543.38
- Fees and charges, 543.23
- Fees charged and collected, 543.33
- Issuance by commerce commission, 543.4
- Multiple licenses, 543.4
- Not required by United States licensee, 543.16
- Penalty for misuse, 543.38
- Renewal of license, 543.7
- Required, 543.16
- Revocation, grounds, 543.10, 543.11
- Revocation of license to classify or weigh, 543.32
- Storage products described, 543.6
- Suspension, grounds, 543.10, 543.11
- Temporary permits, 543.9
- Tenure of license, 543.7
- Termination date, renewal, 543.7

**Licensed warehouse defined, 543.1(3)**

- Loss, action to minimize, 543.23
- Minimum charges, 543.28
- Nonfungible products, receipt requirements, 543.22
- Owner may store without license, 543.16
- Penalties for violation, 543.36–543.38
- Permits, temporary, issuance, 543.9
- “Person” defined, 543.1(7)
- Presumption upon storage, 543.17
- Prohibited charges, 543.28
- Publication of standards, 543.2
- Rates, requirements, 543.28
- Receipts, 543.17–543.22, *see WAREHOUSE RECEIPTS, subhead Bonded Warehouse Receipts*

- Records available for inspection, 543.35
- Records kept by warehouseman, 543.35
- Retention for storage, 543.17
- Rules and regulations prescribed, 543.4, 543.19
- Sale on forced end of storage, 543.24–543.26
- Sale proceeds, disposition, 543.26
- Separation of products deposited, 543.29
- Standards for products established, 543.2
- Storage charges, minimum, 543.28
- Storage in unlicensed warehouse unlawful, 543.6, 543.16
- Storage rates, 543.28
- Supervision by commission, 543.2
- Tariff of rates, filing and posting, 543.28
- Termination of storage contract, 543.23–543.25
- Terms, definitions, 543.1
- Unbonded warehouses, law not to apply, 543.16

**Violations**

- Commission order or rule, penalty, 543.36



**WAREHOUSES—Continued**

Bonded warehouses—Continued

Violations—Continued

- Deception as to title of goods, 543.37
- False statement in receipt, penalty, 543.37
- Forging or altering license, penalty, 543.38
- Fraudulent handling or delivery of goods, 543.38
- Fraudulent issuance of receipt, penalty, 543.37
- Illegal handling of goods, 543.37, 543.38
- Provisions of law violated, penalty, 543.36

Warehouse defined, 543.1(2)

Warehousemen

- Definition of "warehouseman", 543.1(8)
- Duties, *see subhead Warehouseman below*
- Frozen food locker law inapplicable, 172.10
- "Licensed warehouseman" defined, 543.1(9)
- Licenses, *see License above under this subhead Bonded Warehouses*
- Misuse of license, penalties, 543.38
- Right to hearing on license revocation, 543.32

Breaking and entering, 708.8, 708.10, 747.1

Certificates, *see subhead Unbonded Warehouses below, thereunder see Certificates*

Construction and control by city, 384.3(1-3)

Co-operative association may operate, 499.6

Crop pest act, inspector's right to access, 267.14

Depositor, fraudulent negotiation of receipt, 542.55

Deposits

- Agricultural products, presumption, 543.17
- Delivery of goods, right, 542.8, *see subhead Warehousemen below, thereunder see Duty to Deliver Goods*
- Insurance required, 543.15
- Liabilities, warehousemen's lien, 542.27-542.36
- Lien of warehousemen, 542.27
- Penalties for wrongful use of receipt or certificate, 542.55, 543.37, 544.30
- Rates and charges for storage, 543.28
- Storage of grain, sealer, 544.19
- Temporary deposits, 543.17
- Title to commingled goods, 542.22-542.24, 543.29
- Transfer of title, 542.16

Destruction by railway, liability, 481.2

Eminent domain rights, spur track, 471.9, 481.3

Food establishments law, exception, 170.15

Forced termination of storage contract, 543.23-543.26

Frozen food locker plants not warehouses, 172.10

Hog-cholera serum warehouse fee, 166.10

Itinerant merchants law included, 81.1

Lien of warehousemen, 542.26-542.36, *see LIENS*

Liquor control act definition, 123.5(18)

Location on railroad, hearing, 481.1-481.8

Municipal, 384.3(1-3)

Narcotic drugs, storage, exemption, 204.12

Narcotics, illegal use in, nuisance, 204.13

Railroad land, on, liability for damage, 481.1, 481.2

Railroad spur tracks to, requirements, 481.3-481.8

Railroad spur track to warehouse, 471.9, 481.3

Receipts, *see WAREHOUSE RECEIPTS*

Screens, exempt from screen law, 170.15

Spur track to warehouses, 471.9, 481.3

Storage contract, forced termination, 543.23-543.26

Tax assessments, how determined, 428.10

Taxation duties and regulations, 428.9, 428.16-428.19

**WAREHOUSES—Continued**

Termination of storage, forced, grounds, 543.23

Unbonded warehouses

- Abuses, procedure to correct, 544.44-544.46
- Appeal to agriculture secretary, 544.43-544.46
- Application for storage, owners' rights, 544.42

Boards, local supervising

- Application to establish, 544.6
- Appointment, 544.5
- Bond of secretary or treasurer, 544.13
- Compensation of members, 544.15
- Duties of boards, 544.5
- Election of officers, 544.12
- License requirements, 544.7
- Name and number, 544.8
- Number of members, 544.5
- Oaths required, 544.10
- Officers, election, duties, 544.7, 544.12
- Qualification of members, 544.9, 544.10
- Records to be kept prescribed, 544.7
- Sealer appointed, 544.17, *see Sealers below*
- Supervision funds, disbursement, 544.14
- Surplus funds to 4-H clubs, 544.16
- Term of office, 544.11
- Vacancies, how filled, 544.11

Bonded warehouse law not applicable, 543.16

Care of goods, degree required, 544.29

Certificates

- Acceptance by owner, effect, 544.20
- Amount limited to amount of grain, 544.28
- Application by grain owners, 544.42
- Assignment recorded, fee, 544.38
- Board duplicates, filing, 544.32
- Cancellation, how secured, 544.39
- Condition precedent to issuance, 544.19
- Contents, 544.7, 544.27, 544.29, 544.34
- Definition, 544.1
- Delivery of original, 544.36
- Delivery without certificate, penalty, 544.24

Duplicates

- Board duplicates, filing, 544.32
- Fraudulent issuance, penalty, 544.31
- Indexing by recorder, fee, 544.37
- Issuance, 544.31
- Original filed before negotiation, 544.36
- Release, how secured, 544.39

Form and contents, 544.27

Indorsement, 544.26, 544.27(9)

Issuance

- Condition precedent, 544.19
- Duplicate certificates, 544.31
- Fraudulent issuance, penalty, 544.30
- Local board's authority, 544.7
- Sealer's duties, 544.19
- Separate certificate for each bin, 544.28

Negotiability, 544.26, 544.35, 544.36

Nonnegotiable, marking, 544.33, 544.34

Prohibited terms, 544.29, 544.35

Reinspection certificate, fee, 544.19

Release of duplicate, how secured, 544.39

Sale, 544.26

Separate for each bin, 544.28

Surrender before delivery, 544.40(2)

Transfer, 544.26

**WAREHOUSES—Continued**

## Unbonded warehouses—Continued

## Certificates—Continued

Warehouse receipt law applicable, 544.26

Complaints, procedure, 544.44–544.46

Costs of hearings, 544.46

County recorder, duties, 544.36–544.39

Definitions, 544.1

## Delivery of goods

Delivery without certificate, penalty, 544.24,  
544.40, 544.41

Duty to deliver, 544.40

Nondelivery, burden of proving excuse, 544.41

Refusal to deliver, 544.41

Encumbrance of stored grain, 544.25

## Fees

Charge for inspection and sealing, 544.14

Disposition of funds, 544.4, 544.14, 544.16

License fee, 544.3

Reinspection, 544.19

Sealer's charges, 544.19, 544.21

"Grain in storage", defined, 544.1

Grievances, review, 544.44–544.46

Hearings on complaints, 544.43–544.46

## License to supervisory board

Application for board, 544.5, 544.6

Fee charged, 544.3

Form and contents, 544.7

Issued by agriculture secretary, 544.7

Liens, 542.26–542.36, *see LIENS*

Mortgage of stored grain, 544.25

Officers, election, bond, 544.11–544.13

Operation fund, expenses, 544.14

Owners' rights under law, 544.42–544.46

Receipts, 544.26, *see also Certificates above; see also WAREHOUSE RECEIPTS*

Refusal to deliver, burden of proof, 544.41

## Sealers

Appointment by local board, 544.17

Authority of peace officer, 544.17

Bond required, 544.18

Certificates issued, 544.19

Compensation from fund, 544.14

Duties, 544.19

Entry to premises, authority, 544.20

Fees charged, discretion of board, 544.21

Oath of officer required, 544.18

"Sealer" defined, 544.1

## Seals and locks

Specifications, 544.22

Unlawful breaking, penalty, 544.23

## Secretary of agriculture

Appointment of local boards, 544.5, 544.6,  
544.11

Bond of sealer approved, 544.18

Compensation of board approved, 544.15

Compensation of sealers approved, 544.14

Disposition of fees received, 544.4

Duties in general, 544.2

Fees for licenses, 544.3

Funds to 4-H clubs, 544.16

Hearing on complaints, 544.44–544.46

Investigations made, 544.6

License fees received, 544.3

**WAREHOUSES—Continued**

## Unbonded warehouses—Continued

## Secretary of agriculture—Continued

License issued, 544.7

Name and number assigned boards, 544.8

Sealers appointed, 544.17

Specifications for seals and locks, 544.22

Supplies provided, cost, 544.2(3)

Storage, owners' rights, 544.42

Surplus funds to 4-H clubs, 544.16

Terms defined, 544.1

Unlawful sale or encumbrance, 544.25

## Violations

Delivery of goods without certificates, 544.24

Fraudulent issuance of certificate, 544.30

Issuance of duplicate certificate, 544.31

Sale of unlawful encumbrance of goods, 544.25

Seal, breaking, unlawfully, 544.23

Warehouse receipts law applicable, 544.26

Use tax law includes warehouses, 423.1

U. S. government provision, 543.16–543.18, 543.23,  
543.28, 543.31

## Violations

Deception in use of warehouse receipt, 543.37

Delivery of goods without receipt, 543.37

Delivery of grain without certificate, 544.24

Deposit of goods without title, 543.37

Duplicate certificates unlawfully issued, 544.31

Duplicate receipts illegally issued, 543.38

False statement in warehouse receipt, 543.37

Forging or altering warehouse license, penalty,  
543.37

Fraudulent issuance of certificates, 544.30

Fraudulent issue of warehouse receipt, 543.37

Goods deposited subject to mortgage or lien,  
543.37

Provisions of law violated, penalty, 543.36

Receipts, warehouse, offenses, 542.50–542.55

Sale or mortgage of certificated grain, 544.45

Unlawful breaking of warehouse seals, 544.23

Unlawful sale or pledge of stored grain, 544.25

## Warehousemen

*General provisions*, 543.1–544.46

## Agents

Authority to sign receipts, 542.2, 543.18

Criminal offenses, 542.50, 542.55

Rules of law applicable, 542.56–542.58

Authority to issue receipts, 542.1

## Common carriers

Charges must be reasonable, 479.13

Liability termination, 479.119–479.121

Conversion, misdelivery constitutes, 542.10

Definition of "warehousemen," 542.58, 543.1(8)

Delivery of goods, *see Duty to Deliver Goods,*  
*below under this subhead Warehousemen*

## Duties in general

Attachment, effect, 542.25

Cancellation of receipts, 542.11, 542.12

Care of goods, 542.3, 542.21–542.24, 544.29

Claim due on lien, notice, 542.33

Delivery of goods, *see Duty to Deliver Goods,*  
*below under this subhead Warehousemen*

Delivery under court order, 542.14

Possession kept for holder, 542.41, 542.42

**WAREHOUSES—Continued****Warehousemen—Continued****Duties in general—Continued**

Sale of goods for lien, disposal, 542.33, 542.34

**Duties under bonded warehouse act**

Agricultural products received, 543.16, 543.17

Bonds required, 543.12–543.14, 543.20

Bulk grain storage, 543.16, 543.17

Care and responsibility, 543.2

Care required, 543.29

Commission to prescribe, 543.2

Delivery on demand, condition, 543.16, 543.17

Deposits kept separate, 543.29

Discrimination prohibited, 543.27, 543.28

Insurance security required, 543.15

Liability for breach of duty, 543.29

Nonnegotiable receipt on demand, 543.22

Receipts issued, 543.17, 543.18

Records made and kept, 543.35

Reports required by commission, 543.2

Rules and regulations for operation, 543.4

Separation of storage, when required, 543.29

Storage in licensed warehouse, 543.16

Tariff to be filed and posted, 543.28

Unlawful use of term bonded warehouse forbidden, 543.35

**Duty to deliver goods**

Bonded warehouse act, 543.2, 543.29

“Delivery” defined, 542.58

Excuse for refusal, 542.16–542.19, 542.36

**Expenses incurred**

Amount stated in receipt, 542.2(9)

Bonded warehouse act, delivery, 543.18, 543.28

Charges protected by lien, 542.27

Interpleader of adverse claimants, 542.17

Lien of warehousemen, effect, 542.31, 542.33

Obligation to deliver goods, 542.8

Surrender of receipt, 542.8(2), 542.11, 542.25

Employees, criminal offenses, 542.50–542.54

Frozen food locker plant owners and operators not warehousemen, 172.10

**Liability**

Alteration of receipts, 542.13

Conflicting claims, time to determine, 542.18

Contract insertions, duty not changed, 542.3

Defenses for nondelivery, 542.16–542.19, 542.36

Duplicate receipts issued, 542.6, 542.15

Failure to cancel receipts, 542.11, 542.12, 542.49

Lack of reasonable care, loss or damage, 542.21

Lost or destroyed receipts, 542.14

Misdelivery of goods, 542.10

Misdescription of goods, 542.20

Negotiation of title documents, 554.31

Nondelivery of goods, 542.16–542.19, 542.36

Nonexistence of goods, 542.20

Omissions in receipt, damages, 542.2(9)

Refusal to deliver, 542.16–542.19, 542.36, 543.29

Time to determine conflicting claims, 542.18

Title documents, negotiation, 554.31

License required for bulk grain storage, 543.16

Lien of warehousemen, 542.26–542.36

“Owner” defined, 542.58

**WAREHOUSES—Continued****Warehousemen—Continued**

Penalties, criminal offenses, 542.50–542.55, 543.36–543.38

Receipt outstanding, no further issue, 543.20

Remedies against depositor, 542.32

Taxation, 428.9, 428.10, 428.18, 428.19

Temporary permits, 543.9

Warehousemen’s lien, 542.27–542.36

War surplus commodities, storage authorized, 20.5

**WAR EMERGENCY GOVERNMENT**

Government survival provisions, 38A.1–38D.3

**WAR MEMORIAL COMMISSION**

Revolutionary, ch 36

**WAR ORPHANS EDUCATIONAL AID**

Administration, 35.7–35.11

Eligibility, 35.10

Extent, 35.9

**WARRANTIES**

Bill of lading, sale, 487.35, 487.37

Deeds, form prescribed, 558.19

Description of land in deed, 409.33

**Negotiable instruments**

Acceptance, payment according to, 541.62

Indorser’s warranties, 541.66

Negotiation by delivery, 541.65

Payment by drawer on presentment, 541.61

Payment by maker according to its tenor, 541.60

Qualified indorsement of instrument, 541.65

Public contracts implied provision, 553.23

Sales of goods, 554.12–554.17, 554.37, 554.50, 554.70

Subdivision of town lots, owners covenant, 409.2

Warehouse receipts, 542.15, 542.44–542.46

**WARRANTS****Anticipatory**

State, 19.8, 454.19–454.34

**Arrest warrants**

Bench warrants, 774.1–774.5, 775.3

Contempt proceedings, 665.5, 665.7, 665.10

Criminal provisions, ch 757, *see CRIMINAL PROCEDURE, subhead Arrest*

General assembly, contempt, 2.24–2.28

Judgment debtor proceedings, 630.11, 630.14

Legislative warrants, impeachment, 68.7

Military courts, power to issue, 29.76

National guardsmen on duty, 29.41

Replevin proceedings, 643.11, 643.21

Within state except on court order, 79.12

Boats or rafts, seizure, 667.1–667.5

Canceled and redeemed, destruction, 303.10

Cigarettes and conveyances seized, 98.32

City or town, 368A.14–368A.16

Condemnation damages paid, 472.31

Confiscation of scales, weights, and measures, 215.5

Contagious diseases, removal of patient, 139.12

Contempt, commitment, 665.7, 665.10

County, 334.3–334.7, 452.3, *see COUNTY*

**WARRANTS—Continued**

- Distress, personal property tax, treasurer to issue, 445.8
- Drainage, 455.88, 457.16–457.28, 460.7, 466.6
- Execution of death warrant, 792.1–792.16
- Health abatement, special charter cities, 420.182, 420.185
- Insane criminal, return to jail, 226.27, 226.28
- Insane warrants, 229.2, 229.10–229.16
- Interest on state warrants, 452.2
- School warrants, *see* **SCHOOLS AND SCHOOL DISTRICTS**, *subhead Warrants*
- Search warrants, ch 751
- Sinking fund anticipatory warrants, 454.19–454.34
- State, 8.6, 8.20, 12.3–12.6, 19.8, 74.1–74.7, 75.9
- Warehouse receipts, 542.15, 542.44–542.46

**WARRANTY DEEDS**

*See* 558.19, 558.25, *also* **REAL PROPERTY**

**WAR SURPLUS COMMODITIES BOARD**

- Appropriation for use of board, 20.6
- Contracts with local government units, 20.5(3)
- Created and established, 20.1
- Emergency relief appropriation, 20.6
- Fund, revolving, for use of board, 20.6
- Information collected, 20.5(1)
- Meetings of board, 20.4

**Members**

- Compensation and expenses, 20.2
- Ex officio members named, 20.1
- Powers and duties of board, 20.5
- Purchase of government equipment, 20.5, 20.6(2)
- Purchases approved by executive council, 20.5(4)
- Reimbursement of board for purchases, 20.5
- Revolving fund from emergency relief, 20.6
- Rules and regulations established, 20.4
- Secretary of executive council as secretary, 20.2
- Warehousing and distribution, 20.5(5)

**WASHINGTON'S BIRTHDAY**

Defined as holiday, 541.85, *see* **HOLIDAYS**

**WASHROOMS**

- Factory facilities, 88.3
- Housing law provisions, 413.25, 413.31–413.34
- Toilets, *see* **TOILETS**

**WASTE**

- Action by heirs, 658.6
- Damages, treble, 658.1, 658.4, 658.9
- Execution sale, purchaser's rights, 658.7
- Food products wasted to increase price, 734.1, 734.2
- Forfeiture and eviction, judgment of, 658.2
- Ground for removal of executor, 638.29(2)
- Guardian's or tenant's liability, 658.1
- Guardian, waste as ground for sale or mortgage, 668.14
- Liability, lack of care to prevent waste, 658.3
- Occupying claimant with color of title, setoff, 560.6
- Parties plaintiff
  - Heirs, 658.6

**WASTE—Continued**

- Parties plaintiff—Continued
  - Holder of tax certificate, 658.9, 658.10
  - Purchaser at execution sale, 658.7
  - Remaindermen and reversioners, 658.2, 658.5
  - State of Iowa, 658.8
- Persons deemed guilty of committing, 658.3, 658.7
- Rights of holder of tax certificate, 658.9, 658.10
- School lands, waste prevented, 302.7, 658.3
- Tax-certificate holder, right to sue, 658.9, 658.10
- Timber injury by occupying claimant, setoff, 560.6
- Timber injury, damages, 560.6, 658.4, 658.7, 658.8
- Water, drainage, penalty, 716.5

**WASTING FOOD**

To increase price, 734.1, 734.2

**WATCHES**

- Secondhand watches
    - Advertising must state secondhand, 121.4
    - Definitions, 121.1
    - Facts in writing given vendee, record, 121.3
  - Invoice of sale
    - County attorney, right to inspect, 121.1, 121.3
    - Delivered to purchaser, 121.3
    - Duplicate kept on file by vendor, 121.3
  - Movement or case, defined as "watch", 121.1
  - Returned watch, exception, 121.1
  - Tag worded "secondhand" kept on watch, 121.2
  - Violation of provisions, penalty, 121.5
- Taxation, 427.13(10)
- Watchcases, standard of gold fineness, 119.1

**WATCHMAKERS AND REPAIRMEN**

- Apprentice watchmakers, requirements, 120.9
- Certificate of registration required, 120.1
- Conflicting statutes ineffective, 120.12
- Definition of "watchmaking", 120.2
- Display of certificate required, 120.1
- Examinations required for certificate, 120.7
- Examiners, board, 120.3–120.13
- Nonresidents, license requirements, 120.8(2)
- Qualifications to secure license, 120.7
- Violations, penalty, 120.13
- Watchmakers in business, registration, 120.8(3)

**WATCHMAKERS EXAMINERS, BOARD OF**

- Appeal from revocation of certificate, 120.10
- Applications for licenses, requirements, 120.6
- Appointment by the governor, 120.3(1)
- Apprentice watchmakers, certificates, 120.9
- Certificates of registration
  - Duplicates, when furnished, 120.11
  - Expiration date, 120.8(4)
  - Issued by board, 120.8
  - Reinstatement, 120.10
  - Renewal, fee, 120.8(4)
  - Revocation, hearing, 120.10
- Clerks and assistants employed, 120.3(4)
- Compensation of members, 120.3(2)
- Conflicting statutes ineffective, 120.12
- Examinations for licenses, 120.7
- Fees, license and renewal, 120.5, 120.6
- Hearings, 120.10
- Meetings, quorum, 120.3(2)

**WATCHMAKERS EXAMINERS**—Continued

Membership, qualifications, 120.3(1)  
 Nonresident watchmakers, licenses, 120.8(2)  
 Oath of office of members, 120.3(1)  
 Organization of board, 120.3(2)  
 Penalty for violations, 120.13  
 Record kept by secretary, 120.3(2)  
 Report to state comptroller, 120.3(5), 120.5  
 Rules and regulations adopted, 120.3(3), 120.7  
 Seal on records and licenses, 120.4  
 Secretary, salary, 120.3(2)  
 Term of office, 120.3(1)

**Watchmakers' fund**

Enforcement of law, fund use, 120.5  
 Excess paid into state general fund, 120.5  
 Expenses not to exceed fund, 120.5  
 Fees collected placed in fund, 120.5  
 Paid out by comptroller on requisition, 120.5  
 Remittance of fees to state treasurer, 120.5  
 Standard promoted, fund used, 120.5

**Watchmakers now in business**

Affidavits of business experience, 120.8(3)  
 Exemption from examination, 120.8(3)  
 Fee with application for registration, 120.8(3)  
 Freeholder affidavits required, 120.8(3)  
 Registration requirements, 120.8(3)

**WATCHMAN**

Levee and drainage districts, board may employ, 455.181  
 Railroad crossings in cities, 389.41  
 Township cemetery, 359.38, 359.39

**WATER**

Analysis by bacteriological laboratory, 263.7  
 Analysis by department of health, 135.18  
 Deputy wardens, furnished, 246.7  
 Diet for refractory prisoners, 356.14  
 Duty of state health boards, 135.11(7), 136.3(2, c)  
 Impounding animals without water, penalty, 717.2  
 Injury to reservoirs, penalty, 715.6  
 Insane hospitals, inspection, 227.2(4)  
 Inspection, 135.11(7)  
 Insurance against damage by, 515.48  
 Jail requirements, 338.2, 356.5  
 Larceny of water, 709.7  
 Livestock shipping requirements, 477.35, 479.85–479.88  
 Municipal art galleries furnished, 379.13  
 Municipal water supply, 397.1–401.13, *see PUBLIC UTILITIES, subhead Municipal Plants*  
 Permit to use required, 455A.18–455A.30  
 Poisoning water supply, penalty, 690.9  
 Pollution, 84.1, 135.18–135.29  
 Public water supplies  
   Health board, state, advisory duties, 136.3(2, c)  
   Health department, state, inspection, 135.11(7)  
 Soda water bottles, registration, 713.18  
 Standard schools, requirements prescribed, 293.2  
 Water pollution, abatement, 135.18–135.29, 137.9(1)  
 Zoning law provisions, 414.3

**WATER CLOSETS**

*See TOILETS, HOUSING LAW*

**WATER DISTRICTS**

Generally, 357.1–357.34

**WATERS AND WATERCOURSES**

Abandoned river channels, *see subhead Island and Abandoned River Channel Sales below*  
 Accretion, sale of land formed, 568.18–568.20  
 Actions, original notice, 617.3; R.C.P. 56(f, g)  
 Aircraft, use of lakes restricted, 106.30  
 Analysis by state laboratory, 263.7  
 Artesian waters, geological survey study, 305.3  
 Aviation landing areas include water, 328.1(12)  
 Bacteriological examinations, university, 263.7  
 Basins, power of cities to regulate, 368.27  
 Bathhouses  
   Denying equal privileges, 735.1, 735.2  
   River-front commission, construction, 372.15  
   Special charter cities, 368.30  
 Benefited water districts, 357.1–357.34  
 Boathouses, municipal regulations, 372.15  
 Boats, ch 106, *see BOATS AND VESSELS*  
 Boundary of county, concurrent jurisdiction, 332.2  
 Boundary waters, 1.3, 604.36  
 Bridges, *see BRIDGES AND CULVERTS*  
 Canals  
   Action against owner, venue, 616.8, 616.9  
   Condemnation for improvements, 470.1–470.6, 471.4(3)  
   Condemnation for water power, 469.17–469.22, 470.1  
   Damages, railroad liability for crossing, 477.2  
   Injuring or destroying, penalty, 716.1  
   Mechanic's lien, 572.7  
   Railroads, crossings, maintenance, 477.1, 477.2  
 Cisterns, 137.9, 420.171–420.175, 690.9, 732.3  
 Cities and towns  
   Docks, 384.1–384.4  
   Interstate bridges, 381.9–383.31  
 Conservation commission duties, 111.3, *see CONSERVATION COMMISSION*  
 Cost of new channel assessed, 420.61  
 Courses changed, supervisors power, 306.21–306.31  
 Creeks  
   *See also subhead Rivers and Streams below*  
   Change of course to aid roads, 306.21  
 Culverts, *see BRIDGES AND CULVERTS*  
 Damming or injuring drainage ditch, damage, 455.159, 455.160  
 Dams and races  
   Abatement, 455A.33–455A.39  
   Cities, authority to build, 407.3(8), 407.5–407.10  
   Condemnation by cities, powers, 397.8(1)  
   Condemnation of land by railway, 471.9(4)–471.12  
   Construction, condemnation, limitation, 472.27  
   Construction for mill or power purposes, 469.1–469.31, *see Milldams under this subhead*  
   Damages from dams in boundary rivers, 455.162  
   Dams and spillways erected by state, 112.1–112.10  
   Destruction or injury, penalty, 109.15, 109.33, 716.1

**WATERS AND WATERCOURSES—Continued**

## Dams and races—Continued

- Executive council, duties and powers, 469.1-469.30
- Fee for permit and annual license, 469.9
- Fish life, waters rendered deleterious to, 469.5, 469.8
- Fishways required, 109.14
- Health of public, adversely affected, 469.5
- Hydroelectric power, 469.1-470.6
- Injury or destruction, 109.15, 109.33, 716.1
- Manufacturing purposes, restrictions, 469.6-469.8

## Milldams

- Banks of streams, protection provisions, 469.23
- Combinations or trusts, receiverships, 469.15
- Condemnation of property
  - Appeal from damage award, 469.22
  - Damages assessed by jury, 469.21
  - Guardian appointed for incompetents, 469.19
  - Jury summoned for hearing, 469.18
  - Jury sworn, costs, 469.21
  - Lands in different counties, 469.20
  - Petition required, contents, 469.17
  - Service of notice on landowner, 469.18

## Construction and operation

- Access to works for inspection, 469.11
- Banks, protection and repairs, 469.23, 469.24
- Cities and towns, authority, 469.31
- Damages to landowners affected, 469.17-469.22
- Failure to have permit, penalty, 469.13
- Fall, right to utilize, 469.25
- Investigation and methods, 469.10
- Prohibited without permit, 469.1
- Time limit for completion, 469.26, 470.5
- Embankments, damages for injury, 469.24
- Enforcement of law, 469.12
- Nuisance, abatement, 455A.33, 469.16

## Permits required

- Action to collect fees, 469.14
- Application for dam, contents, 469.2
- Existing dams, permits granted, 469.29
- Fees for permits, annual license, 469.9
- Fish injury, permit refused, 469.5-469.8
- Health board approval certificate, 469.6-469.8
- Hearing by executive council, 469.3, 469.4
- Issuance by executive council, 469.1, 469.5
- Legislative control, 469.27
- Natural resources council, 455A.33, 455A.34
- Navigation, obstruction to, 469.5
- Notice of hearing, publication, 469.3
- Penalty for not obtaining permit, 469.13
- Pending applications, requirements, 469.28
- Public rights affected, 469.5
- Requirement of permit, 469.1
- Revocation or forfeiture, 469.26
- State lands affected, permit of board, 469.30
- Price fixing on output, state action, 469.15

## Violations

- Action to collect fees, 469.14
- Failure to obtain permit, penalty, 469.13

**WATERS AND WATERCOURSES—Continued**

## Dams and races—Continued

## Milldams—Continued

## Violations—Continued

- Nuisance, abatement as additional remedy, 469.16
- Penalty, 455A.39
- Price fixing, state action, 469.15
- Unlawful combination or trust, 469.15
- Mill ponds, penalty for drawing off water, 716.1
- Navigation, obstructing, permit, 469.5
- Pollution or diminution of water, 135.20, 469.5
- Public rights adversely affected, 469.5
- Removal or changes, approval, 109.15, 455A.33
- Return of water to same stream, 469.5
- Riparian water-power rights, city streams, 372.6
- River-front commission, power, 372.8, 372.9
- Screens, protect fish from pumping plants, 109.14
- Soil conservation law to protect, 467A.2
- Water level lowered by changes, approval, 109.15

## Dams and spillways erected by state

- Conservation commission, proceedings
  - Agreement and waivers, plan adopted, 112.10
  - Appeal, bond, 112.8, 112.9
  - Damages, appraisal, payment, 112.6-112.9
  - Hearings, notice required, 112.3
  - Plans adopted, 112.2, 112.4, 112.10
  - Resolution of necessity, required, 112.1
  - Water level, power to alter, 112.1

## Natural resources council, 455A.14, 455A.18

## Disease, bacteriological examination, 263.7

Ditches, *see DRAINAGE; DRAINAGE AND LEVEE DISTRICTS*

## Division of waters, approval required, 455A.18

Docks and wharves, 384.1-384.4, *see CITIES AND TOWNS, subhead Docks and Wharves*Drainage, 465.1-465.29, 468.1-468.9, *see DRAINAGE*Drainage and levee districts, 455.1-467.6, *see DRAINAGE AND LEVEE DISTRICTS*

## Dry runs, supervisors power to change, 306.21-306.31

## Eroded land, drainage taxes removed, 455.56

## Examination by state for disease control, 263.7

## Ferries, city and town regulation, license, 368.27

## Fire protection water districts established, 357.1(5)

Fish and fishing, *see FISH AND GAME*Flood control, *see FLOOD AND EROSION CONTROL*

## Flood protection in cities, 395.1-395.30

## Ice removal contracts by conservation commission, 111.52-111.57

## Improvement of watercourses in cities, 372.1-372.18

## Island and abandoned river channel sales

- Action to determine title, 568.19, 568.20
- Advertisement, 568.10, 568.22
- Application by county auditor, 568.2
- Application by prospective purchaser, 568.3
- Appraisal, 568.7-568.9, 568.22-568.24
- Approval of sale of island, 111.31
- Authority, 568.1, 568.21
- Bids, 568.10, 568.11, 568.22
- Boundary commission, 568.14, 568.15

**WATERS AND WATERCOURSES**—Continued  
 Island, abandoned river channel sales—Continued  
 Cash transactions, paid to state, 568.17, 568.24  
 City flood protection, filling of channel, 395.20  
 Commissioners' compensation, 568.9  
 Deed or patent, 568.12  
 Expenses of appraisal paid, 568.9, 568.24  
 Form of application, 568.4  
 Lease of island, 568.23  
 Lease when no buyers, 568.11  
 Meandered stream beds, lost title, 372.6  
 Mississippi or Missouri river islands, 568.21  
 Occupants, rights, 568.10  
 Patent or lease, 568.25  
 Possession in good faith, 568.18–568.20  
 Readvertisement of lands, 568.11  
 Refund of purchase money, 568.16, 568.20  
 Report of surveys, 568.6  
 Right of way, utility, 568.10  
 Sale, how effected, 568.10  
 Sale of abandoned river channels authorized, 568.1  
 Sale of island, approval, 111.31  
 Sales and leases authorized, 568.10, 568.11  
 Sales and leases for cash, 568.17, 568.24  
 Surveys, 568.5, 568.8, 568.13, 568.22  
 Title action against occupant, 568.19  
 Title imperfect, refund of price, 568.16, 568.20  
 Withholding patent, deposit refunded, 568.20  
 Islands, trespass warnings, 714.26, 714.27  
 Jurisdiction over waters  
 Cities and towns, 372.6, 384.3, 395.1  
 Concurrent over boundary waters, 1.3  
 Conservation commission, 107.24, 111.18  
 District court, 604.7, 753.6  
 State of Iowa, 1.3, 604.7, 753.6  
 Venue for offenses committed on, 616.3(1)  
 Lakes  
 Artificial  
 Boat regulations, 106.31  
 Soil conservation, prerequisite to construction, 108.10  
 Barriers on ice field required, 111.54  
 Beautification by commission, 111.3  
 Boating, *see BOATS AND VESSELS*  
 Boundaries, state lands, determined, 111.19–111.24  
 Buoys, 106.32  
 Dams and spillways, erected, 112.1–112.10  
 Destructive acts, prohibited, 111.35  
 Docks regulated by cities and towns, 368.27  
 Dredging for sand, regulations, 111.55, 111.56  
 Fishing regulations, 109.64–109.70  
 Fishways required, 109.14  
 Gravel, sand, removal, permit, 111.52–111.57  
 Ice  
 Ice fields, barriers required, 111.54  
 Sand, gravel, removal, restricted, 111.52–111.57  
 Vehicles driving on ice, 106.33  
 Improvement, authority of commission, 111.3  
 Islands, sale restricted, 111.31  
 Jurisdiction of conservation commission, 111.18  
 Lease of property by commission, 111.25  
 Meandered lakes, penalty for draining, 716.5  
 Parks, established as part of, 111.18  
 Public docks, cities and towns, 384.1–384.4  
 Public parks and game refuges, 109.5

**WATERS AND WATERCOURSES**—Continued  
 Lakes—Continued  
 Removal of obstructions by commission, 111.4–111.6  
 Sand and gravel removal, permit, 111.52–111.57  
 Sanitary districts including state-owned land, trustees appointed, 358.9  
 Stocking with fish, distribution, 109.4, 109.16  
 Stone or wood, removal, permit, 111.52–111.57  
 Structures along shores, regulated, 111.4  
 Undesirable fish removed, 109.17  
 Violations of rules or laws, penalty, 111.4, 111.57  
 Wharves and docks, regulations, 111.4, 368.27  
 Landing places for boats, city regulations, 368.27  
 Levees, chs 455–467, *see DRAINAGE; DRAINAGE AND LEVEE DISTRICTS*  
 Levees in cities, 395.1, 459.1–459.11  
 Navigable waters  
 Accretion and avulsion provisions, 568.18–568.20  
 Dams obstructing navigation, 469.5  
 Docks, wharves and piers, city regulations, 368.37  
 Hunting on islands, posting, 714.26  
 Public docks, cities and towns, 384.1–384.4  
 Soil conservation law to protect, 467A.2  
 Navigation laws  
 Boating regulations, *see BOATS and VESSELS*  
 Department of public docks, powers, 384.3(5)  
 Ordinances and rules, 330.11  
 Navigation rules by dock commission, 384.3(5)  
 Negligence, boat owner's civil liability, 106.18  
 Nuisances  
 Abatement, 135.20, 657.3–657.7  
 Dams without fishways, 109.14  
 Watercourse obstructions, 109.14, 469.16, 657.2(3)  
 Water pollution, 657.2(4)  
 Obstructions  
 Drains, penalty, 319.7, 319.8, 455.160, 716.3, 716.4  
 Nuisances, 109.14, 469.15, 657.2(3)  
 Removal by conservation commission, 111.4–111.6  
 Piers, permit required, 111.4–111.6  
 Pollution of water  
 Appeal to district court, trial, 135.21–135.25  
 Boundary rivers, near, 135.18  
 Compliance, reasonable time to offender, 135.20  
 Contempts, 135.25  
 Dams, return water polluted, permit, 469.5, 469.8  
 Dead animals thrown in stream, penalty, 732.3  
 Definition of pollution, 135.18  
 Health department, state  
 Hearing, order, notice to offender, 135.19, 135.20  
 Inspection by, authorized, 135.11(7)  
 Power to investigate and abate, 135.18–135.29  
 Health officer to control, 137.9(1)  
 Injunction, 135.24  
 Jurisdiction of city over water plants, 397.26  
 Oil and gas wells, water strata protected, 84.1  
 Order to desist or change method, 135.20  
 Record of proceedings to be kept, 135.24  
 Refuse, throwing in water, penalty, 732.3  
 Sewer systems, 135.26–135.29

**WATERS AND WATERCOURSES—Continued**

- Pollution of water—Continued
  - Transcript, 135.22
  - Trial, 135.23
  - Violation of order, contempt, penalty, 135.25
- Ponds
  - Draining, penalty, 716.1, 716.5
  - Pollution as nuisance, 657.2(4), 657.3
  - Refuse thrown in pond, 732.3
  - State ownership of wildlife, 109.2
- Races, *see subhead Dams and Races above*
- Railroad, right to bridge across watercourse, 477.1, 477.2
- Riparian owners
  - Dams, riparian rights protected, 469.10
  - Interstate bridge construction rights, 383.15
  - Land grant to city, riparian protection, 420.165
  - Railroads along boundary rivers, 420.165, 477.4
  - Right of access to stream after condemnation, 471.12
  - Rights on boundary streams protected, 477.3
  - Structures on boundary rivers. use, 420.165, 477.3
  - Title to stream beds in cities, 372.6, 372.7
  - Vested rights in city streams protected, 372.6
- Riparian rights, interstate bridge purchase, rights, 383.17
- River-front improvement in cities, 372.1–372.18
- Rivers and streams
  - Abandoned river channel, title determined, 568.19
  - Boats, chs 106, 667, *see BOATS AND VESSELS*
  - Boundaries of city streams located, 372.6
  - Bridges, *see BRIDGES AND CULVERTS*
  - Change by railroads, limitation, 471.13, 471.14
  - Change by supervisors, 306.21–306.31, 455.8
  - Change in drainage districts, 455.5, 455.8
  - Cities and towns
    - Bridges, 381.1–381.20
    - Charter cities, improvements, 420.155–420.167
    - Dams, power to condemn, 397.8(1)
    - Flood protection, 395.1–395.25
    - River-front commission, 372.1–372.18
    - Special charter cities, powers, 420.155–420.167
  - Course of streams, drainage to follow, 455.5
  - Dams and spillways, erected, 112.1–112.10
  - Dead animals thrown in stream, penalty, 732.3
  - Diversion, right of railroads, 471.13, 471.14
  - Docks, 384.1–384.4
  - Drainage, changing course authorized, 455.5
  - Drainage to follow natural course, 455.5
  - Eroded land, drainage taxes removed, 455.56
  - Fishing laws, *see FISH AND GAME*
  - Hunting on islands, posted, 714.26, 714.27
- Jurisdiction
  - Cities and towns, 397.26
  - Conservation commission, 111.18
  - Counties, concurrent, 332.2
  - Missouri river counties, courts of state, 604.7
  - River-front commission city, 372.1–372.18
- Meandered streams
  - Islands, sale restricted, 111.31, 568.21–568.25
  - Jurisdiction of conservation commission, 111.18
  - Title to stream beds in cities, 372.6, 372.7

**WATERS AND WATERCOURSES—Continued**

- Rivers and streams—Continued
    - Mississippi and Missouri rivers
      - Bridge purchase, 313.66
      - Damage to locks or dams, recovery, 455.162
      - Federal levees with district, 466.1–466.8
      - Interstate bridges, 381.9–383.31
      - Islands, sale restricted, 111.31
      - Jurisdiction of courts, 1.3, 604.7
      - Railroad crossing near river, 478.28
      - Railroads, riparian rights, 477.3, 477.4
      - Riparian rights protected, 477.3, 477.4
      - Sale of islands prohibited, 111.31
    - Navigation obstructed by dams, 469.5
  - Obstructions
    - Drainage improvements, 455.159–455.161
    - Fishways required in dams, 109.14
    - Nuisance when unlawful, 657.2(3)
  - Pipe crossings, 490.1–490.30
  - Pollution
    - City jurisdiction of public utilities, 397.26
    - Dead animals thrown in stream, 732.3
    - Milldams, permit, 469.5–469.8
    - Refuse thrown in stream, penalty, 732.3
  - Railroad bridges, 477.1, 477.2
  - Railroads, right to change, 471.13, 471.14
  - Railway crossings near Mississippi river, 478.28
  - Right of way, telegraph and telephone lines, 488.1
  - River craft, actions against owner, original notice, 617.3; R.C.P. 56(f, g)
  - Steamboat owners, original notice, service, 617.3; R.C.P. 56(f, g)
  - Stocking with fish, distribution, 109.4
  - Straightening in drainage project, 455.5
  - Telegraph and telephone lines, crossing, 488.1
  - Title to stream beds in cities, 372.6, 372.7
  - Transmission lines, crossing, 489.2
  - Water power, geological survey studies, 305.4
  - Water power utilization, 469.1–470.6
- State-owned, commercial concessions, other structures, regulated, 111.4
  - Swimming pools, *see CITIES AND TOWNS*
  - Use of water controlled
    - Application for permit to use water, 455A.18
    - Average minimum flow preserved, 455A.22
    - Conservation, development and use, program, 455A.17
    - Definition of terms, 455A.1
    - Deputy water commissioner, 455A.9
    - Eminent domain, 455A.31
    - Jurisdiction of commission over water, 455A.18
    - Landowners' rights preserved, 455A.27
    - Navigability preserved, 455A.24
    - Permit to use water required, procedure, 455A.18–455A.30
    - Policy of state, 455A.2
    - Pollution control, 455A.23
    - Priority of permits, 455A.21
    - Unauthorized use, 455A.32, 455A.39
    - Water commissioner, 455A.9
    - Water, control of by state, 455A.2
  - Violations
    - Canals, injury or destruction, penalty, 716.1
    - Dams, building or operating without license, 469.13



**WATERS AND WATERCOURSES—Continued**

Violations—Continued

- Ditches or drains, obstructing, 319.7, 319.8, 455.160, 716.3, 716.4
- Failure to obtain permit, 469.13
- Larceny of water from pipes, meters or waterworks, 709.7

Water closets, *see TOILETS*

Watercourses

*See also subhead Rivers and Streams above*

Change

- Bridge requirements, 455.118, 455.121
- Drainage district, authorized, 455.5
- Railroads, limitation, 471.13, 471.14
- Re-establishment of drainage district, 455.132
- Road benefits, supervisors power, 306.21–306.31, 455.1–455.6
- Special charter cities, 420.59–420.61
- City and town control, 368.26
- City lots, obstructions removed, 368.26
- Damages, railroad liability for crossing, 477.2
- Drainage to follow natural course, 455.5
- Drains, private, to follow natural course, 465.22
- Natural course, drainage to follow, 455.5
- Obstruction, penalty, 455.160, 716.4
- Railway crossing, maintenance, 477.1, 477.2

Water districts benefits, 357.1–357.34

Water pollution desistance order, 135.18–135.28

Water power riparian rights, city streams, 372.6

Water supply

- County water districts, ch 357
- Eminent domain to acquire for interurban, 484.26
- Interurban railroads, 484.21–484.26
- Railroads, right to pipe water, 477.5–477.8
- Soil conservation law, protection, 467A.2, 467A.6
- Waterworks, 397.1–401.13

Wells

- Health officer's duties, 137.9
- Special charter cities, condemnation, 420.171, 420.175

Wharves, *see CITIES AND TOWNS, subhead Docks and Wharves*

Wildlife

- Conservation, *see FISH AND GAME*
- Title and ownership in state, 109.2, 109.3

**WATERWORKS**

*General provisions, 397.1–401.13, see PUBLIC UTILITIES, subhead Municipal Plants, thereunder see Waterworks*

**WEAPONS**

- Ammunition sale to minors, 695.26
- Assault, 694.2, 694.7
- Blackjacks, 695.2, 695.3, 695.18, 695.25
- Bowie knives, 695.25
- Brass knuckles, 695.2, 695.3, 695.18, 695.25
- Burglary, aggravation, 708.2
- Carrying concealed, 695.2
- Carrying in vehicle, 110.23, 695.2

**WEAPONS—Continued**

- Carrying with criminal intent, 695.1
- Daggers, 695.1–695.3, 695.18, 695.25
- Dangerous, enumerated, 695.1, 695.2, 695.18, 695.25
- Dealer's permit, 695.19, 695.20
- Dealer's sales report, 695.21, 695.22
- Dirks, 695.1–695.3, 695.18
- Display, when prohibited, 695.25
- Duels, ch 692
- Dynamite caps, 695.27
- Firecrackers, 695.27

Game laws

- Birds not used as targets, 109.21
- Carrying in game refuge, 109.7
- Carrying in parks, 111.42
- Carrying in vehicles, 110.23
- Definition of "gun", 110.22
- Fur-bearing animals, shotguns, 109.21
- General penalty clauses, 109.32, 109.119
- Guns exempt from confiscation, 110.18
- Guns exempt from execution, 627.6(2)
- Kinds of guns prohibited, 110.24
- Shooting near livestock, 717.6
- Shooting over highway or water, 109.54
- Use in training dogs, 109.56

Guards at penitentiary, 246.34

Hunting knives, 695.2, 695.18

Knives, length, 695.1

Machine guns

- Aiding another to obtain, 696.2
- Condemnation, 696.8, 696.9
- Disposition on seizure, 696.9
- Exception for banks, 696.4(4)
- Manufacturers and inventors, 696.7
- National Guard, 696.4, 696.5
- Peace officers, 696.4, 696.5
- Possession, 696.1, 696.3
- Seizure, 696.8
- United States personnel, 696.4

Musket exemption, 627.6(2)

Permit to carry

- Application, 695.5
- Company permits, 695.5, 695.12
- Duration, 695.13
- Duty to carry permit, 695.15
- Expiration of term, 695.14
- Issuance by safety commissioner, 695.9
- Issuance by sheriff, 695.4, 695.5
- Nonresidents, 695.8, 695.9
- Nontransferable, 695.10
- Peace officers, 695.5, 695.7, 695.9
- Prima-facie violation, 695.17
- Records of issue, 695.9, 695.16
- Where effective, 695.11

Pistols, 695.1–695.25

Pocket billy, 695.2–695.25

Pointing gun, 694.2

Prima-facie evidence of violation, 695.17

Prison escapes, aiding, 745.13, 745.15–745.18

Public safety department

- Arms furnished, 80.18
- Concealed weapon permits, 695.9
- Small arms instruction, 80.11(9)

**WEAPONS—Continued**

Purchasing under fictitious name, 695.23  
 Razors, 695.1–695.3  
 Record of dealer's permits, 695.20  
 Revolvers, 695.1–695.25  
 Rifles exempt from execution, 627.6(2)  
 Robbery, aggravated, 711.2  
 Sales, prohibited, 695.18  
 Sales to minors, 695.18, 695.26

**Shooting**

Boats, 714.2  
 Fur-bearing animals, 109.91  
 Galleries, 368.8(2)  
 Highways or water, over, 109.54  
 Livestock, near, 717.6  
 Trains, 716.11

**Shotguns**

Carrying in vehicle, 110.23  
 Exemption from execution, 627.6(2)  
 Gauge, maximum, 110.24  
 Silencers, 695.18  
 Stilettos, 695.1–695.3, 695.18, 695.25  
 Swords, 695.2, 695.3  
 Toy pistols, 695.26, 695.27  
 Treason, aggravated, 689.5, 689.7  
 Violations, punishment, 695.1, 695.3, 695.15, 695.22, 695.23, 695.25–695.28  
 War relics, 695.25, 696.6  
 Wholesalers, permit, 695.24

**WEARING APPAREL**

Exemption from execution, 627.6(1), 627.14  
 Tax exemption, 427.1(16)

**WEATHER AND CROP BUREAU**

Bulletins issued, 159.5(6, 7)  
 Division in charge of director, 159.5(4)  
 Duties in general, 159.5(4, 7)  
 Establishment authorized, 159.5(4)  
 Volunteer stations in counties, 159.5(5)

**WEATHER INSURANCE**

Authority to write, 515.48

**WEDDINGS**

Solemnization, 595.10–595.17, *see MARRIAGE*

**WEED COMMISSIONER, STATE**

Secretary of agriculture to act, 317.8, *see WEEDS*

**WEEDS**

Abandoned cemeteries, 317.5, 317.9  
 Assessment, destruction costs, 317.21  
 Botanist, state, eradication program, 317.2  
 Cities and towns  
   Commissioner, 317.3  
   Costs, 317.20  
   Destruction of weeds, 368.31  
 Commercial feeds, prohibited in, 198.4  
 Commissioner, county or township, 317.3  
 Compensation of weed commissioners, 317.3

**WEEDS—Continued**

Complaint to commissioner, 317.22  
 Contract with adjoining owner, 317.19  
 Cost of destruction, 317.16, 317.21  
 Cost of treatment, 317.18  
 County attorney's duty, 317.23  
 County trunk and local roads, weeds cut, 317.19  
 County weed commissioner, 317.3  
 Cutting dates set by supervisors, 317.13  
 Damage to crops, 317.15  
 Definitions, 199.1, 317.1  
 Deputy commissioner, 317.3  
 Designation of cutting dates, 317.13  
 Destruction on roads, 317.11, 317.18, 317.19  
 Duties and powers of commissioners, 317.4  
 Enforcement of law, duty of supervisors, 317.9  
 Entry on land, notice, 317.4, 317.6  
 Equipment and labor, 317.4, 317.20  
 Equipment procured, 317.19, 317.20  
 Eradication program, state botanist, 317.2  
 Failure of owner to destroy, 317.16–317.21  
 Failure to comply, penalty, 317.14, 317.16  
 Farm land, destruction program, 317.9, 317.13  
 Growth on public lands, destroyed, 317.12  
 Hearing on cost assessment, notice, 317.21  
 Highway maintenance men, duty, 317.22  
 Highways, duty to destroy on roads, 317.11  
 Highway weeds cut by owners and tenants, 317.10  
 Infestation of gravel pit, 317.12  
 Labor, 317.4, 317.20  
 Landowner, order to cut weeds on roads, 317.18  
 Levy by supervisors, 317.19, 317.20  
 Menace to state, noxious weeds posted, 199.1  
 New weeds declared noxious, 317.17  
 Notice of program, 317.14  
 Notice to owner of intent to enter, 317.6  
 Noxious weeds  
   Defined and listed, 317.1  
   Seeds, defined and enumerated, 199.1(4)  
   Weed seed in agricultural, defined, 199.1(3)  
 Nuisance, 657.2(12)  
 Owner's duty to destroy weeds, 317.10  
 Powers and duties of commissioners, 317.4  
 Primary noxious weeds named, 317.1  
 Program of destruction, 317.13–317.21  
 Property owner's duty to destroy, 317.10  
 Public lands and gravel pits, 317.12  
 Quack grass as soil binder, exempt, 317.13  
 Railroad land, 317.9, 317.12  
 Railroad lands, treatment, 317.12, 477.53, 477.54  
 Report of commissioners to board, 317.7  
 Right of entry, 317.4  
 Road clearing fund, levy, 317.19  
 Roads and highways, duty to destroy, 317.11  
 Roads, order to landowner to cut, 317.18  
 Road weeds, whose duty to destroy, 317.11  
 Secondary noxious weeds named, 317.1  
 Secretary of agriculture, duties, 317.8  
 State botanist to aid in eradication, 317.2  
 State lands and parks, supervisors duty, 317.9  
 State weed commissioner, 317.8  
 Supervisors, duty to enforce weed law, 317.9  
 Supervisors to clear roads of weeds, 317.19  
 Supervisors to enforce law, 317.9  
 Tenant's duty, 317.10  
 Undergrowth brush cut on roads, 317.19  
 Violation of duty by officer, penalty, 317.24

**WEIGHMASTERS**

Duties, 214.7  
 Oath required, 214.6  
 Registry kept must be correct, 214.7  
 Violation, penalty, 214.8

**WEIGHTS AND MEASURES**

Acres, standard, 210.3  
 Agriculture department, enforcement duties, 189.2  
 Avoirdupois standard weight, 210.4  
 Berry boxes, 210.13  
 Bottomless dry measure, limitation, 210.7  
 Bread, standards enforced, 210.19–210.25  
 Bushel measure by weight, 210.10  
 Calibration by agriculture department, 213.2  
 City sealer of weights and measures, 213.5–213.7  
 Climax baskets, 210.12, 210.13  
 Coal shipment by railroads, 479.103–479.108  
 Complaints, effect, 213.3, 215.1–215.9  
 Confiscation of scales, tagging, 215.5  
 Congressional power, Const., U. S., I, 8  
 Container, standard U. S., commodities, 210.10  
 Drugs, exception to dry measure, 210.9  
 Dry measure, 210.6–210.10  
 False, penalty, 189.19, 215.6, 215.7  
 Flour, packaged, weight, 210.16  
 Fruits or vegetables, basket or box, 210.11–210.13  
 Gasoline pumps, 214.1–214.5  
 Honey, section comb, excepted, dry measure, 210.9  
 Hops, boxes, 210.14

**Inspection**

*General provisions*, 213.3, 215.1–215.4  
 Agriculture department duties, 189.1(2), 189.2, 215.1  
 Fees, by whom paid, 215.2, 215.3  
 Limitation on charges, 215.4  
 Loaded vehicles, 212.6

Land measure, 210.3  
 Length and surface measure, 210.2  
 Limitation on power of cities and towns, 215.9  
 Liquid measure, 210.5  
 Logs, standard rule, 210.26  
 Mason or stone work, 210.17  
 Milk and cream bottles, 210.15  
 Motor vehicles, weighing loads, 321.463–321.475  
 Pounds per bushel, commodities enumerated, 210.10  
 Preservation of standards, 213.2  
 Railroad coal weighing requirements, 479.103–479.108  
 Reweighing by city or town forbidden, 215.9  
 Sales to be by standards, 210.18

**Scales**

Agriculture department duties, 189.2  
 Automatic scales, inspection fee, 215.2  
 Coal mine scale requirements, 82.109–82.111, 82.127(7), 215.6  
 Complaints as to incorrect weights, where made, 213.3, 215.1, 215.3  
 Confiscation of incorrect scales, 215.5  
 Definitions, 214.2  
 False scales, where earnings determined by, 215.6  
 False weights, penalty, 215.6, 215.7  
 Fees for state inspection, 215.2  
 General penalty clause, 189.19  
 Graduations on beam, 215.13

**WEIGHTS AND MEASURES—Continued**

**Scales—Continued**  
 Hopper scales, inspection fee, 215.2  
 Inspection, 215.1–215.9, 215.14  
 Installation requirements, 215.10  
 Pit, 215.5  
**Public scales**  
 Definition of public scale, 214.1  
 Display of license required, 214.5  
 Fee for license, expiration, 214.3  
 Form of license, 214.4  
 License requirements, 214.2–214.5  
 Motor vehicles, weigh load, use, 321.465  
 Violations, penalty, 214.8  
 Weighmasters, oath and duties, 214.6, 214.7  
 Railroad scales for coal, 479.103–479.108  
 Railroad track scales, inspection fee, 215.2  
 Repairers, bond, 215.12  
 Report to agriculture department, 215.10  
 Reweighing, ordinance limitation, 215.9  
 State sealer, 213.1, 213.4  
 Test weights, 215.16  
 Tolerance, 215.8  
 Variation, reasonable, permitted, 215.8  
 Visible dial, 215.11  
 Weighing beyond capacity, 215.6  
 Scribner log rule as standard, 210.26

**Sealers**

Agriculture department duties, 189.2  
 Cities and towns bear expense, 213.7  
 City or town, 213.5–213.7  
 Sealed with word "Iowa", 213.1  
 Standards protected, 213.2, 213.6  
 State sealer, duties, 213.1, 213.4  
 Warehouses, 544.19(2)

**Standards**

*General provisions*, 210.1, 210.4  
 Avoirdupois, 210.4  
 City sealer furnish standards, duty, 213.5, 213.7  
 Preservation, state, by department, 213.2  
 State sealer, appointment, duties, 213.1, 213.4  
 Testing of weights and measures by state, 213.3  
 Variations permitted by rule, 215.8  
 Violations, penalties, 189.19–189.25, 215.6, 215.7  
 Weight per bushel, commodities enumerated, 210.10  
 Weight, units or standards, 210.4  
 Yard, feet and inches, 210.2

**WELL DRILLING EQUIPMENT**

Motor vehicle law, 321.124

**WELLS**

Condemnation, special charter cities, 420.171, 420.175  
 Health officers duties, 137.9  
 Oil and gas wells, 84.1–84.10  
 Poisoning willfully, penalty, 690.9  
 Pollution by dead animals or refuse, penalty, 732.3  
 Special charter cities, condemnation, 420.171, 420.175

**WHARVES**

See 384.1–384.4, also *CITIES AND TOWNS*  
 State-owned waters, 111.4

**WHEAT**

Arson, setting fire or burning, 707.3, 707.5  
 Dealing in options prohibited, 552.1-552.3  
 Warehouse product, 543.1(5)  
 Weight per bushel, 210.10

**WHISKEY**

See *INTOXICATING LIQUORS*

**WHISTLES**

Bicycles, use prohibited, 321.434  
 Motor vehicles, use prohibited, 321.433  
 Railroad signals at crossings, 478.19, 478.20

**WHOLESALEERS**

"Beer wholesaler" defined, 124.2(4)  
 "Cigarette wholesaler" defined, 98.1(13), 98.36(7)  
 Dealers in weapons and firearms, 695.24  
 Drug wholesalers, 123.27(2), 131.8-131.28, 204.1-205.13, see *DRUGS AND DRUGGISTS*  
 Fish markets, license, 109.117-110.1  
 "Liquor wholesaler" defined, 123.5(22)  
 Trade-marked articles, price, exempt, 550.4

**WIDOWERS**

Homestead exemption, 561.17  
 Right to deceased wife's property, 636.6-636.30  
 Surviving husband, rights, 636.6

**WIDOWS**

Aliens, nonresident, property rights, 567.1, 567.2  
 Dental practice conducted by, 155.3  
 Estate provisions, see *ESTATES OF DECEASENTS*

**Exemption from legal process**

Damages recovered for husband's wrongful death, 635.9  
 Homestead, 391.47, 561.17  
 Insurance proceeds, 509.12, 511.37, 512.17, 635.8  
 Limit on insurance exempt, 511.37  
 Personal property, 635.7

Inheritance tax, exemption as credit, 450.9  
 Inheritance tax, rate of tax, 450.10  
 Inheritance tax, widow's allowance, 450.9, 450.12  
 Marriages, when void, 595.19  
 Nonresident aliens, property rights, 567.1, 567.2

**Pensions**

Mitchell's cavalry, 34.3  
 Northern border brigade, 34.1  
 Policemen and firemen, 410.10, 411.1(10), 411.6  
 Spirit Lake relief expedition, 34.2

Railroad passes, 479.94(10)

**Soldiers' widows**

Admission to soldiers' home, 219.5  
 Burial expenses, 250.13  
 Cared for in soldiers' home, 219.1-219.5  
 County support outside county home, 252.30  
 Pension for certain widows, 34.1-34.3  
 Property tax exemption, 427.3(5)-427.6  
 Relief from soldiers' commission, tax, 250.1  
 Special property assessments, exemption, 391.47

**WIFE**

See *DOMESTIC RELATIONS, subhead Husband and Wife*

**WILD ANIMALS**

See *FISH AND GAME*

Bounties, 350.1-350.7  
 National refuge, 1.9  
 Soil conservation to aid in preservation, 467A.2

**Wildlife**

Restoration projects, federal aid, 107.27  
 Title and ownership in state, 109.2, 109.3

**WILDCAT**

Bounty, proof, 350.1, 350.5, 350.6

**WILLS**

Action to construe wills

Declaratory judgments, R.C.P. 262, 264  
 Notice by publication, R.C.P. 60(e)

Actions to contest, see *subhead Probate of Wills below*

Administration, 633.39-633.48

Administration prescribed by testator, 635.51

Admission to probate, 632.1(4), 632.2, 633.18, 633.23

Advancements, how considered, 636.44

After-acquired property, 633.4

After-born children, shares taken ratably, 633.13

Ancillary administration, 633.35-633.56

Appointment of executor, notice legalized, 590.1

Armed forces, proof permitted, 633.22

Attestation required, 633.7

Attorney as guardian ad litem, 638.37

Bank's power as fiduciary, 532.1-532.21

**Beneficiaries**

See *subhead Devises and Bequests below*

Declaratory judgments, R.C.P. 264

Body for scientific or medical use, 142.12

Bond exemption for executor in will, 635.51

Cancellation of will, witnessed, 633.10

Change in title, clerk's certificate, 558.66, 606.14

Claims allowed disregarding will, 633.14

**Codicils**

Contingent remainders after 1925, 557.8

Executory devise, 557.7, 557.8

Springing or shifting use, 557.7, 557.8

Word "wills" includes "codicils", 4.1(17)

Conclusive presumption, spouse, 636.25

Construction of wills, R.C.P. 262, 264

Construction on realty bequests after 1907, 557.21

Contest of will, 633.19

Contingent remainder as executory devise, 557.7, 557.8

Copy provided for executor, 633.24

Custodian, duty to file, failure, penalty, 633.17

Damage for withholding will, 633.17

Deaths simultaneously, 637.6

Debts collected used to pay debts, 635.20

Debts priority in payment, 633.1

Declaratory judgments, R.C.P. 262, 264

Defect in will cured by codicil, 633.8

Definition of included words used, 4.1(17), 633.15

Deposit with clerk for safekeeping, filing, 633.11

**Devises and bequests**

Acceptance of bequests authorized

Cemetery trustees, 359.32, 566.14, 566.15

Charitable corporations, 450.4, 450.10(4), 504.2, 633.3

Cities and towns, 565.6

**WILLS—Continued**

Devises and bequests—Continued  
 Acceptance of bequests—Continued  
   Counties, 565.6  
   County public hospitals, 347.13(11), 565.8  
   Firemen's pension fund, 410.4  
   Foreign corporations, limitation, 633.3  
   Municipal art galleries, 379.11(6)  
   Old-age assistance fund, 249.40  
   Park boards, 565.6  
   Pension boards, 410.4  
   Policemen's pension fund, 410.4  
   Public libraries, 378.2  
   School corporations, 565.6  
   Soil conservation district, 467A.7(5)  
   State institution gifts, 565.5  
   State or state institutions  
     Education board, 262.39  
     Old-age assistance department, 249.40  
     State fair board, 173.14(5)  
   State purposes, 565.3  
   Teachers retirement fund, 249.9(3)  
   Townships, 359.29, 565.6, 566.14, 566.16  
 After-acquired property, 633.4  
 Bequests to decedent, inheritance tax, 450.12(3)  
 Charitable corporations  
   Exemptions from inheritance tax, 450.4, 450.10  
   Foreign nonprofit corporations, 633.3  
   Gifts authorized, nonprofit, 504.2  
   Limitation in amount, 633.3  
   Power to take by devise or bequest, 504.2  
 Codicils, defective will cured by codicil, 633.8  
 Declaratory judgments, R.C.P. 264  
 Devisees and legatees  
   Actions  
     Costs prorated against heirs, 638.20  
     Evidence, dead-man statute, 622.4, 622.5  
     Limitation on recovery, spouse not joining in deed, 614.5–614.20  
     Party in specific performance of decedent's contract, 638.21  
     Proportionate liability for costs, 638.20  
     Recovery of undistributed funds, 682.41  
     Tender by one on joint suit, 638.20  
     Title of deceased patentee inherited, 636.55  
   Aliens, Const., Iowa, I, 22; 567.1, 567.2, 632.15, 636.8  
   Annuity condition, municipality, 565.12–565.15  
   Attorney for minors, nonresidents or unrepresented, 638.37  
   Cemetery bequests, 566.14, 566.15  
   Children born after testator's death, 633.13  
   Cities, towns and counties, 565.6  
   Contingent estates, inheritance taxes, 450.96  
   Death of devisee, heirs inherit, 633.16  
   Escheat, 636.50–636.54  
   Execution levy, 626.13, 626.88–626.91  
   Executors, bequest as fee, inheritance tax, 450.61  
   Feloniously causing death, inheritance forfeited, 636.47  
   Guardian ad litem appointed, 638.37  
   Heirs of deceased devisee inherit, 633.16  
   Homestead tax credit, 425.11(2)  
   Incompetent's legacies under \$200, 638.41  
   Inheritance tax liability, 450.5, 450.8, 450.36, 450.58

**WILLS—Continued**

Devises and bequests—Continued  
 Devisees and legatees—Continued  
   Inheritance tax lien, duty to enter, 450.16  
   Inventory, cannot waive, 635.4  
   Listed in probate proceedings, 450.13, 632.10, 635.1, 638.24  
   Minor's legacies under \$200, 638.41  
   Nonresident aliens, rights, 567.1, 567.2  
   Notice of final settlement, 638.36  
   Patent to decedent, land title to devisees, 636.55  
   Refunds overpaid inheritance tax, 450.94, 450.96  
   Removal of property, unpaid inheritance tax, 450.50  
   Rents and profits, executor's accounting, 635.49  
   Taxes suspended, devisee to pay, 427.11  
   Unclaimed inheritance, recovery, 682.41  
   Witness to will, right as beneficiary, 633.9  
   Words construed as interchangeable, 633.15  
 Devisees and legatees execution levy, 626.13, 626.88–626.91  
 Dower provisions, 633.1, 633.2  
 Dower unaffected by will, 636.21  
 Estate tax, rates, 451.2  
 Executory devise, 557.7, 557.8  
 Funeral expense priority, 249.23, 635.65  
 Graves, perpetual care provided, 566.14–566.16  
 Homestead may be devised, 561.14  
 Inheritance tax, exemptions, 450.4  
 In lieu of spouse's rights, presumption, 633.2  
 Legacies paid, 635.73–635.77, 638.41  
 Library to city or town, 378.2  
 Life estate, not enlarged, 557.21  
 Limitation as to surviving spouse, 633.1, 633.3  
 Limitation on charitable corporation gifts, 633.3  
 Married woman may devise, 561.12  
 Masses, inheritance tax exempt, 450.4(4)  
 Memorial hall to municipality, 37.17  
 Minors, small legacies paid, 638.41  
 Old-age assistance bequests, limitation, 249.40  
 Old-age assistance priority, 249.23  
 Order of payment, 635.66, 635.77  
 Payment of legacies, 635.73–635.77, *see* **ESTATES OF DECEDENTS**  
 Payment to minor when no guardian, 638.41  
 Perpetual care, cemeteries, 359.32, 566.14–566.19  
 Presumption on devise to spouse, 633.2  
 Ratable payment, 635.77, 635.78  
 Religious services, tax exemption, 450.4(4)  
 Residents paid before estate removal, 633.52  
 Security when creditors prejudiced, 635.19  
 Specific legacies, payment, 635.73  
 Spouse, presumption in lieu of share, 633.2  
 State board of social welfare, 249.40  
 State institutions, 262.39, 565.5  
 State, trustee for gifts, 565.3, 565.4  
 Taxes suspended, devisee to pay, 427.11  
 Tax, inheritance, ch 450, *see* **TAXATION**  
 Time of payment, 635.73–635.75  
 Townships may accept, 359.29, 565.6, 566.14, 566.16  
 Unauthorized devise or bequest, security, 635.19  
 Void when beneficiary causes death, 636.47  
 Words construed as interchangeable, 633.15  
 Disposal of property by will, 633.1

**WILLS—Continued**

Distributive share, 636.5–636.25, *see ESTATES OF DECEDENTS*

District court, sole jurisdiction, 604.3, 604.4

Dower right not affected by will, 636.21

Election, will or dower, procedure, 636.22–636.26

Evidence, admission of will, 622.26, 633.23

Examination by clerk for inheritance tax, 450.76

Execution conclusive until set aside, 633.38

Execution, formal requirements, 633.5–633.7

Execution in foreign state, effect, 633.49

Executive council investigations, 66.27

Executors, chs 633–635, 638, *see ESTATES OF DECEDENTS*

Executory devise, 557.7, 557.8

Exemption of executor from giving bond, 635.51

Filing required, penalty for withholding, 633.17

Foreign corporation bequest limit, 633.3

**Foreign wills**

Conclusiveness of probate, 633.38

Execution requirements, 633.49

Inheritance taxability, clerk's report, 450.76

Legality requirements, 633.49

Legalization of Iowa acts, 589.18

Probate procedure in Iowa, 633.33, 633.34

Real estate sales, 633.35–633.37

Forged will, uttering, penalty, 718.2

Gift in contemplation of death, inheritance tax, 450.3, 450.8

Guardian, barred from sale or mortgage contrary to will terms, 668.14

Homestead provisions, 561.11, 561.14, 561.18, 633.1, 633.2

Inheritance tax book, entry made, 450.13

Inheritance taxes, *general provisions*, 450.1–450.96

Inheritance tax, exemptions, 450.4

Inheritance tax, property passing by will, 450.3

**Intention of testator**

After-acquired property, 633.4

Inheritance by heirs of devisee, 633.16

Presumption of devise to surviving spouse, 633.2

Revocation of will, 633.10

Inventory notwithstanding will, 635.1, 635.4

Jurisdiction of district court, 604.3, 604.4

Jury trial on contest, 633.19

Legacies, specific, 635.73–635.78

Legacies, when and how paid, 635.73–635.77, 638.41

Legalization of judgments on wills, 587.5, 590.1

Legalizing acts, 557.8, 559.1, 587.5, 590.1

Limitation of actions to set aside, 614.1(3)

Limitations on property disposal, 633.1, 633.3, 636.21

Mariner at sea, verbal will, 633.6

Nonresident, actions, notice by publication, R.C.P. 60(e)

Notice after probate, limitation on contest, 614.1

Notice by posting recognized, R.C.P. 369

Notice of hearing on contest, 633.20

Notice to produce will, 633.17

Nuncupative wills, when legal, 633.5, 633.6

Personal estate, verbal wills, 633.5, 633.6

Posting of notice recognized, R.C.P. 369

Presumption on devise to spouse, 633.2

**WILLS—Continued****Probate of wills**

Actions to establish or set aside

Attorney for minors and unrepresented, 638.37

Execution conclusive until set aside, 633.38

Guardian ad litem appointed, 638.37–638.40

Guardian ad litem for minors and unrepresented, 638.7–638.41

Jury trial on contest, 633.19

Legalization of defective notice, 587.5

Limitation of actions, 614.1(3)

Notice after probate, time limit, 614.1(3)

Notice by publication, R.C.P. 60(e)

Notice of hearing, 633.20

Publication of notice authorized, R.C.P. 60

Admission to probate, 632.1(4), 632.2, 633.23

Carried into effect only after probate, 633.38

Certificate of probate by clerk, 633.23

Clerk's powers and duties, 632.1–632.15

Conclusiveness of probate, 633.38

Continuance of hearing, 633.18

Court's power, 604.3

Deposition, copy of will kept, 633.21

District court, sole jurisdiction, 604.3, 604.4

Due execution conclusive on probate, 633.38

Evidence, admission of will, 622.26, 633.23

Foreign wills, 633.33, 633.34

Guardian ad litem for minors and unrepresented, 638.7–638.41

Hearing, notice published, 633.20

Hearings, defective notice legalized, 590.2

Jury trial on contest, 633.19

Legalization of defective notice, 587.5, 590.2

Notice, publication, 633.20

Objections to clerk's jurisdiction, 632.2

Opening of will by clerk, 633.18

Postponement of hearing allowed, 633.18

Probate necessary before effective, 633.38

Proof, oral or by deposition, 622.26, 633.21, 633.22

Proof, person in armed forces, 633.22

Real estate in foreign county, 633.25

Time and place set, notice, 631.2, 633.18, 633.20

Witnesses in armed forces, proof, 633.22

Property disposal by will, 633.1

Real estate sales, 635.23–635.40, *see ESTATES OF DECEDENTS*

Record by clerk required, 633.24–633.26

Remainder, contingent, indestructibility, 557.7–557.9

Requirements, form, validity, 633.1–633.7

Revocation of will, how accomplished, 633.10

Right to make will, 633.1

Sale of property authorized, 633.35–633.37

Settlement of estates, 635.1–635.80

Simultaneous death act, applicability, 637.6

Soldier or mariner at sea, verbal will, 633.6

Subscribed by testator, witnesses present, 633.7

Suppression or destruction, penalty, 713.5

**Testator prescribing procedure**

Administration, manner prescribed, 635.51

Disposition of property, 633.1–633.4

Exempt executor from giving bond, 635.51

Inventory required notwithstanding will, 635.4

Trustees, probate procedure, 633.32

**WILLS**—Continued

“Unsound mind” definitions, 4.1(6), 222.1, 226.8, 229.40

Verbal wills, when legal, 633.5, 633.6

## Violations

Forgery, 711.2(5), 713.4

Suppression or destruction, 713.5

Uttering forged will, 718.2

Withholding will by custodian, 633.17

Wife's right to make, 597.1

“Will” includes codicils, 4.1(17)

## Witnesses to will

Beneficiary as subscribing witness, 633.9

Cancellation of will witnessed, 633.10

Proof, oral or by deposition, 633.21

Soldier or mariner at sea, 633.6

Two competent witnesses required, 633.7

Unavailable from war conditions, proof, 633.22

Verbal wills, 633.5, 633.6

War, absent, signature proof, 633.22

Written wills formally executed, 633.7

**WINDBREAKS**

Hedges and shrubbery along roads, 318.1

Trees allowed along roads, 318.5, 460.12, 460.13

**WINE**

Defined, 123.5(4)

Native, restrictions, exceptions, 123.56

Sacramental, ch 134

Wholesale druggist's permit to use, 131.7

**WIRES**

Cables laid under streets, 391.8

Damage to utility property, penalty, 716.7

Depositing on road prohibited, 321.369

Erection on highways, 319.5

Highway obstruction, removal, 319.1–319.4

Poles, *see POLES AND WIRES*

Regulation, city, 370.23, 372.14, 386.1

Removal from highway, procedure, 319.1–319.9

Street railway, use by interurban, 484.13

**WIRE TAPPING**

Power stolen, penalty, 716.7

Telegraph or telephone, penalty, 716.8

**WITNESSES**

Abatement of house of ill fame, 99.19

Absence, ground for continuance, admitting testimony, R.C.P. 183(b)

Accidents, reports required from, 321.267

Accountancy board hearings, 116.2, 116.14

Accountants, certified public, evidence in master's hearings, R.C.P. 212

## Accused, entitled to

Compulsory process to procure attendance, Const., U. S., Amend. 6

Confrontation, Const., U. S., Amend. 6

Accused in criminal case, Const, U. S., Amend. 5

Affiant cross-examined, 622.90; R.C.P. 116, 141(a)

Affidavits taken before trial, 622.85–622.96

Attendance enforced, 622.66–622.68, 622.76; R.C.P. 209

**WITNESSES**—Continued

Attendance outside state, 781.14–781.17

Attorneys confidential communications, 622.10

Auxiliary to execution examinations, 630.5

Character, evidence to impeach, 321.490, 622.17, 622.18, 622.97

Civil liability for failure to testify, 622.76

Civil liability no excuse for not answering, 622.13

Clergymen, privileged communications, 622.10

Clerks, privileged communications, 622.10

Communications privileged, 622.7–622.12, *see EVIDENCE*

Competency in general, 622.1

“Competent witnesses” defined, 622.1

Concealment of witnesses, 622.78

Confidential communications, 622.7–622.12

Constitutional provisions, Const., Iowa, I, 4

## Contempt of court

Failure or refusal to attend or testify, 622.76–622.78, 622.102, 665.2(4), 781.8; R.C.P. 209

Inducing witness to perjure, 665.3(4)

Judgment debtor, nonappearance, 630.11

Proceedings for contempt, 622.77

Punishment, 665.4, 665.5

Referee's power to punish, R.C.P. 209

Unlawfully detaining witness, 657.7, 665.2(5)

Coparties, apportioned, 625.12

## Credibility

Facts shown to lessen credibility, 622.2

Moral character proved to test credibility, 622.18

Motor vehicle offense conviction, 321.490

Criminal cases, ch 781

## Criminating questions

Answer cannot be compelled, 622.14

Answers, when not excused, 96.11(10), 622.15

Depositions, deponent protected on examination, R.C.P. 143

Immunity for answering, when allowed, 622.16

Immunity, insurance officials, 515.136

Perjury, no immunity from prosecution, 622.16

Cross-examination, 781.13; R.C.P. 116, 150, 157, 162, 232

Dead-man statute, 622.4–622.6

Deceased persons personal representative, 622.5

## Depositions

Civil cases, R.C.P. 141, 145, 155, 158

## Criminal cases

Civil procedure applicable, 781.10

Preliminary examinations, 761.8–761.11

Objection to competency, R.C.P. 158(e)

Desertion, husband or wife as witness, 731.2

Discovery by interrogatories, R.C.P. 121

## Disqualification

Confidential communications, 622.7–622.12

Husband or wife, exceptions, 622.7–622.9

Public officers, confidential relationship, 622.11

Transaction with deceased, 622.4–622.6

Divorce actions, testimony in open court, 598.5

Duces tecum subpoena, 622.65

Employment security commission, power to compel attendance, 97B.22–97B.24

## Evidence

Civil cases, ch 622, *see EVIDENCE*

**WITNESSES—Continued**

## Evidence—Continued

Criminal cases, chs 781, 782, *see CRIMINAL PROCEDURE*

Executions of instrument denied, 622.24

## Expert witnesses

Compensation, additional, fixed by court, 622.72  
 Handwriting, comparisons, 622.25  
 Scientific or professional, fees, 622.72  
 Failure to attend or testify, liability, 622.76  
 Failure to obey subpoena, 622.76–622.80, 622.102

## Fees

*General provisions*, 622.69–622.75  
 Advance, 79.5, 622.74, 622.77, 781.17  
 Advance payment not allowed  
   Legislative committee hearings, 2.30  
   Liquor nuisance injunction cases, 128.35  
 Amount per day, 622.69, 622.72  
 Attorney, juror or officer, 622.70  
 Auditor's report, 333.11(3–6)  
 County, when required to pay fees, 622.73  
 Courts of record, fees and mileage, 622.69  
 Criminal cases, paid by warrant, 333.3  
 Depositions, fees and mileage, 622.104  
 Deposit with clerk as guarantee, 622.67  
 Experts, additional compensation, 622.72  
 False certificate, punishment, 740.2  
 Garnishee as witness, 642.8  
 General assembly, 2.30  
 Grand jury, 333.3, 769.22  
 Interrogatories for discovery, no witness fees or mileage, R.C.P. 127  
 Judgment debtor examinations, 630.13  
 Juror as witness, 622.70  
 Justice courts, fees and mileage allowed, 622.69  
 Justices, accounting for fees, 601.126, 601.127  
 Mileage, 333.3, 622.69, 622.104, 625.2  
 Municipal court, 602.30, 602.31  
 Naturalization of aliens, 606.15(24)  
 Payment in advance, 622.74  
 Payment without audit, criminal cases, 333.3  
 Peace officer, 622.71  
 Police courts, fees and mileage allowed, 622.69  
 Publication not required, 349.16  
 Public officials, 622.71  
 Reimbursement for fees advanced, 622.75  
 Repayment to person or county, 622.75  
 Report of constables, 601.132, 601.133  
 Report of justice of the peace, 601.132, 601.133  
 Statistical report to board of parole, 247.30  
 Surveyors, county, witnesses, 355.9  
 Unclaimed fees, justice court, 601.126, 601.127  
 Felony convictions, previous, 321.490, 622.17  
 Financial responsibility hearings, 321A.2  
 Garnishee as witness, 642.6–642.9  
 General assembly  
   Attendance compulsory, 2.29  
   Compensation, 2.30  
 Hiding by witnesses, officer's powers, 622.78  
 Hospital license hearings, 135B.6  
 Husbands, 622.4–622.9  
 Immunity from prosecution, 96.11(10), 515.136, 622.14–622.16  
 Impeachment by deposition, R.C.P. 144  
 Impeachment cases, 68.10–68.14, 321.490, 622.18, 622.97

**WITNESSES—Continued**

Incrimination, 96.11(10), 515.136, 622.14–622.16  
 Insane persons personal representative, 622.5  
 Insanity after transaction, 622.4–622.6  
 Instrument execution denied, other proof, 622.24  
 Interest in action no bar, 622.3  
 Interrogatories for discovery  
   Introducing answers does not make party a witness, R.C.P. 128  
   Rules apply but no fees or mileage, R.C.P. 127  
 Judge of court as witness, 622.12  
 Judgment debtor examination, 630.5  
 Juror as witness  
   Fees and mileage allowed, 622.70  
   Law applicable, 624.14, 780.17  
   Personal knowledge, verdict set aside, 624.14, 780.17  
 Justice court, adjournment testimony, 601.31  
 Labor disputes, arbitration, 90.8–90.11  
 Land survey, 114.19, 355.9, 355.11, 409.41  
 Limiting number at pretrial conference, R.C.P. 136(c)  
 Maker of oral contract, 622.35  
 Marriage, witness required, 595.14(3)  
 Master's hearings, certified public accountant's evidence, R.C.P. 212  
 Master's power to compel attendance, R.C.P. 209  
 Mental examination of record party, R.C.P. 132  
 Military court, power to compel attendance, 29.46, 29.76  
 Moral character credibility tested, 622.18  
 Mortgage marginal satisfaction, 655.3  
 Motor vehicle law, credibility not affected by conviction less than felony, 321.490  
 Municipal court cases, 602.30, 602.31  
 Oath or affirmation, 4.1(12), 622.1  
 Officers, public, 622.11, 622.48, 622.71  
 Old-age assistance hearings, 249.12  
 Old-age medical assistance hearing, 249A.11  
 Oral contract, party made witness, 622.35  
 Party to action, interest no bar, 622.3  
 Pecuniary interest  
   Competence, Const., Iowa, I, 4; 622.3  
   Dead-man statute, 622.4–622.6  
   Wills, witness not derive benefit, 633.9  
 Perpetuating testimony, R.C.P. 159–166  
 Physicians and surgeons, privilege, 622.10  
 Pretrial conference, R.C.P. 136(c)  
 Previous felony conviction, 321.490, 622.17  
 Prisoner produced as witness, 622.82  
 Privileged communications, 622.7–622.12  
 Production before master compelled, R.C.P. 209  
 Professional privilege, 622.10  
 Public officers, official confidence, 622.11  
 Refusal to testify, civil liability, 622.76  
 Removal of public officers, 66.27, 66.28, 67.2, 67.3  
 Reporter's notes as evidence, 622.97–622.101  
 Representatives of deceased or insane, 622.5  
 Reputation, to test credibility, 622.2, 622.18  
 Rules in general, 622.1–622.18  
 Stenographers privileged, 622.10  
 Subpoena duces tecum, 622.65  
 Subpoenas, 622.63–622.89, 781.1–781.6, *see SUB-POENAS*  
 Subscribing witness, other proof on denial, 622.24



**WITNESSES—Continued**

- Suspension of state officer
  - Fees paid from state appropriation, 67.3
  - Subpoenaed by commission, 67.3
- Transaction with deceased, 622.4–622.6
- Unwritten contracts, party made witness, 622.35
- Violations
  - Bribery, 661.14
  - Detaining witness from trial, 665.2(5)
  - Falsification of mileage or time, 740.2
  - Intimidation and improper influence, 723.1
  - Obstruction of justice, penalty, 723.1
  - Perjury, 96.11, 622.16, 721.1, 738.28
  - Refusal to testify, *see subhead Contempt of Court above*
  - Subornation of perjury, 661.14, 721.2
- Wills, execution of, 633.5–633.10, 633.21
- Wives, 622.4–622.9

**WITNESSES IN CRIMINAL ACTIONS**

*See ch 781, also CRIMINAL PROCEDURE*

**WOLVES**

- Bounty, proof, 350.1–350.7
- Continuous open season, 109.87(12)

**WOMEN****Actions**

- Damages from liquor violations, 129.3, 130.13
- Injury or death, wrongful
  - Administrator for her estate, recovery, 613.11
  - Hospital expense recoverable, 613.11
  - Services as wife or mother recoverable, 613.11
  - Suit, disabilities removed, 613.11
- Libel and slander, imputing unchastity, 659.4
- Married women may sue or be sued, R.C.P. 10
- Seduction, right to sue, R.C.P. 6
- Bank deposits, to whom payable, 526.37
- Citizenship, page xxvii et seq., Vol. I
- Commitments, 232.7, 240.6–240.9, 242.5–242.7, 245.6–245.11
- County hospital board, membership, 347.9
- Dental hygienist, 153.7
- Disabilities of common law removed, 613.11
- Domestic relations, *see DOMESTIC RELATIONS*
- Eligibility to state legislature, Const., Iowa, Amend. 1926
- Employment, statistics and inspectors, 91.4(2), 91.7
- Exemptions from execution, 627.6(21, 22)
- Felonies by women defined, 687.3
- Fishing licenses required when, 110.17
- Imprisonment, 356.4, 368A.19
- Injury or death action, what allowed, 613.11
- Insane person, appointed to conduct, 229.14
- Insane, restrained, female in charge, 229.16
- Inspector of state hospital for insane, 226.12
- Jails, separate apartment for females, 356.4
- Labor permit for girls, 92.6(2)
- Majority obtained by marriage, 599.1
- Marriage health test waived when pregnant, 596.4
- Married women
  - Acknowledgment taken as if single, 558.35
  - Arson, 709.6
  - Bank deposits payable, 526.37

**WOMEN—Continued****Married women—Continued**

- Care of intoxicated person, action, 129.1
- Contracts, 597.18
- Conveyances, right to make, 557.11
- Encumber property, right established, 557.11
- Evidence as witnesses, 622.4–622.9
- Executor of will, competency, 633.27
- Injury or death, recovery for, 613.11
- Intoxication, damages, right to sue, 129.3
- Material witness in criminal case, bail, 761.23
- Name of husband changed, 674.10
- Notary's use of maiden name, 77.12
- Pregnant, syphilis test, 140.3
- Property rights, liabilities, 597.1–597.14
- Right to convey or encumber property, 557.11
- Right to devise, 597.1
- Settlement, legal, poor relief, 252.16
- Soldiers' home, admission qualifications, 219.4
- Sue or be sued, rights, R.C.P. 10
- Taxation, listing of property, 428.1
- Torts, liability for, 597.19
- Training school, no admission, 232.27
- Wages and earnings, 597.16, 597.17
- Women's reformatory, commitments, 245.4
- Occupations prohibited, 92.11, 92.12
- Office holders, Const., Iowa, III, 4; 39.25
- Police matrons, *see CITIES AND TOWNS*
- Pregnant, marriage health test waived, 596.4
- Pregnant, syphilis test required, 140.3
- Seats provided for female employees, 88.4
- Settlement, legal, poor relief, 252.16
- Social welfare board member, 234.3, 234.9
- Station houses, separate rooms, 368A.19
- Suffrage, legalized, Const., U. S., Amend. 19
- Syphilis, test during pregnancy, 140.3
- Toilets provided for female employees, 88.2
- Unmarried women
  - Age for valid marriage contract, 599.1
  - Name change, procedure, 674.1–674.13
  - Property exempt from execution, 627.14
  - Seduction, right to sue, R.C.P. 6
- Veneral disease, tests during pregnancy, 140.3
- Violations
  - Abortion, attempt to produce, 701.1
  - Adultery, 702.1
  - Arson, 707.1–707.8
  - Bigamy, 703.1–703.3
  - Enticing to house of ill fame, 724.9
  - Forcible marriage and defilement, 699.1
  - Prostitution, 724.1–724.10
  - Rape, 698.1–698.4
  - Seduction, 700.1–700.3; R.C.P. 6
- Washrooms provided for female employees, 88.3
- Widows, *see WIDOWS*

**WOMEN'S REFORMATORY**

*See ch 245, REFORMATORY, WOMEN'S*

**WOODWARD STATE HOSPITAL**

*See ch 223, EPILEPTICS, HOSPITAL, AND SCHOOL FOR MENTALLY RETARDED*

**WOOL**

- Execution, exemption from, 627.6(7)
- Grading and weighing, 543.20

**WOOL**—Continued

- Production promoted by state, 159.2(1)
- Promotion of production, 159.2
- Sheep, *see* **ANIMALS**, *subhead Sheep*
- Tax exemption, 427.1(13)

**WORKHOUSES**

- Escapes, penalty for aiding, 745.15
- Police matron's right to visit, 368A.19

**WORKMEN'S COMPENSATION**

- Acceptance presumed, when, 85.3, 85.17, 85.20
- Action for second injuries, 85.68
- Action to recover, time to file, 85.26
- Additional services allowed, 85.27
- Adopted child as dependent, 85.42
- Agreements of settlement, 86.13, 86.14, 86.34–86.36, 86.42
- Agricultural employers and pursuits, 85.1
- Amount, how determined
  - Basis generally, 85.36, 85.37
  - Medical and hospital services, 85.27
  - Second injury basis, 85.64, 85.65
- Appeals to district court, 86.26–86.43
- Appeals to supreme court, 86.33, 793.12
- Appointment of commissioner, 2.40, 64.6(23), 86.1–86.7
- Arbitration, 86.14–86.43
- Artificial members furnished, 85.27
- Assumption of risk, 85.7, 85.8, 85.15, 88.14
- Attorney fees, approval, 86.39
- Average earnings, 85.36(3–5)
- Beneficiaries, 85.31, 85.42–85.44, 85.51, 85.53, 85.62
- Bond in lieu of insurance, 87.16
- Burial expenses, how paid, 85.28, 85.29, 86.39
- Business, employer's election to provide, 85.1(3)
- Casual employee, volunteer firemen, 85.61
- Casual employment, not under act, 85.1(2)
- Chiropodial services furnished, 85.27
- Chiropractic services furnished, 85.27
- City employees, compensation compulsory, 85.2
- Clerical workers, 85.61
- Commencement of compensation, 85.32
- Commissioner, industrial, ch 86
- Commutation of future payments, 85.45–85.48
- Compensation for time lost for physical examination, 85.39
- Compensation liability insurance, chs 87, 517, *see INSURANCE*
- Compensation schedule
  - Amount, how determined, 85.36, 85.37
  - Beginning of compensation, 85.32
  - Computing compensation, 85.36, 85.37, 85.40, 85.41
  - Date payments commence, 85.30
  - Death cases, 85.29, 85.31
  - Earnings as basis of compensation, 85.36, 85.37, 85.40, 85.41
  - Healing period, permanent disability, 85.34
  - Interest added after due, 85.30
  - Maximum and minimum weekly payments, 85.37
  - Permanent disability, partial or total, 85.34
  - Second injury basis, 85.36, 85.63–85.69
  - Temporary disability, 85.33
  - Weekly payments, basis, 85.37

**WORKMEN'S COMPENSATION**—Continued

- Compulsory compensation, 85.2, 87.13
- Computing compensation, 85.36, 85.37, 85.40, 85.41
- Consuls, trustees for alien nonresidence, 85.51–85.53
- Contracts
  - Compensation, to avoid, void, 85.54
  - Hire implies acceptance, 85.17
  - Liability, to avoid, void, 85.18, 85.54
  - Presumed fraudulent, when, 85.56
  - Waiving benefits void, 85.18, 85.54, 85.55
- Contributions from employees not to decrease liability, 85.38
- Contributory negligence, 85.7, 85.15
- County employees, compulsory, 85.2
- "Court" defined, 85.61
- Crutches furnished, 85.27
- Damages collected from others, effect, 85.22
- Death benefits, 85.31
- Defenses
  - Employee rejects, when, 85.7, 85.8
  - Failure to give notice, 85.23
  - Intoxication of employee, 85.16(2)
  - Not available, stated, 85.8
  - Refusal to submit to medical examination, 85.39
  - When employer rejects, 85.15
  - Willful injury, 85.16(1)
- Definition of terms, 85.61
- Dependents
  - Actual, payments to, 85.44
  - Alien nonresidents, 85.31(6), 85.51–85.53
  - Children as dependents, who included, 85.42
  - Conclusively presumed dependent, 85.42–85.44
  - Death cases, 85.31
  - Incompetents, clerk to act for, 85.49, 85.50
  - Minors, clerk to act for, 85.43, 85.49, 85.50
  - Police officers, dependents, 85.62
  - Policy clauses required, 87.9
  - Second injury deaths, 85.65
  - Stepparent, 85.31
  - Trustees, when paid to, 85.43, 85.49, 85.50, 85.52, 86.13, 87.9
- Depositions, 86.21
- Disabilities, compensation begins, 85.32
- Domestic servant, not under act, 85.1(1)
- Donations not to decrease liability, 85.38
- Earnings, statement of
  - Furnished by employer, 85.40
  - Refusal of employer to furnish, penalty, 85.41
- Election by employer to provide, 85.1(3)
- "Employee" defined, 85.61
- Employees excepted, 85.1, 85.61(3)
- Employees under act
  - Agricultural, on employers election, 85.1(3)
  - Conservation officers, 85.61(3, c), 85.62
  - County, city and school employees, 85.2
  - Definitions of employee, 85.61(2–4)
  - Interstate commerce, effect, 85.57
  - Minors, regardless of age, 85.61(4)
  - Nonresident employers, 85.3
  - Peace officers, 85.61, 85.62
  - State employees, 85.2, 85.58–85.60
- Employers
  - Agricultural, election to provide, 85.1(3)

**WORKMEN'S COMPENSATION—Continued**  
Employers—Continued

- Definition, 85.61
- Failure to file reports, willful, penalty, 86.12
- Liability if both reject, 85.14
- Liability in general, 85.3, 85.4, 85.22
- Nonresident, law applicable, 85.3(2)
- Nonresident, service, 85.3(2), 86.36
- Employment security, effect on, 96.5(5, b)
- Exclusions from provisions of the act, 85.1
- Exemption from legal process, 627.13
- Expenses of last illness, 85.27, 85.29
- Failure to reject, presumption, 85.3, 85.17, 85.20
- Fellow servant rule, 85.7, 85.15
- Firemen
  - Benefits deducted from city liability, 410.18
  - Pensioners, excluded from act, 85.1(4)
  - Volunteer, defined, 85.61(8)
- Fraudulent contracts, when presumed, 85.56
- Healing period, permanent disability, 85.34
- Hearings before deputy commissioner, 86.3, 86.8 (4), 86.15–86.23, 86.36, 86.40, 86.41
- Hospital bills, approved, 86.39
- Hospitalization services furnished, 85.27, 85.29, 410.18
- Household servant, not under act, 85.1(1)
- Implied acceptance, compensation follows, 85.17
- Incapacity, extent, effect on compensation, 85.32
- Increase by periods, 85.32
- Indemnity, employer from damage recovery, 85.22
- Industrial commissioner, ch 86, *see INDUSTRIAL COMMISSIONER*
- Injuries
  - Definition, 85.61(5, 6)
  - Examination, requirements, 85.39, 86.38
  - Failure to notify, requirements, 85.23–85.25
  - Interurban, street railways, judgment lien, 624.27, 624.28
  - Intoxication of employee, 85.16
  - Minor employee, 85.49
  - Railroad judgment liens, priority, 624.27, 624.28
  - Reports by employers required, 86.11, 86.12
- Second injuries
  - Action for negligence or wrong, 85.68
  - Act title, 85.63–85.69
  - Administration of act by commissioner, 85.67
  - Burial expenses, requirements, 85.65
  - Credit of previous benefits, 85.64
  - Death, payments by employer, 85.64
  - Deducting previous compensable value, 85.64
  - Degree of disability, 85.64
  - Employer's payments, 85.65
  - Fund, second injury, 85.63–85.69
  - Liability of employer, 85.64
  - Loss of another member or organ, 85.64
  - Rules and regulations by commissioner, 85.66
  - Weekly payments to injured employee, 85.67
- Transmission lines, application, 489.15
- Willful injuries, not compensable, 85.16
- Insurance, chs 87, 517, *see INSURANCE*
- Interstate commerce, employees, effect, 85.57
- Intoxication, injuries, no compensation, 85.16
- Jury trial on appeal, 87.24–87.27
- Liability of employer, 85.3, 85.4, 85.14, 85.22
- Liability other than employer's subrogation, 85.22

**WORKMEN'S COMPENSATION—Continued**  
Liens

- Insurance policy clause giving lien, 87.9
- Judgment for injuries against railway, interurbans, or street railways, 624.27, 624.28
- Limitation of action for compensation, 85.26
- Medical services and supplies furnished, 85.27, 85.29
- Minor employee
  - Compensation agreement, trustee, filed, 86.13
  - Death, payments to dependents, 85.31(2)
  - Payments made to clerk, 85.43, 85.49, 85.50
- Minors, benefits regardless of age, 85.61
- Municipal corporation employees, 85.2
- Municipality, employees, compulsory compensation, 85.2
- Negligence causing second injury, action, 85.68
- Notice to commissioner, agricultural employers election, 85.1(3)
- Notice to nonresident employer, 85.3, 86.36
- Nursing services furnished, 85.27, 85.29
- Occupational diseases, 85A.16, 85A.26
- Osteopathic services furnished, 85.27
- Payments
  - Commutation of future payments, 85.45–85.48
  - Dependents, actual, to, 85.44
  - Dependents paid, 85.42–85.63, 86.13, 87.9
  - Maturity date and interest, 85.30
  - Review by commissioner, 86.34
  - Second injury payments, 85.64, 85.65
  - Security for payment, solvency, 85.21, 87.11
  - Spouse, regulations, 85.43
  - State employees, 85.58–85.60
  - Suspension for refusal to be examined, 85.39
  - Trustees, 85.43, 85.49, 85.50, 86.13, 87.9
- Peace officers, disability or death, 85.62, 97A.6
- Period of incapacity, schedule, 85.32
- Permanent, total or partial disability, 85.34
- Personal injuries, *see subhead Injuries above*
- "Personal injury", term construed, 85.61
- Physical examination, 85.39
- Policemen
  - Benefits deducted from city liability, 410.18
  - Pensioners, excluded from act, 85.1(4)
- Prosthetic devices, 85.27
- Public contract for coal requires compliance, 73.6
- Railroad's liability, 624.27
- Reduction
  - Contributions and donations not to effect, 85.38
  - Damages recovered from third party, 85.22
  - Hospitalization, firemen and policemen, 410.18
- Refusal of employee to be examined, effect, 85.39
- Rejection of benefits of law
  - Employee
    - Affidavit required, oath, 85.10, 85.11
    - Defenses available to employer, 85.7, 85.8
    - Fault prevents employer's defense, 85.8
    - Fraudulently obtained, void, 85.10
    - Liability, extent, 85.14
    - Nonavailable defenses, 85.8
    - Notice to reject, form, 85.9, 85.20
    - Tenure of election to reject, 85.12
    - Waiver of election to reject, 85.13

**WORKMEN'S COMPENSATION—Continued**

Rejection of benefits of law—Continued

## Employer

- Burden of proof, in action, on employer, 85.19
- Commissioner, notice to, 85.4, 85.5
- Defenses not available, 85.15
- Liability, extent, 85.4, 85.14
- Negligence presumed, in action, 85.19
- Notice to employees, posting, 85.4–85.6
- Proximate cause, negligence, presumed, 85.19
- Subsequent election to reject, effect, 85.21
- Tenure of election to reject, 85.12
- Waiver of election to reject, 85.13
- Reinstatement under act, notice, 85.13
- Tenure of such election, waiver, 85.12, 85.13
- Relieves employer from other liability, 85.3
- Review by commissioner, 85.27, 86.8(4), 86.19–86.43
- Rights of employee exclusive of others, 85.20
- School employees, compensation compulsory, 85.2
- Second injuries act, 85.63–85.69
- Secretary of state as attorney of nonresident employer for service of notice, 85.3, 86.36
- Servant, household or domestic, not under act, 85.1(1)
- Service on nonresident employer, 85.3, 86.36
- Settlement
  - Fraudulent, when deemed, 85.56
  - Third party affected, procedure, 85.22
- Sickness expense, how paid, 85.27, 85.29
- State employees, compensation compulsory, 85.2, 85.58–85.60
- Statement of earnings, employer to furnish, 85.40
- Stepchild as dependent, 85.42
- Subrogation, rights against third party, 85.22(2)
- Surgical services and supplies furnished, 85.27, 85.29, 410.18
- Temporary disability, 85.33
- Time compensation begins, 85.32
- Time lost for physical examination, compensation for, 85.39
- Trade, election of employer to provide, 85.1(3)
- Trustees
  - Clerk of court, 85.50
  - Incompetent dependents, 85.49, 85.50
  - Minor dependents, for, 85.43, 85.49, 85.50
  - Report to the court, annual, 85.50
- Unemployment compensation, effect on, 96.5(5, b)
- Violations
  - Contract to relieve or avoid, 85.54
  - Employer's failure to give statement, 85.41
  - Employer's failure to make reports, 86.11, 86.12
  - Employer's refusal to submit record, 86.10
- "Volunteer firemen" defined, 85.61(8)
- Waiver of benefits prohibited, 85.55
- Willful injury, no compensation, 85.16
- "Workmen" defined, 85.61

**WORKMEN'S COMPENSATION COMMISSIONER***See ch 86, also INDUSTRIAL COMMISSIONER***WORKMEN'S COMPENSATION INSURANCE COMPANIES***General provisions, 87.1–87.27, see INSURANCE, subhead Compensation Liability Insurance***WORK PERMIT**

Child labor, 92.5–92.16

**WORKSHOP**Defined, 91.15, *see also FACTORIES***WORK TRAINS**

Exceptions to safety rules, 477.18

**WORLD WAR VETERANS**

World War I veterans

- Firemen and police pensions, 410.7
- Newsstand in capitol, 19.16
- Newsstands in county courthouses, 332.5
- Orphans educational aid fund, 35.7–35.11
- Preference law, 70.1–70.8
- Relief commission membership, 250.3
- Tax exemption, 427.3(3)–427.7

World War II veterans

- Bonus, 35A.1–35A.16
- Missing in action, presumption of death, 634.12
- Newsstand in capitol building, 19.16
- Newsstands in courthouses, 332.5
- Orphans aid fund, 35.7–35.11
- Soldiers' home, 219.1
- Soldiers preference law, 70.1
- Tax exemption, 426A.1–426A.10, 427.3(4)
- World War II dates, 250.21

**WORSHIP***See RELIGION*

- Inmates of state institutions, right of worship, 218.25–218.27
- Penalty for disturbing, 744.2
- Seat or pew, church, exemption, 627.6(4)

**WOUNDS**

Reports required, 147.104–147.113

**WRECKING TRAINS**

- By unlawful use of handcar, penalty, 716.16
- For robbery, penalty, 711.4
- Obstruction on tracks, 716.9

**WRITINGS**

- Debt revived by admission, 614.11
- Definition of "written" and "in writing", 4.1(18)
- Forgery, penalty, 718.1, 718.10
- Libel, punishment and procedure, 737.1–737.7
- Obscene, penalty, 725.4, 725.6
- Rules of evidence, 622.19–622.21, 622.25–622.27; R.C.P. 129
- Sedition, penalties, 689.4–689.12
- Written instruments, *see WRITTEN INSTRUMENTS*

**WRITS**

- Attachment, 639.16–639.21
- Certiorari, ch 662; R.C.P. 306–319
- Execution and return by sheriff or deputy, 337.3, 337.8
- Executions, 626.1; R.C.P. 259
- Fees for service, 79.5, 337.11(6)
- Habeas corpus, 661.9–663.44
- Injunctions, 302.7, ch 660

**WRITS**—Continued

Larceny of writs or processes, 709.1  
 Mandamus, 70.4, 70.5, 661.1–661.6  
 Quo warranto orders, 660.3–660.11  
 Replevin, 643.1–643.22  
 Resistance to execution of writ, penalty, 742.1  
 Restitution after judgment reversed, 601.105, 686.15  
 Sheriff and deputy to serve writs, 337.8  
 Superior court's power to issue, 603.19  
 Supreme court's power to issue, Const., Iowa, V, 4

## Writ of entry

Forcible entry and detainer action, 648.22  
 Recovery of real property, survey, 646.14, 646.15

## Writ of error

Affidavit as basis of proceedings, 601.98  
 Allowance from justice court, 601.97–601.103  
 Copy of affidavit served, return, 601.100  
 Dismissal for lack of prosecution, R.C.P. 359  
 District court jurisdiction, 367.8, 604.2  
 Docketing, fees, 601.103  
 Filing fee, 606.15(1)  
 Forcible entry and detainer case, 648.21–648.23  
 Hearing, dismissal or affirmance, 601.103  
 Issuance by clerk, 601.99  
 Judgment on review, R.C.P. 360  
 Judgment on stay bond, 601.101  
 Judgment or remand, 601.104, 601.105  
 Mayor's court, 367.8  
 Notice, 601.98  
 Police court, 367.8  
 Return of justice, 601.100, 601.102  
 Stay of execution prohibited, 626.58  
 Superior court jurisdiction, 603.10

Writ of possession, crops growing, 646.23

Writ of possession, showing necessary, 646.24

**WRITTEN INSTRUMENTS**

Acknowledgments outside of state, 558.21–558.29  
 Acknowledgments within state, 558.20, 558.30

## Actions on written instruments

Consideration implied, 537.2  
 Defense specially pleaded, R.C.P. 101  
 Denial of genuineness of signature, R.C.P. 100  
 Evidence, proof of signatures, 622.24  
 Inconsistency, written and printed parts, 622.21  
 Inspection of signatures, R.C.P. 100  
 Instrument filed with clerk when judgment entered, R.C.P. 228  
 Justice court, 601.41, 601.42, 601.44  
 Limitations of actions, 614.1(6)  
 Parties to action, 613.7  
 Plaintiff in action on bond, R.C.P. 3  
 Understanding of parties different, 622.22  
 Use in pleadings, R.C.P. 67  
 Verification of pleadings, R.C.P. 80

Assignment, rights, 539.1–539.6

Bills of lading, 487.1–487.55, *see* **BILLS OF LADING**

Debt revived by admission in writing, 614.11

Documents of title, 554.28–554.41, *see* **SALES ACT**

Evidence, 622.19–622.62, *see* **EVIDENCE**

Forgery, 82.109(9), 718.8–718.10

Negotiable instruments, 541.1–541.200, *see* **NEGOTIABLE INSTRUMENTS**

**WRITTEN INSTRUMENTS**—Continued

Tender author in writing, 538.6–538.8  
 Warehouse receipts, ch 542, *see* **WAREHOUSE RECEIPTS**

**WRONGFUL DEATH**

Damages, disposition in settling estate, 635.9  
 Insurance beneficiary causing death, 636.48  
 Parent, suit for death of minor child, R.C.P. 8  
 Person causing death not to benefit, 636.47–636.49  
 Women right to bring action for death, 613.11

**X-RAY**

Services provided in hospitals, 135B.19–135B.32  
 Shoes, use in fitting prohibited, 732.24

**YARDMASTER**

Railroad, penal offenses, 447.47

**YARDS**

Housing law, 413.3(7), 413.13, 413.14, 413.30, 413.68, 413.69  
 Lumber yards, 481.1–481.8  
 Railway switch engine equipment, penalty, 477.17–477.19  
 Stockyard required of railroads, 477.35, 477.36  
 Zoning law, size regulated, 414.1, 414.21

**YEAR**

Definition of year, 4.1(11)  
 Estate, partition proceeds, trustee, R.C.P. 277  
 “Fiscal year” defined  
 Cities and towns, 363.29  
 Local budget law, 24.2(4)  
 State budget and control act, 8.36

## Limitation of actions

Criminal cases, 752.1–752.6  
 Probate claims, 619.7

School year, attendance, 279.10, 299.1–299.3

Support of widow and children in estate, 635.12

Statutory construction of term, 4.1(11)

**YOUNG MEN'S CHRISTIAN ASSOCIATION**

Free passes, railway rates for secretaries, 479.94  
 (13)

**YOUTH HONOR DAY**

Governor to proclaim, 31.8

**ZINC MINES**

*See also* **DRAINAGE**, *subhead* **Mines and Mineral Lands**

Compensation and lien for draining, 468.2–468.5  
 Drainage, right of way condemned, 468.6–468.9

**ZONING LAW**

Actions to correct violations, 414.20

Airport zoning, 329.1–329.15, *see* **AERONAUTICS**

Alteration or repair supervision, 414.2

Authority granted to cities and towns, 414.1

Basis of regulations, 414.3

## Board of adjustment

Appeals, effect, 414.10–414.14

Appointment and purpose, 414.7

**ZONING LAW—Continued**

Board of adjustment—Continued  
 Certiorari to review decisions, 414.15–414.19  
 Change of orders, vote required, 414.14  
 Membership, 414.8  
 Power of board, 414.12  
 Rules adopted, procedure, 414.9

Boundaries and regulations determined, 414.4  
 Building lines, power of city, 368.10  
 Building restrictions as to height and size, 414.1  
 Certification to county recorder, 366.12–366.15  
 Certiorari to court of record, 358A.19, 358A.20, 414.15, 414.16

Changes, hearing, notice, 414.5  
 Character and suitability for use considered, 414.3  
 Commission authorized, 358A.8, 414.6  
 Commission cities, law applies to, 414.1  
 Comprehensive plan required, 414.3  
 Conflicting requirements, zoning governs, 414.21  
 Construction restrictions, 414.1, 414.2  
 County, ch 358A, *see COUNTY*  
 Different regulations in district allowed, 414.2  
 District court's power, procedure, 414.15–414.19

Districts  
 Boundaries determined, change, 414.4, 414.5  
 City divided into districts, 414.2  
 County, 358A.3–358A.6  
 Hearing on boundary change, notice, 414.5  
 Protest of change, procedure, 414.5  
 Regulations of districts may differ, 414.2  
 Regulations uniform in each district, 414.2  
 Residence purposes, 414.1  
 Residence, restricted, law to apply, 414.22  
 Trade or industrial areas, 414.1

Duties and powers of commission, 414.6  
 Fire safety considered, 414.3  
 Hazards at airports, ch 329, *see AERONAUTICS*  
 Hearing on changes, notice, 414.5

**ZONING LAW—Continued**

Inspection, building code, city fee, 368.9  
 Land, space occupied regulated, 414.1  
 Lots, yards and courts regulated, 414.1  
 Manner of determining regulations, 414.4  
 Overcrowding prevented, 414.3  
 Park provisions considered, 414.3  
 Plan required, 414.3  
 Population density regulated, 414.1  
 Powers of aeronautics commission, 329.6  
 Power to regulate granted cities and towns, 414.1  
 Power to regulate granted county, 358A.1  
 Promote health and general welfare, 414.1, 414.3  
 Public hearing before effective, notice, 414.4  
 Regulations and boundaries, 414.4  
 Restricted building districts, cities, 414.5

Restricted residence districts  
 Applicability, 414.22, 415.1  
 Authority of cities to enforce, 415.2  
 Certification to county recorder, 366.12–366.15  
 Churches and schools not excluded, 415.2  
 Permit, building or altering residences, 415.2  
 Petition for establishment, 415.1  
 Scope of ordinances, 415.2  
 Violations, penalty, 415.3  
 Zoning law or without, 414.22

Schools, adequate provisions considered, 414.3  
 Size of yards, courts and open spaces, 414.1  
 Transportation facilitated, 414.3  
 Trial in district court on petition, 414.15–414.20  
 Uniformity in each district mandatory, 414.2  
 Use of buildings or land limited, 414.1, 414.2

Violations  
 Airport zoning violations, penalty, 329.14  
 Building code, city inspection, penalty, 368.9  
 Water and sewerage facilities considered, 414.3  
 Writ of certiorari, restraining order, 414.16  
 Yards, size regulated, 414.1, 414.21