

HOUSE FILE NO. 147.]

[BY WEBSTER.

A BILL

FOR AN ACT TO AMEND CHAPTER ONE HUNDRED AND FIFTY-SIX (156) OF THE PUBLIC LAWS OF THE SEVENTEENTH (17TH) GENERAL ASSEMBLY, IN RELATION TO THE PROTECTION OF GAME.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That chapter one hundred and fifty-six (156) of the public laws of the seventeenth general assembly be and the same is hereby amended by striking out the words "first day of September." in the third line of section two, and inserting "fifteenth day of August" in lieu thereof.

HOUSE FILE NO. 310.]

[BY DUNCOMBE.

A BILL

FOR AN ACT TO AMEND CHAPTER 156 OF THE ACTS OF THE SEVENTEENTH GENERAL ASSEMBLY OF THE STATE OF IOWA, KNOWN AS THE "GAME LAW."

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That chapter 156 of the acts of the seventeenth general assembly of the state of Iowa, approved March 25, 1878, known as the "game law" be amended by striking out the words "first day of September." where it occurs in section 2 of said act, and substituting "fifteenth day of August," and striking out the "first day of January" and inserting "first day of February."

Fish & Game

MR. SPEAKER :

Your committee to whom was referred house files Nos. 147 and 310 have had the same under consideration and have instructed me to report them back to the house, together with a substitute therefor, with the recommendation that the substitute do pass.

W. B. BROWN, *Chairman.*

SUBSTITUTE FOR HOUSE FILES NOS. 147 AND 310.]

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That section two of
2 chapter one hundred and fifty-six of the acts of the seventeenth general assembly be and the
3 same is hereby repealed, and the following section hereof is enacted in lieu thereof:

SEC. 2. It shall be unlawful for any person within this state to shoot or kill any pinnated
2 grouse or prairie chicken between the first day of December and the fifteenth day of August
3 next following; any woodcock between the first day of January and the tenth day of July:
4 any ruffed grouse or pheasant or wild turkey between the first day of January and the first
5 day of October; any wild duck, snipe, goose or brant between the first day of May and the
6 fifteenth day of August, or any wild deer, elk or fawn between the first day of January and
7 the first day of September: and it shall be unlawful to shoot or kill any quail at any time of
8 the year.

FOR AN ACT TO PROVIDE FOR THE SALE (AND DISTRIBUTION) OF PROCEEDS OF
PERSONAL PROPERTY OWNED BY TWO OR MORE PERSONS WHO DISAGREE
IN REGARD TO THE USE THEREOF.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That whenever two
2 or more persons owning any article of personal property of less value than one hundred dol-
3 lars, which cannot be divided without diminishing the value thereof, each having an interest
4 in the same for use, who disagree in regard to the time or manner that any one or more of
5 the owners use the same, or if any one or more of the owners feel aggrieved in regard to the
6 use of such article, he or they may make complaint under oath in writing before any justice
7 of the peace within the township in which said property is situated, setting forth in his or
8 their complaint his or their grievance, and stating the value of said property as near as prac-
9 ticable, and what share each owner holds therein, and ask that said justice render judgment
10 for his or their rights in the same. Whereupon said justice shall enter the case in his docket,
11 and issue an original notice to each owner of said property, stating the day and hour that
12 said case will be tried, setting forth the claims of the complainant, giving the same time for
13 appearance as is provided by law in other cases of civil actions in justices' courts, which shall
14 be served on all the owners thereof and returns made to said justice as provided by law in
15 other civil actions in justices' courts, and all witnesses desired on either side shall, at the
16 request of either party, be subpoenaed as in other civil actions in justices' courts.

SEC. 2. Said justice shall, on the day set for trial, try said case, if a jury be not demanded;
2 if any party or parties appear to defend said case, and if it appears on trial that there was no
3 cause for complaint, or if the party complaining do not appear, he shall render judgment
4 against the party complaining for costs of suit.

SEC. 3. But if it appear on trial that there was cause for complaint, or no person appears
2 to defend, and the party who made complaint appear, judgment shall be rendered against the
3 other person or persons owning a share in the same for the amount that said complainant's

SEC. 4. And if the party or parties against whom said judgment was rendered do not
2 appear at the said justices' office within twenty days after the rendition of said judgment and
3 pay off the same, or give bonds with surety as provided by law for the payment of said judg-
4 ment, said justice shall issue a special execution directing the constable to levy on said prop-
5 erty, who shall take and sell the same as provided by law in other cases of execution.

SEC. 5. Said constable shall pay over all the money obtained from the sale of said prop-
2 erty to said justice, out of which the justice shall pay all costs and then pay the person or
3 persons in whose favor judgment was rendered, the amount of said judgment. And if there
4 is anything left after paying said costs and judgment, the same shall be paid over to the
5 party or parties against whom judgment was rendered.

SEC. 6. And if all the money derived from the sale of said property is not sufficient to
2 pay all the costs and the judgment in said case, then the balance shall be made out of any
3 other property belonging to the party or parties against whom said judgment was rendered
4 by general execution, as provided by law in other civil actions.

SEC. 7. Either party shall have the right to have a jury and the right to appeal, as by
2 law provided in other civil actions before a justice of the peace.