

2455

By DOUD.]

[SENATE FILE No. 225.—JUDICIARY.]

A BILL

FOR AN ACT REPEALING SECTIONS 2455 OF CODE OF 1873 AND ENACTING A
SUBSTITUTE THEREFOR AND AMENDING SECTIONS 2456 AND 2458 OF CODE
OF 1873 IN RELATION TO THE DESCENT OF INTESTATE PROPERTY.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That Section 2455 of the Code of 1873 be and the same is hereby repealed
2 and the following enacted in lieu thereof :

3 Section 2455. If the intestate leaves no issue all of the property of which he dies
4 seized both real and personal shall go to his wife and if he leaves no wife all of said
5 property shall go to his parents in equal portions.

SEC. 2. That Section 2456 of Code of 1873 be amended as follows- Strike out all of said
2 section after the word "parent" in the third line thereof.

SEC. 3 That Section 2458 of the Code of 1873 be amended as follows: By striking out
2 after the words "shall go" in the second line thereof the words, "To the wife of the intes-
3 tate or to the heirs of the dead," and the following inserted in lieu thereof "To the heirs of
4 the wife."

By DOUD.]

[SENATE FILE No. 225.--JUDICIARY.

With amendment proposed by Senate Judiciary Committee.

A BILL

FOR AN ACT REPEALING SECTIONS 2455 OF CODE OF 1873 AND ENACTING A
SUBSTITUTE THEREFOR AND AMENDING SECTIONS 2456 AND 2458 OF CODE
OF 1873 IN RELATION TO THE DESCENT OF INTESTATE PROPERTY.

Be it enacted by the General Assembly of the State of Iowa :

SECTION 1. That section 2455 of the Code of 1873 be and the same is hereby repealed
2 and the following enacted in lieu thereof :

3 *Section 2455* *If the intestate leaves no issue all of the property of which he dies seized both real and per-*
4 *sonal shall go to his wife and if he leaves no wife all of said property shall go to his parents in equal portions.*

SEC. 2. *That section 2456 of Code of 1873 be amended as follows : Strike out all of said section after the*
2 *word "parent" in the third line thereof.*

SEC. 3. *That section 2458 of the Code of 1873 be amended as follows : By striking out after the words "shall*
2 *go" in the second line thereof the words, "To the wife of the intestate or to the heirs of the dead," and the following*
3 *inserted in lieu thereof " To the heirs of the wife."*

The Judiciary Committee of the Senate recommends that the part in *Italics* above be stricken out. and the following
inserted in lieu thereof :

"Sec. 2455. If the intestate leave no issue, all of the property of which he dies seized,
2 both real and personal, shall go to his wife to the amount of ten thousand dollars; and all
3 different and other estate of the deceased shall go one-half to his wife and the other half to
4 his parents. If he leave no wife, the portion which would have gone to her shall go to his
5 parents."