

Reported Recommending
Ind. Postponed
Passed House
Failed to Pass House
Passed Senate
Failed to Pass Senate

House File 459

February 27, 1947.
Judiciary No. 1.

By POST (By Request)

A BILL FOR

An Act to establish courts in each county of the state, to define their jurisdiction, to establish their procedure, to provide judges and officers therefor, to abolish municipal, superior, and justice of the peace courts, and to repeal and amend various statutes, Code, 1946, to accomplish a substitution of such county courts for the courts herein abolished.

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

1 Section 1. A county court is hereby established in each
2 of the several counties of the state. The court shall be a
3 circuit court traveling among such incorporated towns within
4 the county at such times as the county court shall determine.

1 Sec. 2. The county courts shall be courts of record and
2 each court shall have a seal with the words "County Court of
3 (inserting name of county) County, Iowa" thereon.

4 The records of the county courts shall be kept in substantially
5 the same form and manner as the records of the district court,
6 except as hereinafter provided.

1 Sec. 3. The county courts shall have concurrent jurisdic-
2 tion with the district courts in all civil matters where the
3 amount in controversy does not exceed five hundred dollars,
4 except in actions for divorce and alimony and separate mainte-

5 nance, juvenile proceedings unless otherwise authorized, probate
6 matters, descent and construction of wills, and those directly
7 affecting the title to real estate.

1 Sec. 4. In all criminal matters, the court shall con-
2 currently exercise the jurisdiction conferred on the district
3 court for the trial of all offenses punishable by not more
4 than one thousand dollars fine or one year in the county jail
5 or both, including prosecutions for the violation of ordi-
6 nances of incorporated towns within the said respective coun-
7 ties.

1 Sec. 5. The county court shall be a court of general
2 jurisdiction and its venue shall be co-extensive with the
3 territorial limits of the county wherein the court is situated.
4 The powers exercised by the district court and the judges
5 thereof relating to county attorney informations and the prose-
6 cution of misdemeanor offenses is conferred upon and may be
7 exercised by the county court and judges thereof. In all
8 matters of which the county court has jurisdiction, the court
9 and the judges shall have the same powers with reference to
10 injunctions, writs, orders, and other proceedings in and out
11 of court as are possessed by the district court and the judges
12 thereof.

1 Sec. 6. Upon the qualification of the officers of the
2 county courts, all municipal courts, superior courts, and
3 justice of the peace courts within the state are hereby
4 abolished and the offices of judge, clerk, bailiff, and

5 constable of any of the said named courts shall be abolished.

1 Sec. 7. All causes pending before any of the courts
2 abolished under the provisions of this chapter, at the time of
3 the abolition of said courts, shall be transferred to the
4 county courts herein established except for said county where-
5 in the same are pending except when the cause is beyond the
6 jurisdiction of the county court it shall be transferred to
7 the district court in said county. Said causes shall be
8 immediately docketed in the courts to which they are trans-
9 ferred and all records and papers pertaining to such causes
10 shall be delivered to the clerk of the court to which the
11 cause is transferred, and shall be filed and docketed as in
12 other causes.

1 Sec. 8. In any county having a population of less than
2 thirty thousand there shall be one county judge; in counties
2 having more than thirty thousand and less than fifty thousand
4 inhabitants, there shall be two county judges; in counties
5 having more than fifty thousand inhabitants, there shall be
6 one county judge for each thirty thousand inhabitants or
7 major fraction thereof, but no county shall have more than
8 five county judges.

1 Sec. 9. Whenever any county becomes entitled to an
2 additional judge of the county court, such additional judge
3 shall be nominated and elected at the next ensuing general
4 election in the manner hereinafter provided for.

1 Sec. 10. If under any circumstances a vacancy occurs

2 in the office of judge of the county court of any county, the
3 governor shall appoint any person eligible to be elected to
4 such office which person so appointed shall hold office until
5 the next general election and until his successor is elected
6 and qualified.

1 Sec. 11. If the sole county court judge in the county
2 shall for any reason be disqualified to sit in any case or
3 shall become temporarily incapacitated for executing the
4 duties of his office, the Chief Justice of the Supreme Court,
5 upon being notified in writing by the clerk of the county
6 court, shall make an order designating any person eligible
7 to be elected to such office to sit in said case or to hold
8 said county court until such incapacity is removed, a copy
9 of which order shall be recorded in said county court; and
10 while acting under such order the person so designated shall
11 have all the powers and perform all the duties and be subject
12 to the same disqualifications for interest or relationship to
13 the parties as the regular judge of the court, and shall be
14 paid for such service at a rate per day equal to $1/200$ of the
15 annual full-time salary of a county judge in said county.

1 Sec. 12. Each officer of the county court shall be a
2 qualified elector residing in the county of his office.
3 Judges of the county courts shall be practicing lawyers and
4 shall subscribe to an oath required of judges of the district
5 court, which shall be filed with the county auditor. The
6 clerk of the district court of the county wherein the court

7 is situated shall be the clerk of the county court and shall,
8 under the direction of the county judge and subject to the use
9 of the records at other places in the circuit, have charge and
10 custody of all records of the county court and shall serve
11 without additional compensation, and the sheriff or one of his
12 deputies shall act as bailiff of the county court; except that
13 in counties of over thirty thousand population the clerk of the
14 county court and the bailiff shall be appointed by the court
15 and shall receive as compensation a per diem allowance for the
16 days they actually serve in amounts to be fixed by the board
17 of supervisors in the respective counties. Such additional
18 clerks and bailiffs shall qualify by subscribing to the oaths
19 required of deputy clerks and deputy sheriffs in the county
20 and by filing official bonds in penalties equal to those of
21 similar officers, such bonds to be filed with the county
22 auditor in the same manner and form as is required of other
23 county officers.

1 Sec. 13. The terms of judges of the county courts shall
2 begin on the first secular day of January after their election
3 and they shall serve for a term of four years and shall con-
4 tinue until their successor in office is nominated, elected,
5 and qualified.

1 Sec. 14. The annual salary of each county judge shall be
2 three thousand dollars in counties of less than thirty thou-
3 sand inhabitants; three thousand four hundred dollars in
4 counties of thirty thousand and less than seventy-five thou-

5 sand inhabitants; and three thousand six hundred dollars in
6 counties of seventy-five thousand or more inhabitants. Such
7 salary shall be paid monthly from the court expense fund of
8 the county.

1 Sec. 15. Places of holding court. Courtroom. Records.
2 Supplies. The board of supervisors shall provide suitable
3 quarters for holding court at the county seat and at such
4 other places in the county as the such court shall designate,
5 and the board may make such arrangement as is necessary to use
6 such facilities as are vacated by the abolition of the municipi-
7 pal or superior courts, and the county shall provide all books,
8 printed forms of writs, and all furniture, equipment and sup-
9 plies necessary for equipping and maintaining said court.

10 Any case pending in the county court anywhere in the
11 county may be transferred for trial to any other place where
12 the county court is held, by order of the county court if it
13 appears that such transfer will serve the convenience of the
14 parties, witnesses, or attorneys.

1 Sec. 16. Any organized political party appearing upon
2 the ballot of the last preceding general election and polling
3 not less than ten per cent of the total number of votes polled
4 at the last preceding primary election may at its regular
5 biennial county convention nominate one candidate for each
6 office of judge of the county court to be filled in the county,
7 said candidate to be voted on at the ensuing general election.

1 Sec. 17. Candidates for the office of county judge nomi-

2 nated as above provided shall be voted upon in the ensuing
3 general election, the name of said candidates appearing on
4 the ballots of their respective parties as the last county
5 candidate, and the candidate or candidates, depending upon
6 the number of offices to be filled by county judges, receiv-
7 ing the highest plurality of votes at such general election
8 shall be declared elected.

1 Sec. 18. County judges duly elected and qualified shall
2 be subject to the same restrictions and, subject to their jur-
3 isdictional limits, vested with the same judicial powers as
4 judges of the district courts during the tenure of their
5 office.

1 Sec. 19. Except as herein otherwise provided, all pro-
2 visions of law and Rules of Civil Procedure relating to the
3 district court and the judges and jurors thereof, including
4 appellate procedure, shall, so far as applicable and when not
5 inconsistent with this Act, apply to the county courts and the
6 judges thereof. The judges of the county courts shall adopt
7 and promulgate rules of practice which shall conform, as
8 nearly as may be, to the rules of the district court of the
9 district in which said county court is located. If not
10 established by statute or rule, the judge hearing the cause
11 may prescribe the method of procedure.

1 Sec. 20. There shall be no terms of court and the court
2 shall be open for business on all days of the year as provided
3 by law for the district court; provided, however, that in

4 counties having only one county judge, the court may of its own
5 motion recess court for a period not exceeding two weeks, but
6 such recesses shall not interrupt or interfere with any of the
7 business of the court save the actual sitting thereof.

1 Sec. 21. The clerk of the county court shall have full
2 power to certify and transcript such records of the county
3 court as come into his possession, and copies of such records
4 duly certified by the clerk of the county court shall have the
5 same force and effect as certified copies of records of the
6 district court.

1 Sec. 22. All provisions of the law relating to change of
2 venue from the district court shall govern so far as appli-
3 cable to changes of venue from the county court.

1 Sec. 23. Causes of action within the jurisdiction of the
2 county courts shall be divided into the following classes:

3 Class "A" shall include all equitable actions, actions of
4 forcible entry and detainer, and all ordinary actions, when
5 the amount in controversy exceeds one hundred dollars, and all
6 special actions of which the court has jurisdiction.

7 Class "B" shall include all ordinary actions when the
8 amount in controversy is one hundred dollars or less.

9 Class "C" shall include the trial of all public offenses
10 of which this court has jurisdiction, except the violation of
11 city ordinances.

12 Class "D" shall include all hearings on preliminary
13 information for indictable offenses, search warrant proceed-

14 ings, and proceedings in habeas corpus, and all criminal
15 actions for the violation of city ordinances.

1 Sec. 24. The petition in class "A" cases must be filed
2 with the clerk of the court not less than five clear days be-
3 fore the date set in the original notice for the appearance
4 of the defendant and unless so filed the defendant shall not
5 be held to appear and answer. No pleading in class "B" cases
6 shall be required, except by order of the court.

1 Sec. 25. In all civil actions, the original notice shall
2 require the defendant, if served within the county, to appear
3 and answer not less than five nor more than fifteen days from
4 the day of service thereof; if served without the county, not
5 less than ten nor more than twenty days from the day of service
6 thereof.

1 Sec. 25a. Unless the petition in class "A" cases or the
2 original notice in class "B" cases is filed with the clerk of
3 the court at least five days before the date set in the origin-
4 al notice for appearance, the defendant shall not be held to
5 appear and answer, except that in any municipal court wherein
6 class "B" cases are included in rules prescribing the manner
7 for settlement of controversies by conciliation, the original
8 notice in such conciliation cases need not be filed until the
9 time and the date set forth in the notice for appearance. If
10 the petition or original notice, as the case may be, is not so
11 filed the defendant may have the case dismissed at plaintiff's
12 costs, without notice, by filing a copy of the original notice

13 with the clerk and paying the filing fees. No new action shall
14 be commenced in any court of this state based upon the same
15 claim or demand unless the costs in such dismissed action are
16 fully paid by the claimant and satisfied of record.

1 Sec. 25b. Unless the petition in Class "A" cases or the
2 original notice in Class "B" cases is filed with the Clerk of
3 the court at least five days before the date set in the origi-
4 nal notice for appearance, the defendant shall not be held to
5 appear and answer. If the petition or original notice, as the
6 case may be, is not so filed the defendant may have the case
7 dismissed at plaintiff's cost, without notice, by filing a copy
8 of the original notice with the Clerk and paying the filing
9 fee. No new action shall be commenced in any court of this
10 state based upon the same claim or demand unless the costs in
11 such dismissed action are fully paid by the claimant and
12 satisfied of record.

1 Sec. 26. The clerk of the county court shall charge and
2 collect the same fees as provided for the district courts
3 unless otherwise provided herein and excepting the filing fee
4 for the petition in class "B" cases, when the charge shall be
5 one dollar. All of such fees shall be paid into the county
6 treasury.

1 Sec. 27. The clerk of the county court, the county
2 auditor, and the county recorder of each county shall con-
3 stitute the jury commission for the county court and shall
4 receive no additional compensation other than necessary

5 expenses incurred in the performance of their duties, which
6 shall be allowed and paid from the court expense fund of the
7 county.

1 Sec. 28. The jury commission for the county court in
2 each county shall meet and, before the last Monday in January
3 following each general election, shall in the presence of and
4 under the supervision of a judge of the county court select a
5 list equal in number to one tenth of all electors listed in
6 the poll books of the county for the last preceding general
7 election, and shall enter said list of electors eligible and
8 certify them to the clerk of the county court in each county
9 as the "jury list" for the county court, provided that any
10 qualified elector of the county shall be eligible for entry
11 on said list and for jury service, regardless of whether or
12 not the name of said elector appears in the poll books. The
13 name of each person on said list shall be entered in alphabeti-
14 cal order in a book kept for that purpose and opposite each
15 name shall be entered the person's place of residence giving
16 his street, and number and other definite location if possible.
17 The said book shall be kept in the office of the clerk of the
18 county court and shall be open to the public for inspection
19 and investigation.

1 Sec. 29. When the jury commission shall have completed
2 such jury list, each name contained thereon shall be prepared
3 and deposited in a jury box in the manner required in the
4 district court, which jury box, after being sealed by the jury

5 commissioners, shall be deposited with and remain in the
6 custody of the clerk of the county court. On the last Monday
7 in each month, the jury commission shall, in open court and
8 in the presence of the judge or judges, break the seal of said
9 jury box and draw therefrom the number of names ordered by
10 the court, to constitute the jury panel for the succeeding
11 month.

1 Sec. 30. The clerk of the county court shall forthwith
2 issue a summons to each of the persons drawn to appear in
3 court at such time during the succeeding month as may be
4 ordered by the judge or judges. No jury summons shall issue
5 until an order for the issuance of such summons shall have
6 been filed of record in the clerk's office, designating the
7 number of jurors to be called and the time for appearance
8 thereof and duly executed and signed by a judge of the county
9 court. At such time, each juror shall be called and all
10 excuses heard and determined. Jurors shall be allowed the
11 same mileage fees as allowed jurors in the district courts.

1 Sec. 31. The clerk of the county court shall remove
2 from the jury box the names of all persons who have served
3 on the jury during the month and such names shall not be
4 again deposited in the jury box during the biennium unless
5 the said jury list is exhausted prior to the end of the
6 biennium. In case the names are all withdrawn from said jury
7 box within the biennium, the same shall all be deposited in
8 the jury box and drawn again as in the first instance, as may

9 be required. Jurors in the district court shall be exempt
10 from service in the county court during the biennium in which
11 service was rendered by them in the district court.

1 Sec. 32. Persons exempted from jury service under the
2 provisions of chapter six hundred seven (607) of the Code of
3 1946 shall be exempt from jury service in the county courts.

1 Sec. 33. Jurors called for service in the county courts
2 shall be paid the sum of three dollars per day for all days or
3 parts thereof actually spent on jury service. Any person
4 failing to answer or appear to a jury summons issued by the
5 clerk of the county court as above provided shall be subject
6 to summary citation upon motion by the court to appear and
7 show cause why he should not be found in contempt of court.

1 Sec. 34. Should the panel for any one month be exhausted
2 and further veniremen be required, the same may be called as
3 talesmen, as in the district court.

1 Sec. 35. All civil actions triable at law in the county
2 court shall be triable to a jury of six jurors, provided a
3 jury is demanded in writing at or before the time the answer
4 is filed.

1 Sec. 36. Class "C" cases shall all be triable to a jury
2 of six jurors, unless a jury is expressly waived by the de-
3 fendant, and in all such cases, a charge of ten dollars shall
4 be added to the costs of the case.

1 Sec. 37. Class "D" cases shall be tried to the Court
2 without a jury.

1 Sec. 38. In all cases to be submitted to juries in the
2 county courts, the clerk of the county court or his deputy
3 shall select eight jurors by lot from the regular panel or
4 additions thereto. Each party shall have the right to per-
5 emptorily challenge two jurors and strike one juror. After
6 each peremptory challenge or challenge for cause being
7 sustained, the clerk shall draw by lot one additional juror
8 until all challenges have been exhausted or waived, after
9 which each party shall strike one juror from the list and the
10 six remaining jurors shall constitute the jury selected.

1 Sec. 39. Witnesses in the county courts shall be
2 summoned upon subpoena issued through the office of the clerk
3 of the county court or may upon request of either party appear
4 without subpoena and shall receive the sum of two dollars per
5 diem for time actually spent in attendance of such cause for
6 which they are subpoenaed and five cents per mile over the
7 shortest traveled route between the court and their home.

1 Sec. 40. Judges of the county courts may appoint such
2 shorthand reporters as are necessary. All provisions re-
3 lating to shorthand reporters and their duties in the district
4 court, insofar as applicable, shall govern, except their com-
5 pensation, which shall be fixed by order of court not exceed-
6 ing eight dollars per day, for the time actually engaged in
7 their court duties and shall be paid in advance as follows:

8 One half of all compensation for shorthand reporters
9 shall be taxed as costs to both parties in the cause reported

10 and shall abide as such. One half of the expense of the short-
11 hand reporters shall be paid by the county out of the court
12 expense fund; except that in trials for violation of city or
13 town ordinance the total compensation for such reports shall
14 be taxed as costs.

1 Sec. 41. All Class "A" actions within the county courts
2 shall be reported by a shorthand reporter unless such reporter
3 is expressly waived by the parties. No Class "B" cases in the
4 county courts shall be reported by a shorthand reporter unless
5 demanded by one or more of the parties, and until and unless
6 parties demanding said shorthand reporter shall advance the
7 sum of four dollars in costs and pay the same into court in
8 advance of each day's trial of the cause. A shorthand reporter
9 shall be provided for Class "C" or "D" cases before the county
10 courts only when demanded and costs therefor, if defendant
11 is found guilty, shall be taxed and disposed of as in civil
12 causes and any costs unpaid shall be served by defendant
13 as is provided above for jury fees.

1 Sec. 42. Chapters six hundred one (601), six hundred
2 two (602), and six hundred three (603), all of the Code 1946,
3 are hereby repealed.

1 Sec. 43. The laws relating to appeals from judgments
2 or orders of the District Court, or a judge thereof, to the
3 Supreme Court, shall apply to judgments or orders of the
4 County Court, or a judge thereof, in all civil actions. In
5 Class "C" actions, appeals shall be taken direct to the

6 Supreme Court the same as from the District Court. In Class
7 "D" actions, appeals shall be taken to the District Court as
8 herein provided.

1 Sec. 44. In cases of appeal from the County Court to the
2 District Court, notice of appeal may be given in either of the
3 following ways:

4 A. By the appealing party filing in the County Court on
5 the day on which the order appealed from is rendered, a
6 written statement signed by such party or his attorney, that
7 such party is appealing from the order. It may be made by
8 writing it in the County Court's docket.

9 B. By the appealing party serving notice of the appeal
10 on the appellee, his agent or the attorney who appealed for
11 him, within ten days after the judgment or order appealed
12 from is rendered. Such notice shall be served in the same
13 manner as is provided for service of an original notice. If
14 the appellee is a non-resident or foreign corporation and
15 does not appear by agent or attorney, or if for any reason it
16 is not possible to make service of such notice upon the
17 appellee, his agent or attorney, the notice of appeal may
18 be served upon the judge who rendered the judgment or order
19 appealed from.

1 Sec. 45. An appeal brings up the action for trial on the
2 merits alone, all errors, irregularities and illegalities are
3 to be disregarded under such circumstances, if the action
4 might have been prosecuted in the Court to which the appeal

5 is taken.

1 Sec. 46. The Appellant must pay the costs of the appeal,
2 unless he obtains a final order favorable to him in the appeal.
3 In such event, the costs shall be assessed against the
4 appellee.

1 Sec. 47. Any County Court action which is appealed,
2 transferred or taken up by writ of error for review, shall
3 stand for trial or be dismissed for lack of prosecution the
4 same as any case originally brought in the District Court.

1 Sec. 48. When any judgment or order has been appealed
2 or taken up by writ of error for review and shall be dismissed
3 in the District Court for lack of prosecution, the clerk shall
4 enter judgment against the party or parties appealing in
5 accordance with the judgment or order of the County Court.

1 Sec. 49. An appeal bond must be filed in the office of
2 the Clerk of the Court to which the appeal is taken, within
3 ten days after rendition of the judgment or order appealed
4 from. It shall be in an amount determined by the Clerk to be
5 sufficient to secure the judgment and costs of appeal and
6 with sureties approved by said clerk.

1 Sec. 50. In Section 12 strike lines 16 and 15 and from
2 line 14 strike "a per" inserting in lieu thereof the fol-
3 lowing: "the amounts hereinafter set forth. In counties of
4 over thirty thousand population and less than seventy-five
5 thousand, the clerk of the county court shall receive an
6 annual salary of twenty-two hundred dollars and the bailiff

7 an annual salary of seventeen hundred fifty dollars; and in
8 counties of seventy-five thousand or more inhabitants the
9 clerk of the county court shall receive an annual salary of
10 twenty-six hundred dollars and the bailiff an annual salary
11 of two thousand dollars. The deputy clerks and deputy
12 bailiffs shall receive such compensation as the Board of
13 supervisors may allow.”

1 Sec. 51. Section sixteen point twenty-four (16.24),
2 Code 1946, is hereby amended by striking from subsection five
3 (5), line two (2), the words “superior, and municipal” and
4 inserting in lieu thereof the words “and county”.

1 Sec. 52. Section sixteen point twenty-five (16.25),
2 Code 1946, is hereby amended by striking from subsection
3 five (5), line two (2) and three (3) the words “superior,
4 and municipal” and by inserting in lieu thereof the words
5 “and county”.

1 Sec. 53. Section sixteen point twenty-seven (16.27),
2 Code 1946, is hereby amended by striking from subsection
3 one (1) the words “municipal, and superior” and by in-
4 serting in lieu thereof the words “and county”.

1 Sec. 54. Section sixteen point twenty-eight (16.28),
2 Code 1946, is hereby amended by striking from subsection
3 three (3) the words “superior, and municipal” and by in-
4 serting in lieu thereof the words “and county”.

1 Sec. 55. Section thirty-nine point twenty-one (39.21),
2 Code 1946, is hereby repealed.

1 Sec. 56. Section forty-six point eighteen (46.18),
2 Code 1946, is hereby repealed.

1 Sec. 57. Section forty-six point nineteen (46.19),
2 Code 1946, is hereby amended by striking from line fifteen
3 (15) the word "superior" and by inserting in lieu thereof
4 the word "county".

1 Sec. 58. Section forty-nine point one hundred six
2 (49.106), Code 1946, is hereby amended by striking from line
3 two (2) the word "constable" and by inserting in lieu thereof
4 the words "sheriff, deputy sheriff,".

1 Sec. 59. Section forty-nine point one hundred fifteen
2 (49.115), Code 1946, is hereby amended by striking from line
3 two (2) and three (3) the words "constable of the township"
4 and by inserting in lieu thereof the words "deputy sheriff
5 of the county".

1 Sec. 60. Section forty-nine point one hundred sixteen
2 (49.116), Code 1946, is hereby amended by striking from lines
3 two (2), four (4) and five (5) the word "constables" and by
4 inserting in lieu thereof the words "deputy sheriffs".

1 Sec. 61. Section sixty-two point four (62.4), Code 1946,
2 is hereby amended by striking from line three (3) the word
3 "constables" and by inserting in lieu thereof the words
4 "deputy sheriff".

1 Sec. 62. Section sixty-two point twenty-five (62.25),
2 Code 1946, is hereby amended by striking from line four (4)
3 the word "justices" and by inserting in lieu thereof the

4 word "county".

1 Sec. 63. Section sixty-four point one (64.1), Code
2 1946, is hereby amended by striking from subsection four
3 (4) the words "superior, and municipal" and by inserting in
4 lieu thereof the words "and county".

1 Sec. 64. Section sixty-four point eight (64.8), Code
2 1946, is hereby amended by striking from line five (5) the
3 words "justices of the peace, and constables,".

1 Sec. 65. Section sixty-four point nine (64.9), Code
2 1946, is hereby amended by striking all of said section
3 following the word "each" in line four (4).

1 Sec. 66. Section sixty-four point twenty-three
2 (64.23), Code 1946, is hereby amended by striking from sub-
3 section five (5), line two (2), the words "and for justices
4 of the peace,".

1 Sec. 67. Section sixty-four point twenty-four (64.24),
2 Code 1946, is hereby amended by striking from subsection two
3 (2) line three (3), the words "justices of the peace,".

4 Further amend said section by striking from subsection
5 two (2), line four (4), the word "constables,".

1 Sec. 68. Section sixty-eight point one, (68.1), Code
2 1946, is hereby amended by striking from lines three (3)
3 and four (4) the word "superior" and inserting in lieu there-
4 of "county".

1 Sec. 69. Section seventy point five (70.5), Code 1946,
2 is hereby amended by striking from lines twenty-five (25)

3 and twenty-six (26) the words "the same as in case of an
4 appeal from a justice of the peace".

1 Sec. 70. Section seventy nine point thirteen (79.13),
2 Code 1946, is hereby amended by striking from lines five (5)
3 and six (6) the words "and municipal court bailiffs and
4 deputy bailiffs".

1 Sec. 71. Section eighty-five point sixty-two (85.62),
2 Code 1946, is hereby amended by striking from lines three
3 (3) and four (4) the word "constable,".

1 Sec. 72. Section ninety point ten (90.10), Code 1946,
2 is hereby amended by striking from line three (3) the word
3 "constable," and by inserting in lieu thereof the word
4 "deputy,".

1 Sec. 73. Section ninety-one point ten (91.10), Code
2 1946, is hereby amended by striking from line fifteen (15)
3 the word "justice's" and by inserting in lieu thereof the
4 word "county".

1 Sec. 74. Section ninety-two point twelve (92.12),
2 Code 1946, is hereby amended by striking from line thirteen
3 (13) the words "superior, municipal," and inserting in lieu
4 thereof the word "county".

1 Sec. 75. Section ninety-eight point five (98.5), Code
2 1946, is hereby amended by striking from line eleven (11)
3 the words "justice of the peace" and by inserting in lieu
4 thereof the words "judge of the county court".

1 Sec. 76. Section one hundred ten point twelve (110.12),

2 Code 1946, is hereby amended by striking from line four (4)
3 the word "constable,".

1 Sec. 77. Section one hundred thirteen point nine
2 (113.9), Code 1946, is hereby amended by striking from lines
3 four (4) and five (5) the words "justice of the peace" and in-
4 serting in lieu thereof the words "county court".

1 Sec. 78. Section one hundred thirteen point twenty-three
2 (113.23), Code 1946, is hereby amended by striking from lines
3 four (4), and five (5), the words "in the same manner
4 appeals are taken from justices of the peace, except that"
5 and by inserting in lieu thereof the word "and".

1 Sec. 79. Section one hundred fifteen point four
2 (115.4), Code 1946, is hereby amended by striking from line
3 three (3) the words "superior, or municipal" and inserting
4 in lieu thereof the words "or county".

1 Sec. 80. Section one hundred twenty-three point thirty
2 five (123.35), Code 1946, is hereby amended by striking from
3 line six (6) the word "municipal" and inserting in lieu
4 thereof the word "county".

1 Sec. 81. Section one hundred twenty-three point forty-
2 nine (123.49), Code 1946, is hereby amended by striking from
3 line four (4) the word "superior, municipal" and inserting
4 in lieu thereof the word "county".

1 Sec. 82. Section one hundred twenty-three point fifty-
2 three (123.53), Code 1946, is hereby amended by striking
3 from lines thirty-five (35) and thirty-six (36) the words

4 "justice of the peace" and by inserting in lieu thereof the
5 words "county judge".

1 Sec. 83. Section one hundred twenty-six point six
2 (126.6), Code 1946, is hereby amended by striking from lines
3 four (4) and five (5) the words "justice of the peace" and
4 by inserting in lieu thereof the words "county court".

1 Sec. 84. Section one hundred eighty-eight point forty-
2 seven (188.47), Code 1946, is hereby amended by striking from
3 line seven (7) the words "justice of the peace" and by in-
4 serting in lieu thereof the words "county judge".

1 Sec. 85. Section one hundred eighty-eight point forty-
2 eight (188.48), Code 1946, is hereby amended by striking from
3 line two (2) of subsection five (5) the word "constables" and
4 by inserting in lieu thereof the word "sheriffs".

5 Further amend said section by striking from line one (1)
6 of subsection seven (7) the words "justice of the peace" and
7 by inserting in lieu thereof the words "township clerk".

1 Sec. 6. Section one hundred eighty-nine point eight
2 (189.8), Code 1946, is hereby amended by striking from lines
3 six (6) and seven (7) the words "justice of the peace" and by
4 inserting in lieu thereof the word "county".

1 Sec. 87. Section two hundred twenty-two point three
2 (222.3), Code 1946, is hereby amended by striking from line
3 six (6) the words "superior, or municipal" and by inserting
4 in lieu thereof the words "or county". Also by striking
5 from line seven (7) the words "or city".

1 Sec. 88. Section two hundred twenty-two point forty-
2 four (222.44), Code 1946, is hereby amended by striking from
3 lines two (2) and three (3) the words "superior, or municipal"
4 and by inserting in lieu thereof the words "or county".

1 Sec. 89. Section two hundred twenty-five point ten
2 (225.10), Code 1946, is hereby amended by striking from line
3 seven (7) the word "superior" and by inserting in lieu thereof
4 the word "county".

1 Sec. 90. Section two hundred twenty-five point eleven
2 (225.11), Code 1946, is hereby amended by striking from line
3 two (2) the word "superior" and by inserting in lieu thereof
4 the word "county".

1 Sec. 91. Section two hundred twenty-five point fourteen
2 (225.14), Code 1946, is hereby amended by striking from line
3 three (3) the word "superior" and by inserting in lieu there-
4 of the word "county".

1 Sec. 92. Section two hundred twenty-five point sixteen
2 (225.16), Code 1946, is hereby amended by striking from lines
3 one (1) and two (2) the word "superior" and by inserting in
4 lieu thereof the word "county".

1 Sec. 93. Section two hundred twenty-five point seventeen
2 (225.17), Code 1946, is hereby amended by striking from lines
3 one (1) and two (2) the word "superior" and by inserting in
4 lieu thereof the word "county".

1 Sec. 94. Section two hundred twenty-five point thirty
2 (225.30), Code 1946, is hereby amended by striking from line

3 ten (10) the word "superior" and by inserting in lieu thereof
4 the word "county".

1 Sec. 95. Section two hundred thirty-one point two
2 (231.2), Code 1946, is hereby amended by striking all of sub-
3 section two (2) up to and including the word "respectively"
4 in lines two (2) and three (3) and by inserting in lieu there-
5 of the words "of the judges of the county court".

1 Sec. 96. Section two hundred thirty-one point three
2 (231.3), Code 1946, is hereby amended by striking from line
3 five (5) the words "superior or municipal" and by inserting
4 in lieu thereof the word "county".

5 Also by striking all of the first sentence after the
6 word "court" in line six (6).

7 Also by striking from lines eleven (11) and twelve (12)
8 the words "superior or municipal" and by inserting in lieu
9 thereof the word "county".

1 Sec. 97. Section two hundred thirty-two point sixteen
2 (232.16), Code 1946, is hereby amended by striking from line
3 fifteen (15) the words "superior, or municipal" and by in-
4 serting in lieu thereof the words "or county".

1 Sec. 98. Section two hundred forty-seven point thirty
2 (247.30), Code 1946, is hereby amended by striking from
3 sub-section sixteen (16), lines two (2), three (3), and four
4 (4) the words "constable's fees, and justice fees paid by the
5 county in all criminal cases before a justice of the peace"
6 and by inserting in lieu thereof the words "sheriff's fees, and

7 county court fees paid by the county in all criminal cases be-
8 fore the county court”.

1 Sec. 99. Section two hundred fifty-two point eighteen
2 (252.18), Code 1946, is hereby amended by striking from line
3 eleven (11), the word “superior” and inserting in lieu thereof
4 the word “county”.

1 Sec. 100. Section two hundred sixty-six point twenty-two
2 (266.22), Code 1946, is hereby amended by striking from lines
3 fourteen (14) and fifteen (15) the words “before any justice
4 of the peace of the county” and by inserting in lieu thereof
5 the words “in the county court”.

1 Sec. 101. Section two hundred ninety-nine point ten
2 (299.10), Code 1946, is hereby amended by striking from line
3 eight (8) the word “constable” and by inserting in lieu there-
4 of the words “deputy sheriff”.

1 Sec. 102. Section three hundred twenty-one point one
2 hundred ninety (321.190), Code 1946, is hereby amended by
3 striking from line five (5) the words “a justice of the peace,”.

1 Sec. 103. Section three hundred twenty-four point sixty
2 (324.60), Code 1946, is hereby amended by striking from line
3 three (3) the word “constables”.

1 Sec. 104. Section three hundred thirty-three point eleven
2 (333.11), Code 1946, is hereby amended by striking from sub-
3 section five (5), lines two (2) and three (3) the word “consta-
4 ble” and by inserting in lieu thereof the word “deputy sheriff”.

5 Also by striking from subsection six (6), lines one (1)

3 and two (2) the words "justice court stating amounts paid
7 various justices, constables" and by inserting in lieu thereof
8 the words "county court, stating amounts paid the judges,
9 bailiffs".

0 Also by striking from subsection fourteen (14), line
1 three (3) the word "justice" and by inserting in lieu thereof
2 the word "county".

1 Sec. 105. Section three hundred thirty-six point two
2 (336.2), Code 1946, is hereby amended by striking from sub-
3 section three (3) line two (2) the words "justices of the peace"
4 and by inserting in lieu thereof the words "county courts".

5 Also by striking from subsection four (4) line two (2)
6 the words "justices of the peace" and by inserting in lieu
7 thereof the words "county courts".

1 Sec. 106. Section three hundred thirty-six point three
2 (336.3), Code 1946, is hereby amended by striking from lines
3 nine (9) to twelve (12), inclusive, the words "when such
4 appearance is before a justice of the peace, such sum as the
5 board of supervisors shall determine to be reasonable for the
6 services rendered, and,".

1 Sec. 107. Section three hundred thirty-seven point
2 twelve (337.12), Code 1946, is hereby amended by striking from
3 line five (5) the words "or justice as far as their" and by
4 inserting in lieu thereof the words "as far as his".

1 Sec. 108. Section three hundred thirty-nine point three
2 (339.3), Code 1946, is hereby amended by striking from line

3 nine (9) the word “constable” and by inserting in lieu there-
4 of the words “deputy sheriff”.

1 Sec. 109. Section three hundred thirty-nine point eight
2 (339.8), Code 1946, is hereby amended by striking from lines
3 fourteen (14), fifteen (15) and sixteen (16) the words “in like
4 manner as a justice of the peace may do in criminal proceed-
5 ings before him” and by inserting in lieu thereof the words
6 “by a fine not exceeding ten dollars”.

1 Sec. 110. Section three hundred thirty-nine point
2 thirteen (339.13), Code 1946, is hereby amended by striking
3 from lines five (5) and six (6) the words “justice of the
4 peace” and by inserting in lieu thereof the words “judge of
5 the county court”.

1 Sec. 111. Section three hundred thirty-nine point
2 fourteen (339.14), Code 1946, is hereby amended by striking
3 from line four (4) the word “constables” and by inserting in
4 lieu thereof the words “deputy sheriffs”.

5 Also by striking from line six (6) thereof the words
6 “justice of the peace” and by inserting in lieu thereof the
7 words “judge of the county court”.

1 Sec. 112. Section three hundred thirty-nine point twenty-
2 one (339.21), Code 1946, is hereby amended by striking from
3 line three (3) the words “any justice of the peace or municipi-
4 pal” and by inserting in lieu thereof the words “a county court”.

1 Sec. 113. Section three hundred forty-three point three
2 (343.3), Code 1946, is hereby amended by striking from line two

3 (2) the word "constable" and by inserting in lieu thereof the
4 word "bailiff".

1 Sec. 114. Section three hundred forty-three point four
2 (343.4), Code 1946, is hereby amended by striking from line two
3 (2) the word "constable" and by inserting in lieu thereof the
4 word "bailiff".

1 Sec. 115. Section three hundred forty-nine point sixteen
2 (349.16), Code 1946, is hereby amended by inserting in sub-
3 section one (1) line six (6) after the word "court" the words
4 "and county court".

5 Also by striking from subsection one (1) lines seven (7)
6 and eight (8) the words "the transcripts of justices of the
7 peace, including their proceedings and cost" and by inserting
8 in lieu thereof the words "the proceedings and cost of the
9 county court".

1 Sec. 116. Section three hundred fifty-five point nine
2 (355.9), Code 1946, is hereby amended by striking from lines
3 six (6) and seven (7) the words "before justices of the peace"
4 and by inserting in lieu thereof the words "in the county
5 courts".

1 Sec. 117. Section three hundred fifty-nine point
2 thirteen (359.13), Code 1946, is hereby amended by striking
3 from line two (2) the word "constable" and by inserting in
4 lieu thereof the words "deputy sheriff".

1 Sec. 118. Section three hundred fifty-nine point thirty-
2 eight (359.38), Code 1946, is hereby amended by striking all

3 of such section beginning with the word “justice” in line nine
4 (9) and by inserting in lieu thereof the words “notary public,
5 an oath of office,”.

1 Sec. 119. Section three hundred fifty-nine point thirty-
2 nine (359.39), Code 1946, is hereby amended by striking from
3 lines nine (9) and ten (10) the words “any justice of the peace
4 within such township” and by inserting in lieu thereof the
5 words “a magistrate”.

1 Sec. 120. Section three hundred sixty point six (360.6),
2 Code 1946, is hereby amended by striking from lines eight (8)
3 and nine (9) the words “constable of the township” and by in-
4 serting in lieu thereof the words “peace officer”.

1 Sec. 121. Section three hundred sixty-two point fifteen
2 (362.15), Code 1946, is hereby amended by striking from line
3 eight (8), the words “nearest justice” and by inserting in
4 lieu thereof the words “township clerk”.

1 Sec. 122. Section three hundred sixty-three point ten (363.10),
2 Code 1946, is hereby amended by striking from lines four (4)
3 and five (5) the words “where there is no municipal or
4 superior court,”

1 Sec. 123. Section three hundred sixty-three point
2 twelve (363.12), Code 1946, is hereby amended by striking
3 from lines eight (8) and nine (9) the words “if there is no
4 municipal or superior court in the city”.

1 Sec. 124. Section three hundred sixty-three point
2 eighteen (363.18), Code 1946, is hereby amended by striking

3 from subsection seven (7), lines two (2), three (3), and four
4 (4) the words “judge of superior court shall be elected or
5 appointed and qualifies in cities entitled to elect or ap-
6 point such officer” and by inserting in lieu thereof the
7 words “county court judge shall be elected”.

1 Sec. 125. Section three hundred sixty-three point thirty
2 (363.30), Code 1946, is hereby amended by striking from lines
3 twenty-two (22) and twenty-three (23) the word “constables”
4 and by inserting in lieu thereof the words “county court
5 bailiffs”.

1 Sec. 126. Section three hundred sixty-three point forty-
2 two (363.42), Code 1946, is hereby amended by striking from
3 lines three (3), seven (7), and ten (10), the word “constables”
4 and by inserting in each place the word “county court bailiffs”.

1 Sec. 127. Section three hundred sixty-five point six
2 (365.6), Code 1946, is hereby amended by striking from lines
3 two (2), three (3), and four (4) the words “including deputy
4 clerks and deputy bailiffs of the municipal court,”.

1 Sec. 128. Section three hundred sixty-five point fifteen
2 (365.15), Code 1946, is hereby amended by striking all of the
3 second paragraph following the word “departments” in line seven
4 (7).

1 Sec. 129. Section three hundred sixty-eight point six
2 (368.6), Code 1946, is hereby amended by striking from sub-
3 section five (5) line six (6) the word “constables” and by
4 inserting in lieu thereof the word “bailiffs”.

1 Sec. 130. Section four hundred thirteen point one hundred
2 fourteen (413.14), Code 1946, is hereby amended by striking
3 from line four (4) the words “, superior, or municipal” and by
4 inserting in lieu thereof the words “or county”.

1 Sec. 131. Section four hundred thirteen point one hundred
2 fifteen (413.115), Code 1946, is hereby amended by striking
3 from line four (4) the words “, superior, or municipal” and by
4 inserting in lieu thereof the words “or county”.

1 Sec. 132. Section four hundred fifteen point three
2 (415.3), Code 1946, is hereby amended by striking from line
3 nine (9) the word “municipal” and by inserting in lieu thereof
4 the words “or county”.

1 Sec. 133. Section four hundred sixteen point fifty-four
2 (416.54), Code 1946, is hereby amended by striking from line
3 two (2) the word “superior” and by inserting in lieu thereof
4 the word “county”.

1 Sec. 134. Section four hundred sixteen point fifty-five
2 (416.55), Code 1946, is hereby amended by striking from line
3 two (2) the word “superior” and by inserting in lieu thereof
4 the word “county”.

1 Sec. 135. Section four hundred twenty point fifteen
2 (420.15), Code 1946, is hereby amended by striking from line
3 six (6) the words “justice of the peace” and by inserting in
4 lieu thereof the word “magistrate”.

1 Sec. 136. Section four hundred twenty point sixteen
2 (420.16), Code 1946, is hereby amended by striking from line

3 six (6) the words “justices and constables” and by inserting
4 in lieu thereof the words “county court judges and bailiffs”.

1 Sec. 137. Section four hundred twenty point thirty-four
2 (420.34), Code 1946, is hereby amended by striking from lines
3 seven (7) and ten (10) the word “municipal” and by inserting
4 in lieu thereof the word “county”.

1 Sec. 138. Section four hundred twenty point thirty-eight
2 (420.38), Code 1946, is hereby amended by striking from line
3 three (3) the words “justice of the peace” and by inserting
4 in lieu thereof the words “county court”.

1 Sec. 139. Section four hundred twenty point one hundred
2 sixteen (420.116), Code 1946, is hereby repealed.

1 Sec. 140. Section four hundred twenty-one point twenty-
2 two (421.22), Code 1946, is hereby amended by striking from
3 lines one (1) and two (2) the word “constable” and by inserting
4 in lieu thereof the words “bailiff of the county court”.

1 Sec. 141. Section four hundred forty-five point seven
2 (445.7), Code 1946, is hereby amended by striking from line
3 seven (7) the word “constable” and by inserting in lieu there-
4 of the words “bailiff of the county court”.

1 Sec. 142. Section four hundred forty-five point forty-
2 nine (445.49), Code 1946, is hereby amended by striking from
3 line eight (8) the word “constable” and by inserting in lieu
4 thereof the words “bailiff of the county court”.

5 Also by striking from line eleven (11) the word “con-
6 stables” and by inserting in lieu thereof the words

7 “bailiffs of the county court”.

1 Sec. 143. Section four hundred forty-six point four
2 (446.4), Code 1946, is hereby amended by striking from line
3 four (4) the word “constables” and by inserting in lieu
4 thereof the word “officers”.

1 Sec. 144. Section four hundred fifty-three point one
2 (453.1), Code 1946, is hereby amended by striking from line
3 five (5) the word “municipal” and by inserting in lieu
4 thereof the word “county”.

1 Sec. 145. Section five hundred forty-two point thirty-
2 three (542.33), Code 1946, is hereby amended by striking
3 from subsection four (4) line forty-nine (49) the word
4 “constable” and by inserting in lieu thereof the words
5 “bailiff of the county court”.

1 Sec. 146. Section five hundred seventy point five
2 (570.5), Code 1946, is hereby amended by striking from lines
3 five (5) and six (6) the words “or justice” and by inserting
4 in lieu thereof the words “of the district or county court”.

1 Sec. 147. Section five hundred seventy-two point
2 twenty-four (572.24), Code 1946, is hereby amended by striking
3 from line four (4) the words “or superior”.

1 Sec. 148. Section five hundred eighty point four
2 (580.4), Code 1946, is hereby amended by striking from lines
3 two (2) and three (3) the words “any constable” and by in-
4 serting in lieu thereof the words “the sheriff”.

5 Also by striking from line four (4) the words “or with

6 the sheriff of such county,”.

1 Sec. 149. Section five hundred eighty point five
2 (580.5), Code 1946, is hereby amended by striking from lines
3 one (1) and two (2) the words “constable or”.

1 Sec. 150. Section five hundred ninety-five point ten
2 (595.10), Code 1946, is hereby amended by striking from sub-
3 section one (1) line one (1) the words “A justice of the
4 peace, or”.

5 Also by striking from subsection two (2) the words
6 “superior, or municipal” and by inserting in lieu thereof
7 the words “or county”.

1 Sec. 151. Section six hundred four point twenty
2 (604.20), Code 1946, is hereby amended by striking from lines
3 five (5) the word “superior” and by inserting in lieu
4 thereof the word “county”.

1 Sec. 152. Section six hundred five point seventeen
2 (605.17), Code 1946, is hereby amended by striking from lines
3 one (1) and two (2) the words “or justice”.

1 Sec. 153. Section six hundred five point nineteen
2 (605.19), Code 1946, is hereby amended by striking from lines
3 three (3) and four (4) the words “, the judges of the super-
4 ior court for their districts, and the judges of the municipi-
5 pal” and by inserting in lieu thereof the words “and the
6 judges of the county”.

1 Sec. 154. Section six hundred six point thirteen
2 (606.13), Code 1946, is hereby amended by striking from lines

3 three (3) and four (4) the words “holding the office of jus-
4 tice of the peace, or”.

1 Sec. 155. Section six hundred six point fifteen
2 (606.15), Code 1946, is hereby amended by striking from sub-
3 section fourteen (14) lines two (2) and three (3) the words
4 “justice of the peace or municipal” and by inserting in lieu
5 thereof the word “county”.

1 Sec. 156. Section six hundred seven point five (607.5),
2 Code 1946, is hereby amended by striking all of subsection
3 two (2) and three (3).

1 Sec. 157. Section six hundred seventeen point thirteen
2 (617.13), Code 1946, is hereby amended by striking from line
3 five (5) the word “superior” and by inserting in lieu there-
4 of the word “county”.

1 Sec. 158. Section six hundred twenty-one point nine
2 (621.9), Code 1946, is hereby amended by striking from lines
3 five (5) and six (6) the words “court or justice of the
4 peace” and by inserting in lieu thereof the words “or county
5 court”.

1 Sec. 159. Section six hundred twenty-two point sixty-
2 three (622.63), Code 1946, is hereby amended by striking from
3 lines seven (7) and eight (8) the words “coroner, or any
4 constable” and by inserting in lieu thereof the words “or
5 coroner”.

1 Sec. 160. Section six hundred twenty-two point sixty-
2 four (622.64), Code 1946, is hereby amended by striking from

3 line three (3) the words "coroner, or constable" and by in-
4 serting in lieu thereof the words "or coroner".

1 Sec. 161. Section six hundred twenty-two point sixty-
2 six (622.66), Code 1946, is hereby amended by striking from
3 line three (3) the word "superior" and by inserting in lieu
4 thereof the word "county".

1 Sec. 162. Section six hundred twenty-two point sixty-
2 eight (622.68), Code 1946, is hereby amended by striking from
3 line two (2) the word "superior" and inserting in lieu thereof
4 the word "county".

1 Sec. 163. Section six hundred twenty-two point sixty-
2 nine (622.69), Code 1946, is hereby amended by striking from
3 lines four (4), five (5) and six (6) the words "the same
4 fees and mileage as are allowed before justices of the peace;
5 before a justice of the peace".

1 Sec. 164. Section six hundred twenty-two point seventy-
2 three (622.73), Code 1946, is hereby amended by striking from
3 line five (5) the word "justice's" and by inserting in lieu
4 thereof the word "county".

1 Sec. 165. Section six hundred twenty-two point seventy-
2 five (622.75), Code 1946, is hereby amended by striking from
3 line seven (7) the words "justice or".

1 Sec. 166. Section six hundred twenty-two point seventy-
2 eight (622.78), Code 1946, is hereby amended by striking from
3 line four (4) the word "constable" and by inserting in lieu
4 thereof the words "other officer".

1 Sec. 167. Section six hundred twenty-two point eighty-
2 four (622.84), Code 1946, is hereby amended by striking from
3 line eight (8) the word “justice’s” and by inserting in lieu
4 thereof the word “county”.

5 Also by striking from line ten (10) the words “justice
6 of the peace” and by inserting in lieu thereof the words
7 “county judge”.

1 Sec. 168. Rule Civil Procedure No. 68, Code 1946, is
2 hereby amended by striking from lines one (1) and two (2)
3 the words “justice of the peace” and inserting in lieu there-
4 of the words “county court.”

1 Sec. 169. Rule Civil Procedure No. 239, Code 1946, is
2 hereby amended by striking from line six (6) the word
3 “constables,”.

1 Sec. 170. Section six hundred twenty-six point fifty-
2 seven (626.57), Code 1946, is hereby amended by striking from
3 line four (4) the words “justices of the peace” and inserting
4 in lieu thereof the words “county courts”.

1 Sec. 171. Section six hundred twenty-six point seventy-
2 six (626.76), Code 1946, is hereby repealed.

1 Sec. 172. Section six hundred twenty-six pont ninety-
2 four (626.94), Code 1946, is hereby amended by striking from
3 line thirteen (13) the words “or justice”.

1 Sec. 173. Section six hundred twenty-six point one
2 hundred two (626.102), Code 1946, is hereby repealed.

1 Sec. 174. Section six hundred twenty-six point one hundred

2 eight (626.108), Code 1946, is hereby amended by striking from
3 line four (4) the words ", or a justice of the peace".

1 Sec. 175. Section six hundred twenty-eight point four
2 (628.4), Code 1946, is hereby amended by striking from line
3 two (2) the words "superior or".

1 Sec. 176. Section six hundred thirty point one (630.1)
2 Code 1946, is hereby amended by striking from line four (4)
3 the word "superior" and the comma (,) immediately following.

4 Also by striking from line six (6) the word "do" and by
5 inserting in lieu thereof the word "does".

6 Also by striking from line nine (9) the word "justice's"
7 and by inserting in lieu thereof the words "county court".

1 Sec. 177. Section six hundred thirty point three
2 (630.3), Code 1946, is hereby amended by striking from line
3 two (2) the words "superior or".

1 Sec. 178. Section six hundred thirty-nine point eight
2 (639.8), Code 1946, is hereby amended by striking from line
3 four (4) the words "district or superior" and by inserting in
4 lieu thereof the words "or district".

1 Sec. 179. Section six hundred thirty-nine point eleven
2 (639.11), Code 1946, is hereby amended by striking from line
3 seven (7) the word "municipal" and by inserting in
4 lieu thereof the word "county".

5 Also by striking from line nine (9) the words "a justice
6 court or".

7 Also by striking from line ten (10) the word "municipal"

8 and inserting in lieu thereof the word "county".

1 Sec. 180. Section six hundred thirty-nine point sixty-
2 eight (639.68), Code 1946, is hereby repealed.

1 Sec. 181. Section six hundred forty-two point one
2 (642.1), Code 1946, is hereby amended by striking from lines
3 one (1) and two (2) the words "or constable".

1 Sec. 182. Section six hundred forty-three point five
2 (643.5), Code 1946, is hereby amended by striking from line
3 four (4) the words "or justice".

4 Also by striking from lines seven (7), eight (8) and
5 nine (9) the words "if in a court of record, or on the day
6 fixed in the original notice, if in a justice's court,".

1 Sec. 183. Section six hundred forty-three point six
2 (643.6), Code 1946, is hereby amended by striking from line
3 two (2) the words "or justice".

1 Sec. 184. Section six hundred forty-three point seven
2 (643.7), Code 1946, is hereby amended by striking from line
3 one (1) the words "or justice".

1 Sec. 185. Section six hundred forty-three point fif-
2 teen (643.15), Code 1946, is hereby amended by striking from
3 line three (3) the word "justice" and by inserting in lieu
4 thereof the words "county court".

1 Sec. 186. Section six hundred forty-four point one
2 (644.1), Code 1946, is hereby amended by striking from lines
3 twelve (12) and thirteen (13) the words "some justice of the
4 peace in the township" and by inserting in lieu thereof

5 the words "a judge of the county court in the county".

1 Sec. 187. Section six hundred forty-four point two
2 (644.2), Code 1946, is hereby amended by striking from line
3 one (1) the word "justice" and by inserting in lieu thereof
4 the word "judge".

5 Also by striking from line two (2) the words "some
6 constable of his township" and by inserting in lieu thereof
7 the words "the sheriff of such county".

8 Also by striking from line nine (9) the word "justice"
9 and by inserting in lieu thereof the word "judge".

1 Sec. 188. Section six hundred forty-four point four
2 (644.4), Code 1946, is hereby amended by striking from line
3 five (5) the word "justice's" and by inserting in lieu
4 thereof the word "judge's".

1 Sec. 189. Section six hundred forty-four point twelve
2 (644.12), Code 1946, is hereby amended by striking from lines
3 five (5) and six (6) the words "any justice of the peace"
4 and by inserting in lieu thereof the words "a county judge".

5 Also by striking from line eleven (11) the word "justice"
6 and by inserting in lieu thereof the word "judge".

1 Sec. 190. Section six hundred forty-four point fourteen
2 (644.14), Code 1946, is hereby amended by striking from lines
3 ten (10) and eleven (11) the words "some justice of the peace"
4 and by inserting in lieu thereof the words "a county judge".

1 Sec. 191. Section six hundred forty-eight point five
2 (648.5), Code 1946, is hereby amended by striking from lines

3 two (2), three (3), and four (4) the words “municipal, and
4 superior courts within the county, and justices of the
5 peace within the township” and by inserting in lieu thereof
6 the words “and county courts within the county”.

7 Also by striking from line (9) the comma after
8 the word “judgment” and inserting in lieu thereof a period
9 and by striking the remaining portion of such section.

1 Sec. 192. Section six hundred forty-eight point six
2 (648.6), Code 1946, is hereby repealed.

1 Sec. 193. Section six hundred forty-eight point seven
2 (648.7), Code 1946, is hereby amended by striking all of
3 the second sentence thereof.

1 Sec. 194. Section six hundred forty-eight point eight
2 (648.8), Code 1946, is hereby repealed.

1 Sec. 195. Section six hundred forty-eight point ten
2 (648.10), Code 1946, is hereby amended by striking from
3 line five (5) the comma following the word “publication”
4 and by inserting in lieu thereof a period and by striking
5 the remaining portion of such section.

1 Sec. 196. Section six hundred forty-eight point eleven
2 (648.11), Code 1946, is hereby amended by striking all of
3 such section and inserting in lieu thereof the following:
4 “The time for appearance and pleading in the district or
5 county courts shall be the same time as is required in
6 ordinary actions.”

1 Sec. 197. Section six hundred forty-eight point

2 twelve (648.12), Code 1946, is hereby repealed.

1 Sec. 198. Section six hundred forty-eight point
2 thirteen (648.13), Code 1946, is hereby amended by striking
3 from lines three (3) and four (4) the words "municipal
4 court or a justice's court" and by inserting in lieu
5 thereof the words "county court".

1 Sec. 199. Section six hundred forty-eight point
2 fourteen (648.14), Code 1946, is hereby amended by striking
3 from lines two (2) and three (3) the words "justice's court
4 or municipal court, the justice or the judges of the
5 municipal court" and by inserting in lieu thereof the
6 words "county court, the county judge".

1 Sec. 200. Section six hundred forty-eight point
2 twenty-one (648.21), Code 1946, is hereby repealed.

1 Sec. 201. Section six hundred fifty-seven point
2 five (657.5), Code 1946, is hereby repealed.

1 Sec. 202. Section six hundred fifty-seven point six
2 (657.6), Code 1946, is hereby amended by striking from line
3 two (2) the words "or justice".

4 Also by striking from line six (6) the words "or
5 justice".

6 Also by striking from lines fourteen (14) and fif-
7 teen (15) the words "or justice of the peace, as the case
8 may be,".

1 Sec. 203. Section six hundred sixty-one point four
2 (661.4), Code 1946, is hereby amended by striking from

3 lines two (2) and five (5) the word "superior" and by insert-
4 ing in lieu thereof the word "county".

1 Sec. 204. Rule Civil Procedure No. 309, Code 1946, is
2 hereby amended by striking from line three (3) the word
3 "superior" and by inserting in lieu thereof the word "county".

1 Sec. 205. Section six hundred sixty-three point three
2 (663.3), Code 1946, is hereby amended by striking from line
3 two (2) the word "superior" and by inserting in lieu thereof
4 the word "county".

1 Sec. 206. Section six hundred sixty-five point two
2 (665.2), Code 1946, is hereby amended by striking from lines
3 four (4) and five (5) the words "including justices of the
4 peace,".

1 Sec. 207. Section six hundred sixty-five point three
2 (665.3), Code 1946, is hereby amended by striking from line
3 three (3) of subsection five (5) the word "superior" and by
4 inserting in lieu thereof the word "county".

1 Sec. 208. Section six hundred sixty-six point six
2 (666.6), Code 1946, is hereby amended by striking from line
3 two (2) the words "municipal, superior" and by inserting in
4 lieu thereof the word "county".

5 Also by inserting the word "and" in line two (2)
6 following the comma after the word "courts".

7 Also by striking from lines three (3) and four (4) the
8 comma following the words "towns" and by striking the words
9 "and justices of the peace".

1 Sec. 209. Section six hundred sixty-seven point two
2 (667.2), Code 1946, is hereby amended by striking from line
3 three (3) the words “or a justice of the peace,”.

1 Sec. 210. Section six hundred sixty-seven point five
2 (667.5), Code 1946, is hereby amended by striking from line
3 one (1) the words “constable or”.

4 Also by striking from line four (4) and line five (5)
5 the words “superior court, or of a justice” and by inserting
6 in lieu thereof the words “county court”.

1 Sec. 211. Section six hundred sixty-seven point seven
2 (667.7), Code 1946, is hereby amended by striking from line
3 five (5) the words “or justice”.

1 Sec. 212. Section six hundred eighty-six point two
2 (686.2), Code 1946, is hereby amended by striking from line
3 three (3) the words “municipal, superior,” and by inserting
4 in lieu thereof the word “county”.

1 Sec. 213. Section seven hundred nine point nine
2 (709.9), Code 1946, is hereby amended by striking from line
3 six (6) the word “constable,”.

1 Sec. 214. Section seven hundred seventeen point seven
2 (717.7), Code 1946, is hereby amended by striking from lines
3 eleven (11) and twelve (12) the words “justice of the peace”
4 and by inserting in lieu thereof the words “county judge”.

1 Sec. 215. Section seven hundred eighteen point twenty-
2 three (718.23), Code 1946, is hereby amended by striking from
3 lines five (5) and six (6) the words “justice of the peace” and

4 by inserting in lieu thereof the words "county judge".

1 Sec. 216. Section seven hundred twenty-five point nine
2 (725.9), Code 1946, is hereby amended by striking from line
3 six (6) the words "or to any constable" and by inserting be-
4 fore the word "police" in said line the word "any".

1 Sec. 217. Section seven hundred twenty-seven point
2 four (727.4), Code 1946, is hereby amended by striking from
3 lines four (4) and six (6) the words "justice of the peace"
4 and by inserting in each instance the words "county judge".

1 Sec. 218. Section seven hundred thirty-three point
2 two (733.2), Code 1946, is hereby amended by striking from
3 line two (2) the words "justice of the peace" and by insert-
4 ing in lieu thereof the words "county judge".

5 Also by striking from line seven (7) the word "justice"
6 and by inserting in lieu thereof the word "judge".

1 Sec. 219. Section seven hundred thirty-nine point nine
2 (739.9), Code 1946, is hereby amended by striking from line
3 two (2) the words "or constable,".

1 Sec. 220. Section seven hundred forty-point five
2 (740.5), Code 1946, is hereby amended by striking from lines
3 two (2) and three (3) the words "justice of the peace,"
4 and also striking from lines five (5) and six (6) the words
5 "coroner or constable" and by inserting in lieu thereof the
6 words "or coroner".

1 Sec. 221. Section seven hundred forty point six
2 (740.6), Code 1946, is hereby amended by striking from line

3 two (2) the words "justice of the peace," and by striking from
4 line three (3) the word "constable,".

1 Sec. 222. Section seven hundred forty-two point three
2 (742.3), Code 1946, is hereby amended by striking from line
3 three (3) the word "constable,".

1 Sec. 223. Section seven hundred forty-three point four
2 (743.4), Code 1946, is hereby amended by striking from lines
3 seven (7) and eight (8) the words "constables, and justices
4 of the peace" and by inserting before the word "marshal" in
5 said line the word "and".

1 Sec. 224. Section seven hundred forty-five point four-
2 teen (745.14), Code 1946, is hereby amended by striking from
3 line five (5) the word "constable,".

1 Sec. 225. Section seven hundred forty-eight point one
2 (748.1), Code 1946, is hereby amended by striking from sub-
3 section one (1), lines one (1) and two (2) the words "super-
4 ior, or municipal" and by inserting in lieu thereof the words
5 "or county".

6 Also by striking from subsection two (2), line one (1),
7 the words "justices of the peace," and by striking the comma
8 after the word "mayors" in said line.

1 Sec. 226. Section seven hundred forty-eight point three
2 (748.3), Code 1946, is hereby amended by striking all of sub-
3 section two (2).

1 Sec. 227. Section seven hundred fifty-one point twenty
2 (751.20), Code 1946, is hereby amended by striking from line

3 five (5) the words "justices of the peace" and by inserting
4 in lieu thereof the words "county judges".

1 Sec. 228. Section seven hundred fifty-two point four
2 (752.4), Code 1946, is hereby amended by striking from lines
3 two (2) and three (3) the words "justice of the peace" and by
4 inserting in lieu thereof the word "county judge".

1 Sec. 229. Section seven hundred fifty-four point two
2 (754.2), Code 1946, is hereby amended by striking from line
3 three (3) the words "justice of the peace" and by inserting
4 in lieu thereof the words "county judge".

1 Sec. 230. Section seven hundred sixty point seven
2 (760.7), Code 1946, is hereby amended by striking from lines
3 seven (7) and eight (8) the words "in the same manner as
4 appeals from justice's court".

1 Sec. 231. Section seven hundred sixty-one point twenty-
2 nine (761.29), Code 1946, is hereby amended by striking from
3 line two (2) the word "justice" and by inserting in lieu
4 thereof the word "magistrate"

1 Sec. 232. Section seven hundred sixty-two point one
2 (762.1), Code 1946, is hereby amended by striking from line
3 one (1) the words "Justices of the peace" and by inserting in
4 lieu thereof the words "county judges".

1 Sec. 233. Section seven hundred sixty-two point two
2 (762.2), Code 1946, is hereby amended by striking from line
3 three (3) the words "justice of the peace" and by inserting
4 in lieu thereof the words "county judge". Also by striking

5 from line five (5) the word "justice" and by inserting in
6 lieu thereof the words "clerk of the county court".

1 Sec. 234. Section seven hundred sixty-two point three
2 (762.3), Code 1946, is hereby amended by striking from sub-
3 section one (1), line one (1), the word "justice" and by in-
4 serting in lieu thereof the words "county judge".

1 Sec. 235. Section seven hundred sixty-two point four
2 (762.4), Code 1946, is hereby amended by striking from lines
3 one (1) and three (3) of the form therein, the words "justice"
4 and in each instance insert the words "county judge".

1 Sec. 236. Section seven hundred sixty-two point five
2 (762.5), Code 1946, is hereby amended by striking from line
3 one (1) the word "justice" and by inserting in lieu thereof
4 the words "county judge".

1 Sec. 237. Section seven hundred sixty-two point six
2 (762.6), Code 1946, is hereby amended by striking from line
3 two (2) the word "justice" and by inserting in lieu thereof
4 the words "county judge".

1 Sec. 238. Section seven hundred sixty-two point seven
2 (762.7), Code 1946, is hereby amended by striking from line
3 five (5) the word "justice" and by inserting in lieu thereof
4 the words "county judge".

1 Sec. 239. Section seven hundred sixty-two point nine
2 (762.9), Code 1946, is hereby amended by striking from line
3 two (2) the word "justice" and by inserting in lieu thereof
4 the words "county judge".

1 Sec. 240. Section seven hundred sixty-two point ten
 2 (762.10), Code 1946, is hereby amended by striking from line
 3 five (5) the word “justice” and by inserting in lieu thereof
 4 the word “county judge”.

1 Sec. 241. Section seven hundred sixty-two point eleven
 2 (762.11), Code 1946, is hereby amended by striking from line
 3 four (4) the word “justice” and by inserting in lieu thereof
 4 the words “county court”.

1 Sec. 242. Section seven hundred sixty-two point twelve
 2 (762.12), Code 1946, is hereby amended by striking from line
 3 three (3) the word “justice” and by inserting in lieu thereof
 4 the words “county judge”.

1 Sec. 243. Section seven hundred sixty-two point thirteen
 2 (762.13), Code 1946, is hereby amended by striking from line
 3 four (4) the word “justice” and by inserting in lieu thereof
 4 the words “county judge”.

1 Sec. 244. Section seven hundred sixty-two point fourteen
 2 (762.14), Code 1946, is hereby amended by striking from line
 3 two (2) the word “justice” and by inserting in lieu thereof
 4 the words “county judge”.

5 Also by striking from lines five (5) and six (6) the words
 6 “the next nearest justice in the township” and by inserting
 7 in lieu thereof the words “another county judge in the county”.

8 Also by striking from line six (6) the word “justice”
 9 and by inserting in lieu thereof the words “county judge”.

10 Also by striking from line eleven (11) the word “justice”

11 and by inserting in lieu thereof the words "county judge".

12 Also by striking from lines fourteen (14) and fifteen (15)
13 the words "the next nearest justice" and by inserting in lieu
14 thereof the words "another county judge".

15 Also by adding at the end of such section the following:

16 "In the event there is only one county judge in such county,
17 then such cause shall be transferred to the nearest county
18 court judge of the district in which such county is located".

1 Sec. 245. Sections seven hundred sixty-two point fifteen
2 (762.15) to thirteen thousand five hundred eighty-six
3 (13586) inclusive, Code 1946, are hereby repealed.

1 Sec. 246. Section seven hundred sixty-two point thirty-
2 one (762.31), Code 1946, is hereby amended by striking from
3 line three (3) the word "justice" in both places where it
4 appears and by inserting in lieu thereof in each instance
5 the words "county judge".

1 Sec. 247. Section seven hundred sixty-two point thirty-
2 three (762.33), Code 1946, is hereby amended by striking from
3 line two (2) the word "justice" and by inserting in lieu
4 thereof the words "county judge".

1 Sec. 248. Section seven hundred sixty-two point thirty-
2 four (762.34), Code 1946, is hereby amended by striking from
3 lines five (5) and nine (9) the word "justice" and by insert-
4 ing in lieu thereof in each instance the words "county judge".

1 Sec. 249. Section seven hundred sixty-two point thirty-
2 five (762.35), Code 1946, is hereby amended by striking from

3 line six (6) the word “justice” and by inserting in lieu
4 thereof the words “clerk of the county court”.

1 Sec. 250. Section seven hundred sixty-two point thirty-
2 six (762.36), Code 1946, is hereby amended by striking from
3 line two (2) the word “justice” and by inserting in lieu
4 thereof the words “clerk of the county court”.

5 Also by striking from line six (6) the word “he” and by
6 inserting in lieu thereof the words “the county judge”.

1 Sec. 251. Section seven hundred sixty-two point thirty-
2 seven (762.37), Code 1946, is hereby amended by striking from
3 line three (3) the word “justice” and by inserting in lieu
4 thereof the words “county judge”.

5 Also by striking from line four (4) the word “his and by
6 inserting in lieu thereof the word “the”.

7 Also by striking from line five (5) the words “by him”.

8 Also by striking from lines seven (7) and eight (8)
9 the word “justice” and by inserting in lieu thereof the
10 words “county judge”.

1 Sec. 252. Section seven hundred sixty-two point thirty-
2 eight (762.38), Code 1946, is hereby amended by striking from
3 line three (3) the word “justice” and by inserting in lieu
4 thereof the words “county judge”.

1 Sec. 253. Section seven hundred sixty-two point thirty-
2 nine (762.39), Code 1946, is hereby amended by striking from
3 line five (5) the word “justice” and by inserting in lieu
4 thereof the words “county judge”.

1 Sec. 254. Section seven hundred sixty-two point forty
2 (762.40), Code 1946, is hereby amended by striking from line
3 three (3) the word “justice” and by inserting in lieu there-
4 of the words “clerk of the county court”.

1 Sec. 255. Section seven hundred sixty-two point forty-
2 two (762.42), Code 1946, is hereby amended by striking from
3 line two (2) the word “justice” and by inserting in lieu
4 thereof the words “clerk of the county court”.

1 Sec. 256. Section seven hundred sixty-two point forty-
2 three (762.43), Code 1946, is hereby amended by striking from
3 lines one (1), seven (7), eight (8), and ten (10) the word
4 “justice” and by inserting in lieu thereof in each instance
5 the words “county judge”.

1 Sec. 257. Section seven hundred sixty-two point forty-
2 four (762.44), Code 1946, is hereby amended by striking from
3 line two (2) the word “justice” and by inserting in lieu
4 thereof the words “county judge”.

5 Also by striking from lines eleven (11) and twelve (12)
6 the words “justice of the peace” and by inserting in lieu
7 thereof the words “county judge”.

8 Also by striking the words “Justice of the peace” in the
9 last line and by inserting in lieu thereof the words “Clerk
10 of the county court”.

1 Sec. 258. Section seven hundred sixty-two point forty-
2 six (762.46), Code 1946, is hereby amended by striking from
3 line two (2) the word “justice” and by inserting in lieu

4 thereof the words "county judge".

1 Sec. 259. Section seven hundred sixty-two point forty-
2 seven (762.47), Code 1946, is hereby amended by striking from
3 line two (2) the word "justice" and by inserting in lieu thereof
4 the words "county judge".

1 Sec. 260. Section seven hundred sixty-two point forty-
2 eight (762.48), Code 1946, is hereby amended by striking
3 from line four (4) the word "justice" and by inserting in
4 lieu thereof the words "county judge".

5 Also by striking from lines nine (9) and ten (10) the
6 words "justice of the peace" and inserting in lieu thereof
7 the words "county judge".

1 Sec. 261. Section seven hundred sixty-two point forty-
2 nine (762.49), Code 1946, is hereby amended by striking from
3 lines two (2) and three (3) the words "justice of the peace"
4 and by inserting in lieu thereof the words "county judge".

1 Sec. 262. Section seven hundred sixty-six point four
2 (766.4), Code 1946, is hereby amended by striking from line
3 two (2) the words "justice of the peace" and by inserting
4 in lieu thereof the words "county judge".

1 Sec. 263. Section seven hundred sixty-nine point two
2 (769.2), Code 1946, is hereby amended by striking the second
3 sentence thereof.

1 Sec. 264. Section seven hundred sixty-nine point thirty-
2 two (769.32), Code 1946, is hereby amended by striking from
3 line three (3) the word "municipal" and by inserting in

4 lieu thereof the word "county".

1 Sec. 265. Section seven hundred sixty-nine point thirty-
2 three (769.33), Code 1946, is hereby amended by striking
3 from line four (4) the word "municipal" and by inserting
4 in lieu thereof the word "county".

5 Also by striking from line eight (8) the word "municipal"
6 and by inserting in lieu thereof the word "county".

1 Sec. 266. Section three hundred sixty-three point thirty-
2 nine (363.39), Code 1946, is hereby amended by striking all of
3 said section after the word "court" in line four (4) and by
4 inserting in lieu thereof the following "fees and compensation
5 as follows:

- 6 "1. For each information and affidavit, fifty cent.
- 7 2. For each bond or recognition, fifty cents.
- 8 3. For each mittimus or order of discharge, fifty cents.
- 9 4. For each official certificate, twenty-five cents.
- 10 5. For making and certifying transcript, fifty cents.
- 11 6. For trial of all criminal actions for each six
12 hours or fraction thereof, one dollar."