

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

Senate File 390

February 26, 1947.
Passed on File.

By HAWKINS.

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 juris-
2 diction with the district courts in all civil matters where
3 the amount in controversy does not exceed five hundred dollars,
4 except in actions for divorce and alimony and separate main-

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

1 Sec. 4. In all criminal matters, the court shall concur-
2 rently 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 ordinances
6 of incorporated towns within the said respective counties.

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 situ-
4 ated. The powers exercised by the district court and the
5 judges thereof relating to county attorney informations and
6 the prosecution of misdemeanor offenses is conferred upon
7 and may be exercised by the county court and judges thereof.
8 In all matters of which the county court has jurisdiction,
9 the court and the judges shall have the same powers with
10 reference to injunctions, writs, orders, and other proceed-
11 ings in and out of court as are possessed by the district
12 court and the judges 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 officers 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
3 of the abolition of said courts, shall be transferred to the
4 county courts herein established except for said county
5 wherein the same are pending except when the cause is beyond
6 the jurisdiction of the county court it shall be transferred
7 to 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
3 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
6 be 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,

3 the governor shall appoint any person eligible to be elected
4 to such office, which person so appointed shall hold office
5 until the next general election and until his successor
6 is elected 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 disqualification for interest or relationship
13 to the parties as the regular judge of the court, and shall
14 be paid for such service at a rate per day equal to 1/200
15 of the annual full-time salary of a county judge in said
16 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
9 use of the records at other places in the circuit, have
10 charge and custody of all records of the county court and
11 shall serve without additional compensation, and the sheriff
12 or one of his deputies shall act as bailiff of the county
13 court; except that in counties of over thirty thousand
14 population the clerk of the county court and the bailiff
15 shall be appointed by the court and shall receive as compen-
16 sation a per diem allowance for the days they actually serve
17 in amounts to be fixed by the board of supervisors in the
18 respective counties. Such additional clerks and bailiffs
19 shall qualify by subscribing to the oaths required of deputy
20 clerks and deputy sheriffs in the county and by filing
21 official bonds in penalties equal to those of similar offi-
22 cers, such bonds to be filed with the county auditor in the
23 same manner and form as is required of other 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
2 be three thousand dollars in counties of less than thirty
3 thousand inhabitants; three thousand four hundred dollars in
4 counties of thirty thousand and less than seventy-five

5 thousand inhabitants; and three thousand six hundred dollars
6 in counties of seventy-five thousand or more inhabitants.

7 Such salary shall be paid monthly from the court expense
8 fund of 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
6 use such facilities as are vacated by the abolition of the
7 municipal or superior courts, and the county shall provide
8 all books, printed blanks and other stationery for keeping
9 records, printed forms of writs, and all furniture, equipment
10 and supplies necessary for equipping and maintaining said
11 court.

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

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

7 candidate to be voted on at the ensuing general election.

1 Sec. 17. Candidates for the office of county judge
2 nominated as above provided shall be voted upon in the ensu-
3 ing general election, the name of said candidates appearing
4 on the ballots of their respective parties as the last
5 county candidate, and the candidate or candidates, depending
6 upon the number of offices to be filled by county judges,
7 receiving the highest plurality of votes at such general
8 election 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
3 jurisdictional limits, vested with the same judicial powers as
4 judges of the district court 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 near-
8 ly as may be, to the rules of the district court of the dis-
9 trict in which said county court is located. If not estab-
10 lished by statute or rule, the judge hearing the cause may
11 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
5 own motion recess court for a period not exceeding two weeks,
6 but such recesses shall not interrupt or interfere with any
7 of the 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
5 the same force and effect as certified copies of records of
6 the district court.

1 Sec. 22. All provisions of the law relating to change
2 of 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
4 of forcible entry and detainer, and all ordinary actions,
5 when the amount in controversy exceeds one hundred dollars,
6 and all 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 in-
13 formation for indictable offenses, search warrant proceedings,
14 and proceedings in habeas corpus and all criminal actions for
15 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
3 before 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
4 from the day of service thereof; if served without the county,
5 not less than ten nor more than twenty days from the day of
6 service 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 origi-
4 nal 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
8 copy of the original notice with the Clerk and paying the fil-
9 ing 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 consti-

3 tute the jury commission for the county court and shall re-
4 ceive no additional compensation other than necessary ex-
5 penses incurred in the performance of their duties, which
6 shall be allowed and paid from the court expense fund of
7 the 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
5 a 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 alphabe-
14 tical 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 possi-
17 ble. The said book shall be kept in the office of the clerk
18 of the county court and shall be open to the public for in-
19 spection 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
9 said jury box and draw therefrom the number of names ordered
10 by 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 times, 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 each 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

7 jury box within the biennium, the same shall all be de-
8 posited in the jury box and drawn again as in the first
9 instance, as may be required. Jurors in the district court
10 shall be exempt from service in the county court during
11 the biennium in which service was rendered by them in the
12 district court.

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

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

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

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

1 Sec. 36. Class "C" cases shall all be triable to a

2 jury of six jurors, unless a jury is expressly waived by the
3 defendant, and in all such cases, a charge of ten dollars
4 shall be added to the costs of the case.

1 Sec. 37. Class "D" cases shall be tried to the court
2 with a jury.

1 Sec. 38. In all cases to be submitted to juries in
2 the county courts, the clerk of the county court or his de-
3 puty shall select eight jurors by lot from the regular
4 panel or additions thereto. Each party shall have the right
5 to peremptorily challenge two jurors and strike one juror.
6 After 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
10 the six remaining jurors shall constitute the jury selected.

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

4 strict court, insofar as applicable, shall govern, except
5 their compensation, which shall be fixed by order of court
6 not exceeding eight dollars per day, for the time actually
7 engaged in their court duties and shall be paid in advance
8 as follows:

9 One half of all compensation for shorthand reporters
10 shall be taxed as costs to both parties in the cause re-
11 ported and shall abide as such. One half of the expense of
12 the shorthand reporters shall be paid by the county out of
13 the court expense fund; except that in trial for violation
14 of city or town ordinances the total compensation for such
15 reports shall 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 re-
3 porter is expressly waived by the parties. No Class "B"
4 cases in the county courts shall be reported by a short-
5 hand reporter unless demanded by one or more of the parties,
6 and until and unless parties demanding said shorthand re-
7 porter shall advance the sum of four dollars in costs and
8 pay the same into court in advance of each day's trial
9 of the cause. A shorthand reporter shall be provided for
10 Class "C" or "D" cases before the county courts only when
11 demanded and costs therefor, if defendant is found guilty,
12 shall be taxed and disposed of as in civil causes and any
13 costs unpaid shall be served by defendant as is provided
14 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
3 1946, 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.

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

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

4 A. By the appealing party filing in the County Court
5 on the day on which the order appealed from is rendered,
6 a written statement signed by such party or his attorney,
7 that such party is appealing from the order. It may be
8 made by 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
11 for him, within ten days after the judgment or order ap-
12 pealed from is rendered. Such notice shall be served in the
13 same manner as is provided for service of an original notice.
14 If the appellee is a non-resident or foreign corporation
15 and does not appear by agent or attorney, or if for any

16 reason it is not possible to make service of such notice
17 upon the appellee, his agent or attorney, the notice of
18 appeal may be served upon the judge who rendered the
19 judgment or order appealed from.

1 Sec. 55. An appeal brings up the action for trial
2 on the merits alone, all errors, irregularities and il-
3 legalities are to be disregarded under such circumstances,
4 if the action might have been prosecuted in the court to
5 which the appeal is taken.

1 Sec. 46. The Appellant must pay the costs of the
2 appeal, unless he obtains a final order favorable to him
3 in the appeal. In such event, the costs shall be as-
4 sessed against the 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
4 the same as any case originally brought in the District
5 Court.

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

1 Sec. 49. An appeal bond must be filed in the office
2 of the Clerk of the Court to which the appeal is taken,

3 within ten days after rendition of the judgment or order
4 appealed from. It shall be in an amount determined by
5 the Clerk to be sufficient to secure the judgment and costs
6 of appeal and with sureties approved by said clerk.

1 Sec. 50. In Section 12 strike lines 16 and 15 and
2 from 14 strike "a per" inserting in lieu thereof the fol-
3 lowing: "the amounts hereinafter set forth. In counties
4 of over thirty thousand population and less than seventy-
5 five thousand, the clerk of the county court shall receive
6 an annual salary of twenty-two hundred dollars and the
7 bailiff an annual salary of seventeen hundred fifty dollars;
8 and in counties of seventy-five thousand or more inhabi-
9 tants the clerk of the county court shall receive an annual
10 salary of twenty-six hundred dollars and the bailiff an an-
11 nual salary of two thousand dollars. The deputy clerks and
12 deputy bailiffs shall receive such compensation as the Board
13 of Supervisors may allow."

1 Sec. 51. Section sixteen point twenty-four (16.24),
2 Code 1946, is hereby amended by striking from subsection
3 five (5), line two (2), the words "superior, and munici-
4 pal" and 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 inserting
4 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
3 lines two (2) four (4) and five (5) the word “constables”
4 and by inserting in lieu thereof the words “deputy
5 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 “constable” 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 (64.23)
2 Code 1946, is hereby amended by striking from subsection five
3 (5), line two (2), the words “and for justices 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 two
5 (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
3 (5) and six (6) the words "and municipal court bailiffs
4 and 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
2 1946, is hereby amended by striking from line three (3)
3 the word "constable," and by inserting in lieu thereof the
4 word "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

4 the 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
2 (110.12), Code 1946, is hereby amended by striking from line
3 four (4) 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
4 inserting in lieu thereof the words "county court".

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

1 Sec. 80. Section one hundred twenty three point

2 thirty-five (123.35), Code 1946, is amended by
3 striking from line six (6) the word “municipal” and in-
4 serting in lieu thereof the word “county”.

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

1 Sec. 82. Section one hundred twenty-three point
2 fifty-three (123.53), Code 1946, is hereby amended by
3 striking from lines thirty-five (35) and thirty-six (36)
4 the words “justice of the peace” and by inserting in lieu
5 thereof the words “county judge”.

1 Sec. 23. 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”
4 and by inserting in lieu thereof the words “county court”.

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

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

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

1 Sec. 86. 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
4 by 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 from
5 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 four-
2 teen (225.14), 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. 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 thereof
5 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 in
4 lieu thereof the word “county”.

5 Also by striking all of the first sentence after the word
6 “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 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 sub-
3 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,
7 and county court fees paid by the county in all criminal cases
8 before 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 there-
4 of the word "county".

1 Sec. 100. Section two hundred sixty-six point twenty
2 two (226.22), Code 1946, is hereby amended by striking from
3 lines fourteen (14) and fifteen (15) the words "before any
4 justice of the peace of the county" and by inserting in
5 lieu thereof 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)
6 and two (2) the words "justice court stating amounts paid var-
7 ious justices, constables" and by inserting in lieu thereof the
8 words "county court, stating amounts paid the judges, bailiffs".

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

1 Sec. 105. Section three hundred thirty-six point two
2 (336.2), Code 1946, is hereby amended by striking from subsec-
3 tion 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 twelve
2 (337.12), Code 1946, is hereby amended by striking from line
3 five (5) the words “or justice as far as their” and by insert-
4 ing 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 thereof
4 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 proceedings
5 before him” and by inserting in lieu thereof the words “by a
6 fine not exceeding ten dollars”.

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

1 Sec. 111. Section three hundred thirty-nine point fourteen
2 (339.14), Code 1946, is hereby amended by striking from line

3 four (4) the word "constables" and by inserting in lieu thereof
4 the words "deputy sheriffs".

5 Also by striking from line six (6) thereof the words "jus-
6 tice of the peace" and by inserting in lieu thereof the words
7 "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 municipal"
4 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 subsec-
3 tion one (1) line six (6) after the word "court" the words
4 "and county court".

5 Also by striking from subsection one (1) line 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 courts".

1 Sec. 117. Section three hundred fifty-nine point thirteen
2 (359.13), Code 1946, is hereby amended by striking from line
3 two (2) the word "constable" and by inserting in lieu thereof
4 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 of
3 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
2 (360.6), Code 1946, is hereby amended by striking from lines
3 eight (8) and nine (9) the words "constable of the township"
4 and by inserting 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
2 (363.10), Code 1946, is hereby amended by striking from lines
3 four (4) and five (5) the words “where there is no municipal or
4 superior court,”.

1 Sec. 123. Section three hundred sixty-three point twelve
2 (363.12), Code 1946, is hereby amended by striking from lines
3 eight (8) and nine (9) the words “if there is no municipal
4 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 from
3 subsection seven (7), lines two (2), three (3), and four (4)
4 the words “judge of superior court shall be elected or ap-
5 pointed and qualifies in cities entitled to elect or appoint
6 such officer” and by inserting in lieu thereof the words
7 “county court judge shall be elected”.

1 Sec. 125. Section three hundred sixty-three point
2 thirty (363.30), Code 1946, is hereby amended by striking from
3 lines twenty-two (22) and twenty-three (23) the word “consta-
4 bles” 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 “consta-
4 bles” and by inserting in each place the words “county court
5 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 fif-
2 teen (365.15), Code 1946, is hereby amended by striking all of
3 the second paragraph following the word “departments” in line
4 seven (7).

1 Sec. 129. Section three hundred sixty-eight point six
2 (386.6), 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 (413.114), Code 1946, is hereby amended by striking,
3 from line four (4) the words “, superior, or municipal” and
4 by 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
4 by 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 there-
4 of 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 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 seven (7) 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 insert-

4 ing 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 strik-
3 ing 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 line
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
3 lines three (3) and four (4) the words “holding the office
4 of justice of the peace, or”.

1 Sec. 155. Section six hundred six point fifteen
2 (606.15), Code 1946, is hereby amended by striking from
3 subsection fourteen (14) lines two (2) and three (3) the
4 words “justice of the peace or municipal” and by inserting
5 in lieu 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 subsections
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 there-
4 of 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. 168, 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 point 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 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 nine (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 (657.2), 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 in-
4 serting 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) follow-
6 ing the comma after the word "courts".

7 Also by striking from lines three (3) and four (4) the
8 comma following the word "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 eight-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
3 from lines five (5) and six (6) the words "justice of the
4 peace" and by inserting in lieu thereof the words "county
5 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
4 before 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 inserting
4 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
4 from 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
3 from 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 words “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 (726.6), 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 words "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 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 of 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
4 thereof 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 from
3 line four (4) the word "justice" and by inserting in lieu
4 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 cents.
- 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.”