

CHAPTER 53.

AUTHORIZE GOVERNOR TO GRANT RIGHT OF WAY THROUGH CERTAIN STATE LANDS.

AN ACT Authorizing the Governor to convey or grant Right of Way through Certain State Land. S. F. 342.

WHEREAS, The lines bounding the east half of the south-west quarter of section thirty-three (33), township eighty five (85), range four (4), Jones county, Iowa, owned by the State of Iowa, and known as the "State Quarry" have been found to be one hundred feet west of lines as located by the county surveyor of said Jones county prior to the purchase of said land by the State; and,

WHEREAS, After the lines had been located by the county surveyor, and before the discovery of said error John A. Green had purchased the west half of said southwest quarter of said section thirty-three (33) and had expended a large sum of money in building a railroad track and opening a quarry upon land which by the former survey was upon his own land, but which, by the true line as surveyed and located since said money was expended and labor performed by the said Green, is upon the land then owned, and now owned and occupied by the State; and,

WHEREAS, The rough nature of the land and the high cliffs make it impossible to build a railroad to the land of the said Green, as bounded by the true line as now recognized, without very great expense; and,

WHEREAS, The said strip of land hereinafter described, being the land between the line as first surveyed and the true line as now recognized, lies between the railroad as built by the said Green and his land as now bounded and prevent the use and working for quarry purposes of said land of the said Green; therefore,

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

SECTION 1. That the Governor of the State of Iowa is hereby authorized and directed to execute and deliver to the said John A. Green a deed for the tract of land which shall include the land upon which said labor and money has been expended by said Green, described as follows: Commencing at the northwest corner of the southeast quarter of southwest quarter of section thirty-three (33) township eighty five (85) range four (4) west of the fifth (5) P. M. thence east one hundred (100) feet, thence south four hundred and seventy (470) feet thence west one hundred (100) feet thence north four hundred

and seventy (470) feet to the place of beginning, whenever the said Jno. A. Green shall deliver to the State of Iowa a warranty deed with good and sufficient title to a tract of land which in the judgment of the Executive Council shall be of value for quarry purposes equal to the value of the land to be conveyed to him, and which shall lie west of and contiguous to the land now owned by the State.

May contract for right of way by consent of Council.

SEC. 2. And in case the Executive Council shall not deem it for the best interest of the State that the State should convey the title of said tract of land described in section one herein, to the said Green, the Governor is hereby authorized to enter into any contract or agreement with the said Green which will give the said Green the right of way over the land of the State and enable the said Green to open and work the quarries upon his land and which in the judgment of the Executive Council will not prejudice the interests of the State.

Publication.

SEC. 3. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Iowa State Register, a newspaper published at Des Moines and the Anamosa Eureka, a newspaper published at Anamosa without expense to the State.

Approved March 30, 1886.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 6, and the *Anamosa Eureka* April 8, 1886.

FRANK D. JACKSON, *Secretary of State.*

CHAPTER 54.

QUALIFICATION OF COUNTY AND TOWNSHIP OFFICERS.

S. F. 337. AN ACT Relating to the Qualification of County and Township Officers.

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

May qualify in ten days.

SECTION 1. All county and township officers who have been or may be prevented by sickness, the inclement state of the weather or other unavoidable casualty from qualifying for their respective offices by the first Monday of January following their election shall be held to have legally qualified if they do so qualify within ten days thereafter.

Publication.

SEC. 2. This act being deemed of immediate importance shall take effect and be in force from and after its publication in the "Iowa State Register" and "Des Moines Leader" newspapers published in Des Moines Iowa.

Approved March 30, 1886.

I hereby certify that the foregoing act was published in the *Iowa State Register* April 6, 1886, and *Des Moines Leader* April 1, 1886.

FRANK D. JACKSON, *Secretary of State.*