

WHEREAS, said Mahaska county, Iowa, through its board of supervisors failed to execute and deliver to said F. M. Rogers a deed for said land: and,

WHEREAS, F. M. Rogers and his wife, Rachel A. Rogers, on the 30th day of November, 1891, executed a note for the sum of three hundred sixty dollars (\$360.00), and to secure said note, which was for the purchase price, executed, to Mahaska county, Iowa, a first mortgage on the said described property, to-wit: west half of the northeast quarter of the northwest quarter ($w\frac{1}{2} ne\frac{1}{4} nw\frac{1}{4}$) of section No. thirty five (35), township No. seventy five (75), range No. fourteen (14), west of the 5th P. M., Mahaska county, Iowa, said note being due November 30th, 1896, with interest thereon at the rate of eight [per cent] per annum, payable annually: and,

WHEREAS, said note and mortgage given by said F. M. Rogers, having been duly paid, with interest, for more than ten years, as shown by the records of the auditor of Mahaska county, Iowa: and,

WHEREAS, since last described mortgage to Mahaska county, the following goodfaith sale and conveyance of said premises has been made, viz: F. M. Rogers and his wife, Rachel A. Rogers, sold and conveyed the same to Charles Martin, who is the present owner in fee of said real estate: and,

WHEREAS, doubts have now arisen as to the legality of said sale and conveyance by the said sheriff of Mahaska county, and as to whether under the school fund laws of this state at that time, the title to said premises should not have been regarded as vesting in the county of Mahaska, state of Iowa, under said sheriff's deed, thereby necessitating a resale of said premises in the same manner as other school lands belonging to the state: Now therefore, in order to clear the apparent cloud resting upon said premises and the title thereto,

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

SECTION 1. Patent. The governor of the state and the secretary of state are hereby authorized to issue to Charles Martin, upon investigation as to the facts set forth in the foregoing preamble, a patent for the west half of the northeast quarter of the northwest quarter ($w\frac{1}{2} ne\frac{1}{4} nw\frac{1}{4}$) of section thirty five (35), township seventy five (75), range fourteen (14) west of the 5th P. M., Mahaska county, Iowa.

Approved April 19 A. D. 1913.

CHAPTER 354.

ISSUANCE OF PATENT TO J. M. LAUGHLIN.

H. F. 336.

AN ACT authorizing the issue of a patent to the southeast quarter (s. e. $\frac{1}{4}$) of the southeast quarter (s. e. $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M.

WHEREAS it appears that J. M. Laughlin is now the owner of the southeast quarter (s. e. $\frac{1}{4}$) of the southeast quarter (s. e. $\frac{1}{4}$) of section twenty-three (23), township sixty-seven (67), range twenty-three (23), west of the fifth P. M., by purchase through an unbroken chain of title from Joseph D. Laughlin; and,

WHEREAS it also appears that the said Joseph D. Laughlin on or about the fifth day of October, 1854, purchased the said land from the state of Iowa, the same being school land; and,

WHEREAS, it appears that the said J. M. Laughlin and his grantors have been in open, notorious, hostile and adverse possession of said premises under claim of right and title thereto for more than forty years last past, before the passage of this act, and

WHEREAS it appears that no certificate of purchase or patent to the said land has ever been issued to the said Joseph D. Laughlin or any other person; therefore,

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

SECTION 1. **Patent.** That the governor and the secretary of state of Iowa are hereby authorized and directed to issue to the said J. M. Laughlin a patent for the southeast quarter (s. e. $\frac{1}{4}$) of the southeast quarter (s. e. $\frac{1}{4}$) of section twenty-three (23) township sixty-seven (67), range twenty-three (23), west of the fifth P. M. of Iowa.

SEC. 2. **In effect.** This act being deemed of immediate importance shall take effect and be in force from and after its publication in the Register and Leader and Wayne County Democrat, newspapers published in Des Moines, Iowa, and Corydon, Iowa, said publication to be without expense to the state.

Approved March 29 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader April 3, 1913, and in the Wayne County Democrat April 10, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 355.

ISSUANCE OF PATENT TO T. F. M'CAFFERY.

S. F. 363.

AN ACT for the purpose of having a patent issued in the name of T. F. McCaffery for a certain tract of land.

WHEREAS, on the 13th day of June, 1891, one Finley Burke and wife Parthenia J. Burke, borrowed from the permanent school fund of Pottawattamie Co., Iowa, the sum of one thousand dollars (\$1000.00) and to secure the payment thereof executed with his wife to Pottawattamie county, Iowa, for the benefit of the school fund of said county, a first mortgage upon block one (1) in Burke's addition to Council Bluffs, Iowa, securing a promissory note for said amount, due June 13th, 1896, with interest thereon at the rate of six per cent per annum payable annually; and

WHEREAS, said mortgagors, having defaulted in the payment of the interest on said loan, said mortgage was foreclosed as required by law in the district court of Iowa at Council Bluffs, by decree entered in equity case No. 14,035, on the 16th day of September, 1904; and

WHEREAS, thereafter all of said premises to-wit, block 1, in Burke's addition to the city of Council Bluffs, Iowa, were sold under execution issued on