

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

said judgment and decree in said Pottawattamie county, Iowa, for the benefit of the school fund of said county for the full amount of principal and interest then due on said loan, together with the costs of said foreclosure proceedings and a certificate of purchase issued by the sheriff of said county to said purchaser; and

WHEREAS, still later there being no redemption made from said sale, a sheriff's deed of said premises was in due form of law executed to said Pottawattamie county, Iowa, for the use of the permanent school fund on October 25th, 1905; and

WHEREAS, subsequent to said sale under execution the permanent school fund of said county was duly credited in full for the aggregate principal and interest then due on said loan thereby making said school fund whole in all respects and preserving the same from any and all loss; and

WHEREAS, thereafter, and on the 21st day of April, 1910, said Pottawattamie county, through its board of supervisors, and upon the assumption that the title to said tract was absolutely in the county, resold said premises to T. F. McCaffery and executed a deed thereof to said purchaser; and

WHEREAS, doubts have now arisen as to the legality of said sale and conveyance by said Pottawattamie county, to said T. F. McCaffery, 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 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 doubt resting upon said premises and the title thereto,

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

SECTION 1. Title vested in T. F. McCaffery. That the title to block one (1) in Burke's addition to the city of Council Bluffs, Iowa, does hereby pass from the state of Iowa, to said T. F. McCaffery, and that the same shall vest absolutely in him.

SEC. 2. Patent. That the governor of the state, and the secretary of state, are hereby authorized and directed to issue to the said T. F. McCaffery a patent for the said block one (1) described in section 1 hereof, and deliver same to the said T. F. McCaffery.

Approved April 8 A. D. 1913.

CHAPTER 356.

ISSUANCE OF PATENT TO GEORGE ROCKHOLD.

H. F. 337.

AN ACT authorizing the issue of a patent to the northeast quarter (n. 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 George Rockhold is now the owner of the northeast quarter (n. 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 the grantees of Joseph D. Laughlin; and,