

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 George Rockhold 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 was ever issued to the said Joseph D. Laughlin or to 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 are hereby authorized and directed to issue to the said George Rockhold a patent for 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. of Iowa.

Approved March 29 A. D. 1913.

CHAPTER 357.

ISSUANCE OF PATENT TO ALBERT HUSA.

H. F. 524.

AN ACT to authorize and empower the governor of the state of Iowa to issue a land patent, attested by the secretary of state, to Albert Husa, conveying certain real estate in Johnson county, Iowa, more particularly described as lot seven (7), block fifty-five (55), Iowa City, Iowa.

WHEREAS, Albert Husa is the owner of lot seven (7), block fifty-five (55), Iowa City, Iowa; and

WHEREAS, said described real estate and other lands were conveyed by the congress of the United States to the state of Iowa by virtue of an act of congress approved March 3d, 1839; and

WHEREAS, said premises were, on the 29th day of December, 1839, sold by the state to one C. Swan to whom, on the 1st day of May, 1841, was issued a certificate of final payment for said premises; and

WHEREAS, no patent was ever issued by the state to the said C. Swan or any one else; and

WHEREAS, said premises were subsequently thereto duly sold to one George W. Brandon for taxes; and

WHEREAS, the said Albert Husa is the record and equitable owner of said premises by virtue of the tax deed issued to said George W. Brandon, dated April 4th, 1848, and intermediate conveyances between said deed and a deed to said Albert Husa; and

WHEREAS, the said Albert Husa 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; therefore,

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

SECTION 1. **Patent.** That the governor of the state of Iowa and the secretary of state be, and they are hereby authorized, empowered and directed

to issue to said Albert Husa a land patent in the usual form to lot seven (7), block fifty-five (55) of Iowa City, Iowa, which shall constitute an absolute conveyance of all right, title and interest which the state of Iowa may have in and to said premises.

SEC. 2. **Pending litigation.** This act shall not in any way affect pending litigation.

Approved April 18 A. D. 1913.

CHAPTER 358.

RELIEF OF THE GRANTEES OF DAVID E. FRY.

S. F. 304.

AN ACT for the relief of the grantees of David E. Fry, and for the purpose of having patents issued in the names of W. F. Pomeroy and Arthur Dilley, for certain tracts of land.

WHEREAS, it appears from the records in the auditor's office of Mahaska county, Iowa, that John G. Weaver and Sarah Weaver husband and wife, on the first day of April, 1857, executed a mortgage upon the following described real estate, situated in Mahaska county, Iowa, to-wit:

West one-half ($w\frac{1}{2}$) of the southwest quarter ($sw\frac{1}{4}$) of the southwest quarter ($sw\frac{1}{4}$) of section ten (10) township seventy-five (75), north of range sixteen (16) west of the 5th P. M., and also in the same instrument on the following described tract, to-wit:

One and one-half ($1\frac{1}{2}$) acres off the east side of nineteen (19) acres of the south one-half of northwest quarter of the northeast quarter ($s\frac{1}{2}$ of $nw\frac{1}{4}$ of $ne\frac{1}{4}$) of section thirty-five (35), township seventy-six (76) north of range sixteen (16) west, to secure to the school fund of Mahaska county, Iowa, the payment of a note for \$135.41 with interest; and,

WHEREAS, due proceedings in foreclosure of said mortgage default having been made in the same on the 7th day of November, 1862, the district court of said Mahaska county, Iowa, entered a decree foreclosing said mortgage and ordered the sale of said mortgaged property to satisfy said debt amounting to \$201.31, and on the 31st day of October, 1863, in pursuance of said decree, said land was sold and bid off by the state of Iowa, for the use of the school fund of said county, for the sum of one hundred twenty (\$120.00) dollars: that the said John G. Weaver and Sarah Weaver permitted the statutory time for redemption to elapse without making redemption from said sale, and title was obtained by the state of Iowa, for the benefit of said school fund: and,

WHEREAS, after the time of redemption had expired, the board of supervisors of Mahaska county, Iowa, by resolution, permitted the said John G. Weaver to redeem from said sale without, as it now appears, any legal authority so to do, and that the said John G. Weaver did redeem by the payment of the sum necessary to affect redemption at the time of said attempted redemption: and,

WHEREAS, thereafter, on June 7 1864, the following resolution was unanimously adopted by the board of supervisors: and,

"WHEREAS, by a former resolution of the board of supervisors allowing John G. Weaver to redeem certain lands foreclosed by order of court, and sold by the sheriff to the state of Iowa, for the use of the school fund of Ma-