

8 of not to exceed three (3) years, who shall execute the orders and  
 9 regulations of the board and have such powers and duties as they may  
 10 prescribe, with such duties and powers as are now or may hereafter be  
 11 prescribed by the laws of the state, provided, however, that no such  
 12 contract be made until a superintendent has served at least one year  
 13 in the position to which it is proposed to elect him for the longer  
 14 period."

1 SEC. 2. **Publication clause.** This act, being deemed of immediate  
 2 importance, shall take effect and be in force from and after its pub-  
 3 lication in the Des Moines News, a newspaper published in the city of  
 4 Des Moines, Iowa, and the Muscatine News-Tribune, a newspaper  
 5 published in the city of Muscatine, Iowa.

Approved March 16, A. D. 1915.

I hereby certify that the foregoing act was published in the Des Moines News and the Muscatine News-Tribune March 17, 1915.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 35.

GEORGE W. SCRIBNER, ET AL.

S. F. 159.

AN ACT to authorize, direct and enable W. S. Allen, secretary of state to execute and deliver to George W. Scribner and Deborah Scribner patent to certain lands.

WHEREAS, of date February 16, 1853, the state of Iowa, by S. Hempstead, governor, and George W. McCrary,\* secretary of state, executed and delivered to one Elijah Quillen, a certain patent for the purpose of, and intending thereby, to convey by the state of Iowa, to the said Elijah Quillen, the south east quarter ( $\frac{1}{4}$ ) of the north west quarter ( $\frac{1}{4}$ ) of section nine (9), township seventy three (73), range sixteen (16) containing forty (40) acres. By the terms of said instrument it recited among other things:

"That, whereas, Elijah Quillen of the county of Monroe and state of Iowa, has on the first day of March 1852, purchased of the Register of the Des Moines River Land Office in Ottumwa, under the several acts of the General Assembly of the State of Iowa." Then follows the conveyance clause, which instrument was recorded in the office of the recorder of deeds of Monroe county, Iowa, of date February 7, 1880, in Deed Record C-2, page 313; and,

WHEREAS, said instrument as recorded failed and omitted to recite that the great seal of the state of Iowa had been impressed upon said patent, hence, no record of impression of seal made upon said instrument, and,

WHEREAS, from an examination of the records in the office of the secretary of state, there is no evidence that the seal had ever been impressed upon the instrument executed as aforesaid; and,

WHEREAS, George W. Scribner and Deborah Scribner are now the owners of said tract of land, having obtained the same by right of purchase and that they and their grantors have held open, notorious, absolute and unqualified possession under color of title and claim of right for and during

[\*George W. McCleary, secretary of state 1850-1856, evidently intended.]

the time intervening from February 16, 1853, to the present time. Therefore, this act being for the purpose of authorizing and enabling the secretary of state to issue to said George W. Scribner and Deborah Scribner, jointly, a patent to the land above described.

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

1 SECTION 1. Patent authorized. That William S. Allen, secretary  
2 of state, be and he is hereby authorized and directed to issue to George  
3 W. Scribner and Deborah Scribner, a patent to the southeast quarter  
4 ( $\frac{1}{4}$ ) of the northwest quarter ( $\frac{1}{4}$ ) of section nine (9), township  
5 seventy-three (73), range sixteen (16), west, said patent to be issued  
6 for the purpose of correcting an error or omission of the impression of  
7 seal of the state of Iowa, on the patent issued of date, February 16,  
8 1853, to one Elijah Quillen, covering said land; but in which instru-  
9 ment there is no evidence to indicate that the seal of the state of Iowa  
10 had ever been impressed on the patent so issued. That when said  
11 patent shall have been issued, the same shall have the same force and  
12 effect in law and in equity as if issued in correct and proper form as  
13 of date February 16, 1853.

1 SEC. 2. Pending litigation. This act shall not affect any pend-  
2 ing litigation.

Approved March 16, A. D. 1915.

## CHAPTER 36.

### TOWN OF MELCHER.

H. F. 146.

AN ACT to legalize the incorporation of the town of Melcher, Marion county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.

WHEREAS, the electors of the territory in Marion county, Iowa, known as Melcher, proposed to incorporate what is termed the incorporated town of Melcher, in Marion county, Iowa, by submitting the proposition to incorporate said town to the qualified electors residing on such territory; and,

WHEREAS, the proposition so proposed to incorporate the town of Melcher, was carried by a majority of the voters residing thereon, voting thereat and voting therefor; and,

WHEREAS, by an oversight or misunderstanding of the law with reference thereto, the proposition so submitted to incorporate said town was not published in a newspaper as by law required, and the matter of publishing the notice as by law required was omitted by oversight, and by reason or misunderstanding of the law with reference thereto, and,

WHEREAS, after election was had to incorporate said town of Melcher, election was had for the purpose of electing officers for such proposed incorporated town; and,