

CHAPTER 251

PATENT TO LAND IN JONES COUNTY

AN ACT to authorize the issuance of a patent to certain land in Jones county, Iowa.

WHEREAS, the United States of America, by act of congress, approved September 4, 1841, granted to the state of Iowa, among other lands, the following described property:

Southeast quarter (SE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of section thirty-six (36), township eighty-five (85) north, range two (2), west of the fifth (5) P. M., Iowa, and

WHEREAS, the records in the office of the secretary of state of the state of Iowa and in the office of the county auditor of Jones county, Iowa, show that a school fund contract was made with Leonard Gee on the 31st day of August, 1853, and that the said Leonard Gee did at that time pay the entry fee of twelve dollars and fifty cents (\$12.50). The record, however, does not show the payment of the balance of the contract price in the sum of thirty seven dollars and fifty cents (\$37.50), and

WHEREAS, Oscar Moffet, and his grantees, have occupied said above described property since March 12, 1857, and

WHEREAS, no patent has been issued by the state of Iowa covering said above described land to the said Leonard Gee nor to any other person, firm or corporation, and

WHEREAS, A. F. Walters is now the owner of said above described land and holds the title thereto by perfect chain of title from Oscar Moffet and that he has been, together with his grantors, in possession of said land since the 12th day of March, 1857, and that the taxes on said land have been paid from year to year and improvements made thereon and,

WHEREAS, the state of Iowa does not now and never has asserted title to said land but that the state of Iowa failed to issue a patent to said Leonard Gee, or his assigns, or to any other person, and that the failure to issue a patent therefor now creates an apparent defect in the title to said land; now therefore,

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

- 1 SECTION 1. That the governor and secretary of state shall, in the
- 2 name of the state of Iowa and under its seal, convey by patent to the
- 3 said A. F. Walters, the following described real estate situated in the
- 4 county of Jones, state of Iowa, to-wit:
- 5 Southeast quarter (SE $\frac{1}{4}$) of the southeast quarter (SE $\frac{1}{4}$) of sec-
- 6 tion thirty-six (36), township eighty-five (85) north, range two (2),
- 7 west of the fifth (5) P. M., Iowa;
- 8 and thereby transfer to the said A. F. Walters any and all right, title
- 9 and interest which the state of Iowa may have in or to the said de-
- 10 scribed real estate, said patent to issue without expense to the state
- 11 of Iowa.

House File No. 279. Approved April 2, 1931.