

CHAPTER 262

STATE REFORMATORY FUNDS

H. F. 457

An ACT transferring monies from the industry revolving funds created and established at the state reformatory at Anamosa to the general fund of the state.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. During each year of the biennium beginning July 1,
2 1953 and ending June 30, 1955, there shall be transferred from the
3 industry fund of the state reformatory at Anamosa the sum of
4 thirty-five thousand dollars (\$35,000.00) to the general fund of the
5 state.

1 SEC. 2. The comptroller is hereby directed to make the transfers
2 on the books in his office and to certify to the treasurer of state the
3 fact that the transfers herein directed have been made and have
4 been so entered upon the books in his office.

Approved April 10, 1953.

CHAPTER 263

SCOTT COUNTY LEGALIZING ACT

H. F. 50

AN ACT authorizing the granting to Iowa-Illinois Gas and Electric Company, its successors and assigns, of a pipe line easement in, over and through certain state-owned land in Scott county, Iowa and also authorizing the sale and conveyance to Iowa-Illinois Gas and Electric Company, its successors and assigns, for metering and regulating station site, of other state-owned land in Scott County, Iowa.

WHEREAS, the state of Iowa, by its executive council, pursuant to recommendation of the board of control of state institutions, on March 10, 1952 in writing, for \$100, granted to Iowa-Illinois Gas and Electric Company, an Illinois corporation authorized to do business in the state of Iowa, and to its successors and assigns, a license to do the following:

(a) Construct, reconstruct, operate, maintain and remove a gas pipe line twelve inches in diameter in, over, along and across state-owned, unplatted land in Scott County, Iowa, hereinafter described as Parcel 1; and

(b) Construct, reconstruct, operate, maintain, fence and remove a gas metering and gas regulating station immediately south of Kimberly road on state-owned, unplatted land in Scott County, Iowa, hereinafter described as Parcel 2; and

WHEREAS, during the year 1952, after being so licensed, Iowa-Illinois Gas and Electric Company constructed on and in Parcel 1 real estate approximately 84 rods of gas pipe line twelve inches in diameter and also constructed in and on Parcel 2 real estate, consisting of 0.688 acres, more or less, a gas metering and gas regulating station, all for the purpose of increasing the supply of gas to inhabitants and industries in the city of Davenport, Iowa, without interfering materially with the farming of said state-owned land which is used in connection with the operation of The

Iowa Annie Wittenmyer Home (formerly called Iowa soldiers' orphans home); and

WHEREAS, Iowa-Illinois Gas and Electric Company proposed to the board of control of state institutions that in consideration of being granted, by the state of Iowa, a pipe line easement in, over, along and across Parcel 1 real estate it would pay to the state of Iowa \$300 and also proposed that in consideration of the conveyance to it by the state of Iowa of Parcel 2 premises* it would pay to the state of Iowa the additional amount of \$825; and

WHEREAS, the board of control of state institutions filed with the executive council of the state of Iowa a recommendation of said board that said easement be granted and that said sale and conveyance be made for the respective considerations mentioned above; and

WHEREAS, the executive council of the state of Iowa approved the granting of said pipe line easement for \$300 and approved the sale and conveyance of Parcel 2 real estate for \$825; and

WHEREAS, the attorney general of the state of Iowa ruled that legislative action is necessary to lawfully grant said easement and to lawfully convey said real estate.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That the action of the board of control of state institu-
2 tions recommending the granting of a pipe line easement on Parcel 1
3 real estate, for the purpose of constructing, reconstructing, operating,
4 maintaining and removing a pipe line twelve inches in diameter, for
5 the transportation of gas, oil, petroleum and other substances, and
6 appurtenances and equipment used and useful in the transportation of
7 such substances, together with the right of ingress and egress upon,
8 under, over, along and across Parcel 1 real estate, and the sale and
9 conveyance of Parcel 2 real estate, for the purpose of constructing,
10 reconstructing, operating, maintaining, fencing and removing a gas
11 metering and gas regulating station for the metering and regulating
12 of gas, oil, petroleum and other substances, and appurtenances and
13 equipment, including necessary housing used and useful in said meter-
14 ing and regulating station, and also the action of the executive council
15 of the state of Iowa approving the granting of such easement and the
16 sale and conveyance of Parcel 2 real estate, all to Iowa-Illinois Gas and
17 Electric Company, for a consideration of \$1125, hereby are approved
18 and confirmed.

1 SEC. 2. That upon receipt by the state of Iowa from Iowa-Illinois
2 Gas and Electric Company of the amount of \$1125, the governor and
3 the secretary of state of the state of Iowa, in the name of the state of
4 Iowa, as grantor, with the great seal of the state attached, hereby are
5 authorized to execute, acknowledge and deliver to Iowa-Illinois Gas and
6 Electric Company, its successors and assigns, as grantee, the following:
7 (A) A gas line RIGHT-OF-WAY EASEMENT upon, over, along and across
8 real estate located in the city of Davenport in Scott County in the state
9 of Iowa, described as follows:

*According to enrolled Act.

10 PARCEL 1:

11 Part of the southeast quarter of section 13, township 78 north, range
 12 3 east of the fifth principal meridian, described as a strip of land 20
 13 feet in width, one-half of which width lies on each side of a center line,
 14 which center line is described as—commencing at a point on the south
 15 line of said section 13, which point is 1130.08 feet east of the southwest
 16 corner of said southeast quarter of said section 13, township and range
 17 aforesaid; thence running north and parallel to the west line of said
 18 southeast quarter of said section 13 a distance of 1377.7 feet, more or
 19 less, to the southerly right-of-way line of Kimberly road;

20 and

21 (B) A Patent conveying real estate located in the city of Davenport
 22 in Scott County in the state of Iowa, described as follows:

23 PARCEL 2:

24 Part of the southeast quarter of section 13, township 78 north, range
 25 3 east of the fifth principal meridian, more particularly described as—
 26 commencing at a point which is 1120.08 feet east and 1077.7 feet north
 27 of the southwest corner of the southeast quarter of section 13, town-
 28 ship and range aforesaid; thence running north and parallel to
 29 the west line of the southeast quarter of said section 13 a distance of
 30 300 feet, more or less, to the southerly line of right-of-way of Kimber-
 31 ly road, as now located; thence running west along the southerly line
 32 of right-of-way of Kimberly road as now located, a distance of 100
 33 feet; thence running south and parallel to the west line of the south-
 34 east quarter of said section 13 a distance of 300 feet; thence running
 35 east a distance of 100 feet to the point of beginning.

1 SEC. 3. The patent conveying Parcel 2 real estate shall provide
 2 that title to said premises shall revert to the state of Iowa if grantee,
 3 or its successors or assigns, shall remove the fence and metering and
 4 regulating equipment and cease using the premises as a metering and
 5 regulating station site for a period of one year.

1 SEC. 4. This Act, being deemed of immediate importance, shall be
 2 in force and effect on its publication in The Odebolt Chronicle, a news-
 3 paper published in Odebolt, Iowa and in Farm Bureau News, a news-
 4 paper published in Bettendorf, Iowa.

Approved February 9, 1953.

I hereby certify that the foregoing Act, House File 50, was published in The Odebolt Chronicle, Odebolt, Iowa, February 19, 1953, and in the Farm Bureau News, Bettendorf, Iowa, February 12, 1953.

MELVIN D. SYNHORST, *Secretary of State.*