

## CHAPTER 343

## CONSERVATION COMMISSION RELEASE OF EASEMENT

H. F. 573

AN ACT enabling the state conservation commission to release an easement in favor of the people of the state of Iowa which presently encumbers the property of Henrietta G. Pitman, L. G. Pitman, Clarence P. Mc Connell, and Loveta Opal Mc Connell.

WHEREAS, in 1938 the people of the state of Iowa were given an easement across "All that part of Lot Fifteen (15), Lakeshore Addition to Lake View, Iowa, lying east of west line of sidewalk as now located across said lot", for the purpose of dredging Blackhawk Lake; and

WHEREAS, the purpose for which the easement was given has been fulfilled and the easement should now be released; now, therefore,

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

1 SECTION 1. The state conservation commission is hereby directed  
2 and authorized to prepare and execute for and in the name of the state  
3 of Iowa a properly worded release of an easement in favor of the people  
4 of the state of Iowa that presently encumbers "All that part of Lot  
5 Fifteen (15), Lakeshore Addition to Lake View, Iowa, lying east of  
6 west line of sidewalk as now located across said lot". The easement to  
7 be released is recorded in Book 8, page 438 of town lot deeds, in the  
8 office of the county recorder of Sac county, Iowa.

1 SEC. 2. The state conservation commission is further directed to  
2 safeguard the property rights of the state of Iowa with respect to  
3 land created by the state along the shore of Blackhawk Lake.

Approved April 29, 1963.

## CHAPTER 344

## BENTON-LINN FIRE DISTRICT LEGALIZING ACT

H. F. 113

AN ACT to legalize and validate the proceedings for the organization and establishment of the Benton-Linn Benefited Fire District, in the counties of Benton and Linn, state of Iowa, and declaring said district a duly and legally organized corporate body as provided by law.

WHEREAS, the Benton-Linn Benefited Fire District, in the counties of Benton and Linn, state of Iowa, was organized and established on or about May 2nd, 1962, pursuant to the provisions of chapter three hundred fifty-seven A (357A), Code 1962, and the existence of said district is of general public interest and vital to the public interest and welfare of the area contained within its boundaries; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings for the organization and establishment of said district, and it is deemed advisable and necessary to put such doubts and

all others that might arise concerning same forever at rest; now, therefore,

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

1 SECTION 1. That all proceedings heretofore taken in connection  
2 with the organization, creation, and establishment of the Benton-Linn  
3 Benefited Fire District, in the counties of Benton and Linn, state of  
4 Iowa, are hereby declared to be valid, legal and sufficient to create and  
5 establish the body corporate and politic known as the Benton-Linn  
6 Benefited Fire District in the counties of Benton and Linn, state of  
7 Iowa, and the same are hereby legalized, validated, and confirmed, and  
8 said benefited fire district is declared to be a legal entity under the  
9 provisions of and for the purposes contemplated in chapter three hun-  
10 dred fifty-seven A (357A), Code 1962.

1 SEC. 2. This Act being of immediate importance shall be in full  
2 force and effect from and after its passage and publication in the Cedar  
3 Valley Daily Times, a newspaper published at Vinton, Iowa, and the  
4 Cedar Rapids Gazette, a newspaper published at Cedar Rapids, Iowa,  
5 without expense to the state.

Approved February 27, 1963.

I hereby certify that the foregoing Act, House File 113, was published in the Cedar Valley Daily Times, Vinton, Iowa, March 6, 1963, and in the Cedar Rapids Gazette, Cedar Rapids, Iowa, March 5, 1963.

MELVIN D. SYNHORST, *Secretary of State.*

## CHAPTER 345

### LEEVE DISTRICT LEGALIZING ACT

S. F. 442

AN ACT to legalize the acts and proceedings of the board of trustees of the Iowa River-Flint Creek Levee District No. 16 of Des Moines and Louisa counties, Iowa, in relation to proceedings had in said levee district for adoption of a flood control project in co-operation with the United States Corps of Engineers and action taken thereunder, the levying of an assessment for special benefits in the sum of three hundred fifty thousand (350,000) dollars by the boards of supervisors of Des Moines and Louisa counties, Iowa, on April 1, 1963, upon request and certification of said board of trustees to pay for said levee district's share of the costs and authorizing the issuance of levee warrants on April 1, 1963, in anticipation of the collection of said assessment.

WHEREAS, the Iowa River-Flint Creek levee district no. 16 of Des Moines and Louisa counties, Iowa, was heretofore duly established as an intercounty district and has been operating under chapter four hundred sixty-six (466) of the Code; and

WHEREAS, doubts have arisen as to certain acts and proceedings of the board of trustees of said levee district, as the governing body thereof, in respect to the specific matters referred to in the preamble hereof; and