

CHAPTER 1200  
LEE COUNTY LEGALIZING ACT

S. F. 2331

AN ACT to legalize the sale of certain property in Lee county.

WHEREAS, subsection thirteen (13) of section three hundred thirty-two point three (332.3) of the Code provides that a county may sell property no longer needed for the purposes for which the same was acquired by the county and requires notice of such sale to be published once in a newspaper of general circulation in the county in which the property is located; and

WHEREAS, section five hundred sixty-nine point eight (569.8) of the Code allows a county to sell property acquired by virtue of a tax deed after notice of the sale has been published twice in a newspaper or newspapers of general circulation in the county wherein the property is located; and

WHEREAS, these two sections appear to apply to property acquired by a county through different methods but property acquired by both methods often is sold at the same time and reliance is placed upon subsection thirteen (13) of section three hundred thirty-two point three (332.3) of the Code, which requires publication once, rather than section five hundred sixty-nine point eight (569.8) of the Code, which requires publication twice; and

WHEREAS, Lee County sold property on September 25, 1976 and published notice of such sale only once in reliance on subsection thirteen (13) of section three hundred thirty-two point three (332.3) of the Code but should also have taken notice of the conflicting provision of section five hundred sixty-nine point eight (569.8) of the Code in making such sale; and

WHEREAS, failure to publish twice as required by section five hundred sixty-nine point eight (569.8) of the Code may create a cloud on the title of the land which was sold; NOW THEREFORE,

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

Section 1. That all proceedings taken by the board of supervisors of Lee county in the sale of property on September 25, 1976, are validated, legalized and confirmed and shall constitute a valid, legal and binding sale.

Sec. 2. This Act, being deemed of immediate importance, takes effect from and after its publication in the Daily Gate City, a newspaper published in Keokuk, Iowa, and in the West Point Bee, a newspaper published in West Point, Iowa.

Approved April 21, 1980

I hereby certify that the foregoing Act, Senate File 2331, was published in the Daily Gate City, Keokuk, Iowa on May 7, 1980, and in the West Point Bee, West Point, Iowa on May 7, 1980.

MELVIN D. SYNHORST, *Secretary of State*