

CHAPTER 208
SIOUX CITY LEGALIZING ACT
H. F. 787

AN ACT to legalize the sale of certain property in Sioux City, Woodbury county, Iowa.

WHEREAS, the Floyd River as it existed prior to January 1, 1960 from the northerly city limits of the City of Sioux City, Woodbury County, Iowa extending southerly to the Missouri River traversing sections one (1), eleven (11), twelve (12), fourteen (14), fifteen (15), twenty-two (22), twenty-seven (27) and thirty-four (34) all in Township eighty-nine (89), North, Range forty-seven (47) West of the Fifth (5th) Prinicipal* Meridian has been relocated pursuant to Urban Renewal and Flood Control Projects; and,

WHEREAS, the City of Sioux City, Iowa has sold and conveyed and erected public improvements on portions of the Floyd River channel as it existed prior to January 1, 1960; and,

WHEREAS, the title to the City of Sioux City, Iowa to the abandoned Floyd River channel as it existed prior to January 1, 1960 has been clouded because of the question as to whether the former channel of the Floyd River as it existed prior to January 1, 1960 was a navigable stream as described in Code Chapter 568; and,

WHEREAS, some doubt has arisen as to the validity of the sales by the City of Sioux City, Iowa of portions of the former channel of the Floyd River as it existed prior to January 1, 1960 and the merchantability of the title of the City of Sioux City, Iowa as to the former channel of the Floyd River as it existed prior to January 1, 1960, and the prior sales of the former channel and the merchantability of the title of the City of Sioux City, Iowa, to the former channel should be legalized and the matter once and for all should be put to rest and all issues be resolved; NOW, THEREFORE,

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

Section 1. That the sales and conveyances by the City of Sioux City, Iowa after January 1, 1960 of portions of the Floyd River channel as it existed prior to the date from the northerly city limits of the City of Sioux City, Woodbury County, Iowa extending southerly to the Missouri River traversing sections one (1), eleven (11), twelve (12), fourteen (14), fifteen (15), twenty-two (22), twenty-seven (27), and thirty-four (34) all in Township eighty-nine (89), North, Range forty-seven (47) West of the Fifth (5th) principal Meridian are validated, legalized, confirmed and shall constitute valid, legal and binding sales, and the title of the City of Sioux City, Iowa to the remaining portions of the described channel is validated, legalized and confirmed.

Section 2. This Act, being of immediate importance, takes effect from and after its publication in the Sioux City Journal, a newspaper published in

*According to enrolled Act

Sioux City, Iowa, and in the Daily Reporter, a newspaper published in Sioux City, Iowa.

Approved May 5, 1981

I hereby certify that the foregoing Act, House File 787, was published in the Sioux City Journal, Sioux City, Iowa on May 12, 1981 and in the Daily Reporter, Sioux City, Iowa on May 8, 1981.

MARY JANE ODELL, *Secretary of State*

CHAPTER 209

JONES COUNTY REAL ESTATE SALE LEGALIZED

H. F. 745

AN ACT for the legalization of the proceedings of the board of supervisors of Jones county relating to the sale of certain real estate.

WHEREAS, the board of supervisors of Jones county acquired real estate by quit claim deed legally described as follows:

The West 80 feet of Lots 18, 19, 20, 21, 22 and 23 in the original Town of Oxford Mills, Jones County, Iowa;

and

WHEREAS, the board of supervisors of Jones county, on October 17, 1978, offered the real estate described for sale mistakenly pursuant to section 569.8 of the 1977 Iowa Code; and

WHEREAS, the board of supervisors having acquired title by quit claim deed, rather than by tax deed, the real estate described should have been offered for sale pursuant to subsection 13 of section 332.3 of the 1977 Iowa Code; and

WHEREAS, notice of the October 17, 1978 sale of the described real estate was published twice in a newspaper of general circulation in Jones county but neither publication was less than fifteen days prior to the date of sale; and

WHEREAS, doubts have arisen as to the validity of the sale of the real estate and the doubts may raise an issue concerning the merchantability of the title to the real estate sold on October 17, 1978 and the transactions and sale should be legalized and the matter put to rest; NOW THEREFORE,

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

Section 1. That the proceedings taken by the board of supervisors of Jones county pertaining to the sale of the West 80 feet of Lots 18, 19, 20, 21, 22 and 23 in the original Town of Oxford Mills, Jones County, Iowa, on October 17, 1978, are validated, legalized, and confirmed and shall constitute a valid, legal and binding sale of the real estate sold on October 17, 1978, by the board of supervisors of Jones county.

Sec. 2. This Act, being deemed of immediate importance, takes effect from and after its publication in The Anamosa Journal-Eureka, a newspaper