

January 11, 1949.
Passed on File.

Senate File 61
By MARTIN.

Referred to
Passed Senate, Date.....
Vote: Ayes..... Nays.....
Passed House, Date
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act to authorize the sale and conveyance to Aluminum Company of America of certain submerged land in Scott County, Iowa below ordinary high water mark of Mississippi River.

WHEREAS the State of Iowa is the owner of all that part of the bed of the Mississippi River hereinafter described, lying westerly of the center line of the main channel of said river and extending westerly to the ordinary high water mark of said river on the westerly or Iowa shore or bank of the said river within the State of Iowa; and,

WHEREAS under the provisions of section one hundred eleven point eighteen (111.18), Code 1946, the Iowa state conservation commission has jurisdiction of all meandered streams and lakes of the State of Iowa and of state lands bordering thereon; and,

WHEREAS Iowa state conservation commission filed with the executive council of the State of Iowa a recommendation of said commission that real estate hereinafter described comprising a portion of the Mississippi River bed along the easterly border of the State of Iowa be sold and conveyed to Aluminum Company of America, a Pennsylvania corporation authorized to transact business in the State of Iowa and having a place of business in Scott County, Iowa for the amount of five thousand two hundred fifty and no/100 dollars (\$5,250.00); and,

WHEREAS the executive council of the State of Iowa has approved the sale by the State of Iowa to Aluminum Company of America of said real estate for five thousand two hundred fifty and no/100 dollars (\$5,250.00); and,

WHEREAS the attorney general of the State of Iowa has ruled that legislative action is necessary in order to lawfully convey the said land;

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

1 Section 1. That the action of the Iowa state conservation
2 commission recommending the sale and of the executive council of
3 the State of Iowa approving the sale to Aluminum Company of America
4 of certain real estate in Scott County in the State of Iowa, lying
5 riverward and below the ordinary high water mark on the westerly or
6 Iowa bank or shore of said Mississippi River, hereby is approved and
7 confirmed and upon receipt from Aluminum Company of America of
8 consideration of five thousand two hundred fifty and no/100 dollars
9 (\$5,250.00), which is on the basis of three hundred dollars (\$300.00)
10 per acre for the said land, the governor and the secretary of state
11 of the State of Iowa, with the great seal of the state attached,
12 pursuant to the provisions of section one hundred eleven point
13 thirty-three (111.33), Code 1946, hereby are authorized to execute
14 and deliver, in the name of the State of Iowa, a patent conveying to
15 said Aluminum Company of America, its successors and assigns, the
16 following described real estate located in Scott County, in the
17 State of Iowa, to-wit:

18 Part of section twenty-five (25) and part of section twenty-six
19 (26), all in township seventy-eight (78) north, range (4) east
20 of the fifth principal meridian in Scott County in the State of Iowa,
21 more particularly described as:

22 Commencing at the northeasterly corner of the real estate
23 conveyed by Universal Atlas Cement Company to Aluminum Company

24 of America by warranty deed which is recorded in Scott County Iowa
25 records in book eighty-six (86) of land deeds commencing on page
26 five hundred nine (509), which northeasterly corner is the place
27 of beginning of the premises herein described; thence running
28 south fifty-one (51) degrees thirty-eight (38) minutes east six
29 hundred ten (610) feet, more or less, to what is known as the
30 wharf line, which is the line extended northerly of the outboard
31 face of a "T" shaped wharf or dock; thence south forty (40) degrees
32 forty-six (46) minutes west along the outboard face of said wharf
33 line twenty-five hundred twenty-five (2525) feet; thence northwesterly
34 and measured at a right angle to said wharf line one hundred ten (110)
35 feet, more or less, to the ordinary high water mark line on the Iowa
36 bank of the Mississippi River; thence northerly on and along the
37 ordinary high water mark line on the Iowa bank of the Mississippi
38 River to the place of beginning, bearings in this description being
39 referred to true north and said parcel containing seventeen point
40 five (17.5) acres, more or less.

1 Sec. 2. This Act, being deemed of immediate importance shall be
2 in force and effect on its publication in the Farm Bureau News, a
3 newspaper published at Bettendorf, Iowa, and in The Davenport
4 Democrat and Leader, a newspaper published at Davenport, Iowa.