

April 6, 1955.  
Passed on File.

S. J. R. 12  
By JUDICIARY 1 COMMITTEE.

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

## SENATE JOINT RESOLUTION

A Joint Resolution to authorize the Board of Control to enter into an agreement for the exchange of certain lands now owned by the State of Iowa for the use of the Iowa Annie Wittenmyer Home in Davenport, Iowa, and accept in exchange therefor certain farm lands located in Scott County, Iowa.

WHEREAS, the State of Iowa owns certain lands in conjunction with the Annie Wittenmyer Home in Davenport, Iowa, which is located inside the city limits, and

WHEREAS, the City of Davenport is desirous of procuring this land for development of the city, and

WHEREAS, the Board of Control of State Institutions desires more adequate farming facilities, and

WHEREAS, it would be mutually beneficial to the State of Iowa and to the City of Davenport to have an exchange of lands in Scott County, Iowa, whereby the city may expand and at the same time the farming facilities of the Annie Wittenmyer Home would be greatly increased without any additional cost to the State of Iowa, NOW THEREFORE,

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

- 1 Section 1. The Board of Control of State Institutions
- 2 is hereby authorized to convey to the city of Davenport and/or
- 3 a corporation to be formed by the Davenport Chamber of Commerce
- 4 the following described property which now belongs to the State
- 5 of Iowa and is adjacent to the Iowa Annie Wittenmyer Home in
- 6 Davenport, Iowa, to-wit:

7 Part of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Thirteen  
8 (13), Township Seventy-eight (78) North, Range Three (3) East  
9 of the Fifth (5th) P.M., described as follows: Beginning at  
10 the Northeast corner of said Southeast Quarter ( $SE\frac{1}{4}$ ) of said  
11 Section Thirteen (13); running thence South along center of a  
12 sixty (60) foot road eighteen (18) chains and thirty-four (34)  
13 links to a stone; thence West along the center of a forty (40)  
14 foot road thirty-three (33) chains and ninety-seven (97) links  
15 to a stone. thence North eighteen (18) chains and thirty-four  
16 (34) links to a stone in the center of a forty (40) foot road;  
17 thence East along center of the last named road thirty-three  
18 (33) chains and ninety-seven (97) links to the place of beginning,  
19 situated in Scott County, Iowa, and containing sixty-two and  
20 three tenths (62.3) acres, more or less, subject to right-of-  
21 way through said land of the Davenport and St. Paul Railway  
22 Company, now the Chicago, Milwaukee and St. Paul Railway Company.

23 Also, real estate in Scott County, Iowa, being more  
24 particularly described as follows: A part of the Southeast  
25 Quarter ( $SE\frac{1}{4}$ ) of Section Thirteen (13), Township Seventy-eight  
26 (78) North, Range Three (3) East of the Fifth (5th) P.M., de-  
27 scribed as follows, to-wit: Beginning at a point ten (10) chains  
28 and seventy-nine (79) links due North from the corner common  
29 to Sections Thirteen (13), Eighteen (18), Nineteen (19) and  
30 Twenty-four (24); thence West four (4) chains; thence North  
31 Two (2) chains Fifty (50) links; thence West Eighteen (18)  
32 chains and Eighty-four (84) links; thence South Two (2) chains

33 Fifty (50) links; thence West Twenty-one (21) chains Twenty-  
34 three (23) links; thence North Ten (10) chains Eighty-seven  
35 (87) links; thence East Forty-four (44) chains Seven (7) links;  
36 thence South Ten (10) chains and Eighty-seven (87) links to  
37 the place of beginning, excepting right-of-way of the Davenport  
38 and St. Paul Railway Company, now owned by the C. M. & St. Paul  
39 Railway Company, containing forty-one and eighty-four hundredths  
40 (41.84) acres, more or less.

41 Also, part of the South Half ( $S\frac{1}{2}$ ) of the Southeast  
42 Quarter ( $SE\frac{1}{4}$ ) of Section Thirteen (13), Township Seventy-eight  
43 (78) North, Range Three (3) East of the Fifth (5th) P.M., in  
44 Scott County, Iowa, being more particularly described as follows:  
- 45 That part of the South Half ( $S\frac{1}{2}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ )  
46 of Section Thirteen (13), Township Seventy-eight (78) North,  
47 Range Three (3) East of the Fifth (5th) P.M., bounded by lines  
48 described as follows, commencing at a stone in the South boundary  
49 line of said Section Thirteen (13) at a point fourteen (14)  
50 and twenty hundredths (14.20) chains East of the Quarter Section  
51 corner between Sections Thirteen (13) and Twenty-four (24);  
52 thence running East on the South boundary line of said Section  
53 Thirteen (13) Twenty-nine and Eighty-four Hundredths (29.84)  
54 chains to the Township line; thence North on the Township line  
55 Ten and Seventy-nine Hundredths (10.79) chains to a stone;  
56 thence West Four (4) chains to a stone; thence North Two and  
57 Fifty Hundredths (2.50) chains to a stone; thence West Eighteen  
58 and Eighty-four Hundredths (18.84) chains to a stone; thence

59 South Two and Fifty Hundredths (2.50) chains to a stone; thence  
60 West Seven (7) chains to a stone; thence South Ten and Seventy-  
61 nine Hundredths (10.79) chains to the place of beginning,  
62 *subject to an existing railroad right-of-way through the same.*

1     Sec. 2. The conveyance of the land described in section  
2 one (1) is conditioned upon the exchange and conveyance by the  
3 said Davenport corporation to the State of Iowa to the following  
4 described real estate located in Scott County, Iowa, which is  
5 adjacent to present property owned by the State of Iowa in Scott  
6 County, Iowa, for farming purposes, to-wit:

7     A tract known as the Carroll farm, containing One Hundred  
8 and One-half ( $100\frac{1}{2}$ ) acres, more or less, described as follows:  
9 The East Half ( $E\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section  
10 Twelve (12), Township Seventy-eight (78) North, Range Three (3)  
11 East of the Fifth (5th) P.M., containing ninety-three and forty-  
12 six hundredths (93.46) acres, more or less. Also, that part  
13 of the West Half ( $W\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of said  
14 Section Twelve (12), which is bounded and described as follows:  
15 Commencing at the Southeast corner of said West Half ( $W\frac{1}{2}$ ) of  
16 the Northeast Quarter ( $NE\frac{1}{4}$ ); thence running West to line of  
17 Davenport and St. Paul Railroad, now Davenport & Northwestern  
18 Railroad; thence Northeasterly following and along the East  
19 line of said Railroad to point where it intersects the East  
20 line of the West Half ( $W\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) afore-  
21 said; thence South Sixty-nine (69) rods, more or less, to the  
22 place of beginning.

23 Also, that part of the West Half ( $W\frac{1}{2}$ ) of the Northeast  
24 Quarter ( $NE\frac{1}{4}$ ) of Section Twelve (12) aforesaid, which is bounded  
25 and described as follows: Commencing at the Northeast corner  
26 of said West Half ( $W\frac{1}{2}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of Section  
27 Twelve (12); thence running South Fifty-five (55) rods, more  
28 or less, to the line of the Railroad above named; thence North-  
29 westerly along the following East line of said Railroad to its  
30 intersection with the North line of Section Twelve (12) aforesaid;  
31 thence East Eleven and  $66/100$  (11.66) rods to the place of  
32 beginning.

33 A tract known as the Hageboeck farm, containing One Hundred  
34 Twenty (120) acres, more or less, described as follows: The  
35 East Half ( $E\frac{1}{2}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) and the North-  
36 Quarter ( $NW\frac{1}{4}$ ) of the Southeast Quarter ( $SE\frac{1}{4}$ ) of Section Seven<sup>west</sup>  
37 (7), Township Seventy-eight (78) North, Range Four (4) East  
38 of the Fifth (5th) P.M., in Scott County, Iowa;  
39 together with such additional buildings and improvements to be  
40 made by said Davenport corporation as will be necessary to  
41 carry on farming operations.

1 Sec. 3. The authority granted herein to the Board of  
2 Control shall be exercised only in the event the Board deems  
3 it to the best interest of the State of Iowa.

1 Sec. 4. The Board of Control of State Institutions and/or  
2 the Secretary of State are hereby authorized to grant any  
3 conveyances or land patents necessary to convey clear title  
4 to said corporation and are also hereby authorized to accept

5 a clear merchantable title to the land conveyed by said corpora-  
6 tion to the State of Iowa, all to be done at the expense of  
7 said corporation.

1 Sec. 5. This Joint Resolution being deemed of immediate  
2 importance shall be in full force and effect from and after  
3 publication in the Farm Bureau News, a newspaper published at  
4 Bettendorf, Iowa, and the The Daily Times, a newspaper published  
5 at Davenport, Iowa.

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1 Amend Senate Joint Resolution 12, section 1, line 4,  
2 by inserting after the word "property" the following:  
3 "with the restriction that the property is to be used for  
4 residential and civic purposes only,".

Filed  
April 19, 1955.

By SCHROEDER.