

MAR 29 1978

Place On Calendar

*Reprinted 4/15*

HOUSE FILE 2377

BY COMMITTEE ON JUDICIARY  
AND LAW ENFORCEMENT

(Formerly Study Bill 404)

Passed House, Date 5-8-78 (p. 2322) Passed Senate, Date \_\_\_\_\_

Vote: Ayes 80 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

## A BILL FOR

1 An Act to legalize proceedings taken by the Van Buren county  
2 board of supervisors relating to sale of certain real estate  
3 belonging to the Van Buren county conservation board sub-  
4 ject to certain conditions and easements.

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*Proof of publication 3/30 (p. 1272)*

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HOUSE FILE 2377

H-5840

- 1 Amend House File 2377 as follows:
- 2 1. Page 2, line 4, by striking the words "The
- 3 Tri-County News" and inserting in lieu thereof the
- 4 words "The Van Buren County Leader".
- 5 2. Page 2, line 5, by inserting after the word
- 6 "Iowa" the following: ", without expense to the
- 7 state".

H-5840 FILED *Adopted 4/15* BY JESSE of Polk  
MARCH 30, 1978 *(p. 2322)*

1 WHEREAS, on the 14th day of May, 1973, the Van Buren County  
2 Board of Supervisors executed a deed at the request of the  
3 Van Buren County Conservation Board to sell real estate subject  
4 to certain conditions and easements as follows:

5 Lots 6, 7, 8, 9 and 10 in Block 20 in the Town of  
6 Bentonsport, Van Buren County, Iowa. Property must be  
7 maintained in accordance with future plans for development  
8 of Bentonsport as an historic site and in accordance with  
9 the National Register. Grantor also grants to Grantee  
10 a perpetual easement for the use of an existing water well  
11 directly across the street to the North of said property  
12 and further grants a perpetual easement to Grantee to dig  
13 and lay all necessary water lines from said property to  
14 said well including laying said pipeline under the existing  
15 street.

16 WHEREAS, on the 14th day of May, 1973, the Van Buren County  
17 Board of Supervisors for consideration in the amount of  
18 \$2,100.00, did sell to J. Herbert Cross and Mardelle Louise  
19 Cross, husband and wife, the above described real property,  
20 and,

21 WHEREAS, the requirements as set out in Section 332.3(13)  
22 of the Iowa Code were not fully complied with, and doubts  
23 have arisen concerning the legal sufficiency of the sale and  
24 it is deemed advisable and necessary to put such doubts and  
25 all others that might arise concerning said sale to rest;

26 NOW THEREFORE,

27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

28 Section 1. That all acts and proceedings heretobefore  
29 taken by the Board of Supervisors of Van Buren County, Iowa,  
30 in connection with the sale of the hereinafter described real  
31 estate, subject to certain conditions and easements, to J.  
32 Herbert Cross and Mardelle Louise Cross, husband and wife,  
33 are hereby legalized, validated and confirmed:

34 Lots 6, 7, 8, 9 and 10 in Block 20 in the Town of  
35 Bentonsport, Van Buren County, Iowa.



*See Judiciary 5/10 to 5/11 (p. 1481)*

HOUSE FILE 2377

Judiciary  
Ashcraft, Chairperson  
DeKoster  
Redmond

HOUSE FILE 2377

By COMMITTEE ON JUDICIARY  
AND LAW ENFORCEMENT

(As Amended and Passed by the House)

Passed House, Date 5-3-78 (p. 2502) Passed Senate, Date 5-11-78 (p. 1471)

Vote: Ayes 70 Nays 0 Vote: Ayes 37 Nays 2

Approved 6-5-78

### A BILL FOR

1 An Act to legalize proceedings taken by the Van Buren county  
2 board of supervisors relating to sale of certain real estate  
3 belonging to the Van Buren county conservation board sub-  
4 ject to certain conditions and easements.

5 *Van Buren County Register 6/15; Van Buren County Auditor 6/15*  
6 *(p. 2270 A.J.)*  
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House Amendments \_\_\_\_\_

1 WHEREAS, on the 14th day of May, 1973, the Van Buren County  
2 Board of Supervisors executed a deed at the request of the  
3 Van Buren County Conservation Board to sell real estate subject  
4 to certain conditions and easements as follows:

5 Lots 6, 7, 8, 9 and 10 in Block 20 in the Town of Bentonsport,  
6 Van Buren County, Iowa.

7 Property must be maintained in accordance with future plans  
8 for development of Bentonsport as an historic site and in  
9 accordance with the National Register.

10 Grantor also grants to Grantee a perpetual easement for the use  
11 of an existing water well directly across the street to the  
12 North of said property and further grants a perpetual easement  
13 to Grantee to dig and lay all necessary water lines from said  
14 property to said well including laying said pipeline under the  
15 existing street.

16 WHEREAS, on the 14th day of May, 1973, the Van Buren County  
17 Board of Supervisors for consideration in the amount of  
18 \$2,100.00, did sell to J. Herbert Cross and Mardelle Louise  
19 Cross, husband and wife, the above described real property,  
20 and,

21 WHEREAS, the requirements as set out in Section 332.3(13)  
22 of the Iowa Code were not fully complied with, and doubts  
23 have arisen concerning the legal sufficiency of the sale and  
24 it is deemed advisable and necessary to put such doubts and  
25 all others that might arise concerning said sale to rest;

26 NOW THEREFORE,

27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

28 Section 1. That all acts and proceedings heretobefore  
29 taken by the Board of Supervisors of Van Buren County, Iowa,  
30 in connection with the sale of the hereinafter described real  
31 estate, subject to certain conditions and easements, to J.  
32 Herbert Cross and Mardelle Louise Cross, husband and wife,  
33 are hereby legalized, validated and confirmed:

34 Lots 6, 7, 8, 9 and 10 in Block 20 in the Town of  
35 Bentonsport, Van Buren County, Iowa.



HOUSE FILE 2377

AN ACT

TO LEGALIZE PROCEEDINGS TAKEN BY THE VAN BUREN COUNTY BOARD OF SUPERVISORS RELATING TO SALE OF CERTAIN REAL ESTATE BELONGING TO THE VAN BUREN COUNTY CONSERVATION BOARD SUBJECT TO CERTAIN CONDITIONS AND EASEMENTS.

WHEREAS, on the 14th day of May, 1973, the Van Buren County Board of Supervisors executed a deed at the request of the Van Buren County Conservation Board to sell real estate subject to certain conditions and easements as follows:

Lots 6, 7, 8, 9 and 10 in Block 20 in the Town of Bentonsport, Van Buren County, Iowa.

Property must be maintained in accordance with future plans for development of Bentonsport as an historic site and in accordance with the National Register.

Grantor also grants to Grantee a perpetual easement for the use of an existing water well directly across the street to the North of said property and further grants a perpetual easement to Grantee to dig and lay all necessary water lines from said property to said well including laying said pipeline under the existing street.

WHEREAS, on the 14th day of May, 1973, the Van Buren County Board of Supervisors for consideration in the amount of \$2,100.00, did sell to J. Herbert Cross and Mardelle Louise Cross, husband and wife, the above described real property, and,

WHEREAS, the requirements as set out in Section 332.4113 of the Iowa Code were not fully complied with, and doubts have arisen concerning the legal sufficiency of the sale and it is deemed advisable and necessary to put such doubts and all others that might arise concerning said sale to rest; NOW THEREFORE,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. That all acts and proceedings heretofore taken by the Board of Supervisors of Van Buren County, Iowa, in connection with the sale of the hereinafter described real estate, subject to certain conditions and easements, to J. Herbert Cross and Mardelle Louise Cross, husband and wife, are hereby legalized, validated and confirmed:

Lots 6, 7, 8, 9 and 10 in Block 20 in the Town of Bentonsport, Van Buren County, Iowa.

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Van Buren County Register, a newspaper published in Keosauqua, Iowa, and in The Van Buren County Leader, a newspaper published in Farmington, Iowa, without expense to the state.

DALE H. COCHRAN  
Speaker of the House

ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2377, Sixty-seventh General Assembly.

Approved  , 1978

DAVID L. WRAY  
Chief Clerk of the House

ROBERT D. RAY  
Governor