

SENATE FILE 2276

BY COMMITTEE ON JUDICIARY

Approved (p. 621)

Passed Senate, Date 3-21-86 (p. 816) Passed House, Date 4-3-86 (p. 1171)

Vote: Ayes 40 Nays 0 Vote: Ayes 94 Nays 0

Approved April 16, 1986 (p. 1364)

A BILL FOR

1 An Act to legalize proceedings taken by the board of directors of
2 the Iowa City community school district relating to the sale
3 of certain property.

4 WHEREAS, the Iowa City community school district undertook the
5 sale of certain real estate in 1985 as authorized by a vote of
6 the electors of the school district as required by law; and

7 WHEREAS, the Iowa City community school district complied with
8 all of the provisions of the law relating to the sale of the
9 property owned by the school district, except that the notice was
10 published containing an erroneous description of the property;
11 and

12 WHEREAS, some doubt has arisen as to the validity of the sale
13 of the property and this doubt may raise an issue concerning the
14 merchantability of the title to the property sold by public bid
15 and the act should be legalized and the matter once and for all
16 be put to rest; NOW THEREFORE,

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

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1 Section 1. That all proceedings taken by the board of
2 directors of the Iowa City community school district
3 pertaining to the sale of property legally described as:
4 One acre in the northwest corner of the southwest quarter
5 of the southwest quarter of Section 12, Township 79 North,
6 Range 6 West of the 5th P.M., said one acre tract being
7 located at the southeast corner of the intersection of
8 Washington Street and First Avenue in Iowa City, Iowa, and
9 measuring 208.3 feet, more or less, north and south and
10 measuring 210 feet, more or less, east and west,
11 are legalized and constitute a legal sale of the above
12 described property.

13 EXPLANATION

14 The bill legalizes the sale of certain property by the
15 board of directors of the Iowa City community school district.

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are legalized and constitute a legal sale of the above described property.

AN ACT

TO LEGALIZE PROCEEDINGS TAKEN BY THE BOARD OF DIRECTORS OF THE IOWA CITY COMMUNITY SCHOOL DISTRICT RELATING TO THE SALE OF CERTAIN PROPERTY.

WHEREAS, THE IOWA CITY COMMUNITY SCHOOL DISTRICT UNDERTOOK THE SALE OF CERTAIN REAL ESTATE IN 1985 AS AUTHORIZED BY A VOTE OF THE ELECTORS OF THE SCHOOL DISTRICT AS REQUIRED BY LAW; AND

WHEREAS, THE IOWA CITY COMMUNITY SCHOOL DISTRICT COMPLIED WITH ALL OF THE PROVISIONS OF THE LAW RELATING TO THE SALE OF THE PROPERTY OWNED BY THE SCHOOL DISTRICT, EXCEPT THAT THE NOTICE WAS PUBLISHED CONTAINING AN ERRONEOUS DESCRIPTION OF THE PROPERTY; AND

WHEREAS, SOME DOUBT HAS ARISEN AS TO THE VALIDITY OF THE SALE OF THE PROPERTY AND THIS DOUBT MAY RAISE AN ISSUE CONCERNING THE MERCHANTABILITY OF THE TITLE TO THE PROPERTY SOLD BY PUBLIC BID AND THE ACT SHOULD BE LEGALIZED AND THE MATTER ONCE AND FOR ALL BE PUT TO REST; NOW THEREFORE,

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

Section 1. That all proceedings taken by the board of directors of the Iowa City community school district pertaining to the sale of property legally described as:

One acre in the northwest corner of the southwest quarter of the southwest quarter of Section 12, Township 79 North, Range 6 West of the 5th P.M., said one acre tract being located at the southeast corner of the intersection of Washington Street and First Avenue in Iowa City, Iowa, and measuring 208.3 feet, more or less, north and south and measuring 210 feet, more or less, east and west,

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2276, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate
Approved *April 16*, 1986

TERRY E. BRANSTAD
Governor

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