

FILED MAR 26 1998

SENATE FILE 2411
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SSB 2210)

(p. 1035)
Passed Senate, Date 4-2-98
Vote: Ayes 49 Nays 0
Approved _____

Passed House, Date _____
Vote: Ayes _____ Nays _____

A BILL FOR

1 An Act to legalize the transfer of certain property by the joint
2 county system of Black Hawk and Buchanan counties to the
3 Independence community school district, and providing an
4 effective date.

5 WHEREAS, 1974 Iowa Acts, chapter 1273, was enacted by the
6 general assembly, approved by the governor, and became law; and

7 WHEREAS, 1974 Iowa Acts, chapter 1273, legalized, validated,
8 and confirmed all acts and proceedings taken by the board of
9 directors of the joint county system of Black Hawk and Buchanan
10 counties in connection with the transfer from the joint county
11 system of Black Hawk and Buchanan counties to the Independence
12 community school district of property described as follows:

13 Commencing at a point thirty-nine (39) rods west of the
14 southeast corner of the southeast quarter (SE 1/4) of section
15 thirty-three (33), township eighty-nine (89) north, range nine
16 (9) west of the 5th P.M. in Buchanan county, Iowa, running thence
17 north three hundred thirty (330) feet, thence west two hundred
18 (200) feet to the place of beginning; and

19 WHEREAS, 1974 Iowa Acts, chapter 1273, incorrectly described
20 the property; and

21 WHEREAS, it is deemed advisable and necessary to enact a
22 legalizing act to correct the error in the description to put to
23 rest any doubts that may arise concerning the transfer of the

S.F. 2411

1 property to the Independence community school district; NOW

2 THEREFORE,

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

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1 Section 1. All acts and proceedings taken by the board of
2 directors of the joint county system of Black Hawk and
3 Buchanan counties in connection with the transfer from the
4 joint county system of Black Hawk and Buchanan counties to the
5 Independence community school district of the following
6 described property are legalized, validated, and confirmed:

7 Commencing at a point thirty-nine (39) rods west of the
8 southeast corner of the southeast quarter (SE 1/4) of section
9 thirty-three (33), township eighty-nine (89) north, range nine
10 (9) west of the 5th P.M. in Buchanan county, Iowa, running
11 thence north three hundred thirty (330) feet, thence west two
12 hundred (200) feet, thence south three hundred thirty (330)
13 feet, thence east two hundred (200) feet, to the place of
14 beginning.

15 Sec. 2. The quitclaim deed for the transfer of the
16 property described in section 1 of this Act, signed by the
17 president of the board of directors of the joint county system
18 of Black Hawk and Buchanan counties, and which has been
19 recorded, is legalized, validated, and confirmed.

20 Sec. 3. This Act, being deemed of immediate importance,
21 takes effect upon its enactment.

22 EXPLANATION

23 This bill legalizes all acts and proceedings taken in 1974
24 by the board of directors of the joint county school system of
25 Black Hawk and Buchanan counties in connection with a transfer
26 of property to the Independence community school district. A
27 legalizing act was enacted in 1974 to put to rest doubts about
28 the authority of the joint county school system to transfer
29 property to the community school district. However, the legal
30 description of the property in the legislation was incorrect.
31 This bill corrects the legal description of the property
32 transferred and legalizes the quitclaim deed transferring the
33 property which was recorded. The bill takes effect upon its
34 enactment.

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Boettger
Drake
Halvorsen

SSB-2210

Judiciary

SENATE FILE _____ Succeeded By
BY (PROPOSED COMMITTEE ON _____
JUDICIARY BILL BY
CHAIRPERSON MCKEAN)

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

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29 property to the community school district. However, the legal
30 description of the property in the legislation was incorrect.
31 This bill corrects the legal description of the property
32 transferred and legalizes the quitclaim deed transferring the
33 property which was recorded. The bill takes effect upon its
34 enactment.

35.

1 rest any doubts that may arise concerning the transfer of the
2 property to the Independence community school district; NOW
3 THEREFORE,

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

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