

March 15, 1961.  
Judiciary 2.

House File 621  
By CAMP and CARSTENSEN.

Passed House, Date 4-4-61 Passed Senate, Date 4-14-61  
Vote: Ayes 100 Nays 0 Vote: Ayes 71 Nays 0  
Approved 4-18-61

## A BILL FOR

An Act to legalize and validate the incorporation and re-incorporation of the Grand Mound Co-operative Telephone Association and to legalize and validate the sale of certain real estate, owned by it, to Arnold N. Schmidt.

WHEREAS, the Farmers Mutual Telephone Company of Grand Mound, Iowa, a corporation organized, not for pecuniary profit, was incorporated on or about May 29, 1924, its articles being recorded in book 8 on page 568 of the Clinton County recorder's office; and

WHEREAS, said company had operated as non-incorporated company prior to May 29, 1924 and had taken title to the following described real estate, in which its central office was located, to-wit: lot 12 in block 7 in the town of Grand Mound, Iowa; and

WHEREAS, on or about August 13, 1946 said corporation was reincorporated as the Farmers Mutual Telephone Company, its articles being recorded in the office of the county recorder of Clinton county and state of Iowa on September 20, 1946 in book 12 on page 314; and

WHEREAS, on or about March 31, 1947 said corporation was again reorganized under the provisions of chapter 499 of the 1946 Code of Iowa and the acts amendatory thereto under the name of Grand Mound Co-operative Telephone Association, its articles being recorded in the office of the county recorder of Clinton county and state of Iowa, in book 12 on page 555; and

WHEREAS, said articles of incorporation were amended on or about November 10, 1958, which amendment is filed in the office of the county recorder of Clinton county and state of Iowa in book 20 on page 241; and

WHEREAS, said company, which took title to the above real estate prior to May 29, 1924, is one and the same company as the above named corporations which have succeeded each other, and that the above corporations and their successors have at all times owned the above described real estate up to the time the same was sold to Arnold N. Schmidt, under warranty deed, dated March 3, 1960, which deed is recorded in book 191, on page 567 of deed records in the office of the county recorder of Clinton county, Iowa; and

WHEREAS, doubts have arisen as to the legality of such

transfer and deed and it is deemed advisable to put such doubts forever at rest; NOW, THEREFORE,

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

1 Section 1. That all of the incorporation proceedings  
2 of the incorporation of the former Farmers Mutual Telephone  
3 Company and its successor, the Grand Mound Co-operative  
4 Telephone Association, of Grand Mound, Iowa, be and the same  
5 are hereby declared legalized, validated and confirmed and  
6 any and all property of every nature and description owned  
7 by the Farmers Mutual Telephone Company, prior to its  
8 corporation, after its incorporation and taken over by  
9 its successor, the Grand Mound Co-operative Telephone  
10 Association, be and the same is hereby declared to the  
11 property of the Grand Mound Co-operative Telephone Association.

1 Sec. 2. The conveyance of lot 12 in block 7, in the  
2 original town of Grand Mound, Iowa, by the Grand Mound  
3 Co-operative Telephone Association to Arnold N. Schmidt,  
4 as grantee, by warranty deed recorded in book 191 on  
5 page 567 of deed records in the office of the county  
6 recorder of Clinton county, Iowa, is hereby legalized,  
7 validated and confirmed.

EXPLANATION OF HOUSE FILE 621

Some doubts have arisen in the title of property owned by a mutual telephone company in the town of Grand Mound and in order to dispose of this property this act is necessary to validate and legalize sale of this real estate.