

March 17, 1965.
Passed on File.

Senate File 514
By JUDICIARY COMMITTEE.

Passed Senate, Date 3/31 Passed House, Date 4/29
Vote: Ayes 51 Nays 0 Vote: Ayes 92 Nays 0
Approved May 7, 1965

Judiciary 4-5

A BILL FOR

An Act to authorize and direct the issuance of a patent to certain real estate by the Governor and Secretary of State to Clovie D. Walter.

WHEREAS, it appears of record that the following property: The South 21.65 Acres of the Northeast fractional Quarter of the Northwest Quarter; and the Northeast Quarter of the Southeast Quarter of the Northwest Quarter; and the West Half of the Southeast Quarter of the Northwest Quarter, all in Section 2, Township 71 North, Range 13 West of the 5th P. M., in Wapello County, Iowa, containing 51.65 Acres, more or less, was mortgaged by Thayer Rupe and Belle Rupe to Wapello County, Iowa, for the use and benefit of the School Fund of the State of Iowa, by Mortgage dated December 8, 1931, and recorded in School Fund Mortgage record B Page 256, and,

WHEREAS, said Mortgage was foreclosed in a Chancery Action No. 17098, Docket 117 page 255, in Wapello County, Iowa, District Court; and,

WHEREAS, at the Sheriff's Execution Sale thereunder, Wapello County, Iowa, for the benefit of the School Fund for said County bid in said land; and took a Sheriff's Certificate of Sale therefore; and,

WHEREAS, thereafter the subsequent owners of said property executed a deed to said property to Wapello County, Iowa, and

WHEREAS, Wapello County, Iowa, sold and deeded said land to B. H. Burns; and,

WHEREAS, Wapello County has paid and accounted for the said School Fund Mortgage to the permanent School Fund of the State of Iowa, and the State of Iowa no longer has any interest in said land, and

WHEREAS, it appears that through inadvertance or oversight, no Patent was issued by the State of Iowa for the above land, relinquishing and conveying the interest of the State of Iowa therein, although all owners of record of said land have understood and believe that they owned said land by fee simple clear title, and

WHEREAS, by mesne conveyances, said land has been deeded to Clovie D. Walter, the present record Title owner thereof, NOW
THEREFORE,

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

1 Section 1. That the Governor and the Secretary of the State
2 of Iowa, are hereby authorized and directed to issue a patent
3 for the following described land, to Clovie D. Walter, to-wit:
4 The South 21.65 Acres of the Northeast Fractional Quarter
5 of the Northwest Quarter; and the Northeast Quarter of the
6 Southeast Quarter of the Northwest Quarter; and the West Half
7 of the Southeast Quarter of the Northwest Quarter, all in
8 Section 2, Township 71 North, Range 13 West of the 5th P. M.,
9 in Wapello County, Iowa, containing 51.65 Acres, more or less.

1 Sec. 2. Nothing in this Act shall be deemed or construed
2 to affect any pending litigation.