

Sen. Judiciary 5/10 Do Pass 5/11/78 (1482)

HOUSE FILE 2454

Judiciary
Rush, Chairperson
Scott
Holden

1978
ing Calendar

HOUSE FILE 2454
By COMMITTEE ON SIFTING
(Formerly Study Bill 456)

Passed House, Date 5-8-78 (p 2306) Passed Senate, Date 5-11-78 (p 1472)
Vote: Ayes 79 Nays _____ Vote: Ayes 35 Nays 3
Approved 6-5-78

A BILL FOR

1 An Act to legalize proceedings taken by the board of
2 supervisors of Chickasaw County, relating to the
3 sale of certain properties.
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1 WHEREAS, the Board of Supervisors of Chickasaw County
2 acquired certain property by virtue of various Deeds, and

3 WHEREAS, the Board of Supervisors of Chickasaw County
4 subsequently offered these properties for sale as provided
5 in Section 332.3-(13) of the Code of Iowa, on August 25, 1975,
6 and

7 WHEREAS, the Board of Supervisors complied with all of
8 the provisions of the Law, except that the Board failed to
9 publish Notice of the Date, Place and Time of the sale not
10 less than Fifteen (15) days nor more than Twenty-Five (25)
11 days prior to the date of the sale, and

12 WHEREAS, some doubt has arisen as to the validity of the
13 sales of such properties and such doubts may raise an issue
14 concerning the merchantability of the Title to the properties
15 sold on August 25, 1975, and said Acts should be legalized
16 and the matter once and for all be put to rest; NOW THEREFORE,
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

18 Section 1. That all proceedings taken by the Board of
19 Supervisors of Chickasaw County pertaining to the sale of
20 property acquired by virtue of various deeds and sold on
21 August 25, 1975, where the Board of Supervisors failed to
22 publish Notice of the Time, Place and Date of the sale not
23 less than Fifteen (15) days nor more than Twenty-Five (25)
24 days prior to the date of the sale are validated, legalized,
25 and confirmed and shall constitute a valid, legal and bind-
26 ing sale of those properties sold on August 25, 1975, by the
27 Board of Supervisors of Chickasaw County.

28 Sec. 2. This Act, being deemed of immediate importance,
29 shall take effect and be in force from and after its publica-
30 tion in The Des Moines Register, a newspaper published in
31 Des Moines, Iowa, and in The New Hampton Tribune, a newspaper
32 published in New Hampton, Iowa, without expense to the state.

33 EXPLANATION

34 This bill legalizes proceedings taken in Chickasaw County
35 relating to the sale of property where publication was not
36 carried out in the proper manner.

HOUSE FILE 2454

AN ACT

TO LEGALIZE PROCEEDINGS TAKEN BY THE BOARD OF SUPERVISORS OF CHICKASAW COUNTY, RELATING TO THE SALE OF CERTAIN PROPERTIES.

WHEREAS, the Board of Supervisors of Chickasaw County acquired certain property by virtue of various Deeds, and

WHEREAS, the Board of Supervisors of Chickasaw County subsequently offered these properties for sale as provided in Section 332.3-(13) of the Code of Iowa, on August 25, 1975, and

WHEREAS, the Board of Supervisors complied with all of the provisions of the Law, except that the Board failed to publish Notice of the Date, Place and Time of the sale not less than Fifteen (15) days nor more than Twenty-Five (25) days prior to the date of the sale, and

WHEREAS, some doubt has arisen as to the validity of the sales of such properties and such doubts may raise an issue concerning the merchantability of the Title to the properties sold on August 25, 1975, and said Acts 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 Supervisors of Chickasaw County pertaining to the sale of property acquired by virtue of various deeds and sold on August 25, 1975, where the Board of Supervisors failed to publish Notice of the Time, Place and Date of the sale not less than Fifteen (15) days nor more than Twenty-Five (25) days prior to the date of the sale are validated, legalized, and confirmed and shall constitute a valid, legal and binding sale of those properties sold on August 25, 1975, by the Board of Supervisors of Chickasaw County.

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Des Moines Register, a newspaper published in Des Moines, Iowa, and in The New Hampton Tribune, a newspaper published in New Hampton, Iowa, without expense to the state.

DALE M. 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 2454, Sixty-seventh General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved James, 1978

ROBERT D. RAY
Governor