

Do Pass 2/12 (9 429)

JAN 22 1980

HOUSE FILE 2181

Judiciary & Law Enforcement

By HUMMEL

See 2/28 Do Pass 3/11 (9 207)

Passed House, Date 2-25-80 (9 625) Passed Senate, Date 2/26/80 (9 1090)

Vote: Ayes 87 Nays 2 Vote: Ayes 47 Nays 2

Approved April 4, 1980

A BILL FOR

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

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1 WHEREAS, the board of directors of the Shellsburg community
2 school district authorized the sale of Lots 48, 49, 50, and
3 51 in Runyan's Second Addition to Shellsburg, Benton county,
4 Iowa; and

5 WHEREAS, the board of directors approved the sale of Lots
6 48 and 49 in Runyan's Second Addition to Shellsburg to Clyde
7 M. Mason and Decie R. Mason on August 17, 1977 and the sale
8 of Lots 50 and 51 in Runyan's Second Addition to Shellsburg
9 to Clarice L. and Donald R. Miller on August 18, 1977; and

10 WHEREAS, said properties were not appraised by three
11 disinterested freeholders residing within the school district
12 as required under section two hundred ninety-seven point
13 twenty-two (297.22), Code of Iowa, 1977; and

14 WHEREAS, some doubts have arisen concerning the sale of
15 the properties and the doubts may raise an issue concerning
16 the merchantability of the title to the properties and the
17 acts should be legalized and the matter once and for all be
18 put to rest; NOW THEREFORE,

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

20 Section 1. All proceedings taken by the board of directors
21 of the Shellsburg community school district relating to the
22 sale of Lots 48 and 49 in Runyan's Second Addition to
23 Shellsburg, Benton county, Iowa to Clyde M. Mason and Decie
24 R. Mason and the sale of Lots 50 and 51 in Runyan's Second
25 Addition to Shellsburg, Benton county, Iowa, where the board
26 failed to have the properties appraised by three disinterested
27 freeholders residing within the school district, are legalized
28 and constitute a legal and binding sale of those properties
29 by the board of directors of the Shellsburg community school
30 district.

31 EXPLANATION

32 The bill legalizes the proceedings of the board of directors
33 of the Shellsburg community school district relating to the
34 sale of certain properties. The bill is effective July first
35 following enactment.

HOUSE FILE 2181

AN ACT

TO LEGALIZE PROCEEDINGS TAKEN BY THE BOARD OF DIRECTORS
OF THE SHELLSBURG COMMUNITY SCHOOL DISTRICT RELATING
TO THE SALE OF CERTAIN PROPERTIES.

WHEREAS, the board of directors of the Shellsburg community school district authorized the sale of Lots 48, 49, 50, and 51 in Runyan's Second Addition to Shellsburg, Benton county, Iowa; and

WHEREAS, the board of directors approved the sale of Lots 48 and 49 in Runyan's Second Addition to Shellsburg to Clyde M. Mason and Decie R. Mason on August 17, 1977 and the sale of Lots 50 and 51 in Runyan's Second Addition to Shellsburg to Clarice L. and Donald R. Miller on August 18, 1977; and

WHEREAS, said properties were not appraised by three disinterested freeholders residing within the school district as required under section two hundred ninety-seven point twenty-two (297.22), Code of Iowa, 1977; and

WHEREAS, some doubts have arisen concerning the sale of the properties and the doubts may raise an issue concerning the merchantability of the title to the properties and the 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. All proceedings taken by the board of directors of the Shellsburg community school district relating to the sale of Lots 48 and 49 in Runyan's Second Addition to Shellsburg, Benton county, Iowa to Clyde M. Mason and Decie R. Mason and the sale of Lots 50 and 51 in Runyan's Second Addition to Shellsburg, Benton county, Iowa, where the board failed to have the properties appraised by three disinterested freeholders residing within the school district, are legalized

and constitute a legal and binding sale of those properties by the board of directors of the Shellsburg community school district.

WILLIAM H. HARBOR
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2181, Sixty-eighth General Assembly.

DAVID L. WRAY
Chief Clerk of the House

Approved _____, 1980

ROBERT D. RAY
Governor