

FEB 19 1983

Place On Calendar

HOUSE FILE 244

BY COMMITTEE ON JUDICIARY AND
LAW ENFORCEMENT

(Formerly House File 181)

Passed House, Date 3-4-83 (p. 613) Passed Senate, Date 3-8-83 (p. 666)

Vote: Ayes 90 Nays 4 Vote: Ayes 47 Nays 1

Approved March 28, 1983 (p. 932)

A BILL FOR

1 An Act to legalize proceedings taken by the board of super-
2 visors of Pottawattamie county relating to the sale of
3 certain properties.

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HF 244

1 WHEREAS, the board of supervisors of Pottawattamie county
2 acquired certain properties by virtue of a tax deed; and

3 WHEREAS, the board of supervisors of Pottawattamie county
4 subsequently offered these properties for sale as provided
5 in section 569.8 on December 6, 1975; and

6 WHEREAS, the board of supervisors complied with all of
7 the provisions of the law, except that the board failed to
8 publish two notices of the date, time, and place of the sale
9 at public auction not more than fifteen days prior to the
10 date of the sale held on December 6, 1975; and

11 WHEREAS, some doubt has arisen as to the validity of the
12 sales of the properties and the doubts may raise an issue
13 concerning the merchantability of the title to properties
14 sold at public auction on December 6, 1975 and the acts should
15 be legalized and the matter once and for all be put to rest;

16 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 Pottawattamie county pertaining to the sale
20 of property acquired by virtue of a tax deed and sold at
21 public auction on December 6, 1975 where the board failed
22 to publish two notices of the time, date, and place of the
23 sale not more than fifteen days prior to the dates of the
24 sales are legalized and confirmed and constitute a legal and
25 binding sale of those properties sold on December 6, 1975
26 by the board of supervisors of Pottawattamie county.

27 EXPLANATION

28 The bill legalizes the proceedings of the board of super-
29 visors of Pottawattamie county relating to the sale of cer-
30 tain properties by virtue of a tax deed. The bill takes ef-
31 fect July 1 following enactment.

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binding sale of those properties sold on December 6, 1975
by the board of supervisors of Pottawattamie county.

HOUSE FILE 244

AN ACT

TO LEGALIZE PROCEEDINGS TAKEN BY THE BOARD OF SUPERVISORS OF
POTTAWATTAMIE COUNTY RELATING TO THE SALE OF CERTAIN PROP-
ERTIES.

WHEREAS, the board of supervisors of Pottawattamie county
acquired certain properties by virtue of a tax deed; and

WHEREAS, the board of supervisors of Pottawattamie county
subsequently offered these properties for sale as provided
in section 569.8 on December 6, 1975; and

WHEREAS, the board of supervisors complied with all of
the provisions of the law, except that the board failed to
publish two notices of the date, time, and place of the sale
at public auction not more than fifteen days prior to the
date of the sale held on December 6, 1975; and

WHEREAS, some doubt has arisen as to the validity of the
sales of the properties and the doubts may raise an issue
concerning the merchantability of the title to properties
sold at public auction on December 6, 1975 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. That all proceedings taken by the board of
supervisors of Pottawattamie county pertaining to the sale
of property acquired by virtue of a tax deed and sold at
public auction on December 6, 1975 where the board failed
to publish two notices of the time, date, and place of the
sale not more than fifteen days prior to the dates of the
sales are legalized and confirmed and constitute a legal and

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 244, Seventieth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved March 28, 1983

TERRY E. BRANSTAD
Governor