

Judiciary and Law Enforcement: Siegrist. Chair: Kremer and Peterson.

*L. B...* 4/23/85  
APR 18 1985

HOUSE FILE 762

*See Judiciary & Law Enforcement 4-24-85*  
*L. B... 5/1 (p. 1811)*

BY NORLAND and STROMER

Passed House, Date 1-26-85 (p. 1761) Passed Senate, Date 4-30-85 (p. 1819)

Vote: Ayes 90 Nays 0 Vote: Ayes 35 Nays 1

Approved May 29, 1985

### A BILL FOR

1 An Act to legalize the proceedings for the organization,  
 2 establishment, boundaries and election and tenure of  
 3 office of the board of trustees of the Sun Valley  
 4 sanitary district in the township of Union, county of  
 5 Ringgold and declaring the district a duly and legally  
 6 organized corporate body as provided by law and further  
 7 declaring all trustees duly and legally elected and  
 8 holding office as provided by law.

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HF 762

1 WHEREAS, The Sun Valley sanitary district in the township  
2 of Union, county of Ringgold, was organized, established and  
3 the boundaries created and a board of trustees elected at a  
4 special election held on February 26, 1985 under Iowa Code  
5 chapter 358 and the existence of the district and the tenure  
6 of office of the trustees is of general public interest and  
7 vital to the public interest and welfare of the area contained  
8 within the boundaries of the sanitary district; and

9 WHEREAS, doubts have arisen concerning the validity and  
10 legal sufficiency of the proceedings for the organization,  
11 establishment and boundaries of the district and the validity  
12 and legal sufficiency of the election of the board of trustees  
13 and the tenure of office of the trustees and it is deemed  
14 advisable and necessary to put such doubts and all others that  
15 might arise concerning said matters forever at rest; NOW  
16 THEREFORE,

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

18 Section 1. That all proceedings taken and elections held  
19 in connection with the organization, establishment, and fixing  
20 of boundaries of the Sun Valley sanitary district in the  
21 township of Union, county of Ringgold, are declared to be  
22 valid, legal and sufficient to organize and establish the body  
23 corporate and politic known as the Sun Valley sanitary  
24 district, and are legalized and the sanitary district is  
25 declared to be a legal entity under and for the purposes  
26 contemplated in Iowa Code chapter 358 and the boundaries of  
27 the sanitary sewer district are legalized, validated and  
28 confirmed as follows:

29 The West Half (W 1/2) of the Southwest Quarter (SW 1/4) and  
30 the South three-quarters (S 3/4) of the Southwest Quarter  
31 (SW 1/4) of the Northwest Quarter (NW 1/4), all in Section  
32 14, Township 70 North, Range 28, West of 5th P.M.

33 The Southeast Quarter (SE 1/4) and the South Half (S 1/2)  
34 of the Northeast Quarter (NE 1/4) and the East Half (E 1/2)  
35 of the East Half (E 1/2) of the Southwest Quarter (SW 1/4)

1 and a tract of land in the East Half (E 1/2) of the  
2 Southeast Quarter (SE 1/4) of the Northwest Quarter (NW  
3 1/4) described as commencing at the Southeast corner of the  
4 Southeast Quarter (SE 1/4) of the Northwest Quarter (NW  
5 1/4), thence North 660 feet, thence West 200 feet, thence  
6 Southwest to a point 660 feet West of the Southeast corner  
7 of the Southeast Quarter (SE 1/4) of the Northwest Quarter  
8 (NW 1/4), thence East to the place of beginning; also a  
9 tract of land described as commencing at a point 660 feet  
10 North of the Southeast corner of the Southeast Quarter (SE  
11 1/4) of the Northwest Quarter (NW 1/4), thence West 220  
12 feet, thence Northeasterly to a point 810 feet North of the  
13 Southeast corner of the Southeast Quarter (SE 1/4) of the  
14 Northwest Quarter (NW 1/4), thence South 150 feet to the  
15 place of beginning, all in Section 15, Township 70 North,  
16 Range 28 West of 5th P.M., containing 6.8 acres more or  
17 less.

18 The South 441.5 feet of the Southeast Quarter (SE 1/4) of  
19 the Northeast Quarter (NE 1/4) of Section 20, Township 70  
20 North, Range 28 West of 5th P.M.

21 The South Half (S 1/2) of the Northwest Quarter (NW 1/4)  
22 and the North 100 feet of the Northwest Quarter (NW 1/4) of  
23 the Southwest Quarter (SW 1/4) and the North Half (N 1/2)  
24 of the Northeast Quarter (NE 1/4) of the Southwest Quarter  
25 (SW 1/4) excepting the South 100 feet thereof, and the  
26 Southeast Quarter (SE 1/4), and the South Half (S 1/2) of  
27 the Northeast Quarter (NE 1/4) and the Northeast Quarter  
28 (NE 1/4) of the Northeast Quarter (NE 1/4) all in Section  
29 21, Township 70 North, Range 28 West of 5th P.M., Ringgold  
30 County, Iowa.

31 The West Half (W 1/2), and the West Half (W 1/2) of the  
32 Northeast Quarter (NE 1/4) and the Southeast Quarter (SE  
33 1/4) of the Northeast Quarter (NE 1/4) and the North Half  
34 (N 1/2) of the Northwest Quarter (NW 1/4) of the Southeast  
35 Quarter (SE 1/4), and a tract of land in the Northeast

1 Quarter (NE 1/4) of the Northeast Quarter (NE 1/4), de-  
2 scribed as commencing at the Northwest corner of the  
3 Northeast Quarter (NE 1/4) of the Northeast Quarter (NE  
4 1/4), thence East 460 feet to a point thence Southeasterly  
5 to a point 860 feet West of the Northeast corner of the  
6 Southeast Quarter (SE 1/4) of the Northeast Quarter (NE  
7 1/4), thence Westerly 860 feet to a point and thence North  
8 to the point of beginning, all in Section 22, Township 70  
9 North, Range 28 West of 5th P.M., Ringgold County, Iowa.  
10 Sec. 2. That all proceedings taken and the election held  
11 in connection with the election of the board of trustees and  
12 their tenure of office, of the Sun Valley sanitary district in  
13 the township of Union, county of Ringgold are declared to be  
14 valid, legal and sufficient, and the election of trustees and  
15 their tenure of office are legalized, validated and confirmed,  
16 and the board of trustees is declared to have been legally  
17 elected for the tenure of office ending June 30, 1988, all as  
18 contemplated by Iowa Code chapter 358.

19 EXPLANATION

20 The bill legalizes the organization, establishment and  
21 boundaries of the Sun Valley sanitary district and the elec-  
22 tion and tenure of office of the board of trustees of the  
23 sanitary district.

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

HOUSE FILE 762

AN ACT

TO LEGALIZE THE PROCEEDINGS FOR THE ORGANIZATION, ESTABLISHMENT, BOUNDARIES AND ELECTION AND TENURE OF OFFICE OF THE BOARD OF TRUSTEES OF THE SUN VALLEY SANITARY DISTRICT IN THE TOWNSHIP OF UNION, COUNTY OF RINGGOLD AND DECLARING THE DISTRICT A DULY AND LEGALLY ORGANIZED CORPORATE BODY AS PROVIDED BY LAW AND FURTHER DECLARING ALL TRUSTEES DULY AND LEGALLY ELECTED AND HOLDING OFFICE AS PROVIDED BY LAW.

WHEREAS, The Sun Valley sanitary district in the township of Union, county of Ringgold, was organized, established and the boundaries created and a board of trustees elected at a special election held on February 26, 1985 under Iowa Code chapter 358 and the existence of the district and the tenure of office of the trustees is of general public interest and vital to the public interest and welfare of the area contained within the boundaries of the sanitary district; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings for the organization, establishment and boundaries of the district and the validity and legal sufficiency of the election of the board of trustees and the tenure of office of the trustees and it is deemed advisable and necessary to put such doubts and all others that might arise concerning said matters forever at rest; NOW THEREFORE,

Section 1. That all proceedings taken and elections held in connection with the organization, establishment, and fixing of boundaries of the Sun Valley sanitary district in the township of Union, county of Ringgold, are declared to be valid, legal and sufficient to organize and establish the body corporate and politic known as the Sun Valley sanitary district, and are legalized and the sanitary district is declared to be a legal entity under and for the purposes contemplated in Iowa Code chapter 358 and the boundaries of the sanitary sewer district are legalized, validated and confirmed as follows:

The West Half (W 1/2) of the Southwest Quarter (SW 1/4) and the South three-quarters (S 3/4) of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4), all in Section 14, Township 70 North, Range 28, West of 5th P.M.  
The Southeast Quarter (SE 1/4) and the South Half (S 1/2) of the Northeast Quarter (NE 1/4) and the East Half (E 1/2) of the East Half (E 1/2) of the Southwest Quarter (SW 1/4) and a tract of land in the East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) described as commencing at the Southeast corner of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), thence North 660 feet, thence West 200 feet, thence Southwest to a point 660 feet West of the Southeast corner of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), thence East to the place of beginning; also a tract of land described as commencing at a point 660 feet North of the Southeast corner of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), thence West 220 feet, thence Northeasterly to a point 810 feet North of the Southeast corner of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), thence South 150 feet to the place of beginning, all in Section 15, Township 70 North,

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Range 28 West of 5th P.M., containing 6.8 acres more or less.

The South 441.5 feet of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 20, Township 70 North, Range 28 West of 5th P.M.

The South Half (S 1/2) of the Northwest Quarter (NW 1/4) and the North 100 feet of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) and the North Half (N 1/2) of the Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4) excepting the South 100 feet thereof, and the Southeast Quarter (SE 1/4), and the South Half (S 1/2) of the Northeast Quarter (NE 1/4) and the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) all in Section 21, Township 70 North, Range 28 West of 5th P.M., Ringgold County, Iowa.

The West Half (W 1/2), and the West Half (W 1/2) of the Northeast Quarter (NE 1/4) and the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) and the North Half (N 1/2) of the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4), and a tract of land in the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4), described as commencing at the Northwest corner of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4), thence East 460 feet to a point thence Southeasterly to a point 860 feet West of the Northeast corner of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4), thence Westerly 860 feet to a point and thence North to the point of beginning, all in Section 22, Township 70 North, Range 28 West of 5th P.M., Ringgold County, Iowa.

Sec. 2. That all proceedings taken and the election held in connection with the election of the board of trustees and their tenure of office, of the Sun Valley sanitary district in the township of Union, county of Ringgold are declared to be valid, legal and sufficient, and the election of trustees and their tenure of office are legalized, validated and confirmed,

and the board of trustees is declared to have been legally elected for the tenure of office ending June 30, 1988, all as contemplated by Iowa Code chapter 358.

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DONALD D. AVENSON  
Speaker of the House

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ROBERT T. ANDERSON  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 762, Seventy-first General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved May 29, 1985

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TERRY E. BRANSTAD  
Governor