

CHAPTER 37.

SWAMP - LANDS OF HOWARD COUNTY.

MARCH 23. AN ACT to Legalize certain Acts of the Board of Supervisors of Howard County, Iowa.

Preamble.

WHEREAS, At a special election held in the county of Howard, Iowa, for that purpose, on the 20th day of November, 1865, in pursuance of an order of the board of supervisors of said county, and of published proclamation, it was determined, by a large majority of the votes cast, that the swamp and overflowed lands and the proceeds thereof of said county should be donated upon certain conditions to the McGregor Western Railway Company, to aid in the construction of said railway; and

WHEREAS, The said board of supervisors on the 12th day of January, 1867, after hearing proof, holding that the conditions aforesaid had been fully complied with, ordered the chairman and clerk of said board to execute and deliver to said company a conveyance of said lands, and the proceeds, which being accordingly done, and being afterwards read and submitted to said board, was ratified and confirmed by resolution of record; and

WHEREAS, Doubts exist as to the validity of such conveyance, and the technical regularity of the proceedings: therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the said conveyance or deed so executed as aforesaid be and is hereby declared valid, legal and effectual, and that said conveyance be held to invest the said McGregor Western Railway Company with a good and indefeasible title to the lands, rights and interests therein intended to be conveyed, and to convey to said company the property, rights and interests, which the same purports to convey as fully to all intents and purposes, as if all the proceedings in the premises had been regular and lawful: *Provided,* That this conveyance shall not interfere with the rights of private individuals, who may have settled on and improved any of said lands prior to said conveyance.

Deed by Howard co. of swamp-lands to McG. W. R. R. Co. legalized.

Proviso saving private rights.

Settlers may purchase at \$1.25.

Taking effect.

SEC. 2. Any individual who may have settled on and constituted a home on any of said lands, shall have the right to purchase of said railway company, to the amount of one hundred and sixty acres, at the sum of one dollar and twenty-five cents per acre.

SEC. 3. This act, being of immediate importance,

shall take effect from and after its publication in The Iowa Homestead and Iowa State Register, newspapers published in Des Moines, Iowa.

Approved March 23, 1868.

I hereby certify that the foregoing act was published in the *Daily State Register* March 26, 1868, and in *The Iowa Homestead* April 1, 1868.

ED WRIGHT, *Secretary of State.*

CHAPTER 38.

RELINQUISHING AN ESCHEAT IN WASHINGTON COUNTY.

AN ACT to Amend an Act for the Relief of the Widow and Indigent Children of Joseph Ketterer. MARCH 23.

WHEREAS, By the act entitled An Act for the relief Preamble. of the widow and indigent children of Joseph Ketterer, passed at the Ninth General Assembly, the 1862, ch. 149. State of Iowa has relinquished to Crescent Ketter[er], wife, and to Joseph and Ferdinand Ketterer, children, of said Joseph Ketterer, deceased, the escheat in and to the s. e. $\frac{1}{4}$ of n. e. $\frac{1}{4}$ of section number 5, and the s. w. $\frac{1}{4}$ of n. e. $\frac{1}{4}$ of section number 8, all in township 74, n. of range number 9 west; and,

WHEREAS, It appears that the land was, in the petition directed to said General Assembly, erroneously described, and was not the land of which the said Joseph Ketterer died seized; and,

WHEREAS, It appears that said Joseph Ketterer died seized of the following described tracts of land, to-wit: the n. w. $\frac{1}{4}$ of n. e. $\frac{1}{4}$ of section number 8, township 74 n. of range number 8 west; and of a piece described as follows: beginning at the s. e. corner of the n. e. $\frac{1}{4}$ of section number 5, township 74 n. of range number 9 west, running thence north 6 chains, thence n. 68° w. 20 chains and 33 links, thence n. $70\frac{1}{2}^{\circ}$ w. 14 chains, thence s. 10° w. 17 chains and 21 links, to a point 3 chains and 25 links east of the center of said section, thence east to the place of beginning, containing $39\frac{3}{10}$ acres: therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the State of Iowa does hereby relinquish all right or title, by escheat, in and Title to nw $\frac{1}{4}$ ne $\frac{1}{4}$ § 8, T.