

CHAPTER 169.

PATRICK HAMIL.

AN ACT for the Relief of Patrick Hamil.

APRIL 16.

WHEREAS, One Michael Cullen purchased from the United States government lot number six hundred and seventy in the city and county of Dubuque, State of Iowa, on December 25th, 1840, and a patent issued to him therefor on June 19th, 1844; and, Preamble.

WHEREAS, Afterwards, to-wit, on August 5th, 1845, said Michael Cullen and Ann Cullen, his wife, conveyed said lot to James Cullen, for which conveyance there was a failure of consideration, and afterwards, to-wit, on October 2d, 1847, said James Cullen conveyed said lot to Bernard Lynch under the name of Robert Yore, there being no such person in fact as Robert Yore, and afterwards, to-wit, on May 5th, 1854, said Lynch, under the name of Robert Yore, conveyed said lot to Matthew B. Cullen, a son of said Michael and Ann Cullen, all of which conveyances were duly recorded, and without consideration, the said Michael and Ann Cullen having occupied said premises as and for their homestead from 1845 till the death of Michael and the sale of the same by Ann Cullen to Patrick Hamil in 1869, all of which conveyances, except that to said Hamil, have been set aside and decreed to be null and void by the district court of Dubuque county, Iowa, by decrees dated February 23d, 1856, and November, 1868, to all of which proceedings and decrees, all of the aforesaid persons were parties and duly served, excepting James Cullen, who died on or about the year 1853, leaving no wife, issue, or heir in this country; and,

WHEREAS, By the death of said James Cullen, without legal heir, before said decrees were rendered, the said Cullen's rights, if any he acquired under the deed from Michael and Ann Cullen to him on August 5th, 1845, do not appear to be cut off by the decrees aforesaid, and independent of said decrees the title to said premises has the appearance, if it did not in fact escheat to the State of Iowa, in so far as to throw a cloud upon the title of said Hamil; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the State of Iowa hereby relinquishes all claims in and to said lot number six hundred State relinquish's
right to lot 670
in Dubuque.

and seventy, in the city and county of Dubuque, State of Iowa, as an escheat, and that the title of Patrick Hamil to the same be held to be as perfect as against every claim by the State of Iowa, as if no conveyance had ever been made by the said Michael Cullen and Ann Cullen, his wife, to the said James Cullen.

Approved, April 16, 1870.

CHAPTER 170.

FAMILY OF THE LATE JOSEPH B. DORR.

APRIL 16. AN ACT for the Relief of the Widow and Heirs of Joseph B. Dorr, late Colonel 8th Iowa Cavalry.

Preamble.

WHEREAS, Col. Joseph B. Dorr, late of the 8th Iowa Cavalry, died in the service of the United States in the year 1864, in the State of Georgia, of wounds and disease contracted while Colonel of said regiment and in the line of his duty; and,

WHEREAS, The said Joseph B. Dorr in his lifetime executed a mortgage to James D. Eads, formerly Superintendent of Public Instruction of the State of Iowa, upon lots numbers 8 and 9 in Bradstreet's addition to the city of Dubuque, and a small farm in Jackson county, the homestead of Joseph Dorr, the father of said Joseph B. Dorr, to secure an indebtedness due the school-fund of the State; and,

WHEREAS, Said mortgage has been foreclosed and judgment and decree rendered thereon in the district court of Dubuque county for the amount due upon said mortgage; therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That the State of Iowa hereby releases and relinquishes to the widow and heirs of said Joseph B. Dorr, all the right, title, or lien in, to, or upon said lots eight and nine in Bradstreet's addition to the city of Dubuque, which accrued to the State under and by virtue of said mortgage: *Provided, however,* That this act shall not take effect until the sureties upon the note given by said Joseph B. Dorr shall first enter in writing upon the records of said court, therein full consent to the release herein provided for.

Approved, April 16, 1870.

Title acquired by foreclosure to lots in Dubuque relinquished.

Proviso: sureties.