

in F. C. Lovrein his heirs and assigns forever; and the executive council is hereby authorized to cause to be executed, without expense to the state, a patent wherein the state of Iowa shall quit claim unto said F. C. Lovrein his heirs and assigns, all its right, title and interest in that part of the said lake above described.

Approved March 12, A. D. 1907.

## CHAPTER 245.

### RELIEF OF GRANTEES OF JAMES SEBY PARSONS.

H. F. 429.

AN ACT for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract of land.

WHEREAS, The original government survey of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M. in Marion county, Iowa, shows that lot two (2) and lot eight (8) cover all of the east half of the south west quarter of said section;

AND WHEREAS, The said lot two (2) of the said section containing 41.33 acres lying north of the Des Moines river was sold to John Price on March 7, 1851, and was patented to the said John Price April 1, 1851, which patent is No. 2400 and recorded in Vol. "E" on page 60 of the records of the Des Moines river land patents at the state land office, and which lot two (2) is still owned and held and in possession of the grantees of the said John Price;

AND WHEREAS, The said lot eight (8) in the said section containing 18.16 acres and lying south of the Des Moines river was sold to Edwin Manning December 31, 1850, and was patented to the said Edwin Manning on January 1, 1851 by patent No. 2195, and which patent is recorded in Vol. "C" on page 554 of the records of the Des Moines river land patents at the state land office, and which lot eight (8) is still owned and held and in possession of the grantees of the said Edwin Manning;

AND WHEREAS, The two patents above referred to cover all of the east half of the south west quarter of said section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M.;

AND WHEREAS, The records of the said state land office show that the south east quarter of the south west quarter of section eleven (11) was sold to James Seby Parsons on March 5, 1852, and patented to the said Parsons on February 16, 1853 by patent No. 2769, said patent being recorded in Vol. "E" on page 428 of the records of the Des Moines river land patents at the state land office;

AND WHEREAS, The said James Seby Parsons has never taken possession of the said south east quarter of the south west quarter of the said section, township and range, and has never claimed any right, title or interest in said tract under and by virtue of the said sale and patent to him, and there being no person now claiming title thereto by, through or under the said James Seby Parsons;

AND WHEREAS, The land covered by the said south east quarter of south west quarter of said section eleven (11) has been sold and patented prior to the date of this sale and patent to James Seby Parsons and has already been sold and patented as lot eight (8) and part of lot two (2) herein before referred to, there was an evident mistake in putting down the last named tract as purchased by the said Parsons, and also an evident mistake in issuing to

him a patent for the said south east quarter of the south west quarter of said section eleven (11);

AND WHEREAS, The plat book of the Des Moines river lands indicate that the tract which the said James Seby Parsons purchased and paid for was the south east quarter of the north west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M., instead of the south east quarter of the south west quarter of the north west quarter of said section eleven (11) has never been patented, and that the said James Seby Parsons claimed title thereto and has conveyed said tract at a later date than the date of the said patent No. 2769 issued to him, namely on September 24, 1853 by warranty deed to one Elwood Spencer which deed has been filed for record January 29, 1854 and has been recorded in Vol. "E" on page 346 of the records of Marion county, Iowa, and that his grantees and all parties claiming by, under or through him have had actual and peaceable possession of the said tract ever since;

AND WHEREAS, The above stated facts conclusively show that a mistake has been made upon the records of the state land office in having them show that the south east quarter of the south west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M., was sold to the said James Seby Parsons and that the said records should show that the south east quarter of the north west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M. was sold to the James Seby Parsons, and a patent therefor should have been issued to him instead of a patent for the south east quarter of the south west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M.;

AND WHEREAS, The said James Seby Parsons has long since departed his natural life at his residence in the county of Marion, state of Iowa, and the said south east quarter of the north west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M. in Marion county, is now occupied by and in the possession of Cornelis De Geest as grantee holding under the said James Seby Parsons.

AND WHEREAS, By reason of the mistake the title to said south east quarter of the north west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M. is still in the state of Iowa, therefore

*Be it enacted by the General Assembly of the State of Iowa:*

**SECTION 1. Conveyance of title.** That the title to the south east quarter of the north west quarter of section eleven (11) in township seventy-five (75) north, and of range eighteen (18) west of the 5th P. M., in Marion county, Iowa, being a part of the Des Moines river land grant does hereby pass from the state of Iowa to the said Cornelis De Geest as grantee of the said James Seby Parsons, and that the same vests in him pursuant to the said purchase by the said James Seby Parsons.

**SEC. 2. Patent.** That the governor of the state of Iowa and the secretary of state are hereby authorized and directed to issue to said Cornelis De Geest patent for the tract described in section 1 of this act in the usual form, and deliver the same to the present owner of said tract to be recorded in said county of Marion.

Approved April 4, A. D. 1907.