

## CHAPTER 176.

## OF CERTAIN DEEDS OF CONVEYANCE TO CITY OF DES MOINES.

S. F. 362.

AN ACT to authorize the governor and the secretary of state to execute to the city of Des Moines, Iowa, proper deeds of conveyance conveying to such city certain grounds to be used for street purposes.

WHEREAS, by chapter fourteen of the acts of the thirty-fifth general assembly, provision was made for the extension and improvement of the state capitol grounds in accordance with the plans referred to in section three (3) of said act, and,

WHEREAS, the state of Iowa has procured the title to the real estate described in said act, and,

WHEREAS, as an inducement to the said improvement, the city of Des Moines has heretofore conveyed the streets and alleys within said zone, with the exception of certain streets which it was desired by both parties to retain as a part of said improvement as shown by said plans, and,

WHEREAS, on or about the first day of September, 1915, the executive council of the state and the city of Des Moines, Iowa, made and entered into a written contract, by the terms of which the state was to convey to the city for street purposes so much of the tract hereinafter described as was not then owned by the said city, now, therefore,

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

1 SECTION 1. Conveyance authorized. That the governor and the  
2 secretary of state be and they are hereby authorized to execute and  
3 deliver to the city of Des Moines a conveyance conveying to said city  
4 for street purposes, and to be perpetually used for such purposes  
5 only the following described tract of real estate, to wit:  
6 A curved street eighty (80) feet in width, the center line of which  
7 shall begin at the intersection of the center line of East Twelfth  
8 Street with the south line of East Walnut Street and extend along  
9 the line of East Twelfth Street in a straight line to a point ten  
10 and three-tenths (10-3/10) feet south of said intersection, starting  
11 tangent with East Twelfth Street at such point curving thence in a  
12 southwesterly direction for a distance of six hundred twenty-five and  
13 two-tenths (625.2) feet with a radius of three hundred ninety-eight  
14 (398) feet and becoming tangent with the center line of Court  
15 Avenue at a point three hundred fifty-eight (358) feet west of the  
16 west line of East Twelfth Street, thence extending westerly along the  
17 present center line of East Court Avenue and eighty (80) feet in  
18 width for a distance of three hundred forty-nine (349) feet; thence  
19 starting tangent with the center line of East Court Avenue and  
20 eighty (80) feet in width, the center line curving thence in a north-  
21 westerly direction with a radius of twelve hundred fifty-eight and  
22 eighty-nine one hundredths (1258.89) feet for a distance of one thou-  
23 sand forty-five and seventy-two one-hundredths (1045.72) feet until  
24 the south line thereof shall intersect with the intersection of the

25 south line of East Walnut Street with the west line of the alley east  
 26 of East Seventh Street. The conveyance shall be subject to the con-  
 27 dition that the said street shall never be used for street railway  
 28 purposes.

1 **SEC. 2. Publication clause.** This act being deemed of immediate  
 2 importance shall be in full force and effect from and after its passage  
 3 and publication in the Des Moines Register and Des Moines Capital,  
 4 newspapers published in Des Moines, Iowa.

Approved April 7, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Capital  
 April 14, 1917, and the Des Moines Register April 16, 1917.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 177.

### TOWN OF TOLEDO.

S. F. 405.

AN ACT to legalize an ordinance of the incorporated town of Toledo, Iowa, granting a  
 franchise to the Tama & Toledo Railway Company, its successors or assigns, to erect,  
 maintain and operate an electric light and power plant in said town.

WHEREAS, an ordinance entitled:

“An ordinance authorizing the Tama & Toledo Railway Company (a corporation duly organized under the laws of the state of Iowa), its successors or assigns, to construct, or acquire, maintain and operate by electricity or other improved power, a system of street and interurban railways in the city of Toledo, Iowa, and defining the rights, powers, duties, and liabilities of said Tama & Toledo Railway Company, its successors or assigns and the duties and liabilities of persons in respect thereto.”  
 was passed and adopted by the town council of Toledo, Iowa, on June 27th, 1911, and was passed and adopted by the legal electors of Toledo, Iowa, at a special election held on June, 26th, 1911, and

WHEREAS, doubts have arisen as to whether all of the provisions of law relating to the granting of franchises were strictly complied with, NOW THEREFORE:

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

1 **SECTION 1. Ordinance legalized.** That an ordinance of the in-  
 2 corporated town of Toledo, Iowa, passed June 27th, 1911, and entitled:  
 3 “An ordinance authorizing the Tama & Toledo Railway Company  
 4 (a corporation duly organized under the laws of the state of Iowa),  
 5 its successors or assigns, to construct, or acquire, maintain and  
 6 operate by electricity or other improved power, a system of street  
 7 and interurban railways in the city of Toledo, Iowa, and defining the  
 8 rights, powers, duties, and liabilities of said Tama & Toledo Railway  
 9 Company, its successors or assigns, and the duties and liabilities of  
 10 persons in respect thereto.”