

3 enty-two (72) north, of range number fifteen (15) west of the fifth
4 principal meridian in Wapello county, Iowa, be confirmed in Charles
5 E. Anderson, his heirs and grantees, forever, and the governor and
6 secretary of state are hereby authorized to issue, without expense to
7 the state of Iowa, a patent conveying said above described land to
8 Charles E. Anderson.

1 SEC. 2. Nothing in this act shall be construed as affecting pending
2 litigation.

1 SEC. 3. This act being deemed of immediate importance shall be
2 in full force and effect from and after its passage and publication in
3 the Des Moines Register and the Des Moines Capital, newspapers
4 published at Des Moines, Iowa, said publication to be without expense
5 to the state of Iowa.

Approved March 25, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register and the Des Moines Capital March 28, 1921.

W. C. RAMSAY, *Secretary of State.*

CHAPTER 404

JOHANNES ANDERSEN

S. F. 627.

AN ACT authorizing, empowering and directing the governor and secretary of state to convey by patent to Johannes Andersen certain real estate in Iowa City, Johnson county, Iowa.

WHEREAS, the United States of America, by act of congress, granted to the territory of Iowa the whole of section 10, township 79, north, range 6, west of the 5th principal meridian in Johnson county, Iowa, for capitol purposes; and

WHEREAS, said section was thereafter platted by duly authorized commissioners as Iowa City, Iowa, and the plat thereof duly recorded in Johnson county, Iowa; and

WHEREAS, all that part of said section lying west of the Iowa river was designated on said plat as "Out lot 20"; and

WHEREAS, thereafter, by an instrument signed by the county surveyor and entitled "Alteration of plat of Iowa City" and recorded in Johnson county, Iowa, said Out lot 20 was declared to be subdivided into two eighty (80) foot streets along the north and west lines thereof and the remainder into four tracts designated respectively Out lots 20, 21, 22 and 23; and

WHEREAS, thereafter an instrument purporting to be a "Vacation" of said "Alteration" was filed and recorded in Johnson county, Iowa; and

WHEREAS, said Out lots as designated in said "Alteration" were sold and duly patented by the state of Iowa to the respective purchasers thereof, but no patent was ever executed or delivered conveying any part of the eighty

(80) foot street along the north line of said Out lot 20 as originally platted, nor was any dedication thereof to said city ever made or accepted; and

WHEREAS, no claim or use has ever been made by the city of Iowa City of any part of said eighty (80) foot street except the north twenty-six (26) feet thereof which is included within the boundaries of and used as Koontz avenue in said city; and

WHEREAS, all that part of said eighty (80) foot street lying south of the south line of said Koontz avenue was duly platted as a part of Park Side addition to Iowa City, Iowa, on May 11, 1910, and both before and since the recording of said plat, the same has been occupied as private property by the various owners thereof, and improvements have been made thereto and buildings erected thereon in good faith without knowledge of any possible defect in the title thereof; and

WHEREAS, a portion thereof, hereinafter described, is now held and occupied by Johannes Andersen and has been so held and occupied by him and his prior and immediate grantors by actual, open and adverse possession for more than fifty years, and all claim thereto has been released by the city of Iowa City to him by a duly executed and recorded quit claim deed; and

WHEREAS, doubt has been cast upon the title of said Johannes Andersen to said portion of said eighty (80) foot street as hereinafter described by reason of irregularities appearing in the records of said "Alteration" and "Vacation" and by reason of the fact that no patent was ever executed by the state of Iowa thereto nor any effective dedication ever made thereof to said city; now therefore

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

1 SECTION 1. That the governor and secretary of state be, and they
2 are hereby authorized, empowered and directed in the name of the
3 state of Iowa and under its seal, to convey by patent to Johannes
4 Andersen the following described real estate in Iowa City, Johnson
5 county, Iowa, to-wit:
6 Beginning at a point on the south line of Koontz avenue twenty
7 (20) feet east of the northwest corner of lot one (1), block one (1)
8 of Park Side addition to Iowa City, Iowa, according to the recorded
9 plat thereof, thence south about fifty-four (54) feet to a point eighty
10 (80) feet south of the north line of section ten (10), township seventy-
11 nine (79), north, range six (6), west of the 5th P. M., thence east
12 parallel to the north line of said section to the west bank of the Iowa
13 river, thence in a northerly direction following said river bank to the
14 south line of Koontz avenue, thence west along said south line of
15 Koontz avenue to the place of beginning.

Approved March 30, A. D. 1921.