

estate and refused to accept the title to said real estate, and the said Etta V. Brall did, on August 27, 1927, give a quit claim deed to said real estate to the state of Iowa, and

WHEREAS, it is necessary to correct the title to said real estate, and to give good title in said real estate to Etta V. Brall purchaser, now therefore,

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

- 1 SECTION 1. That the governor of the state of Iowa be, and is hereby
- 2 authorized, empowered and directed to execute to Etta V. Brall a
- 3 patent conveying to her lots three (3) and four (4) in block one (1)
- 4 in outlot seventeen (17) in the town of Sidney, Fremont county, Iowa.

House File No. 268. Approved April 9, A. D. 1929.

CHAPTER 282

HERMAN COLYN

AN ACT to authorize the issuance of a patent to certain lands in Marion county, Iowa.

WHEREAS, the United States of America, by act of congress, dated August 8, 1846, granted to the state of Iowa, the west five acres of the south west quarter (SW $\frac{1}{4}$) of the north west quarter (NW $\frac{1}{4}$) of section five (5), township seventy-seven (77), north, range twenty (20) west of the 5th P. M. Iowa, and said land was purchased from the state of Iowa, November 3, 1852 by John S. Busey, and,

WHEREAS, no patent has been issued by the state of Iowa, covering said above described land to said John S. Busey nor to any other person, firm or corporation, and

WHEREAS, Herman Colyn is now the owner of said above described land and holds title thereto by perfect chain of title from John S. Busey, and that he has been together with his grantors in possession of said land since the 3rd day of November 1852, and has during said time paid the taxes on said land and made improvements thereon, and

WHEREAS, the state of Iowa, does not now and never has asserted title to said land, but that the state of Iowa failed to issue a patent to said John S. Busey, or to any other person, and that the failure to issue a patent therefor, now creates an apparent defect in the title to said land; now therefore,

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

- 1 SECTION 1. That the governor and secretary of state shall, in the
- 2 name of the state of Iowa and under its seal, convey by patent to the
- 3 said Herman Colyn, the following described real estate situated in the
- 4 county of Marion, state of Iowa, to-wit:
- 5 The west five acres of the south west quarter (SW $\frac{1}{4}$) of the north
- 6 west quarter (NW $\frac{1}{4}$) of section five (5), township seventy-seven
- 7 (77), north, range twenty (20) west of the 5th P. M. Iowa; and
- 8 thereby transfer to the said Herman Colyn any and all right, title

9 and interest which the state of Iowa may have in or to the said de-
 10 scribed real estate, said patent to issue without expense to the state
 11 of Iowa.

1 SEC. 2. This act being deemed of immediate importance shall be in
 2 full force and effect from and after its publication in Knoxville Jour-
 3 nal, a newspaper published at Knoxville, Iowa, and Pella Press, a news-
 4 paper published at Pella, Iowa without expense to the state.

Senate File No. 116. Approved March 9, A. D. 1929.

I hereby certify that the foregoing act was published in the Knoxville Journal
 March 14, 1929, and the Pella Press March 21, 1929.

ED. M. SMITH, *Secretary of State.*

CHAPTER 283

PATENT TO CERTAIN LANDS IN APPANOOSE COUNTY

AN ACT to authorize the issuance of a patent to certain lands in Appanoose county,
 Iowa.

WHEREAS, on the 2nd day of October, 1858, there was a deed made by
 the county judge of Appanoose county, Iowa, to one, Henry Hakes, con-
 veying or purporting to convey, the northeast quarter (NE $\frac{1}{4}$) of the
 northwest quarter (NW $\frac{1}{4}$) of section thirteen (13), township sixty-eight
 (68), north, range seventeen (17) west, in said Appanoose county, Iowa,
 as swamp land, under the impression that said land had been conveyed
 by patent to the state of Iowa by the government of the United States
 and to the county of Appanoose by the state of Iowa, for which convey-
 ance the said Henry Hakes paid to Appanoose county the full purchase
 price; and

WHEREAS, said described tract of land was by said Henry Hakes and
 other grantees and grantors occupied and used under claim of right and
 color of title under said conveyance from said date of said deed until May
 25, 1914, when same was conveyed to one, G. F. Severs, since deceased; and

WHEREAS, it was discovered on or about the 16th day of March, 1928,
 that the said described real estate had never been conveyed by the gov-
 ernment of the United States to the state of Iowa, nor by the state of
 Iowa to said county as swamp lands, or otherwise, by patent or other-
 wise; and

WHEREAS, the government of the United States has now issued a patent
 to the state of Iowa as swamp lands, said patent conveying said real estate
 to the state of Iowa; and

WHEREAS, the state of Iowa neither has, nor claims to have, any interest
 in or to said real estate; and

WHEREAS, the said patent from the government of the United States
 was obtained by the state of Iowa for the purpose of clearing the title
 to said real estate; and

WHEREAS, the sole and only heirs or beneficiaries of the said G. F.