

6 error on or about November 15, 1962, in order that he may make  
7 mention thereof in his message to the 60th General Assembly. It shall  
8 make a further report of its activities to the Governor on or about  
9 November 15, 1964, in order that he may make mention thereof in his  
10 message to the 61st General Assembly. The committee shall continue  
11 to function throughout the regular session of the 61st General Assem-  
12 bly and shall terminate at the adjournment of said session. For pur-  
13 poses of the program of the committee, the Civil War shall be con-  
14 sidered as commencing with the firing upon Fort Sumter and ending  
15 six days after Lee's surrender at Appomattox.

Approved April 24, 1959.

## CHAPTER 428

### CAPITOL GROUNDS EXTENSION

H. J. R. 23

A JOINT RESOLUTION providing for the exercise and acceptance of certain options to purchase by the state of Iowa certain parcels of real estate situated in Des Moines, Polk County, Iowa, from certain described vendors, and for the acquisition of certain other described property by purchase or condemnation, and improving the described properties by excavation, grading and paving, and providing funds for the payment thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. (a) That the executive council of the state of Iowa  
2 be and is hereby authorized to exercise in the name of the state of  
3 Iowa an option granted to the state of Iowa dated January 19, 1959,  
4 by Glenn Signs and Katherine Signs to purchase the following de-  
5 scribed property situated in the city of Des Moines, county of Polk,  
6 and state of Iowa, to-wit: Lot seven (7) (except the north ninety-  
7 seven (97) feet), block six (6), W. A. Scott's Addition, now included  
8 in and forming a part of the city of Des Moines, Iowa, at and for the  
9 sum of nine thousand five hundred dollars (\$9,500.00), and to give  
10 notice of the exercise of said option by registered mail to the fore-  
11 going named vendors at their residence, 222 East 13th Street, Des  
12 Moines, Iowa.

13 (b) That the executive council of the state of Iowa be and is here-  
14 by authorized to exercise in the name of the state of Iowa an option  
15 granted to the state of Iowa dated January 19, 1959, by Venus A.  
16 Donahue to purchase the following described property situated in the  
17 city of Des Moines, county of Polk, and state of Iowa, to-wit: Lot  
18 seven (7), north ninety-seven (97) feet, block six (6), W. A. Scott's  
19 Addition, now included in and forming a part of the city of Des  
20 Moines, Iowa, at and for the sum of twelve thousand five hundred  
21 dollars (\$12,500.00), and to give notice of the exercise of said option  
22 by registered mail to the foregoing named vendor at her residence,  
23 226 East 13th Street, Des Moines, Iowa.

24 (c) That the executive council of the state of Iowa be and is here-  
25 by authorized to exercise in the name of the state of Iowa an option  
26 granted to the state of Iowa dated January 24, 1959, by Arno Wheeler  
27 and Genevieve Wheeler to purchase the following described property

28 situated in the city of Des Moines, county of Polk, and state of Iowa,  
29 to-wit: Lot eight (8), block six (6), W. A. Scott's Addition, now in-  
30 included in and forming a part of the city of Des Moines, Iowa, at and  
31 for the sum of twenty thousand dollars (\$20,000.00), and to give  
32 notice of the exercise of said option by registered mail to the fore-  
33 going named vendors at their residence, 1217 East Walnut Street,  
34 Des Moines, Iowa.

35 (d) That the executive council of the State of Iowa be and is here-  
36 by authorized to exercise in the name of the state of Iowa an option  
37 granted to the state of Iowa dated January 24, 1959, by Marvin R.  
38 Finchum and Blanche Finchum to purchase the following described  
39 property situated in the city of Des Moines, county of Polk, and state  
40 of Iowa, to-wit: Lot nine (9), block six (6), W. A. Scott's Addition,  
41 now included in and forming a part of the city of Des Moines, Iowa,  
42 at and for the sum of twelve thousand seven hundred and fifty dollars  
43 (\$12,750.00), and to give notice of the exercise of said option by reg-  
44 istered mail to the foregoing named vendors at their residence, 1215  
45 East Walnut Street, Des Moines, Iowa.

46 (e) That the executive council of the state of Iowa be and is here-  
47 by authorized to exercise in the name of the state of Iowa an option  
48 granted to the state of Iowa dated January 26, 1959, by B. S. West-  
49 lake and Gladys Westlake to purchase the following described prop-  
50 erty situated in the city of Des Moines, county of Polk, and state of  
51 Iowa, to-wit: Lot eleven (11), block six (6), W. A. Scott's Addition,  
52 now included in and forming a part of the city of Des Moines, Iowa,  
53 at and for the sum of twenty thousand dollars (\$20,000.00), and to  
54 give notice of the exercise of said option by registered mail to the  
55 foregoing named vendors at their residence, 1207 East Walnut Street,  
56 Des Moines, Iowa.

57 (f) That the executive council of the state of Iowa be and is here-  
58 by authorized to exercise in the name of the state of Iowa an option  
59 granted to the state of Iowa dated January 26, 1959, by the Stoner-  
60 McCray System to purchase the following described property situ-  
61 ated in the city of Des Moines, county of Polk, and state of Iowa, to-  
62 wit: Lot twelve (12), block six (6), W. A. Scott's Addition, now  
63 included in and forming a part of the city of Des Moines, Iowa, at  
64 and for the sum of five thousand nine hundred dollars (\$5,900.00),  
65 and to give notice of the exercise of said option by registered mail to  
66 the foregoing named vendor at its residence, 1213 Grand Avenue,  
67 Des Moines, Iowa.

1 SEC. 2. That the executive council of the state of Iowa is author-  
2 ized to acquire by purchase the following described property situated  
3 in the city of Des Moines, county of Polk, and state of Iowa, to-wit:  
4 Lot ten (10), block six (6), W. A. Scott's Addition, now included in  
5 and forming a part of the city of Des Moines, Iowa, at such price as  
6 the said council may deem reasonable, provided, however, in the event  
7 such purchase cannot be made for a reasonable price, the general as-  
8 sembly deeming the described property to be necessary for the public  
9 improvement involved herein, authorizes the institution and mainte-  
10 nance of condemnation proceedings to so acquire the described prop-  
11 erty by the executive council.

1 SEC. 3. The executive council is hereby authorized and directed to  
2 improve by excavating, grading and paving the foregoing described  
3 parcels except the parcel described in paragraph (c) and belonging to  
4 Arno and Genevieve Wheeler and to execute a contract for the per-  
5 formance of the foregoing described improvements to the lowest re-  
6 sponsible bidder after advertising one time in two newspapers pub-  
7 lished at the seat of government for sealed proposals for doing the  
8 foregoing work.

1 SEC. 4. There is hereby appropriated out of any funds in the  
2 treasury of the state of Iowa not otherwise appropriated the sum of  
3 one hundred fifteen thousand dollars (\$115,000.00) or so much thereof  
4 as may be necessary to be used by the executive council of the state of  
5 Iowa in performing the duties and directions hereinbefore made in  
6 the purchase of the foregoing described parcels of real estate and im-  
7 proving the same, said sums of money to be paid to the following  
8 persons: Glenn Signs and Katherine Signs; Venus A. Donahue; Arno  
9 Wheeler and Genevieve Wheeler, Marvin R. Finchum and Blanche  
10 Finchum; B. S. Westlake and Gladys Westlake; Stoner-McCray Sys-  
11 tem, in the amount provided in the described options given by the  
12 foregoing persons, and in the amount of the agreed purchase price,  
13 by warranty deed to the state of Iowa with covenants of full war-  
14 ranty, and delivery of an abstract of title thereto showing marketable  
15 title in each vendor and the property free and clear of all liens and  
16 encumbrances, and requisition for warrants for these several amounts  
17 to the several owners shall be drawn against the said appropriation  
18 by the executive council. In the event condemnation of Lot ten (10),  
19 block six (6), W. A. Scott's Addition, is resorted to in order to acquire  
20 title thereto the condemnation award and costs involved in such con-  
21 demnation proceeding shall be paid from this appropriation.

1 SEC. 5. This Act being deemed of immediate importance shall be  
2 in full force and effect after its publication in the Brooklyn Chronicle,  
3 a newspaper published at Brooklyn, Iowa, and the West Des Moines  
4 Express, a newspaper published at West Des Moines, Iowa.

Approved March 13, 1959.

I hereby certify that the foregoing Act, House Joint Resolution 23, was published in the Brooklyn Chronicle, Brooklyn, Iowa, March 19, 1959, and in the West Des Moines Express, West Des Moines, Iowa, March 19, 1959.

MELVIN D. SYNHORST, *Secretary of State.*

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## RULES OF CIVIL PROCEDURE

No amendments to the Rules of Civil Procedure were filed with the 58th General Assembly. However some amendments were made by the General Assembly and may be found in chapter 152, sections 199 to 202, inclusive.