

CHAPTER 285

DES MOINES SCHOOL DISTRICT LEGALIZED

S. F. 426

AN ACT to legalize and validate the proceedings of the board of directors of the Des Moines Independent Community School District, in the county of Polk, state of Iowa, confirming and authorizing the sale of certain property.

WHEREAS, it appears from the records of the Board of Directors of the Des Moines Independent Community School District, County of Polk, State of Iowa, that on February 7, 1966, a Special Warranty Deed from the Des Moines Independent Community School District to Melvin Lumber Company was executed, and recorded in Book 3758, page 97, Polk County, Iowa, Recorder, for the following described real property:

That part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28, Township 78 North, Range 24 West of the 5th P.M., described as follows: Beginning at a point on the South line of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ that is 33 feet East of the SW corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28; thence East 462.1 feet along the South line of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28 to a point also known as the SW corner of Lot 21, McKinley Heights, Plat No. 3; thence North 302.5 feet to a point also known as the NW corner of Lot 17, McKinley Heights, Plat No. 3; thence West along the South right-of-way of Hackley Street extended West a distance of 6.09 feet to the beginning of a $3^{\circ} 14' 47''$ curve to the left; thence Westerly along said $3^{\circ} 14' 47''$ curve to the left having a radius of 1764.9 feet and a central angle of $7^{\circ} 21'$ for a distance of 226.4 feet to the end of said curve; thence reversing on a $3^{\circ} 09' 25''$ curve to the right having a radius of 1814.9 feet and a central angle of $7^{\circ} 21'$ for a distance of 232.8 feet to the end of said curve (said point being 33 feet East of the West line of the aforementioned NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28); thence South 275.9 feet to the point of beginning, said real estate now being in and forming a part of the City of Des Moines, Polk County, Iowa.

WHEREAS, on July 7, 1966, there was filed with the Polk County Auditor, Plat Book O-441, James Embee Place, an Official Plat, which included the above described property; and

WHEREAS, said Melvin Lumber Company thereafter conveyed all or portions of the above described property, now platted as James Embee Place, an Official Plat, now included in and forming a part of the City of Des Moines, Iowa; and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the deed from said School District to Melvin Lumber Company, and it is deemed advisable to put such doubts and all others that might arise concerning the same forever at rest, NOW THEREFORE,

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

1 SECTION 1. All proceedings heretofore taken by the Board of
2 Directors of the Des Moines Independent Community School District
3 in the County of Polk, State of Iowa, in connection with the sale of
4 the following described real property:

5 That part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28, Township 78
6 North, Range 24 West of the 5th P.M., described as follows: Begin-
7 ning at a point on the South line of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ that is
8 33 feet East of the SW corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section

9 28; thence East 462.1 feet along the South line of said NW $\frac{1}{4}$ of the
 10 NW $\frac{1}{4}$ of Section 28 to a point also known as the SW corner of Lot
 11 21, McKinley Heights, Plat No. 3; thence North 302.5 feet to a point
 12 also known as the NW corner of Lot 17, McKinley Heights, Plat No.
 13 3; thence West along the South right-of-way of Hackley Street
 14 extended West a distance of 6.09 feet to the beginning of a $3^{\circ} 14' 47''$
 15 curve to the left; thence Westerly along said $3^{\circ} 14' 47''$ curve to the
 16 left having a radius of 1764.9 feet and a central angle of $7^{\circ} 21'$ for a
 17 distance of 226.4 feet to the end of said curve; thence reversing
 18 on a $3^{\circ} 09' 25''$ curve to the right having a radius of 1814.9 feet and a
 19 central angle of $7^{\circ} 21'$ for a distance of 232.8 feet to the end of said
 20 curve (said point being 33 feet East of the West line of the afore-
 21 mentioned NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28); thence South 275.9
 22 feet to the point of beginning, said real estate now being in and
 23 forming a part of the City of Des Moines, Polk County, Iowa.

24 and the sale of said property by the Board of Directors of said Dis-
 25 trict to Melvin Lumber Company are hereby legalized, validated and
 26 confirmed, and the proceedings of said Board of Directors relating
 27 thereto are hereby declared to be legal and constitute the valid and
 28 binding obligation of said District.

1 SEC. 2. This Act, being deemed of immediate importance, shall be
 2 in full force and effect from and after its final approval and publica-
 3 tion in The West Des Moines Express, a newspaper published at
 4 West Des Moines, Iowa, and The Des Moines Register, a newspaper
 5 published at Des Moines, Iowa, without expense to the State.

Approved May 7, 1971.

I hereby certify that the foregoing Act, Senate File 426, was published in The West Des Moines Express, West Des Moines, Iowa, May 20, 1971, and in The Des Moines Register, Des Moines, Iowa, May 21, 1971.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 286

WEST MARSHALL SCHOOL LEGALIZING ACT

S. F. 277

AN ACT to legalize and validate the procedures wherein the West Marshall Community School District in the counties of Marshall and Story entered into contract for the sale of certain real estate.

WHEREAS, the West Marshall Community School District of Marshall and Story counties initiated the sale of real property described as Lot one (1) and Lot eight (8) in Block four (4), Town of Edenville (now Rhodes), Marshall County, Iowa; and

WHEREAS, the notice for bids as required by the Code of Iowa was advertised and published in the Marshalltown Times-Republican on November 4 and 11, 1965; and

WHEREAS, the bids for said real property, though not shown on the abstract, were taken in June, 1967 and it appears that such bids should have been taken not later than six months after the second publication of the