

## CHAPTER 32.

STATE AND COUNTIES MAY BUY PROPERTY SOLD UNDER  
EXECUTIONS.

AN ACT to enable the State or any county to acquire Real Estate under certain circumstances, and to hold control and dispose of the same.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa,* That if upon the sale upon execution in favor of the State or of any county, the proper officer shall bid off any real estate, or when it shall become necessary for the State or any county to take real estate to secure such State or county from loss on account of any debt due such State or county, the conveyance thereof may be made to such State or county as the case may be, which shall to all intents, vest the title in the grantee as completely as if such grantee were an adult person.

The State and Counties may bid off property sold under execution

SEC. 2. All conveyances heretofore made to the State or any county shall be deemed and taken in all places to be as valid and effectual as if made to an adult person.

Conveyances to State, or County valid.

SEC. 3. In any case where the State has held or may hereafter hold, any lands as above provided, the Governor may dispose of the same at not less than the sum such lands cost to the State, including interest and expenses, and the proceeds shall be disposed of to the credit of the fund to which the debt, on which said land was taken, belonged; provided, that in the unanimous opinion of the Census Board the interest of the State would be promoted by selling for a sum less than cost, and shall fix the sum at which such land should be sold, the Governor may sell the same for the sum so fixed: and on any such sale if the purchase money shall not be paid in hand, adequate security, to be determined by said Census Board, shall be given for the payment therefor.

The Govern'r may sell property belonging to the State—covering cost.

May sell for less than cost with consent of the Census Board.

SEC. 4. Whenever any county has taken, or shall hereafter take, any real estate as provided in the foregoing sections, it shall be competent for the Board of Supervisors to sell and dispose thereof; as in their judgment shall be for the best interest of their said county; provided that if the same is sold on time for any part of the purchase money, the said Board shall require adequate security for the payment thereof, besides the responsibility of the purchaser; and the proceeds of sales

The Board of Supervisors may sell property belonging to the County.

of all such lands shall belong to the fund to which the debt on which the land was taken, belonged.

Record shall be made of sale by the Board of Supervisors, upon the Minute Book of said Board.

SEC. 5. In case of any such sale and conveyance by such Board, the resolution making the sale, shall be entered on the minutes of such Board; the yeas and nays on the passage of such resolution shall be also there entered with the date thereof; such resolution shall express the consideration paid for said land, and such a description thereof as shall be necessary to make a deed therefor; and a transcript of such proceedings relating to said sale; the resolution and yeas and nays on its passage, made and certified under the hand of said Clerk and the seal of the said Board shall be a sufficient deed of conveyance by the said county and shall be entitled to be recorded or received in evidence without further proof.

The State or Counties may lease and control the use of any Lands owned by either.

SEC. 6. Whenever the State or any county holds any such lands undisposed of, it may by its proper agent, lease and control the use of the same as shall in the opinion of the Census Board, if belonging to the State, and the Board of Supervisors if belonging to the county, be for the best interest of such owner and the proceeds of such use shall belong to the fund to which the debt on which the land was taken, belongs.

Manner of executing contracts for lands sold.

SEC. 7. The said State or any county on selling such lands, may at the option of the officers making the sale, execute a contract of sale, or an absolute conveyance therefor; and they may take notes, mortgages, contracts or other securities, payable to the grantor, which shall be as valid as if made to an adult person.

Approved March 17th, 1862.

## CHAPTER 33.

### CHANGE OF VENUE.

AN ACT to amend section 5,066 of the Revision of A. D. 1860 of the laws of the State of Iowa in relation to taking change of venue in criminal proceedings before Justices of the Peace.

Change of venue may be taken from the justices of the peace in criminal proceedings.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa*, That section 5066 of the Revision of A. D. 1860, of the laws of the State of Iowa, be and the same is hereby amended so that it shall read as follows: If such affidavit be filed the change of venue must be allowed, and the Justice must immediately transmit all