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27—50.120(207) Acceptance of gifts of land.

50.120(1) The division may accept donations of title to land or interest in land that is necessary for reclamation activities. A donation shall not be accepted if the terms or conditions of acceptance are inconsistent with the objectives or requirements of the program.

50.120(2) Offers to make a gift of the land or interests in land shall be in writing and shall include:

- a. A statement of the interest which is being offered.
- b. A legal description of the land and a description of any improvements on it.
- c. A description of any limitations on the title or conditions as to the use or disposition of the land existing or to be imposed by the donor.
 - d. A statement that:
 - 1. The donor is the record owner of interest being offered.
 - 2. The interest offered is free and clear of all encumbrances except as clearly stated in the offer.
 - 3. There are no adverse claims against the interest offered.
 - 4. There are not unredeemed tax deeds outstanding against the interest offered.
- 5. There is no continuing responsibility by the operator under state or federal statutory law for reclamation.
- *e*. An itemization of any unpaid taxes or assessments levied, assessed or due which could operate as a lien on the interest offered.

50.120(3) If the offer is accepted, a deed of conveyance shall be executed, acknowledged and recorded. The deed shall state that it is made "as a gift under the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, and Iowa Code chapter 207." Title to donated land shall be in the name of the state of Iowa.