

January 26, 1951.  
Judiciary No. 2.

House File 236  
By BOOTHBY.

Passed House, Date .....  
Vote: Ayes..... Nays.....  
Passed Senate, Date .....  
Vote: Ayes..... Nays.....  
Approved .....

## A BILL FOR

An Act to legalize and validate the proceedings of the board of directors of the Independent School District of Cherokee, Iowa, with reference to the conveyance of real estate acquired by virtue of the provisions of section two hundred ninety-seven point three (297.3), Code 1950, and to authorize and direct the issuance of a patent to such real estate by the governor and the secretary of state.

WHEREAS the board of directors of the Independent School District of Cherokee, Iowa, acquired title to the following described lands :

The north one hundred thirty (130) feet of lot one (1) in block sixty-four (64) of the eleventh (11th) addition to the town of New Cherokee, Iowa, now Cherokee, Iowa.

That part of lot two (2), block sixty-four (64) of the eleventh (11th) addition to the town of New Cherokee, Iowa, now Cherokee, Iowa, described as follows: Beginning at the southwest corner of lot 2, block 64, of the eleventh addition to the town of New Cherokee, Iowa; thence north 235' along the west side of said lot 2; thence north 36°30' east a distance of 50'; thence northeasterly along a right deflection curve of 42° with a radius of 130' to a point 121.1' west of the northeast corner of said lot 2; thence a distance of 121.1' east to the northeast corner of said lot 2; thence south a distance of 130' along the east line of said lot 2; thence west a distance of 175'; thence south 170' to the south line of said lot 2; thence

west on the south line of said lot 2 a distance of 65' to the point of beginning.

That part of lot three (3), block sixty-four (64) of the eleventh (11th) addition to the town of New Cherokee, Iowa, described as follows:

Beginning at a point on the south line of said lot 3 and 157' west of the southeast corner of said lot; thence east on the south line of said lot 3 a distance of 157' to the southeast corner of said lot 3; thence north on the east line of said lot 3 a distance of 235'; thence south 36°30' west to the point of beginning, and other lands by virtue of the provisions of section two hundred ninety-seven point three (297.3), Code 1950, and

WHEREAS tracts of lands owned by one, Lew McDonald, would fit into the plans of the said board of directors in landscaping and use for school purposes, and

WHEREAS the said board of directors took title to lands of the said Lew McDonald in exchange for the above described lands, and

WHEREAS doubts have arisen as to the legal sufficiency of the proceedings and as to the authority of the said board of directors to execute the said conveyance, and it is deemed advisable to put said doubts and all others that may arise, forever at rest; now therefore,

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

- 1 Section 1. That all proceedings taken by the board of
- 2 directors of the Independent School District of Cherokee, Iowa,
- 3 authorizing the conveyance of real estate situated in Cherokee
- 4 County, Iowa, described as follows, to-wit:
- 5 The north one hundred thirty (130) feet of lot
- 6 one (1) in block sixty-four (64) of the eleventh
- 7 (11th) addition to the town of New Cherokee, Iowa,

8 now Cherokee, Iowa.

9 That part of lot two (2), block sixty-four (64)  
10 of the eleventh (11th) addition to the town of  
11 New Cherokee, Iowa, now Cherokee, Iowa, described  
12 as follows: Beginning at the southwest corner of  
13 lot 2, block 64, of the eleventh addition to the  
14 town of New Cherokee, Iowa; thence north 235'  
15 along the west side of said lot 2; thence north  
16  $36^{\circ}30'$  east a distance of 50'; thence northeasterly  
17 along a right deflection curve of  $42^{\circ}$  with a  
18 radius of 130' to a point 121.1' west of the  
19 northeast corner of said lot 2; thence a distance  
20 of 121.1' east to the northeast corner of said  
21 lot 2; thence south a distance of 130' along the  
22 east line of said lot 2; thence west a distance  
23 of 175'; thence south 170' to the south line of said  
24 lot 2; thence west on the south line of said lot 2  
25 a distance of 65' to the point of beginning.

26 That part of lot three (3), block sixty-four (64)  
27 of the eleventh (11th) addition to the town of  
28 New Cherokee, Iowa, described as follows: Beginning  
29 at a point on the south line of said lot 3 and 157'  
30 west of the southeast corner of said lot; thence  
31 east on the south line of said lot 3 a distance of  
32 157' to the southeast corner of said lot 3; thence  
33 north on the east line of said lot 3 a distance of

34 235'; thence south 36°30' west to the point of  
35 beginning,  
36 and the conveyance thereof to Lew McDonald are hereby legalized,  
37 validated and confirmed as transferring to the said Lew  
38 McDonald all right, title and interest of the Independent  
39 School District of Cherokee, Iowa, in and to said real estate.

1 Sec. 2. This Act, being deemed of immediate importance  
2 shall take effect and be in force from and after its passage  
3 and publication in the Cherokee Daily Times, a newspaper  
4 published at Cherokee, Iowa, and in the Aurelia Sentinel, a  
5 newspaper published at Aurelia, Iowa.

**EXPLANATION OF H. F. 236**

**This Act legalizes the action of the board of directors of the Independent School District of Cherokee, Iowa, in conveying school property in Cherokee, Iowa, to Lew McDonald.**