

January 24, 1963.

Judiciary 2. 21-31

See Judiciary 2, 2/4 - Pass 2-11

Passed House, Date 2-4-63

Vote: Ayes 96 Nays 0

Approved 2-18-63

House File 67

By PRINE.

Passed Senate, Date 2-13-63

Vote: Ayes 47 Nays 0

A BILL FOR

An Act authorizing a patent to issue to the northwest quarter of the northwest quarter of the southeast quarter of section one (1), Township seventy-four (74), Range seventeen (17), west of the Fifth Principal Meridian, Mahaska county, Iowa.

WHEREAS, the state of Iowa issued a patent dated January 1, 1851, which was filed September 1, 1879, and recorded in Book 23, page 285, of the Mahaska county records. Under this patent the state of Iowa granted a patent to Moses Nowels and in the description it stated that it conveys government Lot six (6) of Section one (1), Township seventy-four (74), Range seventeen (17), when in fact there is no government Lot six (6) in Section one (1) of said township. The patent should have conveyed Lot four (4) of Section one (1), Township seventy-four (74), Range seventeen (17); and

WHEREAS, the present legal description of said parcel of land is now northwest quarter of the northwest quarter of the southeast quarter of Section one (1), Township seventy-four (74), Range seventeen (17), west of the Fifth Principal Meridian, Mahaska county, Iowa, and the legal title is in Goldie Chilcote; and

WHEREAS, it does appear from a chain of title to said real estate that the present owner Goldie Chilcote, and her predecessors in title, have been in the open, continuous, visible, notorious, peaceable and adverse possession of said land since September 1, 1879, and have made valuable improvements thereon and claimed it as their own since said date and to the exclusion of all others, and no claims adverse to their claim of ownership have been made by anyone since said date; and

WHEREAS, the state of Iowa has no claim upon said property adverse to that of the said Goldie Chilcote, although the apparent title thereto still remains in the state of Iowa; now, therefore,

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

- 1 Section 1. That the governor and secretary of state of the
- 2 state of Iowa be and they are hereby authorized and directed
- 3 to execute and deliver to Goldie Chilcote a patent conveying
- 4 the Northwest Quarter of the Northwest Quarter of the South-

- 5 east Quarter of Section one (1), Township seventy-four (74),
- 6 Range seventeen (17), west of the Fifth Principal Meridian,
- 7 Mahaska County, Iowa.

EXPLANATION OF HOUSE FILE 67

This bill is to correct an error in a land patent issued in 1879.