

January 25, 1963.

Judiciary 2. *Pass 2-7*
Sen. 2-10

House File 72

By WIER (Stephens).

Passed House, Date...*2-15-63*... Passed Senate, Date...*2-22-63*...

Vote: Ayes...*88*... Nays...*0*... Vote: Ayes...*42*... Nays...*0*...

Approved...*2-27-63*...

A BILL FOR

An Act authorizing and directing the issuance of a patent to certain real estate to Howard J. Greene and Alice E. Greene.

WHEREAS, as a result of the foreclosure of a school fund mortgage, a sheriff's deed was issued to the State of Iowa dated August 21, 1936, recorded in book 186 page 17, office of recorder of Louisa County, Iowa, conveying lots 5 and 6 of the subdivision of the SW $\frac{1}{4}$ of section 18 and the north 4 acres of the east 21 acres of the south 24 acres of government lot 10 in the SW $\frac{1}{4}$ of section 18 (otherwise described as lot 3 and the south 1 acre of lot 4 of the subdivision of the SW $\frac{1}{4}$ of section 18), all in TWP 75N, R4W of the 5th P. M.; and

WHEREAS, on September 2, 1942, the State of Iowa issued patent No. 728 to Harold Fay Reed intending to convey all of said real estate, but the words: (otherwise described as lot 3 and the south 1 acre of lot 4 of the subdivision of the SW $\frac{1}{4}$ of section 18), were inadvertently omitted therefrom; and

WHEREAS, said Harold Fay Reed and his successors in interest entered into possession of all of said real estate and have paid taxes thereon; and

WHEREAS, Howard J. Greene and Alice E. Greene, husband and wife, as successors in interest of said Harold Fay Reed, are the present owners in possession of all of said real estate; and

WHEREAS, the north 4 acres of the east 21 acres of the south 24 acres of government Lot 10 in SW $\frac{1}{4}$ of said section 18, in fact does not describe the same real estate as Lot 3 and the south 1 acre of Lot 4 of the subdivision of the SW $\frac{1}{4}$ of said section 18, the omission of part of the description from the patent creates a cloud on the title thereto; and

WHEREAS, the omission of a part of the description from the patent aforesaid was inadvertent and should be corrected;

NOW THEREFORE,

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

- 1 Section 1. That the governor and secretary of state
- 2 of the State of Iowa are hereby authorized and directed to

- 3 issue a patent to lot 3 and the south 1 acre of lot 4 of
- 4 the subdivision of the SW $\frac{1}{4}$ of Sec. 18, TWP 75N, R4W of
- 5 the 5th P. M., Louisa County, Iowa, to Howard J. Greene
- 6 and Alice E. Greene, husband and wife.

EXPLANATION OF HOUSE FILE 72

This bill authorizes the issuance of a patent on land of Howard J. Greene and Alice E. Greene in Louisa County. An erroneous description was written on this land by the county which this bill corrects.