

February 28, 1963.
Judiciary 2.

House File 408
By KREAGER.

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

A BILL FOR

An Act to authorize the sale and conveyance to W. E. Caldwell of certain land in Lee county, Iowa, lying below the ordinary high-water mark of overflow and floodwater from Keokuk Dam.

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

1 Section 1. The executive council is hereby authorized, upon
2 a majority recommendation of the Iowa state conservation
3 commission, to sell at private sale to W. E. Caldwell the
4 following described real estate situated in Lee county, state
5 of Iowa:

6 Part of Fractional Section 30, Township 66 North, Range 4,
7 West of the 5th P. M., in Lee county, Iowa, East of a line
8 locating the ordinary high-water mark of overflow and floodwater
9 from Keokuk Dam, said property more particularly described as
10 follows:

11 Beginning at the intersection of the North line of Fractional
12 Section 30, Township 66 North, Range 4, West, with the westerly
13 boundary of the Mississippi River; thence East to a point 150
14 feet easterly of the center line of the Chicago, Burlington &
15 Quincy Railroad; thence southerly parallel to the center line of
16 the said railroad 660 feet; thence West to the intersection of
17 the center line of said railroad with the South line of the North
18 Half of the North Half of the Northwest Quarter of said Fractional
19 Section 30; thence northwesterly along the center line of said
20 railroad to the North line of said Fractional Section 30; thence

21 East along said North line to the point of beginning; except for
22 the right of way of said railroad lying East of the center line
23 of said railroad. This tract contains approximately 2 Acres,
24 more or less, or so much thereof as the executive council and
25 W. E. Caldwell may agree upon, at such price and upon such terms
26 and conditions as the executive council, upon a majority
27 recommendation of the state conservation commission, shall deem
28 most advantageous to the state of Iowa.

1 Sec. 2. Upon compliance with the provisions of section 1 of
2 this Act and upon receipt from W. E. Caldwell of the purchase
3 price thereof, the governor and the secretary of state are hereby
4 authorized to execute and deliver, in the name of the state of
5 Iowa and with the great seal of the state of Iowa attached, a
6 patent conveying the said real estate to said W. E. Caldwell, his
7 successors, grantees and assigns.

1 Sec. 3. The proceeds of such sale shall become a part of the
2 funds to be expended under the provisions of chapter one hundred
3 eleven (111) of the Code.

1 Sec. 4. This Act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in The
3 Prairie City News, a newspaper published at Prairie City, Iowa,
4 and The Daily Gate City, a newspaper published at Keokuk, Iowa.

EXPLANATION OF HOUSE FILE 408

A bill to authorize the executive council to sell whatever interest, if any, the State of Iowa may have in the land lying in Lee County, Iowa, described in the bill, lying below the ordinary high-water mark of overflow and floodwater from the Keokuk Dam. Mr. Caldwell plans to erect a grain terminal and docking facilities for handling agricultural commodities on land adjacent to this underwater land. The underwater land is essential to the proposed development to enable construction of the necessary docks.