

February 21, 1963.

Senate File 236

Passed on File, *Judiciary 2, 2/21, Pass 3/12*  
Passed Senate, Date *3-18-63*

By LONG.

Passed House, Date *3-29-63*

Vote: Ayes *41* Nays *0*

Vote: Ayes *68* Nays *0*

Approved *4-5-63*

*Judiciary 2 3-19  
Pass 3/26*

# A BILL FOR

An Act to legalize and validate the purchase, platting and sale of certain real estate owned by the West Delaware County Community School District in the county of Delaware, state of Iowa, and to authorize conveyance of legal title thereto.

WHEREAS, the board of directors of West Delaware County Community School District, in the county of Delaware, state of Iowa, heretofore purchased certain real estate, and

WHEREAS, said board of directors of said school district caused said real estate to be platted, and

WHEREAS, said school district for many years has owned certain other real estate, and

WHEREAS, said board of directors of said school district determined that certain portions of said real estate were not needed for school purposes, and

WHEREAS, at a special election held on April 24, 1962, the following propositions were submitted to the voters of said school district:

- "1. Shall the West Delaware County Community School District, in the County of Delaware, State of Iowa, sell Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), and Twelve (12), being the whole of Block A and Block B of School Subdivision of the City of Manchester, Delaware County, Iowa, the proceeds of such sale to go into the school fund of the District?"
- "2. Shall the West Delaware County Community School District, in the County of Delaware and State of Iowa, sell Lots Ten (10), Eleven (11), Twelve (12), Thirteen (13), Two Hundred Sixty-eight (268), Two Hundred Sixty-nine (269), Two Hundred Seventy (270) and Two Hundred Seventy-one (271) of the City of Manchester, Delaware County, Iowa, the proceeds of such sale to go into the school fund of the District?"; and

WHEREAS, at said election said propositions carried by a majority of the total votes cast for and against said propositions at said election, and

WHEREAS, doubts have arisen concerning the validity and legal sufficiency of the proceedings concerned and of the power and authority of said Board of Directors and of said school district to purchase, plat and sell certain portions of said real estate,

and it is deemed advisable to put such doubts and all others that might arise concerning the same forever at rest; Now, Therefore,

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

1 Section 1. The purchase by the board of directors of the  
2 West Delaware County Community School District, in Delaware county  
3 state of Iowa, of the following described real estate:  
4 That portion of the South Quarter ( $S\frac{1}{4}$ ) of the North-  
5 west Quarter ( $NW\frac{1}{4}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ),  
6 and of the North Half ( $N\frac{1}{2}$ ) of the Southwest Quarter  
7 ( $SW\frac{1}{4}$ ) of the Northwest Quarter ( $NW\frac{1}{4}$ ) of Section  
8 Twenty-eight (28), and of the South Quarter ( $S\frac{1}{4}$ ) of  
9 the Northeast Quarter ( $NE\frac{1}{4}$ ) of the Northeast Quarter  
10 ( $NE\frac{1}{4}$ ), and of the North Half ( $N\frac{1}{2}$ ) of the Southeast  
11 Quarter ( $SE\frac{1}{4}$ ) of the Northeast Quarter ( $NE\frac{1}{4}$ ) of  
12 Section Twenty-nine (29), Township Eighty-nine (89)  
13 North, Range Five (5) West of the Fifth P. M. in  
14 Delaware county, Iowa, which commences at the North-  
15 east corner of Sunnyside Addition to the city of  
16 Manchester, extending East along the South side of  
17 Acers Street 1157 feet, thence South perpendicular  
18 to the South line of Acers Street a distance of 981  
19 feet, thence West parallel with the South line of  
20 Acers Street a distance of 1157 feet, to the East  
21 line of Sunnyside Addition, thence North along the  
22 East line of Sunnyside Addition 981 feet to point  
23 of beginning:  
24 by deed of date February 2, 1961, and filed in Book 82, on Page  
25 45, in the office of the recorder of Delaware county, Iowa, is

26 hereby legalized, validated, ratified and confirmed.

1     Sec. 2. The platting by the board of directors of said  
2 school district of the hereinbefore described real estate by plat  
3 of record in Plat Book 2, in Pages 95 and 96, in the office of  
4 the recorder of Delaware county, Iowa, is hereby legalized,  
5 validated, ratified and confirmed.

1     Sec. 3. The board of directors of the West Delaware county  
2 Community School District, in Delaware county, state of Iowa, is  
3 hereby authorized and empowered to sell at private sale, at not  
4 less than the appraised value thereof, the following described  
5 real estate situated in Delaware county, state of Iowa:

6     a. Lots One (1), Two (2), Three (3), Four (4),  
7         Five (5), Six (6), Seven (7), Eight (8), Nine  
8         (9), Ten (10), Eleven (11), and Twelve (12),  
9         being the whole of Block A and Block B of School  
10         Subdivision of the city of Manchester, Delaware  
11         county, Iowa.

12     b. Lots Ten (10), Eleven (11), Twelve (12), Thirteen  
13         (13), Two Hundred Sixty-eight (268), Two Hundred  
14         Sixty-nine (269), Two Hundred Seventy (270) and  
15         Two Hundred Seventy-one (271) of the city of  
16         Manchester, Delaware county, Iowa;

17 and to execute valid and legal conveyances therefor, all of which  
18 is hereby legalized, validated, authorized, ratified and confirmed,  
19 and that such several conveyances, when executed and delivered,  
20 shall convey valid title to the respective parties of land de-  
21 scribed therein.

1     Sec. 4. The proceeds of such sale or sales shall become a  
2 part of the building fund of said school district.

1     Sec. 5. This act being deemed of immediate importance shall  
2     be in full force and effect from and after its publication in  
3     The Manchester Press, a newspaper published at Manchester, Iowa,  
4     and in The Hopkinton Leader, a newspaper published at Hopkinton,  
5     Iowa.