

CHAPTER 75.

STREETS AND PUBLIC GROUNDS.

S. F. 427.

AN ACT to amend section seven hundred fifty-one (751) of the code relating to streets and public grounds.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Improvements—how paid. That section seven hundred fifty-one (751) of the code be and the same is hereby amended by adding thereto the following:

That in all cities having a population of more than thirty thousand (30,000), such cities shall have the power to extend, improve and repair streets, highways, avenues, alleys, public grounds, wharfs, landings and market places within their limits. The expense of such extension, improvement and repairs may be paid from the general fund or from the highway or poll taxes of such cities or towns, or partly from each of such funds or by assessing all or any portion of the cost thereof on abutting property according to the benefits derived from such extension, repairs or improvement as provided in chapter seven (7) of title five (5) of the code, and amendments thereto.

SEC. 2. In effect. This act being deemed of immediate importance shall take effect and be in full force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Approved April 25 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader May 1, 1913 and in the Des Moines Capital April 30, 1913.

W. S. ALLEN,
Secretary of State.

CHAPTER 76.

LEVY AND COLLECTION OF SPECIAL ASSESSMENTS IN CITIES AND TOWNS.

Sub. for S. F. 424.

AN ACT to regulate the levy and collection of special assessments in cities and towns and cities acting under special charter and cities under commission plan of government. Amendatory to chapter seven (7), title five (V) of the code.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Assessing cost of improvements. Whenever after January 1, 1914, any city or town council, including the councils of cities acting under special charter, levies any special assessment for street improvement as provided by section seven hundred ninety-two (792) of the code and amendments thereto and supplementary thereof, the same shall be made in accordance with the provisions of section seven hundred ninety two a (792-a) of the supplement to the code, 1907, and shall be limited to the amount to be assessed

against private property, against all lots and parcels of land according to area so as to include one half of the privately owned property between the street improved and the next street whether such privately owned property abut upon said street or not but in no case shall privately owned property situated more than three hundred (300) feet from the street so improved be so assessed. In case of improvement upon any alley, such assessment shall be confined according to area to privately owned property within the block or blocks improved and if not platted into blocks for not more than one hundred and fifty (150) feet from such improved alley.

SEC. 2. **Acts in conflict repealed.** All acts and parts of acts in conflict herewith are hereby repealed.

Approved April 19 A. D. 1913.

CHAPTER 77.

SALE OF SALVAGE IN STREET IMPROVEMENTS.

S. F. 99.

AN ACT amending section seven hundred ninety two (792) of the code, relating to street improvements.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Re-paving—sale of salvage—notice to owner.** That section seven hundred ninety two (792) of the code be amended by adding to said section the following:

“And upon the repaving of streets, avenues or alleys they shall have power to dispose of the waste material and salvage from the old pavement under such rules and regulations as the council by resolution may direct, the proceeds derived from the sale of such waste material and salvage to be equitably applied upon the cost of the new improvement.” Provided, however, no salvage may be sold hereunder until the owner, or his agent, of abutting property shall have been given ten days notice in writing requiring him to elect whether he himself desires such salvage, which notice shall be personally served on the owner or his agent, or, if neither be found, by posting in a conspicuous place on the abutting property. The election, if made, shall be in writing and filed with the city clerk. Any owner electing to take his salvage shall not be entitled to a pro rata distribution derived from the proceeds of sale of any salvage hereunder.

SEC. 2. **In effect.** This act being deemed of immediate importance shall take effect and be in force from and after its passage and publication in the Register and Leader and the Des Moines Capital, newspapers published at Des Moines, Iowa.

Approved April 17 A. D. 1913.

I hereby certify that the foregoing act was published in the Register and Leader and Des Moines Capital April 19, 1913.

W. S. ALLEN,
Secretary of State.