

1 SEC. 3. This act being deemed of immediate importance, shall  
2 take effect and be in force from and after its publication in two news-  
3 papers published in this state.

Senate File No. 418. Approved April 30, 1931.

I hereby certify that the foregoing act was published in the Ft. Dodge Messenger and Chronicle May 4, 1931, and in the Council Bluffs Nonpareil May 4, 1931, under authority of section 55, code 1927.

G. C. GREENWALT, *Secretary of State.*

## CHAPTER 103

### IMPROVEMENT OF SECONDARY ROADS

AN ACT to amend the law as it appears in section forty-seven hundred forty-six (4746) of the code, 1927, relating to the improvement of secondary roads so as to provide for the improvement of county line secondary roads.

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

1 SECTION 1. That the law as it appears in section forty-seven hun-  
2 dred forty-six (4746) of the code, 1927, be and the same is hereby  
3 amended by adding to the end of said section the following:

4 "Whenever it is desired to improve any such road, which road is  
5 on the county line between two or more counties, an improvement  
6 district may be established in the same manner as hereinbefore pro-  
7 vided, by the joint action of the boards of supervisors of the counties  
8 concerned. Whenever any such a joint project is entered into, the  
9 engineers of each county shall work together upon such project and  
10 shall file their joint report with their respective boards. Thereafter  
11 the procedure shall be followed as hereinbefore provided and each  
12 county shall proceed with the establishment of an assessment district  
13 in its county for the payment of the cost of improving the joint  
14 highway, and each county shall proceed to pay its share of said cost  
15 in the same manner as though the entire project were located in that  
16 county."

House File No. 290. Approved April 9, 1931.

## CHAPTER 104

### ASSESSMENT DISTRICTS

AN ACT to amend section forty-seven hundred forty-six (4746) of the code, 1927, relating to assessment districts, survey and report, notice and hearing.

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

1 SECTION 1. That section forty-seven hundred forty-six (4746) of  
2 the code, 1927, be amended by striking from line thirteen (13) the  
3 word "twenty" and substituting therefor the word "thirty-five".

1 SEC. 2. This act being deemed of immediate importance shall be  
2 in full force and effect from and after its publication in the "Marshall-

3 town Times-Republican", a newspaper published at Marshalltown,  
4 Iowa and in the "Toledo Chronicle", a newspaper published at Toledo.

House File No. 172. Approved April 4, 1931.

I hereby certify that the foregoing act was published in the Toledo Chronicle April 9, 1931, and the Marshalltown Times-Republican April 11, 1931.

G. C. GREENWALT, *Secretary of State.*

## CHAPTER 105

### VACATION OF HIGHWAYS

AN ACT to provide for the vacation of roads, parts thereof and railroad crossings which have been a part of the primary roads.

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

1 SECTION 1. If in the improvement of any primary road, a reloca-  
2 tion or change in location is made which removes the primary road  
3 from any previously established road or part thereof, or from any  
4 railroad crossing, leaving such road, part thereof, or railroad cross-  
5 ing in such manner that in the judgment of the state highway com-  
6 mission the use thereof for public travel is unnecessary, the state high-  
7 way commission shall have power to vacate and close such road, part  
8 thereof, or railroad crossing as a public road or crossing.

1 SEC. 2. In proceeding to the vacation of such road, part thereof,  
2 or crossing, the state highway commission shall fix a date for hearing  
3 thereon in the county where such road, part thereof, or crossing is  
4 located, and if located in more than one county, then in a county  
5 wherein any part is located.

1 SEC. 3. Notice of such hearing shall be published in some news-  
2 paper of general circulation in such county, at least twenty (20)  
3 days previous to the date of the hearing. The board of supervisors  
4 of such county shall be notified of such hearing by registered letter  
5 addressed to the county auditor.

1 SEC. 4. Such notice shall state the time and place of such hearing,  
2 the location of the particular road, part thereof, or crossing the va-  
3 cation or closing of which is to be considered, and such other data  
4 as may be deemed pertinent.

1 SEC. 5. At such hearing, the board of supervisors and/or any  
2 interested person or corporation may appear and object and be heard.  
3 Any person owning land abutting a road which it is proposed to va-  
4 cate shall have the right to file a claim for damages at any time on or  
5 before the date fixed for hearing.

1 SEC. 6. After such hearing the state highway commission shall  
2 enter its order, which order thus entered shall be final except as to  
3 the amount of damages. It may vacate such road, part thereof, or  
4 crossing, or it may dismiss the proceedings. Copy of such order shall  
5 be filed with the auditor of the county in which the road, part thereof,  
6 or crossing is located.