

CHAPTER 148

FLIGHT STRIPS ADJACENT TO PUBLIC HIGHWAYS

S. F. 375

AN ACT to authorize the Iowa State Highway Commission to cooperate with the public roads administration of the United States in the construction and maintenance of flight strips, and in the acquisition of right of way for such flight strips.

WHEREAS, the Defense Highway Act approved November 19, 1941, authorized the Commissioner of Public Roads of the United States to construct flight strips adjacent to public highways for the landing and take-off of aircraft and authorized the appropriation of funds therefor as a part of the National defense; and

WHEREAS, the said Commissioner of Public Roads desires to handle the construction and maintenance of such flight strips in any State through the State Highway Department of that State; and

WHEREAS, it appears that legislation is necessary to enable the Iowa State Highway Commission to cooperate with the United States Commissioner of Public Roads in the construction and maintenance of any such flight strips which may be located in this State, now, therefore:

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

1 SECTION 1. The term "flight strip" as used in this Act is construed
2 and defined to mean a field or area of various width and length, but
3 usually about five hundred feet wide and about one mile long, and
4 containing one runway for the landing and take-off of aircraft. The
5 runway itself is usually about one hundred fifty feet wide and about
6 one mile long. The excess width of the field or area over and above
7 the width of the runway itself is used for parking motor vehicles,
8 grounded planes, and for other necessary ground facilities.

1 SEC. 2. In order to facilitate the war effort, the Iowa State
2 Highway Commission, upon request of the Commissioner of Public
3 Roads of the United States, is hereby authorized to cooperate with
4 the Public Roads Administration of the United States in the location,
5 construction and maintenance of flight strips in this State. To that
6 end the State Highway Commission may make surveys, plans, specifi-
7 cations and estimates, acquire right of way for, and construct and
8 maintain such flight strips.

9 The State Highway Commission may enter into contracts in any
10 manner approved by the Commissioner of Public Roads for the
11 construction and maintenance of any such flight strips, or may
12 perform such construction and maintenance work by force account,
13 and may comply with the rules, regulations and instructions of the
14 Commissioner of Public Roads in the construction and maintenance
15 of such flight strips.

1 SEC. 3. The entire cost of the right of way, surveys, preliminary
2 engineering costs, construction and maintenance of such flight strips
3 shall be paid by the Federal Government or some agency other than
4 the State of Iowa. None of the cost of the right of way, construction
5 or maintenance of any such flight strips shall be paid by the State
6 of Iowa.

1 SEC. 4. In order to avoid delays, payment for right of way and
 2 for work on flight strips constructed or maintained by the State
 3 Highway Commission in cooperation with the United States Public
 4 Roads Administration, may be advanced from the primary road fund.
 5 When payment for such right of way or work on such flight strips is
 6 received by the State of Iowa from the Federal Government, the funds
 7 so received shall be credited to the primary road fund.

1 SEC. 5. The State Highway Commission shall have authority to
 2 purchase or to institute and maintain proceedings for the condemna-
 3 tion of the necessary right of way for flight strips and for the
 4 condemnation of land, including a sufficient roadway to such land
 5 by the most reasonable route, for the purpose of obtaining gravel
 6 or other suitable material with which to construct, improve or
 7 maintain such flight strips.

8 All the provisions of the law relating to the condemnation of land
 9 for public state purposes shall apply to the provisions hereof.

1 SEC. 6. The fact that the United States is at war and performance
 2 of the work herein authorized is urgently needed to facilitate the
 3 war effort, is hereby declared to create an emergency.

4 This Act, therefore, being deemed of immediate importance, shall
 5 be in full force and effect from and after its passage and publication
 6 in The Sioux County Capital, a newspaper published in Orange City,
 7 Iowa, and in the Boone News Republican, a newspaper published in
 8 Boone, Iowa.

Approved April 8, 1943.

I hereby certify that the foregoing act was published in The Sioux County Capital,
 Orange City, Ia., April 15, 1943, and the Boone News Republican, Boone, Ia., April 13,
 1943.

WAYNE M. ROPES, *Secretary of State.*

CHAPTER 149

ROADS ON STATE LANDS

H. F. 367

AN ACT to amend section four thousand six hundred thirty-four (4634), code, 1939,
 relating to the method of paying special assessments by the state for improvements
 on highways along or through state-owned lands.

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

1 SECTION 1. That section four thousand six hundred thirty-four
 2 (4634), Code, 1939, be amended by adding thereto the following:
 3 "When payments are to be made by the state executive council they
 4 shall be from any funds of the state not otherwise appropriated."

Approved April 20, 1943.