

CHAPTER 226

DRAINAGE AND LEVEE DISTRICT IMPROVEMENTS

H. F. 104

AN ACT relating to the authority of drainage and levee districts to make improvements exceeding the original cost of the district plus existing subsequent improvements.

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

1 SECTION 1. Section four hundred fifty-five point one hundred
2 thirty-five (455.135), Code 1954, is hereby amended by adding there-
3 to the following:

4 "In the event that the estimated cost of the improvements as con-
5 templated in this section should exceed the original cost of the district
6 plus the cost of subsequent improvements in the district, a majority
7 of the landowners, owning in the aggregate more than seventy per
8 cent (70%) of the total land in said district, may file a written re-
9 monstration against said improvement, at or before the time fixed for
10 hearing on said improvement, with the county auditor, or auditors in
11 case the district extends into more than one county. If such remon-
12 strance is filed, the board shall discontinue and dismiss all further
13 proceedings on said improvement and charge the costs incurred to
14 date for said proposed improvement to the district. This right of
15 remonstrance shall not apply to repairs as defined in this section."

Approved April 26, 1957.

CHAPTER 227

DRAINAGE OUTLETS

H. F. 105

AN ACT relating to the assessment of costs between two or more drainage districts which outlet into the same ditch, drain, or natural watercourse for improvements, repairs, and for the maintenance of such ditch, drain or natural watercourse.

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

1 SECTION 1. Section four hundred fifty-five point one hundred
2 forty-three (455.143), Code 1954, is hereby amended by adding there-
3 to the following:

4 "In the event that one of the districts to be assessed under this
5 statute shall have any improvement such as a settling basin which
6 reduces the quality and quantity of flow or sediment, such commis-
7 sion may give consideration to the existence of such an improvement
8 when they determine the percentage of benefits and the sum total to
9 be assessed to each district for the improvement."

Approved April 26, 1957.