

16 of wildlife, fish, and other aquatic life[;], bathing, swimming, boat-
 17 ing, or other recreational activity[;], transportation[;], and disposal
 18 of sewage and wastes;

19 5. The extent of contamination resulting from natural causes in-
 20 cluding the mineral and chemical characteristics;

21 6. The extent to which floatable or settleable solids may be per-
 22 mitted;

23 7. The extent to which suspended solids, colloids, or a combination
 24 of solids with other suspended substances may be permitted;

25 8. The extent to which bacteria and other biological organisms may
 26 be permitted;

27 9. The amount of dissolved oxygen that is to be present and the
 28 extent of the oxygen demanding substances which may be permitted;

29 10. The extent to which toxic substances, chemicals or deleterious
 30 conditions may be permitted;*

31 [11. The need for standards for effluents from disposal systems.]

1 SEC. 3. This Act, being deemed of immediate importance, shall
 2 take effect and be in force from and after its publication in The New
 3 Hampton Tribune, a newspaper published in New Hampton, Iowa,
 4 and in The Times-Plain Dealer, a newspaper published in Cresco,
 5 Iowa.

Approved May 20, 1971.

I hereby certify that the foregoing Act, Senate File 502, was published in The New
 Hampton Tribune, New Hampton, Iowa, May 27, 1971, and in The Times-Plain Dealer,
 Cresco, Iowa, May 26, 1971.

MELVIN D. SYNHORST, *Secretary of State.*

*According to enrolled Act.

Italics indicate new material added to existing statutes; brackets indicate deletions from existing statutes.
 However, see Editor's note, page iii.

CHAPTER 227

CONSERVANCY DISTRICTS

H. F. 73

AN ACT relating to conservation of soil and water resources of the state, and to control of water pollution.

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

1 SECTION 1. It is hereby declared to be the policy of the state of
 2 Iowa and the objectives of this Act to preserve and protect the pub-
 3 lic interest in the soil and water resources of this state for future
 4 generations, and for this purpose to encourage, promote, facilitate,
 5 and where such public interest requires, to mandate the conservation
 6 and proper control and use of the soil and water resources of this
 7 state, by measures including but not limited to the control of floods,
 8 the control of erosion by water or by wind, the preservation of the
 9 quantity and quality of water for its optimum use for agricultural,
 10 irrigation, recreational, industrial, and domestic purposes, all of
 11 which shall be presumed conducive to the public health, convenience
 12 and welfare, both present and prospective.

1 SEC. 2. As used in this Act, unless the context otherwise re-
2 quires:

3 1. The terms "district" or "conservancy district" mean one of the
4 six conservancy districts established by section three (3) of this Act.

5 2. "Board" means the body designated by section four (4) of this
6 Act to administer each of the districts.

7 3. "Council" means the Iowa natural resources council.

8 4. "Internal improvement" includes, but it is not limited to, dams
9 or other water impoundment structures, levees, ditches, or other
10 artificial watercourses, tile lines, or any other physical structure
11 constructed or improved by a conservancy district in furtherance
12 of the objectives of this Act.

1 SEC. 3. In furtherance of the policy set forth in section one (1)
2 of this Act, the entire area of the state of Iowa shall be divided into
3 six conservancy districts, and the same are hereby established as
4 political subdivisions of the state of Iowa, as follows:

5 1. The northeast Iowa conservancy district shall include all of
6 Allamakee, Winneshiek, Howard, Fayette, Clayton, Delaware, Du-
7 buque, Jackson, and Clinton counties, and the designated portions
8 of each of the following counties:

9 a. In Mitchell county:

| 10 | Twp. N. | Range West | Sections |
|----|---------|------------|---|
| 11 | 100 | 15 | 7 to 18 inclusive, 20 to 29 inclusive, 32 to 36 inclusive. |
| 12 | | 16 | 12. |
| 13 | | 16 | 12. |
| 14 | 99 | 15 | 1 to 4 inclusive, 9 to 15 inclusive, 22 to 26 inclusive, 35, 36. |
| 15 | | 15 | 1, 2, 11 to 14 inclusive, 23 to 26 inclu- sive, 36. |
| 16 | 98 | 15 | 1, 2, 11 to 14 inclusive, 23 to 26 inclu- sive, 36. |
| 17 | | 15 | 1, 12, 13. |
| 18 | 97 | 15 | 1, 12, 13. |

19 b. In Floyd county:

| 20 | Twp. N. | Range West | Sections |
|----|---------|------------|-------------|
| 21 | 97 | 15 | 24, 25, 36. |

22 c. In Chickasaw county:

| 23 | Twp. N. | Range West | Sections |
|----|---------|----------------|---|
| 24 | 97 | 11, 12, 13, 14 | All. |
| 25 | 96 | 11, 12, 13 | All. |
| 26 | | 14 | 1 to 6 inclusive, 8 to 17 inclusive, 21 to 28 inclusive, 34, 35, 36. |
| 27 | | 14 | 1 to 6 inclusive, 8 to 17 inclusive, 21 to 28 inclusive, 34, 35, 36. |
| 28 | 95 | 11, 12, 13 | All. |
| 29 | | 14 | 1, 2, 3, 11 to 14 inclusive, 23, 24. |
| 30 | 94 | 11, 12 | All. |
| 31 | | 13 | 1 to 5 inclusive, 8 to 16 inclusive, 21 to 28 inclusive, 33 to 36 inclusive. |
| 32 | | 13 | 1 to 5 inclusive, 8 to 16 inclusive, 21 to 28 inclusive, 33 to 36 inclusive. |

33 d. In Bremer county:

| 34 | Twp. N. | Range West | Sections |
|----|---------|------------|---|
| 35 | 93 | 11, 12 | All. |
| 36 | | 13 | 1 to 4 inclusive, 9 to 16 inclusive, 21 to 27 inclusive, 34 to 36 inclusive. |
| 37 | | 13 | 1 to 4 inclusive, 9 to 16 inclusive, 21 to 27 inclusive, 34 to 36 inclusive. |
| 38 | 92 | 11, 12 | All. |
| 39 | | 13 | 1, 2, 11 to 13 inclusive. |
| 40 | 91 | 11 | All. |

| | | | |
|----|--|-------------------|--|
| 41 | | 12 | 1 to 5 inclusive, 8 to 17 inclusive, |
| 42 | | | 20 to 29 inclusive, 31 to 36 inclusive. |
| 43 | e. In Black Hawk county: | | |
| 44 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 45 | 90 | 11 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 46 | | 12 | 1 to 5 inclusive, 8 to 17 inclusive, |
| 47 | | | 20, 21, 23, 24, 25. |
| 48 | 89 | 11 | 1 to 4 inclusive, 11 to 15 inclusive, |
| 49 | | | 22, 23, 27. |
| 50 | f. In Buchanan county: | | |
| 51 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 52 | 90 | 7, 8, 9, 10 | All. |
| 53 | 89 | 7, 8, 9 | All. |
| 54 | | 10 | 1 to 18 inclusive, 20 to 28 inclusive. |
| 55 | 88 | 7, 8 | All. |
| 56 | | 9 | 1 to 5 inclusive, 8 to 15 inclusive, |
| 57 | | | 23, 24, 25. |
| 58 | 87 | 7 | All. |
| 59 | | 8 | 1 to 30 inclusive, 34 to 36 inclusive. |
| 60 | | 9 | 12, 13, 24, 25. |
| 61 | All territory within the corporate limits of the town of Rowley, as such | | |
| 62 | limits existed on January 1, 1969, shall be within the northeast Iowa | | |
| 63 | conservancy district, including the portion of such town not within | | |
| 64 | any of the sections of land previously listed in this paragraph. | | |
| 65 | g. In Linn county: | | |
| 66 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 67 | 86 | 5, 6 | All. |
| 68 | | 7 | 1 to 17 inclusive, 22 to 26 inclusive, 36. |
| 69 | | 8 | 1, 12. |
| 70 | 85 | 5 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 71 | | 6 | 1 to 4 inclusive, 8 to 16 inclusive, 23, |
| 72 | | | 24. |
| 73 | | 7 | 1. |
| 74 | 84 | 5 | 1 to 4 inclusive, 10 to 14 inclusive, 24. |
| 75 | h. In Jones county: | | |
| 76 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 77 | 86 | 1, 2, 3, 4 | All. |
| 78 | 85 | 1, 2, 3, 4 | All. |
| 79 | 84 | 1, 2, 3 | All. |
| 80 | | 4 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 81 | 83 | 1, 2, 3 | All. |
| 82 | | 4 | 1 to 5 inclusive, 7 to 30 inclusive, |
| 83 | | | 32 to 36 inclusive. |
| 84 | i. In Cedar county: | | |
| 85 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 86 | 82 | 1 | All. |
| 87 | | 2 | 1 to 17 inclusive, 20 to 29 inclusive, |
| 88 | | | 35, 36. |
| 89 | | 3 | 1 to 11 inclusive, 17, 18. |
| 90 | | 4 | 1, 2, 3, 10 to 13 inclusive. |
| 91 | 81 | 1 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 92 | | 2 | 1, 2, 11 to 14 inclusive, 23, 24, 25. |

| | | | |
|-----|---|---|--|
| 93 | 80 | 1 | 1, 2, 3, 11, 12, 13, 24 to 27 inclusive, |
| 94 | | | 34, 35, 36. |
| 95 | 79 | 1 | 1, 12, 13. |
| 96 | All territory within the corporate limits of the town of Mechanics- | | |
| 97 | ville, as such limits existed on January 1, 1969, shall be within the | | |
| 98 | northeast Iowa conservancy district, including the portion of such | | |
| 99 | town not within any of the sections of land previously listed in this | | |
| 100 | paragraph. | | |

101 j. In Scott county:

| 102 | Twp. N. | Range East | Sections |
|-----|---------|---------------|--|
| 103 | 80 | 1, 2, 3, 4, 5 | All. |
| 104 | 79 | 1 | 1 to 18 inclusive, 23, 24. |
| 105 | | 2 | 1 to 30 inclusive, 33 to 36 inclusive. |
| 106 | | 3, 4, 5 | All. |
| 107 | 78 | 2 | 1, 2, 10 to 17 inclusive, 20 to 36 in- |
| 108 | | | clusive. |
| 109 | | 3, 4, 5 | All. |
| 110 | 77 | 2, 3 | All. |

111 k. In Muscatine county:

| 112 | Twp. N. | Range East | Sections |
|-----|---------|------------|--|
| 113 | 78 | 1 | 19, 28 to 36 inclusive. |
| 114 | 77 | 1 | All. |
| 115 | Twp. N. | Range West | Sections |
| 116 | 78 | 1 | 13, 22 to 27 inclusive, 34, 35, 36. |
| 117 | 77 | 1 | All. |
| 118 | | 2 | 1, 12 to 15 inclusive, 21 to 29 inclu- |
| 119 | | | sive, 31 to 36 inclusive. |
| 120 | | 3 | 36. |
| 121 | 76 | 2 | All. |
| 122 | | 3 | 1, 11 to 15 inclusive, 22 to 27 inclu- |
| 123 | | | sive, 34, 35, 36. |

124 l. In Louisa county:

| 125 | Twp. N. | Range West | Sections |
|-----|---------|------------|---------------------------------------|
| 126 | 75 | 2 | All. |
| 127 | | 3 | 1, 2, 3, 10 to 15 inclusive, 23 to 26 |
| 128 | | | inclusive, 35, 36. |
| 129 | 74 | 2 | 5 to 9 inclusive, 16, 17, 20, 21, 22, |
| 130 | | | 26, 27, 28, 33, 34, 35. |
| 131 | | 3 | 1. |
| 132 | 73 | 2 | 2, 3. |

133 2. The Iowa-Cedar river conservancy district shall include all of
 134 Worth, Cerro Gordo, Butler, Franklin, Grundy, Benton, Tama, John-
 135 son, and Iowa counties, those portions of Mitchell, Floyd, Chickasaw,
 136 Bremer, Black Hawk, Buchanan, Linn, Cedar, Scott, and Muscatine
 137 counties not included in the northeast Iowa conservancy district, that
 138 portion of Jones county not so included in the northeast Iowa conserv-
 139 ancy district and also all territory within the corporate limits of the
 140 town of Martelle in Jones county, as such limits existed on January 1,
 141 1969, including that portion of such town within any of the sections
 142 of land listed in paragraph h of subsection one (1) of this section,
 143 and the designated portions of each of the following counties:

| | | | |
|-----|-------------------------|-------------------|---|
| 144 | a. In Winnebago county: | | |
| 145 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 146 | 100 | 23 | All. |
| 147 | | 24 | 11 to 16 inclusive, 20 to 29 inclusive, 33 to 36 inclusive. |
| 148 | | | |
| 149 | 99 | 23 | All. |
| 150 | | 24 | 1 to 5 inclusive, 7 to 36 inclusive. |
| 151 | | 25 | 12, 13, 23 to 26 inclusive, 34, 35, 36. |
| 152 | 98 | 23, 24 | All. |
| 153 | | 25 | 1, 2, 3, 11 to 14 inclusive, 24, 25, 26, 34, 35, 36. |
| 154 | | | |
| 155 | b. In Hancock county: | | |
| 156 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 157 | 97 | 23, 24 | All. |
| 158 | | 25 | 1, 2, 3, 9 to 16 inclusive, 19 to 36 inclusive. |
| 159 | | | 24, 25, 36. |
| 160 | | 26 | All. |
| 161 | 96 | 23, 24 | 1 to 18 inclusive, 20 to 28 inclusive, 34, 35, 36. |
| 162 | | 25 | 1, 12. |
| 163 | | | |
| 164 | | 26 | All. |
| 165 | 95 | 23, 24 | 1, 2, 3, 11 to 14 inclusive, 24, 25, 36. |
| 166 | | 25 | All. |
| 167 | 94 | 23 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 168 | | 24 | 1. |
| 169 | | 25 | |
| 170 | c. In Wright county: | | |
| 171 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 172 | 93 | 23 | All. |
| 173 | | 24 | 1 to 5 inclusive, 9 to 16 inclusive, 21 to 27 inclusive, 33 to 36 inclusive. |
| 174 | | | |
| 175 | 92 | 23 | All. |
| 176 | | 24 | 1 to 4 inclusive, 10 to 15 inclusive, 21 to 28 inclusive, 34, 35, 36. |
| 177 | | | |
| 178 | 91 | 23 | All. |
| 179 | | 24 | 1, 2, 11 to 15 inclusive, 22 to 26 in- clusive, 36. |
| 180 | | | |
| 181 | 90 | 23 | All. |
| 182 | | 24 | 1, 12, 13, 23 to 26 inclusive, 35, 36. |
| 183 | d. In Hamilton county: | | |
| 184 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 185 | 89 | 23 | 1 to 18 inclusive, 22 to 27 inclusive, 34, 35, 36. |
| 186 | | | |
| 187 | | 24 | 1, 2, 11 to 14 inclusive, 23 to 26 in- clusive. |
| 188 | | | |
| 189 | 88 | 23 | 1 to 5 inclusive, 8 to 17 inclusive, 20 to 29 inclusive, 32 to 36 inclusive. |
| 190 | | | |
| 191 | 87 | 23 | 1 to 4 inclusive, 10 to 14 inclusive, 23 to 26 inclusive. |
| 192 | | | |
| 193 | e. In Hardin county: | | |
| 194 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 195 | 89 | 19, 20, 21, 22 | All. |

| | | | |
|-----|---|-------------------|--|
| 196 | 88 | 19, 20, 21, 22 | All. |
| 197 | 87 | 19, 20, 21, 22 | All. |
| 198 | 86 | 19, 20, 21 | All. |
| 199 | | 22 | 1 to 16 inclusive, 22 to 27 inclusive, |
| 200 | | | 34, 35, 36. |
| 201 | f. In Story county: | | |
| 202 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 203 | 85 | 21 | 1 to 30 inclusive, 33 to 36 inclusive. |
| 204 | | 22 | 1, 2, 3, 10 to 15 inclusive, 24, 25. |
| 205 | 84 | 21 | 1 to 4 inclusive, 9 to 14 inclusive, 23 |
| 206 | | | to 26 inclusive, 35, 36. |
| 207 | 83 | 21 | 1, 2, 11. |
| 208 | All territory within the corporate limits of the town of McCalls- | | |
| 209 | burg, as such limits existed on January 1, 1969, shall be within the | | |
| 210 | Iowa-Cedar river conservancy district, including the portion of such | | |
| 211 | town not within any of the sections of land listed in this paragraph. | | |
| 212 | g. In Marshall county: | | |
| 213 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 214 | 85 | 17, 18, 19, 20 | All. |
| 215 | 84 | 17, 18, 19, 20 | All. |
| 216 | 83 | 17, 18 | All. |
| 217 | | 19 | 1 to 30 inclusive, 33 to 36 inclusive. |
| 218 | | 20 | 1 to 6 inclusive, 9 to 16 inclusive, 23, 24. |
| 219 | 82 | 17 | All. |
| 220 | | 18 | 1 to 18 inclusive, 20 to 27 inclusive. |
| 221 | | 19 | 1, 2, 3, 12. |
| 222 | h. In Jasper county: | | |
| 223 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 224 | 81 | 17 | 1, 2, 3, 10 to 14 inclusive, 24. |
| 225 | i. In Poweshiek county: | | |
| 226 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 227 | 81 | 13, 14, 15 | All. |
| 228 | | 16 | 1 to 30 inclusive, 33 to 36 inclusive. |
| 229 | 80 | 13, 14, 15 | All. |
| 230 | | 16 | 1, 2, 3, 10 to 15 inclusive, 21 to 28 |
| 231 | | | inclusive, 33 to 36 inclusive. |
| 232 | 79 | 13, 14 | All. |
| 233 | | 15 | 1 to 17 inclusive, 22 to 27 inclusive. |
| 234 | | 16 | 1, 2, 3, 12. |
| 235 | 78 | 13 | All. |
| 236 | | 14 | 1 to 17 inclusive, 20 to 29 inclusive, |
| 237 | | | 33 to 36 inclusive. |
| 238 | j. In Mahaska county: | | |
| 239 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 240 | 77 | 14 | 1, 2. |
| 241 | k. In Keokuk county: | | |
| 242 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 243 | 77 | 10 | 1 to 30 inclusive, 36. |
| 244 | | 11 | 1 to 25 inclusive, 30. |
| 245 | | 12 | 1 to 25 inclusive. |
| 246 | | 13 | 1 to 6 inclusive, 8 to 15 inclusive. |
| 247 | All territory within the corporate limits of the town of Keswick, | | |

248 as such limits existed on January 1, 1969, shall be within the Iowa-
 249 Cedar river conservancy district, including the portion of such town
 250 not within any of the sections of land listed in this paragraph.

251 l. In Washington county:

| 252 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 253 | 77 | 6, 7, 8, 9 | All. |
| 254 | 76 | 6, 7 | All. |
| 255 | | 8 | 1 to 5 inclusive, 11 to 14 inclusive, 22 to 26 inclusive. |
| 256 | | | |
| 257 | 75 | 6 | All. |
| 258 | | 7 | 1 to 6 inclusive, 8 to 16 inclusive, 21 to 27 inclusive, 36. |
| 259 | | | 1 to 5 inclusive, 11, 12, 13. |
| 260 | 74 | 6 | |

261 m. In Louisa county:

| 262 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 263 | 76 | 5 | All. |
| 264 | 75 | 3 | 4 to 9 inclusive, 16 to 22 inclusive, 27 to 34 inclusive. |
| 265 | | | |
| 266 | | 4, 5 | All. |
| 267 | 74 | 1 | All. |
| 268 | | 2 | 18, 19, 29 to 32 inclusive, 36. |
| 269 | | 3 | 2 to 36 inclusive. |
| 270 | | 4 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 271 | | 5 | 1 to 29 inclusive, 34. |
| 272 | 73 | 1 | All. |
| 273 | | 2 | 1, 4 to 36 inclusive. |
| 274 | | 3 | All. |
| 275 | | 4 | 1 to 5 inclusive, 9 to 16 inclusive, 23 to 26 inclusive, 35, 36. |
| 276 | | | |

277 All territory within the corporate limits of the town of Grandview,
 278 as such limits existed on January 1, 1969, shall be within the Iowa-
 279 Cedar river conservancy district, including the portion of the town
 280 not within any of the sections of land listed in this paragraph.

281 n. In Des Moines county:

| 282 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|--|
| 283 | 72 | 1, 2, 3 | All. |
| 284 | | 4 | 1, 2, 11 to 15 inclusive, 22 to 27 in- clusive, 33 to 36 inclusive. |
| 285 | | | |
| 286 | 71 | 1, 2, 3 | All. |
| 287 | | 4 | 1 to 5 inclusive, 7 to 30 inclusive, 32 to 36 inclusive. |
| 288 | | | |
| 289 | 70 | 1, 2 | All. |
| 290 | | 3 | 1 to 30 inclusive, 33 to 36 inclusive. |
| 291 | | 4 | 1 to 4 inclusive, 10 to 14 inclusive, 23, 24, 25. |
| 292 | | | |
| 293 | 69 | 2 | All. |
| 294 | | 3 | 1 to 4 inclusive, 9 to 15 inclusive, 23, 24, 25. |
| 295 | | | |
| 296 | 68 | 2 | 5, 6, 8. |

297 All territory within the corporate limits of the town of Middletown,
 298 as such limits existed on January 1, 1969, shall be within the Iowa-
 299 Cedar river conservancy district, including the portion of the town
 300 not within any of the sections of land listed in this paragraph.

301 o. In Henry county:

| 302 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---------------------|
| 303 | 71 | 5 | 12, 13, 23, 24, 25. |

304 3. The Skunk river conservancy district shall include those por-
 305 tions of Hardin and Marshall counties not included in the Iowa-
 306 Cedar river conservancy district by subsection two (2) of this sec-
 307 tion, that portion of Louisa county not included in the northeast
 308 Iowa conservancy district by subsection one (1) of this section nor
 309 in the Iowa-Cedar river conservancy district by subsection two
 310 (2) of this section, and the designated portions of each of the follow-
 311 ing counties:

312 a. In Hamilton county:

| 313 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|--|
| 314 | 89 | 23 | 19, 20, 21, 28 to 33 inclusive. |
| 315 | | 24 | 15, 22, 27, 28, 33, 34, 35, 36. |
| 316 | 88 | 23 | 6, 7, 18, 19, 30, 31. |
| 317 | | 24 | All. |
| 318 | | 25 | 1, 12, 13, 24, 25, 26, 34, 35, 36. |
| 319 | 87 | 23 | 5 to 9 inclusive, 15 to 22 inclusive, 27 to 36 inclusive. |
| 320 | | | |
| 321 | | 24 | All. |
| 322 | | 25 | 1, 2, 3, 10 to 16 inclusive, 21 to 36 inclusive. |
| 323 | | | |
| 324 | | 26 | 25, 26, 27, 33 to 36 inclusive. |
| 325 | 86 | 23, 24, 25 | All. |
| 326 | | 26 | 1 to 5 inclusive, 7 to 36 inclusive. |

327 All territory within the corporate limits of the towns of Blairsburg
 328 and Kamrar, and of that portion of the town of Stratford which is
 329 located in Hamilton county, as such limits existed on January 1,
 330 1969, shall be within the Skunk river conservancy district, in-
 331 cluding the portions of the towns of Blairsburg and Kamrar and
 332 that portion of the town of Stratford which is within Hamilton
 333 county which are not within any of the sections of land listed in this
 334 paragraph.

335 b. In Webster county:

| 336 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|-----------------|
| 337 | 86 | 27 | 24, 25, 36. |

338 All territory within the corporate limits of that portion of the
 339 town of Stratford which is located in Webster county, as such limits
 340 existed on January 1, 1969, shall be within the Skunk river con-
 341 servancy district, including that portion of the town which is with-
 342 in Webster county but is not within any of the sections of land
 343 listed in this paragraph.

344 c. In Boone county:

| 345 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 346 | 85 | 25 | All. |
| 347 | | 26 | 1 to 6 inclusive, 8 to 16 inclusive, 21 to 27 inclusive, 33 to 36 inclusive. |
| 348 | | | |
| 349 | 84 | 25 | All. |
| 350 | | 26 | 1, 2, 11 to 14 inclusive, 24. |
| 351 | 83 | 25 | 1 to 5 inclusive, 9 to 16 inclusive, 23, 24, 25, 36. |
| 352 | | | |

| | | | |
|-----|---|--------------------|--|
| 353 | 82 | 25 | 12, 13. |
| 354 | d. In Story county: | | |
| 355 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 356 | 85 | 21 | 31, 32. |
| 357 | | 22 | 4 to 9 inclusive, 16 to 23 inclusive, |
| 358 | | | 26 to 36 inclusive. |
| 359 | | 23, 24 | All. |
| 360 | 84 | 21 | 5 to 8 inclusive, 15 to 22 inclusive, |
| 361 | | | 27 to 34 inclusive. |
| 362 | | 22, 23, 24 | All. |
| 363 | 83 | 21 | 3 to 10 inclusive, 12 to 36 inclusive. |
| 364 | | 22, 23, 24 | All. |
| 365 | 82 | 21, 22, 23 | All. |
| 266 | | 24 | 1 to 18 inclusive, 20 to 27 inclusive, |
| 367 | | | 36. |
| 368 | e. In Polk county: | | |
| 369 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 370 | 81 | 22 | All. |
| 371 | | 23 | 1 to 18 inclusive, 20 to 28 inclusive, |
| 372 | | | 34, 35, 36. |
| 373 | | 24 | 1, 12. |
| 374 | 80 | 22 | 1 to 29 inclusive, 32 to 36 inclusive. |
| 375 | | 23 | 1, 2, 11, 12. |
| 376 | 79 | 22 | 1. |
| 377 | All territory within the corporate limits of the town of Elkhart, as | | |
| 378 | such limits existed on January 1, 1969, shall be within the Skunk | | |
| 379 | river conservancy district, including the portion of the town not | | |
| 380 | within any of the sections of land listed in this paragraph. | | |
| 381 | f. In Jasper county: | | |
| 382 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 383 | 81 | 17 | 4 to 9 inclusive, 15 to 23 inclusive, |
| 384 | | | 25 to 36 inclusive. |
| 385 | | 18, 19, 20, 21 | All. |
| 386 | 80 | 17, 18, 19, 20, 21 | All. |
| 387 | 79 | 17, 18, 19, 20 | All. |
| 388 | | 21 | 1 to 18 inclusive, 21 to 26 inclusive, |
| 389 | | | 35, 36. |
| 390 | 78 | 17, 18 | All. |
| 391 | | 19 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 392 | | 20 | 1 to 5 inclusive, 10 to 14 inclusive, |
| 393 | | | 24, 25. |
| 394 | All territory within the corporate limits of the towns of Monroe | | |
| 395 | and Prairie City, as such limits existed on January 1, 1969, shall | | |
| 396 | be within the Skunk river conservancy district, including the por- | | |
| 397 | tions of such towns not within any of the sections of land listed | | |
| 398 | in this paragraph. | | |
| 399 | g. That portion of Poweshiek county not included in the Iowa- | | |
| 400 | Cedar river conservancy district and also all territory within the | | |
| 401 | corporate limits of the city of Grinnell, the town of Montezuma, | | |
| 402 | and that portion of the town of Barnes City which is located within | | |
| 403 | Poweshiek county, as such limits existed on January 1, 1969, in- | | |
| 404 | cluding those portions of the city of Grinnell and the town of Monte- | | |
| 405 | zuma, and that portion of the town of Barnes City which is located | | |

406 within Poweshiek county, within any of the sections listed in para-
407 graph i of subsection two (2) of this section.

408 h. In Marion county:

| 409 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|--|
| 410 | 77 | 18 | All. |
| 411 | | 19 | 1 to 5 inclusive, 9 to 15 inclusive, 23, |
| 412 | | | 24, 25. |
| 413 | 76 | 18 | 2 to 5 inclusive, 10, 11. |

414 All territory within the corporate limits of the city of Pella, as
415 such limits existed on January 1, 1969, shall be within the Skunk
416 river conservancy district, including the portion of the city not
417 within any of the sections of land previously listed in this paragraph.

418 i. In Mahaska county:

| 419 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|--|
| 420 | 77 | 14 | 3 to 36 inclusive. |
| 421 | | 15, 16, 17 | All. |
| 422 | 76 | 14, 15, 16 | All. |
| 423 | | 17 | 1 to 5 inclusive, 9 to 16 inclusive, |
| 424 | | | 23, 24, 25. |
| 425 | 75 | 14 | All. |
| 426 | | 15 | 1 to 28 inclusive, 34, 35, 36. |
| 427 | | 16 | 1, 2, 3, 11, 12, 13. |
| 428 | 74 | 14 | All. |
| 429 | | 15 | 1, 2, 11 to 15 inclusive, 22 to 26 in- |
| 430 | | | clusive. |

431 All territory within the corporate limits of the city of Oskaloosa
432 and the town of University Park, and that portion of the town of
433 Barnes City which is located in Mahaska county, as such limits
434 existed on January 1, 1969, including the portions of the city of
435 Oskaloosa and the town of University Park, and that portion of the
436 town of Barnes City located in Mahaska county, not within any of
437 the sections of land listed in this paragraph.

438 j. That portion of Keokuk county not included in the Iowa-Cedar
439 river conservancy district and also all territory within the corporate
440 limits of the towns of Gibson, South English, and Webster, as such
441 limits existed on January 1, 1969, including the portions of such
442 towns within any of the sections of land listed in paragraph l of
443 subsection two (2) of this section.

444 k. That portion of Washington county not included in the Iowa-
445 Cedar river conservancy district and also all territory within the
446 corporate limits of the city of Washington and the town of Craw-
447 fordsville, as such limits existed on January 1, 1969, including the
448 portions of such city and such town within any of the sections of
449 land listed in paragraph m of subsection two (2) of this section.

450 l. In Wapello county:

| 451 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 452 | 73 | 12, 13 | All. |
| 453 | | 14 | 1 to 5 inclusive, 9 to 15 inclusive, 23 |
| 454 | | | to 26 inclusive, 36. |
| 455 | 72 | 12 | All. |
| 456 | | 13 | 1 to 6 inclusive, 10 to 14 inclusive, |
| 457 | | | 24, 25. |
| 458 | | 14 | 1. |

| | | | |
|-----|---|-------------------|---|
| 459 | 71 | 12 | 1 to 5 inclusive, 9 to 12 inclusive, 14, 15. |
| 460 | | | |
| 461 | m. In Jefferson county: | | |
| 462 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 463 | 73 | 8, 9, 10, 11 | All. |
| 464 | 72 | 8, 9, 10, 11 | All. |
| 465 | 71 | 8, 9 | All. |
| 466 | | 10 | 1 to 17 inclusive, 22 to 27 inclusive, 35, 36. |
| 467 | | | 1 to 12 inclusive, 16, 17. |
| 468 | | 11 | |
| 469 | All territory within the corporate limits of the town of Liberty- | | |
| 470 | ville, as such limits existed on January 1, 1969, shall be within the | | |
| 471 | Skunk river conservancy district, including the portion of such | | |
| 472 | town not within any of the sections of land listed in this paragraph. | | |
| 473 | n. That portion of Henry county not included in the Iowa-Cedar | | |
| 474 | river conservancy district and also all territory within the corpo- | | |
| 475 | rate limits of the town of New London, as such limits existed on | | |
| 476 | January 1, 1969, including the portion of such town within any of | | |
| 477 | the sections of land listed in paragraph p of subsection two (2) of | | |
| 478 | this section. | | |
| 479 | o. That portion of Des Moines county not included in the Iowa- | | |
| 480 | Cedar river conservancy district and also all territory within the | | |
| 481 | corporate limits of the town of Danville, as such limits existed on | | |
| 482 | January 1, 1969, including the portion of such town within any of | | |
| 483 | the sections of land listed in paragraph o of subsection two (2) of | | |
| 484 | this section. | | |
| 485 | p. In Van Buren county: | | |
| 486 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 487 | 70 | 8 | All. |
| 488 | | 9 | 1 to 12 inclusive, 16, 36. |
| 489 | 69 | 8 | 1 to 5 inclusive, 11, 12, 13. |
| 490 | All territory within the corporate limits of the town of Birming- | | |
| 491 | ham, as such limits existed on January 1, 1969, shall be within the | | |
| 492 | Skunk river conservancy district, including the portion of such | | |
| 493 | town not within any of the sections of land listed in this paragraph. | | |
| 494 | q. In Lee county: | | |
| 495 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 496 | 69 | 3, 4, 5, 6 | All. |
| 497 | | 7 | 1 to 25 inclusive, 36. |
| 498 | 68 | 2, 3, 4, 5 | All. |
| 499 | | 6 | 1 to 6 inclusive, 8 to 17 inclusive, 20 to 28 inclusive, 33 to 36 inclusive. |
| 500 | | | |
| 501 | 67 | 4, 5 | All. |
| 502 | | 6 | 1, 2, 3, 10 to 15 inclusive, 23 to 26 inclusive, 36. |
| 503 | | | |
| 504 | 66 | 4 | All. |
| 505 | | 5 | 3 to 6 inclusive, 8 to 16 inclusive, 21 to 28 inclusive, 33 to 36 inclusive. |
| 506 | | | |
| 507 | 65 | 4 | All. |
| 508 | | 5 | 1 to 4 inclusive, 10 to 15 inclusive, 22 to 27 inclusive, 34, 35, 36. |
| 509 | | | |
| 510 | All territory within the corporate limits of the city of Keokuk, as | | |
| 511 | such limits existed on January 1, 1969, shall be within the Skunk | | |

512 river conservancy district, including the portion of such city not
513 within any of the sections of land listed in this paragraph.

514 4. The Des Moines river conservancy district shall include all of
515 Kossuth, Humboldt, Pocahontas, Calhoun, Greene, Dallas, and War-
516 ren counties, those portions of Wright, Webster, Hamilton, Boone,
517 Story, Jasper, Marion, Mahaska, Jefferson, and Henry counties not
518 included in either the Iowa-Cedar river conservancy district or the
519 Skunk river conservancy district, or both, by subsections two (2)
520 and three (3) of this section, and the designated portions of each
521 of the following counties:

522 a. In Dickinson county:

| 523 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|--|
| 524 | 100 | 35 | 7 to 17 inclusive, 20 to 28 inclusive, |
| 525 | | | 33 to 36 inclusive. |
| 526 | 99 | 35 | 1, 12, 13, 24. |

527 All territory within the corporate limits of the town of Superior,
528 as such limits existed on January 1, 1969, shall be within the Des
529 Moines river conservancy district, including the portion of such
530 town not within any of the sections of land listed in this paragraph.

531 b. In Emmet county:

| 532 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 533 | 100 | 31, 32, 33, 34 | All. |
| 534 | 99 | 31, 32, 33 | All. |
| 535 | | 34 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 536 | 98 | 31, 32, 33 | All. |
| 537 | | 34 | 1 to 4 inclusive, 9 to 16 inclusive, 22 |
| 538 | | | to 27 inclusive, 34, 35, 36. |

539 c. That portion of Winnebago county not included in the Iowa-
540 Cedar river conservancy district and also all territory within the
541 corporate limits of the town of Thompson, as such limits existed
542 on January 1, 1969, including the portion of such town within any
543 of the sections of land listed in paragraph a of subsection two (2)
544 of this section.

545 d. That portion of Hancock county not included in the Iowa-Cedar
546 river conservancy district and also all territory within the corpo-
547 rate limits of the town of Britt, as such limits existed on January
548 1, 1969, including the portion of such town within any of the sec-
549 tions of land listed in paragraph b of subsection two (2) of this
550 section.

551 e. In Palo Alto county:

| 552 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|--|
| 553 | 97 | 31, 32, 33 | All. |
| 554 | | 34 | 1, 2, 3, 10 to 15 inclusive, 23 to 27 |
| 555 | | | inclusive, 35, 36. |
| 556 | 96 | 31, 32, 33 | All. |
| 557 | | 34 | 1, 2, 10 to 15 inclusive, 22 to 28 in- |
| 558 | | | clusive, 33 to 36 inclusive. |
| 559 | 95 | 31, 32, 33 | All. |
| 560 | | 34 | 1 to 5 inclusive, 8 to 36 inclusive. |
| 561 | 94 | 31, 32, 33, 34 | All. |

562 f. In Clay county:

| 563 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|-----------------|
|-----|----------------|-------------------|-----------------|

| | | | |
|-----|--|-------------------|--|
| 564 | 95 | 35 | 13, 24, 25, 34, 35, 36. |
| 565 | 94 | 35 | 1, 2, 3, 10 to 15 inclusive, 22 to 28 inclusive, 33 to 36 inclusive. |
| 566 | | | |
| 567 | g. In Buena Vista county: | | |
| 568 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 569 | 93 | 35 | 1 to 5 inclusive, 7 to 36 inclusive. |
| 570 | | 36 | 13 to 16 inclusive, 19 to 36 inclusive. |
| 571 | | | 24 to 27 inclusive, 34, 35, 36. |
| 572 | | 37 | All. |
| 573 | 92 | 35, 36 | 1 to 4 inclusive, 9 to 16 inclusive, 22 to 29 inclusive, 32 to 36 inclusive. |
| 574 | | 37 | All. |
| 575 | | | 1, 2, 3, 9 to 16 inclusive, 21 to 36 inclusive. |
| 576 | | | 11, 13, 14, 23, 24, 25, 26, 36. |
| 577 | 91 | 35, 36 | All. |
| 578 | | 37 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 579 | | | 1 to 18 inclusive, 22, 23, 24. |
| 580 | | 38 | 1. |
| 581 | 90 | 35 | All territory within the corporate limits of the town of Alta, as such limits existed on January 1, 1969, shall be within the Des Moines river conservancy district, including the portion of such town not within any of the sections of land listed in this paragraph. |
| 582 | | 36 | |
| 583 | | 37 | |
| 584 | | 38 | |
| 585 | All territory within the corporate limits of the town of Alta, as such limits existed on January 1, 1969, shall be within the Des Moines river conservancy district, including the portion of such town not within any of the sections of land listed in this paragraph. | | |
| 586 | | | |
| 587 | | | |
| 588 | | | |
| 589 | h. In Sac county: | | |
| 590 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 591 | 89 | 35 | All. |
| 592 | | 36 | 1 to 17 inclusive, 20 to 29 inclusive, 32 to 36 inclusive. |
| 593 | | | All. |
| 594 | 88 | 35, 36 | 1, 2, 11 to 14 inclusive, 24, 25, 36. |
| 595 | | 37 | All. |
| 596 | 87 | 35 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 597 | | 36 | 1, 12. |
| 598 | | 37 | All. |
| 599 | 86 | 35 | 1 to 5 inclusive, 8 to 17 inclusive, 21 to 28 inclusive, 34, 35, 36. |
| 600 | | 36 | |
| 601 | All territory within the corporate limits of the town of Lake View, as such limits existed on January 1, 1969, shall be within the Des Moines river conservancy district, including the portions of such town not within any of the sections of land listed in this paragraph. | | |
| 602 | | | |
| 603 | | | |
| 604 | | | |
| 605 | | | |
| 606 | i. In Carroll county: | | |
| 607 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 608 | 85 | 33, 34, 35 | All. |
| 609 | | 36 | 1, 11 to 15 inclusive, 21 to 28 inclusive, 34, 35, 36. |
| 610 | | | All. |
| 611 | 84 | 33, 34, 35 | 1, 2, 3, 10 to 15 inclusive, 22 to 28 inclusive, 33 to 36 inclusive. |
| 612 | | 36 | All. |
| 613 | | | 1, 2, 11 to 14 inclusive, 24. |
| 614 | 83 | 33, 34, 35 | All. |
| 615 | | 36 | |
| 616 | 82 | 33 | All. |

| | | | |
|-----|---|-------------------|--|
| 617 | | 34 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 618 | | 35 | 1 to 5 inclusive, 8 to 14 inclusive, 24. |
| 619 | j. In Audubon county: | | |
| 620 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 621 | 81 | 34 | 1 to 4 inclusive, 9 to 16 inclusive, |
| 622 | | | 22 to 26 inclusive, 36. |
| 623 | k. In Guthrie county: | | |
| 624 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 625 | 81 | 30, 31, 32, 33 | All. |
| 626 | 80 | 30, 31, 32 | All. |
| 627 | | 33 | 1 to 18 inclusive, 20 to 29 inclusive, |
| 628 | | | 33 to 36 inclusive. |
| 629 | 79 | 30, 31, 32 | All. |
| 630 | | 33 | 1, 2, 3, 10 to 15 inclusive, 23, 24, |
| 631 | | | 25, 35, 36. |
| 632 | 78 | 30, 31, 32 | All. |
| 633 | | 33 | 1 to 6 inclusive, 8 to 16 inclusive, |
| 634 | | | 21 to 28 inclusive, 34, 35, 36. |
| 635 | l. That portion of Polk county not included in the Skunk river | | |
| 636 | conservancy district and also all territory within the corporate limits | | |
| 637 | of the towns of Bondurant and Mitchellville, as such limits existed | | |
| 638 | on January 1, 1969, including the portions of such towns within | | |
| 639 | any of the sections of land listed in paragraph e of subsection three | | |
| 640 | (3) of this section. | | |
| 641 | m. In Adair county: | | |
| 642 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 643 | 77 | 30, 31 | All. |
| 644 | | 32 | 1 to 27 inclusive, 34, 35, 36. |
| 645 | | 33 | 1, 2, 11, 12, 13, 24. |
| 646 | 76 | 30 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 647 | | 31 | 1 to 24 inclusive. |
| 648 | | 32 | 1, 2, 11, 12, 13, 24. |
| 649 | 75 | 30 | 1 to 4 inclusive, 9 to 15 inclusive, |
| 650 | | | 23 to 26 inclusive. |
| 651 | n. In Madison county: | | |
| 652 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 653 | 77 | 26, 27, 28, 29 | All. |
| 654 | 76 | 26, 27, 28, 29 | All. |
| 655 | 75 | 26, 27, 28 | All. |
| 656 | | 29 | 1 to 29 inclusive, 33 to 36 inclusive. |
| 657 | 74 | 26, 27 | All. |
| 658 | | 28 | 1 to 29 inclusive, 32 to 36 inclusive. |
| 659 | | 29 | 1 to 4 inclusive, 10 to 15 inclusive, |
| 660 | | | 23, 24. |
| 661 | o. In Union county: | | |
| 662 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 663 | 73 | 28 | 1 to 4 inclusive, 10 to 13 inclusive. |
| 664 | p. In Clarke county: | | |
| 665 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 666 | 73 | 24, 25, 26 | All. |
| 667 | | 27 | 1 to 18 inclusive, 20 to 29 inclusive, |
| 668 | | | 33 to 36 inclusive. |

| | | | |
|-----|--|-------------------|--|
| 669 | 72 | 24, 25 | All. |
| 670 | | 26 | 1 to 18 inclusive, 20 to 29 inclusive, |
| 671 | | | 32 to 36 inclusive. |
| 672 | | 27 | 1, 2, 3, 10. |
| 673 | 71 | 24 | 1 to 12 inclusive, 14 to 20 inclusive. |
| 674 | | 25 | 1 to 24 inclusive, 28, 29, 30. |
| 675 | | 26 | 1, 12, 13, 24, 25. |
| 676 | q. In Lucas county: | | |
| 677 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 678 | 73 | 20, 21, 22, 23 | All. |
| 679 | 72 | 20 | All. |
| 680 | | 21 | 1 to 29 inclusive, 33 to 36 inclusive. |
| 681 | | 22 | 1 to 12 inclusive, 15 to 22 inclusive, |
| 682 | | | 27 to 33 inclusive. |
| 683 | | 23 | All. |
| 684 | 71 | 20 | 1, 2, 3, 12. |
| 685 | | 21 | 1, 2, 3. |
| 686 | | 22 | 6. |
| 687 | | 23 | 1 to 7 inclusive. |
| 688 | All territory within the corporate limits of the city of Chariton, | | |
| 689 | as such limits existed on January 1, 1969, shall be within the Des | | |
| 690 | Moines river conservancy district, including the portion of the city | | |
| 691 | not within any of the sections of land listed in this paragraph. | | |
| 692 | r. In Monroe county: | | |
| 693 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 694 | 73 | 16, 17, 18, 19 | All. |
| 695 | 72 | 16, 17, 18, 19 | All. |
| 696 | 71 | 16, 17, 18 | All. |
| 697 | | 19 | 1 to 25 inclusive, 28, 30. |
| 698 | s. That portion of Wapello county not included in the Skunk | | |
| 699 | river conservancy district and also all territory within the corpo- | | |
| 700 | rate limits of the towns of Agency and Kirksville and the city of | | |
| 701 | Ottumwa, as such limits existed on January 1, 1969, including the | | |
| 702 | portions of such towns and city within any of the sections of land | | |
| 703 | listed in paragraph 1 of subsection three (3) of this section. | | |
| 704 | t. In Appanoose county: | | |
| 705 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 706 | 70 | 16 | All. |
| 707 | | 17 | 1 to 5 inclusive, 9 to 15 inclusive, |
| 708 | | | 22 to 27 inclusive, 35, 36. |
| 709 | 69 | 16 | 6, 7. |
| 710 | | 17 | 1, 2. |
| 711 | All territory within the corporate limits of the towns of Moravia and | | |
| 712 | Unionville, as such limits existed on January 1, 1969, shall be within | | |
| 713 | the Des Moines river conservancy district, including the portion of | | |
| 714 | such towns not within any of the sections of land listed in this para- | | |
| 715 | graph. | | |
| 716 | u. In Davis county: | | |
| 717 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 718 | 70 | 12, 13, 14, 15 | All. |
| 719 | 69 | 12 | 1 to 24 inclusive, 28, 29, 30. |
| 720 | | 13 | 1 to 17 inclusive, 23, 24, 25. |

| 721 | | 14 | 1 to 6 inclusive, 12. |
|-----|---|------------|--|
| 722 | | 15 | 2 to 6 inclusive, 8, 9. |
| 723 | v. In Van Buren county: | | |
| 724 | Twp. N. | Range West | Sections |
| 725 | 70 | 9 | 13, 14, 15, 17 to 35 inclusive. |
| 726 | | 10, 11 | All. |
| 727 | 69 | 8 | 6 to 10 inclusive, 14 to 36 inclusive. |
| 728 | | 9, 10 | All. |
| 729 | | 11 | 1 to 30 inclusive, 32 to 36 inclusive. |
| 730 | 68 | 8, 9 | All. |
| 731 | | 10 | 1 to 18 inclusive, 20 to 27 inclusive, 36. |
| 732 | | | 36. |
| 733 | | 11 | 1 to 4 inclusive, 11, 12, 13. |
| 734 | 67 | 8 | All. |
| 735 | | 9 | 1 to 6 inclusive, 9 to 16 inclusive. |
| 736 | All territory within the corporate limits of the town of Stockport, | | |
| 737 | as such limits existed on January 1, 1969, shall be within the Des | | |
| 738 | Moines river conservancy district, including the portion of the city | | |
| 739 | not within any of the sections of land listed in this paragraph. | | |
| 740 | w. That portion of Lee county not included in the Skunk river | | |
| 741 | conservancy district and also all territory within the corporate lim- | | |
| 742 | its of the town of Donnellson, as such limits existed on January 1, | | |
| 743 | 1969, including the portion of such town within any of the sections | | |
| 744 | of land listed in paragraph q of subsection three (3) of this section. | | |
| 745 | 5. The southern Iowa conservancy district shall include all of | | |
| 746 | Wayne, Decatur, Ringgold, Adams, Taylor, Cass, Montgomery, and | | |
| 747 | Page counties, those portions of Audubon and Monroe counties not | | |
| 748 | included in the Des Moines river conservancy district, and the desig- | | |
| 749 | nated portions of each of the following counties: | | |
| 750 | a. That portion of Van Buren county not included in either the | | |
| 751 | Skunk river conservancy district or the Des Moines river conserv- | | |
| 752 | ancy district and also all territory within the corporate limits of | | |
| 753 | the town of Mount Sterling, as such limits existed on January 1, | | |
| 754 | 1969, including the portion of such town within any of the sections | | |
| 755 | of land listed in paragraph v of subsection four (4) of this section. | | |
| 756 | b. That portion of Davis county not included in the Des Moines | | |
| 757 | river conservancy district and also all territory within the corpo- | | |
| 758 | rate limits of the town of Drakesville, as such limits existed on Jan- | | |
| 759 | uary 1, 1969, including the portion of such town within any of the | | |
| 760 | sections of land listed in paragraph u of subsection four (4) of this | | |
| 761 | section. | | |
| 762 | c. That portion of Appanoose county not included in the Des | | |
| 763 | Moines river conservancy district and also all territory within the | | |
| 764 | corporate limits of the town of Udell, as such limits existed on | | |
| 765 | January 1, 1969, including the portion of such town within any of | | |
| 766 | the sections of land listed in paragraph t of subsection four (4) of | | |
| 767 | this section. | | |
| 768 | d. That portion of Lucas county not included in the Des Moines | | |
| 769 | river conservancy district and also all territory within the corpo- | | |
| 770 | rate limits of the town of Russell, as such limits existed on January | | |
| 771 | 1, 1969, including the portion of such town within any of the sec- | | |
| 772 | tions of land listed in paragraph q of subsection four (4) of this sec- | | |
| 773 | tion. | | |

774 e. That portion of Clarke county not included in the Des Moines
775 river conservancy district and also all territory within the corporate
776 limits of the town of Murray, as such limits existed on January 1,
777 1969, including the portion of such town within any of the sections of
778 land listed in paragraph p of subsection four (4) of this section.

779 f. That portion of Union county not included in the Des Moines
780 river conservancy district and also all territory within the corpo-
781 rate limits of the town of Lorimor, as such limits existed on January
782 1, 1969, including the portion of such town within any of the sec-
783 tions of land listed in paragraph o of subsection four (4) of this
784 section.

785 g. That portion of Madison county not included in the Des Moines
786 river conservancy district and also all territory within the corpo-
787 rate limits of the town of Macksburg, as such limits existed on
788 January 1, 1969, including the portion of such town within any of
789 the sections of land listed in paragraph n of subsection four (4) of
790 this section.

791 h. That portion of Adair county not included in the Des Moines
792 river conservancy district and also all territory within the corpo-
793 rate limits of that portion of the town of Adair which is located in
794 Adair county, as such limits existed on January 1, 1969, including
795 that portion of the town of Adair which is located in Adair county
796 within any of the sections of land listed in paragraph m of subsec-
797 tion four (4) of this section.

798 i. That portion of Guthrie county not included in the Des Moines
799 river conservancy district and also all territory within the corpo-
800 rate limits of that portion of the town of Adair which is located in
801 Guthrie county, as such limits existed on January 1, 1969, including
802 that portion of the town of Adair which is located in Guthrie county
803 within any of the sections of land listed in paragraph k of subsec-
804 tion four (4) of this section.

805 j. In Carroll county:

| 806 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 807 | 83 | 36 | 3, 4, 5, 7 to 10 inclusive, 15 to 23 |
| 808 | | | inclusive, 25 to 36 inclusive. |
| 809 | 82 | 34 | 31. |
| 810 | | 35 | 6, 7, 15 to 23 inclusive, 25 to 36 inclu- |
| 811 | | | sive. |
| 812 | | 36 | All. |

813 All territory within the corporate limits of the town of Templeton,
814 as such limits existed on January 1, 1969, shall be within the south-
815 ern Iowa conservancy district, including the portion of the town
816 not within any of the sections of land previously listed in this para-
817 graph.

818 k. In Crawford county:

| 819 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|----------------|-------------------|---|
| 820 | 83 | 37 | 11 to 36 inclusive. |
| 821 | | 38 | 23 to 26 inclusive, 34, 35, 36. |
| 822 | 82 | 37 | All. |
| 823 | | 38 | 1 to 5 inclusive, 9 to 36 inclusive. |
| 824 | | 39 | 13, 23 to 28 inclusive, 33 to 36 inclu- |
| 825 | | | sive. |

826 l. In Shelby county:

| 827 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
|-----|---|-------------------|--|
| 828 | 81 | 37, 38 | All. |
| 829 | | 39 | 1, 2, 3, 10 to 15 inclusive, 22 to 27 inclusive, 34, 35, 36. |
| 830 | | | |
| 831 | 80 | 37, 38 | All. |
| 832 | | 39 | 1, 2, 3, 10 to 16 inclusive, 21 to 28 inclusive, 34, 35, 36. |
| 833 | | | |
| 834 | 79 | 37, 38 | All. |
| 835 | | 39 | 1, 2, 3, 10 to 16 inclusive, 21 to 29 inclusive, 32 to 36 inclusive. |
| 836 | | | |
| 837 | 78 | 37, 38, 39 | All. |
| 838 | | 40 | 1, 2, 3, 10 to 15 inclusive, 21 to 28 inclusive, 32 to 36 inclusive. |
| 839 | | | |
| 840 | All territory within the corporate limits of the towns of Shelby, | | |
| 841 | Tennant, and Westphalia, as such limits existed on January 1, 1969, | | |
| 842 | shall be within the southern Iowa conservancy district, including | | |
| 843 | the portions of such towns not within any of the sections of land | | |
| 844 | listed in this paragraph. | | |
| 845 | m. In Pottawattamie county: | | |
| 846 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 847 | 77 | 38, 39, 40 | All. |
| 848 | | 41 | 25, 36. |
| 849 | 76 | 38, 39, 40 | All. |
| 850 | | 41 | 1, 11 to 15 inclusive, 21 to 29 inclusive, 32 to 36 inclusive. |
| 851 | | | |
| 852 | 75 | 38, 39, 40, 41 | All. |
| 853 | | 42 | 13, 24, 25, 26, 35, 36. |
| 854 | 74 | 38, 39, 40, 41 | All. |
| 855 | | 42 | 1, 2, 11 to 14 inclusive, 23, 24, 25, 35, 36. |
| 856 | | | |
| 857 | n. In Mills county: | | |
| 858 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 859 | 73 | 40, 41 | All. |
| 860 | | 42 | 1, 2, 11 to 15 inclusive, 22 to 27 inclusive, 34, 35, 36. |
| 861 | | | |
| 862 | 72 | 40, 41 | All. |
| 863 | | 42 | 1, 2, 3, 10 to 15 inclusive, 22 to 27 inclusive, 34, 35, 36. |
| 864 | | | |
| 865 | 71 | 40, 41 | All. |
| 866 | | 42 | 1, 2, 3, 10 to 15 inclusive, 22 to 27 inclusive, 34, 35, 36. |
| 867 | | | |
| 868 | o. In Fremont county: | | |
| 869 | <u>Twp. N.</u> | <u>Range West</u> | <u>Sections</u> |
| 870 | 70 | 40, 41 | All. |
| 871 | | 42 | 1, 2, 3, 10 to 14 inclusive, 23 to 27 inclusive, 34, 35, 36. |
| 872 | | | |
| 873 | 69 | 40, 41 | All. |
| 874 | | 42 | 1 to 4 inclusive, 9 to 16 inclusive, 19 to 36 inclusive. |
| 875 | | | |
| 876 | | 43 | 25, 36. |
| 877 | 68 | 40, 41, 42 | All. |
| 878 | | 43 | 9 to 16 inclusive, 21 to 27 inclusive, |

- 879 35, 36.
880 67 40, 41, 42 All.
881 43 1, 2, 12, 13, 24, 25, 26, 35, 36.
882 6. The western Iowa conservancy district shall include all of Lyon,
883 Osceola, Sioux, O'Brien, Plymouth, Cherokee, Woodbury, Ida, Mo-
884 nona, and Harrison counties, those portions of Dickinson, Emmet,
885 Palo Alto, Clay, and Buena Vista counties not included in the Des
886 Moines river conservancy district, those portions of Crawford,
887 Shelby, and Pottawattamie counties not included in the southern Iowa
888 conservancy district, and the designated portions of each of the fol-
889 lowing counties:
890 a. That portion of Sac county not included in the Des Moines
891 river conservancy district and also all territory within the corpo-
892 rate limits of the town of Wall Lake, as such limits existed on Janu-
893 ary 1, 1969, including the portion of such town within any of the
894 sections of land listed in paragraph h of subsection four (4) of this
895 section.
896 b. That portion of Carroll county not included in either the Des
897 Moines river conservancy district or the southern Iowa conservancy
898 district and also all territory within the corporate limits of the
899 town of Arcadia, as such limits existed on January 1, 1969, includ-
900 ing the portion of such town within any of the sections of land
901 listed in paragraph i of subsection four (4) of this section.
902 c. That portion of Mills county not included in the southern Iowa
903 conservancy district and also all territory within the corporate lim-
904 its of that portion of the town of Tabor which is located in Mills
905 county, as such limits existed on January 1, 1969, including that
906 portion of the town of Tabor which is located in Mills county with-
907 in any of the sections of land listed in paragraph n of subsection five
908 (5) of this section.
909 d. That portion of Fremont county not included in the southern
910 Iowa conservancy district and also all territory within the corpo-
911 rate limits of that portion of the town of Tabor which is located in
912 Fremont county, as such limits existed on January 1, 1969, includ-
913 ing that portion of the town of Tabor which is located in Fremont
914 county within any of the sections of land listed in paragraph o of
915 subsection five (5) of this section.
- 1 SEC. 4. The governing body of each district shall be the state soil
2 conservation committee established by section four hundred sixty-
3 seven A point four (467A.4) of the Code.
- 1 SEC. 5. When officially conducting the business of any conserv-
2 ancy district, the state soil conservation committee shall formally
3 convene as the board of that district and shall keep minutes as
4 such. The chairman of the state soil conservation committee shall
5 be the chairman of the board of each conservancy district.
- 1 SEC. 6. The board of each district shall:
2 1. Exercise such supervision over the water resources of the
3 district, including water in any basin, watercourse, or other body
4 of water in the district, and have authority to promulgate and re-
5 peal, with approval of the council, and enforce such rules and regu-
6 lations, except those water quality standards under the authority
7 of the Iowa water pollution control commission, as necessary to

8 achieve the objectives of this Act as set forth in section one (1)
9 hereof.

10 2. Have authority to employ, appoint, or retain attorneys, engi-
11 neers, other professional and technical employees, and such other
12 personnel as are deemed necessary, and approve bonds of district
13 employees.

14 3. Prepare, adopt, and implement a plan, and review and revise
15 the same, in the manner prescribed by this Act.

16 4. Encourage, foster, and promote establishment, enlargement,
17 or consolidation of drainage, levee, soil conservation, flood control,
18 and sanitation districts where desirable, provided that this subsec-
19 tion shall not be construed to vest the board with authority to di-
20 rectly establish, enlarge, or consolidate any such districts by any
21 procedure not otherwise prescribed by law.

22 5. Review the plans and coordinate the programs and activities
23 between counties, cities, towns, and any of the entities listed in sub-
24 section four (4) of this section, and otherwise advise and assist the
25 governing bodies of such entities in any appropriate manner, in all
26 cases which relate to any matter within the jurisdiction of the dis-
27 trict, provided that the board shall have only advisory and consulta-
28 tive powers with respect to any such entities except as otherwise
29 specifically provided in this Act.

30 6. Have authority to enter into binding agreements, with re-
31 spect to any matter within the jurisdiction of the district, with:

32 a. Any person, firm, corporation or association, the state of
33 Iowa, or any of its political subdivisions.

34 b. The federal government, or any of the agencies thereof.

35 c. Other states or agencies or subdivisions thereof comparable in
36 purpose to the district, provided all such agreements are entered
37 into jointly with the council.

38 7. Have authority to expend funds outside the state of Iowa, or
39 in adjoining conservancy districts, pursuant to agreements made
40 under subsection six (6) of this section, where necessary in order
41 to more effectively or efficiently achieve the objectives of this Act,
42 and to receive funds from other states for expenditure in Iowa,
43 or from other conservancy districts for expenditure in the district
44 receiving such funds.

45 8. Have authority to acquire by gift, lease, purchase, grant, or
46 inheritance any property, real or personal, in fee or a lesser interest,
47 needed to achieve the objectives of this Act, and to sell and convey
48 property owned but no longer needed by the district. The board
49 shall also have authority to acquire by condemnation proceedings
50 any real property, in fee or a lesser interest, needed to achieve the
51 objectives of this Act, but no condemnation proceedings shall be
52 instituted by the board less than fifteen days after a letter has been
53 sent by restricted certified mail to the owner or owners of the prop-
54 erty sought, setting forth in detail the reasons why the property is
55 needed and the board's best offer for the property.

56 9. Construct, operate, maintain, repair, enlarge, and make such
57 internal improvements as are necessary to implement the district's
58 overall plan.

59 10. Have authority to sue and be sued in the name of the district,
60 and bring action to abate soil erosion nuisances in the manner pre-

61 scribed by section twenty-three (23) of this Act.

62 11. Maintain at its office a record of all the district's proceed-
63 ings, rules and regulations, and orders, and furnish copies thereof
64 to the council upon request.

1 SEC. 7. The state soil conservation committee, in its respective
2 capacities as the board of each of the several conservancy districts,
3 shall appoint a secretary and a treasurer for each district.

1 SEC. 8. The state soil conservation committee may at its discre-
2 tion appoint the same individual as secretary for two or more con-
3 servancy districts, or as the treasurer for two or more conservancy
4 districts. No person shall simultaneously serve as both a conserv-
5 ancy board secretary and a conservancy board treasurer, either for
6 the same district or for different districts.

1 SEC. 9. Any person appointed by the state soil conservation
2 committee as secretary or treasurer of one or more conservancy
3 districts, who is not otherwise employed by the state or any of its
4 political subdivisions, shall receive such compensation as the com-
5 mittee shall determine.

1 SEC. 10. The secretary of each conservancy district shall:

2 1. Keep a complete record of the proceedings at each meeting of
3 the board.

4 2. File and preserve copies of all rules and regulations promul-
5 gated and all orders adopted by the board, and of all correspond-
6 ence and other papers transmitted to him pertaining to the busi-
7 ness of the district.

8 3. Keep an accurate account of the district's funds with the treas-
9 urer, charge him with all warrants and drafts drawn in his favor,
10 and credit him with all orders drawn on the district's funds.

11 4. Keep an accurate account of all expenses incurred by the dis-
12 trict, and present all claims to the board for audit and payment.

1 SEC. 11. District funds shall not be expended, other than for
2 salaries and administrative expenses, except upon verified claims
3 submitted to and approved by the board. Warrants drawn on dis-
4 trict funds shall be signed by the board chairman and the secretary.

1 SEC. 12. In each even-numbered year the board shall prepare a
2 budget for the biennium beginning July first of the succeeding cal-
3 endar year, setting forth all proposed expenditures by the district
4 during such biennium, and stating the amounts which it is antici-
5 pated will be available to the district during such biennium from
6 sources other than state appropriations. The board shall submit its
7 budget to the state soil conservation committee on or before August
8 first of each even-numbered year.

1 SEC. 13. The state soil conservation committee shall review the
2 proposed biennial budget of each of the districts, and may revise
3 any such budget. The state soil conservation committee shall pre-
4 pare a consolidated list of the appropriations requested for admin-
5 istration, operation, and maintenance of each district for each year
6 of the ensuing biennium, and of capital appropriations requested,
7 if any, for each district, and shall forward the consolidated list to

8 the state comptroller as a part of the state soil conservation com-
9 mittee's estimates of expenditure requirements submitted pursuant
10 to section eight point twenty-three (8.23) of the Code.

1 SEC. 14. In addition to funds appropriated to the district by the
2 general assembly, the board shall be authorized to receive and ex-
3 pend:

4 1. Federal funds available to the district for such purposes as
5 may be provided by federal laws, rules, and regulations, to the extent
6 consistent with the laws of this state.

7 2. Donations and gifts, which may be accepted by the board and
8 expended in accordance with the terms of the gift.

1 SEC. 15. The districts shall be subject to chapter eight (8) of
2 the Code, but expenditure by a district of funds available to it as
3 provided in section fourteen (14), subsections one (1) and two (2),
4 of this Act shall not be deemed a violation of section eight point
5 thirty-eight (8.38) of the Code.

1 SEC. 16. The board shall prepare, in consultation with the coun-
2 cil, a plan for accomplishment of the objectives of this Act within
3 the district. For this purpose the board may request and shall
4 obtain from any state agency or political subdivision information
5 which the agency or subdivision may have already collected which
6 is pertinent to preparation of the plan, and may conduct such hear-
7 ings as it deems necessary. The plan shall establish an order of
8 priorities for carrying out projects necessary to accomplish the
9 objectives of this Act, shall conform as nearly as practicable to the
10 comprehensive statewide water resources plan established by the
11 council pursuant to section four hundred fifty-five A point seven-
12 teen (455A.17) of the Code, and shall reflect the following general
13 policies:

14 1. First consideration shall be given to work needed at or near
15 the source of the streams in the district, and on or along the tribu-
16 taries thereto, to the greatest extent practicable.

17 2. Conservancy district funds shall not be expended for functions
18 or improvements which are:

19 a. The responsibility of other political subdivisions and are with-
20 in their abilities, reasonable consideration being given to their other
21 duties and obligations.

22 b. Constructed or implemented, or planned for construction or
23 implementation, on one or more tracts of privately owned land and
24 primarily benefit those lands rather than other lands in the con-
25 servancy district.

1 SEC. 17. The board shall tentatively adopt the plan by resolution
2 and shall present the plan to the council not later than July 1, 1973.
3 The council shall within ninety days approve the plan as presented,
4 or with such amendments as, in its discretion, it deems necessary
5 to bring the district's plan into conformity with the comprehensive
6 statewide water resources plan established by the council pursuant
7 to section four hundred fifty-five A point seventeen (455A.17) of
8 the Code.

1 SEC. 18. The plan and the order of priorities established thereby
2 shall constitute the working program of the district. The plan

3 shall be reviewed from time to time and shall, with the consent of
4 the council, be changed as deemed necessary as the result of expe-
5 rience gained in construction and maintenance of internal improve-
6 ments by the district, and in operation of the district, or as the re-
7 sult of changed conditions. The board may initiate changes in the
8 district plan on its own motion or at the direction of the council.

1 SEC. 19. After final approval of the plan, the board shall begin
2 to implement the plan as expeditiously as possible, within the limi-
3 tations of available appropriations and other financial resources.
4 When implementation of the plan involves construction or improve-
5 ment of any internal improvement by the district, the board may
6 order the preparation of detailed plans and specifications, and a
7 refined cost estimate. Upon completion of such plans, specifications
8 and cost estimate to their satisfaction, the board shall adopt the
9 same, subject to the approval of the council, and shall let the con-
10 tract or contracts therefor in accordance with section twenty (20)
11 of this Act.

1 SEC. 20. When the estimated total cost of construction, enlarge-
2 ment, alteration or repair of any internal improvement exceeds
3 five thousand dollars, the district shall advertise for bids on the
4 proposed improvement by two publications in at least one newspaper
5 of general circulation in the district, the first of which shall be not
6 less than fifteen days prior to the date set for receiving bids, and
7 shall let the work to the lowest responsible bidder submitting a
8 sealed proposal; provided that if, in the judgment of the board, the
9 bids received are not acceptable, all bids may be rejected and new
10 bids requested. All bids must be accompanied, in a separate en-
11 velope, by a deposit of money or certified check, in an amount to
12 be named in the advertisement for bids, as security that the bidder
13 will enter into a contract in accordance with the terms of his bid.
14 The board shall fix the bid security in an amount equal to at least
15 five percent, but not more than ten percent of the estimated total
16 cost of the work. The checks or deposits of money of the unsuc-
17 cessful bidders shall be returned as soon as the successful bidder is
18 determined, and the check or deposit of money of the successful
19 bidder shall be returned upon execution of the contract documents.

1 SEC. 21. Any other provision of this Act notwithstanding, no
2 district shall let a contract for any internal improvement of any
3 kind unless its engineer shall recommend, and the board shall find,
4 that the proposed internal improvement would be adequately pro-
5 tected against siltation by soil and water conservation practices
6 existing within the watershed of the internal improvement, or which
7 would be developed as a part of the internal improvement, or that
8 the nature of the internal improvement precludes the probability of
9 damage due to siltation.

1 SEC. 22. When the district's plan calls for an internal improve-
2 ment which cannot be undertaken due to a finding that the internal
3 improvement would not be adequately protected against siltation,
4 the board shall undertake to effect the development of the needed
5 soil and water conservation practices in the watershed of the pro-
6 posed internal improvement by:

7 1. Consultation and cooperation with, and appropriate assistance
8 to, the commissioners of any soil conservation district in the state.
9 2. Securing the establishment of, or repair or maintenance within,
10 a subdistrict of a soil conservation district, a soil conservation and
11 flood control district, a drainage district, a levee district, a sanitary
12 district, or other appropriate special district, in the manner pre-
13 scribed by law.

1 SEC. 23. Soil erosion resulting in or contributing to damage by
2 siltation to any internal improvement of a conservancy district, or
3 resulting in or contributing to damage to property not owned by
4 the owner or occupant of the land on which such erosion is occur-
5 ring, is hereby declared to be a nuisance. The board of the district
6 whose internal improvement is so damaged, the commissioners of
7 the soil conservation district within which such erosion is occurring,
8 or the owner or owners of any property so damaged, may bring
9 action to enjoin and abate any such nuisance as provided by chap-
10 ter six hundred fifty-seven (657) of the Code. It shall be an ade-
11 quate defense to such an action that any defendant, prior to the time
12 the cause of action arose, had submitted application for public cost-
13 sharing funds pursuant to section thirty-five (35) of this Act, or
14 had established or maintained soil and water conservation practices
15 or erosion control practices approved by the commissioners of the
16 soil conservation district in which the erosion complained of oc-
17 curred, or had taken other reasonable and prudent measures to pre-
18 vent excessive soil erosion, and that the erosion complained of was
19 an isolated occurrence caused by a single prolonged or unusually
20 heavy rainfall, unusually rapid melting of accumulated snow, se-
21 vere windstorm, or other similar event beyond the control of the
22 defendant. The remedy for any soil erosion which constitutes a
23 nuisance under this section shall be limited to requiring that the
24 owner or occupant of the land on which the erosion is occurring take
25 such measures as are necessary to comply with the regulations of
26 the soil conservation district in which the land is located, and the
27 fine and jail sentence provided by section six hundred fifty-seven
28 point three (657.3) of the Code shall not apply in any action arising
29 under this section.

1 SEC. 24. The board, the commissioners of a soil conservation dis-
2 trict, or an engineer or any other authorized person employed by
3 the board or commissioners, may after thirty days written notice
4 by restricted certified mail addressed to the owner and also to the
5 occupant, enter upon private land for the purpose of making sur-
6 veys, soundings, drillings, appraisals, and examinations as deemed
7 appropriate or necessary to determine the advisability or practicabil-
8 ity of locating an internal improvement on said land or part thereof,
9 or to determine whether soil erosion is occurring thereon which con-
10 stitutes a nuisance under section twenty-three (23) of this Act or is
11 in violation of the soil conservation district's regulations; provided, no
12 soundings or drillings shall be made within twenty rods of the dwell-
13 ing house or buildings on said land without the written consent of
14 the owner. Such entry, after notice, shall not be deemed a trespass,
15 and the board or commissioners may be aided by injunction to insure
16 peaceful entry. The board shall pay actual damages caused by such

17 entry, surveys, soundings, drillings, appraisals, or examinations.
18 The amount of such damages, if any, shall be determined by agree-
19 ment or in the manner provided for the award of damages in con-
20 demnation of land for conservancy district purposes.

1 SEC. 25. Chapter four hundred fifty-five (455), Code 1971, is
2 amended by adding the following new section:

3 The governing board of every drainage or levee district organized
4 under the laws of this state shall take notice of the district plan, and
5 shall conform to the duly promulgated rules and regulations, of
6 the conservancy district or districts in which the drainage or levee
7 district is located; provided that this section shall not be construed
8 to grant any authority not otherwise granted by law to the govern-
9 ing boards of drainage or levee districts.

1 SEC. 26. Chapter four hundred fifty-five A (455A), Code 1971,
2 is amended by adding the following new section:

3 **Coordination with conservancy districts.** The council and the
4 boards of the several conservancy districts established by this Act
5 shall coordinate their efforts in carrying out the purposes of chap-
6 ter four hundred fifty-five A (455A) of the Code, and of this Act.
7 In addition to other powers and duties conferred by law upon the
8 council, it shall:

9 1. Offer such advice and assistance as may be appropriate to the
10 boards of the several conservancy districts in the state in discharg-
11 ing their powers and duties.

12 2. Review, amend, and give final approval to the plan of each of
13 the conservancy districts, and to any subsequent changes therein,
14 in the manner provided by this Act.

15 3. Maintain files of such proceedings, rules and regulations, and
16 orders, of each of the conservancy districts in the state, as the coun-
17 cil may request from the districts pursuant to section six (6), sub-
18 section eleven (11) of this Act.

19 4. Inform the board of any conservancy district:

20 a. Of the receipt of each application for a permit to divert, store,
21 or withdraw either surface or underground waters at any place
22 within the district, filed with the council pursuant to section four
23 hundred fifty-five A point nineteen (455A.19) through section four
24 hundred fifty-five A point thirty-two (455A.32), inclusive, of the
25 Code.

26 b. Of the receipt of each application for approval of a proposed
27 dam, obstruction, deposit or excavation in or on any floodway or
28 flood plain in the district, filed with the council pursuant to section
29 four hundred fifty-five A point thirty-three (455A.33) of the Code.

30 c. Of any proposed order which would establish encroachment
31 limits and zoning regulations on any flood plain in the district, filed
32 with the council pursuant to section four hundred fifty-five A point
33 thirty-five (455A.35) of the Code.

34 d. Of the receipt of each application for approval of any proposed
35 flood control structure or works, filed with the council pursuant to
36 section four hundred fifty-five A point thirty-six (455A.36) of the
37 Code.

1 SEC. 27. Section four hundred sixty-seven A point four (467A.4),
2 subsections one (1) and three (3), Code 1971, are amended as fol-

3 lows:

4 1. There is hereby established, to serve as an agency of the state
5 and to perform the functions conferred upon it in this chapter [(to-
6 gether with such other functions as may be hereafter assigned to it
7 from time to time by act of the legislature)], the department of soil
8 conservation. The department shall be administered in accordance
9 with the policies of the state soil conservation committee, which
10 shall consist of a chairman and [six] *ten* members. The following
11 shall serve as *ex officio* members of the committee: The director of
12 the state agricultural extension service *or his designee*, the secretary
13 of agriculture, or [a member designated by him] *his designee*, the
14 *director of the state conservation commission or his designee*, and the
15 *director of the Iowa natural resources council or his designee*. [Five]
16 *Seven voting* members shall be appointed by the governor and con-
17 firmed by the senate. [The five] *Six of the* appointive members
18 shall be [bona fide farmers living on farms] *persons engaged in*
19 *actual farming operations, one of whom shall be a resident of each*
20 *of the six conservancy districts established by section three (3) of*
21 *this Act, and no more than one of whom shall be a resident of any*
22 *one county. The seventh appointive member shall be chosen by the*
23 *governor from the state at large and shall be a representative of*
24 *cities and towns. The committee may invite the secretary of agri-*
25 *culture of the United States to appoint one person to serve with the*
26 *above mentioned members, [but] and the president of the Iowa*
27 *county engineers association may designate a member of the asso-*
28 *ciation to serve in the same manner, but these persons shall have*
29 *no vote and shall serve in an advisory capacity only. The committee*
30 *shall adopt a seal, which seal shall be judicially noticed, and may*
31 *perform such acts, hold such public hearings, and promulgate such*
32 *rules and regulations as may be necessary for the execution of its*
33 *functions under this chapter.*

34 3. The committee shall designate its chairman, and may, from
35 time to time, change such designation. The director of the state
36 agricultural extension service shall hold office so long as he shall
37 retain the office by virtue of which he shall be serving on the com-
38 mittee. The members appointed by the governor shall serve for a
39 period of six years, except that [beginning in the year 1961, of the
40 four committee members subject to appropriate action by the gov-
41 ernor and senate in 1961, two shall be appointed for four-year
42 terms beginning July 1, 1961, and two shall be appointed for six-
43 year terms beginning July 1, 1961. Appointments shall be made
44 every two years and not more than two members shall be ap-
45 pointed in any one year except to fill vacancies. The member rep-
46 resenting the secretary of agriculture shall serve until there is a
47 change in the personnel of the secretary of agriculture.] *in the year*
48 *1971, two members shall be appointed for terms of six years begin-*
49 *ning July 1, 1971, and two members shall be appointed for terms of*
50 *four years beginning July 1, 1971. Thereafter, members shall be*
51 *appointed in each odd-numbered year to succeed members whose*
52 *terms expire on June 30 of that year. Appointments may be made*
53 *at such other times and for such other periods as are necessary to*
54 *fill vacancies on the committee, and any appointment so made while*
55 *the general assembly is not in session shall be subject to confirmation*

56 *by the senate at the next session of the general assembly thereafter.*
 57 *No members shall be appointed to serve more than two complete six-*
 58 *year terms. Members designated to represent the secretary of*
 59 *agriculture, director of the state conservation commission, or the*
 60 *director of the Iowa natural resources council shall serve at the pleas-*
 61 *ure of the officer making such designation. A majority of the com-*
 62 *mittee shall constitute a quorum, and the concurrence of a majority*
 63 *in any matter within their duties shall be required for its determi-*
 64 *nation. The chairman and members of the committee, not otherwise*
 65 *in the employ of the state, or any political subdivision, shall receive*
 66 *[twenty] thirty dollars per diem as compensation for their services*
 67 *in the discharge of their duties as members of the committee. The*
 68 *committee shall determine the number of days for which any com-*
 69 *mittee member may draw per diem compensation, but the total num-*
 70 *ber of days for which per diem compensation is allowed for the*
 71 *entire committee shall not exceed [two] three hundred fifty days*
 72 *per year. They shall also be entitled to expenses, including travel-*
 73 *ing expenses, necessarily incurred in the discharge of their duties*
 74 *as members of such committee. The committee shall provide for*
 75 *the execution of surety bonds for all employees and officers who*
 76 *shall be entrusted with funds or property, shall provide for the*
 77 *keeping of a full and accurate record of all proceedings and of all*
 78 *resolutions, regulations, and orders issued or adopted, and shall pro-*
 79 *vide for an annual audit of the accounts of receipts and disburse-*
 80 *ments.*

1 SEC. 28. Section four hundred sixty-seven A point seven
 2 (467A.7), Code 1971, is amended by adding the following new sub-
 3 section:

4 To take notice of the district plan, and conform to the duly pro-
 5 mulgated rules and regulations, of the conservancy district or dis-
 6 tricts in which the soil conservation district is located; provided
 7 that this subsection shall not be construed to grant any authority
 8 not otherwise granted by law to the commissioners of soil conserva-
 9 tion districts.

1 SEC. 29. Chapter four hundred sixty-seven A (467A), Code
 2 1971, is amended by adding the following new section:

3 In addition to the definitions established by section four hundred
 4 sixty-seven A point three (467A.3), as used in sections thirty (30)
 5 through forty (40) of this Act, unless the context otherwise re-
 6 quires:

7 1. "Soil loss limit" means the maximum amount of soil loss due
 8 to erosion by water or wind, expressed in terms of tons per acre
 9 per year, which the commissioners of the respective soil conservation
 10 districts shall determine is acceptable in order to meet the objectives
 11 expressed in section one (1) of this Act.

12 2. "Soil and water conservation practices" means any of the
 13 practices designated in or pursuant to this subsection which serve
 14 to prevent erosion of soil by wind or water, in excess of applicable
 15 soil loss limits, from land used for agricultural or horticultural
 16 purposes only.

17 a. "Permanent soil and water conservation practices" means
 18 planting of perennial grasses, legumes, shrubs, or trees, the estab-

19 lishment of grassed waterways, and the construction of terraces, or
20 other permanent soil and water practices approved by the state soil
21 conservation committee.

22 b. "Temporary soil and water conservation practices" means
23 planting of annual or biennial crops, use of strip-cropping, contour
24 planting, minimum or mulch tillage, and any other cultural practices
25 approved by the state soil conservation committee.

26 3. "Erosion control practices" means:

27 a. The construction or installation, and maintenance, of such
28 structures or devices as are necessary to carry to a suitable outlet
29 from the site of any building housing four or more residential units,
30 any commercial or industrial development or any publicly or pri-
31 vately owned recreational or service facility of any kind, not served
32 by a central storm sewer system, any water which:

33 (1) would otherwise cause erosion in excess of the applicable
34 soil loss limit; and

35 (2) does not carry nor constitute sewage, industrial waste, or
36 other waste as defined by section four hundred fifty-five B point two
37 (455B.2).

38 b. The employment of temporary devices or structures, tempo-
39 rary seeding, fibre mats, plastic, straw, or other measures adequate
40 to prevent erosion in excess of the applicable soil loss limits from the
41 site of, or land directly affected by, the construction of any public or
42 private street, road or highway, any residential, commercial, or in-
43 dustrial building or development, or any publicly or privately owned
44 recreational or service facility of any kind, at all times prior to com-
45 pletion of such construction.

46 c. The establishment and maintenance of vegetation upon the
47 right-of-way of any completed portion of any public street, road, or
48 highway, or the construction or installation thereon of structures
49 or devices, or other measures adequate to prevent erosion from the
50 right-of-way in excess of the applicable soil loss limits.

1 SEC. 30. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 To conserve the fertility, general usefulness, and value of the soil
4 and soil resources of this state, and to prevent the injurious effects
5 of soil erosion, it is hereby made the duty of the owners of real
6 property in this state to establish and maintain soil and water con-
7 servation practices or erosion control practices, as required by the
8 regulations of the commissioners of the respective soil conserva-
9 tion districts.

1 SEC. 31. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 The commissioners of each soil conservation district shall, with
4 approval of the state soil conservation committee, adopt, amend, and
5 repeal such reasonable regulations as are deemed necessary to estab-
6 lish a soil loss limit or limits for the district and provide for the
7 implementation of the limit or limits, and may subsequently amend
8 or repeal their regulations as they deem necessary. The commission-
9 ers may:

10 1. Classify land in the district on the basis of topography, soil
11 characteristics, current use, and other factors affecting propensity to

12 soil erosion.

13 2. Establish different soil loss limits for different classes of land
14 in the district if in their judgment and that of the state soil con-
15 servation committee a lower soil loss limit should be applied to
16 some land than can reasonably be applied to other land in the dis-
17 trict, it being the intent of the general assembly that no land in the
18 state be assigned a soil loss limit that cannot reasonably be applied
19 to such land.

20 3. Require the owners of real property in the district to employ
21 either soil and water conservation practices or erosion control prac-
22 tices, but may not specify the particular practices to be employed so
23 long as such owners voluntarily comply with the applicable soil loss
24 limit or with an administrative order to bring erosion from land
25 under their control with the applicable soil loss limit, and in no case
26 may the commissioners require:

27 a. The employment of erosion control practices as defined in Sec-
28 tion 29, subsection 3, of this Act on land used in good faith for agri-
29 cultural or horticultural purposes only.

30 b. The employment of soil and water conservation practices or
31 erosion control practices on that portion of any public street, road
32 or highway completed or under construction within the corporate
33 limits of any city or town, which is or will become the travelled or
34 surfaced portion of such street, road, or highway.

35 c. That any owner or operator of agricultural land refrain from
36 fall plowing of land on which he intends to raise a crop during the
37 next succeeding growing season, however on those lands which are
38 prone to excessive wind erosion the commissioners may require that
39 reasonable temporary measures be taken to minimize the likelihood
40 of wind erosion so long as such measures do not unduly increase the
41 cost of operation of the farm on which the land is located. However,
42 fall plowing of soil which is commonly known as gumbo shall always
43 be permitted.

1 SEC. 32. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 Regulations which the commissioners propose to adopt, amend,
4 or repeal shall be submitted to the state soil conservation committee,
5 in such form as the committee shall prescribe, for its approval. The
6 committee may approve the regulations as submitted, or with such
7 amendments as it deems necessary. The commissioners shall there-
8 after publish the proposed regulations, as approved, in a news-
9 paper of general circulation in the district, together with a notice
10 of a date and time not less than ten nor more than thirty days
11 after such publication when a hearing on the proposed regulations
12 will be held at a specified place.

1 SEC. 33. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 At the hearing, the commissioners or their designees shall explain,
4 in reasonable detail, the reasons why adoption, amendment, or re-
5 peal of the regulations is deemed necessary or advisable. Any land-
6 owner, or any occupant of land who would be affected by the regu-
7 lations, shall be afforded an opportunity to be heard for or against
8 the proposed regulations. At the conclusion of the hearing, the

9 commissioners shall announce and enter of record their decision
10 whether to adopt or modify the proposed regulations. Any modi-
11 fication must be approved by the state soil conservation committee,
12 which may at its discretion order the commissioners to republish the
13 regulations and hold another hearing in the manner prescribed by
14 this Act.

1 SEC. 34. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 The commissioners of any soil conservation district shall inspect
4 or cause to be inspected any land within the district, upon receipt
5 of a written and signed complaint that soil erosion is occurring
6 thereon in excess of the limits established by the district's soil ero-
7 sion control regulations. If they find that such excess soil erosion
8 is so occurring on the land inspected, they shall issue an adminis-
9 trative order to the landowner or landowners of record, and to the
10 occupant of the land if known to the commissioners, describing
11 said land and stating as nearly as possible the extent to which soil
12 erosion thereon exceeds the limits established by the district's regu-
13 lations. The order shall be delivered either by personal service or
14 by restricted certified mail to each of the persons to whom it is
15 directed, and shall:

16 1. In the case of erosion occurring on the site of any construction
17 project or similar undertaking involving the removal of all or a
18 major portion of the vegetation or other natural or man-made
19 cover, exposing bare soil directly to water or wind, state a time not
20 more than five days after service or mailing of the notice of the
21 order when work necessary to establish or maintain erosion control
22 practices must be commenced, and a time not more than thirty days
23 after service or mailing of the notice of the order when the work is
24 to be satisfactorily completed.

25 2. In all other cases, state a time not more than six months after
26 service or mailing of the notice of the order, by which work needed
27 to establish or maintain the necessary soil and water conservation
28 practices or erosion control measures must be commenced, and a
29 time not more than one year after the service or mailing of the
30 notice of the order when the work is to be satisfactorily completed,
31 unless the requirements of the order are superseded by the pro-
32 visions of section thirty-five (35) of this Act.

1 Sec. 35. Chapter four hundred sixty-seven A (467A), Code
2 1971, is amended by adding the following new section:

3 No owner or occupant of land in this state shall be required to
4 establish any new permanent or temporary soil and water conser-
5 vation practice unless public cost-sharing funds have been specifi-
6 cally approved for such land and actually made available to the
7 owner or occupant in an amount equal to at least seventy-five per-
8 cent of the cost of any permanent soil and water conservation prac-
9 tice, or an amount set by the state soil conservation committee for
10 any temporary soil and water conservation practice. The state soil
11 conservation committee shall review these requirements at least
12 once each year, and may authorize soil conservation district com-
13 missioners to make the mandatory establishment of any specified
14 soil and water conservation practice in any particular case condi-

15 tional on a higher proportion of public cost-sharing than is required
16 by this section. When the commissioners have been so authorized,
17 they shall, in determining the amount of cost-sharing for establish-
18 ment of a specified soil and water conservation practice to comply
19 with an administrative order issued pursuant to section thirty-four
20 (34) of this Act, consider the extent to which the practice will con-
21 tribute benefits to the public in relation to the benefits that will
22 accrue to the individual owner or occupant of the land on which
23 the practice is to be established. Evidence that an application for
24 public cost-sharing funds, from a source or sources having authority
25 to pay a portion of the cost of work needed to comply with an ad-
26 ministrative order issued pursuant to section thirty-four (34) of
27 this Act, has been submitted to the proper officer or agency shall
28 constitute commencement of such work within the meaning of sec-
29 tions thirty (30) through forty (40) of this Act. Upon receiving
30 evidence of the submission of such application, the commissioners
31 shall forward to the officer or agency to which the application was
32 made a written request to receive notification of the disposition of
33 such application. When notified of the approval of such application,
34 the commissioners shall issue to the same parties who received the
35 original administrative order, or their successors in interest, a
36 supplementary order, to be delivered in the same manner as pro-
37 vided by sections thirty (30) through forty (40) of this Act for
38 delivery of original administrative orders. The supplementary
39 order shall state a time, not more than six months after approval of
40 the application for public cost-sharing funds, by which the work
41 needed to comply with the original administrative order shall actu-
42 ally be commenced, and a time not more than one year thereafter
43 when such work is to be satisfactorily completed.

1 SEC. 36. Chapter four hundred sixty-seven A (467A), Code
2 1971, is amended by adding the following new section:

3 The commissioners shall petition the district court for a court
4 order requiring immediate compliance with an administrative order
5 previously issued by the commissioners as provided in section thirty-
6 four (34) of this Act, if:

7 1. The work necessary to comply with the administrative order is
8 not commenced on or before the date specified in such order, or in
9 any supplementary order subsequently issued as provided in sec-
10 tion thirty-five (35) of this Act, unless in the judgment of the
11 commissioners the failure to commence or complete the work as
12 required by the administrative order is due to factors beyond the
13 control of the person or persons to whom such order is directed and
14 the person or persons can be relied upon to commence and complete
15 the necessary work at the earliest possible time.

16 2. Such work is not being performed with due diligence, or is not
17 satisfactorily completed by the date specified in the administrative
18 order, or when completed does not reduce soil erosion from such
19 land below the limits established by the soil conservation district's
20 regulations.

21 3. The person or persons to whom the administrative order is
22 directed advise the commissioners that they do not intend to com-
23 mence or complete such work.

1 SEC. 37. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 In any action brought under section thirty-six (36) of this Act,
4 the burden of proof shall be upon the commissioners to show that
5 soil erosion is in fact occurring in excess of the applicable soil
6 loss limits and that the defendant has not established or maintained
7 soil and water conservation practices or erosion control practices
8 in compliance with the soil conservation district's regulations. With
9 respect to construction, repair, or maintenance of any public street,
10 road, or highway, evidence that soil erosion control standards equiva-
11 lent to or in excess of those currently imposed by the United States
12 government on the project or like projects involving use of federal
13 funds shall create a presumption of compliance with the applicable
14 soil loss limit. Upon receiving satisfactory proof, the court shall
15 issue an order directing the landowner or landowners to comply
16 with the administrative order previously issued by the commis-
17 sioners. The court may modify such administrative order if deemed
18 necessary. Notice of the court order shall be given either by per-
19 sonal service or by restricted certified mail to each of the persons
20 to whom the order is directed, who may within thirty days from
21 the date of the court order appeal to the supreme court. Any per-
22 son who fails to comply with a court order issued pursuant to this
23 section within the time specified in such order, unless the order has
24 been stayed pending an appeal, shall be deemed in contempt of
25 court and may be punished accordingly.

1 SEC. 38. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 The commissioners and their authorized agents or employees shall
4 have authority to enter upon any land in the district without the
5 consent of the landowner or person in possession or control of the
6 land, by the procedures and subject to the limitations prescribed in
7 section twenty-four (24) of this Act, when necessary in order to
8 properly discharge their duties under this Act.

1 SEC. 39. Chapter four hundred sixty-seven A (467A), Code 1971,
2 is amended by adding the following new section:

3 When the board of any conservancy district informs the commis-
4 sioners of a soil conservation district that the conservancy district
5 is unable to proceed with construction of a planned internal im-
6 provement, because it has been found that the internal improve-
7 ment would not be adequately protected against siltation due en-
8 tirely or partially to failure to establish or maintain soil and water
9 conservation practices or erosion control practices within the soil
10 conservation district, the commissioners of the soil conservation
11 district shall determine as far as possible the particular lands where
12 soil erosion which prevents the conservancy district from construct-
13 ing the internal improvement is occurring and proceed in the same
14 manner as when a complaint is received under section thirty-four
15 (34) of this Act. If after six months, the commissioners of the soil
16 conservation district fail or refuse to control the soil erosion which
17 prevents the conservancy district from constructing the internal im-
18 provement, the conservancy district directors may petition the dis-
19 trict court of the county in which such soil conservation district is

20 located for a court order directing the commissioners to proceed
 21 at once to control such erosion. The court shall afford the commis-
 22 sioners or their representative an opportunity to appear and show
 23 cause why such order should not be issued.

1 SEC. 40. Chapter four hundred sixty-seven A (467A), Code 1971.
 2 is amended by adding the following new section:

3 Soil conservation districts are hereby authorized to enter into
 4 agreements with the federal government or any agency thereof, as
 5 provided by state law, or with the state of Iowa or any agency
 6 thereof, any other soil conservation district or conservancy district,
 7 or other political subdivision of this state, for cooperation in pre-
 8 venting, controlling, or attempting to prevent or control, soil erosion.
 9 Soil conservation districts may accept, as provided by state law, any
 10 money disbursed for soil erosion control purposes by the federal gov-
 11 ernment or any agency thereof, and expend such money for the pur-
 12 poses for which it was received.

1 SEC. 41. Section four hundred sixty-seven B point one (467B.1),
 2 Code 1971, is amended as follows:

3 **467B.1 Authority of board.** Whenever any county, soil conserva-
 4 tion district, subdistrict of a soil conservation district, *conservancy*
 5 *district*, political subdivision of the state, or other local agency shall
 6 engage or participate in any project for flood or erosion control,
 7 flood prevention, or the conservation, development, utilization, and
 8 disposal of water, in co-operation with the federal government, or
 9 any department or agency thereof, the counties in which said project
 10 shall be carried on shall have the jurisdiction, power, and au-
 11 thority through the board of supervisors to construct, operate and
 12 maintain said project on lands under the control or jurisdiction of
 13 the county whenever dedicated to county use, or to furnish finan-
 14 cial and other assistance in connection with said projects. Such
 15 flood, soil erosion control, and watershed improvement projects shall
 16 be presumed to be for the protection of the tax base of the county,
 17 for the protection of public roads and lands, and for the protection
 18 of the public health, sanitation, safety, and general welfare.

1 SEC. 42. Section four hundred sixty-seven B point two (467B.2),
 2 Code 1971, is amended as follows:

3 **467B.2 Federal aid.** Any county may, in accordance with provi-
 4 sions of this chapter, accept federal funds for aid in any project for
 5 flood, or soil erosion control, flood prevention, or the conservation,
 6 development, utilization, and disposal of water, and may co-operate
 7 with the federal government or any department or agency thereof,
 8 soil conservation districts, subdistricts of a soil conservation district,
 9 *conservancy district*, political subdivision of the state, or other local
 10 agency, and the county may assume such proportion of the cost of the
 11 project as deemed appropriate, and may assume the maintenance
 12 cost of the same on lands under the control or jurisdiction of the
 13 county as will not be discharged by federal aid or grant.

1 SEC. 43. Section four hundred sixty-seven B point three
 2 (467B.3), Code 1971, is amended as follows:

3 **467B.3 Co-operation.** The counties and soil conservation dis-
 4 tricts, subdistricts of soil conservation districts concerned, *and con-*

5 *servancy districts* shall advise and consult with each other, upon
 6 the request of [either party] *any of them* or of any affected land-
 7 owners, and shall be authorized to co-operate with each other or
 8 with other state subdivisions, or instrumentalities, and affected land-
 9 owners, as well as with the federal government or any department
 10 or agency thereof, to construct, operate, and maintain suitable proj-
 11 ects for flood or soil erosion control, flood prevention, or the con-
 12 servation, development, utilization, and disposal of water on public
 13 roads or other public lands or other land granted county use.

1 SEC. 44. Section four hundred sixty-seven B point five (467B.5),
 2 Code 1971, is amended as follows:

3 **467B.5 Maintenance cost.** Where construction of projects has
 4 been completed by the soil conservation district, subdistricts of soil
 5 conservation districts, *conservancy districts*, political subdivisions of
 6 the state, or other local agencies, or the federal government, or any
 7 department or agency thereof on private lands under the easement
 8 granted to the county, only the cost of maintenance may be as-
 9 sumed by the county.

1 SEC. 45. Section four hundred sixty-seven B point ten (467B.10),
 2 Code 1971, is amended as follows:

3 **467B.10 Assumption of obligations.** This chapter contemplates
 4 that actual direction of the project, or projects, and the actual work
 5 done in connection therewith, will be assumed by the soil conserva-
 6 tion district, subdistrict of a soil conservation district, *conservancy*
 7 *district*, or by the federal government and that the county or other
 8 state subdivisions or instrumentalities jointly will meet the obliga-
 9 tion required for federal co-operation and may make proper com-
 10 mitment for the care and maintenance of the project after its com-
 11 pletion for the general welfare of the public and residents of the
 12 respective counties.

1 SEC. 46. This Act shall take precedence over any other statute
 2 of this state found in conflict herewith.

Approved May 28, 1971.

Italics indicate new material added to existing statutes; brackets indicate deletions from existing statutes.
 However, see Editor's note, page iii.

CHAPTER 228

WATER POWER USE BY CONDEMNATION REPEALED

H. F. 26

AN ACT relating to the use of eminent domain for the development or utilization of water or water power for manufacturing, power, industrial and recreational purposes.

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

1 SECTION 1. Sections four hundred sixty-nine point seventeen
 2 (469.17), four hundred sixty-nine point eighteen (469.18), four hun-
 3 dred sixty-nine point nineteen (469.19), four hundred sixty-nine point
 4 twenty (469.20), four hundred sixty-nine point twenty-one (469.21),
 5 and four hundred sixty-nine point twenty-two (469.22), Code 1971,
 6 are repealed.

Approved May 5, 1971.