

15 1. The discounted present market value of the contract offer, in-
 16 cluding the cash down payment, shall exceed one hundred ten percent
 17 of the highest cash offer submitted for the tract if a cash offer is re-
 18 ceived. The discount rate shall be the rate of interest stated in the
 19 contract.

20 2. The cash down payment shall be equal to or in excess of five per-
 21 cent of the total purchase price.

22 3. The term of the contract shall not exceed ten years.

23 4. The rate of interest stated in the contract shall not be less than
 24 the prevailing rate of interest charged on contract land sales by sellers
 25 in the county or general area in which the tract of land is located.

26 5. The state highway commission shall advertise for cash bids and
 27 contract offers before accepting a contract offer.

28 6. The appraised value of property sold under a land contract sale
 29 shall be at least five thousand dollars.

30 7. Any tract of land sold on contract shall be listed on the tax rolls
 31 by and taxed to the contract purchaser, as provided in chapters four
 32 hundred twenty-eight (428) and four hundred forty-three (443) of
 33 the Code; assessed and valued as provided in chapter four hundred
 34 forty-one (441) of the Code; taxes levied as provided in chapter four
 35 hundred forty-four (444) of the Code; collected as provided in chap-
 36 ter four hundred forty-five (445) of the Code; and subject to tax
 37 sale, redemption, and apportionment of taxes as provided in chapters
 38 four hundred forty-six (446), four hundred forty-seven (447), and
 39 four hundred forty-eight (448) of the Code. It shall be the duty of
 40 the contract purchaser to discharge and pay all taxes.

41 If any tract of land is sold, the sale shall be subject to the right of
 42 a utility association, company, or corporation to continue in posses-
 43 sion of a right of way in use at the time of the sale.

Approved May 27, 1974

CHAPTER 1179

HIGHWAY CHANGES IN ROADS AND STREAMS

H. F. 59

AN ACT relating to changes in roads, streams, or dry runs giving the state highway commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A (455A) of the Code applicable.

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

1 SECTION 1. Section three hundred six point twenty-seven (306.27),
 2 Code 1973, is amended to read as follows:

3 **306.27 Changes for safety, economy, and utility.** *The state high-*
 4 *way commission as to primary roads and the boards of supervisors as*
 5 *to secondary roads on their own motion may change the course of any*
 6 *part of any secondary road or stream, watercourse, or dry run, and*
 7 *may pond water within any county in order to avoid the construction*
 8 *and maintenance of bridges, or to avoid grades, or railroad crossings,*
 9 *or to straighten any secondary road, or to cut off dangerous corners,*

10 turns, or intersections on the highway, or to widen any secondary road
 11 above statutory width, or for the purpose of preventing the encroach-
 12 ment of a stream, watercourse, or dry run upon such highway. *The*
 13 *commission shall conduct its proceedings to accomplish the above in*
 14 *the manner and form prescribed in chapter four hundred seventy-two*
 15 *(472) of the Code, and the board of supervisors shall use the form*
 16 *prescribed in sections three hundred six point twenty-eight (306.28)*
 17 *through three hundred six point thirty-seven (306.37) of the Code.*
 18 *All such changes shall be subject to the provisions of chapter four*
 19 *hundred fifty-five A (455A) of the Code.*

1 SEC. 2. This Act, being deemed of immediate importance, shall
 2 take effect and be in force from and after its publication in The Mount
 3 Vernon Hawkeye-Record and The Lisbon Herald, a newspaper pub-
 4 lished in Mount Vernon, Iowa, and in The Monroe County News, a
 5 newspaper published in Albia, Iowa.

Approved April 10, 1974

I hereby certify that the foregoing Act, House File 59, was published in The Mount
 Vernon Hawkeye-Record and The Lisbon Herald, Mount Vernon, Iowa, April 18, 1974,
 and in The Monroe County News, Albia, Iowa, April 15, 1974.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 1180

DEPARTMENT OF TRANSPORTATION

S. F. 1141

AN ACT to create a state department of transportation by transferring certain duties
 of the state highway commission, Iowa aeronautics commission, Iowa reciprocity
 board, Iowa state commerce commission, and the department of public safety to a
 state department of transportation, relating to the dimensions of vehicles, and mak-
 ing coordinating amendments to the Code, including penalty provisions.

WHEREAS, it is the public policy of this state that the general welfare,
 economic growth, job mobility, convenience, stability, and well-being of the
 citizens of the state can best be served by a coordinated transportation
 policy to assure adequate, safe, and efficient transportation facilities and
 services, and

WHEREAS, in order to accomplish this goal, the general assembly finds
 that it is necessary to recognize the executive branch of government and
 to combine and transfer the duties and functions of certain existing state
 agencies into a state department of transportation created by this Act, and

WHEREAS, that in the reorganization of the executive branch of gov-
 ernment relative to the reorganization and regulation of the railroad in-
 dustry, it shall be the policy of the state that a complete study and survey
 of the problems of coordination with the federal law, rules and regulations
 be made, including equalization of taxation, preemption and conflict of
 authority, authorization and justification for use and application of state
 and local funds, the improvement of rail facilities through modernizing,
 regulation and competition, continuation and improvement of service to the
 shipping public, and