CHAPTER 98
UNUSED HIGHWAY RIGHT OF WAY
S. F. 158

AN ACT relating to the disposition of unused highway right of way.

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

Section 1. Section 306.23, Code 1981, is amended to read as follows:

306.23 NOTICE--PREFERENCE OF SALE. Notice For the sale of unused right
of way, except right of way under the jurisdiction of a county, notice of
intention to sell such the tract, parcel, or piece of land, or part thereof,
must, not less than ten days prior to the sale thereof, be sent by certified
mail, by the agency in control of such the land, to the last known address of
the present owner of adjacent land from which said the tract, parcel, piece
of land or part thereof, was originally bought or condemned for highway
purposes, and if located in a city, to the mayor thereof. Said The notice
shall give an opportunity to the present owner of adjacent property to be
heard and make offers for the tract, parcel or piece of land to be sold, and
if such the offer is equal to or exceeds in amount any other offer received,
it shall be given preference by the board agency in control of said the land.
Neglect or failure for any reason, to comply with the provisions-of-said the*
notice, shall in no way prevent the giving of a clear title to the purchaser
of said the tract, parcel or piece of land. A county shall dispose of unused
right of way in the manner specified under section 332.3, subsection 13.

Approved May 5, 1981

CHAPTER 99
TRANSPORTATION DEPARTMENT TRANSFER OF RIGHT OF WAY
H. F. 164

AN ACT to authorize the state department of transportation to transfer unused
   right of way by quit claim deed to a county for the use and benefit of the
   county conservation board.

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

Section 1. Section 306.42, subsection 2, Code 1981, is amended to read as
follows:

2. The state department of transportation shall transfer by quit claim
deed to the county or to the city having jurisdiction over a road, all of the

---
*According to enrolled Act