

LOCAL GOVERNMENT: Waldstein, Chair: C. Miller and Lind

SENATE FILE 393
BY WALDSTEIN

FILED MAR 6 1985

Passed Senate, Date 3-29-85 (p.1123) Passed House, Date 4-16-85 (p.1588)
Vote: Ayes 44 Nays 1 Vote: Ayes 83 Nays 7
Approved May 9, 1985

A BILL FOR

1 An Act relating to the fee for transferring real estate by
2 the county auditor.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
S-3453 SENATE FILE 393

1 Amend Senate File 393 as follows:
2 1. Page 1, by striking lines 4 through 13 and
3 inserting the following:
4 "a. For a transfer of property made in the
5 transfer records, five dollars of each separate parcel
6 of real estate described in a deed, or transfer of
7 title certified by the clerk of the district court.
8 However, the fee shall not exceed fifty dollars for a
9 transfer of property which is described in one
10 instrument of transfer.
11 (1) For the purposes of this paragraph, a parcel
12 of real estate includes:
13 (a) For real estate located outside of the
14 corporate limits of a city, all contiguous land lying
15 within a numbered section.
16 (b) For real estate located within the corporate
17 limits of a city, all contiguous land lying within a
18 platted block or subdivision.
19 (2) Within a numbered section, platted block, or
20 subdivision, land separated only by a public street,
21 alley, or highway remains contiguous."

S-3453 Filed March 22, 1985 By WALDSTEIN
(Adopted 3/29/85 (p. 1122))

1 Section 1. Section 331.507, subsection 2, paragraph a,
2 Code 1985, is amended by striking the paragraph and inserting
3 in lieu thereof the following:

4 a. For a transfer of property made in the transfer
5 records, five dollars for each separate parcel of real estate
6 described in a deed or transfer of title certified by the
7 clerk. However, if more than ten parcels of real estate are
8 described in one instrument and the parcels are contiguous or
9 separated only by a public street or highway, the fee shall
10 not exceed fifty dollars. A parcel of real estate located
11 outside of the corporate limits of a city includes all
12 unplatted land described in a deed or transfer of title lying
13 within one numbered section of land.

14 EXPLANATION

15 This bill provides for a transfer fee of five dollars for
16 each separate parcel of real estate described in a deed or
17 transfer of title certified by the clerk of the district
18 court. The total fee is limited to fifty dollars if more than
19 ten parcels are described in the same transfer instrument and
20 the parcels are contiguous or separated only by a public
21 street or highway. The bill restores to paragraph "a" the
22 wording used in the 1983 Code.

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Local Government: O'Kane, Chair, Beatty and Renken.

SENATE FILE 393

BY WALDSTEIN

(AS AMENDED AND PASSED BY THE SENATE MARCH 29, 1985)

Passed Senate, Date 3-29-85 (p. 1123) Passed House, Date 4-16-85 (p. 1588)

Vote: Ayes 44 Nays 1 Vote: Ayes 83 Nays 7

Approved May 9, 1985

A BILL FOR

1 An Act relating to the fee for transferring real estate by
2 the county auditor.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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_____ = New Language
by the Senate

1 Section 1. Section 331.507, subsection 2, paragraph a,
2 Code 1985, is amended by striking the paragraph and inserting
3 in lieu thereof the following:

4 a. For a transfer of property made in the transfer
5 records, five dollars of each separate parcel of real estate
6 described in a deed, or transfer of title certified by the
7 clerk of the district court. However, the fee shall not
8 exceed fifty dollars for a transfer of property which is
9 described in one instrument of transfer.

10 (1) For the purposes of this paragraph, a parcel of real
11 estate includes:

12 (a) For real estate located outside of the corporate
13 limits of a city, all contiguous land lying within a numbered
14 section.

15 (b) For real estate located within the corporate limits of
16 a city, all contiguous land lying within a platted block or
17 subdivision.

18 (2) Within a numbered section, platted block, or
19 subdivision, land separated only by a public street, alley, or
20 highway remains contiguous.

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(2) Within a numbered section, platted block, or subdivision, land separated only by a public street, alley, or highway remains contiguous.

SENATE FILE 393

AN ACT
RELATING TO THE FEE FOR TRANSFERRING REAL ESTATE BY THE
COUNTY AUDITOR.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 331.507, subsection 2, paragraph a, Code 1985, is amended by striking the paragraph and inserting in lieu thereof the following:

a. For a transfer of property made in the transfer records, five dollars of each separate parcel of real estate described in a deed, or transfer of title certified by the clerk of the district court. However, the fee shall not exceed fifty dollars for a transfer of property which is described in one instrument of transfer.

(1) For the purposes of this paragraph, a parcel of real estate includes:

(a) For real estate located outside of the corporate limits of a city, all contiguous land lying within a numbered section.

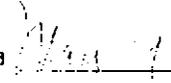
(b) For real estate located within the corporate limits of a city, all contiguous land lying within a platted block or subdivision.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 393, Seventy-first General Assembly.

K. MARIE SHAYER
Secretary of the Senate

Approved  1985

TERRY E. BRANSTAD
Governor