

*See Conference 4/2/81
Do Pass 4/15/81 (p. 1251)*

HOUSE FILE 757

BY COMMITTEE ON CITIES

(Formerly House File 426)

MAR 16 1981

Place On Calendar

Passed House, Date 3-20-81 (p. 915) Passed Senate, Date 4-24-81 (p. 1424)

Vote: Ayes 78 Nays 0 Vote: Ayes 40 Nays 0

Approved May 5, 1981

A BILL FOR

1 An Act relating to easements for certain sewer, water, or
2 gas or power lines within a city.

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

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757

1 Section 1. NEW SECTION. EASEMENT CONTINUANCE. If a city
2 exercised a right to an easement on property before January
3 1, 1950 for the establishment of water, sewer, or gas or power
4 lines, the city has acquired the right to exercise a continuing
5 easement on that property to the extent necessary for repair
6 and maintenance of those lines.

7 EXPLANATION

8 This bill provides that if a city exercised the right to
9 an easement on property when establishing a water, sewer,
10 or gas or power line before January 1, 1950, the city has
11 acquired the right to exercise a continuing easement on that
12 property as needed for repair and maintenance of those lines.
13 The city of Lenox installed these utility lines more than
14 thirty years ago, but a record of the city acquiring easements
15 for the lines cannot be found. This bill takes effect July
16 1 following its enactment.

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AN ACT
RELATING TO EASEMENTS FOR CERTAIN SEWER, WATER, OR GAS OR
POWER LINES WITHIN A CITY.

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

Section 1. NEW SECTION. EASEMENT CONTINUANCE. If a city exercised a right to an easement on property before January 1, 1950 for the establishment of water, sewer, or gas or power lines, the city has acquired the right to exercise a continuing easement on that property to the extent necessary for repair and maintenance of those lines.

DELWYN STROMER
Speaker of the House

TERRY E. BRANSTAD
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 757, Sixty-ninth General Assembly.

PAT H. HARPER
Chief Clerk of the House

Approved 5/5, 1981

ROBERT D. RAY
Governor