

erty within the district, in accordance with said new classification and apportionment. *Any assessment made under this section on any tract, parcel or lot within the district which is computed at less than two dollars shall be fixed at the sum of two dollars.*

SEC. 6. Section four hundred fifty-five point seventy-nine (455.79), Code 1971, is amended as follows:

455.79 **Interest—place of payment.** Such certificates shall bear interest not to exceed [five] *seven* percent per annum, payable annually, and shall be paid by the taxpayer to the county treasurer, who shall receipt for the same and cause the amount to be credited on the certificate issued therefor.

SEC. 7. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Hardin County Index, a newspaper published in Eldora, Iowa, and in The Daily Freeman-Journal, a newspaper published in Webster City, Iowa.

Approved May 27, 1971.

I hereby certify that the foregoing Act, Senate File 205, was published in the Hardin County Index, Eldora, Iowa, June 4, 1971, and in The Daily Freeman-Journal, Webster City, Iowa, June 3, 1971.

MELVIN D. SYNHORST, *Secretary of State.*

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

## CHAPTER 224

### LEVEE AND DRAINAGE DISTRICTS

#### H. F. 503

AN ACT relating to levee and drainage districts.

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

SECTION 1. Section four hundred fifty-five point one hundred twenty-eight (455.128), Code 1971, is amended as follows:

455.128 **Annexation of additional lands.** After the establishment of a levee or drainage district, if the board becomes convinced that additional lands *contiguous to the district, and without regard to county boundaries*, are benefited by the improvement or that the same are then receiving benefit or will be benefited by a repair or improvement to said district as contemplated in section 455.135, it may adopt, with or without a petition from owners of the proposed annexed lands, a resolution of necessity for the annexation of such additional land and appoint an engineer with the qualifications provided in this chapter to examine such additional lands, to make a survey and plat thereof showing their relation, elevation, and condition of drainage with reference to such established district, and to make and file with the auditor a report as in this chapter provided for the original establishment of such district, said report to specify the character of the benefits received.

*In the event the additional lands are a part of an existing drainage district, as an alternative procedure to that established by the forego-*

20 *ing provisions of this section, the lands may be annexed in either of*  
 21 *the following methods:*

22 1. *A petition, proposing that the lands be included in a contiguous*  
 23 *drainage district and signed by at least twenty percent of the land-*  
 24 *owners of those lands to be annexed, shall be filed with the governing*  
 25 *board of each affected district.*

26 *The board of the district in which the lands are presently included*  
 27 *may, at its next regular meeting or at a special meeting called for that*  
 28 *purpose, adopt a resolution approving and consenting to the annexa-*  
 29 *tion; or*

30 2. *Whenever the owners of all of the land proposed to be annexed*  
 31 *file a petition with the governing boards of the affected districts, the*  
 32 *consent of the board in which the lands are then located shall not be*  
 33 *required to consent to the annexation, and the board of the annexing*  
 34 *district may proceed as provided in this section.*

35 3. *If either method of annexation provided for in subsections one*  
 36 *(1) and two (2) of this section is completed, the board of the district*  
 37 *to which the lands are to be annexed may adopt a resolution of neces-*  
 38 *sity for the annexation of the additional lands, as provided in this*  
 39 *section.*

1 SEC. 2. Section four hundred fifty-five point one hundred twenty-  
 2 nine (455.129), Code 1971, is amended as follows:

3 **455.129 Proceedings on report.** If such report recommends the an-  
 4 nexation of such lands or any portion thereof, the board shall con-  
 5 sider such report, plats, and profiles and if satisfied that any of such  
 6 lands are materially benefited by the district and that such annexation  
 7 is feasible, expedient, and for the public good, it shall proceed in all  
 8 respects as to notice, hearing, appointment of appraisers to fix dam-  
 9 ages and as to hearing thereon; and (if such annexation is finally  
 10 made), as to classification and assessment of benefits *to the annexed*  
 11 *lands only*, to the same extent and in the same manner as provided in  
 12 the establishment of an original district. [All parties] *Those parties*  
 13 *having an interest in the lands proposed to be annexed* shall have the  
 14 right to receive notice, to make objections, to file claims for damages,  
 15 to have hearing, to take appeals and to do all other things to the same  
 16 extent and in the same manner as provided in the establishment of an  
 17 original district.

Approved June 30, 1971.

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

## CHAPTER 225

### REGULATED USE OF GROUND WATER

#### H. F. 605

AN ACT relating to the regulated use of ground water.

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

1 SECTION 1. Section four hundred fifty-five A point one (455A.1),  
 2 unnumbered paragraph eleven (11), Code 1971, is amended as follows:  
 3 "Nonregulated use" means the use of water for ordinary household