

## CHAPTER 229

## FLOOD AND EROSION CONTROL

S. F. 518

AN ACT relating to the condemnation of property by the county for flood and erosion control projects.

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

1 SECTION 1. Section four hundred seventy-one point four (471.4),  
 2 subsection one (1), Code 1971, is amended as follows:  
 3 1. Counties. Upon all counties for such lands as are reasonable and  
 4 necessary for the erection of courthouses or jails or any other build-  
 5 ings or additions to buildings which the county has statutory power  
 6 to erect, construct or make additions, *for projects provided for in*  
 7 *chapter four hundred sixty-seven B (467B) of the Code*, and the con-  
 8 struction, improvement or maintenance of highways, and for the  
 9 carrying out of plans for the acquisition of land advanced by a county  
 10 conservation board, and approved by the state conservation commis-  
 11 sion as provided in section 111A.4; providing further, it would not  
 12 completely prevent development of the conservation project, this  
 13 authority shall not apply to any improved private property used as a  
 14 residence or living quarters for a period of one year, not to exceed two  
 15 acres, or if jointly owned, not to exceed two acres per residential unit,  
 16 unless subsequently abandoned for use for such purposes. Temporary  
 17 unoccupancy shall not be construed as abandonment. Wherever the  
 18 county has the right to take private property for public use, it also  
 19 has the right to contract for options for the purchase of said land.

Approved June 7, 1971.

## CHAPTER 230†

## LAND DESCRIPTION AFTER CONDEMNATION

H. F. 25

AN ACT relating to a description of land remaining after condemnation or purchase in lieu of condemnation.

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

1 SECTION 1. Section four hundred seventy-one point twenty  
 2 (471.20), Code 1971, is amended as follows:  
 3 471.20 **Description of land furnished.** Whenever any person,  
 4 state department, or political subdivision takes title to land in fee  
 5 simple for a public use by condemnation or by purchase in lieu of  
 6 condemnation, the purchaser shall furnish to the owner of the land  
 7 a legal description of the part taken and a legal description of the  
 8 remainder which is compatible with the existing abstract description  
 9 of the entire tract of land. For the purposes of this section a center  
 10 line description is compatible only when it contains reference points  
 11 which are a part of and tied to the abstract description.

Approved April 1, 1971.

†See Editor's note, page iii.