

A BILL

FOR AN ACT PRESCRIBING THE DUTIES OF COUNTY SURVEYOR AND PROVIDING FOR HIS COMPENSATION.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That all county surveyors shall be competent surveyors or civil engineers, and shall give such reasonable bonds for the faithful performance of their duties as shall be required of them by the county board of supervisors of their respective counties, who shall be reasonably satisfied of their qualifications before approving their bonds.

SEC. 2. *First.* That the county surveyor shall make all surveys of roads and highways in his county, as required by sections 927 and 964, and keep a record of such surveys. *Second,* he shall properly locate and survey the position of all highway bridges and cattle crossings in the county, ordered by the county board of supervisors or by its bridge committee, and make a proper record of the same, marking the position of each bridge or crossing on the county "Plat Book" of highways. *Third,* he shall make such other surveys of highways and of real estate belonging to the county as required by the county board of supervisors. *Fourth,* he shall have charge of all records of highways, and shall perform the duties in regard thereto, heretofore required of the county auditor, in sections 920 to 968 inclusive, of chapter 1, title VII, of the "Code" of 1873, and in the amendments thereto, and such other duties as are thereby required, excepting so much of section 961 as relates to the duties of the county auditor in regard to transcript of the action of the county board of supervisors in cases of appeal. *Fifth,* he shall make such plats in Plat Book of Highways, as is required by law in section 967, of the Code of 1873, if it has not heretofore been done, and furnish the township clerk of each township in the county with a certified copy of the plat of his township, as required by law. *Sixth,* he shall prepare and keep for the use of the county board of supervisors, of the public, a correct abstract of all the highways in the county, as found recorded in the county archives, which abstract shall show the number and name of each road, its location by township and range, the name of principal petitioner, when known, with date of year and month petitioned for; the commissioner's name, and report the surveyor's name, when known; the final action in regard to the road, and date of same; the page and book, if platted, with appropriate mention of the page and record in which such action is recorded, with such subsequent alterations, vacation, or other action taken and established in regard to the same. The stationery, books and office for the per-

25 formance of which duties are to be provided for by the county board of supervisors, as for
26 other county officers. *Seventh*, when deemed necessary by the surveyor, on request of par-
27 ties interested, he may appoint a time to hear any road case, at some place convenient for
28 the parties interested in said road, near the location of said road, of which he shall give at
29 least sixty days' notice of time and place, as required in other road cases, and there hear
30 such objections to, or reasons for, such action as was petitioned for or reported on by com-
31 missioner in regard to such road case, and report the same, with his action thereon, to the
32 county board of supervisors at their next regular meeting. *Eighth*, he shall make such
33 homestead surveys and plats thereof, as requested to, by the sheriff, reporting costs of same,
34 including traveling expenses to the sheriff who shall tax them up, and collect with other
35 costs in the case. *Ninth*, he shall perform all other duties required of him by law county
36 surveyor.

SEC. 3. The county surveyor is hereby authorized to make all such surveys of lands and
2 lots in the county as he may called on to make by the owners thereof, and such survey shall
3 be deemed correct until proved to be otherwise ; but all such surveys must be made in ac-
4 cordance with the laws of the United States in regard to surveys of public lands, and in
5 accordance with the instructions of the Surveyor General of the United States and of the
6 laws of Iowa ; and he shall make a record of all such surveys. And he is hereby author-
7 ized to collect for making such surveys and plats thereof a per diem not to exceed the rate
8 of fifty cents an hour for the time necessarily occupied in making such survey or plats
9 thereof, which charge shall be lien on the lands of the parties requesting such survey to be
10 made. He shall also receive a mileage of ten cents per mile for distances necessarily trav-
11 eled in going to and from surveys in the county to be paid out of the county treasury.

SEC. 4. That the county surveyor shall receive out of the county treasury such monthly
2 salary of not less than fifty dollars per month, as the county board of supervisors may
3 allow, as compensation for the performance of his public duties, also an allowance of ten
4 cents per mile for distances necessary travelled in going to and from road and land surveys
5 at the order of the county board of supervisors and their committees.

SEC. 5. That the county surveyor shall have a fee book in which he shall keep a record
2 of all per diem fees received by him in the performance of his duties as surveyor, and so
3 much of the amount thereof as is in excess of four dollars per day for the time necessarily
4 employed in performing his public official duties, may be deducted from his regular monthly
5 salary at the option of the county board of supervisors.

SEC. 6. That sections 920 to 968 inclusive, of the Code of 1873, be amended and is hereby
2 amended by substituting for the words " auditor " or " county auditor " the words " county
3 surveyor," excepting in section 961 in regard to transcripts, which is hereby amended by in-
4 serting after the word " auditor " the words " county surveyor, each."

SEC. 7. That section 930, of the Code of 1873, be amended and the same is hereby amended
2 by omitting in the first line of said section, the words "any commissioner other than the
3 county surveyor," and inserting in lieu thereof the words "the commissioner."

SEC. 8. That section 929 of the Code of 1873 be amended, and the same is hereby amended
2 by omitting from said section, all after the first clause in said section, and inserting in lieu
3 thereof the following: He shall notify the county surveyor, who shall accurately survey
4 the line of the proposed highway, and cause it to be plainly marked out, and make and
5 place on file in his office a report of said survey, including a correct plat and field notes
6 thereof and furnish a copy of said plat and field notes to the commissioner.

SEC. 9. All acts and part of acts inconsistent herewith are hereby repealed.