

Reported Recommending
Ind. Postponed
Passed House
Failed to Pass House
Passed Senate
Failed to Pass Senate

Senate File 101

January 24, 1947.
Passed on File.

By CLEM.

A BILL FOR

An Act to amend section four hundred fifty-five point one hundred forty-two (455.142), four hundred fifty-five point one hundred forty-three (455.143), four hundred fifty-five point one hundred forty-four (455.144), and four hundred fifty-five point one hundred forty-five (455.145), Code 1946, relating to the clean-out of an outlet drainage districts outletting into said outlet ditch, and providing for notice and hearing of said clean-out and said assessment.

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

1 Section 1. Section four hundred fifty-five point one
2 hundred forty-two (455.142), Code 1946, is amended by inserting
3 after the period (.) following the figures "455.141" in the
4 ninth (9) line of said section, the sentence "After said board
5 has decided that such work should be done, it shall fix a date
6 for hearing on its decision, and it shall give two (2) weeks
7 notice thereof by registered mail to the auditor of the county
8 wherein the land to be assessed for such work is located, and
9 said county auditor shall thereupon immediately notify the
10 board or boards of trustees of the districts having supervision
11 thereof, as to said hearing on said contemplated work."

1 Sec. 2. Section four hundred fifty-five point one hundred

2 forty-three (455.143), Code 1946, is amended by inserting after
3 the comma (,) following the word "engineer" in line five (5)
4 of said section, the words "such commissioners appointed shall
5 not be residents of the county in which said districts are
6 located, nor shall any member thereof have any interest in
7 land in any districts affected by the contemplated work".

1 Sec. 3. Section four hundred fifty-five point one hundred
2 forty-three (455.143), code 1946, is further amended by striking
3 the word "to" in line five of said section and by substituting
4 in lieu thereof the words "such commission shall".

1 Sec. 4. Section four hundred fifty-five point one hundred
2 forty-four (455.144), Code 1946, is amended by adding to the
3 end thereof the following: "On the filing of said report, the
4 board shall fix a time for hearing thereon, and it shall give
5 notice thereof to the auditor of the county in which the land
6 to be assessed for such work is located in the time and manner
7 provided in section four hundred fifty-five point one hundred
8 forty-two (455.142), Code 1946; said county auditor shall
9 thereupon immediately notify the board of supervisors, and
10 board or boards of trustees of the districts having supervision
11 thereof, as to said hearing on said commissoners' report".

1 Sec. 5. Section four hundred fifty-five point one hundred
2 forty-five (455.145), Code 1946, is amended by adding to the end
3 of said section the following: "After the final order of the
4 board herein has been made, said board shall notify the county
5 auditor, in the time and manner as provided in the two preceding

6 sections, of said order, and said county auditor shall notify
7 the board of supervisors, and said board or boards of trustees,
8 of said final order. Said board of supervisors and said board
9 or boards of trustees, if aggrieved by said final order, may
10 appeal therefrom to the district court of the county in which
11 any of the district affected thereby is located.”

1 Sec. 6. Any such appeal shall be taken, perfected and
2 conducted in the time and manner provided in sections four
3 hundred fifty-five point ninety-three (455.93), four hundred
4 fifty-five point ninety-four (455.94), four hundred fifty-five
5 point ninety-five (455.95), four hundred fifty-five point
6 ninety-six (455.96), four hundred fifty-five point ninety-seven
7 (455.97) and four hundred fifty-five point ninety-eight (455.98),
8 Code 1946, for appeals contemplated by said sections.