

February 19, 1951.  
Judiciary No. 2.

**House File 462**

By BROWN, OLSON, HANSEN of Carroll,  
PATRICK (Watson of Pottawattamie).

Passed House, Date .....

Vote: Ayes..... Nays.....

Passed Senate, Date.....

Vote: Ayes..... Nays.....

Approved .....

**A BILL FOR**

An Act to amend section four hundred eighty-nine point fourteen (489.14), Code 1950, relating to eminent domain for electric transmission lines, and extending such right to non-profit cooperatives and cooperatives operating for profit, and further providing for an increase in the amount of land that may be condemned.

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

1 Section 1. That section four hundred eighty-nine point  
2 fourteen (489.14) Code 1950 be amended by striking in line  
3 9 the words "one acre" and substituting in lieu thereof the  
4 words "one hundred sixty acres".

1 Sec. 2. That section four hundred eighty-nine point  
2 fourteen (489.14) be further amended by striking in line 10  
3 and 11 the words "transformer or other stations" and inserting  
4 in lieu thereof "electric power generating plants and electric  
5 substations".

1 Sec. 3. That section four hundred eighty-nine point  
2 fourteen (489.14) be further amended by inserting and adding  
3 after the period in line 12, the following: "Property such as  
4 a homestead site, cemetery, orchard or school house location

5 shall not be condemned for the purpose of erecting an electric  
6 power generating plant or electric substation.”

7 That section four hundred eighty-nine point fourteen  
8 (489.14) be further amended by inserting and adding in line  
9 15 after the comma (,) the following: “electric power generating  
10 plants or electric substations”.

#### EXPLANATION OF H. F. 462

The demand for additional electric power has grown to such an extent it is necessary to build large power plants and substations. This requires space for storing large supplies of coal and equipment. Also, space is required for private railway sidings, water cooling towers, transformers, etc. Under the present law cooperative generating plants and privately owned public utilities in the business of generating electrical energy have no right to condemn property for the location of such plants. This bill permits such condemnation but excludes homestead sites, cemeteries, orchards and school buildings.