

January 17, 1963.

Conservation.

*Passed 2/4*

*Originally passed  
2/13-63, 198 to 0*

**House File 14**

By SCHERLE, McELROY, LOSS, MILLER of Page, GITTINS, CAMP, JOHNSON, CRANE, HAGIE, MESSERLY, KNOWLES, KNOCK, HANSON of Lyon, BALLOUN, KREAGER, HIRSCH, HAGEDORN, NIELSEN of Shelby, HAGEN, DIETZ and KLUEVER.

Passed House, Date 2-15-63 Passed Senate, Date 2-14-63

Vote: Ayes 97 Nays 0 Vote: Ayes 48 Nays 0

Approved 2-18-63

*Substituted  
for S. 7. 51*

**A BILL FOR**

An Act relating to county conservation boards.

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

1 Section 1. Section one hundred eleven A point four (111A.4),  
2 subsection two (2), Code 1962, is hereby amended by striking  
3 the period in line eight (8) of said subsection and inserting  
4 the following: "and for participation in watershed and flood  
5 control programs for the purpose of increasing the recreational  
6 resources of the county."

1 Sec. 2. Section one hundred eleven A point four (111A.4),  
2 Code 1962, is further amended by adding a new subsection as  
3 follows:  
4 "To participate in watershed projects of soil conservation  
5 districts and the federal government for the purpose of  
6 increasing the recreational resources of the county."

**EXPLANATION OF HOUSE FILE 14**

Under the Federal Watershed and Flood Control Act (Public Law 566) many impoundments are being planned and created which will provide recreational benefits. Under this Act local sponsoring groups must furnish the lands or easements to lands that will be covered by these impoundments. Watershed districts usually depend upon individual landowners to contribute the necessary lands or easements for the projects on their lands. Many of these impoundments are of such size that a landowner cannot afford to donate the land or the use of the land needed for the project. In many cases it creates a burden on the watershed district to acquire all the land that will be inundated. Because these larger impoundments will provide some public recreation, the county conservation boards are in some cases willing to acquire and develop the lands and water area for recreational use. However, the attorney general in an opinion dated February 3, 1960, has ruled that there is no authorization under chapter 111A of the Code for a county conservation board to participate in these watershed and flood control projects.

The purpose of this bill is to provide the legal authority for county conservation

boards to participate in watershed and flood control projects of soil conservation districts and the federal government for the purpose of increasing the recreational resources of the county.

---

HOUSE FILE 14

- 1 Amend House File 14 as follows:
- 2 1. Section one (1), line four (4), by inserting after the
- 3 word "watershed" the following: ", drainage".
- 4 2. Section two (2), line five (5), by inserting after the
- 5 word "government" the following: "and in projects of drainage
- 6 districts organized under the provisions of chapters four
- 7 hundred fifty-five (455), four hundred fifty-seven (457),
- 8 four hundred sixty-one (461), four hundred sixty-six (466)
- 9 and four hundred sixty-seven C (467C) of the Code".

Filed

February 1, 1963.

*adopted 2/13*

SCHERLE of Mills.

---

HOUSE FILE 14

- 1 Amend House File 14 by adding a new section as follows:
- 2 Section four hundred fifty-five point one hundred
- 3 fifty-seven (455.157), Code 1962, is hereby amended by adding
- 4 to said section the following:
- 5 Provided, however, that no drainage district or districts
- 6 shall be charged any of the cost for land or work done outside
- 7 this state unless previously agreed to by the board of
- 8 supervisors or trustees of all of the drainage districts
- 9 which will be assessed.

Filed

February 12, 1963.

*adopted 2/13*

GOODE of Davis.

---

HOUSE FILE 14

- 1 Amend the title to House File 14 by adding after the
- 2 word "boards" the following: "and the powers of boards of
- 3 supervisors and trustees of certain drainage districts".

Filed and adopted

February 13, 1963.

SCHERLE of Mills.

HOUSE FILE 14

1 Amend House File 14 by adding thereto the following new  
2 sections:  
3 1. Section one hundred eleven A point one (111A.1), Code  
4 1962, is hereby amended by striking from line two (2) the word  
5 "conservation" and inserting in lieu thereof the word "recrea-  
6 tion".  
7 2. Section one hundred eleven A point two (111A.2), Code  
8 1962, is hereby amended as follows:  
9 a. By striking from line six (6) the word "conservation"  
10 and inserting in lieu thereof the word "recreation".  
11 b. By striking from line nine (9) the word "conservation"  
12 and inserting in lieu thereof the word "recreation".  
13 c. By striking from lines eleven (11) and twelve (12) the  
14 word "conservation" and inserting in lieu thereof the word  
15 "recreation".  
16 d. By striking from line thirty-three (33) the word "con-  
17 servation" and inserting in lieu thereof the word "recreation".  
18 3. Section one hundred eleven A point three (111A.3), Code  
19 1962, is hereby amended as follows:  
20 a. By striking from lines fourteen (14) and fifteen (15)  
21 the word "conservation" and inserting in lieu thereof the word  
22 "recreation".  
23 b. By striking from line nineteen (19) the word "conservation"  
24 and inserting in lieu thereof the word "recreation".  
25 c. By striking from line twenty-three (23) the word "con-  
26 servation" and inserting in lieu thereof the word "recreation".  
27 4. Section one hundred eleven A point four (111A.4) Code  
28 1962, is hereby amended as follows:  
29 a. By striking from lines one (1) and two (2) the word "con-  
30 servation" and inserting in lieu thereof the word "recreation".  
31 b. By striking from line twelve (12) of subsection two (2)  
32 of such section the word "conservation" and inserting in lieu  
33 thereof the word "recreation".  
34 c. By striking from line thirteen (13) of subsection two (2)  
35 of such section the word "conservation" and inserting in lieu  
36 thereof the word "recreation".  
37 d. By striking from line one (1) of subsection three (3) of  
38 such section the word "conservation" and inserting in lieu  
39 thereof the word "recreation".  
40 e. By striking from line three (3) of subsection six (6) of  
41 such section the word "conservation" and inserting in lieu  
42 thereof the word "recreation".  
43 5. Section one hundred eleven A point five (111A.5), Code  
44 1962, is hereby amended by striking from line two (2) the word  
45 "conservation" and inserting in lieu thereof the word "recrea-  
46 tion".  
47 6. Section one hundred eleven A point six (111A.6), Code  
48 1962, is hereby amended as follows:  
49 a. By striking from line seven (7) the word "conservation"  
50 and inserting in lieu thereof the word "recreation".  
51 b. By striking from lines fourteen (14) and fifteen (15)  
52 the word "conservation" and inserting in lieu thereof the word  
53 "recreation".  
54 c. By striking from line twenty (20) the word "conservation"  
55 and inserting in lieu thereof the word "recreation".  
56 d. By striking from lines twenty-two (22) and twenty-three  
57 (23) the word "conservation" and inserting in lieu thereof the  
58 the word "recreation".  
59 e. By striking from line twenty-five (25) the word "conserva-  
60 tion" and inserting in lieu thereof the word "recreation".  
61 f. By striking from lines twenty-five (25) and twenty-six (26)  
62 the word "conservation" and inserting in lieu thereof the word  
63 "recreation".  
64 g. By striking from line thirty-seven (37) the word "con-  
65 servation" and inserting in lieu thereof the word "recreation".  
66 h. By striking from line forty-five (45) the word "con-  
67 servation" and inserting in lieu thereof the word "recreation".  
68 i. By striking from line fifty-two (52) the word "conserva-  
69 tion" and inserting in lieu thereof the word "recreation".  
70 j. By striking from line seventy-nine (79) the word "con-  
71 servation" and inserting in lieu thereof the word "recreation".  
72 k. By striking from lines seventy-nine (79) and eighty (80)  
73 the word "conservation" and inserting in lieu thereof the word  
74 "recreation".

75 1. By striking from lines one hundred eleven (111) and one  
76 hundred twelve (112) the word "conservation" and inserting in  
77 lieu thereof the word "recreation".  
78 m. By striking from line one hundred twenty-seven (127) the  
79 word "conservation" and inserting in lieu thereof the word  
80 "recreation".  
81 n. By striking from line one hundred twenty-nine (129) the  
82 word "conservation" and inserting in lieu thereof the word  
83 "recreation".  
84 o. By striking from line one hundred fifty-six (156) the  
85 word "conservation" and inserting in lieu thereof the word  
86 "recreation".  
87 7. Section one hundred eleven A point seven (111A.7), Code  
88 1962, is hereby amended as follows:  
89 a. By striking from lines one (1) and two (2) the word  
90 "conservation" and inserting in lieu thereof the word "recrea-  
91 tion".  
92 b. By striking from line six (6) the word "conservation"  
93 and inserting in lieu thereof the word "recreation".  
94 c. By striking from lines fourteen (14) and fifteen (15)  
95 the word "conservation" and inserting in lieu thereof the word  
96 "recreation".  
97 d. By striking from line twenty-seven (27) the word  
98 "conservation" and inserting in lieu thereof the word "recrea-  
99 tion".  
100 8. Section one hundred eleven A point eight (111A.8), Code  
101 1962, is hereby amended by striking from line four (4) the  
102 word "conservation" and inserting in lieu thereof the word  
103 "recreation".

Filed  
February 13, 1963.

*Revised Order  
2-14-63*

By HILL.

1 Amend House File 14 as follows:  
2 1. By adding the following paragraph at the end of section 2.  
3 "Any agreement for such participation by or with a  
4 board of supervisors or trustees concerning drainage districts  
5 shall be in writing, shall be duly adopted by a resolution of the  
6 board of supervisors or trustees and shall be spread in its  
7 entirety upon the permanent records of the drainage district  
8 or districts affected."  
9 2. Amend section 3 by inserting after the word "charged" in  
10 line 5 the words "or assessed".  
11 3. Further amend section 3, lines 5 and 6 by striking "outside  
12 this state".

Filed and adopted  
February 14, 1963.

By BENEKE.