

HOUSE BILL NO. 516

INTRODUCED BY MANUEL, BENGTSON

IN THE HOUSE

JANUARY 28, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON AGRICULTURE, LIVESTOCK & IRRIGATION.

FEBRUARY 7, 1987                   COMMITTEE RECOMMEND BILL  
DO PASS.   REPORT ADOPTED.

FEBRUARY 9, 1987                   PRINTING REPORT.

FEBRUARY 10, 1987                  SECOND READING, DO PASS.

FEBRUARY 11, 1987                  ENGROSSING REPORT.

                                      THIRD READING, PASSED.  
                                      AYES, 96; NOES, 0.

                                      TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 12, 1987                  INTRODUCED AND REFERRED TO COMMITTEE  
ON AGRICULTURE, LIVESTOCK & IRRIGATION.

MARCH 9, 1987                    COMMITTEE RECOMMEND BILL BE  
CONCURRED IN.   REPORT ADOPTED.

MARCH 12, 1987                    SECOND READING, CONCURRED IN.

MARCH 14, 1987                    THIRD READING, CONCURRED IN.  
                                      AYES, 50; NOES, 0.

                                      RETURNED TO HOUSE.

IN THE HOUSE

MARCH 14, 1987                    RECEIVED FROM SENATE.

                                      SENT TO ENROLLING.

1 House BILL NO. 516  
2 INTRODUCED BY Mansuet, Bengtson  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LIMITATION  
5 ON THE AMOUNT OF A PURCHASE OR RENTAL TO WHICH AN IRRIGATION  
6 DISTRICT BOARD MAY BIND A DISTRICT WITHOUT CONSENT OF THE  
7 LANDOWNERS; AND AMENDING SECTION 85-7-1904, MCA."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 85-7-1904, MCA, is amended to read:

11 "85-7-1904. Acquisition of water and waterworks by  
12 board. (1) The board shall have power and authority to:

13 (a) appropriate water in the name of the district;

14 (b) acquire, by purchase, lease, or contract, water  
15 and water rights; additional waters and supplies of water;  
16 canals, reservoirs, dams, and other works already  
17 constructed or in the course of construction; and

18 (c) acquire by purchase, lease, contract,  
19 condemnation, or other legal means:

20 (i) lands and rights in lands for rights-of-way, for  
21 reservoirs, for the storage of needful waters, and for dam  
22 sites and necessary appurtenances; and

23 (ii) such other lands and property as may be necessary  
1 for the construction, use, maintenance, repair, improvement,  
25 enlargement, and operation of any district system of

1 irrigation works.

2 (2) The board shall have the privilege, if desired, to  
3 contract with the owner or owners of such canals,  
4 reservoirs, dams, and other works so purchased and in the  
5 course of construction for the completion thereof.

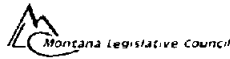
6 (3) No purchase, lease, or contract for purchase of  
7 any water, water rights, canals, reservoirs, reservoir  
8 sites, dam sites, irrigation works, or other property of any  
9 nature or kind or for the making or purchasing of surveys,  
10 maps, plans, estimates, and specifications or for the  
11 purchase of machinery for pumping plants or for the erection  
12 of buildings, aqueducts, and other structures necessarily  
13 used in connection with such pumping plants, for a price or  
14 rental in excess of \$150,000 or 25% of the district's annual  
15 operation and maintenance budget, whichever is greater, is  
16 final or binding upon the district, and no sum may be paid  
17 for such purchase, lease, or contract without the written  
18 consent or petition of at least a majority in number and  
19 acreage of the holders of title or evidence of title to the  
20 lands within the district. Any splitting or division of such  
21 purchase, lease, or contract with the purpose or intention  
22 of avoiding or circumventing the provisions of this section  
23 shall render such divided or split contract or contracts  
24 void."

-End-

INTRODUCED BILL

-2-

HB-516



APPROVED BY COMMITTEE  
ON AGRICULTURE LIVESTOCK  
& IRRIGATION

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2 INTRODUCED BY Maureen Benjamin

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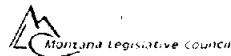
23 (ii) such other lands and property as may be necessary  
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25 enlargement, and operation of any district system of

1 irrigation works.

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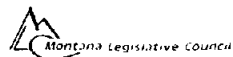
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