

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 129

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

1 RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-712, IDAHO CODE, TO  
2 REVISE THE INTEREST RATE ON DELINQUENT ASSESSMENTS RELATING TO THE RE-  
3 DEMPTION OF LANDS AND TO MAKE A TECHNICAL CORRECTION.  
4

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 43-712, Idaho Code, be, and the same is hereby  
7 amended to read as follows:

8 43-712. DELINQUENT ASSESSMENTS -- REDEMPTION OF LAND. After delin-  
9 quency and prior to three (3) years from the date of entry of such delin-  
10 quency, and thereafter until assessment deed is issued by the treasurer,  
11 redemption of lands may be made by paying to the treasurer an amount equal  
12 to the delinquent assessments thereon, plus the penalty of two ~~per cent~~  
13 percent (2%) thereon, together with interest at the rate of ~~eight per cent~~  
14 one percent (~~8~~1%) ~~per annum~~ month from the date of delinquency entry until  
15 paid. Upon redemption, the treasurer shall note the redemption on the delin-  
16 quent list and shall issue a redemption certificate in triplicate, showing  
17 the name of the redemptioner, the amount paid in redemption, description of  
18 lands redeemed, year in which assessment was levied, and the delinquency  
19 entry number, delivering one (1) copy to the redemptioner, and in case  
20 the land being redeemed has been included in a list filed with the county  
21 recorder, he shall file one (1) copy with the county recorder of the county  
22 in which the land is located, and thereupon the county recorder shall enter  
23 the redemption opposite the corresponding entry in his record of delinquent  
24 assessments, for which service he shall be entitled to charge a fee as pro-  
25 vided by section 31-3205, Idaho Code, which fee shall be added to the amount  
26 necessary for redemption paid by the redemptioner, and be transmitted to the  
27 county recorder by the district treasurer.

28 If the property on which the assessments are delinquent is not redeemed  
29 within the time hereinbefore limited, and if the assessment deed for the  
30 delinquency is made by the treasurer to the district, such property may  
31 nevertheless be redeemed by the owner thereof, or by any party in interest,  
32 up to the time a sale of the property is made by the board of directors and  
33 deed or contract for sale is delivered to the purchaser, by paying to the  
34 district treasurer the amount of all unpaid assessments levied or assessed  
35 against the said property to the time of redemption together with penalty and  
36 interest thereon and also by paying assessments for the year or years since  
37 the date of issuance of assessment deed to the district together with penalty  
38 and interest thereon, and all costs incurred for a sale of the property by  
39 the district, and the sum of two dollars (\$2.00) for redemption deed from the  
40 district, and all other fees and charges for redemption otherwise prescribed  
41 by law. All assessments accruing against such property subsequent to the  
42 issuance of deed to the district shall be extended by the treasurer and be

1    computed according to the authorized levies for the year or years to be ex-  
2    tended. Upon payment to the district treasurer of the amounts required to be  
3    paid as herein provided, the district treasurer must issue a redemption deed  
4    to the redemptioner.