

SENATE BILL No. 412

By Committee on Utilities

2-4

1 AN ACT concerning counties; relating to the grant of an easement to a
2 water district, conditions and purposes; amending K.S.A. 19-3521b and
3 repealing the existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 19-3521b is hereby amended to read as follows: 19-
7 3521b. (a) The secretary of state is hereby authorized and directed to grant
8 an easement to water district no. 1 of Johnson county, Kansas, on a tract of
9 land owned by the state of Kansas along the south and north banks of the
10 Kansas river described as follows: Commencing at the east half of the
11 southeast quarter of the southwest quarter of Section 31, Township 11
12 South, Range 24 East, the east half of the northeast quarter of the
13 southwest quarter of Section 31, Township 11 South, Range 24 East, and
14 the southeast quarter of Section 31, Township 11 South, Range 24 East.
15 Less that part of the above described tract lying northerly of the northerly
16 high bank of the Kansas River and less that part of such tract lying
17 southerly of the southerly high bank of the Kansas River.

18 (b) Such easement shall be conditioned on water district no. 1 of
19 Johnson county assuming full responsibility for the use of such easement
20 and holding the state of Kansas harmless therefor. Such easement shall
21 terminate if the land is no longer used for the purpose for which the
22 easement was granted.

23 (c) Water district no. 1 of Johnson county, Kansas, is hereby
24 authorized to acquire the easement described in subsection (a) and to use
25 such easement for the ~~purpose~~ *purposes* of locating, constructing,
26 maintaining and operating: (1) Diversion works for the appropriation of
27 water ~~and to~~; and (2) *hydropower generation equipment and facilities for*
28 *the production of electricity. Water district no. 1 of Johnson county,*
29 *Kansas, shall assume full responsibility for such use and hold the state of*
30 *Kansas harmless therefor.*

31 (d) Water district no. 1 of Johnson county, Kansas, shall assume full
32 responsibility for any costs arising under this act.

33 Sec. 2. K.S.A. 19-3521b is hereby repealed.

34 Sec. 3. This act shall take effect and be in force from and after its
35 publication in the statute book.