

Bond Case Briefs

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PUBLIC UTILITIES - IOWA

Hawkeye Land Co. v. Iowa Utilities Bd.

Supreme Court of Iowa - May 23, 2014 - N.W.2d - 2014 WL 2154006

Owner of railroad-crossing easement sought review of Utilities Board's decision that allowed independent transmission company to use pay-and-go procedure under railroad-crossing statute to run electrical power lines across railroad at three locations. The District Court affirmed. Easement owner appealed.

As matters of first impression, the Supreme Court of Iowa held that:

- Board lacked interpretive authority as to statute;
- Owner was successor in interest under statute; and
- Transmission company was not public utility company within meaning of statute.