



APPROVED 5/10/60

**SENATE, No. 23**

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**STATE OF NEW JERSEY**

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INTRODUCED JANUARY 12, 1960

By Senators DUMONT and WADDINGTON

Referred to Committee on Agriculture, Conservation and Economic Development

AN ACT concerning soil conservation districts and amending section 4:24-22 of  
the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*  
2 *Jersey:*

1 1. Section 4:24-22 of the Revised Statutes is amended to read as  
2 follows:

3 4:24-22. A soil conservation district organized under the provisions of  
4 this chapter shall constitute a governmental subdivision of this State, and a  
5 public body corporate and politic, exercising public powers, and such district,  
6 and the supervisors thereof, shall have the following powers, in addition to  
7 others granted in other sections of this chapter:

8 a. To conduct surveys, investigations, and research relating to the  
9 character of soil erosion and the preventive and control measures needed, to  
10 publish the results of such surveys, investigations, or research, and to dis-  
11 seminate information concerning such preventive and control measures;  
12 provided, however, that in order to avoid duplication of research activities,  
13 no district shall initiate any research program except in co-operation with  
14 the agricultural experiment stations or any other agency of this State, as may  
15 be dealing with allied problems;

16 b. To conduct in co-operation with existing State agencies, projects  
17 within the district on lands owned or controlled by this State or any of its

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted  
and is intended to be omitted in the law.**

18 agencies, with the co-operation of the agency administering and having juris-  
19 diction thereof, and on any other lands within the district upon obtaining the  
20 consent of the owner thereof, or those who have rights or interests in such  
21 lands, in order to demonstrate methods of soil erosion control;

22 c. To carry out preventive and control measures within the district  
23 including but not limited to, engineering operations, methods of cultivation,  
24 the growing of vegetation, changes in use of land, on lands owned or controlled  
25 by this State or any of its agencies, with the co-operation of the agency  
26 administering and having jurisdiction thereof, and on any other lands within  
27 the district [upon obtaining the consent of the owner of such lands or the  
28 necessary rights or interests in such lands];

29 d. To co-operate, or enter into agreements with, and within the limits of  
30 appropriations duly made available to it by law, to furnish financial or other  
31 aid to, any agency, governmental or otherwise, or any owner of lands within  
32 the district, in the carrying on of erosion control and prevention operations  
33 within the district, subject to such conditions as the supervisors may deem  
34 necessary to advance the purposes of this chapter;

35 e. To acquire machinery and other necessary personal property, to make  
36 provision for its safekeeping and to dispose of said property when no longer  
37 needed;

38 f. To make available, on such terms as it shall prescribe, to landowners  
39 within the district, agricultural and engineering machinery and equipment,  
40 as will assist such landowners to carry on operations upon their lands for the  
41 conservation of soil resources and for the prevention and control of soil  
42 erosion;

43 g. To construct, improve, and maintain such structures as may be neces-  
44 sary or convenient for the performance of any of the operations authorized in  
45 this chapter;

46 h. To develop comprehensive plans for the conservation of soil resources  
47 and for the control and prevention of soil erosion within the district, which  
48 plans shall specify in such detail as may be possible, the acts, procedures,  
49 performances, and avoidances which are necessary or desirable for the

50 effectuation of such plans, including the specifications of engineering opera-  
51 tions, methods of cultivation, the growing of vegetation, cropping programs,  
52 tillage practices, and changes in use of land; and to publish such plans and  
53 information and bring them to the attention of owners of lands within the  
54 district;

55 i. To act as agent for the United States, or any of its agencies, or for  
56 this State or any of its agencies, in connection with any soil-conservation,  
57 erosion-control, or erosion-prevention project within its boundaries; to accept  
58 donations, gifts, and contributions in money, services, materials, or otherwise,  
59 from the United States or any of its agencies, or from this State or any of  
60 its agencies, and to use or expend such moneys, services, materials, or other  
61 contributions in carrying on its operations;

62 j. To sue and be sued in the name of the district; to have a seal, which  
63 seal shall be judicially noticed; to have perpetual succession unless terminated  
64 as hereinafter provided; to make and execute contracts and other instru-  
65 ments, necessary or convenient to the exercise of its powers; to make, and  
66 from time to time amend and repeal, rules and regulations, not inconsistent  
67 with this chapter, to carry into effect its purposes and powers;

68 *k. To acquire, by gift, devise, purchase or condemnation, any real prop-*  
69 *erty located within the district, or any interest or estate therein, which is*  
70 *required for the proper exercise by the district of its powers; provided, how-*  
71 *ever, that the district shall not acquire any real property, or interest or estate*  
72 *therein, by condemnation without first obtaining the approval of the Secre-*  
73 *tary of Agriculture and the Commissioner of Conservation and Economic*  
74 *Development.*

75 [k.] l. As a condition to the extending of any benefits under this chapter,  
76 to, or the performance of work upon, any lands not owned or controlled by  
77 this State or any of its agencies, the supervisors may require contributions  
78 in money, services, materials, or otherwise to any operations conferring such  
79 benefits, and may require landowners to enter into and perform such agree-  
80 ments or covenants as to the permanent use of such lands as will tend to  
81 prevent or control erosion thereon;

82     [**l.**] *m.* To borrow money for the purchase of equipment, either with or  
83 without security;

84     [**m.**] *n.* No provisions with respect to the acquisition, operations, or dis-  
85 position of property by other public bodies shall be applicable to a district  
86 organized hereunder unless the Legislature shall specifically so state.

1     2. This act shall take effect immediately.