

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 955, Page 1, Section 60.700, Line 1, by inserting immediately following the
2 number "60.700" the number "1."; and

3
4 Further amend said bill, page and section, Line 4, by inserting after all of said line the following:
5 "(3) "Low water mark", the statistical average of the margin of water at low flows;"; and

6
7 Further amend said bill and section, Page 2, Line 22, by deleting all of said line and inserting in lieu thereof
8 the following:

9 "(11) "Thread", the midpoint of a watercourse between the low water marks.

10 2. Nothing in sections 60.700 to 60.710 shall be construed to limit or expand any public easement for
11 navigational or recreational purposes as described in *Elder v. Delcour*, 269 S.W.2d 17 (Mo. 1954), if such a
12 right exists on a watercourse."; and

13
14 Further amend said bill and section, by renumbering the subdivisions of said section accordingly; and

15
16 Further amend said bill, Page 3, Section 60.704, Lines 9-10, by deleting the words "no reference" and
17 inserting in lieu thereof the words "a specific reference other than"; and

18
19 Further amend said bill and page, Section 60.708, Line 1, by inserting immediately after the number "60.708."
20 the number "1."; and

21
22 Further amend said bill, page and section, Line 2, by inserting before the word "gradual" the words "slow,
23 imperceptible, and"; and

24
25 Further amend said bill, page and section, Line 3, by inserting after the word "watercourse" the words "due to
26 accretion or reliction"; and

27
28 Further amend said bill, page and section, Line 4, by inserting after all of said line the following:

29 "2. If a watercourse forms the boundary between adjoining property owners, a slow, imperceptible,
30 and gradual change of the watercourse due to accretion or reliction shall change the boundary, but a sudden
31 change by avulsion shall not."; and

32
33 Further amend said bill and page, Section 537.298, Line 1, by deleting the word "substantial"; and

34
35 Further amend said bill, page, and section, Line 5, by inserting after the word "nuisance." the following:
36 "The provisions of this section shall not apply to any subsurface smoldering event in a county with a charter
37 form of government and with more than nine hundred fifty thousand inhabitants."; and

38
39 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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Action Taken _____ Date _____