

IC 32-24-6

Chapter 6. Exceptions to Eminent Domain Assessments

IC 32-24-6-1

Law governing procedure

Sec. 1. (a) A party may file a written objection in a proceeding for the condemnation or appropriation of property for public use brought by:

- (1) the state of Indiana;
- (2) a commission, a department, or an agency of the state;
- (3) a county;
- (4) a township;
- (5) a city;
- (6) a town; or
- (7) a taxing district;

under a law of the state authorizing the assessment of damages or benefits, appraisal, compensation, condemnation, or appropriation of property for public use.

(b) A party aggrieved by:

- (1) the assessment of compensation or damages;
- (2) the fixing of the value of the property involved; or
- (3) the fixing of benefits;

as set forth in the report of an appraiser filed in a proceeding described in subsection (a) may file written exceptions in the office of the clerk of the court in which the cause is pending within ten (10) days after the report is filed. After the objections are filed, the cause shall proceed to issue, trial, and judgment as in civil actions in accordance with the provisions of the law not in conflict with this chapter governing the procedure in eminent domain as defined in IC 32-24-1.

As added by P.L.2-2002, SEC.9.

IC 32-24-6-2

Appraisers' report; notice of filing; period of exceptions

Sec. 2. In the exercise of the power of eminent domain, notice of filing of the appraisers' report shall be given by the clerk of the court to all known parties to the action by certified mail. Any period of exceptions after which the parties are barred from disputing the appraisal and condemnation shall run from the date of mailing.

As added by P.L.2-2002, SEC.9.