

Fifty-eighth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1278

Introduced by

Representatives Hawken, Wieland

Senators Nething, Trenbeath

1 A BILL for an Act to amend and reenact section 24-07-06 of the North Dakota Century Code,  
2 relating to establishment of public road access to isolated tracts of land.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 24-07-06 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **24-07-06. ~~Highway or cartway~~ Public road may be established to give access to**  
7 **highway.** Whenever any tract of land is surveyed or sold in tracts less than the original  
8 subdivision as established by the government survey thereof, so that any part thereof does not  
9 touch upon a public road or section line so as to allow the owner of such tract access to a  
10 public highway, the board of county commissioners or board of township supervisors, upon  
11 petition of such owner, may open a ~~cartway or highway along the lines of~~ public road to gain  
12 access to any such tract or tracts when in the judgment of such board such ~~cartway or highway~~  
13 public road is necessary and that it is of sufficient benefit to the county or township as a whole,  
14 but no such ~~cartway or highway~~ public road may exceed two rods [10.06 meters] in width  
15 unless in the judgment of such board a roadway of such width is not sufficient to accommodate  
16 the travel thereon.