

**FIRST ENGROSSMENT
with Senate Amendments**

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 so as to allow the owner of such tract access to a public highway, the
10 board of county commissioners or board of township supervisors, upon petition of such owner,
11 may open a ~~cartway or highway~~ along the lines of public road to gain access to any such tract
12 or tracts when in the judgment of such board such ~~cartway or highway~~ public road is necessary
13 and that it is of sufficient benefit to the county or township as a whole, but no such ~~cartway or~~
14 ~~highway~~ public road may exceed two rods [10.06 meters] in width unless in the judgment of
15 such board a roadway of such width is not sufficient to accommodate the travel thereon.