



CHAPTER 1
ARTICLE 4 - LIMITATIONS, REAL PROPERTY

N.C.G.S. § 1-44.2.

Presumptive ownership of abandoned railroad easements.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2004-203, s. 14 — third act in the lineage	21 September 2026, 03:30 UTC	5d194dbc5d9a474d8e42e1d4 - 230e204c4594d46b8ee9093b - 0b3fc75a9123096d

§ 1-44.2(a) Whenever a railroad abandons a railroad easement, all right, title and interest in the strip, piece or parcel of land constituting the abandoned easement shall be presumed to be vested in those persons, firms or corporations owning lots or parcels of land adjacent to the abandoned easement, with the presumptive ownership of each adjacent landowner extending to the centerline of the abandoned easement. In cases where the railroad easement adjoins a public road right-of-way, the adjacent property owner's right, title and interest in the abandoned railroad easement shall extend to the nearest edge of the public road right-of-way.

The side boundaries of each parcel so presumptively vested in the adjacent property owner shall be determined by extending the side property lines of the adjacent parcels to the centerline of the abandoned easement, or as the case may be, the nearest edge of the public road right-of-way. In the event the side property lines of two adjacent property owners intersect before they meet the centerline or nearest edge of the public road right-of-way, as the case may be, such side property lines shall join and run together from the point of intersection to the centerline of the easement or nearest edge of the public road right-of-way, as the case may be, perpendicular to said centerline or edge.

§ 1-44.2(b) The presumption established by this section is rebuttable by showing that a party has good and valid title to the land.

§ 1-44.2(c) Repealed by Session Laws 1987 (Reg. Sess., 1988), c. 1071, s. 6.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
3 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1987		1996		2004
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1987	c. 433, s. 1	ENACTED	
02	1987	1987 (Reg. Sess., 1988), c. 1071, s. 6	AMENDED	
03	2004	S.L. 2004-203, s. 14	AMENDED	

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 1-44.2 (2004).

PINPOINT

N.C. Gen. Stat. § 1-44.2(a) (2004).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1987, c. 433, s. 1; 1987 (Reg. Sess., 1988), c. 1071, s. 6; 2004-203, s. 14.)

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