



CHAPTER 136
ARTICLE 4 - NEIGHBORHOOD ROADS, CARTWAYS, CHURCH ROADS, ETC

N.C.G.S. § 136-68.

Special proceeding for establishment, alteration or discontinuance of cartways, etc.; petition; appeal.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 513, s. 1 — sixth act in the lineage	RETRIEVED 21 September 2026, 03:26 UTC	SOURCE FINGERPRINT 7336685e76609bfa483d50cb - 55882fd6f13018379911282a - c199a72178081d75
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The establishment, alteration, or discontinuance of any cartway, church road, mill road, or like easement, for the benefit of any person, firm, association, or corporation, over the lands of another, shall be determined by a special proceeding instituted before the clerk of the superior court in the county where the property affected is situated. Such special proceeding shall be commenced by a petition filed with said clerk and the service of a copy thereof on the person or persons whose property will be affected thereby. From any final order or judgment in said special proceeding, any interested party may appeal to the superior court for a jury trial de novo on all issues including the right to relief, the location of a cartway, tramway or railway, and the assessment of damages. The procedure established under Chapter 40A, entitled "Eminent Domain," shall be followed in the conduct of such special proceeding insofar as the same is applicable and in harmony with the provisions of this section.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
6 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.

1879	:	:	1937	:	1995
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT					
Nº	YEAR	ACT	CHARACTER		

01	1879	c. 82, s. 9	ENACTED
02	1879	Code, s. 2023	AMENDED
03	Rev.	s. 2683	RECODIFIED
04	C.S.	s. 3835	RECODIFIED
05	1931	c. 448	AMENDED
06	1995	c. 513, s. 1	AMENDED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 136-68 (1995).

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

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1879, c. 82, s. 9; Code, s. 2023; Rev., s. 2683; C.S., s. 3835; 1931, c. 448; 1995, c. 513, s. 1.)

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