



CHAPTER 156
ARTICLE 1 - JURISDICTION IN CLERK OF SUPERIOR COURT

N.C.G.S. § 156-23.

Easement of drainage surrendered.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT s. 5281 — third act in the lineage	RETRIEVED 21 September 2026, 01:25 UTC	SOURCE FINGERPRINT 57880758096f733d773a1d83 - 9505af377bd055068dc7dbab - 9d03f0c1ef89b961
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If any persons, or those claiming through or under them, who have cut any ditch or canal into which any other person has been permitted to drain land under any proceeding authorized in this Subchapter, shall desire to surrender their easement or right in such ditch or canal and be discharged from any judgment rendered and existing under such proceedings, such persons may on motion have such proceeding reinstated for hearing and file a petition therein setting forth such fact or any other grounds for relief thereunder, and upon proof satisfactory to the court that such petitioners have cut another ditch or canal which drains their lands formerly drained by the first ditch or canal, and have abandoned the use of it for any purpose of drainage, the court shall adjudge the easement or right of the petitioners surrendered and determined, and from that time the petitioners and their land shall forever be discharged and released from the judgment heretofore rendered in such former proceedings: Provided, however, that all parties then having an easement or right in such ditch or canal shall be served with notice of such petition 20 days before the hearing thereof.

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.

1887			1903			1919
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT						
Nº	YEAR	ACT				CHARACTER
01	1887	c. 222, s. 3				ENACTED

02	Rev.	s. 4027	RECODIFIED
03	C.S.	s. 5281	RECODIFIED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 156-23 (2026).

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
(1887, c. 222, s. 3; Rev., s. 4027; C.S., s. 5281.)

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