



CHAPTER 77
ARTICLE 1 - COMMISSIONERS FOR OPENING AND CLEARING STREAMS

N.C.G.S. § 77-9.

Entry upon lands of another to make repairs.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	s. 7373 — fourth act in the lineage	21 September 2026, 04:44 UTC	a7a6d52323d673048177261b - b4b070e346fbbae137e1a3e6 - 8a123f7786daaa47

In case the break occurs on the lands of a different person from the one utilizing the stream, the person utilizing the stream shall have power to enter upon the lands of such other person to repair the same, and in case such person objects, the clerk of the superior court of the county in which the break occurs shall, upon application of the party utilizing the stream, appoint three disinterested freeholders, neither of whom shall be related to either party, who after being duly sworn shall lay off a road, if necessary, by which said person may pass over the lands of such other person to the break and repair said break from time to time as often as may be necessary, so as to cause the stream to return to its original channel, and assess any damage which may thereby be occasioned: Provided, the party upon whose land the work is proposed to be done shall have five days' notice in writing served on him or left at his place of residence: Provided further, that it shall be the duty of said commissioners to assess the damage of anyone on whose land the road shall be laid off to be paid by the applicant for said road: Provided, also, that either party shall have the right of appeal to the superior court.

END OF SECTION TEXT APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 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	1899	1919
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT
		CHARACTER

01	1879	c. 53, s. 2	ENACTED
02	1879	Code, s. 3717	AMENDED
03	Rev.	s. 5306	RECODIFIED
04	C.S.	s. 7373	RECODIFIED

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 77-9 (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

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1879, c. 53, s. 2; Code, s. 3717; Rev., s. 5306; C.S., s. 7373.)

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