

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

HOUSE BILL 2179

4
5 By: Representative R. Smith
6
7

For An Act To Be Entitled

8
9 AN ACT TO AMEND ARKANSAS CODE 14-298-101 TO ESTABLISH
10 A PRESUMPTION OF RIGHT-OF-WAY WIDTH FOR ALL COUNTY
11 ROADS WITHOUT A PREDETERMINED AMOUNT OF RIGHT-OF-WAY;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14
15
16 TO CREATE A PRESUMPTION OF RIGHT-OF-WAY
17 WIDTH FOR ALL COUNTY ROADS.
18

19
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Arkansas Code 14-298-101 is amended to read as follows:
23 14-298-101. Powers of county court - county road right-of-way.

24 (a) All public roads and highways shall be laid out, opened, and
25 repaired agreeably to the provisions of this chapter. The county court of
26 each county in this state shall have full power and authority to make and
27 enforce all orders necessary as well for establishing and opening new roads
28 as for changing and vacating any public road or part thereof.

29 (b) Unless otherwise provided by law, by county ordinance, or by a
30 deed or other instrument of conveyance, all county roads shall be presumed to
31 have rights-of way extending from the centerline of the road twenty-five (25)
32 feet on either side for a total combined county road right-of-way of fifty
33 (50) feet.
34
35
36