

HOUSE BILL NO. HB0048

Private roads-notices required.

Sponsored by: Representative(s) Simpson

A BILL

for

1 AN ACT relating to private roads; requiring notice to be
2 given to holders of recorded easements and rights of way;
3 specifying that notice must be given to both surface and
4 subsurface interest holders; making conforming amendments;
5 and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 24-9-101(a)(v) and (b) is amended to
10 read:

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12 **24-9-101. Petition; initial hearing; appointment of**
13 **viewers and appraisers; bond; rules.**

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15 (a) Any person whose land has no outlet to, nor
16 connection with a public road, may file an application in
17 writing with the board of county commissioners in the

1 county where his land is located for a private road leading
2 from his land to some convenient public road. The
3 application shall contain the following information:

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5 (v) The legal description and the names and
6 addresses of the affected parties of all land, including
7 both surface and subsurface interests, over which any
8 proposed access routes would cross. Affected parties
9 includes the owners of record, holders of recorded
10 easements and rights of way and any lessee, mortgagee or
11 occupant of the surface or subsurface of the land over
12 which any proposed road would cross and may include the
13 state of Wyoming; and

14
15 (b) Within ten (10) days after filing an application
16 with the board, the applicant shall give notice in writing
17 by certified mail, with return receipt, to the affected
18 parties of all lands, including both surface and subsurface
19 interests, over which any private road is applied for, of
20 his pending application for a private road. The notice
21 shall include a complete copy of the original application
22 and any amendments thereto.

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