

HOUSE BILL NO. 801

Introduced: 02/15/83

Referred to Committee on Fish & Game: 02/15/83

Hearing: 2/17/83

Died in Committee

1 ~~House~~ BILL NO. 801
2 INTRODUCED BY J. J. J. J. J.
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING AN OWNER OR
5 LESSEE OF LAND ADJOINING A NAVIGABLE STREAM TO FENCE OR
6 BRIDGE ACROSS THE STREAM; REQUIRING THE OWNER OR LESSEE TO
7 POST AND MAINTAIN ONE OR MORE WARNING SIGNS OR DEVICES."
8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10 Section 1. Fencing or bridging across navigable
11 streams. (1) An owner or lessee of land adjoining a stream
12 that is navigable under 85-1-112 may:
13 (a) extend a fenceline across the stream for the
14 purpose of containing livestock; and
15 (b) build a bridge across the stream for the
16 transportation of people, livestock, and vehicles.
17 (2) An owner or lessee extending a fenceline across a
18 navigable stream must attach to and maintain on the fence
19 from May 1 through October 31 of each year one or more
20 warning signs, markers, or devices reasonably sufficient to
21 warn any person on the river that he is approaching the
22 fence.
23 (3) An owner or lessee extending a fenceline or
24 building a bridge across a navigable stream must post and
25 maintain a sign from May 1 through October 31 of each year

1 on an upstream bank of the stream in a place readily visible
2 to a person approaching the sign. The sign must be posted
3 at the first upstream point along the stream more than 100
4 yards from the fence or bridge at which a watercraft may be
5 easily landed upon the shore. The sign must be at least 4
6 square feet in area and contain the word "fence" or
7 "bridge", as appropriate, in red block lettering at least 16
8 inches high on a white background.

-End-

-2- INTRODUCED BILL

HB 601