

HOUSE BILL 363

Introduced by Lee, et al.

1/23	Introduced
1/24	Referred to Highways & Transportation
2/02	Hearing
	Died in Committee

1 ~~House~~ BILL NO. 363  
2 INTRODUCED BY Rep. Harding  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR REPAIRS  
5 TO A COMMON EASEMENT; AND PROVIDING FOR THE DISTRIBUTION OF  
6 THE BURDEN OF REPAIRS OF A PRIVATE ROAD."  
7

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 NEW SECTION. **Section 1.** Repair of common easement --  
10 burden of repairs of private road. (1) If there are several  
11 owners in common of an easement, such as a private way, each  
12 owner may make reasonable repairs to it that do not  
13 injuriously affect his co-owners.

14 (2) Where a private road is used in common by the  
15 owners of land across which the road runs and by persons who  
16 have an easement of way over it, the burden of reasonable  
17 repairs must be distributed among them in proportion, as  
18 nearly as possible, to their relative use of the road.

-End-

INTRODUCED BILL

HB 363