

14-18-10-3

NATURAL AND CULTURAL RESOURCES

Chapter 10. Utility Easements

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14-18-10-1 Permit requirement

Sec. 1. A person may not erect or construct a utility, telephone, or telegraph line upon or across:

- (1) a state park;
- (2) a state forest;
- (3) a state game preserve;
- (4) land acquired by the state and set aside for use by the public as a scenic or historic place; or
- (5) that part of a public highway right-of-way that passes through a state park, a state forest, a state game preserve, or land acquired by the state and set aside for use by the public as a scenic or historic place;

unless the person has a permit from the director to erect or construct the line. *As added by P.L.1-1995, SEC.11.*

14-18-10-2 Issuance of permit

Sec. 2. The director may issue to any person, without charge, a permit to erect or construct a utility, telephone, or telegraph line as described in section 1 of this chapter under the rules and restrictions that the director considers necessary:

- (1) for the protection and preservation of the natural scenic conditions of the land; or
- (2) to prevent the line from interfering with or obstructing the use and enjoyment of the property by the public.

As added by P.L.1-1995, SEC.11.

14-18-10-3 Prohibited easements

Sec. 3. A person may not construct or erect a utility, telegraph, or telephone line as

described in section 1 of this chapter in violation of any of the rules and restrictions of a permit issued under this chapter. *As added by P.L.1-1995, SEC.11.*

14-18-10-4 Violations

Sec. 4. A person who violates this chapter commits a Class C infraction. Each day that such a violation exists constitutes a separate offense. *As added by P.L.1-1995, SEC.11.*

Chapter 11. Easements in State Forests

14-18-11-1	Grant and conveyance of rights-of-way
14-18-11-2	Approval of terms and conditions of rights-of-way

14-18-11-1 Grant and conveyance of rights-of-way

Sec. 1. The department may grant and convey by deed rights-of-way to railroads and to telegraph and telephone companies to construct and operate lines across the land of state forests and state nurseries. *As added by P.L.1-1995, SEC.11.*

14-18-11-2 Approval of terms and conditions of rights-of-way

Sec. 2. The terms and conditions upon which the rights-of-way are granted and conveyed by deed under this chapter must be submitted to and approved by:

- (1) the governor;
- (2) the attorney general; and
- (3) the auditor of state;

before the a deed becomes operative or possession is taken under a deed. *As added by P.L.1-1995, SEC.11.*