

**Appendix 19**

19. Relating to Public Roads, ch. 73, §1-2, 1913 Wyo. Sess. Laws 68, 68.

**SESSION LAWS**  
**OF THE**  
**STATE OF WYOMING**

**PASSED BY THE**  
**TWELFTH STATE LEGISLATURE**

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**Convened at Cheyenne, January 14, 1913**  
**Adjourned February 22, 1913**

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**PUBLISHED BY AUTHORITY**

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CHAPTER 73.

Senate File No. 117.

RELATING TO PUBLIC ROADS.

AN ACT to amend and re-enact Sections 2516 and 2525, Wyoming Compiled Statutes, 1910.

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

Section 1. That Section 2516 of the Wyoming Compiled Statutes, 1910, is hereby amended and re-enacted to read as follows:

Petition for Opening, Closing or Altering Road.

Any person desiring the establishment, vacation or alteration of a public road, shall file in the office of the county clerk of the proper county, a petition signed by ten or more electors of the county residing within fifteen miles of the road proposed to be established, altered, or vacated, in substance as follows: To the Board of County Commissioners of.....county. The undersigned ask that a public road, commencing at.....and running thence.....and terminating at.....be established (altered or vacated as the case may be).

With said petition shall be filed a list containing the names and also the known postoffice address of each person owning or having an interest in any land over which the proposed establishment, vacation or alteration of a public road is to be made.

Sec. 2. That Section 2525 of the Wyoming Compiled Statutes be amended and re-enacted to read as follows:

Notice of Location of Road to be Published.

not weekly

Notice shall be published of the proposed location or alteration of any road for three successive weeks in three successive issues of some official newspaper published in the county, if any such there be, and if no newspaper be published therein, such notice shall be posted in at least three public places along the line of said proposed or altered road, which notice may be in the following form:

To all to whom it may concern: The board of county commissioners have decided to locate (or alter, as the case may be) a road commencing at.....in.....county, Wyoming, running thence (here describe in general terms the points and courses thereof), and terminating at.....

All objections thereto or claims for damages by reason thereof must be filed in writing with the county clerk of said county, before noon on the.....day of.....A. D.....or such road will be established (or altered) without reference to such objections or claims for damages.

.....County Clerk.

Dated.....A. D.

added

The county commissioners shall cause a copy of the above notice to be mailed by registry mail to all persons owning lands or claiming any interest in any lands over or across which said road is proposed to

be located or altered. The publication and posting of such notice shall be a legal and sufficient notice to all persons owning lands or claiming any interest in lands over which the proposed road is to be located or altered.

**Sec. 3.** This act shall take effect and be in force from and after its passage.

Approved February 26, 1913.

#### CHAPTER 74.

House Bill No. 185.

##### APPROPRIATION FOR THE STATE HOSPITAL AT ROCK SPRINGS.

AN ACT making an appropriation for the General Hospital and Nurses' Home at Rock Springs.

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

##### Appropriation.

**Section 1.** There is hereby appropriated out of any funds in the state treasury, not otherwise appropriated, the following sum, or so much thereof as may be necessary, for one ice house and the finishing of the basement and increasing the size of the Nurses' Home at the general hospital at Rock Springs, Wyoming, the sum of Twelve Thousand Dollars (\$12,000.00).

**Sec. 2.** This Act shall take effect and be in force from and after its passage.

Approved February 26, 1913.

#### CHAPTER 75.

House Bill No. 264.

##### DESTRUCTION OF PREDATORY WILD ANIMALS.

AN ACT to encourage the destruction of predatory wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing for a penalty for the violation of the provisions of said act and for the repeal of Chapter 195 of the Wyoming Compiled Statutes, 1910, and all acts in conflict herewith.

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

##### Bounty.

**Section 1.** For the purpose of encouraging the destruction of coyotes, bob-cats, gray or black wolves, and mountain lions, the following bounties shall hereafter be paid by the State of Wyoming for such animals killed in the State on or after March 1, 1913, in the manner hereinafter provided, viz: For each coyote so destroyed, \$1.00; For each bob-cat so destroyed, \$1.00; For each gray or black wolf so destroyed, \$5.00; For each mountain lion so destroyed, \$5.00.

## **Appendix 20**

20. Highways – Establishment, Alteration or Vacation, ch. 139, §1-5, 1937 Wyo. Sess. Laws 288, 288-90.

SESSION LAWS  
of the  
STATE OF WYOMING

Passed by the  
*Twenty-fourth State Legislature*

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*Convened at Cheyenne, January 12, 1937*  
*Adjourned February 20, 1937*

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*Compiled and Published under Statutory Authority*  
by  
LESTER C. HUNT  
*Secretary of State*

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PRAIRIE PUBLISHING CO.  
Casper, Wyoming  
1937

clerical and stenographic assistants to said Commissioner whom the Governor and said Commissioner may deem advisable and necessary; also, to provide for the payment of all traveling and other necessary expenses incurred by said Commissioner and any of his assistants in the performance of his or their duties, and likewise to provide for the payment of all other necessary costs, charges and expenses incident to the performance by said Commissioner and his assistants of his and their duties, including the payment of an equitable portion of the costs and expenses of any Joint Commission. The fund hereby appropriated shall be expended for the purposes herein enumerated only upon the approval of the Governor.

Section 2. This Act shall take effect and be in force on and after April 1, 1937.

Approved March 1, 1937.

#### CHAPTER 139.

Original House Bill No. 215.

#### HIGHWAYS—ESTABLISHMENT, ALTERATION OR VACATION.

AN ACT to amend and re-enact Sections 52-201, 52-202, 52-203 and 52-207, Wyoming Revised Statutes, 1931, relating to the establishment, alteration or vacation of public highways; defining public highways, and providing for the recordation of all established roads deemed necessary and important for the public use as highways; authorizing and requiring the boards of county commissioners of the various counties to acquire rights of way for designated state highways in their respective counties, and providing for the distribution of the expense incurred thereby; providing that the location and survey for state highways be under the supervision of the State Highway Superintendent, and providing that the location and survey of county highways be under the supervision of the boards of county commissioners of the several counties; and providing for the procedure for opening, closing or altering a county highway and providing for the initiation of such proceedings by an individual or individuals, or by the board of county commissioners.

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

#### Public Roads Defined.

Section 1. That Section 52-201, Wyoming Revised Statutes, 1931, be amended and re-enacted to read as follows:

Section 52-201. On and after January 1st, 1924, all roads within this State shall be highways, which have been or may be declared by law to be State, or county highways. It shall be the duty of the several boards of county commissioners, within their respective counties, prior to said date, to determine what if any such roads now or heretofore travelled but not heretofore officially established and recorded, are necessary or important for the public use as permanent roads, and to cause such roads to be recorded, or if need be laid out, established and recorded, and all roads recorded as aforesaid, shall be highways. No other roads shall be highways unless and until lawfully established as such by official authority.

**Location and Survey.**

**Section 2.** That Section 52-202, Wyoming Revised Statutes, 1931, be amended and re-enacted to read as follows:

**Section 52-202.** Any such highways, and such additional highways in connection therewith as may be provided for, which are designated as State highways, shall be located and surveyed under the direction and supervision of the State Highway Superintendent, who shall cause plans and specifications of such highways to be prepared, and designate the materials to be used in their construction. He shall take into consideration the climate, soil, and materials to be had in the vicinity, and the extent and nature of the probable traffic on said highway with a view to the most economical construction thereof consistent with efficiency.

Where any such highways are designated as a county highway the same shall be located and surveyed under the direction of the county surveyor of the county in which such highway is located; said county surveyor shall cause plans and specifications of any such highway to be prepared and the board of county commissioners of such county shall designate the materials to be used in their construction. Said board of county commissioners shall take into consideration the climate, soil, and materials to be had in the vicinity, and the extent and nature of the probable traffic on said highway with a view to the most economical construction thereof consistent with efficiency. The expense of locating, surveying, and constructing such county highways shall be paid by the county in which such highway is constructed.

**Duties of County Commissioners.**

**Section 3.** That Section 52-203, Wyoming Revised Statutes, 1931, be amended and re-enacted to read as follows:

**Section 52-203.** The board of county commissioners of the several counties of the State of Wyoming, through which State highways pass, are hereby authorized and required to secure the right-of-way of any such highway or highways wherever necessary; and whenever the State Highway Commission has designated or shall hereafter designate, any State highway within any county or counties, which has not been previously constructed by the State, it shall be the duty of the board of county commissioners of any such county or counties to acquire the necessary right-of-way or rights-of-way at the expense of the county or counties as the case may be. Provided, however, when any State highway designated by the State Highway Commission shall occupy in whole or in part, the right-of-way of a formerly constructed highway, whether same be a county highway or a State highway, so much of said right-of-way as shall be occupied in the construction of the new highway or reconstruction of said previously constructed highway shall become the property of the State; but where it is necessary to acquire additional property for the right-of-way of such highway or any part thereof, the same shall be secured by the board of county commissioners of any county or counties through which same may pass. In such case where it is necessary to secure additional property for changing or adding to any such highway, as hereinbefore provided, the expense thereof shall be paid by the State of Wyoming, and the county or counties through which any such highway may pass, on such terms as may be agreed upon by and between the State Highway Commission and the board or boards of county commissioners of the county or counties through which any such highway or highways may pass.



**Petition for Opening, Closing or Altering Road.**

Section 4. That Section 52-207, Wyoming Revised Statutes, 1931, be amended and re-enacted to read as follows:

Section 52-207. The board of county commissioners of any county, may, on its own motion by resolution duly adopted, where it deems the public interest so requires, initiate the procedure for the establishment, vacation or alteration of a county highway, as the case may be, by setting forth in such resolution the point of commencement. The course and the point of termination of said road to be established, altered or vacated, as the case may be, and thereafter following out the provisions of Article 2, Chapter 52, Wyoming Revised Statutes, 1931, not inconsistent therewith.

Any person desiring the establishment, vacation or alteration of a county highway, shall file in the office of the county clerk of the proper county, a petition signed by ten or more electors of the county residing within forty (40) miles of the road proposed to be established, altered, or vacated, in substance as follows: To the Board of County Commissioners of.....county. The undersigned ask that a county highway, commencing at.....and running thence.....and terminating at.....be established (altered or vacated as the case may be).

With said petition shall be filed a list containing the names and also the known postoffice address of each person owning or having an interest in any land over which the proposed establishment, vacation or alteration of a county highway is to be made.

Section 5. This Act shall take effect and be in force from and after its passage.

Approved March 2, 1937.

**CHAPTER 140.**

Original Senate File No. 2.

**TAXATION—HOMESTEAD REAL PROPERTY EXEMPTION.**

AN ACT providing that resident homestead real property be exempt from taxation to the amount of five hundred dollars (\$500.00) assessed valuation, prescribing the duties of the County Assessor, County Treasurer, State Board of Equalization and the State Treasurer, and providing a penalty for failure or refusal to comply with any of the provisions of this Act.

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

**Exemption—Amount.**

Section 1. The homestead real property of all persons occupying the same as a home within the State of Wyoming is hereby exempted from general taxation in the amount of five hundred dollars (\$500.00) assessed valuation.

**County Assessor—Duties.**

Section 2. It shall be the duty of the County Assessors in each of the several counties within the State of Wyoming, to ascertain, at the time assessment is made, whether or not the occupant of real property within the state is the owner thereof, and if said real property is actually

## **Appendix 21**

21. Highways, ch. 181, § 1-5, 1953 Wyo. Sess. Laws 232, 232-34.

SESSION LAWS  
OF THE  
STATE OF WYOMING

PASSED BY THE  
THIRTY-SECOND  
STATE LEGISLATURE

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CONVENED AT CHEYENNE JANUARY 13, A. D. 1953  
ADJOURNED FEBRUARY 21, A. D. 1953

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Compiled and Published Under Statutory Authority  
by  
C. J. "DOC" ROGERS  
SECRETARY OF STATE

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THE MILLS COMPANY  
PRINTERS, BINDERS, STATIONERS  
SHERIDAN, WYOMING



## CHAPTER 181

Original House Bill No. 105

## HIGHWAYS

AN ACT to amend and re-enact Sections 48-303, 48-306 and 48-322, Wyoming Compiled Statutes, 1945, relating to the establishment of roads by the board of county commissioners and more specifically to the acquisition of right-of-way for State highways; width of roads; duties and powers of the board of county commissioners in regard to the establishment or alteration of a road, payment of damages, right of immediate possession; recordation, rights of way not to be taxed, and providing an effective date for this Act.

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

**Acquiring Right-Of-Way For State Highways—Duties Of County Commissioners—Expense**

Section 1. That Section 48-303, Wyoming Compiled Statutes, 1945, be amended and re-enacted to read as follows:

48-303. The board of county commissioners of the several counties of the State of Wyoming, through which state highways pass, are hereby authorized, required and may proceed under the provisions of this chapter, to secure the right-of-way of any such highway or highways wherever necessary; and whenever the State Highway Commission has designated or shall hereafter designate, any State highway within any county or counties, which has not been previously constructed by the State, it shall be the duty of the board of county commissioners of any such county or counties to acquire the necessary right-of-way or rights-of-way at the expense of the county or counties as the case may be. Provided, however, when any State highway designated by the State Highway Commission shall occupy in whole or in part, the right-of-way of a formerly constructed highway, whether same be a county highway or a State highway, so much of said right-of-way as shall be occupied in the construction of the new highway or reconstruction of said previously constructed highway shall become the property of the State; but where it is necessary to acquire additional property for the right-of-way of such highway or any part thereof, the same shall be secured by the board of county commissioners of any county or counties through which same may pass. In such case where it is necessary to secure additional property for changing or adding to any such highway, as hereinbefore provided, the expense thereof shall be paid by the State of Wyoming, and the county or counties through which any such highway may pass, on such terms as may be agreed upon by and between the State Highway Commission and the board or boards of county commissioners of the county or counties through which any such highway or highways may pass.

**Width Of Roads**

Section 2. That Section 48-306, Wyoming Compiled Statutes, 1945, be amended and re-enacted to read as follows:

48-306 (a). All county roads established under this Chapter shall be not less than sixty (60) nor more than one hundred, (100) feet in width, unless the board of the county commissioners determine that a county road be established with a less width; provided, that for the purpose of providing driveways for live stock, and for

other purposes of public convenience, the board of county commissioners may open a road to a width not exceeding five (500) feet. Provided, however, that State Highways may be established not to exceed three hundred feet (300') in width unless a greater width is necessary for parking facilities, maintenance, excavations, embankments or the deposit of waste materials.

(b). Any land owner or interested party desiring to raise any question with respect to the necessity of the taking of the land for road purposes under the provisions of Chapter 48, Article 3, Wyoming Compiled Statutes, 1945, shall do so by filing, within thirty (30) days after the last publication of notice of the proposed location of such road, a petition in the District Court of the county in which the land or any part thereof is located. The District Court shall within ten (10) days, if possible, from and after the filing of said petition hear and determine the question of necessity. Provided that when said petition is filed, the burden of showing necessity shall be sustained by the county or the State Highway Department. If no petition, to raise the question of necessity, is filed within the said thirty (30) day period, the necessity shall be presumed and the question cannot later be raised.

#### Duties Of County Board

Section 3. That Section 48-322, Wyoming Compiled Statutes, 1945, is hereby amended and re-enacted to read as follows:

48-322 (a). At the next meeting of the county commissioners after the report of the appraisers has been filed, or as soon thereafter as may be practicable, the said board may hear testimony and consider petitions for and remonstrances against the establishment or alteration, as the case may be of any road, or may establish or alter any road or may refuse so to do, as in the judgment of the said board, the public good may require, but in case there shall be no claim for damages filed, they shall act as speedily as possible in the matter. Said board may increase or diminish the damages allowed by the appraisers, and may make such establishment or alteration of any road, dependent or conditioned upon the payment, in whole or in part, of the damages awarded or expenses incurred in relation thereto by the petitioners for such road or such alteration of any road.

(b). The amount of damages awarded, if any, shall immediately be paid to the person or persons entitled thereto or deposited with the county clerk for delivery to such person or persons, which payment shall be without prejudice to the right of such person or persons to appeal to the District Court as provided by law.

(c). When the road has been established and the award has been paid by the board of county commissioners or by the State Highway Department, to the person or persons entitled thereto, or deposited with the county clerk, the Highway authorities and their contractors and employees may take possession and exercise full control of the lands within the right-of-way of the road so established.

(d). After the county or the State Highway Department has taken possession of the right-of-way, there shall be no abandonment of the establishing of the highway, and in the event of an appeal by an owner of real estate affected thereby to the District Court from the award finally made by the board of county commissioners, the said board shall pay the amount finally determined to be due.

(e). A certificate, authorized by the board of county commissioners and signed by its chairman, setting forth the legal description of the property taken shall be recorded in the office of the county clerk, and indexed in like manner and with like effect as if it were a conveyance of the easement or right-of-way from said owners to the county.

(f). If, upon considering and acting upon the report of the viewers or otherwise, the board of county commissioners shall decide to lay out or alter any road, they shall cause the county surveyor to make an accurate survey thereof, if such survey is necessary, and to plat the same in books to be provided by the county for such purpose, and the county clerk shall record in the same books opposite or near to such plat so that the same may be easily ascertained to be concerning the platted road, the proceeding of the said board in relation to the location, establishment or alteration of said road, in order to keep in a separate book a record of all the county roads of that county.

#### Right Of Way Land Tax Free During Use

Section 4. No taxes covering the real estate taken by the county or the State Highway Department for rights-of-way shall be assessed, or charged against the land owner or owners during the time that said rights-of-way are being used for the purposes for which they were established.

Section 5. This Act shall take effect and be in force from and after its passage.

Approved February 25, 1953.

### CHAPTER 182

Original Senate File No. 137

#### SESSION LAWS

AN ACT to amend and re-enact Sections 23-123, and 23-124, Wyoming Compiled Statutes, 1945, as amended and re-enacted by Sections 3 and 4, Chapter 148, Session Laws of Wyoming, 1949, providing for the number of copies of session laws to be printed and providing the manner of their distribution, and declaring an emergency to exist.

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

#### Number Of Copies Of Session Laws

Section 1. That Section 23-123, Wyoming Compiled Statutes, 1945, as amended and re-enacted by Section 3, Chapter 148, Session Laws of Wyoming, 1949, is hereby amended and re-enacted to read as follows:

23-123. The number of copies of the session laws to be published shall not be less than six hundred (600) nor more than twelve hundred (1200), the exact number to be fixed by the Secretary of State. Twenty-five per cent (25%) of the number published shall be bound in pamphlet form and seventy-five (75%) per cent shall be bound in half binding, buckram backs and corners.

## **Appendix 22**

22. Highways, ch. 160, § 1, 1959 Wyo. Sess. Laws 221, 221-22.

SESSION LAWS  
OF THE  
STATE OF WYOMING

PASSED BY THE  
THIRTY-FIFTH STATE LEGISLATURE

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CONVENED AT CHEYENNE, JANUARY 13, A.D., 1959  
ADJOURNED FEBRUARY 21, A. D., 1959

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Compiled and Published Under Statutory Authority  
by  
JACK R. GAGE  
SECRETARY OF STATE

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THE MILLS COMPANY  
PRINTERS, BINDERS, STATIONERS  
SHERIDAN, WYOMING





## CHAPTER 159

Original House Bill No. 255

## WORKMEN'S COMPENSATION DEPARTMENT

AN ACT limiting administrative expenses of the Workmen's Compensation Department of the State Treasurer's Office for the two years ending June 30, 1961, and providing for a control of such expenditures, and to provide an effective date.

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

**Limitation On Administrative Expenses**

Section 1. The Workmen's Compensation Department of the State Treasurer's Office is authorized to expend from the Industrial Accident Fund not to exceed Three Hundred Thirty-nine Thousand Nine Hundred Dollars (\$339,900.00) for administrative expenses in carrying out the provisions of the Workmen's Compensation Act for the two years ending June 30, 1961.

**Compliance With Budget Act**

Section 2. The Workmen's Compensation Department shall comply with the provisions of the Budget Act insofar as expenditures for administrative purposes are concerned.

Section 3. This Act shall take effect and be in force from and after July 1, 1959.

Approved February 27, 1959.

## CHAPTER 160

Original Senate File No. 34

## HIGHWAYS

AN ACT authorizing the abandonment of a portion or portions of state highways upon the reconstruction or relocation of any portion or portions of an existing state highway, and providing that the rights of transmission lines thereon shall not be affected.

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

**Highway Commission Authorized To Abandon Or Relinquish State Highways—Procedure—Abandonment Not To Affect Existing Rights To Maintain Transmission and Pipe Lines—Title To Abandoned Highway Vests In Adjacent Landowners**

Section 1. The State Highway Commission shall have the authority to abandon or relinquish any portion or portions of state highways upon the re-construction or relocation of any portion or portions of an existing state highway. The abandonment or relinquishment of said portion or portions of state highways shall be conclusively evidenced by the resolution duly entered in the minute record of the said commission. A certified copy of such resolution shall be recorded by the Secretary of the State Highway Commission in the office of the county clerk of the county or counties in which such abandoned or relinquished highway right-of-way is located. Such abandonment or relinquishment shall not affect the

rights of corporations or their successors in interest, acquired under the provisions of Section 3-6201, Wyoming Compiled Statutes, 1945, to continue the operation and maintenance of transmission and distribution lines constructed upon such right-of-way and shall not affect the rights of any corporation or successors in interest to continue to maintain any pipe line lawfully in the highway right-of-way at the time of such abandonment or relinquishment, and such corporations shall have the right to go upon said lands for such purposes. Upon the entry of the resolution of the abandonment or relinquishment of any portion or portions of an existing state highway in the minute record of the commission, all title and interest, except as herein provided, to the highway right-of-way shall pass to and vest in the present adjacent landowner, or landowners according to the portion contributed by each adjacent landowner or his predecessors in interest.

Approved February 27, 1959.

### CHAPTER 161

Original Senate File No. 63

#### GAME AND FISH COMMISSION

AN ACT to amend and re-enact Section 47-108, Wyoming Compiled Statutes, 1945, as amended by Section 1, Chapter 43, Session Laws of Wyoming, 1955, providing for a regular meeting and special meetings of the Wyoming Game and Fish Commission; and providing an effective date.

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

#### Regular and Special Meetings—Election of Officers—Term

**Section 1.** That Section 47-108, Wyoming Compiled Statutes, 1945, as amended and re-enacted by Section 1, Chapter 43, Session Laws of Wyoming, 1955, be amended and re-enacted to read as follows:

The members of the Commission shall meet at the State Office Building at Cheyenne, Wyoming, within thirty (30) days after their appointment and shall elect from their membership a President and Vice-President. Those elected to such offices shall hold office for one year or until their successors are chosen. Thereafter regular meetings shall be held by the Commission at the State Office Building at Cheyenne, Wyoming, on the third Tuesday in the month of January and at such other times or places as the Commission deems desirable or necessary. The members of the Commission shall be notified of the time and places of the special meetings by written notice.

**Section 2.** This Act shall take effect and be in force from and after its passage.

Approved February 27, 1959.

## **Appendix 23**

23. Highway Abandonment, ch. 7, § 1, 1965 Wyo. Sess. Laws 4, 4-5.

# SESSION LAWS

OF THE

# STATE OF WYOMING

PASSED BY THE

## THIRTY-EIGHTH STATE LEGISLATURE

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CONVENED AT CHEYENNE JANUARY 12, A. D., 1965  
ADJOURNED FEBRUARY 20, A. D., 1965

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Compiled and Published Under Statutory Authority

by

**THYRA THOMSON**

SECRETARY OF STATE

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CASPER, WYOMING

entry of the child in the adoptive home or as soon thereafter as is reasonably convenient. When a petition is filed and presented to the district judge, praying for the adoption of a child or children, the judge shall by written order set the petition for hearing, and require parents who have not given written consent or who have not been judicially deprived of parental rights, to appear on the day set and show cause why such petition should not be granted and an interlocutory order of adoption be entered thereon. A parent who is a minor shall have the right to relinquish his or her child for adoption and to consent to such adoption, and such relinquishment and consent shall not be subject to revocation by reason of such minority alone.

Approved January 27, 1965.

## CHAPTER 6

Original House Bill No. 21

### ABANDONED VEHICLES

AN ACT to amend and re-enact Section 8, Chapter 115, Session Laws of Wyoming 1963, relating to the time in which the owner of an abandoned vehicle may claim such vehicle and directing payment of all proceeds resulting from the sale of unclaimed abandoned vehicles to the County Treasurer in whose county such abandoned vehicle was sold.

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

#### Former Owner May Recover Sale Proceeds; Disposition of Unclaimed Funds

Section 1. That Section 8, Chapter 115, Session Laws of Wyoming 1963, be amended and re-enacted to read as follows:

At any time within one year after the sale of a vehicle the former owner of the vehicle may recover, out of the Abandoned Vehicle Account, the proceeds transmitted by the Sheriff to the County Treasurer by filing a claim with the County Treasurer. Upon proper proof of ownership, the County Treasurer shall issue a check and charge the Abandoned Vehicle Account with said amount in favor of such claimant for the amount which was paid into the County Treasury. If no claim is made by the owner within one year after the date of sale, such proceeds shall be credited to the general fund of the County Treasurer as a recovery and the owner shall be precluded from any claim to such proceeds.

Approved January 28, 1965.

## CHAPTER 7

Original House Bill No. 48

### HIGHWAY ABANDONMENT

AN ACT to amend and re-enact Section 1, Chapter 160, Session Laws of Wyoming 1959, relating to the abandonment or relinquishment of portions of state highways whereby title reverts to the adjacent landowners or vests

in either a county or city upon its adoption of an ordinance or resolution to that effect.

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

**Abandonment Proceeding; Resolution; Recordation; Easements;  
Relinquishment to County, City; Procedure**

**Section 1.** That Section 1, Chapter 160, Session Laws of Wyoming 1959, be amended and re-enacted to read as follows:

(a) The State Highway Commission shall have the authority to abandon or relinquish any portion or portions of state highways upon the reconstruction or relocation of any portion or portions of an existing state highway. The abandonment or relinquishment of said portion or portions of state highways shall be conclusively evidenced by the resolution duly entered in the minute record of the said commission. A certified copy of such resolution shall be recorded by the Secretary of the State Highway Commission in the office of the county clerk of the county or counties in which such abandoned or relinquished highway right-of-way is located. Such abandonment or relinquishment shall not affect the rights of corporations or their successors in interest, acquired under the provisions of Section 1-791, Wyoming Statutes 1957, to continue the operation and maintenance of transmission and distribution lines constructed upon such right-of-way and shall not affect the rights of any corporation or successors in interest to continue to maintain any pipe line lawfully in the highway right-of-way at the time of such abandonment or relinquishment, and such corporations shall have the right to go upon said lands for such purposes. Upon the entry of the resolution of the abandonment or relinquishment of any portion or portions of an existing state highway in the minute record of the commission, all title and interest, except as herein provided, to the highway right-of-way shall pass to and vest in the present adjacent landowner, or landowners according to the portion contributed by each adjacent landowner or his predecessors in interest.

(b) In lieu of abandonment, the State Highway Commission may, upon request therefor, relinquish to any county or city any portion of a state highway within such county or city which is proposed to be removed from the state highway system. Such request shall be in the form of a resolution adopted by the governing body of such county or city, as the case may be, indicating that the portion or portions of the state highway sought to be incorporated within the local road, street or highway system would be a necessary or desirable extension of such system, and further, expressing the agreement of such county or city to assume all responsibility with regard to repair, service and maintenance of such road. Relinquishment by the State Highway Commission shall be by quit-claim deed effective upon recordation in the office of the County Clerk and recorder of the county in which the state highway is located.

Approved January 29, 1965.

**Appendix 24**

24. Forest Roads – Repair and Maintenance, Ch. 10, § 1, 1969 Wyo. Sess. Laws  
10, 10.

**SESSION LAWS**  
OF THE  
**STATE OF WYOMING**

PASSED BY THE  
**FORTIETH STATE LEGISLATURE**

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CONVENED AT CHEYENNE, JANUARY 14, 1969  
ADJOURNED FEBRUARY 22, 1969

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Compiled and Published Under Statutory Authority  
by

**THYRA THOMSON**  
SECRETARY OF STATE

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CASPER, WYOMING



Commissioner, he shall, without unnecessary delay, account for and pay over the same to the State Treasurer for credit to the "Escheat Fund" to be held therein and disposed of in accordance with the provisions of Section 9-688, Wyoming Statutes 1957.

#### Insurance Company Relieved of Liability

Section 4. Upon payment of such funds by the life insurance company, the company shall, to the extent of amount so paid, be relieved of and held harmless by the state from any and all liability for any claim or claims which exist at such time with reference to such unclaimed funds or which may thereafter be made or may come into existence on account of or in respect to any such unclaimed funds. Provided, however, that in the event legal proceedings are instituted against the life insurance company with respect to such funds, the company shall give timely notice of suit to the Attorney General who may, in his discretion, intervene therein.

Approved January 30, 1969.

### CHAPTER 10

Original Senate File No. 46

#### FOREST ROADS—REPAIR AND MAINTENANCE

AN ACT authorizing any board of county commissioners to enter into agreements with the Forest Service of the U.S. Department of Agriculture or other federal agency to provide for the cooperative construction, maintenance and use of roads located within the boundaries of the county.

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

#### Agreements by County Commissioners with the Forest Service Concerning

Section 1. The board of county commissioners of any county of this state may, in its discretion, enter into cooperative agreements with the Forest Service of the U.S. Department of Agriculture or other federal agency to provide for the joint construction, maintenance and use of roads located within the boundaries of the county, where such roads are used by the Forest Service or other federal agency in the protection, administration and utilization of the national forests and national recreation areas or other federal lands and are also used by communities or persons within or adjacent to such national forests or other federal lands in the use and development of the resources thereof or where such roads otherwise serve the needs of the public.

Approved February 3, 1969.

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## **Appendix 25**

25. Highway Lands, ch. 139, § 1-3, 1983 Wyo. Sess. Laws 406, 406-409.

06/30/83 - Legislative Service Office

**SESSION LAWS**  
**OF THE**  
**STATE OF WYOMING**

**PASSED BY THE**  
**FORTY-SEVENTH STATE LEGISLATURE**  
**1983 SESSION**

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**CONVENED AT CHEYENNE, JANUARY 11, 1983**

**ADJOURNED MARCH 2, 1983**

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**Compiled and Published under Statutory Authority**

**by**

**LEGISLATIVE SERVICE OFFICE**

**Section 4.** This act is effective May 27, 1983, except for W.S. 1-11-303 which is effective July 1, 1984.

Approved March 7, 1983.

## CHAPTER 139

Original Senate File No. 181

### HIGHWAY LANDS

AN ACT to amend W.S. 9-2-1016(b)(iv), 24-2-102, 24-2-109 and 24-3-126; and to repeal W.S. 24-2-103, 24-2-104 and 24-2-113 relating to public highways; providing for acquisition and disposition of real property for highway purposes; providing that title to lands acquired shall vest in the highway commission; providing lands not used for highway purposes shall be sold by the highway commission; providing for abandonment or relinquishment of lands upon reconstruction or relocation of highways; repealing statutes relating to acquisition of lands and buildings to house the highway department headquarters and to acquisition of lands containing deposits of road building materials; and providing for an effective date.

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

**Section 1.** W.S. 9-2-1016(b)(iv), 24-2-102, 24-2-109 and 24-3-126 are amended to read:

**9-2-1016. Purchasing and property control division; definitions; duties; creation and powers of surplus property section; limitation on charges and fees relative to federal property; disposition of revenues therefrom; authority to secure transfer of surplus property; federal excess property; use in state institutions of meat produced or processed outside United States prohibited.**

(b) For the purpose of this subsection the term "agencies" does not include the University of Wyoming, and does not include the highway department except as to paragraphs (x), (xi) and (xii) of this subsection. The department through the purchasing and property control division shall:

(iv) Supervise and approve disposition by sale or trade-in of all agencies' supplies, materials, equipment or property which have become useless to the state. The disposition of real property in excess of forty (40) acres in one (1) tract or valued at fifteen thousand dollars (\$15,000.00) or more shall not be disposed of at less than current appraised value as authorized by the capitol building commission. No other property shall be disposed of at less than fair market value either for cash or in exchange for credit upon purchase of new property or equipment. All sales shall be public and based upon adequate notice except that for the first sixty (60) days after acquisition, any personal property may be made available to those entities qualifying under federal surplus property guidelines

through the state surplus property warehouse. The proceeds of sale, less cost of sale, shall be remitted to the treasurer for the benefit of the fund from which the supplies, materials, equipment or property were purchased. This paragraph shall not apply to, nor shall the department or the capitol building commission approve or supervise the disposition of land by the state highway commission;

**24-2-102. Acquisition of land and erection of headquarters.**

(a) To construct, maintain and supervise the public highways of this state, the state highway department is authorized to:

(i) Acquire, hold and manage real property in the name of the state highway commission and to develop, improve, operate and maintain the same for any necessary public purpose. Lands acquired for rights-of-way for highways may be up to three hundred (300) feet wide and greater where extra width is necessary for:

- (A) Deposits of road building materials;
- (B) Deposits of waste materials;
- (C) Embankments;
- (D) Excavations;
- (E) Maintenance;
- (F) Parking facilities;
- (G) Roadside rest areas; and
- (H) Scenic roadside areas.

(ii) Sell, exchange, abandon, relinquish or otherwise dispose of real property including land, water and improvements for any necessary purpose in accordance with rules and regulations promulgated by the state highway commission, provided that disposition of water rights shall be in accordance with law.

(b) The commission shall not acquire property by eminent domain except for highway rights-of-way as specified by subparagraphs (a)(i)(A) through (F) of this section and only if the property for those purposes is immediately adjacent to the highway right-of-way.

**24-2-109. Designation of state highways; vesting of county interest in state; condemnation proceedings; commission authorized to acquire severed portions of land; land to be sold.**

(a) The state highway commission shall designate public highways to be known as state highways, which may coincide in whole or in part with previously established county roads. When the state highway is defined and designated by resolution entered in the records of the commission, all title and interest of the respective counties, in the road and right-of-way designated, shall pass to and vest in the state highway commission of Wyoming.

(b) Pursuant to W.S. 24-2-102:

(i) Any rights-of-way for state highways not acquired from the respective counties may be acquired;

(ii) The commission shall have the authority to acquire by purchase or gift, the parcel or parcels of property that may be severed or damaged as a result of the acquisition of the highway right-of-way; provided, that the commission shall not acquire any such parcel or parcels of land by purchase or gift until full settlement has been made for the damages to the landowner as otherwise provided by law.

(iii) Any parcel of land acquired pursuant to paragraph (b)(ii) of this section and not otherwise used for highway purposes or traded for land used for highway purposes shall be offered for sale within two (2) years from the date of the completion of the project for which it was acquired. After written notice to the capitol building commission, the sale or disposition of this land shall be in accordance with rules and regulations adopted by the highway commission.

**24-3-126. Abandonment of portion of highway upon reconstruction or relocation of existing highway; relinquishment to county or city in lieu of abandonment.**

(a) The state highway commission may abandon or relinquish any portion of state highways upon the reconstruction or relocation of any portion of an existing state highway.

(b) Prior to abandonment of any portion of a state highway, the state highway commission shall offer the highway to the governing body of any county or city in which the highway is located. Upon being notified of the state highway commission's intent to abandon any portion of a state highway, the governing body of the county or city shall comply with the procedures provided for in paragraph (c)(ii) of this section in order to initiate transfer of the state highway.

(c) The abandonment or relinquishment of any portion of state highways shall be conclusively evidenced by the resolution entered in the minute record of the commission. A certified copy of the resolution shall be recorded by the secretary of the state highway commission in the office of the county clerk of any county in which abandoned or relinquished highway right-of-way is located. Abandonment or relinquishment shall not affect the rights of corporations or their successors in interest acquired under the provisions of W.S. 1-26-813 to continue the operation and maintenance of transmission and distribution lines constructed upon the right-of-way and shall not affect the rights of any corporation or successors in interest to continue to maintain any facility lawfully in the highway right-of-way at the time of any abandonment or relinquishment. Corporations shall have the right to go upon these lands for the purposes associated with maintenance or use of their facility. Specific rules regarding relinquishment and abandonment are:

(i) Upon the entry of the resolution of abandonment in the minute record of the commission, all title and interest, except as herein provided, to the highway right-of-way shall pass to and vest in the present adjacent

landowner according to the portion contributed by adjacent landowner or his predecessor in interest;

(ii) Instead of abandonment, the state highway commission may, upon written request, relinquish to any county or city any portion of a state highway within the county or city proposed to be removed from the state highway system. The request shall be in the form of a resolution adopted by the governing body of the county or city, indicating that the portion of the state highway sought by the governing body will be used for a local public purpose enumerated in the resolution and expressing the agreement of the county or city to assume all responsibility with regard thereto. Relinquishment by the state highway commission shall be by entry of the resolution of relinquishment in the minute record of the commission and by quitclaim deed effective upon recordation in the office of the county clerk and recorder of any county in which the real property is located.

**Section 2.** W.S. 24-2-103, 24-2-104 and 24-2-113 are repealed.

**Section 3.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

Approved March 7, 1983.

## CHAPTER 140

Original House Bill No. 356

### MOTOR CARRIER REVISION

AN ACT to repeal and recreate W.S. 37-8-101 through 37-8-518 as 37-8-101 through 37-8-501 relating to motor carriers; revising portions of Title 37, Chapter 8. of the Wyoming statutes; eliminating duplications, redundancies and archaic language in those statutes; simplifying administrative provisions; authorizing identification stickers; increasing interest rates for delinquent fees; providing that farm and ranch vehicles are taxed at a flat rate up to 22,500 pounds rather than 16,000 pounds; increasing penalties; and providing for an effective date.

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

**Section 1.** W.S. 37-8-101 through 37-8-518 are repealed and recreated as 37-8-101 through 37-8-501 to read:

## **Appendix 26**

26. County Road Procedure Amendments, ch. 83, § 1, 1985 Wyo. Sess. Laws 93, 93.



**SESSION LAWS**  
**OF THE**  
**STATE OF WYOMING**

**PASSED BY THE**  
**FORTY-EIGHTH STATE LEGISLATURE**

**1985 GENERAL SESSION**

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**CONVENED AT CHEYENNE, JANUARY 8, 1985**

**ADJOURNED FEBRUARY 23, 1985**

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**Compiled and Published under Statutory Authority**

**by**

**LEGISLATIVE SERVICE OFFICE**

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**Section 4.** This act is effective May 23, 1985.

Approved February 14, 1985.

## CHAPTER 83

Original House Bill No. 32

### COUNTY ROAD PROCEDURE AMENDMENTS

AN ACT to amend W.S. 24-3-101(b)(i) and 24-3-103 relating to the procedure for establishing, altering or vacating county roads; changing the requirements for executing the petition; providing the viewer need not be an elector in the county; and providing for an effective date.

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

**Section 1.** W.S. 24-3-101(b)(i) and 24-3-103 are amended to read:

**24-3-101. Resolution by county commissioners; petition of county electors.**

(b) (i) Any person desiring the establishment, vacation or alteration of a county highway shall file in the office of the county clerk of the proper county, a petition signed by five (5) or more electors of the county residing within twenty-five (25) miles of the road proposed to be established, altered, or vacated, in substance as follows: To the Board of County Commissioners of .... County. The undersigned ask that a county highway, commencing at .... and running thence .... and terminating at .... be established (altered or vacated as the case may be).

**24-3-103. Viewer; appointment, qualifications and duties generally.** Upon filing of the petition the board of the county commissioners at a regular or special meeting, or the chairman of the board, if in his judgment an emergency exists, shall appoint a suitable and disinterested person, who may be a member of the board of county commissioners, to examine into the expediency of the proposed road, alteration or vacation thereof, and to report immediately.

**Section 2.** This act is effective May 23, 1985.

Approved February 15, 1985.

**Appendix 27**

27. Identification of County Roads, ch. 69, § 1-2, 1987 Wyo. Sess. Laws 98, 98-101.

**SESSION LAWS**

OF THE

**STATE OF WYOMING**

PASSED BY THE

**FORTY-NINTH STATE LEGISLATURE**

1987 GENERAL SESSION

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CONVENED AT CHEYENNE, JANUARY 13, 1987

ADJOURNED MARCH 2, 1987

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Compiled and Published under Statutory Authority

by

**LEGISLATIVE SERVICE OFFICE**

CHAPTER 68

Original Senate File No. 173

INSURANCE — LIMITS ON INVESTMENTS

AN ACT to amend W.S. 26-7-106(a)(v) relating to insurance; modifying restrictions on stock investments for life insurers; and providing for an effective date.

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

**Section 1.** W.S. 26-7-106(a)(v) is amended to read:

**26-7-106. Diversification of and limits on investments.**

(a) An insurer shall invest in or hold as admitted assets only categories of investments within applicable limits as follows:

(v) No life insurer shall invest and have invested at any time in aggregate amount more than seven percent (7%) of its assets in all stocks under W.S. 26-7-107(a)(iv), (v), (vi) and (viii), except this does not apply to stock of a controlled or subsidiary corporation under W.S. 26-7-107(a)(vi) and 26-7-107(a)(vii);

**Section 2.** This act is effective May 22, 1987.

Approved February 20, 1987.

CHAPTER 69

Original House Bill No. 34

IDENTIFICATION OF COUNTY ROADS

AN ACT to create W.S. 24-3-201 through 24-3-206 relating to county roads; providing a procedure to identify county roads; declaring a purpose; providing definitions; requiring a resolution by the board of county commissioners to initiate the identification procedure; providing for notice, filing of claims and objections and a hearing; and providing for an effective date.

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

**Section 1.** W.S. 24-3-201 through 24-3-206 are created to read:

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## ARTICLE 2

## IDENTIFICATION OF COUNTY ROADS PROCEDURE

**24-3-201. Purpose.** The legislature finds that due to inaccurate and inconsistent records, there exist roads which are seldom used, not maintained and are not identified as or believed by the public to be county roads but are, in fact, county roads. Recognizing the numerous difficulties resulting from the existence of such county roads, the legislature finds it in the best interest of the public to create a procedure to identify county roads, thereby altering and vacating these abandoned or unnecessary county roads without survey.

**24-3-202. Definitions.**

(a) As used in this act:

(i) "Board" means the board of county commissioners of any county;

(ii) "This act" means W.S. 24-3-201 through 24-3-206.

**24-3-203. Board may identify county roads through specified procedure; resolution; terms; limited to not more than one per area.**

(a) Notwithstanding W.S. 24-1-102 and 24-3-101 through 24-3-127, when it finds the public interest so requires, the board may initiate the identification procedure under this act for county roads in the county by adopting a resolution to which maps shall be incorporated by reference which shall indicate a general description of all county roads in the area described in the map which shall be unaffected by identification under the resolution. No county road shall be listed as unaffected by a resolution under this act unless it was established under other law. No map incorporated into the resolution shall describe an area of less than six hundred forty (640) acres.

(b) The board shall not adopt more than one (1) resolution identifying ~~county roads~~ under this act in any area of the county. \*

(c) No road shall be vacated or altered under this act if it is currently identified and maintained as a county road. The identification procedure under this act shall not be used to establish a county road which was not previously established under other law. \*

**24-3-204. Notice of identification to be published.**

(a) Prior to adoption of a resolution identifying county roads in any area in the county, notice of the proposed identification shall be published for four (4) successive weeks in four (4) successive issues in a newspaper of general circulation in the county in substantially the following form:

NOTICE OF IDENTIFICATION OF COUNTY ROADS  
UNDER W.S. 24-3-201 THROUGH 24-3-206

TO WHOM IT MAY CONCERN: The Board of County Commissioners intends to identify county roads in the following areas of (name of county) county under the identification procedure contained in W.S. 24-3-201 through 24-3-206: (general description of areas described in the map, i.e. USGS Quad map, section, township, range, etc.)

The only county roads in the township which shall exist after this identification procedure are described as follows:

(Road name, road number or petition number)

All other county roads within the area identified in the map which are not described above shall be accordingly vacated upon adoption of the resolution for identification. All objections to or claims for damage by reason of this identification procedure shall be filed in writing with the county clerk of this county before 12:00 noon on the .... day of .... (not less than thirty (30) days after publication of the fourth notice) or the county roads will be vacated as indicated without reference to the objections or claims.

(b) The notice shall include a map of each area affected indicating the approximate location of county roads which shall exist after the proposed identification action.

**24-3-205. Objections and claims for damages; when filed; when barred; procedure for considering.**

(a) If the board initiates identification of county roads under this act, the board shall establish a date not less than thirty (30) days after the fourth notice is published, by which all objections to and claims for damages by reason of the identification shall be filed with the county clerk.

(b) Objections to or claims for damages by reason of identification under this act filed after 12:00 noon on the date established in subsection (a) of this section shall not be considered by the board and are deemed waived.

(c) If claims for damage are filed under this section, the claims shall be considered in the same manner as provided under W.S. 24-3-114 through 24-3-121.

**24-3-206. Effect of identification.** If the board identifies roads under this act, the roads designated as county roads in the identification action shall be the only county roads within the area identified and all other county roads within the area identified are accordingly altered or vacated. The board shall direct the county clerk to and the county clerk shall record the identification as an entry in the abstract of lands books as if it were a conveyance of rights from the county to the lands affected. Roads identified as county roads under this act, shall not be county roads

unless the county has a valid title or recorded easement to the right-of-way.

**Section 2.** This act is effective May 22, 1987.

Approved February 20, 1987.

## CHAPTER 70

Original House Bill No. 290

### TAXPAYER BONDING AND LICENSING

AN ACT to create W.S. 39-6-1001; to amend W.S. 37-8-405, 39-6-203(a), 39-6-210(c) introductory paragraph and by creating a new subsection (e), 39-6-403(a), (g) introductory paragraph and (h), 39-6-409(d), 39-6-411(b) introductory paragraph, 39-6-503, 39-6-509(e), 39-6-512(b) introductory paragraph, 39-6-602 by creating a new subsection (d) and 39-6-910(c) introductory paragraph and by creating a new subsection (d); and to repeal W.S. 37-8-404(d), 39-6-403(g)(iii), 39-6-903(b) and 39-6-913(d) relating to taxpayer bonding and licensing; deleting the requirement for payors of gasoline, special fuel, sales and use taxes and compensatory fees to post a bond to ensure payment; providing a system to replace tax delinquencies out of revenues; establishing limits on the amount of revenues transferred to and remaining in accounts to replace delinquencies; modifying the procedure for suspension and revocation of sales and use tax licenses; requiring prepayment of sales and use taxes in certain cases; authorizing nonresident contractors to elect to file a single, annual bond; providing a statement of purpose; and providing for an effective date.

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

**Section 1.** W.S. 39-6-1001 is created to read:

## ARTICLE 10

### TAXPAYER REVENUE ACCOUNTS

**39-6-1001. Taxpayer accounts created within earmarked revenue fund; distribution of funds in excess of specified limits.**

(a) There is created a gasoline taxpayer account within the earmarked revenue fund into which revenues shall be deposited pursuant to W.S. 39-6-210(e). Any funds in excess of seven hundred fifty thousand dollars (\$750,000.00) in the account shall be distributed in accordance with W.S. 39-6-210(c).

(b) There is created a sales and use taxpayer account within the earmarked revenue fund into which revenues shall be deposited pursuant to W.S. 39-6-409(d) and 39-6-509(e). Any funds in excess of four million dollars (\$4,000,000.00) in the account shall be distributed in accordance with W.S. 39-6-512(b).