

NORTH CAROLINA GENERAL ASSEMBLY  
1969 SESSION

CHAPTER 192  
HOUSE BILL 141

1 AN ACT RELATING TO RIGHT OF APPEAL IN DRAINAGE DISTRICT HEARINGS.

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3 The General Assembly of North Carolina do enact:  
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5 **Section 1.** G.S. 156-75 is hereby amended by striking out the first three sentences  
6 thereof and substituting in lieu thereof the following:

7 "**G. S. 156-75. Appeal from final hearing.** Any landowner, party petitioner or the Drainage  
8 District may, within ten days after the ruling or adjudication by the Clerk upon the report of the  
9 board of viewers, appeal to the Superior Court in session time or in chambers. Such appeal  
10 shall be taken and prosecuted as provided in special proceedings. Such appeal shall be based  
11 and heard only upon the exceptions filed thereto in writing by the appealing party, either as to  
12 issues of law or fact, and no additional exceptions shall be considered by the court upon the  
13 hearing of the appeal."

14 **Sec. 2.** G.S. 156-93.21(10) is hereby rewritten in its entirety to read as follows:

15 "(10) Any landowner, party petitioner or the Drainage District may, within ten  
16 days after the ruling or adjudication by the Clerk upon the report of the  
17 board of viewers, appeal to the Superior Court in session time or in  
18 chambers. Such appeal shall be taken and prosecuted as provided in special  
19 proceedings. Such appeal shall be based and heard only upon the exceptions  
20 filed thereto in writing by the appealing party, either as to issues of law or  
21 fact, and no additional exceptions shall be considered by the court upon the  
22 hearing of the appeal. All of the terms and provisions of G.S. 156-75 shall  
23 apply to the appeal."

24 **Sec. 3.** (15) Any landowner, party petitioner or the Drainage District may, within  
25 ten days after the ruling or adjudication by the Clerk upon the report of the board of viewers,  
26 appeal to the Superior Court in session time or in chambers. Such appeal shall be taken and  
27 prosecuted as provided in special proceedings. Such appeal shall be based and heard only upon  
28 the exceptions filed thereto in writing by the appealing party, either as to issues of law or fact,  
29 and no additional exceptions shall be considered by provisions of G.S. 156-75 shall apply to the  
30 appeal.

31 **Sec. 4.** All laws and clauses of laws in conflict with this Act are hereby repealed.

32 **Sec. 5.** This Act shall become effective upon its ratification.

33 In the General Assembly read three times and ratified, this the 7th day of April,  
34 1969.