

## **IC 32-26-7**

### **Chapter 7. Recording Fencemarks; Removal of Marked Fencing From Overflowed Lands**

#### **IC 32-26-7-1**

##### **Rails and plank fencing; record of marks**

Sec. 1. If petitioned by at least twenty (20) property owners in the county, the board of county commissioners shall furnish a blank book to the recorder of the county, paid for out of the county fund, in which the county recorder shall keep a record of marks of rails and plank fencing that are adopted by the property owners of the county.  
*As added by P.L.2-2002, SEC.11.*

#### **IC 32-26-7-2**

##### **Fees for recording marks**

Sec. 2. The county recorder shall charge a fee in accordance with IC 36-2-7-10 for the recording of each mark from the person adopting and having the mark recorded. The recorder may not record two (2) marks that exactly correspond.  
*As added by P.L.2-2002, SEC.11.*

#### **IC 32-26-7-3**

##### **Floods removing rails or plank fencing; recovery from land of another**

Sec. 3. Any person who has the person's rails or plank fencing marked and recorded as provided under this chapter may, if the rails or plank fencing are removed by high water and overflow off the person's property on to the property of another person, remove the rails and plank fencing on to the person's own property at any time of the year. The owner of the rails or plank fencing is responsible for and shall pay all damages that may be done to growing grain on the property from which the rails or plank fencing are removed or over which the rails or plank fencing are hauled.  
*As added by P.L.2-2002, SEC.11.*