

**179.300 Engineer may enter private lands to prevent flooding of roads.**

The county road engineer may enter upon any of the lands adjacent to any public road for the purpose of opening any existing ditch or drain, or for digging a new ditch or drain for the free passage of water for the drainage of public roads. He may enter upon land adjoining streams to drive piles, throw up embankments, or to perform any other work necessary to keep the streams within their proper channels, and to prevent their encroachment upon public roads or abutments of bridges. He may also enter upon the lands adjoining a public road, which during the time of high water is subject to overflow from streams to remove or change the position of a fence or other obstructions, preventing the free flow of water under or through a bridge or culvert whenever it is necessary for the protection of a public road or bridge.

**Effective:** October 1, 1942

**History:** Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 4352.