

Date

Landowner  
Street  
City, State Zip

Re: \_\_\_\_\_ Township, \_\_\_\_\_ County

Dear \_\_\_\_\_:

This letter is sent to you to request you immediately cease and desist farming the township right-of-way. Please be advised farming the right-of-way or grazing the right-of-way/ditches violates SDCL 31-32-7, enclosed. You are hereby directed to remove any and all fence posts and not to have any crops placed in the township right-of-way of your property described as:

\_\_\_\_\_ County, South Dakota.

If you are found to have caused intentional destruction to the public highway you may be found guilty of SDCL 31-32-1, enclosed, which is a Class 6 Felony and could be subject to the penalties provided by law.

It is improper for you to use the right-of-way by placing posts or anything else in the right-of-way due to safety concerns and the interference with road maintenance such as blading and snow removal. I would also refer you to SDCL 31-32-3.1 which states that intentionally placing any material or cargo on or within the highway right-of-way is a Class 1 Misdemeanor. In addition to the criminal sanctions you could also be liable civilly for your actions. Civil liability could arise in if a party is injured or if the township incurs additional expense in maintaining the road and right-of-way.

Thank you for your cooperation.

Very truly yours,

\_\_\_\_\_ Township Supervisors