

TAKING OF PUBLIC UTILITY BY CITY (EXCERPT)
Act 119 of 1919

213.128 Appeal; hearing; determination; expenses, compensation, damage.

Sec. 18. The said appeal may be brought on for hearing at any term of the supreme court, and said court may affirm, or for any substantial error reverse the judgment, either in whole or in part, and may grant a new trial, either upon the whole case or upon such parts as the court may deem just. The said court shall allow the prevailing party his reasonable costs and expenses to be taxed, and all costs, damages and expenses awarded to the city, if it so elect, may be applied on or deducted from the compensation, if any, to be paid, or execution may issue on the judgment. Damages may be awarded against a party appealing without reasonable cause.

History: 1919, Act 119, Eff. Aug. 14, 1919;—CL 1929, 3828;—CL 1948, 213.128.