

PUBLIC HIGHWAYS AND PRIVATE ROADS (EXCERPT)
Act 283 of 1909

224.16 Condemnation; payment of awards; certificate of court, recording; vesting of title; prima facie evidence; court commissioners, compensation, expenses.

Sec. 16. After the court shall confirm the report of the court commissioners, it shall enter an order authorizing the board of county road commissioners to pay the several sums awarded for damages, and the board shall pay the same accordingly. Such payment shall be made in money to the several persons entitled thereto, and if refused, or if there be no person properly authorized to receive the same, it shall be deposited as directed by the court. Upon filing proof of payment or deposit as ordered, the court shall prepare a certificate under its seal, signed by the judge, reciting briefly the proceedings that have been had, giving the names of the parties interested, describing the lands taken for such road, the award of damages therefor and the payment or deposit of the money, and deliver the same to the board of county road commissioners, and thereupon the title to such land shall be deemed vested in the county to be used for road purposes only. Such certificate shall be recorded in the book of deeds in the office of the register of deeds. Such certificate, certificates or the record thereof or a certified copy of such record, shall be prima facie evidence of the facts recited therein, and of title to such lands in the county and of the right of the board of county road commissioners to construct and maintain a road thereon. The court shall fix the compensation of the court commissioners and determine the amount of necessary expenses incurred in connection with such proceedings which shall be paid by the board of county road commissioners.

History: 1909, Act 283, Eff. Sept. 1, 1909;—CL 1915, 4362;—Am. 1929, Act 275, Eff. Aug. 28, 1929;—CL 1929, 3991;—CL 1948, 224.16.

Former law: See section 16 of Act 149 of 1893, being CL 1897, § 4277.

Popular name: County Road Law