

**HIGHWAY OBSTRUCTIONS AND ENCROACHMENTS; USE OF HIGHWAY BY PUBLIC
UTILITIES (EXCERPT)
Act 368 of 1925**

247.177 Trespass action; trial and appeal.

Sec. 7. Either party may appeal to the circuit court of the proper county in the same manner that appeals are taken from justices' courts in other cases, but in case of an appeal taken by the commissioner or commissioners, he or they shall not be required to pay the costs or furnish an appeal bond. In case of such appeal, trial shall be had on the issue joined in the justice court, and in case of a judgment in any court against the commissioner or commissioners no execution shall issue, but the judgment shall be certified to the proper supervisor and the amount thereof assessed and collected as in case of judgments against townships and counties.

History: 1925, Act 368, Eff. Aug. 27, 1925;—CL 1929, 4047;—CL 1948, 247.177.

Former law: See section 5 of Ch. 7 of Act 283 of 1909, being CL 1915, § 4405.