

Revised Statutes of 1846 (EXCERPT)
R.S. of 1846

DIVISIONS OF COUNTIES, ETC.

45.20 Division or alteration of county; lands within county limits.

Sec. 20. When a county seized of lands shall be divided into 2 or more counties, or shall be altered in its limits, by annexing a part of its territory to any other county or counties, each county shall become seized to its own use, of such part of said lands as shall be included within its limits, as settled by such division or alteration.

History: R.S. 1846, Ch. 13;—CL 1857, 319;—CL 1871, 451;—How. 457;—CL 1897, 2459;—CL 1915, 2256;—CL 1929, 1113;—CL 1948, 45.20.

45.21 Division or alteration; apportionment of personalty.

Sec. 21. When a county possessed of, or entitled to money, rights, credits, things in action or personal property, shall be so divided or altered, or when any unorganized county or district annexed to any county for judicial purposes, shall be organized into a separate county, such money, rights, credits, things in action or personal property, shall be adjusted and apportioned, and a settlement thereof made between the counties interested therein, by the supervisors thereof, as to them or a majority of them shall appear to be just and equitable.

History: R.S. 1846, Ch. 13;—CL 1857, 320;—CL 1871, 452;—How. 458;—CL 1897, 2460;—CL 1915, 2257;—CL 1929, 1114;—CL 1948, 45.21.

45.22 Division or alteration; settlement by meeting of county supervisors.

Sec. 22. The supervisors aforesaid shall meet for the purpose of such settlement, at such time as shall be prescribed by the law making such division or alteration; or if no time is prescribed by such law, at such time as the board of supervisors of either of the counties interested shall appoint, at the office of the treasurer of the county retaining the original name of the county so divided or altered.

History: R.S. 1846, Ch. 13;—CL 1857, 321;—CL 1871, 453;—How. 459;—CL 1897, 2461;—CL 1915, 2258;—CL 1929, 1115;—CL 1948, 45.22.

45.23 Division or alteration; apportionment of debts.

Sec. 23. Debts owing by a county so divided or altered, shall be apportioned in the manner prescribed in section 21 of this chapter, and each county shall thereafter be charged therewith, according to such equitable apportionment.

History: R.S. 1846, Ch. 13;—CL 1857, 322;—CL 1871, 454;—How. 460;—CL 1897, 2462;—CL 1915, 2259;—CL 1929, 1116;—CL 1948, 45.23.

45.24 Disagreement over settlement; arbitration commissioners, appointment.

Sec. 24. In case of the division or alteration of a county as aforesaid, if the supervisors cannot agree upon a settlement, as provided in this chapter, the supervisors of either of the counties interested may apply to the circuit court for any adjoining county, for the appointment of 5 judicious men residing within a county not interested, to be commissioners for the purpose of settling and determining the matters aforesaid between such counties; and upon such application, such circuit court shall appoint such commissioners for the purpose aforesaid.

History: R.S. 1846, Ch. 13;—CL 1857, 323;—CL 1871, 455;—How. 461;—CL 1897, 2463;—CL 1915, 2260;—CL 1929, 1117;—CL 1948, 45.24.

45.25 Arbitration commissioners; meeting; determination, finality.

Sec. 25. Such commissioners shall meet at such time as they may appoint, and after being duly sworn faithfully and impartially to perform their duties as such commissioners, shall proceed to examine into the merits of the matters aforesaid, and shall make such determination in relation thereto as to them, or a majority of them shall appear to be just and equitable, which determination shall be entered at length by the clerks of the respective counties so interested as aforesaid, upon the journals of the board of supervisors thereof, and shall be final and conclusive between such parties.

History: R.S. 1846, Ch. 13;—CL 1857, 324;—CL 1871, 456;—How. 462;—CL 1897, 2464;—CL 1915, 2261;—CL 1929, 1118;—CL 1948, 45.25.