

IN THE SUPREME COURT

On Appeal from the Michigan Court of Appeals
O'Brien, PJ, and Gleicher and Stephens, JJ

THE COUNTIES OF INGHAM, JACKSON, and
CALHOUN, Municipal corporations and bodies politic
and corporate,

Plaintiffs-Appellees,

v

THE MICHIGAN COUNTY ROAD COMMISSION
SELF-INSURANCE POOL, an unincorporated
voluntary association,

Defendant-Appellant.

Supreme Court Docket No. 160186

Court of Appeals Docket No. 334077

Ingham County Circuit Court
Case No. 15-432-NZ

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DEFENDANT-APPELLANT'S APPENDIX TO SUPPLEMENTAL REPLY BRIEF

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Dated: December 9, 2020

/s/ Jonathan B. Koch

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REPLY APPENDIX 60

THE
REVISED STATUTES
OF THE
STATE OF MICHIGAN,

PASSED AND APPROVED MAY 18, 1846.

Michigan. Laws, Statutes, etc.

Printed and published in pursuance of an Act of the Legislature, approved May 18, 1846, under
the superintendence of

SANFORD M. GREEN.



DETROIT:

BAGG & HARMON, PRINTERS TO THE STATE.

1846.

ANALYSIS

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To make return of militia to governor annually.

Other duties.

the governor, by and with the advice and consent of both branches of the legislature in joint convention, who shall be of the rank of brigadier general, and shall hold his office for two years, and until his successor shall be appointed and qualified.

SEC. 53. The adjutant general shall, before entering upon the duties of his office, and within twenty days after notice of his appointment, take the constitutional oath of office, and file the same with the secretary of state, and shall receive as a full compensation for all his services, the sum of three hundred dollars annually, payable quarter yearly.

SEC. 54. He shall, in each year, prepare a return of the militia of this state, exhibiting their full numerical strength, together with all the arms and military stores belonging to the state, designating the several kinds, condition and place of deposit, which return he shall deliver to the governor on or before the first day of December.

SEC. 55. The adjutant general shall perform all such other duties relating to the militia, arms and military stores of this state, as are required of him by law.

CHAPTER 13.

OF COUNTIES.

Boundaries of counties.

SECTION 1. The boundaries of the several counties in this state, shall remain as now established, unless the same shall hereafter be changed by the legislature.

Rights, powers, &c. of counties.

SEC. 2. All the rights, powers, duties, privileges and immunities of the several counties, shall remain as now established, until the same shall be altered by law.

For what purposes counties bodies corporato.

SEC. 3. Each organized county shall be a body politic and corporate, for the following purposes, that is to say: to sue and be sued; to purchase and hold real and personal estate for the use of the county; to borrow money for the purpose of erecting and repairing county buildings, and for the building of bridges; to make all necessary contracts, and to do all other necessary acts in relation to the property and concerns of the county.

Conveyances for the benefit of counties, their force and effect.

SEC. 4. All real and personal estate, heretofore conveyed by any form of conveyance to the inhabitants of any county, or to the county treasurer, or the governor of the late territory of Michigan, or to any committee, trustees, or other persons, for the use and benefit of such county, shall be deemed to be the property of such county; and all such conveyances shall have the same force and effect as if they had been made to the inhabitants of such counties by their respective corporate names.

How real estate of county may be conveyed.

SEC. 5. The board of supervisors of each county, or other public officers having the charge and management of the county lands, may, by their order of record, appoint one or more agents to sell any real estate of their county not donated for any special purpose, and all deeds made on behalf of such county, by such agents, under their proper hands and seals, and duly acknowledged by them, shall be sufficient to convey all the right, title, interest and estate which the county may then have in and to the land so conveyed.

REPLY APPENDIX 61

THE

COMPILED LAWS

of the

STATE OF MICHIGAN

1948

COMPILED, ARRANGED AND ANNOTATED UNDER ACT 242 OF 1943
AS AMENDED BY ACT 209 OF 1945 AND ACT 155 OF 1947.

EUGENE F. SHARKOFF, Chairman
HIRAM C. BOND, Vice-Chairman
FRED I. CHASE, Secretary
NORMAN E. PHILLEO,
WILLIAM B. CUDLIP,
Commissioners.



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COUNTIES

<p>SALARIES OF COUNTY OFFICERS Act 154 of 1879</p> <p>45.421 County officers, salaries.</p> <p>SALARIES, WAYNE COUNTY Act 261 of 1947</p> <p>45.451 County officers, salaries, determination by board of supervisors; payment of additional fees prohibited.</p>	<p>45.452 Same; non-payment of fees for new duties.</p> <p>45.453 Same; payments of collected fees to treasurer; statement, oath.</p> <p>45.454 Same; record books and accounting forms, audit, inspection; duties of treasurer.</p> <p>45.455 Same; salaries and fees of incumbents.</p> <p>45.456 Same; violation of act, penalty.</p> <p>45.457 Repeals.</p>
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R. S. 1846, Ch. 13.

OF COUNTIES.

45.1 Boundaries.

Sec. 1. The boundaries of the several counties in this state, shall remain as now established, unless the same shall hereafter be changed by the legislature.

HISTORY: C L 1857, 300;—C L 1871, 431;—How. 437;—C L 1897, 2439;—C L 1915, 2241;—C L 1929, 1109.

As to a county or other municipal organization long organized and acquiesced in, see notes to Compilers' § 41.2.
CONSTITUTION: See Const., (1850) X 1, 11; Const. VIII, 1, 15.

45.2 Powers; duties; immunities.

Sec. 2. All the rights, powers, duties, privileges and immunities of the several counties, shall remain as now established, until the same shall be altered by law.

HISTORY: C L 1857, 301;—C L 1871, 432;—How. 438;—C L 1897, 2440;—C L 1915, 2242;—C L 1929, 1100.

45.3 Body corporate, purposes.

Sec. 3. Each organized county shall be a body politic and corporate, for the following purposes, that is to say: To sue and be sued, to purchase and hold real and personal estate for the use of the county; to borrow money for the purpose of erecting and repairing county buildings, and for the building of bridges, to make all necessary contracts, and to do all other necessary acts in relation to the property and concerns of the county.

HISTORY: C L 1857, 302;—C L 1871, 433;—How. 439;—C L 1897, 2441;—C L 1915, 2243;—C L 1929, 1101.

CONSTITUTION: See Const. VIII, 1.

ACTIONS AND SUITS: As to use of corporate name of county in proceedings against counties, see Compilers' § 612.3. Service of process on counties, see Compilers' § 613.35, subd. 1. As to court for settlement of controversy, see Compilers' § 620.14. Jurisdiction of justice of the peace, see Compilers' §§ 666.4-666.6. Enforcement of judgment against county, see Compilers' § 624.7.

GARNISHMENT: Of municipalities, in courts of record, see Compilers' § 628.46, in justices' courts, see Compilers' §§ 676.30 and 676.33.

CONDEMNATION POWER: See Compilers' §§ 213.21 et seq. and 213.71 et seq.

COST-PLUS CONTRACTS: Prohibited in certain cases, see Compilers' §§ 17.41 and 17.42.

45.4 County property.

Sec. 4. All real and personal estate, heretofore conveyed by any form of conveyance to the inhabitants of any county, or to the county treasurer, or the governor of the late territory of Michigan, or to any committee, trustees, or other persons, for the use and benefit of such county, shall be deemed to be the property of such county; and all such conveyances shall have the same force and effect as if they had been made to the inhabitants of such counties by their respective corporate names.

HISTORY: C L 1857, 303;—C L 1871, 434;—How. 440;—C L 1897, 2442;—C L 1915, 2244;—C L 1929, 1102.

45.5 Sale of county lands.

Sec. 5. The board of supervisors of each county, or other public officers having the charge and management of the county lands, may, by their order of record, appoint 1 or more agents to sell any real estate of their county not donated for any special purpose, and all deeds, made on behalf of such county, by such agents under their proper hands and seals, and duly acknowledged by them, shall be sufficient to convey all the right, title, interest and estate which the county may then have in and to the land so conveyed.

HISTORY: C L 1857, 304;—C L 1871, 435;—How. 441;—C L 1897, 2443;—C L 1915, 2245;—C L 1929, 1103.