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The Michigan Engineer Volume 10-12

By Michigan Engineering Society

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Excerpt: .In 1827 the Territory was evidently becoming settled, and something more than highway drainage was needed. In this year it was provided that in case the land was situated so as to be conveniently drained, and the parties could not agree as to how much each should dig, the fence viewers might set 1 Zink vs Board of Supervisors, 36 N. W. 73. 2 Volume 1, page 453. off to each his portion and assess damages for non-performance. The first drainage Act of the new State was passed in 1839.1 Any person who deemed it necessary to open a drain through other lands than his own, could have a jury summoned, ex parte, who should view the premises of the obstinate party; if, in the judgment of the jury, the damages would be more than the benefits to be derived from the drain, the party...



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