

**222.26 RIGHT-OF-WAY OVER PUBLIC WAY.**

When, in the location of any railroad, it becomes necessary to occupy any road, street, alley, or other public way, the municipal corporation or other public authority owning or having charge thereof and the railroad company may agree upon the manner, terms, and conditions in and upon which the same may be used or occupied, or such corporation may appropriate so much of the same as shall be necessary by condemnation proceedings under the power of eminent domain.

**History:** (7525) *RL s 2916; 2006 c 214 s 20*