

THE FRONTIER

O'Neill, Nebraska
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Editor and Publisher

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ORDINANCE NO. 226-A

An ordinance regulating the use of the streets, alleys and highways of the City of O'Neill, Holt County, Nebraska, by vehicles and pedestrians; to prescribe traffic regulations; to restrict the parking or stopping of oil tankers or gasoline transports on said public ways and on certain private premises; to provide that bicycles and motor bicycles shall be subject to all the regulations, restrictions and prohibitions applicable to motor vehicles as set forth therein; to regulate the operation of public cars on the streets thereof; to provide penalties for the violation thereof; to repeal all ordinances and parts of ordinances in conflict therewith; and to prescribe the time when this ordinance shall be in full force and take effect.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF O'NEILL, NEBRASKA:

ARTICLE I. TRAFFIC REGULATIONS

(a) Definition of Terms

1 TERMS DEFINED. — For the purpose of this article the following definitions shall prevail: (a) The term VEHICLE, as used in this article, shall be deemed to include carts, drays, omnibuses, carriages, wagons, automobiles, stages, cabs, bicycles, motor bicycles, motorcycles, steam or gasoline tractors, or other conveyances for persons or property, drawn, driven or propelled upon the streets, alleys or public places of the City of O'Neill. (b) The term DRIVER, as used in this article, shall mean the rider or driver of a horse, the rider of a bicycle, or motor bicycle, the rider of a moto cycle and the operator of any vehicle. (c) The term STREET INTERSECTION, as used in this article, shall mean that space occupied by two streets at the point where they cross each other; or the area embraced within the prolongation of the lateral curb lines or, if none, then the lateral boundary lines of two or more highways which join one another at an angle, whether or not one such highway crosses the other. (d) The term ALLEY ENTRANCE, as used in this article, shall mean the extension of the alley from the lot line to the street curb line. (e) The term STREET shall apply to that part of any public highway designated for traffic and shall include streets, avenues and alleys. (f) The term CURB shall apply to the boundaries of a street as defined above. (g) The term PEDESTRIAN shall mean any person afoot. (h) The term HORSE shall apply to any draft animal or beast of burden. (i) The term DRIVE shall mean to ride, lead, drive, pull, push, propel or operate a vehicle, or a horse, as defined herein. (j) The terms PARK, PARKED or PARKING shall refer to any vehicle waiting or standing in any street or alley except when such vehicles are waiting in compliance with the direction of the traffic officer or to meet other driving emergencies. (k) The term STOP BUTTON shall mean any object placed in any street at or near a street intersection with the word STOP written or inscribed thereon. (l) The term RIGHT OF WAY shall mean the privilege of the immediate use of the street. (m) The term PERSON shall mean every natural person, firm, co-partnership, association or corporation. (n) The term SIDEWALK or SIDEWALK

SPACE, as used in this article, shall mean that portion of a street between the curb lines and the adjacent property lines. (o) The term PRIVATE DRIVEWAY, as used in this article, shall mean every road or driveway not open to the use of the public for the purposes of vehicular travel. (p) The term CROSSWALK, as used in this article, shall mean that portion of a roadway ordinarily included within the prolongation or connection of curb and property lines at intersections, or any portion of a street clearly indicated for pedestrian crossing by lines, gutter bridges or markings on the surface. (q) The term AUTHORIZED EMERGENCY VEHICLE, as used in this article, shall mean ambulances, ambulance vehicles or vehicles of the fire department or of the police department of city. (r) The term OFFICIAL TRAFFIC SIGNS, as used in this article, shall mean all signs, markings and devices, other than signals not inconsistent with this article, placed or erected by authority of the mayor or council, or other public body having jurisdiction for the purpose of guiding, directing, warning or regulating traffic. (s) The term MOTOR VEHICLE means every vehicle herein defined which is self-propelled. (t) The term MOTORCYCLE means every motor vehicle designed to travel on not more than three wheels in contact with the ground, except any such vehicle as may be included within the term as herein defined. (u) The term RAILWAY CROSSING shall mean that part of any street at which the tracks of a railway or railroad company shall cross said street to include that part of the street within twenty-five feet of the outside of said track. (v) The term WATCHMAN shall mean any person stationed upon a railway crossing for the purpose of directing traffic or vehicles over said crossing, whether employed by this city as a police officer or by the railroad company as a crossing watchman, trainman or other agent. (w) The term POLICE OFFICER or TRAFFIC OFFICER, as used in this article, shall mean every officer of the police department of city, or any other officer authorized to direct or regulate traffic or make arrests for the violation of traffic regulations. (x) The term ARTERIAL STREET or ARTERIAL HIGHWAY, as used in this article, shall mean any state or federal highway entering or traversing city or any street designated as such by ordinance duly adopted by the mayor and council. (y) The term CONGESTED DISTRICT shall include that portion of the city within the following bounds: Douglas Street from the east line of Ninth Street to the west line of Harrison Street; Fourth Street from the north line of Benton Street to the South line of Grant Street.

(z) The term ARTERIAL STREET, as used in this chapter, shall mean any street designated as such by ordinance but shall include any streets within the corporate limits over which State and Federal Highways Numbered 20, 275 and 281 are now, or may hereafter be, routed. (a-1) The terms OWNER, BUSINESS DISTRICT or RESIDENCE DISTRICT defined in Section 39-741, R. S., 1943, shall be adopted for the purpose of construing this article, unless the context otherwise requires. (b-1) The terms OIL TANKER or GASOLINE TRANSPORT shall be construed synonymously and shall mean any one vehicle or combination of vehicles, as defined in Section 66-515, R. S., 1943, as now existing or as hereinafter amended, regardless of the capacity of the tank body. (c-1) The term AUTOMATIC TRAFFIC SIGNALS, as used in this article, shall mean any device, electrically or mechanically controlled, by which traffic is alternately directed to stop and proceed.

(b) Enforcement
2 ENFORCEMENT; DRIVER TO STOP ON ORDER OF POLICE OFFICER. — The police department and the street commissioner, in the manner directed in this article, are hereby authorized, empowered, and ordered to exercise all powers and duties relative to the management of street traffic and to direct, control, stop, restrict, and regulate, and when necessary temporarily divert or exclude, in the interest of public safety, health and convenience, the movement of pedestrian, animal and vehicular traffic of every kind, in streets, parks, and on bridges in city; PROVIDED, that the driver of any vehicle shall stop upon signal from any police officer of said city.

3 DESTRUCTION OF TRAFFIC VIOLATION SUMMONS. — It shall be unlawful for any person to tear up or destroy any parking tag placed upon any vehicle by any police officer of city, or to disregard the summons contained on such tag and fail to appear in court as directed by such tag.

4 TRAFFIC OFFICERS. — The mayor or the chief of police may at any time detail officers at street intersections to be known as traffic officers. All traffic officers shall be vested with authority to regulate and control traffic at the intersections to which they are detailed. It shall be their duty to direct the movement of traffic at such intersections in such manner as will facilitate traffic, prevent congestion and accidents. It shall be unlawful for any person to violate any order or signal of any such traffic officer, notwithstanding any stop signs or other devices which may have been placed at such intersections.

5 REFUSAL TO OBEY POLICE OFFICER. — It shall be unlawful for any person to refuse or fail to comply with any lawful order, signal, or direction of a police officer.

6 RAILROAD CROSSING GATEMEN, WATCHMEN, TRAINMEN; DUTIES, VIOLATING SIGNAL OR ORDER OF PENALTY. — Each watchman, gateman, trainman or other agent of any railroad or railway company, if and when stationed at a railway crossing within the corporate limits of city shall be vested with authority to regulate and control traffic of vehicles at said railroad crossing where he is so stationed. It shall be his duty to direct the movement of traffic at such railway crossing in such a manner as will facilitate the movement of traffic, prevent congestion and accidents, and to stop all movement of vehicles at said railway crossing when any engine, car or conveyance of the railway company approaches said railway crossing upon said tracks by arm signals or by holding a stop signal in his hand extended straight out from his shoulder while facing said street or by closing the crossing gates during the time that trains are about to cross or are crossing the street. It shall be unlawful for any persons to violate any order or signal of any watchman; and any person so violating shall be punished in the same manner as in this article provided.

7 TRUCK ROUTES. — The council may, by resolution, designate certain streets in city that trucks shall travel upon and it shall be unlawful for persons operating such trucks to travel on other streets than those designated by such resolution for trucks, unless to pick up or deliver goods, wares, or merchandise, and in that event the operator of such truck shall return to such truck routes as soon as possible in traveling through or about city. The council shall cause notices to be posted or shall effect signs indicating the streets so designated as truck routes. TRUCK or TRUCKS, as used herein, shall mean TANK TRUCKS and TRANSPORTS, empty or loaded, used or useful in the transportation of any petroleum product.

8 EMERGENCY REGULATIONS. — The chief of police is hereby empowered to make and enforce temporary regulations to cover emergencies.

(c) Operation
9 WHO MAY DRIVE: LIMITED PERMITS. — No person under sixteen years of age, or any person while under the influence of alcoholic liquor or of any drug, shall drive a motor vehicle upon any public street within city, and no owner or person in control of any motor vehicle shall permit a person under sixteen years of age, or while under the influence of alcoholic liquor or of any drug, to drive such motor vehicle. This section shall not be construed to prohibit the operation of motor vehicles in strict conformity with limited permits lawfully issued under the provisions of Section 60-407, R. S., 1943, as now existing or as hereafter amended.

10 FRONT SEAT OCCUPANCY, OVERCROWDING; ANTI-EMBRACING BY THE OPERATOR. — Front seat occupancy of any automobile while the same is in the process of being started or in motion within the corporate limits of city shall be limited to one driver and in addition not more than two persons over the age of twelve years. It shall be unlawful for any person to operate a motor vehicle upon any street or public way of city when such person has in his or her lap, or in his or her embrace, another person, package or other incumbrance which prevents the free and unhampered operation of such vehicle.

11 MUFFLER, CUT-OUT, PROHIBITED. — Every motor vehicle operated within city, shall be provided with a muffler in good working order and in constant operation to prevent excessive or unusual noise. It shall be unlawful to use a muffler cut-out on any motor vehicle upon any street; PROVIDED, the provisions of this section shall not apply to authorized emergency vehicles.

12 UNNECESSARY NOISE. — No person shall make or cause to be made any unnecessary noise with any signal device, or to use the same except as a road signal.

13 NO RIDING ON OUTSIDE OF VEHICLES; EXCEPTION, VEHICLES OF FIRE DEPARTMENT. — No person shall permit any person to ride on the running board, hood, top or fenders of any motor vehicle operated on any street or alley of

city, nor shall any person ride on the running board, hood, top or fenders of any motor vehicle so operated; PROVIDED, the within prohibition shall not apply to the members of the fire department who ride on the running board of any vehicle belonging to the fire department that is operated on official business on such streets or alleys.

(d) Lights, Signals.
14 MOTORCYCLE, MOTOR BICYCLE, BICYCLE LIGHTS. — No person shall ride a motorcycle, bicycle or a motor bicycle upon the streets, alleys or highways of city, from one-half hour after sunset to one-half hour before sunrise, unless the same shall be equipped with at least one and not more than two head lamps plainly visible from the front and with a lamp on the rear exhibiting a red light visible under normal atmospheric conditions from a distance of at least five hundred feet to the rear thereof; PROVIDED, bicycles may be equipped with reflectors on the rear in place of lamps; and PROVIDED FURTHER, when used, said lamps or reflectors shall comply with the requirements and limitations of the statutes of the State of Nebraska.

(e) Parking.
15 PARKING; TIME LIMIT, MAXIMUM; INSIDE AND OUTSIDE CONGESTED DISTRICT; DESIGNATION BY RESOLUTION; PARKING ON FEDERAL HIGHWAYS; SIGN S, MARKINGS, STALLS; SINGLE TIER. — (a) TIME LIMIT, MAXIMUM. No person shall park or leave standing any motor vehicle upon any street or alley of city where parking is permitted or allowed, for a period of time longer than twenty-four hours. (b) WITHIN CONGESTED DISTRICT. On those portions of streets within the CONGESTED DISTRICT, as defined in Section 1 (y) of this Ordinance, except those said portions traversed by State and Federal Highways Numbered 20, 275 and 281, all vehicles shall not be parked or allowed to stand for any period of time whatever unless said vehicles shall be parked parallel to the side of the street, and shall be headed in the direction of the traffic, unless an angle parking is clearly indicated by markings or stalls on the pavement or curb, or by traffic direction standards or signs. (c) OUTSIDE CONGESTED DISTRICT. On all streets or avenues of city outside the said congested district, unless otherwise indicated by stalls, traffic signs or standards, all vehicles shall be parked not more than one tier deep and when parked shall stand parallel with and adjacent to the curb. (d) PARKING AREAS DESIGNATED BY RESOLUTION. The council may, by resolution, set aside any street, alley or public way, or portion thereof, where in no vehicle shall be parked, and may also, by resolution, set aside any street, alley or public way, or portion thereof, for the parking of any particular kind or class of vehicle, and when the parking of vehicles in any street, alley or public way, or portion thereof, has been prohibited by resolution, no vehicle prohibited from parking therein shall stand or be parked adjacent to the curb of said street, alley or public way, or portion thereof, longer than a period of time necessary to load or unload passengers. (e) PARALLEL, ANGLE PARKING. The council may, by resolution, designate any other street or avenue, or portion thereof, where vehicles shall be parked parallel with and adjacent to the curb so as to have both right wheels within twelve inches of the curb or where vehicles shall be parked at any angle of about forty-five degrees, if said street or avenue or portion thereof be not traversed by a federal highway. (f) PARKING; STALLS; ONLY ONE TIER DEEP. Where stalls are designated either on the curb or pavement, vehicles shall be parked within such stalls. No vehicle, unless permitted elsewhere in this article, shall be parked more than one tier deep. (g) SIGN S, STANDARDS, MARKINGS. Parking rules, directions, limitations or areas, if and when designated by ordinance

(Continued on page 3.)

PRAIRIELAND ... TALK

By ROMAIN SAUNDERS

LINCOLN — The Frontier editor has favored us with a picture of Hirohito's white horse. California claims the honor of producing this animal. Cal Thompson of the White Horse ranch in western Boyd county, during a visit with him more than a year ago, informed me that the ancestry of this notable horse traces back to a stud on their ranch. A write-up of Mr. Thompson's visit in O'Neill is in The Frontier of November 29, 1945 and the introduction of the subject of horses is a reminder that horsemanship, like horseshoeing, is a lost art.

Gen. Nelson A. Miles once said that the American cowboy was the superb rider of them all, cavalry, Arab, boot-ed and furtopped Russians, Northwest Mounted or English steeplechaser. How an old O'Neill rider like Tim Bunnel or Bill Gorey down at Inman would have snorted with disgust to see this gent Ryan (pictured in The Frontier) hunched up on that white beauty. Riding boots are made as they are for a purpose. The cowboy rode with legs straight, not crooked at the knee and thrust boots into the stirrups up to the heel. See a chap on a horse with a big hat and toe touching stirrup, he's a catalogue cowboy.

Gen. Miles was something of a rider himself. He learned it not from the cavalry school but from men who lived in the saddle out on the plains. I have visited his stable at his former home in Washington, D. C. A portion of it has been converted into a dining room by the General Federation of Women's clubs, who have taken over the general's house though the horse stable is as it was when occupied by the thoroughbreds. Its appointments are in keeping with the demands of aristocratic horsemanship and conveniences of the grooms.

The Aleutian weather hanging over us is something that strikes Nebraska periodically. The seasons of 1905 and 1915 with others in the previous century were like what is being visited upon the country this season. I do not know what the official measurement of rainfall may be covering the past 20 days from the day I write, but I do know that a pail 10-inches deep in the open has been full of rain water and running over for days. In 1905 B. F. Cole, who had some sort of a contraption at the rear of his jewelry store on upper Fourth street for measuring snow and rain fall, reported 27 inches during the month of June. The folks out on the land are not so much interested in the number of inches the weather is recording as to what flood waters are doing to their corn and grain fields.

The selection of Dwight Griswold by President Truman to administer the expenditure of 250 million dollars of coin of the realm over there around ancient Athens is another outstanding instance of a democratic administration having an important job for somebody and selects a republican to do it. Well from the sanctum of a country newspaper up at Gordon to one of the bigwigs directing things in Europe may seem a mighty stride, but what other thing can fit a man for life's big jobs so well as running a newspaper?

Einstein throws out this warning: The secret of the atomic bomb is the American Maginot Line. It gives security in imagination. To that extent it is a great danger.

A radio analyst offers music as a remedy for crime. And is that what it is good for which comes over the radio?

About 117 million dollars will have to be provided to take care of the appropriations voted by the legislature to cover the two-year period. There was one vote against the measure, Sen. Harry Burnham opposing the appropriations because he did not favor the salary raises. While the appropriations are said to be the largest in the state's history, no department got all they asked for. State expenses, as well as those of the individual, have materially increased. If prorated to citizens of the state, from infants along the family line to venerable age, each would have to pay \$117 to take care of the appropriations. The legislature exceeded the budget recommendations of both the retiring governor and the new governor by many millions.

Many of the large volume of new laws to become effective in Nebraska are of purely local community interest. The boys with the hunting hounds in Holt county will be tickled to learn that the coyote bounties have been increased to \$2.50. If you are a game bird hunter don't go out after them in an airplane nor put more than three loaded shells in the magazine of your gun when on the birds. One measure that got trail of elusive water or grass through the legislature repeals 75 obsolete laws but hundreds of others of little more importance take the place of those repealed.

A Chapman, Kans., GI who served the flag for 44 months in the Pacific theater of operations tells congress to "keep your 30 million bucks." All he wants is America as we have known it, a fair chance for all starting from scratch. Congress can withhold the "30 million bucks" but every individual, including GI's, must go to the scratch upon their own initiative.

With all his ability to swing presidential nominations, the late Mr. Roosevelt was outclassed in that respect by a socialist party product Eugene V. Debs, who for the fifth time was a candidate for president and polled nearly a million votes in 1912 and 1920.

It was 40 years ago this month, June 18, 1907, to be exact, that the original Taft—William Howard, spoke to an assembled throng from the rear platform of the morning eastbound passenger train on the Northwestern and O'Neill citizens had their first—and only—glimpse of the one-time secretary of war, governor of the Philippines and later occupant of the White House. Mr. Taft eulogized Teddy Roosevelt only later to become his rival — to be charitable. T. R. made a longer stop in O'Neill and spoke to a crowd from a platform erected between the two railroads. Even such notable democrats as M. F. Harrington were in the crowd that greeted him here. Mr. Harrington was heard to remark to a fellow democrat, "You wouldn't vote for that fellow." But Mr. Harrington later was a T. R. supporter.

A friend has returned from Los Angeles, Calif., where he had gone to visit his parents, who have just observed their 60th wedding anniversary. There is much publicity of divorce with too little attention to the grand old couples who put up with the foibles of their mates for three-score years. My own tribe recorded one instance of a stretch of 70 years together until death parted them. The changes in social, political, and industrial spheres have upset family life with rather a sad overturning of moral values. A mention of "rugged individualism" brings a smirk, but if nothing else is to the credit of "rugged" individuals it may be said they made a success of homelife.

The Nebraska representatives of the great Methodist church condemned both military training and the atomic bomb at the recent state conference in Omaha. One or two delegates were not ready to go all the way with the conference on these questions, sensing that this practical, workaday world can't be transformed to the ideal by resolutions. My friend, Rev. W. C. Birmingham, of Atkinson, was one of the two who saw questionable implications in at least one of the resolutions and offered an amendment that was defeated. The conference dealt with political and social matters but newspaper reports gave nothing of what may have developed giving momentum to a sadly needed moral and spiritual force in a distracted world.

Referee's Public Sale of Land

Pursuant to an order of the District Court of Holt County, Nebraska, I will offer for sale and will sell at public auction, subject to the confirmation of the Court, on

Thursday, July 10th, 1947

At one o'clock in the afternoon at the front door of the Court House in O'Neill the following land:

EAST ONE-HALF 'OF SECTION 20, AND THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 29, ALL IN TOWNSHIP 25, NORTH, RANGE 13, HOLT COUNTY, NEBRASKA.

This is a good small place five miles west and five and one-half miles south of Chambers and is known as the Jensen place. It is partly fenced; has a five-room house in fair condition. About 100 acres are under cultivation; 80 acres in pasture and balance is hay land.

Sale will be open one hour. Purchaser will be required to pay 20% of his bid in cash on the day of sale with balance upon confirmation. Abstract of title extended to date is available for examination at office of Clerk of District Court, O'Neill.

JULIUS D. CRONIN
Sole Referee

E. D. BEECH,
Pierce, Nebr.
Attorney for Plaintiff.

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