

THE FRONTIER

D.H. Cronin, Editor and Proprietor

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City Council Proceedings

O'Neill, Nebraska, August 13, 1935.

The Council met pursuant to the following call:

To the Members of the City Council of O'Neill, Nebraska:

You and each of you are hereby notified that a special meeting of the City Council of O'Neill, Nebraska, will be held at the City Council Chamber in said City on the 13th day of August, 1935, at 8 o'clock P. M. The objects and purposes of which meeting will be as follows:

- 1. To take up the matter of Edith Castleman and Howard Bauman's applications for beer licenses.
2. To take up the matter of L. A. Merriman and Emma Merriman, Merri Beverage Co., for Beer Distributors license and issue license thereon.
3. To take up the matter of City Water Works Improvements to consider the buying of the well from Shanner, to discuss and do all things necessary to construction of water works improvements; to engage and employ engineer or employ well digger to make test wells preparatory to digging City well.
4. To fix date of hearing on application of E. F. Peterson for retail liquor license.
5. To fix date for hearing on application of G. A. Fox for Off and On Sale Beer license.
6. To take up the matter of C. J. Gatz and Ed Gatz (Gatz Bros.) for Beer Distributors license and issue license thereon.

Signed: JOHN KERSENBROCK, Mayor.

Received a copy of this notice this 13th day of July, 1935. Signed: Levi Yantzi, W. H. Hartly, Norbert Uhl, J. P. Protivinsky, H. E. Coyne, Thos. J. Brennan, Councilmen.

Present at this meeting: Mayor Kersensbrock, Councilmen Coyne Brennan, Yantzi, Hartly, Uhl, Protivinsky.

The meeting was called to order by the Mayor.

Motion was made by Councilman Brennan, seconded by Councilman Uhl, that the Council take a vote on the application of Edith Castleman for an Off and On Sale Beer license. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

Motion was made by Councilman Brennan, seconded by Councilman Uhl, that the date of hearing on the application for a license to sell liquor both On and Off Sale and in Original Package of Erwin F. Peterson, be set as of date of September 3, 1935, at 7:45 P. M. Motion carried.

A. G. Gastie, engineer of the Henningson Engineering Company appeared in regard to the water works improvement and discussed the situation.

Joseph D. Evans, engineer of the PWA met with the Council in regards to the water works improvements.

F. M. Shanner met with the Council in regard to his new well.

Motion was made by Councilman Brennan that the City buy the well from F. M. Shanner and pay him the sum of \$750 for same. Councilman Brennan withdrew his motion.

Motion was made by Councilman Coyne, seconded by Councilman Brennan, that the City Council table the matter of buying the well from Shanner. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

Whereas, A majority of the City Council of O'Neill, Nebraska, favor the issuance of an Off and On Sale Beer license to said applicant.

Therefore, be it resolved by the Mayor and City Council of O'Neill, Nebraska, that an Off and On Sale Beer license be granted to the said Edith Castleman, and that the City Clerk be and he is hereby directed to issue said license, in manner, form and within the time prescribed by law.

Motion was made by Councilman Protivinsky, seconded by Councilman Hartly, that the above resolution be adopted. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

Motion by Councilman Brennan, seconded by Councilman Hartly, that the Council take a vote on the application of J. H. Bauman for an Off and On Sale Beer license. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

Motion was made by Councilman Uhl, seconded by Councilman Protivinsky, that the Council vote on the granting of C. J. Gatz and Ed Gatz (Gatz Bros.) a Distributors Beer license. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

The following resolution was introduced by Councilman Uhl and read: RESOLUTION. Whereas, J. H. Bauman, has made application for an Off and On Sale Beer license, and

Whereas, Said application is in all respects, in legal and due form, and notice of hearing thereon has been given according to law by publication in The Frontier, and

Whereas, No remonstrances are interposed, and no objections are on file or made to the granting of said application and the issuance of license thereon, and

Whereas, A majority of the City Council of O'Neill, Nebraska, favor the issuance of an Off and On Sale Beer license to said applicant.

Therefore, be it resolved, by the Mayor and City Council of O'Neill, Nebraska, that an Off and On Sale Beer license be granted to said J. H. Bauman, and that the City Clerk be and he hereby is directed to issue said license, in manner, form and within the time prescribed by law.

Motion made by Councilman Coyne, seconded by Councilman Brennan, that the above resolution be adopted. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

Motion was made by Councilman Brennan, seconded by Councilman Hartly, that the Council vote on the granting of a license for Distributor of Beer to Merri Beverage Co. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

The following resolution was introduced by Protivinsky and read: RESOLUTION. Whereas, L. M. Merriman and Emma Merriman (Merri Beverage Co.) have secured from the Nebraska Liquor Control Commission a Beer Distributors License, and

Whereas, They have paid to the City Clerk of O'Neill, Nebraska, the occupation tax required by Ordinance of the City of O'Neill, Nebraska,

Therefore, be it resolved, by the Mayor and City Council of O'Neill, Nebraska, that L. M. Merriman and Emma Merriman (Merri Beverage Co.), be and they hereby are granted a license for Beer Distributors within the City of O'Neill, Nebraska, and be it further resolved that the Mayor and City Clerk endorse their license as provided by law.

Motion was made by Councilman Brennan, seconded by Councilman Hartly, that the Council vote on the granting of a license for Distributor of Beer to Merri Beverage Co. Roll was called on this motion and the vote thereon was as follows: Aye: Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie. Nay: None.

This CONTRACT AND AGREEMENT, made and concluded this 13th day of August, 1935, by and between SCOTT & SCOTT, ENGINEERS, of Lincoln, Nebraska, hereinafter designated as the ENGINEERS, party of the first part, and the CITY OF O'NEILL, NEBRASKA, hereinafter called the CLIENT, party of the second part.

WITNESSETH: That for and in consideration of the mutual covenants and agreements hereinafter contained, the parties hereto have mutually agreed and do agree with each other as follows:

Article 1. The CLIENT agrees to employ the ENGINEERS to perform all engineering work in connection with the construction of paving District No. 3, in O'Neill, Nebraska.

Article 2. The ENGINEERS agree to make a preliminary survey and prepare plans and specifications and estimate of cost of the work covered under Article 1 for a fee of 1% of the estimate cost of the improvement.

Article 3. The ENGINEERS agree to prepare the Notice to Contractors advertising for bids, attend the contract letting, tabulate the bids received, make recommendations as to the lowest and most responsible bidder, stake out the work, furnish a resident engineer who will supervise the construction, inspect all materials, prepare partial and final estimates as the work progresses, make a final inspection and report, and for such services shall receive from the CLIENT a fee of 4 1/2% of the construction cost of the project outlined in Article 1 which shall be added to the fee mentioned in Article 2 of this Contract making a total aggregate fee of 5 1/2% of the construction cost of the project.

Article 4. The CLIENT agrees to pay the fees earned for services rendered under Article 2, at the time the plans and specification are presented to the Client, and further agrees to make payment under Article 3, as the work progresses, prorated upon the estimates paid to the contractor.

IN TESTIMONY WHEREOF the parties herunto have caused this contract to be executed in duplicate by their duly authorized representatives on the day and year last above written.

SCOTT & SCOTT, ENGINEERS, Signed: W. G. Scott, CITY OF O'NEILL, NEBRASKA, By John Kersensbrock, Mayor, By C. W. Porter, Clerk.

Motion was made by Councilman Protivinsky, seconded by Councilman Coyne, that the above resolution be adopted. Roll was called on this motion and the vote thereon was as follows: Aye—Hartly, Uhl, Protivinsky, Brennan, Coyne, Yantzie; Nay—None.

Upon motion the Council adjourned subject to the call of the Mayor.

C. W. PORTER, City Clerk.

PRESBYTERIAN CHURCH. Sunday School 10:00, C. E. Yantzie, superintendent.

Morning worship 11:00, "Christ in a Time of Chaos."

Evening service, 8:00. This service will be a get-together after the vacation. We shall have choruses, quartettes and solos.

The adult choir promises to be back for Sunday morning. This Sunday will be a day for all to attend. We invite strangers.

H. D. Johnson, Pastor.

METHODIST CHURCH NOTES. A. Judson May, Pastor

10 a. m., Sunday school. September rally.

11 a. m., sermon and reception

of the preparatory membership class. Senior choir has resumed duties. Everyone present.

7 p. m., Epworth League, Gertrude Conrad, leader.

8 p. m., Evening preaching service, Junior choir singing.

Two Sundays before the Annual Conference and so let us have the membership and friends present at these two services.

Junior choir, practice Thursday evening at the church, 8 p. m.

little of the taxpayers money asked them to cut it down to fifty thousand. They thought they could build a pretty good monument for fifty thousand. So they had to vote on it and those who wanted the seventy-five thousand got it by a vote of 30 to 31. By one vote. The significant feature of this is that there were only sixty-one out of the 435 spending \$75,000 of the taxpayers money.

The news of the death of Will Rogers and Wiley Post came into the house of representatives the day following their deaths. The announcement caused members from Oklahoma to make eulogies and speeches honoring the memory of the great humorist and the great aviator.

Yesterday when some reference was made to Will Rogers and plans to name a great national highway in his honor there was a Will Rogers seated in the presiding officer's chair. The house was in committee of the whole and Will Rogers of Oklahoma, was asked by Speaker Byrnes to preside over the committee. Will Rogers, the congressman, knew Will Rogers the humorist well.

The committee investigating the chain store lobby got \$7,500 more. This will make \$27,500 in all which the taxpayers are giving to find out if the chain stores have a super lobby here. The house and the senate are spending \$200,000 to find out all about holding company lobbies. These committees plan to work during the recess period and report next year.

Several letters have come in asking if the Secretary of Labor is a woman, and if so, is she married and what is her real name. Her name in the directory is "Frances Perkins Secretary of Labor," but it is "Madam Secretary" and also "Miss Perkins." In private life Miss Perkins is Mrs. Paul Wilson. Miss Perkins was 53 years of age the other day.

No one seems to know just how many flood lights are used to light up the dome of the Capitol at night. By actual count there are 27.

KARL STEFAN.

THE NEBRASKA SCENE

by James R. Lowell

This is the week that laws passed without the emergency clause by the 1935 legislature make their bow as full-fledged statutes to the Nebraska public. Eighty-six new laws became effective Monday, but only 53 of them are of any general interest.

Chief interest, perhaps is centered on the state bonding law. It puts the state in the business of bonding its major officers, and requires the services of a secretary, attorney and sizeable clerical staff.

Two measures sponsored by Mrs. R. L. Cochran, the governor's wife, provide for the establishment of county and regional libraries by means of a one mill tax which the counties may levy if they wish. A state library commission will be appointed and it will serve without pay except for expenses incurred.

The new state aeronautical commission has taken up its duties and it will have an estimated \$45,000 a year to spend in supervising aviation in the state. The money comes from the conversion of the 4-cent state tax on gasoline used in aircraft. The commissioners serve without pay, except for expenses, but a \$4,000 a year secretaryship was created.

A brief resume of the points of interest in the other new laws follows:

The individual liability of stockholders in banks is repealed.

Municipal light and power plants may be acquired by Nebraska communities, and future earnings pledged for payment; boards of public works may be established in second class cities; additional election districts may be created in second class cities; second class cities may acquire community houses for recreational purposes; a 2 mill levy may be made for park development in cities of 5,000 to 25,000 population.

All costs in a change of venue in civil cases must be paid by the county where the action started; a legal newspaper is defined as one having a bona fide weekly circulation of 300 or more, published for 52 consecutive weeks prior to the publication of an official notice, and printed in part, at least, in its home office; restrictions are removed from illiterate Indians and negroes as witnesses in court.

A 90-day limit is placed on filing claims against a county, and semi-annual publication of unpaid claims must be made; the maximum tax levy for counties of 9,000 population or less is set at 4 mills, including poor relief; road overseers are to be elected in counties having the township organization.

Fifty-two congressmen are sick. Forty-eight of them are in the hospitals. Scores have already gone home. The other day when the house turned down a bill to spend \$25,000 to acquire the Freeman Homestead in Nebraska to commemorate the first homestead in the United States there was only a handful of members present. A few minutes after they turned down the Nebraska memorial they asked for \$75,000.00 to erect a monument on the Panama canal. Members who are trying to start saving a

Various degrees of offense in committing arson are set up with varying penalties to match; breaking and entering an automobile is a felony punishable by one to two years imprisonment; it is a misdemeanor to enter a false name or address in registering an automobile; a person not heard from in seven years is legally dead.

The incumbent of an elective office who runs for another elective office loses his job when the office he ran for commences its new term, regardless of whether he was successful in his campaign; names of both political and non-political candidates for office will appear on the same ballot.

Sheriffs receive 8 cents a mile for travel outside of their own county while on business, and board for prisoners is limited to 75 cents a day in counties where the average number of prisoners is less than 50, and 45 cents a day where the average is more.

Hunters, fishermen and trappers must wear a button in their coat lapel. Incidentally, because of inability to get production started this year, Nebraska nimrods will not have to wear the badges until next January. The badges will be manufactured at the men's reformatory at Lincoln.

Counties shall bear the expense of graveling roads connecting unincorporated villages with state or county highways not more than five miles distant (this applies to counties operating under the commissioner system); state maintenance of highways other than the state system is required if the roads in question were built in whole or in part with federal funds; special permits may be issued by the state for driving over-size or over-weight vehicles on the highways.

Insurance combinations to control rates are prohibited, as is discrimination in insurance rates; a tax is levied on fire insurance companies in the state, the proceeds to go for firemen's relief funds.

Also they will not be used until next year, the law setting up the unicameral legislative system are now in force. They provide for a non-political body of 43 members to be elected from as many districts.

Feeders and caretakers of livestock are given a prior lien on said livestock for their services; a 12-month statute of limitations for service liens on mares and cows and their offspring is established; registration of stallions and jacks is required, but because the legislature failed to appropriate funds to carry on the work, the law will not be enforced, according to Dr. John S. Anderson, state veterinarian. The \$3 registration fee provided is not enough to cover the cost, he said.

The age limit for the adjutant general of the Nebraska national guard is raised from 65 to 70 years. This was done to keep General Paul, the incumbent, in office.

April 13th is set aside as Jefferson Memorial Day, to be observed by the governor's proclamation.

Regulations are set up for towing vehicles on the state highways, with special permits and fees; trucks and busses stopping on the highways must carry and use red flags for the daytime and red flares at night (three types of flares have been approved by the state engineer).

County blind aid pension is set at \$30 a month.

Dentists are prohibited from advertising.

A state commission for control of the feeble-minded is to be set up. Issuance of marriage licenses to the feeble-minded is to be prohibited, and statistics concerning the problem are to be gathered; a bureau of education and registration for nurses is created. A commission of four is to be appointed with the state superintendent of public instruction as ex-officio member.

The secretary of state takes on the added duty of real estate commissioner, and he is to appoint a three-member advisory board to receive no pay excepting expenses. Real estate brokers and salesmen must secure permits and pay a fee for same.

School districts are prohibited under penalty of a fine from furnishing free transportation to their high school for students residing closer to another high school; a special annual tax to constitute a sinking fund for building and improving schools may be voted by the members of a school district. The tax shall not exceed 3 mills and shall not run for more than 10 years; in school districts having less than five school children, transportation will be provided to take said children to the closest neighboring school.

Cost of caring for insane patients (Continued on page 5, column 4.)

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POULTRY NEEDS

Limestone Grit, 100-lbs. 90c

Oyster Shell, 100-lbs. \$1.00

Laying Mash, White Sacks \$1.95 Contains fish meal, meat scrap with liver, soy bean oil meal, yellow corn, bran shorts, oats, limestone, salt, charcoal and alfalfa.

Growing Mash \$1.90

Every Pullet Needs Worming Now!

DR. SALSBUYS WORM CAPSULES

Hen Size, 100 \$1.35

Chick Size, 100 90c

Hudson Sprayer, 3-gal. \$2.95

5-Ft. Hen Feeders 2.97

5-Gal. Waterers, Heated 3.95

O'NEILL HATCHERY

COUNCIL OAK STORES YOUR FRIEND AT MEALTIME

FRIDAY AND SATURDAY, AUGUST 30 AND 31

Navy Beans Hand Picked Michigan 3 lbs. 14c

Blue Rose Rice . . . 3 lbs. 17c

Fig Bars Found 10c

Ginger Snaps Found 10c

Fancy Cookies Plain and Iced Found 15c and 25c

HAVE YOU TRIED ZIZZ

Peaberry POUND 17c—3 Pounds for 47c

Maxwell House Coffee, lb. 27c

Minute Tapioca, 1/2-lb. pkg. 12c

Colgate-Palmolive-Peet Co. See Us for School Supplies

Super Suds, per pkg. 9c

Vogue Toilet Soap, 2 cakes 9c

Palmolive, 3 cakes 14c

Crystal White, 5 Giant Bars 23c

Cleans everything from finest fabrics to greasy overalls. Directions in package. 4 FOIL CAKES 9c

Plantation Sliced Pineapple Large No. 2 1/2 can 19c