

O'NEILL CITY COUNCIL PROCEEDINGS

January 3, 1956 Council met in regular session. Present: Mayor Marcellus, Councilmen Stutz, Merriman, Heermann and Crabb. Absent: Golden and Johnson. Meeting called to order by the Mayor. Minutes of previous meetings read and approved. Motion by Merriman, seconded by Heermann, that the following bills be allowed and paid on the general fund:

Table listing council members and their respective amounts: Norman Gonderinger 100.00, Howard Newton 280.00, Joe R. Nekolite 72.00, Joe Sivesind 280.00, Thomas Piersol 189.80, O'Neill Auto Supply 105.20, Johnson Drugs 5.93, Fehr's Tractor & Equip. 114.55, Zep. Mfg. Co. 76.65, Vernon Strong 5.00, Joyce Darling 500.00, Nu Tone Products 21.20, O'Neill Fire Dept. 10.00, Bert DeGroff 128.00, Nebr. Municipal Review 14.78, A. Y. McDonald Co. 14.49, Force Tire & Supply Co. 7.00, Consumers Public Power Dist. 407.68, N.W. Bell Tele. Co. 7.25, Coyne Hdw. 54.15, P. C. Donohoe, Agt. 121.40, State of Nebr. Tax Office 126.50, O. D. French City Clerk 40.00, Art Holz 229.60, Lloyd K. Brittell 160.20, Sidney Frahm 197.20, Central Finance Corp. 120.00, Park Board 377.60, Interstate Machine 126.50, The W. Ray Smith Co. 1.49, O'Neill Chamber of Comm. 500.00, Paul Beha 500.00, Sargent & Sowell 166.66, Servall Towel 2.00, Melvin Clyde 4.00, American Gear Co. 1.98, Shelhamer Foods 8.30, Eby Conoco 16.65, Consumers Pub. Power 3.25, Contingent Fund 58.71, L. G. Gillespie, Agt. 123.06, Edna B. Yantzi 26.65, Director of Internal Rev. 125.90, On the water fund: Don R. Douglass 280.00, Dolores Douglass 60.20, Island Supply Co. 1.80, N.W. Bell Tele. Co. 31.15, Contingent Fund 15.60, L. G. Gillespie, Agt. 123.06, Edna B. Yantzi 26.65, Director of Internal Rev. 13.35, Director of Internal Revenue 81.70, Edith Castleman 157.80, Walter Schmoer 189.80, Consumers Pub. Power 333.32, Kirkpatrick-Pettis Co. 60.17, Neptune Meter Co. 22.31, Coyne Hdw. Co. 22.14, P. C. Donohoe, Agt. 121.40, State of Nebr. Tax Office 93.00. The vote on the above motion was as follows: All aye. Carried.

RESOLUTION THE FOLLOWING RESOLUTION WAS INTRODUCED BY STUTZ, WHO MOVED ITS PASSAGE: Whereas, The Murray Company, of O'Neill, Nebraska, has made application to the state of Nebraska Liquor Control Commission, for a retailer's license to sell within the City Limits of O'Neill, Nebraska, for Alcoholic Liquors in original packages only, and, Whereas, said Commission has forwarded to the City of O'Neill, said application, and, Whereas, there are no objections or complaints on file with the City Clerk, therefore be it resolved by the Mayor and the City Council of O'Neill, Nebraska, that the City Clerk forward a copy of this resolution to the Commission. Be it further resolved that there are no objections or complaints filed against said license, and be it further resolved that the City of O'Neill, Nebraska, files no objections against the issuance of said license. The above motion was seconded by Councilman Crabb. The vote on the above motion was as follows: All—aye. Nay—none. Motion by Councilman Stutz, and seconded by Heermann, that the City Council go on record in favor of the denial of license of Joyce Darling and A. Y. Gatz for a Package Liquor License, and that a copy of this action be forwarded to the State of Nebraska Liquor Control Commission. A ballot vote being taken on the above motion was as follows: Yea—four. Nay—none. Motion by Crabb, seconded by Merriman, that the Council stand on resolution passed on the 5th day of April, 1944, and that the application for an on and off Sale Alcoholic Liquor License of Joyce Darling be rejected. A ballot vote on the above motion resulted as follows: Yea—four. Nay—none. Motion by Crabb, seconded by Stutz, that the Council stand on the resolution passed on the 5th day of April, 1944, and that the application for an on and off Sale Alcoholic Liquor License of Paul L. Beha be rejected. A ballot on the above motion resulted as follows: Yea—four. Nay—none. Motion by Stutz, and seconded by Heermann, that Layne Western Co. of Omaha be paid the total amount due on new well now in operation, of \$9,928.00. Said warrant to be drawn on the water fund for the full amount of the contract. A roll call vote being taken on the above motion and the results are as follows: Aye—Stutz, Merriman, Crabb and Heermann. Nay—none. Motion carried. Motion by Heermann, seconded by Crabb, that Sidney Frahm and Thomas Piersol be given a raise of \$25.00 per month, starting the first of January, 1956. Motion carried. Councilman Crabb introduced an Ordinance entitled: "AN ORDINANCE VACATING A CERTAIN ALLEY IN THE CITY OF O'NEILL, NEBRASKA, PROVIDING FOR MAKING A RECORD OF SUCH VACATION IN THE OFFICE OF THE CITY CLERK OF O'NEILL, NEBRASKA, AND PROVIDING FOR MAKING A RECORD IN THE OFFICE OF THE COUNTY CLERK OF HOLT COUNTY, NEBRASKA." Said Ordinance was fully and distinctly read, and on motion duly made, seconded and adopted, it was designated as Ordinance No. 295-A and the title thereof was approved.

ATTEST: O. D. FRENCH City Clerk Motion by Crabb, seconded by Heermann, that the Council amend its zoning and building ordinance to permit the O'Neill Production Credit Association and the Elkhorn Valley National Farm Loan Association, jointly, to construct on the South Half of Lots Seven and Eight in Block Fourteen, Original Town of O'Neill, Holt County, Nebraska, a one story brick or tile, fireproof Building, 75x50 feet, with crushed rock or gravel parking space in the rear thereof, said building to be erected on the lot line and in line with the Lohaus garage to the south thereof and to extend within five feet of the lot line on the north and south side thereof, upon which said five foot space shall be built a good cement walk to run the length of said building; said building to be used as an office building by said builders. A roll call vote being taken on the above motion as follows: Aye—Crabb, Heermann, Merriman and Stutz. Nay—none. Upon motion the Council adjourned. A. MARCELLUS Mayor O. D. FRENCH City Clerk Mr. and Mrs. William McIntosh spent Friday in Omaha attending the auto show.

MODERN LIVING REQUIRES LOTS OF... Automatic HOT Water. Image of a woman and a water heater.

There are some jobs that old, out-dated water heaters just can't handle... like supplying plenty of hot water for all the needs of a growing family. TRADE NOW... FOR A MODERN PENFIELD GAS AUTOMATIC WATER HEATER. Special liberal trade-in allowances are in effect till April 1st. Your old heater is worth more now in trade—perhaps enough for a down payment. See your Kansas-Nebraska manager or your favorite Gas Appliance dealer today. Easy Payments With Your Gas Bill! Register at Kansas-Nebraska stores for the New-Freedom Gas Laundry contest—\$100,000 in prizes.

KANSAS-NEBRASKA Natural Gas Company Inc. For Dependable GAS Service. Image of a woman's face.

State Capitol News

Minimum Sentence Not Followed

LINCOLN—Less than the minimum sentence for drunken driving is being handed down by some courts, according to state house officials. Maurice Jacobsen, head of financial responsibility in the state highway department, said the minimum sentence required by state law is not being followed in all cases. This was confirmed by Atty. Gen. C. S. Beck. But both said they had no authority to tell the courts what to do.

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ORDINANCE 295-A An ordinance vacating a certain alley in the City of O'Neill, Nebraska, providing for making a record of such vacation in the office of the City Clerk of O'Neill, Nebraska: 1. That the alley running North and South between Lot 7 and Lot 8 in Block A of O'Neill and Hager's Addition, O'Neill, be and the same is hereby vacated, annulled and discontinued. 2. That a record of the vacation of the aforesaid alley be entered in the records of the City of O'Neill, Nebraska. 3. That a certified copy of this ordinance shall be furnished to the Clerk of the County of Holt, Nebraska, and the same shall be recorded in such office. Passed and approved that 3rd day of January, 1956. A. MARCELLUS Mayor

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Mr. and Mrs. Ray Disterhaupt and family, who have been visiting the Perry and Lee Terwilliger families since their sale, left Monday for their new home in Pileager, Minn. Ernest Brinkman was a last Thursday visitor at the Ray Pease home. Mrs. LeRoy Hoffman attended the all-day district laymen's conference at the Immanuel Lutheran church Wednesday, February 8. The ladies served lunch to 75 persons at noon. A speaker from Omaha talked to the group. Mr. and Mrs. LeRoy Hoffman and sons, David Frickel and Mr. and Mrs. Duane Beck attended the basketball game when the "pint-size" youngsters played. Mr. and Mrs. Lee Terwilliger are enjoying a new TV set since Tuesday, February 7. R. M. Pease of O'Neill spent Sunday with the Ray Pease family. Mr. and Mrs. Perry Terwilliger and sons were Sunday afternoon visitors at the Milton McKathnie home. Mrs. Fritz Naber, Mrs. Ed Bausch and Mrs. John Schwindt were Monday afternoon, February 6, visitors at the Ray Pease home. Rev. and Mrs. Charles Phipps were last Thursday afternoon visitors at the Hans Lauridsen home. Mr. and Mrs. Charles Dobias and sons were Saturday evening visitors at the D. F. Scott home. Mr. and Mrs. O. A. Hammerberg were also guests there. Frank Disterhaupt and Jim Lauridsen were Friday dinner guests at the Hans Lauridsen's. Mr. and Mrs. Hans Lauridsen and sons and Isla Ruda were Monday evening, February 6, O'Neill visitors. Mr. and Mrs. Walter Pease and family were Sunday, February 5, afternoon and supper guests at the Ray Pease home. Mr. and Mrs. Victor Frickel and family were guests at the Pease home that evening. Jim Lauridsen was a Saturday O'Neill visitor.

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Pupils Get Break When Teacher Weds

CELIA—There was no school at Celia from Wednesday noon, February 8, until the end of the week as the teacher, Miss Lois Adams, daughter of Mr. and Mrs. Louis Adams of Spencer, and John Lang of O'Neill were married last Thursday morning, February 9, at 9 o'clock, in St. Mary's Catholic church in Spencer. The couple gave a wedding dance that night in Spencer which was attended by many friends, among whom were Mr. and Mrs. Duane Beck, Mr. and Mrs. William Malou and son, Mr. and Mrs. Charles Dobias, Mr. and Mrs. LeRoy Hoffman and Mr. and Mrs. Emil Colfack, all of Celia.

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Power Airing— Plans are laid for a full scale airing of the Nebraska public power situation before state senators in March. The Platte Valley and Loup River Public Power districts have planned meetings at North Platte on March 14 for western lawmakers and at Columbus on March 21 for eastern senators. The meetings primarily will be to outline plans of Platte and Loup, according to Platte Manager Gerald Gentlemen of North Platte. Said Gentlemen: "We want them to have all the information they want on our merger plans, financing procedures, credit, customers, government power and anything else."

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Pupils Get Break When Teacher Weds

CELIA—There was no school at Celia from Wednesday noon, February 8, until the end of the week as the teacher, Miss Lois Adams, daughter of Mr. and Mrs. Louis Adams of Spencer, and John Lang of O'Neill were married last Thursday morning, February 9, at 9 o'clock, in St. Mary's Catholic church in Spencer. The couple gave a wedding dance that night in Spencer which was attended by many friends, among whom were Mr. and Mrs. Duane Beck, Mr. and Mrs. William Malou and son, Mr. and Mrs. Charles Dobias, Mr. and Mrs. LeRoy Hoffman and Mr. and Mrs. Emil Colfack, all of Celia.

Other Celia News Mr. and Mrs. Duane Beck and Mr. and Mrs. William Malou and Billy were Saturday evening supper guests at the Dorothy Scott home. Mr. and Mrs. Joe Hendricks attended a farm sale in Paddock community north of O'Neill, on Friday. Mr. and Mrs. Clarence Focken and Danny were Wednesday, February 8, visitors at Ewing. Duane Beck and Emil Colfack attended a bull sale at Sargent on Tuesday, February 7. Karen Focken spent the weekend at the George Hitchcock home visiting Renee Hitchcock. Mr. and Mrs. Lawrence Smith and family were Friday evening visitors at the Terwilliger home. Mr. and Mrs. William Malou and Billy were Sunday dinner guests at the O. A. Hammerberg home. Clarence Focken and Alex Forsythe attended a Presbyterian meeting in Valentine Sunday. Mr. and Mrs. Charles Dobias and sons were Wednesday evening, February 8, visitors at the Emil Colfack home. Frank Kilmurry and daughter, Theresa, and Mrs. P. W. Kilmurry were Friday O'Neill visitors. Mr. and Mrs. Lawrence Smith were O'Neill visitors last Thursday and attended the Production Credit meeting in the theater. Alex Forsythe was a Friday afternoon visitor at the O. A. Hammerberg home. Dorothy Scott and Mrs. William Malou were Saturday dinner guests at the D. F. Scott home and afternoon callers at the O. A. Hammerberg home. Alex Forsythe was a Tuesday evening, February 7, visitor at the William Malou home. Mr. and Mrs. August Troshynski were Sunday dinner guests at the Frank Kilmurry home. Sunday dinner guests at the Lawrence Smith home were the Leonard Chaffin and John Spence families. Duane Beck and LeRoy Hoffman were Wednesday, February 8, visitors at the William Malou home. Mrs. Leon Hendricks went to Miltonvale, Kans., last Thursday to spend the weekend with her parents, Mr. and Mrs. Ralph Ernst. Mr. and Mrs. Wilbur Staples and three sons and her aunt, Mrs. Harold Orr of Newport, Wash., arrived Friday. Mr. Staples is a brother of Mrs. Joe Hendricks. They were called here by the death of Mrs. Staples' grandfather, Mr. Crawford of Redbird. Mr. Crawford was Mrs. Orr's father. Mr. and Mrs. LeRoy Hoffman and sons and Mr. and Mrs. William Malou and son were Wednesday evening, February 8, visitors at the Duane Beck home. Victor Frickel and sons, Harold, Garold and David, were Sunday afternoon visitors at the LeRoy Hoffman home.

Mr. and Mrs. Ray Disterhaupt and family, who have been visiting the Perry and Lee Terwilliger families since their sale, left Monday for their new home in Pileager, Minn. Ernest Brinkman was a last Thursday visitor at the Ray Pease home. Mrs. LeRoy Hoffman attended the all-day district laymen's conference at the Immanuel Lutheran church Wednesday, February 8. The ladies served lunch to 75 persons at noon. A speaker from Omaha talked to the group. Mr. and Mrs. LeRoy Hoffman and sons, David Frickel and Mr. and Mrs. Duane Beck attended the basketball game when the "pint-size" youngsters played. Mr. and Mrs. Lee Terwilliger are enjoying a new TV set since Tuesday, February 7. R. M. Pease of O'Neill spent Sunday with the Ray Pease family. Mr. and Mrs. Perry Terwilliger and sons were Sunday afternoon visitors at the Milton McKathnie home. Mrs. Fritz Naber, Mrs. Ed Bausch and Mrs. John Schwindt were Monday afternoon, February 6, visitors at the Ray Pease home. Rev. and Mrs. Charles Phipps were last Thursday afternoon visitors at the Hans Lauridsen home. Mr. and Mrs. Charles Dobias and sons were Saturday evening visitors at the D. F. Scott home. Mr. and Mrs. O. A. Hammerberg were also guests there. Frank Disterhaupt and Jim Lauridsen were Friday dinner guests at the Hans Lauridsen's. Mr. and Mrs. Hans Lauridsen and sons and Isla Ruda were Monday evening, February 6, O'Neill visitors. Mr. and Mrs. Walter Pease and family were Sunday, February 5, afternoon and supper guests at the Ray Pease home. Mr. and Mrs. Victor Frickel and family were guests at the Pease home that evening. Jim Lauridsen was a Saturday O'Neill visitor.

REAL ESTATE TRANSFERS WD—James Regal to E F Peterson 8-27-55 \$1000-150 ft x 120 ft in NE 1/4 SE 1/4 25-29-12 WD—Maude H Clifford to Hans

Minimum Sentence Not Followed

LINCOLN—Less than the minimum sentence for drunken driving is being handed down by some courts, according to state house officials. Maurice Jacobsen, head of financial responsibility in the state highway department, said the minimum sentence required by state law is not being followed in all cases. This was confirmed by Atty. Gen. C. S. Beck. But both said they had no authority to tell the courts what to do.

The minimum sentence is a \$100 fine and six months suspension of a driver's license. Jacobsen said in the majority of courts the law is being followed, especially in the larger cities. However in some cities drivers are charged under a city ordinance instead of the state law. Thus, they can get off with a lighter sentence. In some cases, Jacobsen said, where action is brought under state law, the license is not suspended. In others, he said, the fine is less than \$100. Under the point law, a driver loses six points for a conviction on first offense of drunken driving. Jacobsen said his office assesses the points anyway where a violator is fined but his license is not revoked for six months.

ORDINANCE 295-A An ordinance vacating a certain alley in the City of O'Neill, Nebraska, providing for making a record of such vacation in the office of the City Clerk of O'Neill, Nebraska: 1. That the alley running North and South between Lot 7 and Lot 8 in Block A of O'Neill and Hager's Addition, O'Neill, be and the same is hereby vacated, annulled and discontinued. 2. That a record of the vacation of the aforesaid alley be entered in the records of the City of O'Neill, Nebraska. 3. That a certified copy of this ordinance shall be furnished to the Clerk of the County of Holt, Nebraska, and the same shall be recorded in such office. Passed and approved that 3rd day of January, 1956. A. MARCELLUS Mayor

ATTEST: O. D. FRENCH City Clerk Motion by Crabb, seconded by Heermann, that the Council amend its zoning and building ordinance to permit the O'Neill Production Credit Association and the Elkhorn Valley National Farm Loan Association, jointly, to construct on the South Half of Lots Seven and Eight in Block Fourteen, Original Town of O'Neill, Holt County, Nebraska, a one story brick or tile, fireproof Building, 75x50 feet, with crushed rock or gravel parking space in the rear thereof, said building to be erected on the lot line and in line with the Lohaus garage to the south thereof and to extend within five feet of the lot line on the north and south side thereof, upon which said five foot space shall be built a good cement walk to run the length of said building; said building to be used as an office building by said builders. A roll call vote being taken on the above motion as follows: Aye—Crabb, Heermann, Merriman and Stutz. Nay—none. Upon motion the Council adjourned. A. MARCELLUS Mayor O. D. FRENCH City Clerk Mr. and Mrs. William McIntosh spent Friday in Omaha attending the auto show.

State Air Crashes— Pilot error has figured in all the civil airplane fatalities recorded in Nebraska since 1952. They would have all the information on hand for the January convening of the regular session. By arranging the two meetings, the legislature would not have to convene in special session. And they would have all the information on hand for the January convening of the regular session. Officials have said merger plans being worked out between Platte and Loup will require special legislation. The plan under consideration is to consolidate the two districts under a board of 15 directors. Present law does not provide for such an arrangement.

Gov. Victor Anderson is to be given all available information about the situation in advance of the meetings with the legislators. Officials have said merger plans being worked out between Platte and Loup will require special legislation. The plan under consideration is to consolidate the two districts under a board of 15 directors. Present law does not provide for such an arrangement. By arranging the two meetings, the legislature would not have to convene in special session. And they would have all the information on hand for the January convening of the regular session. Officials have said merger plans being worked out between Platte and Loup will require special legislation. The plan under consideration is to consolidate the two districts under a board of 15 directors. Present law does not provide for such an arrangement.

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