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TOWNSHIP ORGANIZATION.

The New System Under Which Townships will be Operated.

(House Bill No. 66.)

AMENDMENTS TO HOUSE BILL NO. 66. Amendment to section 4. In line four of section four, say seven for five.

Amendment to section five. In line 2 of section 5, instead of the word five insert seven.

After the word "provided" in line 14, section 4, insert the following: "Provided further, that if any such city has more than the requisite inhabitants for two districts, then and in such event sufficient outlying territory may be added to such city to make three districts. The supervisors in such city districts shall all be elected at large, and the balance of that territory outside of such city districts shall be divided so as to create seven districts including such city districts."

In section 4, line 13, strike out the words "a double numbers," and insert in lieu thereof the word "number."

To section 5, after the word "two" at the end of line 3, add the words "or more."

In line 5, section 7, strike out the word "two" in both places when it precedes the word supervisors and insert "four."

In line 5, section 8, strike out the word "five" and insert the word "seven."

After "require" in line 4, section 52: Provided, however, that notices of such meeting shall be posted in three conspicuous places at least 10 days before such meeting.

Strike out all of section 76.

Sec. 64. All judgments recovered against a town or against town officers in actions prosecuted by or against them in their names of office, shall not be collected by execution, but shall be a town charge, and when levied and collected shall be paid to the person to whom the same shall have been adjudged.

Sec. 65. The board of county supervisors shall meet at such time and in such manner as provided by law. Each supervisor shall have special charge of the expenditure of money appropriated out of the county treasury by the board for roads, bridges, and culverts within his district, except in city districts, where the board shall direct as to which one of the supervisors shall supervise the expenditure of the money appropriated as aforesaid. Each supervisor shall make a full and correct report of all moneys received and disbursed by him for all county purposes to the county board at the first meeting of such board after the receipt and disbursement of any such money. The supervisors under this act shall receive the same compensation for their services and mileage as now provided for, for county commissioners, except in counties over 70,000 inhabitants, where their salaries shall be fixed by law.

Sec. 66. None of the provisions of this act in regard to meeting of electors of their respective towns and their powers, shall apply to towns whose limits are co-extensive with cities of the first and second class, but such cities, and the inhabitants thereof, shall continue to be governed by the laws specially applicable thereto, with such power only as conferred by law or election in choosing of supervisors, assessors, judges, and clerks of election, and other county officers.

Sec. 67. In counties now governed by township organization it shall be the duty of the county clerk of each county governed as aforesaid to call a special session of the board of supervisors, by giving the notice now required by law for special meetings of said board. Such notice shall be given within twenty days after this act takes effect and such meeting shall be called to take place in ten days from the giving of such notice. The county clerk shall specify the object of the meeting which shall be for dividing the county into suitable supervisor districts and choosing supervisors for such districts. At the meeting of such board, or a quorum of the same, the board shall at once proceed to divide the county into supervisor districts, and number the same, all of which shall be done as provided in sections four (4), five (5) and six (6) of this act. After such division shall have been made by the board of supervisors in each district, if there be more than one supervisor they shall cast lots among themselves

as to which one of their number shall be the supervisor for such district, and the one selected shall be the supervisor of such district. The supervisor so chosen shall give a bond as required by law which bond shall be approved by the county judge. As soon as the county is divided into districts and the supervisors are assigned to their respective districts and there shall be no vacancies, the board shall at once organize by electing one of their number as chairman. In the event there are any vacancies the remaining members shall fill such vacancy by appointing some suitable person being an elector within the supervisor district for which he is appointed, which person shall qualify by giving bond and filing oath of office the same as the other supervisors and shall from the approval of his bond be a member of the board of supervisors and shall represent the district for which he was appointed. And as soon as such appointment is made and bond approved the board shall organize as herein provided. In case the person appointed fails or refuses to qualify within ten days after his appointment another person possessing the qualification shall be appointed. In the event there are vacancies to be filled the board shall after filling them adjourn for ten days when they shall meet, and the person or persons so appointed shall also meet with them, in case the bonds have been duly approved, and then the board shall organize by choosing a chairman and he shall appoint the necessary committees, and from and after such organization such board shall have all the power, and perform all the duties of county boards as provided by the laws of this state. And the powers of the township supervisors shall cease and determine from and after the time when the county is divided and the new members assigned to their districts as herein provided.

Sec. 68. The supervisors selected and appointed as provided in this act shall hold their respective offices until the next general election following their selection or appointment and until their successors have been duly elected and qualified.

Sec. 69. At the next general election following the adoption of township organization, or the division of any county now under township organization into supervisor districts as provided by this act, there shall be elected in each supervisor district one supervisor, who shall be nominated and elected by the qualified electors of the district for which such supervisor is elected and each district shall nominate its supervisor in the same manner as near as may be as other district officers are nominated, and the votes cast for each supervisor in the different townships, cities or wards within such districts shall be counted canvassed, and returned the same as is done for county officers. The person who shall receive a plurality of all the votes cast for supervisor within the district shall be declared the elected supervisor for such district and shall receive a certificate of election from the county clerk the same as other officers.

Sec. 70. At the next general election after the adoption of township organization, and the division of the county into supervisor districts as contemplated by this act, there shall be elected in each supervisor district one supervisor, and the supervisors elected in the odd numbered districts shall hold their offices for one year, and the supervisors elected in the even numbered districts shall hold their offices for two years. In double or city districts the ballots shall state which one of the supervisors is elected for the odd, and which one for the even numbered district. Each district shall thereafter elect one supervisor every two years, and each supervisor after the first election as stated above shall hold his office for the term of two years and until his successor is duly elected and qualified.

Sec. 71. For the purpose of ascertaining the number of inhabitants in the several districts provided by this act, the supervisors, or commissioners as the case may be, shall ascertain the whole number of votes cast at the last preceding general election held within the county, and shall multiply the number of votes so cast by five, and this result shall be taken as the whole

number of inhabitants of the county or any part thereof as the case may be, and the supervisor districts shall be divided upon the foregoing basis and in accordance with the results thus obtained.

Sec. 72. The supervisor districts may be changed after each state and federal census if it shall appear from an examination or the number of votes in any district or districts that the inhabitants have become unequal among the several districts.

Sec. 73. In the absence of any special provision governing the board of supervisors as contemplated by this act, such board of supervisors shall be governed by and perform all the duties and have all the powers applicable to county boards as provided by the general laws of this state.

Sec. 74. Any incompleting matters pending before any of the county commissioners or boards of supervisors of this state when this act takes effect shall be taken up and completed or disposed of by the new board in the same manner and to the same effect as the old board should or might have done, and this act shall in no way affect any pending business or matter, but the same shall be carried on, determined, and completed, the same as if commenced before the board created by this act.

Sec. 75. That an act entitled an act to provide for township organization, to define the rights, powers, and liabilities of towns, and the duties, powers, and compensation of the officers thereof, approved February 24, 1893, the same being sections 1 to 62, both inclusive, of article 4, chapter 18, of the Compiled Statutes of the State of Nebraska, as now existing, be and the same hereby is repealed.

Sec. 76. Whereas, an emergency exists, this act shall take effect and be in force from and after its passage. (See Amendment.)

(Concluded)

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(Concluded)

(All interested in this law should cut it out and save it. It will take about four issues to complete it.)

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