

Louisiana Laws, Statutes, &c.

ACTS

PASSED BY THE

GENERAL ASSEMBLY

OF THE

STATE OF LOUISIANA

AT

THE SECOND SESSION

OF THE FIFTH LEGISLATURE,

BEGUN AND HELD IN THE CITY OF NEW ORLEANS,

JANUARY 7, 1878.

AND AT

THE EXTRA SESSION,

CONVENED AT THE CITY OF NEW ORLEANS.

MARCH 8, 1878.

PUBLISHED BY AUTHORITY.

NEW ORLEANS:
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1878.

manner as the members, except the sergeant-at-arms, who shall be paid as provided for in section six of this Act.

Office of postmaster of each House abolished and their duty assigned to the sergeant-at-arms.

Sec. 15. *Be it further enacted, etc.*, That the office of postmaster of each house is hereby abolished, and his duties assigned to the sergeant-at-arms.

No extra compensation to be allowed to any member of the General Assembly, officer, or employee, except the Speaker and the chairmen of the committee on enrollment, the committee on auditing and supervising the expenses of the Senate, and the contingent committee of the House.

Sec. 16. *Be it further enacted, etc.*, That no member of the General Assembly, officer, or employee, shall receive any extra compensation for services during or in attendance upon any session of the General Assembly, except the Speaker of the House of Representatives and the chairman of the respective committees on engrossment and enrollment, and auditing and supervising the expenses in the Senate, and contingent expenses in the House, who shall receive their regular per diem of six dollars per day for each and every day that they may be detained at the capitol after the session of the General Assembly has closed, in attendance upon the duties of their respective offices, not exceeding ten days.

Payment in relation to extra session.

Sec. 17. *Be it further enacted, etc.*, That in all cases of extra or called sessions, occurring within three days of the adjournment of the regular session, members of the General Assembly shall not be entitled to any travelling expenses.

Sec. 18. *Be it further enacted, etc.*, That all laws or parts of laws in conflict or inconsistent with the provisions of this Act be and the same are hereby repealed, and that this Act shall take effect from and after the closing of the next general election, on the first Tuesday after the first Monday in November, eighteen hundred and seventy-eight.

(Signed)

LOUIS BUSH,
Speaker of the House of Representatives.

(Signed)

LOUIS A. WILTZ,
Lieutenant Governor and President of the Senate.

Approved February 26, 1878.

(Signed)

FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:

WILL A. STRONG,
Secretary of State.

No. 43.]

AN ACT

Relative to the Charter of the New Orleans Water-works Company and amending an Act, number Thirty-three of Extra Session of eighteen hundred and seventy-seven (1877), approved March 31, 1877.

Election of directors.

Section 1. *Be it enacted by the Senate and House of Representatives of the State of Louisiana in General Assembly convened*, That at the election to be held on the first Monday of July, eighteen hundred and seventy-eight (1878) and annually thereafter, for directors of the New Orleans Water-works Company, the stockholders of the said New Orleans Water-works Company shall elect four directors, but the city of New Orleans shall not vote at said elections, she being

already fully represented for the amount of her stock by the mayor of the city, the administrator of water-works and public buildings, and by the administrator of finance, who are *ex-officio* directors of said company.

Composition of the board.

Sec. 2. *Be it further enacted, etc.,* That section ten (10) of said Act number thirty-three (No. 33) of extra session of the year eighteen hundred and seventy-seven (1877) be amended and re-enacted so as to read as follows: "That said company shall not declare or pay any dividends except in cash, and then only out of the net semi-annual or annual receipts after payment of expenses of operation, and gradual extension, and the interest on its bonded debt."

Dividends; how declared.

Sec. 3. *Be it further enacted, etc.,* That section seventeen (17) of aforesaid Act be amended and re-enacted so as to read as follows: "That at the expiration of fifty years from the organization of the company, the city shall have a right to buy the works, conduits, pipes, etc., of the company, at a valuation to be fixed by five experts; two to be named by the city, two by the company, and the four to select the fifth expert; but should the city neglect or refuse to purchase said works, etc., as above provided, the charter of the company shall be, *ipso facto*, extended for fifty years longer, but without any exclusive privilege or right to supply water according to the provisions of the charter."

The city of New Orleans, at the expiration of fifty years shall have the right to buy the works, conduits, pipes, etc., of the company; valuation of the same to be made by experts; how appointed; retention of charter.

Sec. 4. *Be it further enacted, etc.,* That the time allowed to the said New Orleans Water-works Company to commence and proceed to the erection of new works and pipes ("as contemplated by said Act number thirty-three" (No. 33), shall commence six months after the organization of said company, and not from the date of the passage of said Act.

Term for the company to commence the works.

Sec. 5. *Be it further enacted, etc.,* That the full, complete, and adequate supply of water referred to in section thirteen of said Act No. 33, shall be so construed as to require a supply of water at the height of not less than fifteen (15) feet from the ground wherever the pipes of the Water-works now exist.

Height of water to be supplied by the company.

Sec. 6. *Be it further enacted, etc.,* That the word "State" in section eleven of said act No. 33 of 1877, and in the last line thereof, be stricken out, so that the said company shall not be exempt from State taxation.

Company not exempt from taxation.

Sec. 7. *Be it further enacted, etc.,* That all laws or parts of laws contrary to the provisions of this Act, or in conflict therewith, are hereby repealed to the extent that they do conflict, and that this Act shall take effect from and after its passage.

(Signed)

LOUIS BUSH,

Speaker of the House of Representatives.

(Signed)

LOUIS A. WILTZ,

Lieutenant Governor and President of the Senate.

Approved February 26, 1878.

(Signed)

FRANCIS T. NICHOLLS,
Governor of the State of Louisiana.

A true copy:

WILL. A. STRONG,
Secretary of State.