Laws, Joint Resolutions and Memorials

PASSED AT THE FIFTH SESSION

OF THE

LEGISLATIVE ASSEMBLY

OF THE

TERRITORY OF NEBRASKA,

BEGUN AND HELD AT OMAHA CITY, N. T.,

SEPTEMBER 21, A. D. 1858.

8382

TOGETHER WITH

THE CONSTITUTION OF THE UNITED STATES

AND THE

ORGANIC LAW.

PUBLISHED BY AUTHORITY.

THOMAS MORTON, of the "Nebraska City News," and
THEODORE H. ROBERTSON, of the "Omaha Nebraskian,"
PUBLIC PRINTERS FOR THE TERRITORY.
1859.

Digitized by Google

has not been recorded as a town in the recorder's office of Sarpy county.

§ 3. That the board of aldermen for said city, shall be increased to six, who shall be elected at the general election hereafter to be held and a majority of whom shall constitute a quorum for the transaction of business, and that the time of holding annual elections in said city of Bellevue is hereby changed and shall hereafter be held on the first Tuesday in October in each year.

§ 4. This act shall take effect and be in force from and after its passage.

Approved November 2, 1858.

AN ACT

To Incorporate the Nebraska City Hydraulic Gas Light and Coke Company.

SEC. 1. *Be it enacted by the Council and House of Representatives of the Territory of Nebraska*, That Stephen F. Nucholls, Thomas Morton and William Bennet and their associates, heirs and assigns, be and they are hereby created a body politic and corporate for the period of fifteen years by the name and style of the Nebraska city hydraulic gas light and coke company, and by that name and style, they and their successors, shall be capable in law of contracting, and being contracted with, suing and being sued, defending and being defended against, in all courts of law and equity, in all matters whatsoever, with full power to acquire, hold, occupy and enjoy all such real and personal estates as may be necessary and proper for the construction, extension and usefullness of the work of said company, and for the management and good government of the same, and they may have and use a common seal at pleasure.

§ 2. The corporation hereby created shall have full power and authority and shall, so soon as it becomes necessary so to do, commence operation and shall transport and convey water through pipes and aqueducts and otherwise, and establish hydraulic fountains and reservoirs in convenient part of said city for the supplying the same with water and shall have full power and authority to manufacture and sell gas, to be made from any or all of the substances or a combination thereof from which inflamable gas is usually obtained and to be used for the purpose of lighting the said Nebraska city with gas or the streets thereof, and any building, manufactories, public places or houses therein contained, so soon as expedient and necessary so to do, and erect all necessary works and apparatus, and to lay pipe for the purpose of conducting the gas in any of the streets or avenues of said city: Provided, that no permanent injury or damage be done to any street, land or highway in said city.

§ 3. The capital stock of the company shall not exceed three hundred thousand dollars to be subscribed for, and paid in such proportions as shall be prescribed by the by-laws and rules for the regulation of the

Digitized by Google

concerns of said company, as the said company may from time to time make and adopt relative to the management and disposition of the stock, property and estate of said company, and the said company shall have power to adopt rules and make regulations, define the duties of officers and agents to be employed, the number and election of directors and all such matters as pertain to the concerns of said company: Provided that nothing in this act shall be so construed as to give the said company the powers or privileges of banking, said corporation shall have the exclusive privilege of supplying the said city with gas for the purposes of affording light and supplying water in pipes, aqueducts, fountains, reservoirs as aforesaid for a period of twenty years from the time of its going into operation as required in section two of this act.

§ 4. This act shall take effect and be in force from and after the first day of October, A. D. 1859.

Approved November 3, 1858.

AN ACT

To Incorporate the Town of Saint Stephens in Richardson County.

SEC. 1. *Be it enacted by the Council and House of Representatives of the Territory of Nebraska*, That the town site claimed by the Saint Stephens company upon which the town of Saint Stephens is located, together with all additions that may be hereafter made thereto according to law, is hereby declared to be a town by the name and style of the town of Saint Stephens.

§ 2. That said town is hereby made a body corporate and is invested with all the privileges and attributes of a municipal corporation and may elect such officers, pass such laws, ordinances and rules for the benefit and government of said town, as shall from time to time be deemed expedient and proper not inconsistent with the laws of the United States, nor of this territory.

§ 3. Whenever ten of the qualified votes of said town shall petition the probate judge, or any justice of the peace of the county of Richardson, asking for the organization of the said municipal government the said judge of probate or justice of the peace shall fix the time for a municipal election, which shall not be more than ten days after the petition is presented to him, and shall at the same time appoint three judges of election, five days' notice of which shall be given in writing by posting the same in at least three of the most public places in the said town; and the said election shall be held in accordance with the general election law, and the returns shall be made to the probate judge or justice of the peace who ordered the election and he shall give to the persons having the highest number of votes certificates of their election.

§ 4. All citizens of said town entitled to vote for county elections may vote at any election held for the purpose of electing municipal officers of the said town.

Digitized by Google