

ACTS

OF THE

GENERAL ASSEMBLY

OF THE

COMMONWEALTH OF KENTUCKY,

PASSED AT THE

REGULAR SESSION OF THE GENERAL ASSEMBLY, WHICH
WAS BEGUN AND HELD IN THE CITY OF FRANK-
FORT ON FRIDAY, THE THIRTY-FIRST
DAY OF DECEMBER, 1875.

VOLUME I.

COMMONWEALTH OF KENTUCKY
STATE LAW LIBRARY

PROPERTY OF THE STATE OF KENTUCKY.

FRANKFORT, KY.:
PRINTED AT THE KENTUCKY YEOMAN OFFICE.
JAMES A. HODGES

26779

1876. or for which said bonds may be sold, shall be applied to the building and repairing of bridges and purchasing the right to establish public roads in said county, and for the liquidation of debts already contracted for like purposes, and for building and repairing the public buildings.

§ 2. This act shall take effect from its passage.

Approved February 23, 1876.

CHAPTER 226.

AN ACT relating to the New Orleans, St. Louis, and Chicago Railroad Company, a corporation formed by the consolidation of the Mississippi Central and New Orleans, Jackson, and Great Northern Railroad Companies.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the consolidation of the Mississippi Central Railroad Company with the New Orleans, Jackson, and Great Northern Railroad Company into the corporation known as the New Orleans, St. Louis, and Chicago Railroad Company, under and in pursuance of the articles of consolidation entered into between the first two named companies, is hereby ratified and confirmed as of the date of the adoption of the said articles; and the exercise within this State by the said consolidated company of all the franchises, rights, liberties, and privileges mentioned in the act of the General Assembly of this Commonwealth, entitled "An act to authorize the Mississippi Central Railroad Company to extend its road into and through the State of Kentucky," approved March 18th, 1872, is hereby ratified and confirmed; and the said New Orleans, St. Louis, and Chicago Railroad Company is hereby declared a corporation of this State, and is invested with all the franchises, rights, liberties, and privileges in the said act mentioned.

§ 2. Laborers upon the said road for four months' wages upon the same, and persons injured in person or property, shall have a lien on the rolling stock of the said railroad and its earnings, any mortgage to the contrary notwithstanding.

§ 3. This act shall take effect from its passage.

Approved February 23, 1876.

CHAPTER 229.

1876.

AN ACT to incorporate the town of Glencoe, in Gallatin county.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the town of Glencoe, Gallatin county, with the following boundary, viz: All that ground embraced in the lots sold by M. J. Williams, the Howard addition to said town, except that portion west of the street running in front of B. F. Howard's warehouse, and all the depot and railroad grounds lying contiguous to the lots sold by M. J. Williams, be, and the same is hereby, incorporated, under the name and style of "The Town of Glencoe." A. D. Daniels, Thomas Williams, John Shelton, William Parish, and R. E. Foster are hereby appointed trustees of said town, and shall hold their office until their successors be elected and qualified, and they and their successors in office shall have perpetual existence; and, under the corporate name of "The Trustees of the Town of Glencoe," may sue and be sued, plead and be impleaded, defend and be defended against, in any and all the courts of this Commonwealth. It shall be the duty of the trustees to give public notice by posting up in three public places in said town notices of an election for trustees. At said election every qualified voter residing within the limits of said town, who have paid their taxes and fines, shall be entitled to a vote.

§ 2. The trustees shall have power, and it shall be their duty, to pass all ordinances, by-laws, rules and regulations, for the good government and well-being of such town; to levy a poll-tax not exceeding two dollars on each qualified voter within the corporate limits, and an ad valorem tax not exceeding twenty-five cents on each one hundred dollars' worth of property, real, personal, and mixed; to tax all auction sales, itinerant shows and exhibitions for money, such sums as they may deem proper; to declare what are nuisances, and to remove the same; to condemn faulty chimneys and flues, and to do any and all acts necessary to give effect to all their powers herein conferred: *Provided, however,* They do no act inconsistent with the laws of this State or of the United States.

§ 3. That it shall be the duty of the trustees to appoint a clerk and treasurer, and by ordinance define their duties; and they shall require of the treasurer a bond, with good and sufficient security, for the faithful performance of his duty.

Boundary.

Trustees.

Powers.

Duties.

Shall pass by-laws, levy tax, &c.

Shall appoint clerk and treasurer.

1876

§ 4. All taxes levied and collected, and all fines and forfeitures, shall be paid to the treasurer of said town; and no money shall be drawn from the treasury of said town, except it be upon the warrant of the chairman of the board of trustees by order of the board.

Police judge—
how and when
elected.

§ 5. The police judge shall be elected at the regular August election in the year 1876, and every four years thereafter, the same qualifications being necessary for voting as those prescribed for the election of trustees. Said police judge shall, by virtue of his office, be a conservator of the peace, and before he enters upon the duties of his office, before the judge of the Gallatin county court, take an oath to faithfully and impartially discharge the duties of said office, and shall take such other oaths as are required of justices of the peace. The police judge shall have concurrent jurisdiction with justices of the peace, and shall be entitled to the same fees. He shall have exclusive jurisdiction of all infractions of by-laws and ordinances of said town. The police judge shall have power to hold examining trials, and hold parties over to higher courts. He shall have power to fine for contempt in any sum not exceeding five dollars, and imprison not exceeding six hours. He shall have power, upon the verdict of jury, to cause any person fined for violation of any ordinance or by-law, or found guilty of misdemeanor under the General Statutes, or of petit larceny within the limits of said town, to work upon the streets of said town for one day of eight hours for each two dollars of both fine and costs.

Shall take oath.

Jurisdiction and
fees.

Powers.

Marshal—how
and when elected
Shall give bond.

§ 6. The town marshal shall be elected by the qualified voters of said town on the first Monday in August, 1876, and biennially thereafter, and shall hold his office for two years; shall take the same oaths required of constables of Gallatin county; shall execute bond, with good security, the same as is required of constables of Gallatin county, with the additional covenant that he will discharge the duties of town marshal to the best of his ability according to law. The town marshal shall have jurisdiction concurrent with constables of Gallatin county. It shall be the special duty of the town marshal to execute all processes issued from the police court for an alleged violation of any by-law or ordinances of said town; to promptly collect all taxes, fines, and forfeitures, and pay the same to the treasurer of said town.

1876.

Trustees shall
take oath.

§ 7. The trustees, before entering upon the duties of said office, shall take an oath before some justice of the peace of Gallatin county to faithfully perform the duties of town trustees, which oath shall be entered upon the record-books of said corporation.

§ 8. This act to take effect from its passage.

Approved February 23, 1876.

CHAPTER 230.

AN ACT to legalize the action of the Livingston county court at October term, 1872.

WHEREAS, At the October term, 1872, of the Livingston county court (the presiding judge and a majority of the justices of said county sitting), it was ordered by the court that the special tax for the repairs on the court-house for the ensuing year be fixed at (20) twenty cents on each \$100 worth of property, and 50 cents on each poll, and the sheriff is ordered to collect the same; now, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That said orders of the Livingston county court, made at its October term, 1872, for the purpose of levying a tax upon the property of the county and tithables therein, to to pay for the repairs of the court-house of said county, and for paying other county indebtedness, and all acts done in pursuance thereof be, and the same is hereby, legalized and declared valid.

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

Approved February 23, 1876.

CHAPTER 231.

AN ACT for the benefit of F. M. Woosley, sheriff of Edmonson county.

WHEREAS, William Dicus, late sheriff of Edmonson county, resigned his office as sheriff aforesaid, early in the spring of 1875; and whereas, no man would accept the office of sheriff or collector of the revenue under an appointment; and whereas, F. M. Woosley, the present sheriff of said county, was elected to said office at the August election in