

Sec 1st Be^t enacted by the people of the State of Illinois
represented in the General Assembly: That the in-
habitants and residents of the town of Mount Carmel
in Wabash County are hereby made a body corporate
and politic in law, and in fact, by the name and
style of the, President and board of trustees of the
town of Mount Carmel, and by that name shall
have perpetual succession, and a common seal
which they may alter at pleasure, and in whom
the Government of said corporation shall be vested,
and by whom, its affairs shall be managed.

Sec. 2

Be it further enacted, that the boundary of
the said corporation be and the same is hereby
declared to extend to the prescribed limits of the
town plat as recorded in Wabash County, and
that the jurisdiction of said corporation in both
civil and criminal cases, arising under this
act is hereby declared to be coextensive with
the limits of the town aforesaid, and to extend
to the the river in front of said town, as far as
the jurisdiction of the State extends. Provided,
however that in civil cases, no act of said corporation
shall impair the individual reserved rights near
the bank of the river.

Sec 3.

Be it further enacted that the present
trustees shall continue in office until the first
Monday in May next, and until their succes-
sors are duly elected and qualified, and
forever thereafter an election shall be holden

on the first Monday ^{of May} annually for seven trustees
to hold their office one year and until their suc-
cessors are qualified, and public notice of the
time and place of holding said election shall
be given by the President and trustees by an
advertisement published in a news paper in
said town or pasting them up in at least four
~~parts~~ of the most public places in said town.
No person shall be a trustee of said town who
has not arrived at the age of twenty one years, who has
not resided in said town twelve months next pre-
ceding his election and who is not at the time thereof
of a bonafide freeholder, and moreover who has
not paid a corporation tax; And all free white
male inhabitants over twenty one years of age,
who have resided in said town six months next
preceeding an election, and who are subject to pay
a corporation tax, shall be entitled to vote for
trustees, and the said trustees shall at their first
meeting, proceed to elect one of their body president,
and shall have power to ~~also~~ fill all vacancies in
said board which may be occasioned by death re-
signation or six months absence from said town,
and to appoint a clerk an assessor, a treasurer
and a town constable, to give bond in such an
amount as the trustees may require, and the said
town constable shall take an oath of office be-
fore some Justice of the peace, and it shall be
his duty to collect all fines and serve all pro-
cess at the suit of the corporation, and to do such
other matters and things pertaining to the
office, as may be required of him by the

ordinances and by-laws of said corporation.

Sec. 4.

Be it further enacted, That the said corporation is hereby made capable in law, to take, and hold to themselves and their successors any lands, tenements, hereditaments and the rents issues and profits thereof, which may be necessary for the erection of any market house and other public buildings as may be necessary to promote the interest and public good of the citizens of said town, and the same to sell, grant, and dispose of if necessary, and to sue and be sued plead and be impleaded, answer and be answered in any court whatsoever; and that all ^{acts} sales or deeds heretofore made or granted by the board of trustees by and under the sanction and provisions of the ^{form} acts of incorporation are hereby confirmed.

Sec 5

Be it further enacted. That the trustees aforesaid and their successors, or a majority of them shall have full power and authority, to ordain and establish such rules and regulations for their government and direction, and for the transaction of the business and concerns of the corporation as they may deem expedient, and to ordain and establish, and put into execution such by-laws, ordinances and regulations as shall seem necessary for the government of said corporation, and for the management controul disposition and

application of its corporate property, and generally to do and execute all and singular such acts, matters and things which to them may seem necessary to do, and not contrary to the laws and constitution of this state.

See 6.

Be it further enacted, That the said trustees shall have power to levy and collect a tax not exceeding one percent on lots exclusive of improvements, and personal property in said town according to valuation, to tax public shows houses of public entertainment, taverns, Groceries and stores, for the purpose of making and improving its streets and keeping them in repair, and for ~~for~~ the purpose of erecting such buildings and other works of public utility as the interest and convenience of the inhabitants of said town may require, and the circumstances render proper and expedient, and said trustees may adopt such modes and means for the assessment and collection of taxes as may they may from time to time fix upon and determine, and to prescribe the manner of selling property when the tax levied upon it, is not paid, provided however, that all property both real and personal shall be free from county tax, Provided also that no persons property shall be sold for the non payment of a tax levied upon it, until such person shall be requested to pay the tax, unless he be a non resident of the town and county, nor shall

any sale be made until public notice of the time and place shall have been given by advertisement in the news paper, or at four public places at least fifteen days previous thereto,

See 7.

Be it further enacted, That the trustees of said town or a majority of them shall have power to preserve good order and harmony in said town, to punish open indecency, breaches of the peace, gambling, gaming houses, horse ~~running~~ racing shooting, and all disorderly houses and riotous meetings, to remove obstructions in the streets and public ways and all nuisances, for which purpose they may make such by-laws and ordinances as to them may seem expedient and not inconsistent with any public law of this state, and impose fines for the breach thereof, which fines shall be recoverable before any Justice of the Peace residing in said town, and all suits and judicial proceedings under this act shall be brought in the name and style of the President and board of trustees of the town of Mount Carmel.

See 8.

That all lots of land or parcel of ground in said town, termed or called donation lots, which have been conveyed by the original proprietors thereof or other person to the inhabitants of said town in their aggregate capacity, or to any person or persons in trust for them or for their use and benefit, and all funds raised or to be raised by the sale

of donation lots or otherwise, whether for the erection
of school houses, academies or places of public worship,
are hereby declared to belong to, and to be vested in said
corporation, and shall be under the management and
direction of the trustees aforesaid, ^{and their successors} and applied in
furtherance of the objects intended by the proprie-
tors or donors thereof.

Sec 9.

That the trustees may by themselves or an agent
to be by them appointed settle, adjust, transact and
finish all business, matters, and things growing out
of and pertaining to any articles of association
heretofore entered into, by and between the original
proprietors of said town or any agent for them, and
the inhabitants or purchasers of lots therein, or any
person in trust for them, and when thus done
and performed said articles so far as they affect
said corporation shall altogether cease and be void.

Sec. 10.

That it shall be the duty of any Justice of the
Peace residing in said town, and he is hereby au-
thorised and empowered, on complaint being made
to him on oath of the violations of any law or ordi-
nance of said corporation, to issue his warrant
directed to the town constable, or any authorized
county officer, to apprehend the offender or offend-
ers, forthwith before him, and after hearing
the evidence, if it shall appear that the said ac-
cused has been guilty of the violation of any such
law or ordinance of the corporation, to impose
such fine or imprisonment as shall be pointed

out in such law or ordinance, Provided such fine shall not exceed fifty dollars; and imprisonment not exceeding fifteen days; Provided however that writs of certiorari and appeals shall be granted from judgments under this act as in other civil cases; and in all criminal cases the defendant shall be entitled to an appeal to the circuit court by entering into bond, or recognizance as the case may require, before the justice of the peace within twenty days after the rendition of the judgment with such securities and in such an amount as the justice may think right and proper,

Sec 11.

That when any town lots or real estate shall be sold for taxes by virtue of this act, the same may be redeemed at any time within two years from the date of such sale, by the owner of said property or his or her agent executor or administrator paying to the treasurer of said town for the use of the purchaser of said property, the full amount of purchase money with interest at the rate of twenty five percent per annum together with the costs accruing thereon,

Sec 12.

That ~~the~~ ^{all} ordinances of said trustees shall be fairly written out, signed by the clerk and published in a newspaper printed in the town, or posted up at three of the most public places in said town, and no ordinance shall be in force until published as aforesaid.

Sec 13.

That justices of the peace and constables who are required to ~~give~~ ^{under review} ~~sureties~~ under this act, shall be entitled to the same fees, and collect them in the same ^{manner} as now is, or hereafter may be provided by law.

Sec 14.

That the president or any two of the trustees shall have power to call a meeting of the board by giving one days previous notice thereof, and a majority shall constitute a quorum to do business, but a minority shall have power to adjourn from time to time and compel the attendance of absent members, and in the event that the notice of an election is not given as required in this act, or from any other cause, that an annual election should not be holden at the proper time, it shall be lawful for the late clerk of the board or any two qualified voters in said town, at any time thereafter to give notice as aforesaid, of the time and place of holding a special election, and the trustees elected at such special election, shall have all the powers conferred by this act. All acts and parts of acts coming within the provisions of this act, are hereby repealed, this act shall take effect from and after its passage.

Passed H. R. Jan 12. 1835

A. S. Kitt Clerk H. R.
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1848

Received of
the Treasurer
of the
County of
Harris
the sum of
Twenty Dollars
for
the year 1848

John W. ...
J. W. ...

1848

DH B 722

A Bill for
an Act to incorporate
Mount Carmel
in Wabash County

to be Enrolled as
Amended.

CLK. W. R.

Engraved

[Signature]

[Signature]