

Secⁿ 1st Be it enacted by the People of the State
of Illinois represented in the General Assembly -

That the inhabitants and residents of the town of Warsaw
in Hancock County in the State aforesaid, are hereby made
a body corporate and politic in law and in fact, by
the name and style of the President and Trustees of the
Town of Warsaw, and by that name shall have
perpetual succession, and may have, and use, a common
seal which they may alter or revoke at pleasure; and
in whom the government of said Corporation shall be
vested, and by whom its affairs shall be managed -

Secⁿ 2nd That all that section of country contained
in fractional section number four, and the North half
of section number nine, and to the middle of the
Mississippi River, in Townships number four north, and
and Range number nine West of the fourth principal

members for disorderly conduct, and by the concurrence
of ^{a majority} two thirds of the whole board, expel a member, and
make such other rules and regulations for their own
government, as to them may seem proper and expedient

Sec 5th That the board of Trustees shall have
power to levy and collect taxes, upon all real estate
within the Town and limits of the Corporation, not
exceeding one per cent upon the assessed value thereof
exclusive of improvements, except as hereafter excepted;
to make regulations to secure the general health of the
inhabitants; to prevent and remove nuisances, to
regulate and licence Fairs within the corporation, to
provide for licensing and taxing Taverns, Stores, Groceries,
Auctioneers, theatrical and other Shows, and amusements
within said Corporation; to prohibit and restrain gaming
houses, bawdy houses, and other disorderly houses,

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to build market houses, and regulate the same, to open and keep in repair streets, lanes, alleys, drains and sewers, and to keep the same clean, to require bond and security of town officers for the faithful performance of their duties, and from time to time to pass such ordinances, to carry into effect the provisions of this act, and the powers hereby granted as the good of the inhabitants may require, and to impose and appropriate fines and forfeitures for the breach of any ordinance, and provide for the collection thereof, and that in all cases arising under this act or growing out of the bylaws and ordinances, made in pursuance of this act of incorporation, any Justice of the Peace within said corporation, shall have jurisdiction to hear and determine the same, and an appeal may be taken and writs of certiorari allowed from any such decision, in the same manner as now is, or hereafter may be provided by law for appealing from judgments of Justices of the peace. Provided however that the said trustees shall in no case levy or collect a tax upon any lands until the same shall have been laid off into town lots, and recorded.

Sec^o 16th That upon the application of the owners of two thirds of the front ~~of the~~ lots on any street or parts of a street, it shall be lawful for the Board of Trustees to levy and collect a special tax on the owners of the lots, on such street or parts of a street according to their respective fronts, not to exceed one per cent for the purpose of grading and paving, the sidewalks on said street. -

Sec^o 17th The board board of trustees shall have power to regulate, grade, pave and improve the streets, avenues, lanes and alleys, within the limits of said town, and corporation, and to extend, open, and widen the same making the person, or persons injured thereby adequate compensation, to ascertain which the said board shall cause to be summoned, six good and lawful men

proprietors and inhabitants of said town, not directly interested, who being first duly sworn for that purpose, shall enquire into, and take into consideration as well the benefit as the injury which may accrue, and estimate and assess the damages which would be sustained by reason of the opening extending or widening of any street, avenue lane or alley, and shall moreover estimate the amount which other persons will be benefitted thereby, and shall contribute towards compensating the person injured, all of which shall be returned to the board of trustees, under their hands and seals and the person which shall be benefitted and so assessed, shall pay the same in such manner as shall be provided by the board of trustees, and the residue if any shall be paid out of the town treasury, the board of trustees, shall have power to pass such bylaws or ordinances from time to time, as to them may seem expedient, and not inconsistent with any public law of this state as the good of the citizens of said town may require.

Sec. 8th. That 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. 9th. That the board of trustees are also vested with power to declare what shall be considered a nuisance within said town, and incorporated limits, to prevent the running and incident exhibition of horses, within the bounds of said town to provide for the trial and punishment of persons who may be engaged in assaults assaults and batteries, and affrays within the limits of said corporation.

to a trial by a Jury, for a like offence against the
Laws of the State. -

Sec^o 10th That the board of trustees, shall have
power to provide for the punishment of offenders,
by imprisonment in the County Jail, in all cases when
such offenders shall refuse or fail to pay fines, which
may be assessed, or for forfeitures or penalties which
may be recovered. Provided that no person shall be
imprisoned under the provisions of this act, for a
longer period than twenty four hours, for every fine
dollars, of any fine assessed, or forfeiture, or penalty
recovered, -

Sec^o 11th That the board of trustees, shall have
power to adopt such modes and means, for the
assessment and collection of taxes, as they may from
time to time fit upon, and determine, and to pursue
the manner of selling property, when the taxes laid
upon it are not paid. Provided however that no
sale of any town lots, or other real estate, shall be
made, until public notice of the time and place
shall be given by advertisement, in a newspaper or
by posting up written notices, in three of the most public
places in said town at least fifteen days previous
thereto. -

Sec^o 12th That when any town lot, or 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
him or her heirs or assigns, agent Administrator, or executor

paying to the treasurer of said town, for the use of the purchaser of said property, the full amount of the purchase money, with interest at the rate of fifty per cent per annum, together with the costs accruing thereon, -

Secⁿ 13th That the members of the board of trustees, and every other officer of said corporation, shall before entering on the duties of his office, take an oath or affirmation before some Judge or Justice of the Peace, to support the Constitution of the United States and of this State and faithfully to demean themselves in office. -

Secⁿ 14th That the board of trustees shall have power to appoint a town Constable or Constables and authorize him to execute all writs, process, and precepts, which may be issued against persons for the violation of the Laws, or ordinances of the Corporation, and to arrest on view, all persons who may violate such laws or ordinances, to collect all fines, forfeitures, and penalties, which may be assessed or recovered for the use of the Corporation, and to require bond and security of said Constable, in such sum as they may think proper, said Constable or Constables to hold their office during the pleasure of the board of trustees, and shall have and possess, the same powers and perform the same duties in other respects as the Constables in the different districts in the county possess. -

Secⁿ 15th That all that district of country, included within the corporate limits of said town, he, and the

for one Justice of the Peace in said district, the Justice of the Peace elected, shall hold his office until the next general Election for Justices of the Peace, at which time his successor shall be Elected, as in other cases, and the person so elected shall have and exercise the same Jurisdiction, hold his office by the same tenure, and be under the ^{same} regulations in all respects as other Justices of the Peace of this State. -

Sec 17th That the board of trustees for the purpose of keeping the streets and alleys in said town and Incorporated limits, and the public roads passing from and through the center of said town, in good repair and to this end, they are authorised to require every male resident of said town, and incorporate limits, over the age of twenty one years to labor in said streets alleys and roads three days in each year, and any person who shall be notified by the street Commissioners to perform such labour, so assessed as herein provided, and shall fail or neglect to perform the same, shall forfeit and pay, the sum of one dollar and twenty five cents, for each day's labour neglected to be performed and the street ^{Inspector} Commissioner in said town is hereby authorised to prosecute such delinquent persons, in the name of the President and Trustees of the Town of Warsaw, before any Justice of the peace in said County, and said street ^{Inspector} Commissioner shall be a competent witness against said delinquent, and in case of default as aforesaid the Justice of the Peace shall enter judgment against said delinquent for the amount so forfeited with costs of suit, and issue execution forthwith. -

Sec 18th That it shall be the duty of any Justice of the Peace residing in said town, and he is hereby authorised and empowered, on complaint being made to him on oath of the violation of any law or

ordinance of the Corporation or upon ven to issue
his warrant directed to the town Constable or any
other authorised officer to apprehend the offender
or offenders, and bring him or them forthwith before
him, and after hearing the evidence if it shall appear
that the said accused has been guilty of the violation
of any such law or ordinance of the Corporation
to impose such fine or imprisonment as shall be
provided in such law or ordinance. Provided such
fine shall not exceed fifty dollars.—

Sec 19th — That the said trustees are 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 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 or place whatever, and all suits and
judicial proceedings under this act, shall be
brought in the name and style, of the President
and Trustees of the Town of Warsaw.—

Sec 20th — That Justices of the Peace and
Constables who are required to render services
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 21st — This act shall take effect and be in
force from and after its passage, any law
to the contrary notwithstanding.

Filed H.B. Jan. 3rd 1839.

S. Shickett, CLERK.

N.C. R

A Bill for
"an act to incorporate
the Town of Warsaw"

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to
the Legislature
of
the Commonwealth
of Massachusetts
A.D. 1802

Engrossed.