

Supervisors' Proceedings

Official Record of the June Session 1912, of the Livingston County Board

Pontiac, Ill., June 10, 1912. The Board of Supervisors of Livingston County met in their rooms in the court house in Pontiac, in regular session, on Monday, June 10, 1912, and were called to order by County Clerk W. J. Kenny.

Temporary Chairman. Mr. J. C. Corbett was chosen unanimously for temporary chairman, on the motion of Mr. Colehower, for which honor he expressed his appreciation.

Roll Call. All members answered the roll call, as follows:

- Fred Frey, Thomas Dillon, B. F. Colehower, Edward Miller, Archibald Crabb, T. Y. Harris, John Shackleton, William A. Phillips, A. J. Schimmel, J. W. Hoover, Paul A. Balbach, D. M. Lyon, William McMillan, A. F. Ruddy, R. S. Abbey, J. W. McDowell, Arthur Moate, Charles Fienhold, M. Cleary, B. Craven, Henry Rudolph, Sr., R. J. Riley, W. H. Melvin, T. L. Spafford, H. M. Thomas, R. D. Gregg, Henry Hummel, John C. Corbett, H. M. Flessner, W. W. Zollinger, Ammi Lewis, Thomas M. Walsh.

Committee on Credentials. On motion of Mr. Phillips the chair was directed to appoint a committee of three on credentials.

The chair appointed Messrs. Phillips, Balbach and Colehower, who retired, examined the credentials and submitted the following report, which was adopted on motion of Mr. Lewis: State of Illinois, Livingston county, ss. Board of Supervisors, June term, June 10, A. D. 1912.

Mr. Chairman and Gentlemen of the Board of Supervisors: Your Committee on Credentials find certificates on file with the county clerk showing the election of the following named persons at the last April election, from the towns designated, as follows:

- Waldo, Fred Frey. Long Point, B. F. Colehower. Newtown, W. A. Phillips. Pontiac, J. W. Hoover. Esmen, Wm. McMillan. Sunbury, A. F. Ruddy. Avoca, Arthur Moate. Odell, M. Cleary. Nevada, B. Craven. Pleasant Ridge, W. H. Melvin. Saunemin, T. L. Spafford. Dwight, R. D. Gregg. Chatsworth, J. C. Corbett. Charlotte, H. M. Flessner. Broughton, Ammi Lewis. All of which is respectfully submitted.

W. A. Phillips, Paul A. Balbach, B. F. Colehower, Committee.

Permanent Chairman. The matter of a permanent chairman being next in order, Mr. Walsh was nominated by Mr. Lewis, Mr. Shackleton was nominated by Mr. Schimmel, and Mr. Corbett was nominated by Mr. Hummel. Mr. Corbett asked that his name be not considered at this time.

On motion of Mr. Moate, the chair was authorized to appoint three tellers. He appointed Messrs. Moate, Riley and Spafford. The ballots were spread and the vote resulted: Shackleton, 20; Walsh, 12.

It was moved by Mr. Walsh that the election of Mr. Shackleton be made unanimous. The motion carried.

On assuming the gavel, Mr. Shackleton expressed his appreciation of their confidence in him in electing him chairman; that he possessed only feelings of good will and best wishes for every member of the Board, and hoped that during the ensuing year perfect harmony would prevail, and that his administration would prove as fair and impartial as he was able as that of his predecessor, Mr. Walsh.

Attorney for the Board. For attorney Mr. McDowell nominated Judge Carrithers, and on motion of Mr. Corbett the clerk was directed to cast the unanimous vote of the Board for him. This was done, and he was declared elected. The Judge voiced his appreciation in his usual happy manner.

Invitation by Elks. Dr. Mohan, representing the Elks, in a neat speech invited the members to use the club rooms during their stay in the city, which invitation was accepted on motion of Mr. Spafford.

Adjournment. On motion of Mr. Colehower, the Board adjourned until tomorrow morning at 9 o'clock.

SECOND DAY. Pontiac, Ill., June 11, 1912. The Board of Supervisors met at 9 o'clock, pursuant to adjournment, and were called to order by Chairman Shackleton.

Roll Call. The following members answered to roll call: Frey, Dillon, Colehower, Miller, Crabb, Harris, Shackleton, Phillips,

Schimmel, Hoover, Balbach, Lyon, McMillan, Ruddy, Abbey, McDowell, Moate, Fienhold, Cleary, Craven, Rudolph, Sr., Riley, Melvin, Spafford, Thomas, Gregg, Hummel, Corbett, Flessner, Zollinger, Lewis.

Minutes Approved. The minutes of yesterday's session were approved as read.

Special Committee on Resolutions. On motion of Mr. Lewis, the chair was instructed to appoint a special committee of three to draft resolutions of respect in memory of the late Abram Lower, former Supervisor from Broughton township. The chair appointed as such committee, Messrs. Lewis, Walsh and Hummel.

Standing Committees. The chair announced the following standing committees for the ensuing year:

Public Property. Cleary, Lyon, Spafford, Corbett, Moate, Walsh, Frey. County House and Farm. Phillips, Balbach, McDowell, Hoover, Crabb, Schimmel, Miller, Fienhold, Pauper Claims.

Colehower, Miller, Rudolph, Phillips, Fienhold, Crabb, Hummel. Fees and Salaries. Dillon, McDowell, Flessner, Frey, Abbey, Spafford, Thomas.

Gregg, Craven, Ruddy, Phillips, Crabb. Jail Accounts. Corbett, Harris, Hummel, Flessner, Zollinger, Abbey, McMillan.

Printing and Supplies. Walsh, Moate, Thomas, Balbach, Schimmel. Town and Town Accounts. Spafford, Fienhold, Riley, Crabb, Harris, Zollinger, Lewis.

Education. Flessner, Lewis, Abbey, Thomas, McDowell. Judiciary. Hoover, Gregg, Balbach, Dillon, Walsh.

Mines and Mining. Miller, Hoover, Rudolph, Ruddy, Colehower. Errors and Abatements. Lewis, Melvin, Thomas, Hummel, Abbey, Fienhold, Craven.

Auditing County Clerk's Accounts. Balbach, Thomas, Melvin. Auditing Circuit Clerk's Accounts. Moate, Colehower, McMillan.

Auditing Sheriff's Accounts. Riley, Gregg, Ruddy. Auditing County Treasurer's Accounts. Lyon, Melvin, Corbett.

Elections. Melvin, Dillon, Hummel, Riley, Zollinger. Jurors. Schimmel, Harris, Miller, Frey, Lyon.

Rules. Harris, Phillips, Lewis, Thomas, Gregg, Craven. Canada Thistles. Rudolph, Frey, Craven, Dillon, McMillan.

Bridges. McDowell, Cleary, Zollinger. Blind. Abbey, Harris, McMillan.

Adjournment. On motion of Mr. Spafford, the Board adjourned until tomorrow morning at 9 o'clock.

THIRD DAY. Morning Session. Pontiac, Ill., June 12, 1912. The Board of Supervisors met at 9 o'clock, pursuant to adjournment, and were called to order by Chairman Shackleton.

Roll Call. The following members answered to roll call: Frey, Dillon, Colehower, Miller, Crabb, Harris, Shackleton, Phillips, Schimmel, Hoover, Balbach, Lyon, McMillan, Ruddy, Abbey, McDowell, Moate, Fienhold, Cleary, Craven, Rudolph, Sr., Riley, Melvin, Spafford, Thomas, Gregg, Hummel, Corbett, Flessner, Zollinger, Lewis, Walsh.

Minutes Approved. The minutes of yesterday's session were approved as read.

Rooks Creek Cemetery. Attorney Carrithers, on behalf of George Bennett, called the attention of the Board to the fact that years ago, before the organization of townships, a certain tract of land in Rooks Creek township was deeded to Livingston county to be used for cemetery purposes; that it had been used for that purpose, but that no one was legally authorized to look after the same. In order that Rooks Creek township might have authority to look after it, he suggested and requested that the Board deed the ground to Rooks Creek township. On motion of Mr. Melvin the matter was referred to the Judiciary Committee.

Stenographer Hire for County Judge. County Judge Graves explained to the Board the situation in his office with reference to the allowance for a stenographer hire, and requested an additional allowance. On motion of Mr. Colehower the matter was referred to the Committee on Fees and Salaries.

Petition for Rebate of Tax. The following petition of Edward Upham, of Odell, for rebate of tax was by the chair referred to the Committee on Errors and Abatements: State of Illinois, county of Livingston, ss.

To the Honorable Chairman and Board of Supervisors of Livingston County, Illinois: The undersigned, Edward Upham, of Odell, Illinois, hereby petitions your board for a rebate in taxes on lot nine (9), block eleven (11), Odell, Ill., in the sum of nineteen and 100/100 dollars (\$19.72). Attached herewith

is tax receipts for the years 1911 and 1912, showing a valuation on the said lot for 1911 as \$1500.00 and equalized value as \$500.00, and the year 1912 value as \$2700.00 and equalized value as \$900.00 as the equalized value. Affiant states that he has gone into the matter with the assessor for Odell, who states that the change in figures is purely an error and he further said that he had made notations showing changes back to the valuation of 1911, on the tax book now in the hands of the county treasurer. Affiant makes this affidavit for the purpose of securing rebate in the sum above named.

Edward Upham, Subscribed and sworn to before me this third day of June, A. D. 1912. (Seal) A. W. Joerndt, Notary Public.

Petition for Rebate of Tax. The following petition of Barney McCann, of Odell, for rebate of tax, was by the chair referred to the Committee on Errors and Abatements: State of Illinois, County of Livingston, ss.

The undersigned, Barney McCann, of the village of Odell, Livingston County, Illinois, hereby petitions the Honorable Board of Supervisors of said Livingston County for a rebate of taxes. The petitioner under oath, deposes and says that he is the owner of a part of lot one (1), in Strawn's Addition to the Village of Odell, also lot thirteen (13) original town, now Village of Odell; that for two years he has paid to the tax collector of the town of Odell, taxes on the aforesaid lots, as well as lot 12, block 13, original town of Odell, and he makes this affidavit for the purpose of securing credit for such tax as is assessed against lot 12, in block 13. Affiant says that he is not the owner of lot 12, block 13, and asks your board to give him a rebate in taxes for the years 1910 and 1911 on the aforesaid lot 12, block 13. Tax receipts attached his

Barney X McCann, mark. Witness to mark, W. D. Imrie. Subscribed and sworn to before me this 3rd day of June, 1912, by the said Barney McCann, who made his mark to the foregoing affidavit. (Seal) A. W. Joerndt, Notary Public.

Petition for Rebate of Tax. The following petition of A. Rhode, of Dwight, for rebate of tax, was by the chair referred to the Committee on Errors and Abatements: Dwight, Illinois, June 4, 1912. To the Honorable Board of Supervisors of Livingston County, Ill.: This is to certify A. Rhode is the owner of lot seven (7), block twenty (20), original town, now Village of Dwight, Ill., and as such owner paid the taxes on the above described property and has been assessed full value \$375.00, assessed value \$125.00. Through an error of mine I assessed this property full value \$255.00, or assessed value \$175; therefore, A. Rhode is entitled to a rebate on amount paid as follows: \$175 assessed value, rate 1912 \$4.39 \$125 assessed value, rate 1912 2.79

\$7.18 Amount overpaid by Mr. A. Rhode \$2.50, I would respectfully ask to be allowed him. Yours truly, James Kelagher, Assessor.

Dated at Long Point this 15th day of May, A. D. 1912. J. P. Morgan, Lewis Grau, Conrad Stehl, Commissioners of Highways.

The State of Illinois, Livingston County, ss. Township of Long Point, Board of Commissioners of Highways. We, the undersigned, commissioners of highways of the township of Long Point, hereby state that we have made a careful estimate of the probable cost of the bridge and abatements and we do estimate that the probable cost of the same will be \$1400.00.

Witness our hands this 15th day of May, A. D. 1912. J. P. Morgan, Lewis Grau, Conrad Stehl, Commissioners of Highways.

The State of Illinois, Livingston County, ss. Township of Long Point. J. P. Morgan, Lewis Grau and C. Stehl, commissioners of highways of the township of Long Point, being duly sworn, on oath say, that the bridge and abatements mentioned in the estimate to which this affidavit is attached, are necessary, and that the same will not be made more expensive than is needed for the purpose required.

J. P. Morgan, Lewis Grau, Conrad Stehl, Commissioners of Highways. Subscribed and sworn to before me this 15th day of May, A. D. 1912. (Seal) B. F. Colehower, Notary Public.

Petition to Change Voting Place. The following petition from Nevada township to change the voting place was by the chair referred to the committee on Elections: To the Hon. Board of Supervisors of Livingston County, Illinois: The undersigned residents and legal voters of the township of Nevada respectfully petition your Honorable Board to change the polling place from the Village of Nevada to the Central School, located on the southwest quarter of section fifteen (15), in township thirty (30) north, range six (6), east of the third (3rd) principal meridian. Owing to the fact that the present polling place is in one corner of the township, it makes it a hardship for the voters residing in the south and east part of the township to vote, and we desire to have the polling place changed to the Central School House, which is in the center of the township, and thus give every one the same chance.

T. W. Davis, And 117 Others. Report of Finance Committee. The following report of the Finance Committee with reference to the expense of primary election was adopted on motion of Mr. Moate: State of Illinois, Livingston county, ss. Mr. Chairman and Gentlemen of the Board of Supervisors: Your Committee on Finance respectfully report that they have examined the claims presented to them and recommend the payment of the following, and that the clerk be directed to issue orders on the county treasurer to the several claimants for the amounts allowed them respectively, to-wit:

Table with 3 columns: Name of claimant, Nature of claim, Amount allowed. Includes Waldo, Nebraska, Long Point, Reading, No. 1, Reading, No. 2, Pike, Rooks Creek, Amity, Newtown, Epards Point, Pontiac, No. 1, Pontiac, No. 2, Pontiac, No. 3, Pontiac, No. 4, Esmen, Sunbury, Belle Prairie, Indian Grove, No. 1, Avoca, Owego, Odell, Nevada, Fayette, Forrest, Pleasant Ridge, Saunemin, Union, Dwight, No. 1, Germanville, Chatsworth, Charlotte, Dwight, No. 2, Sullivan, Broughton, Round Grove, No. 1, Round Grove, No. 2.

Total \$2,856.90 \$2,856.90. All of which is respectfully submitted.

R. D. Gregg, Chairman, W. A. Phillips, B. Craven, A. F. Ruddy, Committee.

Report of Bridge Committee. The following report of the Bridge Committee was adopted on motion of Mr. Gregg: State of Illinois, Livingston county, ss. Board of Supervisors, June term, June 11, A. D. 1912. Mr. Chairman and Gentlemen of the Board of Supervisors: Your Committee on Bridges would beg leave to submit the following report on the matters before them: Your committee met with the commissioners of Saunemin township, where bridge is needed across Five Mile creek, on road leading from Five Mile Grove to Forrest. After due investigation the committee decided that a bridge was needed at this point and we again met at the court house in

Pontiac with the commissioners of Saunemin township on May 20 and let the contract to the Joliet Bridge and Iron Co., for one-span, 90 foot bridge, with abatements for same, all in one contract, for the sum of twenty-eight hundred and fifty dollars (\$2,850.00), one-half of this contract price, or \$1,425, to be paid by the county. Your committee would ask that you instruct the county clerk to issue an order in favor of the Joliet Bridge and Iron Co. for the sum of \$1,425, said sum being one-half of the cost of said bridge, when the same is completed and accepted by your committee and the commissioners of Saunemin township.

All of which is respectfully submitted. J. W. McDowell, W. W. Zollinger, J. C. Corbett, Committee.

Special Committee on Resolutions. On motion of Mr. Craven the chair was authorized to appoint a special committee of three to draft resolutions of respect in memory of the late John Kelly, a former Supervisor from Nevada township. The chair nominated that he would appoint the committee later.

The Paving of Water Street. Mr. William Holman appeared before the Board requesting the signing of a petition requesting a different kind of paving on Water street than heretofore petitioned for. The chair referred the matter to the Public Property committee for investigation and their recommendation.

Barn at County Farm. Mr. Phillips, as chairman of the Committee on County House and Farm, reported that his committee had had the architect prepare plans and specifications for a barn at the county farm, and that they were now presenting them to the Board for any suggestions that might be offered. After a discussion it was moved by Mr. McDowell that the plans and specifications be left on the table, and that the matter be taken up in the afternoon, the architect to be present at that time. The motion carried.

Adjournment. On motion of Mr. Colehower the Board adjourned until 1:30 o'clock.

Afternoon Session. The Board met at 1:30 o'clock, pursuant to adjournment, and were called to order by Chairman Shackleton, with a quorum present.

Petition for Rebate of Tax. The following petition of A. F. Morrison for rebate of tax was by the chair referred to the Committee on Errors and Abatements: State of Illinois, Livingston county, ss. Board of Supervisors, June Meeting, A. D. 1912. Hon. Chairman and Gentlemen of the Board of Supervisors: Your petitioner, A. F. Morrison, would respectfully represent that he owns two pieces of property in Cornell, that there are improvements on one piece and that through an error of the assessor improvements have been assessed on both pieces; that he has paid taxes on said property to the amount of \$57.12 and as shown by the statement of the assessor it should have been \$34.68, and that he should have a rebate of \$22.44.

All of which is respectfully submitted. A. F. Morrison.

Petition for Rebate of Tax. The following petition of B. C. Sullivan for rebate of tax was by the chair referred to the Committee on Errors and Abatements: State of Illinois, Livingston county, ss. Board of Supervisors, June Meeting, A. D. 1912. Hon. Chairman and Gentlemen of the Board of Supervisors: Your petitioner, B. C. Sullivan, would respectfully represent that he owns two pieces of property in Cornell, that there are improvements on one piece and that through an error of the assessor improvements have been assessed on both pieces; that he has paid taxes on said property to the amount of \$25.50, and as shown by a statement of the assessor it should have been \$15.82, and he asks that this board allow him a rebate of \$9.68.

All of which is respectfully submitted. B. C. Sullivan.

Resolutions of Respect. The following resolutions in memory of the late Abram Lower, ex-Supervisor from Broughton township were unanimously adopted by a rising vote on the motion of Mr. McDowell: Resolutions on the Death of Abram Lower: Whereas, An All Wise Providence has seen fit to remove from us a former fellow member, Abram Lower, of Broughton township, who was a member of the Board in the years 1892, '93, '94, '95 and '99.

Be it hereby resolved by the Board of Supervisors of Livingston county assembled, that we realize in his death the people of this county and the township have lost an exemplary and valued citizen, whose public and private life was above reproach; one who at all times was ever found a diligent and honest preserver of the interests of the people on all duties with which he was entrusted, one whose record as a private citizen and public officer can be pointed to by his relatives and friends with a just feeling of pride, and we hereby tender to the family of the deceased our heartfelt sympathy in their late bereavement.

Resolved, That these resolutions be spread upon the records of the proceedings of this Board and that a certificate thereof be turned over to the family of the deceased.

Ammi Lewis, Henry Hummel, Thos. M. Walsh, Committee.

Special Committee Appointed. The chair appointed Messrs. Craven, Cleary and Gregg as the special committee to draft resolutions in memory of the late John Kelly, as authorized at the morning session.

Barn at County Farm. The matter of the barn at the county farm was then taken up and discussed at length. It was moved by Mr. Spafford that the plans and specifications be referred back to the committee with power to act.

Mr. Cleary moved as an amendment that the plans and specifications as proposed by the architect and the committee be accepted, and that the committee proceed in the matter, with power to make such changes as they see fit. Mr. Spafford accepted the amendment, and the motion carried.

Eppards Point Drainage. Mr. Marsh, of Eppards Point, gave a very complete description of the lay of the land of that part of Eppards Point in which the county farm lies, also of the various ditches had by the owners, and the systems of drainage, and requested that the county join with other owners in perfecting a mutual drainage system. On motion of Mr. Cleary the request was granted and the Committee on County House and Farm is authorized to act for the county.

Adjournment. On motion of Mr. Gregg the Board adjourned until tomorrow morning at 9 o'clock.

FOURTH DAY. June 13, 1912. The Board of Supervisors met at 9 o'clock, pursuant to adjournment, and were called to order by Chairman Shackleton.

Roll Call. The following members answered to roll call: Frey, Dillon, Colehower, Miller, Crabb, Harris, Phillips, Schimmel, Hoover, Balbach, Lyon, McMillan, Ruddy, Abbey, McDowell, Moate, Fienhold, Cleary, Craven, Rudolph, Sr., Riley, Melvin, Spafford, Thomas, Gregg, Hummel, Corbett, Flessner, Zollinger, Lewis, Walsh.

Minutes of yesterday's session were approved as read.

Report of Judiciary Committee. The following report of the Judiciary committee was adopted on motion of Mr. Moate: State of Illinois, Livingston county, ss. Board of Supervisors, June term, June 13, A. D. 1912. Mr. Chairman and Gentlemen of the Board of Supervisors: Your committee, to whom was referred the request for the citizens of Rooks Creek township, for the conveyance by the county to Rooks Creek township of a certain piece of ground used as a cemetery, would beg leave to submit the following report on the matters before them: Your committee finds from the records of this county that on Sept. 1, 1879, one Nancy Johnson, and husband, conveyed by warranty deed to the County of Livingston the following described real estate, to-wit: "A lot of land containing one-fourth (1/4) of an acre, more or less, situate in the northwest quarter of section 10, town 28 north, range 4, east of 3d R. M., to be used for a burying ground." Your committee further finds that the citizens of Rooks Creek township desire that this lot of ground be conveyed to said township, that they may have lawful right to care for same.

Your committee would therefore recommend that the chairman of the Board of Supervisors of said Livingston county, Illinois, be authorized, empowered and directed by said Board of Supervisors, to execute to the Town of Rooks Creek a quit claim deed to the premises herein above described, conveying the title to and that he cause said deed to be recorded.

All of which is respectfully submitted. J. W. Hoover, Thomas Dillon, R. D. Gregg, Paul A. Balbach, Thos. M. Walsh, Committee.

Report of Committee on Jurors. The following report of the Committee on Jurors was adopted on motion of Mr. Balbach: State of Illinois, Livingston county, ss. Board of Supervisors, June term, June 12, A. D. 1912. Mr. Chairman and Gentlemen of the Board of Supervisors: Your Committee on Grand Jurors would report the following named persons as grand jurors for the next October term of the circuit court: Waldo, J. W. Kirkton, Gridley, Ill. Nebraska, H. D. Howell, Flanagan, Ill. Long Point, George Crawford, Dana, Ill. Reading, Walter Sixt, Sreater, R. F. D. Ill. Pike, John Beller, Graymont, Ill. Rooks Creek, John Nasser, Graymont, Ill. Amity, Roy Barton, Cornell, Ill. Eppards Point, Ed Lang, Fairbury, Ill. Pontiac, Phil Arman, Pontiac, Ill. Esmen, Albert Brown, Odell, R. F. D. No. 3, Ill. Sunbury, R. E. Dempsey, Blackstone, Ill.