

OFFICIAL SYNOPSIS

OF THE PROCEEDINGS OF THE BOARD

Of County Commissioners of Madison County, Montana, at and during the Regular September 1895 Session.

FIRST DAY SEPT. 3d.

The board of commissioners of Madison county, Montana, met in regular session at the office of the county clerk of said county on Tuesday, September 3d, 1895, (being the first Tuesday after the first Monday in said month, the said first Monday being made by law a legal holiday) at ten o'clock a. m. Present: Joseph Smith, J. S. Crisman and George Copp, commissioners, and Barclay Jones, clerk.

The board was called to order by the chairman, Joseph Smith, and at once proceeded to examine the books and accounts of the county treasurer for the quarter ending August 31st, 1895.

The several receipts, licenses and tax stubs issued for money paid into the treasury, were checked and compared with the books of said treasurer and county clerk, whereby it appears that the treasurer has received the following sums during said quarter, viz:

| | |
|---|-----------|
| Fines from district court | \$ 500 |
| Costs from dist court in criminal action | 86 30 |
| Licenses collected | 4086 67 |
| Taxes, property, special, penalty and publication | 184 30 |
| Official fees paid in | 781 05 |
| Poor tax paid in by county assessor | 300 |
| Sale of effect of squaw Susie deead | 16 35 |
| Tuition collected by clerk of school district number one | 11 50 |
| The warrants, school orders, interest coupons and other vouchers presented by the treasurer as having been paid during said quarter, were also compared with the books of said treasurer and county clerk, found correct and ordered cancelled, by which it appears the treasurer has paid out the following sums for said quarter: | |
| Amount paid state treasurer | \$ 525 06 |
| Interest coupons on county bonds redeemed | 2750 |
| County clerk's orders to jurors and witnesses paid | 18 80 |
| General fund warrants paid | 593 50 |
| Contingent fund warrants paid | 4388 30 |
| Poor fund warrants paid | 2744 30 |
| Road fund warrants paid | 1198 87 |
| District school orders paid | 2437 22 |
| Interest coupons on school bonds district number 5 | 175 |

The report of the county treasurer, showing the receipts and disbursements for the last quarter, and the balances on hand in the several funds was compared with the books of said treasurer and the county clerk found correct, approved and ordered filed and entered in full upon the journal.

By which report it appears that the balances in the several funds are as follows, viz:

| | |
|----------------------|------------|
| General fund | \$ 2711 66 |
| Contingent fund | 2965 15 |
| Road fund | 191 92 |
| Poor fund | 372 05 |
| Bridge fund | 369 16 |
| General school fund | 590 46 |
| District school fund | 4957 22 |
| State fund | 1042 34 |
| State bounty fund | 204 35 |
| State indemnity fund | 41 |
| Shroger estate | 2 48 |

Total amount in treasury \$18417 67
Board adjourned to 9 a. m. of Wednesday the 4th instant. Attest Barclay Jones clerk Joseph Smith, Chairman.

SECOND DAY—SEPT. 4TH.

Board met pursuant to adjournment, present, the same members as on yesterday. The following proceedings were had:

The report of W J Foreman, assessor, for the last quarter, showing the collection and payment into the Co. treasury of special poor tax amounting to \$374, was approved and ordered filed.

| | |
|--|--------|
| John Turnbull, services as nurse | 30 00 |
| T. F. Pollard, boarding Robbins and White | 294 60 |
| Jacob Albright, clothing, bedding etc for Co. poor & Parker ins. | 41 50 |
| Reed & Hagenberger, meat for Romans | 80 |
| Dr. LeRoy Southmayd, sal. as Co. physician | 150 00 |
| O. D. French & Co., prov. for Judy family | 4 35 |
| O. D. French & Co. prov. for Pellerin Eiling, Knight and Buford, sund. for Poor Farm | 7 05 |
| Geo. Gohn, meat for Poor Farm | 32 85 |
| Geo. Gohn, meat furnished Pellerin Geo. Gohn, meat fur. Judy family Isdell Meret, Co., meat and sund. for Co. Poor | 51 42 |
| Mrs. Z. M. Allen, board of Jackson and Woodruff | 6 92 |
| Florence E. Church, sewing etc. Mrs. D. M. Jones | 38 75 |
| S. B. Page, grain for Poor Farm | 16 66 |
| Saml. Williams, one mo. 6 days wk. on Poor Farm | 6 00 |
| Thos. Lyons, 3 mos. work on Poor Farm | 3 36 |
| A. T. Rodgers, hired help for Poor Farm | 43 10 |
| Mantie Templeton, wk. in house Poor Farm | 90 00 |
| Albert Brothers, wk. on Poor Farm, one mo. 2 days | 45 65 |
| A. T. Rodgers, sal. as mgr. of Poor farm, qtr. end, Aug. 31, 1895 | 20 00 |
| Ellet Bros dry goods for Estelle family | 250 00 |
| J. F. Dullea, prov. and wood for Mrs. Scott | 29 77 |
| S. R. Buford & Co., sund. for poor farm | 71 25 |
| Robt Vickers & Co slippers for Parker insane | 31 20 |
| Barclay Jones, 3 mos house re.t for Judy family | 95 |
| Gus Smith, meat tur. Jas. O'Day | 15 00 |
| W J Crowell, prov for Estelle family | 4 80 |

Board adjourned to 9 A M of Thursday the 5th instant. Attest: Barclay Jones, Clerk. Joseph Smith, Chairman.

THIRD DAY—SEPT. 5.

The Board of Commissioners met pursuant to adjournment; present the same members as on yesterday, and resumed the examination of claims on file and of record in the allowance book. The following orders were made and entered in relation to certain of said claims, viz:—

That the claim of A Kimball, sup dist no. 29 be reduced \$6.00, on account of charge for two days services wanting out men to work.

That the claim of E E Foster for hauling gravel in dist No. 8 be reduced \$1.75.

That the claim of S D Hardisty for work on roads dist No. 4 be reduced 50 cts.

That the claim of G H Sparrel, sup dist No. 9 be reduced \$9.50 on account of over charge for extra man employed on roads.

That the claim of W W Sowders as sup dist No. 16, be referred back for correction, the same being uncertain and indefinite as to what labor was performed and the charge therefor.

| | |
|---|--------|
| T J A Monaghan sal and mileage as stenog | 99 80 |
| Della Herndon qr sal as supt and stamps | 255 50 |
| Pioneer Press Co., warrant books indexes etc | 124 75 |
| Della Herndon paper used in exam | 4 50 |
| Lew L Callaway sal and exp as co attorney for mo of Aug | 52 70 |
| C W Rank & co sund for court house and jail | 43 65 |
| Wm M Donaldson work at court hse | 88 39 |
| William J Foreman qr sal and exp as assessor | 451 50 |
| Thos Duncan ch pd ex chg pos seal curtains etc | 20 10 |
| Thos Duncan qr sal as dist court clerk | 375 00 |
| Mrs O D French sund for court hse | 14 10 |
| Barclay Jones ch pd ex chg pos frgt etc | 32 80 |
| Barclay Jones, qr sal as co clk and recorder | 550 00 |
| Jacob Albright, qr sal as co treas | 550 00 |
| W W Cheely, printing blanks licenses etc | 329 28 |
| Jos I Haines, sal and expenses as sheriff | 592 95 |
| O D French & co sund for court house | 5 30 |
| Eiling, Knight & Buford, sund for court house | 25 80 |
| Va City Water co., water rent for co buildings | 15 00 |
| S R Buford & co., sund for court house | 8 95 |
| Nelson Cole, repairing court house | 8 00 |
| Standard Pub co books for treas office | 167 70 |

The action of the chairman and county clerk, in issuing two warrants on the contingent fund, to L L Callaway, co. atty, for salary for months of June and July, in the sum of \$50.00 each, was approved and confirmed.

The following order were made and entered in relation to certain other claims on file and of record, as aforesaid, viz:

That the claim of J H Davis, J P fees in cause of the state vs James, be reduced 25 cts and that the balance due on said claim together with other claims enumerated be allowed and that the county clerk issue the proper warrants on the general fund in payment therefor, viz:

| | |
|--|--------|
| Chas E Reese, serv as dep assessor | 77 00 |
| Dr Lekoy Southmayd, prof serv inquest Parker ins. | 5 00 |
| Dr P J Ragan, prof serv inquest Parker ins. | 5 00 |
| Dr C A McNulty, cor fees inquest Mrs Parker | 8 55 |
| Jno Reed, jr inq body Mrs Parker | 1 50 |
| H L Childs, do do | 1 50 |
| Robt Vickers, do do | 1 50 |
| E S Lyons, do do | 1 50 |
| John S Allen, do do | 1 50 |
| Solomon Wiles, do do | 1 50 |
| John A Beall, 10 dys serv as dep assessor | 50 00 |
| Robert Hedge, jus fees State vs John Crowley | 5 00 |
| Chas Vanbrocklin, const fees State vs Crowley | 12 90 |
| Wm Allen jr fees state vs Crowley | 4 50 |
| D M Hagerty, do do | 3 00 |
| O W Walton, do do | 3 00 |
| Wm H Remington, do do | 3 00 |
| P H James, do do | 3 00 |
| Norman Butler, do do | 3 00 |
| P P Gould act cor inq Captants and Croghan | 9 25 |
| Thos E Jones, jr inq Captants and Croghan | 1 50 |
| Joseph Stark, jr inq Captants and Croghan | 1 50 |
| Julian Stark, juror inq Captants and Croghan | 1 50 |
| J W Kempf, jr inq Captants and Croghan | 1 50 |
| J A Cline, jr inq Captants and Croghan | 1 50 |
| Chas W Birchard, jr inq Captants and Croghan | 1 50 |
| J H Davis, J P fees allowed in cause st vs James | 1 00 |
| J Albright, chs pd for counter lumber lrgt etc | 287 00 |
| C E Reese, 10 and one half days wk on dup assessment book | 39 75 |
| H E Steffens, qr sal as dep clerk and recorder | 240 00 |
| James Summers, qr sal as sheriff | 300 00 |
| J H Haines, bond of prisoners for Chas H Buford, use of team at inq body of Mrs Parker | 4 80 |
| Fred Kraemer, leather bandage and hobbles for Parker ins. | 3 00 |
| H L Childs, taking tes inq Parker ins | 2 00 |

Board adjourned to 9 a m of Friday the 6th instant. Attest: Barclay Jones, clerk, Joseph Smith, chairman.

FOURTH DAY—SEPT. 6.

The board of commissioner met pursuant to adjournment, present the same members as on yesterday. The following proceedings were had to wit:

The petition of certain residents of road district No. 6, praying for the establishment of a county road, to begin at a point on the present county road, at or near the junction of the main branches of Wisconsin creek, and extend thence up the right bank of said creek to Nobleville, or Noble mining camp, was duly considered; and it appearing to the board that the road as above described is now, and has been for many years past, used and traveled by the public as a public highway.

It is therefore ordered and decreed, that under and in accordance with the provisions of section 2600, Article I, Chapter II, Political Code, the said described road be, and the same is hereby declared to be, a public county road; and the clerk is directed to notify the supervisor of said district No. 6, of this order of the board.

The statement of certain residents of road district No. 15 concerning the change made in the public road running from the bridge over South Boulder Creek to Summit valley is continued to the next regular session of the board, awaiting the full completion of the new road, before the same is accepted by the board.

It appearing to the board that the assessor of this county has made and returned in the assessment roll for the current year, and assessment upon certain lands owned by Joseph Barick to-wit: the east one-half; southwest quarter; northwest quarter; southeast quarter and southeast quarter sec 22 in twp 5 s r 7 w, with the improvements thereon as being wholly in Madison County, the said land being assessed at \$1.25 per acre; while from the best information at hand it appears that a portion of said land, to-wit: the northwest quarter of southwest quarter of said sec 22 is in Beaverhead County, and has been assessed in said county to said Barick, it is therefore ordered that said last described tract, and the valuation thereof amounting to \$50, be stricken from the original and duplicate assessment rolls, (the same having been illegally assessed) and that taxes upon the remainder of said land and improvements thereon, be extended and collected accordingly.

It also appearing upon investigation, that one half of the 160 acres tract of land assessed to Jos Shineberger, upon the assessment roll of this county for the current year, has been improperly assessed, one half of said land being in Beaverhead County and assessed therein. It is therefore ordered that one-half of the valuation of said land assessed to said Shineberger, to-wit: \$240, be stricken from his assessment on the original and duplicate assessment rolls and that the taxes on the remainder of said valuation be extended and collected accordingly.

The official bond presented by H M Fligh as Justice of the Peace in and for Brandon township appearing to be in due and lawful form, and the surties thereto being deemed sufficient, it is therefore ordered that said bond be and the same is hereby approved.

The official bond presented by W. S. Duncan, heretofore appointed to the office of Justice of the Peace in and for Hot Spring township appearing to be in lawful form and sufficient as to surties, it is therefore ordered that said bond be and the same is hereby approved.

Under and in accordance with the provisions of section 2675 of the Political Code, making it the duty of the board of commissioners to appoint a game and fish warden for the county, upon proper petition being made to the board, therefore, the commissioners having before them the petition of W. C. Glimmer and Frank J. Emerson, presented in due and proper form, and the same having been duly considered, on motion it was ordered that said W. C. Glimmer be and he is hereby appointed to the office of fish and game warden for Madison county, for a term of one year upon condition that he execute and file with the county clerk, a bond in the sum of \$1,000 as required by law; and it is further ordered that the salary of such game and fish warden be and the same is hereby fixed at the sum of \$100 per month.

The statement or recommendation of the county superintendent of schools relative to a change in the boundary line between school districts number 31 and 35, was referred back to such officer for action thereon as authorized and provided by section 1741 of the Political Code.

Board adjourned to 9 a. m. of Saturday the 7th instant. Attest: Barclay Jones, clerk; Joseph Smith, chairman.

FIFTH DAY—SEPTEMBER 7TH.

The board of commissioners met pursuant to adjournment; present the same members as on yesterday. The following proceedings were had, to-wit: D. Foster, heretofore appointed to the office of Justice of the Peace in and for Waterloo township, has declined to accept such appointment, and a vacancy still exists in said office, on motion it was ordered that George J. Wickham, a resident of said township, be and he is hereby appointed to such office, upon condition that he execute and file the proper oath and bond therefore with the county clerk as required by law.

For information and guidance of road supervisors and road viewers, it is ordered that the county clerk procure 100 copies of the compiled road laws of the state, and upon receiving the same, that he forward a copy to each supervisor in the county.

To the end that a uniform rate of wages be allowed by road supervisors for all extra labor employed on the public highways; it is ordered that supervisors of roads shall not contract for any labor to be performed at a rate not to exceed \$1.50 per day for the services of one man and team and \$2.50 per day for each man employed on the public highways, and the clerk is directed to furnish each road supervisor in the county with a copy of this order.

Pursuant to the provisions of Sec. 4523 of the Political Code, requiring the county commissioners within 30 days after the adoption of said Code to designate by order, the class to which the county belongs, under the classification prescribed in Sec. 4228 of said Code, according to the assessed valuation of the county for the year 1894, the board now finds and declares that the assessed valuation of the county of Madison for the year 1894, was greater than two millions of dollars and less than four millions of dollars, to-wit: The sum of \$3,629,325. It is therefore ordered and decreed, that Madison county be and the same is hereby designated and declared to be a county of the seventh class.

In compliance with the provisions of subdivisions 24 of Sec. 4230 of the Political Code, in relation to the adoption of a seal for the board of commissioners, it is ordered that a seal, the same of similar in design and inscription as that now used in the office of the county clerk be adopted as the seal of this board, and that the clerk procure such seal in conformity with this order.

A communication from the Attorney General to the county clerk, was laid before the board, notifying the board that Alex Metzler is now a member of the board of stock commissioners for this county and requesting the board to at once levy a stock inspection and detective tax, as provided for in Sec. No. 2660 of the Political Code, which require the board here and now decline to comply with, for the reason following:



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stock commissioners is therefore void, under section 7 of article V of the constitution of the state.

It appearing that after paying all claims against the general fund, a surplus remains in said fund. It is ordered that the treasurer transfer from the general fund to the poor fund the sum of \$1230.

There also being a surplus in the bridge fund and no outstanding claims against the same, it is ordered that the treasurer transfer the sum of \$369.16 from the bridge fund to the road fund. On motion the following orders were made and directed to be entered in relation to certain claims on file and not heretofore passed upon by the board:

That the claim of Henry Lettice in the sum of \$2 for work done on roads in district number 4 in the year 1892, be rejected, the same not having been presented within the time prescribed by law for presentation of claims.

That the claim of Jane Parke, for the board and care of Sarah Hill, from June 1st to Sept. 1st, 1895, in the sum of \$90 be rejected.

That the claim of A. M. Parke for care of Frank Pellerin in the sum of \$7 be continued to the next regular session, said bill being neither itemized nor sworn to as required by law.

That the claim of F. H. Kingley, for 63 cords of wood furnished under contract, amounting to \$365.55 be allowed and that the county clerk issue a warrant on the contingent fund of the county in payment therefor.

That the claim of George A. Barnard for services as supervisor of road district No. 18, in the sum of \$43.00, and the claim of Joe Pearson in the sum of \$25 for work done on roads in said district No. 18, be allowed and that the clerk issue the proper warrants on the road fund in payment of the same.

The claims of the members of the board for per diem service and mileage, since the regular June 1895 session, were sworn to and filed and allowed, and the Clerk was directed to issue the proper warrants on the Contingent fund of the county in payment of the same.

George A. Barnard, serv. as sup. dist. No. 18.....\$ 43 00
Joe Pearson, work on roads in dist. No. 18..... 25 00
F H Kingley, 63 cords wood furnished court house..... 365 55
Joseph Smith services as commissioner..... 32 25
J. S. Crisman, services as com exp..... 307 00
George Copp, services as commissioner..... 104 00

There being no further business before the board the meeting was adjourned for the term. Attest: Barclay Jones, Clerk. Joseph Smith, Chairman.

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