

Sup. Michigan, etc., etc.

LOCAL ACTS

OF

THE LEGISLATURE

OF THE

STATE OF MICHIGAN

PASSED AT THE

REGULAR SESSION OF 1895

WITH AN APPENDIX



BY AUTHORITY

LANSING
ROBERT SMITH & CO., STATE PRINTERS AND BINDERS
1895

become disabled or incapacitated while in the active performance of official duty, and members of said force and persons in the employ of the police board of said city of Detroit, who, after twenty-five years faithful service, shall have become permanently incapacitated from performing regular active duty."

SEC. 2. That section one of the aforesaid act be and the same is hereby amended so as to read as follows:

Section amended.

SECTION 1. That whenever a member of the metropolitan police force of the city of Detroit shall have become disabled or incapacitated while in the actual performance of official duty, and whenever any member of said force or other person in the employ of the police board of the city of Detroit, who has performed faithful service as such member or employe for a period of not less than twenty-five years, shall have become permanently incapacitated from performing regular active duty, he may be retired by the board of police commissioners from regular active service and placed upon the retired list, and when so retired shall be paid annually in equal monthly payments a sum equal to one-half the annual pay received by him at the time of his retirement, if the surgeon of said force or some other competent physician authorized by said police board to act in the premises, shall certify to said board in writing that he is permanently, physically or mentally incapacitated from regular active duty, which finding shall be approved by said board by resolution duly of record: *Provided*, That no member of said force shall be so retired until he has been duly notified by said board of its intention to so retire him, and he has had an opportunity of being heard in opposition thereto: *Provided further*, Any member of said force deeming himself entitled to the benefits of this act may make written application to the said board for such benefits, and it shall be the duty of said board to hear and determine said application.

Compensation of policeman on retired list or disabled while on duty.

To be examined by surgeon.

Proviso.

Further proviso.

This act is ordered to take immediate effect.

Approved May 24, 1895.

[No. 441.]

AN ACT to authorize the city of Alpena to construct or purchase, own and maintain a system of water works, and to provide means for constructing or purchasing, maintaining and managing the same.

SECTION 1. *The People of the State of Michigan enact*, That for the purpose of constructing or purchasing, owning and maintaining, a system of water works for the use of the city of Alpena and the inhabitants thereof, the common council of said city is hereby authorized to submit to the electors of said city, at a special election to be called for that purpose, a proposition to raise a sum of money not exceeding one hundred and fifty thousand dollars by loan, at a rate of interest not to

Authority to borrow money.

Proposition to be submitted to electors at a special election.

Special election to be conducted in accordance with the provisions of the city charter, except as herein modified or changed. Proviso.

exceed five per cent per annum to be voted upon by ballot. Said special election shall be called, conducted, managed and votes canvassed and returns made in accordance with the provisions of the charter of said city of Alpena, in relation to bonding the city for other purposes, except as herein modified or changed: *Provided*, That at said special election the voting shall take place at the various voting precincts of the city of Alpena in the usual manner, and the recorder of the city of Alpena shall prepare a proper official ballot, to be voted at said special election, and deliver the same to the various election boards in time for use; and at said special election the election boards of the various wards of said city shall constitute the election boards for this special election, and each of said election boards shall immediately after the closing of the polls canvass the votes cast, and make and execute a certificate showing the result, and file such certificate with the recorder of the city of Alpena; and upon the next day after such special election, the mayor, city treasurer and recorder, or any two of them, shall meet at the recorder's office at two p. m. o'clock, and shall constitute a city canvassing board, and shall then canvass the returns of said special election as shown by said certificates with said records, and shall make and execute two certificates showing the result of said special election in said city and of the votes given for and against the issue of said bonds or for and against said loan, and one of which certificates shall be filed with the recorder of said city and the other with the county clerk of Alpena county: *And provided further*, That upon the Saturday next preceding said special election the various boards of registration of said city of Alpena shall be in session for the purpose of allowing all qualified electors of said city the privilege of registering.

If proposition be approved by majority of electors common council may construct or purchase system of water works.

SEC. 2. If such proposition be approved by a majority vote of said electors present and voting, the common council of said city may, at any time thereafter, construct or purchase and own said system of water works so acquired, and make such loan or so much thereof as may be necessary to pay for said water works so constructed or purchased and issue the bonds of said city for payment thereof with the interest thereon; said bonds to mature within such time as fixed by said common council, not exceeding thirty years from the date thereof.

Management and control of to be vested in a water board.

Who to be members of water board.

Term of office of commissioners.

SEC. 3. The management and control of said system of water works, when so constructed or purchased and owned by said city of Alpena, shall be vested in a water board, which shall consist of the mayor, comptroller and city treasurer and four commissioners to be electors of said city, and shall be appointed by the mayor and confirmed by the common council; said board to serve without compensation. One of said commissioners to hold office for one year, one for two years, one for three years, and one for four years from the first day of May, eighteen hundred ninety-five, and thereafter each year between the annual election and first day of May, the mayor shall appoint and common council confirm a commissioner of said board, who shall hold his said office for four years; and in

case of a vacancy in the office of said commissioners, the same shall be filled by appointment of the mayor and confirmed by said common council. Said water board shall hold such meetings and adopt such rules for their own procedure and management as they shall deem wise and necessary; and shall have such powers concerning the management and maintenance of such system of water works as may be from time to time conferred upon said water board by said common council; and each year before the annual election shall make to the common council a full report of their doings, which said report among other things shall show the estimated amount necessary to be raised by taxation for all the expenses of said board, including payment of said bonds and interest thereon, which said sum so recommended by said board shall be raised by taxation by said common council of the city of Alpena.

Vacancy, how filled.

Powers of water board.

This act is ordered to take immediate effect.

Approved May 24, 1895.

[No. 442.]

AN ACT to reorganize school district number four in the township of Fairgrove, Tuscola county, Michigan, and fractional school district number six of the townships of Fairgrove and Gilford, in said county, and to organize a school district in said township of Fairgrove, to be known and designated as school district number eight of Fairgrove.

SECTION 1. *The People of the State of Michigan enact,* That the following described territory, to wit: The west one-half of sections sixteen and twenty-one, in township thirteen north of range eight east, in Tuscola county, Michigan, be detached from school district number four, in said township of Fairgrove; the east half of section seventeen and the northeast quarter of section twenty in said township be detached from school district number six in said township; the southeast quarter of said section twenty in said township be detached from school district number five in said township; and that the whole of the territory so detached as aforesaid be and the same is hereby formed, organized and incorporated into a school district with all the rights, powers, privileges and liabilities of school districts formed and organized under the general laws of this State, to be known and designated as school district number eight of Fairgrove, in the county of Tuscola and State of Michigan.

Territory detached from and formed into a new school district to be known as district No. 8.

SEC. 2. The northeast one-fourth of section thirty and the west one-half of the northwest one-quarter of section twenty-nine, all in township thirteen north of range eight east, in Tuscola county, State of Michigan, be and the same is hereby detached from school district number five in said township, and attached and made a part of school district number six, frac-

Territory detached from district No. 5 and attached to district No. 6.