

1014

LAWS

— OF THE —

STATE OF MISSISSIPPI,

PASSED AT A REGULAR SESSION

— OF THE —

MISSISSIPPI LEGISLATURE,

— HELD IN THE —

CITY OF JACKSON,

COMMENCING JAN'Y 3, 1888, AND ENDING MARCH 8, 1888.

PRINTED BY AUTHORITY.

JACKSON, MISS.:
R. M. HENRY, STATE PRINTER.
1888.

LAWS OF THE

CHAP. 165
Penalty for
neglect of
duty.

Misapplicat'n
of funds.

Duty of col-
lector.

Special duty
of treasurer.

Vacancies,
how filled.

Officers to
have no inter-
est in con-
tracts.

Land requir-
ed for streets.

How con-
demned.

counted by said board, and if any town treasurer shall neglect to make said report, he shall forfeit the sum of one hundred dollars, to be recovered by suit in the name of the town of Waveland for the use of said town; the town treasurer shall pay no money out of the town treasury to any person unless on a warrant issued by the mayor by the order of the board of mayor and aldermen of the town of Waveland; if any town treasurer shall misapply, waste or embezzle any money in the treasury of the town, the board of mayor and aldermen shall forthwith cause suit to be brought on his bond against said treasurer and his sureties for moneys so wasted, misapplied or embezzled, before any court having competent jurisdiction. If any collector of town taxes shall fail to pay into the town treasury ten days after collecting the same, any money due to said town, the town treasurer shall cause suit to be brought for the use of the town, against said collector, and the sureties on his official bond for the amount so due. And it is hereby made the special duty of the town treasurer to report to the mayor of said town any person or persons who having collected money for said town, having failed to pay the same in his hands as soon as he ascertains such default.

SEC. 12. Be it further enacted, That in case of death, resignation or removal of either the mayor, aldermen or treasurer, before their term of office shall have expired, that an election shall be held to fill the unexpired term, which in all things be conducted as general elections.

SEC. 13. Be it further enacted, That no public officer of said town shall become directly or indirectly interested or concerned in taking any contracts for shells or material to be furnished or labor to be performed for the use and benefit of said town.

SEC. 14. Be it further enacted, That the mayor and board of aldermen of the town of Waveland shall have, at any time when public necessity shall require, power to appropriate any land for road purposes, where-soever situated in said town, upon first ascertaining the damages to be sustained by the owner or owners of said land to be appropriated and paying the same to them, and to this end the mayor shall give the owner or owners of the land to be appropriated five days notice of the intention of the board, and of the time and place when the condemnation will take place, and shall cause to be summoned six good and lawful citizens of the town, who are freeholders of the same,

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and who are not directly mayor presiding; after be proceed to assess the va be condemned, and the situated thereon; and if pro and con, to establi of the jury, or a majority shall be returned to the and seals and by the ma cil for their approval; the mayor shall at once or owners of the ground s of the result of the inques ground will be condemne all buildings situated ther fixed by the board; they s appropriate the grounds se if the owners of such grou priated object to the ver appeal to any court hav within thirty days after r thirty days after having be after; and in case the first j der a verdict the mayor m before directed until a ver to be paid the sum of one d for each day's service ren town treasurer.

SEC. 15. Be it further en Ed. Fullilove and S. Bourg appointed commissioners t of officers of said town of of them may act; said c immediately after the pass election, fifteen days notice conspicuously in said town election there shall be voted and a treasurer, who shall siding within corporate lim

SEC. 16. Be it further en or failure of the before men within fifteen days of the pa nor shall appoint others i provisions of this chapter s

SEC. 17. Be it further c parts of acts in conflict with are hereby repealed, and th and after its passage. That Code of Mississippi, of 1886

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SEC. 2. Be it further enacted, That all acts or parts of acts in conflict with this act, be and the same are hereby repealed, and that this act take effect and be in force from and after its passage.

Approved February 23, 1888.

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Chapter 165.

AN ACT to incorporate the town of Waveland, Hancock county, Mississippi.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi,* That the tract of land bounded and circumscribed by a line beginning at a stake, at a place where the north boundary line of James McConnell's land intersects the water's edge of the Mississippi Sound, thence running along said north line, north 70° west to the line between townships eight (8) and nine (9), south of range fourteen (14) west, thence west on said township line to the corner of sections thirty-four (34), thirty-five (35) township eight (8), south of range fourteen (14) and sections three (3) and two (2), township nine (9) range fourteen (14) west,

Boundaries.

34 | 35 T 8 S R. 14 W,

3 | 2 T 9 S R 14 W, thence south on section line between sections two (2) and three (3) township nine (9), south of range fourteen (14) west to the south boundary line of the right-of-way of the Louisville and Nashville Railroad lands, thence along the said south boundary of the Louisville and Nashville Railroad right-of-way to where the same intersects the section line between sections nine (9) and ten (10) township nine (9) south of range (14) west, thence along said section line to the corner of sections 9, 10, 15 and 16,

9 | 10

16 | 15, of township nine (9), south of range fourteen (14) west; thence south on section line between sections 15 and 16, township and range aforesaid, to where the same intersects the water's edge of the aforesaid Mississippi Sound; thence along the same, northeasterly, to the place of beginning, be and the same is hereby incorporated under the name and style of Waveland; and said town is divided into two wards as follows, to-wit: The first ward shall embrace all the territory of said town east and north of the southwest boundary line of the D. D. Fullilove

Style of corporation.

Two wards.

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Election.

Term of office.

Officers to be elected.

Notice to be given.

How election conducted.

Result of election.

estate, and the second ward shall embrace all the remaining territory within the limits of said town.

Sec. 2. Be it further enacted, That there shall be a general election for a mayor, two aldermen and a treasurer as provided for in section fifteen of this charter, and on the first Tuesday of August, 1890, and every two years thereafter, said officers to hold their respective offices for a period of two years (except the officer elected to serve for the first term under this charter, whose term of office shall be from date of election to the first Tuesday in August, in 1890, and until their successors are elected and duly qualified;) the electors in each ward of said town shall be entitled to elect one alderman for said ward, who shall reside therein at least six months previous to his election; and said electors shall not be permitted to vote for any other candidate residing in any other ward in said town, except the mayor and treasurer, who shall be elected by the entire body of qualified electors, or voters of said town; said election shall be advertised by the secretary of said town, for at least ten days previous thereto, in a paper published within the corporate limits of said town, and if there be no paper published, then by posting notices in at least four public places in said town; that the board of mayor and aldermen shall have power to appoint judges and clerks of election, who shall take an oath before any officer competent to administer the same, to faithfully discharge their duties, and shall open the poll at 9 o'clock A. M., and close them at 7 P. M., and then proceed to ascertain the result of the election in the presence of the mayor and at least one alderman, who shall certify to the same; the character of the ballots to be cast at any election shall conform in all respects as near as possible to the requirements of sections one hundred and thirty-six (136) and one hundred and thirty-seven (137) of the Revised Code of 1880, of the State of Mississippi. All elections shall be ordered by the board of mayor and aldermen for the time being, whether the same be a regular election as herein provided for, or an election to fill a vacancy, or a special election for any purpose whatsoever, and notice of all elections shall be given, signed by the mayor, or the mayor pro tem., as the case may be, as herein above provided; the result of said election shall be registered in the town register.

Sec. 3. Be it further enacted, That the mayor and aldermen elected, shall meet on the Saturday next following their election, and having taken and subscribed

the oath prescribed in Mississippi, shall business; at that advice and consent town marshal with street commission to be a constable with all the duties of constable; it shall all process issued and carry before violation of the State of Mississippi of mayor and aldermen shall be eligible, finance; they manage affairs of the town of their own all contracts necessary in writing, shall nance of said corporation, secretary, action.

Sec. 4. Be it into the discharge offices, they shall tion third of this bond for the sur ditioned and app the treasurer a dollars, and the a bond for the sars; said bonds to be approved by the mayor and al their successors performance of t in this act, and u to time by ordin act, and the requ to those of con said bonds shall that purpose, an the hands of th reasonable times party; said bond in any court hav lices to and fo

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and who are not directly or indirectly interested, the mayor presiding; after being duly sworn by him, shall proceed to assess the value of the land sought to be condemned, and the value of the improvements situated thereon; and if required to hear testimony pro and con, to establish the same. The verdict of the jury, or a majority of them concurring therein, shall be returned to the mayor under their hands and seals and by the mayor submitted to the council for their approval; if they approve the same the mayor shall at once give notice to the owner or owners of the ground sought to be appropriated, and of the result of the inquest of the jury, and that said ground will be condemned and that they must remove all buildings situated thereon by a certain day to be fixed by the board; they shall thereupon condemn and appropriate the grounds for the use of the town, and if the owners of such grounds condemned and appropriated object to the verdict of the jury, they may appeal to any court having competent jurisdiction within thirty days after rendition of said verdict or thirty days after having been notified thereof, and not after; and in case the first jury shall fail to agree or render a verdict the mayor may summon another jury as before directed until a verdict is had; all of said jurors to be paid the sum of one dollar a day for each jurymen for each day's service rendered, by warrant upon the town treasurer.

Verdict of jury.

Notice to owner.

Owner may appeal.

Pay of jurors.

SEC. 15. Be it further enacted, That Carey Attaway, Ed. Fullilove and S. Bourgeois, be and they are hereby appointed commissioners to conduct the first election of officers of said town of Waveland, and that any two of them may act; said commissioners shall proceed immediately after the passage of this act to hold an election, fifteen days notice of which shall be posted conspicuously in said town of Waveland, and at said election there shall be voted for, a mayor, two aldermen and a treasurer, who shall be citizens of the State, residing within corporate limits of said town of Waveland.

Election commissioners.

Notice of election-

SEC. 16. Be it further enacted, That in case of refusal or failure of the before mentioned commissioners to act within fifteen days of the passage of this act, the Governor shall appoint others in their stead to whom all provisions of this chapter shall apply.

If commissioners fail to act.

SEC. 17. Be it further enacted, That all acts and parts of acts in conflict with this act be and the same are hereby repealed, and this act shall take effect from and after its passage. That section 1047 of the Revised Code of Mississippi, of 1880, relating to the speed of

L., N. O., & T. R. R.

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Chapter 164

AN ACT to amend an act to incorporate the town of Waveland, Hancock county.

Act 1888 amended.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi,* That section 11 of an act to incorporate the town of Waveland, Hancock county, approved March 6th, 1888, be and the same is hereby amended as follows: strike out the word secretary in the fifth line of said section and insert treasurer in lieu thereof.

SEC. 2. That this act take effect and be in force from and after its passage.

Approved February 19, 1890.

Chapter 165

AN ACT to authorize the Board of Supervisors of Hancock county to procure township maps and field notes.

Township maps and field notes.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi,* That the board of supervisors of Hancock county be and they are hereby authorized to procure, at the cost of said county, a certified copy of the original township maps and field notes of the United States Survey of the land of said county, to be deposited in the chancery clerk's office as a part of the public record of said county.

SEC. 3. That this act shall take effect and be in force from and after its passage.

Approved February 12, 1890.

Chapter 166

AN ACT to exempt from public road duty the members of Waveland fire company No. 1 of Hancock county.

Exempt from road duty.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi,* That all active members of the Waveland Fire Company No. 1, of Hancock county, shall be exempt from public road duty.

SEC. 2. That this act take effect and be in force from and after its passage.

Approved February 12, 1890.

Waveland Town of
 Elects not to accept the provisions of Chapter in Annotated Code
 Entitled Municipalities.

I hereby certify that the following is a true and correct copy of the extract of the minutes of the meeting of the Board of Mayor and Aldermen of the Town of Waveland, Miss., held on the 4th day of June, 1892, when the following resolution was passed regarding the provisions relating to Municipalities, of the amended Code of 1892, and which was unanimously adopted.

Be it resolved by the Board of Mayor and Aldermen of the Town of Waveland, Miss., That this Board hereby elect not to come under the provisions of the Amended Code of 1892, relating to Municipalities; but to remain and be governed by our present Charter and Ordinances

A true copy:

Waveland, Miss., Sept. 19th, 1892.

Edwin Laizer

Secretary - Board Mayor and Aldermen of

the Town of Waveland, Miss.

Endorsed: Filed Sept. 20th, 1892.

Geo. M. Govan

Secy State.

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the roads leading from said town, in the month of April of each and every year; the taxes herein specified shall be assessed and collected in the same manner and at the same time that the State taxes are, and payment enforced by a levy and sale of the property, real or personal, of the delinquent, tax-payer in said town, in the same manner, and at the same time, and the same proceedings used in the collection of State taxes generally; provided, that said board may levy and collect of the real and personal property of said town, a special street tax of not exceeding one per centum ad valorem, during the months of March and April, 1888.

Special street tax.

Vacancies, how filled.

Fine for contempt of board.

Ordinances, etc., to be recorded.

If mayor does not approve ordinance.

Violation of ordinances.

SEC. 8. Be it further enacted, That when any vacancies shall occur in the office or offices of the mayor, aldermen or treasurer, that a special election to fill such vacancies be held under such regulations as may be provided for by ordinance or by-laws prescribed by the mayor and board of aldermen; that when any vacancies shall occur in the office or offices of the secretary and marshal, by resignation, death or otherwise, it shall be the duty of the mayor to fill the same by appointment, by and with the approval and consent of the board of aldermen; it shall be the duty of the mayor to preside and keep order at the meetings of said board; he shall have the power of punishing by fine not exceeding \$50 and one week's imprisonment, for any contempt of said board; it shall be his duty to see that the orders, regulations, ordinances and by-laws enacted by the board be duly enforced; all ordinances and by-laws passed and countersigned by the secretary shall be entered by him in a book specially kept for the purpose, and shall be published in a newspaper less than four public places in said town; the mayor shall have the power of withholding his assent to any ordinances or by-laws passed by the board of aldermen, and such ordinances or by-laws shall not then in that case be passed unless by the vote of all the aldermen; and it shall be the duty of the mayor to prosecute and punish all violations of the town ordinances within the corporate limits, and it shall be the duty of said mayor to forthwith try the person or persons for such violations, impose such punishment as is prescribed by the ordinances and by-laws of said board of mayor and aldermen, and he shall commit the persons so convicted to jail until fine and costs are paid, but all the expenses in maintaining and keeping such offenders in jail shall be defrayed by the town, and the fines

so collected shall be for use of said town.

SEC. 9. Be it further enacted, That the justice of the peace in the county of Hau jurisdiction in civil actions to collect the same allowed by law to said county.

SEC. 10. Be it further enacted, That the papers and records of the custody of the secretary shall be carefully delivered to his successor by determination or consent of such secretary; such secretary shall be kept subject to the orders of persons having business.

SEC. 11. Be it further enacted, That the taxes, fines or other moneys collected for the collection, and it shall be the duty of the treasurer to receive and receipt for pay them out on the warrants of said town and county, with the seal of the treasurer; it shall be the duty of the treasurer to keep accounts of the receipt of the said town moneys or moneys due to the town, and he shall observe all the duties required of him, and he shall deliver to his successor, books, property, papers and records of the town treasurer at every meeting of mayor and aldermen times as may be required by the board and received by him and of all moneys due said town of all other proceedings receipts, disbursements and moneys due to the town; he shall be liable for the time of making same belonging to the town.

so collected shall be paid into the town treasury for the use of said town. CHAP. 165

SEC. 9. Be it further enacted, That the mayor of said town, by reason of his office, shall be ex-officio a justice of the peace in and for said town of Waveland, in the county of Hancock, with all the powers and jurisdiction in civil and criminal cases, with the right to collect the same fees and emoluments that are allowed by law to other justices of the peace in said county. Ex-officio J. P.

SEC. 10. Be it further enacted, That the books, papers and records of the said corporation shall be in the custody of the secretary of the town of Waveland, who shall carefully keep and preserve them; and deliver them to his successor at the expiration or other determination or conclusion of his term of office as such secretary; such books and records shall be by him kept subject to the inspection of any person or persons having business therewith, at all reasonable times. Books and records

SEC. 11. Be it further enacted, That all the moneys collected for the town of Waveland, either for licenses, taxes, fines or otherwise, shall be paid into the hands of the treasurer of said town within ten days after collection, and it shall be the duty of the secretary to receive and receipt for the same, carefully keep, and pay them out on the warrants duly signed by the mayor of said town and countersigned by the secretary of said town, with the seal of the mayor's office affixed thereto; it shall be the duty of said treasurer to keep regular accounts of the receipts and expenditures of all funds of the said town coming into his hands, and of all funds or moneys due to it or from it; he shall faithfully observe all the duties that may, from time to time, be required of him, and at the expiration of his office he shall deliver to his successor all moneys, securities, books, property, papers, etc., belonging to the town of Waveland or appertaining to his said office; the town treasurer at every regular term of the board of mayor and aldermen of said town, and at such times as may be required by said board, shall make to said board a detailed statement of all moneys received by him and of the disbursement thereof, and of all moneys due said town by any officer thereof, and of all other proceedings in his office, so that said receipts, disbursements and debts may clearly and distinctly appear; he shall, if required by said board, at the time of making such reports, bring all moneys belonging to the town treasury to the board to be Secretary to receipt for all monies.
Duties of treasurer.

Amended Charter Town of Natchez, Mississippi

Be it remembered, that on this 3rd day of March A.D. 1894, by resolutions of the Board of Mayor and Aldermen of the Town of Natchez, Miss. adopted at a Meeting of said Board on the above date - it is resolved that the Charter of the Town of Natchez, be amended so as to read as follows:

Section I. That that tract of land bounded and circumscribed by a line beginning at a stake, at a place where the N. boundary line of James McConnell land intersects the water edge of the Mississippi Sound; Thence running along said N. line N 78° W. to the line between Township 8 and 9 South of Range 14 W. Thence W. on said Township line to the corner of Sections 34 and 35, Township 8 South of Range 14, and Sections 3 and 2 Township 9 Range 14 W. ~~24 35 7 8 9 10 11 12~~ Thence S.

on Section line between Sections 2 and 3 Township 9 South of Range 14 W. to the N. boundary line of the Right of Way of the Louisville and Nashville Railroad Loc. 11; Thence along said N. boundary of the Louisville and Nashville Railroad Right of Way to where the same intersect the section line between sections 9 & 10, Township 9 South of Range 14 West; Thence along said section line to the corner of sections 9, 10, 15 & 16 1/2 of Township 9 South of Range 14 West; Thence S. on Section line between Sections 15 and 16, Township and Range aforesaid, to where the same intersect the water edge of the aforesaid Mississippi Sound; Thence along the same Northerly, to the place of beginning, he and the same is of here by is incorporated under the name and style of Natchez

Section II. That said Town is divided into four wards as follows: First Ward - shall embrace all that territory of land within James McConnell N. E. boundary line, the S. side of the Right of Way of the Louisville and Nashville Railroad, to the middle of Nicholson Avenue, to the water edge of the Mississippi Sound. Second shall embrace all that territory of land within the middle of Nicholson Avenue, to the S. side of the Right of Way of the Louisville & Nashville Railroad, to the S. W. boundary line of Robert Chaffi's property to the water edge of said Sound. Third Ward, shall embrace all that territory within the S. W. boundary line of said Chaffi's property, to the S. side of the Right of Way of said Railroad, to the section line between Sections 15 and 16 Township 9 South of Range 14 W. to the water edge of said Sound, and the Fourth Ward shall embrace all that territory within and on the S. side of the right of way of the said Railroad to the N. boundary or limits of said Town.

Section III. There shall be in said Town a Mayor, 4 Aldermen, a Treasurer, a Secretary and a Marshal, who shall be Joint Commissioners, Assessor and tax-collector. There shall be in said Town held a general election on the 1st day of August 1894 and every two years thereafter, said officers to

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Organization of board.

Officers, their powers and duties.

Oath of office and bonds required.

Bonds to be recorded.

the oath prescribed by the Constitution of the State of Mississippi, shall organize a board for the dispatch of business; at that meeting the mayor, by and with the advice and consent of the aldermen, shall appoint a town marshal who shall be assessor, tax-collector and street commissioner; that the marshal is hereby declared to be a constable in and for said town of Waveland, with all the duties, powers and liabilities of any other constable; it shall be his duty to execute and return all process issued by the mayor; he shall make arrests and carry before the mayor all parties guilty of any violation of the ordinances of said town, or laws of the State of Mississippi within the corporation; the board of mayor and aldermen may, in their discretion, select a secretary of the town, to which office the treasurer shall be eligible, and whose duties shall be fixed by ordinance; they may delegate the administration of the affairs of the town to subordinate officers and committees of their own members with adequate powers; but all contracts necessary to be made by said corporation in writing, shall be authorized by resolution or ordinance of said council, signed by the mayor, attested by the secretary, and be under the seal of said corporation.

SEC. 4. Be it further enacted, That before entering into the discharge of the duties of their respective offices, they shall take an oath as provided for in section third of this charter; that the mayor shall execute a bond for the sum of three thousand dollars, to be conditioned and approved as bonds of justice of the peace; the treasurer a bond for not less than three thousand dollars, and the marshal, as marshal and tax-collector, a bond for the sum of not less than one thousand dollars; said bonds shall each have two or more sureties, to be approved by the mayor and aldermen, payable to the mayor and aldermen of the town of Waveland and their successors in office, conditioned for the faithful performance of their respective duties, as provided for in this act, and as shall be assigned to them from time to time by ordinances made under the authority of this act, and the requirements of bondsmen shall be similar to those of county officers in Hancock county; the said bonds shall be recorded in a bond book kept for that purpose, and which shall remain exclusively in the hands of the mayor, subject to inspection at all reasonable times by any tax-payer or other interested party; said bond may be sued upon from time to time in any court having jurisdiction in the name of the obligees to and for the use of any party injured by a

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streets and roads within said corporation, and of imposing fines upon any person or persons causing said nuisances and obstructions; they shall have full power to pass ordinances to compel the owners or proprietors of any lands within said corporation, bordering upon the bank of which extends along the gulf in front of said town, to keep that part of said land which is immediately in front of and appertains to that property, constantly in good repair, and to make or cause to be made along said bank in front of their property a good sidewalk; and if such owner or owners, after having been notified to repair the bank, or make and keep in good order the sidewalk in front of his or their property, shall refuse or neglect to do so for fifteen days after having been notified, then said board shall have power to cause the same to be done at the cost and expense of such owner or proprietor, and to recover the amount expended by them with costs before any court having jurisdiction, to be levied on the goods, chattels, lands and tenements of such owner or proprietor upon an execution issued by said court, after judgment; the board of mayor and aldermen of the town of Waveland shall have the power to levy a tax not exceeding fifty per cent. of the State tax upon all venders of vinous and spirituous liquors, who shall sell the same in quantities less than one gallon, within the corporate limits of said town; provided, that the proceeds of the said tax be used for school purposes within said town of Waveland; they shall have power to grant licenses to any person or persons applying for the same to run for public use and for hire, within the said corporation, any carts, wagons, carriages, buggies, omnibuses, or any other vehicles for the carrying or transporting passengers or freight; to hawkers or peddlers, theatres, exhibitions, shows, circuses, or manageries, within said town; to keepers of groceries, dry goods stores, meat markets, bakeries, hotels, boarding houses, billiard tables, oyster houses, ice houses, restaurants, livery stables, and all other businesses where a revenue is derived therefrom; the said board shall have full power to levy a town tax upon all real and personal property within said corporation (except on such property as is exempt from taxation by the laws of the State of Mississippi) not exceeding one per centum ad valorem, and persons paying such tax shall be exempt from all road work or duty under the State laws; and all persons residing in said town, liable to work on the public roads or streets, under said laws, not paying a town tax shall be, by the secretary of said town, returned to the overseer of

Sidewalks.

Special taxes and licenses.

General tax limit.

Street duty.

County Taxes. The deeds to the purchaser for lands sold shall be filed with the Town Secretary, and there remain subject to redemption for the same length of time, and in the same manner as prescribed for the redemption of lands sold for State and County Taxes with the same saving to infants and persons of unsound mind as provided by Law for like property for unpaid State and County Taxes.

SECTION XXXVIII. Where lands are offered for sale for unpaid taxes and no person will bid therefor, the amount of taxes, damages and costs, it shall be struck off to the Town, and otherwise dealt with as lands are, which are sold to the State for delinquent State Taxes, and the Board shall pay the State and County Taxes due on lands thus acquired by it, and to collect back from said Owner, the amount paid with damages and interest, allowed individuals in similar cases under the General Revenue Laws of the State, thereon from the date of such payment upon the redemption of the lands sold to the Town.

SECTION XXXIX. The deeds of the Tax-Collector to individuals and the list of lands sold to the Town, which shall be made, as required to be made by the State and County Collectors shall be filed, within Ten Days after the Tax Sale with the Town Secretary, and each shall have the same force and effect, and confer the same rights and entitle the same remedies as deeds and list made for delinquent taxes by the State and County Tax Collectors. But such title shall be subject to a title acquired under a Sale for State and County Taxes. After the time for redemption has expired, the Board may take possession of and lease or sell any lands, which it has acquired at Tax Sale to any person, in any manner that may be prescribed by Ordinance.

SECTION XL. The Board shall cause to be published or posted on the First of December in each year, the financial statement required of other Towns, showing in detail the amount of Taxes and Moneys collected during the preceding year, giving each source of revenue, also a detailed statement showing amount of expenditures, and for what purposes expended.

SECTION XLI. That when any vacancies shall occur in the Officers of Mayor, Aldermen, Treasurer, or Marshall, said vacancies shall be filled by a special election called for that purpose, and held and conducted under same regulations as is required for general elections, and when a vacancy shall occur in any of the offices appointed by the Mayor, it shall be the duty of the Mayor with the advice and consent of Board of Aldermen, to fill the same by appointment.

SECTION XLII. That any person or persons convicted of violating any of the Laws and Ordinances of said Town, and who shall fail or neglect to pay such fine and costs as may have been imposed upon them the Mayor shall have power to commute the punishment so ordered and adjudged by him to that of labor on the streets or other public works of said Town, at the rate of One Dollar and Twenty-Five Cents per day until the fine and costs are paid; and person or persons who shall be convicted of violating any of the Laws and Ordinances aforesaid, and who shall have been sentenced to imprisonment therefor, the Mayor shall have power, and it shall be in his discretion to commute said sentence to that of labor on the streets as aforesaid, at the rate of one day's sentence for each day's work.

SECTION XLIII. That these amendments take effect immediately after their approval, and registration as required by the Laws of the State.

And to the end, that the said amendments may be promulgated as required by Law, and prepared for approval, it is hereby ordained that the said amended Charter of the Town of Waveland, Miss. be posted in said Town as is required by Law.

Approved in open board this 2 day September, A.D., 1905.
Attest. Olu M. Bourgeois
Mayor.

Henry H. Biguenet, Secty.
Posted this 13 day Sept. A.D., 1905.

EXECUTIVE DEPARTMENT
JACKSON, MISSISSIPPI

The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Honorable Attorney General for his advice as to the constitutionality and legality of the provisions, thereof.
Jackson, Miss. 12/2/ 1905.

Jas. K. Vardaman, Governor.

The provisions of the foregoing proposed amendment are not violative of the constitution or laws of the State.
Jackson, Miss. 12/2/ 1905.

Wm. Williams, Attorney General.

By, J. N. Flowers, Asst. Atty. Gen.

State of Mississippi

County of Hancock; Town of Waveland,

Town of Waveland;-

I, William Rhhr, Secretary of the Town of Waveland, hereby certify that the attached amendment or proposed amendment to the Charter of Waveland is a correct copy of the proceedings as appear from the Mintue Books of the Town of Waveland.

William H. Rhhr
Secretary Town of Waveland.



C

repaired, altered, paved, lighted, sprinkled, and he shall report daily to the chairman of street committee, and should have everything else done that ought to be done to keep same in good repair and condition, and shall perform all duties that may be required of him by ordinance. He shall be tax collector and as tax collector keep a tax collectors book the form of which shall be substantially such as is provided for state and county tax collectors. He shall receive all taxes, licenses and moneys collected by him at least every ten days after collecting same, and perform all other duties required of him by ordinance and under the same penalties by law for the collection of state and county taxes. He shall keep a license book, road duty book, and such other books as may be required and shall make the proper entries therein. He shall when not otherwise provided in all cases be governed by general revenue laws of the state as far as applicable in making such collections and shall take the town treasurer's receipts for all moneys paid over. He as marshal shall perform in respect to town elections all the duties prescribed by law to be performed by marshals by the sheriff in reference to the state and county elections. He shall receive only such compensation as may be allowed by ordinance.

XXXIII. The Treasurer shall receive and safely keep and pay out according to law all moneys belonging to the Town. He shall keep a correct and accurate accounts of all moneys belonging to the town. He shall keep an accurate account of all disbursements and shall make report once a month at the regular monthly meetings in writing to the Board of the finance of the town. He shall perform all other duties that may be prescribed by ordinances, and shall pay out money only on warrants ordered by the board signed by the mayor and countersigned by the secretary.

Section XXXIII. All expenditures of money for any purpose whatever shall be in pursuance of a specific appropriation made by order of the board and in no other manner. Every warrant drawn on the treasurer shall express on its face to whom issued, for what purpose allowed and the ordinance authorizing the same. All ordinances shall as soon as practicable after their passage be published in some newspaper published in the town or if there be no paper published, then by posting said ordinances at the town hall for one month, and shall be enforced after the passage and promulgation. All ordinances shall be in writing offered and read at a monthly meeting and considered by Sections, and the vote on its final passage shall be taken by "yeas and nays" which shall be entered on the minutes by the secretary, and a vote shall never be taken on an ordinance not previously reduced to writing. Said ordinances as offered shall not contain more than one subject which shall be clearly expressed in its title, and an ordinance shall not be amended or revised until the new ordinance contains the entire ordinance as revised and the original shall thereby be repealed.

Section XXXV. The town assessment of property for taxation shall be made by the town assessor, whose duties shall be as far as practicable similar to the duties of the county assessor, and he shall proceed in the same manner as is by law prescribed for said county assessor. Said roll shall embrace all property, real, personal and mixed within the limits of the town, which roll shall be turned over to the Board at its monthly meeting in July of each year and there remain during the month of July for inspection and objections, and all provisions of the state law applicable to objections to assessments and to approval of assessment rolls, shall apply as far as practicable to said town assessment roll, and copies of the same so approved shall be made by the secretary, and placed in the hands of the town tax collector, and be his warrant for collection of said town taxes. In all cases where persons or property has escaped taxation for the previous year, the assessor shall assess the same for taxation, and his assessment when approved by the board or notice in writing given to the person assessed shall be binding and conclusive, unless appealed from within five days after approval. At their regular meeting in August in each year, the Board shall have the right to increase or diminish the valuation of property as assessed for taxation.

Section XXXVI. Said board shall at their September meeting in each year levy the town taxes in each year or in case of failure to do so, at any other regular meeting thereafter.

Section XXXVII. Sales for the non-payment of town taxes shall be made by the town tax collector at the front door of the town hall. The sale of real estate and the restraint and sale of personal property shall be made upon the same notice at the same time and in the same manner as provided by law for sales of like property for sales of unpaid state and county taxes. The deeds to the purchaser for lands sold shall be filed with the town secretary and there remain subject to redemption for the same length of time, and in the same manner as prescribed for the redemption of lands sold for state and county taxes with the same saving to infants and persons of unsound mind as provided by law for like property for unpaid state and county taxes.

Where lands are offered for sale for unpaid taxes and no person will bid therefor the amount of taxes, damages and costs, it shall be struck off to the Town and otherwise dealt with as lands are which are sold to the state for delinquent state taxes, and the board shall pay the state and county taxes due on lands thus acquired by it and to collect back from the said owner, the amount paid with damages and interest allowed individuals in similar cases under the general revenue laws of the state, thereon from the date of such payment upon the redemption of the lands sold to the town.

Section XXXIX. The deeds of the tax collector to individuals and the list of lands sold to the town which shall be made as required to be made by the state and county tax collectors, shall be filed within ten days after the tax sale with the town secretary, and each shall have the same force and effect and confer the same rights and entitle the same remedies as deeds and list made for delinquent taxes by the state and county tax collectors. But such title shall be subject to a title acquired under a sale for state and county taxes. After the time for redemption has expired the board may take possession of and lease and sell any lands which it has acquired at tax sale to any person, in any manner that may be prescribed by ordinance.

Section XL. The board shall cause to be posted or published on the first of December in each year the financial statement required of other towns, showing in detail the amount of taxes and moneys collected during the preceding year, giving each source of revenue, also a detailed statement showing amount of expenditures and for what purposes expended.

Section XLI. That when any vacancies shall occur in the offices of mayor, aldermen, treasurer or marshal, said vacancies shall be filled by a special election called for that purpose, and held and conducted under same regulations as is required for general elections, and when a vacancy shall occur in any of the offices appointed by the mayor it shall be the duty of the mayor with the advice and consent of the board of aldermen to fill the same by appointment.

Section XLII. That any person or persons convicted of violating any of the laws and ordinances of said town and who shall fail or neglect to pay such fine and costs as may have been imposed upon them, the mayor shall have power to commit the punishment so ordered and adjudged by him to that of labor on the streets at large or other public works of said town at the rate of \$125 per day until the fine and costs are paid; any person or persons who shall be convicted of violating any of the laws and ordinances aforesaid and who shall have been sentenced to imprisonment therefor, the mayor shall have power and it shall be in his discretion to commute said sentence to that of labor on the streets aforesaid, at the rate of one day's sentence for each day's work.

County Taxes. The deeds to the purchaser for lands sold shall be filed with the Town Secretary, and there remain subject to redemption for the same length of time, and in the same manner as prescribed for the redemption of lands sold for State and County Taxes with the same saving to infants and persons of unsound mind as provided by Law for like property for unpaid State and County Taxes.

SECTION XXXVIII. Where lands are offered for sale for unpaid taxes and no person will bid therefor, the amount of taxes, damages and costs, it shall be struck off to the Town, and otherwise dealt with as lands are, which are sold to the State for delinquent State Taxes, and the Board shall pay the State and County Taxes due on lands thus acquired by it, and to collect back from said owner, the amount paid with damages and interest, allowed individuals in similar cases under the General Revenue Laws of the State, thereon from the date of such payment upon the redemption of the lands sold to the Town.

SECTION XXXIX. The deeds of the Tax-Collector to individuals and the list of lands sold to the Town, which shall be made, as required to be made by the State and County Collectors shall be filed, within Ten Days after the Tax Sale with the Town Secretary, and each shall have the same force and effect, and confer the same rights and entitle the same remedies as deeds and list made for delinquent taxes by the State and County Tax Collectors. But such title shall be subject to a title acquired under a Sale for State and County Taxes. After the time for redemption has expired, the Board may take possession of and lease or sell any lands, which it has acquired at Tax Sale to any person, in any manner that may be prescribed by Ordinance.

SECTION XL. The Board shall cause to be published or posted on the First of December in each year, the financial statement required of other Towns, showing in detail the amount of Taxes and Moneys collected during the preceding year, giving each source of revenue, also a detailed statement showing amount of expenditures, and for what purposes expended.

SECTION XLI. That when any vacancies shall occur in the Officers of Mayor, Aldermen, Treasurer, or Marshall, said vacancies shall be filled by a special election called for that purpose, and held and conducted under same regulations as is required for general elections, and when a vacancy shall occur in any of the offices appointed by the Mayor, it shall be the duty of the Mayor with the advice and consent of Board of Aldermen, to fill the same by appointment.

SECTION XLII. That any person or persons convicted of violating any of the Laws and Ordinances of said Town, and who shall fail or neglect to pay such fine and costs as may have been imposed upon them the Mayor shall have power to commute the punishment so ordered and adjudged by him to that of labor on the streets or other public works of said Town, at the rate of One Dollar and Twenty-Five Cents per day until the fine and costs are paid; and person or persons who shall be convicted of violating any of the Laws and Ordinances aforesaid, and who shall have been sentenced to imprisonment therefor, the Mayor shall have power, and it shall be in his discretion to commute said sentence to that of labor on the streets as aforesaid, at the rate of one day's sentence for each day's work.

SECTION XLIII. That these amendments take effect immediately after their approval, and registration as required by the Laws of the State.

And to the end, that the said amendments may be promulgated as required by Law, and prepared for approval, it is hereby ordained that the said amended Charter of the Town of Waveland, Miss. be posted in said Town as is required by Law.

Approved in open board this 2 day September, A.D., 1905.
Attest. Olus M. Bourgeois
Mayor.

Henry H. Biguenet, Secty.
Posted this 13 day Sept. A.D., 1905.

EXECUTIVE DEPARTMENT
JACKSON, MISSISSIPPI

The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Honorable Attorney General for his advice as to the constitutionality and legality of the provisions thereof.
Jackson, Miss. 12/2/ 1905.

Jas. K. Vardaman, Governor.

The provisions of the foregoing proposed amendment are not violative of the constitution or laws of the State.
Jackson, Miss. 12/2/ 1905.

Wm. Williams, Attorney General.

By, J. N. Flowers, Asst. Atty. Gen.

An Ordinance enlarging the boundaries of the Town of Waveland so as to embrace additional territory not now embraced within the limit of said Town.

Be it ordained by the Mayor and Board of Aldermen of the Town of Waveland, Mississippi.

Section 1. That the existing boundaries of the said town are enlarged so as to embrace the following additional territory; beginning at a stake set on the section line between section 2 and 3, township 9 south of Range 14 west in Hancock county, Mississippi, 200x 2008 feet south of the north east corner of section 3, thence west 500 feet to a stake; thence south 1725 feet to a stake, thence east to the north line of the right of way of the Louisville and Nashville railroad; thence along the north line of the said right of way on a course north 68 degrees and thirty minutes east to a stake on said section line between sections 2 and 3 township 9 south of range fourteen west; thence north on said section line to place of beginning.

Section 2. Be it further Ordained that the boundaries of the Town of Waveland after enlarging the same as herein before provided shall be as follows:

Beginning at a stake where the northern boundary line of James McConnell's land intersects the waters edge of the Mississippi Sound; thence running along said northern line of James McConnell's lands north 70 degrees west to the line between townships 8 and 9 south range 14 west; thence on said Township line to the corner of sections 34 and 35 township 8 south of range 14 west and sections 3 and 2 Township 9 south, range 14 west; thence south on section line between sections two and 3 township 9 south range 14 west a distance of 2008 feet to a stake; thence west 500 feet to a stake thence south 1725 feet to a stake; thence east to the north line of the right of way of the Louisville and Nashville railroad; thence along said northern boundary line of the Louisville & Nashville railroad right of way to where the same intersects the section line between sections 9 and 10 township 9 south range 14 west; thence along said section line south to the corner of Sections 9, 10, 15 and 16 of township 9 south range 14 west; thence continuing west on Section line between sections 15 and 16 township and range aforesaid, to where the same intersects the water's edge of the aforesaid Mississippi Sound; thence along the same northeasterly to the place of beginning.

Section 3. Be it further ordained that this ordinance shall take effect one month from this date of posting, and the same shall be published for three weeks in the Sea Coast Echo a newspaper published in the County of Hancock and having a general circulation in the Town of Waveland State of Mississippi, and copies thereof posted as by law required in four public places in said town.

Approved in Open Board this 7th day of July, 1905.
Attest Henry H Biguentes, secy.

Oliver M Bourgetis, Mayor.

Posted this 12th day of January A D 1905.

The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Honorable Attorney general for his opinion as to whether same is consistent with the constitution and laws of the United States and of this state.
Jackson Miss. June 1, 1905.

Jas K Vandaman, Governor.

The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is consistent with the constitution and laws of the United States and of this state.

Wm Williams Attorney general.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing amendment to the charter of the Town of Waveland is hereby approved. In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed this June 3rd 1905.

By The Governor, Joseph W Power,
Secy of State.

Jas K Vandaman

State of Mississippi

County of Hancock; Town of Waveland,

Town of Waveland;-

I, William Rhhr, Secretary of the Town of Waveland, hereby certify that the attached amendment or proposed amendment to the Charter of Waveland is a correct copy of the proceedings as appear from the Mintue Books of the Town of Waveland.

William H. Rhhr
Secretary Town of Waveland.



C

repaired, altered, paved, lighted, sprinkled, and he shall report daily to the chairman of street committee, and should have everything else done that ought to be done to keep same in good repair and condition, and shall perform all duties that may be required of him by ordinance. He shall be tax collector and as tax collector keep a tax collectors book the form of which shall be substantially such as is provided for state and county tax collectors. He shall receive all moneys collected by him at least every ten days after collecting same, and perform all other duties required of him by ordinance and under the same penalties by law for the collection of state and county taxes. He shall keep a license book, road duty book, and such other books as may be required and shall make the proper entries therein. He shall when not otherwise provided in all cases be governed by general revenue laws of the state as far as applicable in making such collections and shall take the town treasurer's receipts for all moneys paid over. He as marshal shall perform in respect to town elections all the duties prescribed by law to be performed by marshals by the sheriff in reference to the state and county elections. He shall receive only such compensation as may be allowed by ordinance.

XXXII. The Treasurer shall receive and safely keep and pay out according to law all moneys belonging to the Town. He shall keep a correct and accurate accounts of all moneys belonging to the town. He shall keep an accurate account of all disbursements and shall make report once a month at the regular monthly meetings in writing to the Board of the finance of the town. He shall perform all other duties that may be prescribed by ordinances, and shall pay out money only on warrants ordered by the board signed by the mayor and countersigned by the secretary.

Section XXXIII. All expenditures of money for any purpose whatever shall be in pursuance of a specific appropriation made by order of the board and in no other manner. Every warrant drawn on the treasurer shall express on its face to whom issued, for what purpose allowed and the ordinance authorizing the same. All ordinances shall as soon as practicable after their passage be published in some newspaper published in the town or if there be no paper published, then by posting said ordinances at the town hall for one month, and shall be enforced after the passage and promulgation. All ordinances shall be in writing offered and read at a monthly meeting and considered by Sections, and the vote on its final passage shall be taken by "yeas and nays" which shall be entered on the minutes by the secretary, and a vote shall never be taken on an ordinance not previously reduced to writing. Said ordinances as offered shall not contain more than one subject which shall be clearly expressed in its title, and an ordinance shall not be amended or revised until the new ordinance contains the entire ordinance as revised and the original shall thereby be repealed.

Section XXXIV. The town assessment of property for taxation shall be made by the town assessor, whose duties shall be as far as practicable similar to the duties of the county assessor, and he shall proceed in the same manner as is by law prescribed for said county assessor. Said roll shall embrace all property, real, personal and mixed within the limits of the town, which roll shall be turned over to the Board at its monthly meeting in July of each year and there remain during the month of July to inspection and objections, and all provisions of the state law applicable to objections to assessments and to approval of assessment rolls, shall apply as far as practicable to said town assessment roll, and copies of the same so approved shall be made by the secretary, and placed in the hands of the town tax collector, and be his warrant for collection of said town taxes. In all cases where persons or property has escaped taxation for the previous year, the assessor shall assess the same for taxation, and his assessment when approved by the board or notice in writing given to the person assessed shall be binding and conclusive, unless appealed from within five days after approval. At their regular meeting in August in each year, the Board shall have the right to increase or diminish the valuation of property as assessed for taxation.

Section XXXV. Said board shall at their September meeting in each year levy the town taxes in each year or in case of failure to do so, at any other regular meeting thereafter.

Section XXXVI. Sales for the non-payment of town taxes shall be made by the town tax collector at the front door of the town hall. The sale of real estate and the restraint and sale of personal property shall be made upon the same notice at the same time and in the same manner as provided by law for sales of like property for sales of unpaid state and county taxes. The deeds to the purchaser for lands sold shall be filed with the town secretary and there remain subject to redemption for the same length of time, and in the same manner as prescribed for the redemption of lands sold for state and county taxes with the same saving to infants and persons of unsound mind as provided by law for like property for unpaid state and county taxes.

Where lands are offered for sale for unpaid taxes and no person will bid therefor the amount of taxes, damages and costs, it shall be struck off to the Town and otherwise dealt with as lands are which are sold to the state for delinquent state taxes, and the board shall pay the state and county taxes due on lands thus acquired by it and to collect back from the said owner, the amount paid with damages and interest allowed individuals in similar cases under the general revenue laws of the state, thereon from the date of such payment upon the redemption of the lands sold to the town.

Section XXXVII. The deeds of the tax collector to individuals and the list of lands sold to the town which shall be made as required to be made by the state and county tax collectors, shall be filed within ten days after the tax sale with the town secretary, and each shall have the same force and effect and confer the same rights and entitle the same remedies as deeds and list made for delinquent taxes by the state and county tax collectors. But such title shall be subject to a title acquired under a sale for state and county taxes. After the time for redemption has expired the board may take possession of and lease and sell any lands which it has acquired at tax sale to any person, in any manner that may be prescribed by ordinance.

Section XL. The board shall cause to be posted or published on the first of December in each year the financial statement required of other towns, showing in detail the amount of taxes and moneys collected during the preceding year, giving each source of revenue, also a detailed statement showing amount of expenditures and for what purposes expended.

Section XLI. That when any vacancies shall occur in the offices of mayor, aldermen, treasurer or marshal, said vacancies shall be filled by a special election called for that purpose, and held and conducted under some regulations as is required for general elections, and when a vacancy shall occur in any of the offices appointed by the mayor it shall be the duty of the mayor with the advice and consent of the board of aldermen to fill the same by appointment.

Section XLII. That any person or persons convicted or violating any of the laws and ordinances of said town and who shall fail or neglect to pay such fine and costs as may have been imposed upon them, the mayor shall have power to commit the punishment so ordered and adjudged by him to that of labor on the streets at large or other public works of said town at the rate of \$125 per day until the fine and costs are paid; any person or persons who shall be convicted of violating any of the laws and ordinances aforesaid and who shall have been sentenced to imprisonment therefor, the mayor shall have power and it shall be in his discretion to commute said sentence to that of labor on the streets aforesaid, at the rate of one day's sentence for each day's work.

Section XLIII. That these amendments take effect immediately after their approval and registration as required by the laws of the state.

And to that end, that the said amendments may be promulgated as required by law and prepared for approval, it is hereby ordained that the said amended Charter of the Town of Waveland Miss., be posted in said town as is required by law.

Approved in open board this 2nd day of September 1905.

Attest:--

Henry H Biquenet, Secy.
Posted this 13th day of Sept A D 1905.

Olus M Bourgeois.
Mayor.

Note - This amendment, together with approval of attorney General, Governor, and Certificate of Secretary of State, has been re-recorded in Record of municipalities, Book No. 4, pages 31-37, by advice of Greer L. Rice, attorney-general, by W. W. Pierce, assistant attorney General.

To erect, purchase or rent a town Hall, school houses and all other town buildings, to erect, maintain and build a town prison, and to regulate the keeping of the same, and the prisoners therein. To contract with the Board of Supervisors, which is empowered in the premises, for the use of the County Jail for the use of the town; To provide for the working of the streets in said town by

factories, of gas works, water works, and other enterprises of public utility, other than railroad, by exempting all property used for such purpose from town taxes for a period not longer than ten years; to pass all ordinances and to enforce the same by fine not exceeding \$100 or imprisonment not exceeding sixty days, or both, subject to appeal to the circuit court of the county.

Section XXVI. The Board of health of the Town of Waveland shall be composed of the Mayor, one Alderman, one Physician who need not be a resident of the Town, and one attorney at law, who shall be appointed by the Mayor of said Town, and shall hold their office for four years or until their successors are appointed, and vacancies in said office shall be filled by the Mayor. Said board of Health shall be invested with all necessary power to preserve and protect the health of said Town to make quarantine laws and to enforce the same within five miles of said town limits.

Section XXVII. The town shall construct and keep in good repair the breakwater in front of the Avenues, churches, and public schoolhouses. The said Board of Mayor and aldermen shall have power and authority to require the owner of any lot adjacent to any public street or highway, construct, repair and keep in order at the expense of the owner, a smooth, dry and firm sidewalk or pavement of such width and such material as shall be prescribed by said Board of Mayor and Aldermen, adjacent to or fronting on the lot or premises of such owner, or to construct, repair and keep in order such sewers, gutters, drains and ditches as shall be necessary to drain such lot; and said board shall give notice to such owner in writing, to construct or repair such walk, pavement, sewer, gutter, ditch or drain within some reasonable time, to be fixed in such notice, and in case of failure to comply with such requirements, said board of mayor and aldermen may cause such work to be done at the expense of the owner and the cost thereof shall be lien upon such lot. Suit may be brought for the amount of such cost before any court having jurisdiction of the amount, or before the mayor, when the amount of such cost is less than two hundred dollars; the proceedings before such mayor shall be conducted as in cases before a justice of the peace, and the judgment of the court in case it finds for the city, shall condemn the lot upon which the costs are a lien, to be sold by the proper officer to pay such judgment and costs; either party may appeal to the circuit court, provided the lot owner shall give an appeal bond as in cases before justices of the peace.

Section XXVIII. The board of mayor and aldermen of said town in addition to the jurisdiction hereinbefore conferred upon them shall have power to direct and require any property holder who owns the front or beach to keep same in constant repair at his own expense, and in case the same shall at any time become damaged from the effect of storms or washes, they shall require and direct the owner thereof to repair the same at his own expense by a certain time or date, to be designated by said board, and if he shall fail or refuse to repair the same when so ordered and directed, he shall be subject to a fine of not more than 50 dollars and the board may have the same repaired at the expense of the party owing it, and recover the expense from the said owner by a suit to be brought before the mayor when the amount is less than one \$150, or other court having jurisdiction, and upon judgment being obtained so much of the lands and premises of the owner as refusing to repair his bank as may be necessary, shall be sold by the proper officer to pay said judgment and all costs; or in case the roads become damaged narrow or impassable on account of washing away and non-repair of said front or beaches aforesaid, the Board of Mayor and Aldermen upon the continued refusal of the owner to repair same may elect to remove the road further from the water's edge, and to this end may remove all obstructions on the side opposite the beach, and use so much thereof as shall give a public street of the same uniform width as the rest of the front street.

Section XXIX. The mayor shall preside at all meetings of the Board and in any case where there be an equal division on any question, he shall give the deciding vote. He shall have the superintending control of the officers and affairs of said Town, and shall take care that the laws and ordinances are executed and he shall have power to veto any measure passed by the board; but a measure vetoed may be adopted notwithstanding if three fourths of the aldermen vote therefor. He shall sign the commission and appointment of all officers elected or appointed by the Mayor or board. All bonds payable to the town shall be approved by him and the aldermen. He shall sign all warrants drawn on the treasurer for money, and require the treasurer to attest the same, and to affix thereto the seal of the town, and to keep an accurate record thereof in a well bound book to be kept for that purpose.

He shall from time to time communicate in writing to the board such information, and recommend such measures as in his opinion may tend to the improvement of the finance, police, health, security, ornament, conform and general prosperity of the town. He shall have power to require any officer of the town to exhibit his accounts and papers, and to make report to the board in writing, touching any subject or matter he may require pertaining to his office. He shall cause all other officers to be dealt with promptly for any neglect or violation of duties and he shall, by virtue of his office be ex-officio a justice of the peace and competent to try all matters within the jurisdiction of said town as a justice of the peace for the county could, saving to the party aggrieved an appeal to the proper court. He is authorized to call on every male inhabitant of the town over 18 years of age and under 50 years of age in enforcing the laws. He shall have the power to remit fines and forfeitures, and to vacate and annul penalties of all kinds for offences against the ordinances of the town, by and with the consent of the Board, but a said fines or penalties shall not be remitted or annulled unless the reasons therefor be entered on the minutes by the Secretary, together with and as a part of the order for so doing.

Section XXX. The secretary shall attend all the meetings of the Board of Mayor and aldermen and shall keep a fair and accurate record of their proceedings; in addition thereto he shall keep and preserve in his office, properly indexed and labelled, an ordinance book, warrant book, Assessment roll, case docket, minute book and bond book. In the books aforesaid he shall record the proceedings orders, ordinances, warrants, and judgments of the board together with a list of the property assessed and the valuation thereof, and the said books shall be kept and indexed so that all entries therein may be easily found. (He shall be the custodian of the town seal, and said town shall adopt and provide a seal.) He shall examine the statutes of the state and the ordinances of the town to ascertain the subject matter required or proper to be acted upon at the following meetings and shall keep all such books and records as may be hereafter provided for by ordinance. He shall keep a tax record in which he shall enter all deeds to individuals, and the list of land sold to the town by the tax collector, showing the name of the purchaser, description of property, date of sale, amount of taxes, cost and penalties, date when redeemed, and date of redemption with the amount paid. He shall be assessor of said town and assess the taxable property therein as provided by law.

Section XXXI. The marshal shall be ex-officio a constable. He shall be the chief of police, and shall perform all other duties required of him by ordinance. He shall be street commissioner under direction of the mayor, he shall see that the streets, alleys, avenues, and sidewalks be worked,

Section XIX. Before entering upon the discharge of their duties, the said several officers shall take and subscribe the oath prescribed by the Constitution for similar state and county officers.

Section XX. The officers of said town shall execute bonds in the following sums:--
 The mayor in the sum of One Thousand Dollars (\$1,000); The secretary and Assessor in the sum of Two Thousand Dollars, (\$2,000); The treasurer in the sum of Three Thousand Dollars (\$3,000); The Registrar of Voters in the sum of Two Hundred Dollars (\$200); said bonds to be conditioned as required by law for county officers and payable to the town of Waveland, and to provide for the faithful performance of the said officers of their respective duties as hereafter provided, as may from time to time be provided by ordinance, and as may hereafter be fixed and prescribed by law.

Section XXI. That the mayor and Aldermen thus elected and qualified or the Mayor and two aldermen or three aldermen in the absence of the mayor, or mayor pro tem, shall constitute a quorum for the transaction of business.

Section XXII. The Board shall meet at least once a month on the first Tuesday evening of each month at 7:30 o'clock at the Town Hall, and the Mayor shall have the power to convene the meetings whenever he shall deem it necessary to forward the business of the Town.

Section XXIII. The Mayor, aldermen, secretary, who shall be Assessor; Treasurer, Street Commissioner and Tax Collector shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed same shall not be changed during the term of office of said officer.

Section XXIV. The Board shall be known as the Board of Mayor and Aldermen of the Town of Waveland and by that name shall sue and be sued.

Section XXV. The Board shall have power to purchase and hold real and personal property within the limits for all proper municipal purposes, and for parks, cemeteries, hospitals, school houses, house of correction, waterworks, electric lights, and sewers. It shall have power to sell and convey real and personal estate owned by it, and make such order respecting the same as may be deemed conducive to its interest and to exercise jurisdiction over the same. To make all contracts in respect to the same as herein conferred. It shall have the care, management and control of the town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, not repugnant to the laws of the State, to alter, modify and repeal the same, and to levy and collect taxes upon all real, personal, and mixed property within the town limits, taxable according to the laws of the State, for general revenue purposes, not to exceed seven mills on the dollar for general improvements in any one year. To make regulations to secure the general health of the town, to prevent, remove, and abate all nuisances, regulate or prohibit the construction of privy vaults, and cess-pools; to compel and regulate the connection of all property with sewers and drains; to suppress hog pens; slaughter houses and stock yards, or to regulate the same and to prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys, yards, private ways and other places where offensive matter is permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the town limits. To compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railings, safeguards and barriers along the same. To regulate parks, public grounds, depots, depot grounds, places of storage of freight and goods within corporate limits, and to provide for the regulation and construction and passage of railroads and street railways through the streets; avenues, alleys, lanes, and public grounds of the town; except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone and electric light poles, posts, wires and along any of its streets, alleys or ways of said town, to change, modify and regulate the same. The exclusive privilege shall not be given. To grant to any person or persons the use of the streets, alleys and public grounds of the town for laying gas, water, sewer, steam pipe or conduits for electricity lights, to be used in furnishing or supplying the town and inhabitants or any person or corporation with water, gas, sewerage, steam, air or light, a franchise for which shall not be given for a longer period than 25 years, or the exclusive privilege shall not be given.

To prescribe rules for weighing and measuring of every commodity sold in said town, and to appoint an inspector to inspect and condemn oil, gasoline, naphtha, and other inflammable and combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed in said Ordinance.

To provide for the regulation of markets, market houses, meat houses, and to collect a license tax therefrom, and determine the amount of license to be paid therefor. To make all needed police regulations necessary for the preservation of good order and the peace of the town. To prevent injury to or destruction of, or interference with public or private property. To make and constitute a separate road district, to compel each male, not paying town tax, between the ages of 18 years and 50 years to perform annually six days labor of ten hours each on the streets, alleys or avenues in said town, or in lieu thereof, to pay the sum of \$5.00 except crippled, blind, or infirm persons who shall be exempt. To provide for the election of such other town officers other than those required by this amended charter, as may be found necessary, to prescribe their duties, to fix their compensation and duties, and to require bonds with sureties.

To provide for the removal of officers and discharge of employes for misconduct or neglect of duty, and for their trial before the mayor. To appropriate money for the current expenses of the town, to meet current expenses, the Board may borrow money, but in so doing the debt incurred added to the current debts of the year, shall not exceed the sum which the levy of taxes for the year may raise. The mayor shall appoint one of the aldermen at the first meeting after their election to be mayor pro tem, and who shall preside at all meetings and perform all duties of the mayor in his absence or disability, and in the absence of the mayor pro tem, to select another alderman to preside temporarily, and perform the duties of the mayor, he shall have the same power and perform the same duties as the mayor. To cause to be constructed and maintained, a sidewalk, materials, plans, specifications, and grade to be obtained from the Board, and the same to be made and repaired at the expense of the owner. To close and vacate any streets or alleys, or any part thereof.

To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and sidewalks, and in straightening or widening the streets, or changing the grade thereof, and the construction and repairing of sidewalks, sewers, and other needed repairs and improvements and for the purpose of perfecting its drainage system. To exercise full jurisdiction over all streets, sidewalks, sewers, parks, to open, lay out and construct the same, to repair, maintain, pave, sprinkle, clean, adorn, and light same with gas or otherwise. To regulate and prevent the introduction and spread of contagious diseases; to make quarantine laws, for that purpose and to enforce same within five miles of the town limits; to establish pest houses, and to provide for the support and government of same; To prohibit and suppress slaughter houses, house of prostitution, disreputable houses, games and gambling houses and rooms, dance houses and rooms, keno rooms, desecration of Sabbath days, and all kinds of indecency, or other disorderly practice, disturbance of the peace, and to provide for the punishment of the person engaged therein.

AMENDED CHARTER OF INCORPORATION OF TOWN OF WEAVELAND.

Be it ordained by the Board of Mayor and Aldermen of the Town of Weaveland, that the charter of the said town of Weaveland as approved May 2nd A. D. 1904, and amendments thereto, be amended so as to read as follows:

Section 10. That the tract of land bounded and circumscribed by a line beginning at a stake at the water's edge of the Gulf of Mexico or Mississippi Sound, forty-six and six tenths (46.6) feet distant in a Southwestly direction from the point where the northwestern boundary line of the land of James McConnell comes to said Water's edge; thence running on a course N 29° W to a stake set on the north side of Front street; thence continuing on said course N 29° W, a distance of 196 feet to a stake; thence N 70° to the line between Townships 8 and 9 south, Range 14 west; thence west on said Township line to the corner of Sections 34 and 35 Township 8 South, Range 14 west, and Sections 2 and 3 Township 9 south, Range 14 west; thence south on Section line between sections 2 and 3, T 9 S R 14 W, 2008 feet to a stake; thence west 500 feet to a stake; thence south to the northern boundary line of the right of way of the Louisville & Nashville Railroad; thence along said northern boundary line of the Louisville & Nashville railroad right of way to where the same intersects the Section line between sections 2 and 3 T 9 S R 14 W; along said ~~Section line~~ Section line south, to the southern line of the right of way of the Louisville and Nashville Railroad; thence along said northern line of said right of way to the corner of Sections 9, 10, 15, and 16 of Township 9 south, Range 14 west; thence south on section line between sections 15 and 16 Township and Range aforesaid, to where the same intersects the water's edge of the aforesaid Gulf of Mexico or Mississippi Sound; thence along said Water's edge, northeasterly to the place of beginning; and the same is hereby incorporated under the name and style of the Town of Weaveland.

Section 11. That said town is divided into four wards as follows:--

First Ward shall embrace all that territory of land within James McConnell's N E boundary line the S side of the right of way of the Louisville and Nashville railroad to the middle of Nicholson Avenue, to the water's edge of the Mississippi Sound.

Second Ward shall embrace all that territory of land within the middle of Nicholson Avenue, to the S side of the right of way of the Louisville and Nashville railroad to the S W boundary line of Mrs. Robert Chaffee's east property to the water's edge of said Sound.

Third Ward shall embrace all that territory within the S W boundary line of said Chaffee's East property to the S side of the right of way of said Railroad, to the Section line between sections 15 and 16, Township 9 south of Range 14 W to the Water's edge of said Sound.

Fourth Ward shall embrace all that territory within and on the S side of the right of way of the said Railroad to the N boundary or limits of said Town.

Section 111. There shall be in said Town a Mayor, four aldermen, a treasurer, a secretary who may be an alderman, and there shall be an assessor and a registrar of voters, and such other officers as the town may need.

Section 11v. There shall be held in said town a general election for Mayor, four aldermen, treasurer and marshal on the first Tuesday of Dec. 1906 and every four years thereafter.

Section 11v. The officers elected as provided in Section four to hold their respective offices for a period of four years from and until their successors are elected and duly qualified.

Section 11vi. The qualified electors in each ward of said town shall be entitled to elect one alderman for said ward, who shall be a qualified elector of the state of Mississippi and reside in said ward at least one year, and said elector shall not be permitted to vote for any other candidate residing in any other ward in said town except the Mayor, Treasurer and Marshal, who shall also be elected by the entire body of qualified electors or voters of said town.

Section 11vii. The mayor, aldermen, treasurer and marshal shall be qualified electors of the state of Mississippi, and shall have resided in said town at least one year previous to his election.

Section 11viii. Said election shall be ordered by the Board of Mayor and Aldermen of said town. Section 11ix. All elections ordered by the Board of Mayor and Aldermen shall be advertised by the Secretary of said town for at least 30 days previous thereto in a paper published within the corporate limits of said town, if there be one published, if not, by posting a notice on the town Hall.

Section 11x. The officers of the Town of Weaveland now in office shall hold over and continue to discharge the duties and exercise the powers as now by law prescribed until the election on the first Tuesday of December A D 1906 and until the election and qualification of their successors.

Section 11xi. Every person is a qualified elector of the county and who has resided within the limits of said town, in which he shall desire to vote, one year before he offers to register, and who is not in default of any taxes due the state, county, town, for the two preceding years and shall have paid same on or before the first of february previous to his application, shall be entitled to register and vote in all town elections.

Section 11xii. The mayor with the advice and consent of the Board of Aldermen shall appoint three election commissioners.

Section 11xiii. One of the election commissioners as provided in Section twelve shall designate to have printed and distributed the "Official Ballots", and said Commissioner shall perform all duties in respect to town elections prescribed by law to be performed by the County election Commissioners, where not otherwise provided. They shall, in case there is but one election precinct in the town act as election managers themselves. They shall take an oath before any officer competent to administer same, to faithfully discharge their duties, and shall open the poll at 9 o'clock a.m. and close at 6 o'clock p.m., and then proceed to ascertain the result of the election, in the presence and at least one aldermen, who shall certify with the election officers to the returns.

The ballots to be used and cast at said election shall conform in all respects to ballots used in state and county elections.

Section 11xiv. All elections shall be ordered by the Board of Mayor and Aldermen of said town whether same be regular, special or to fill vacancies, or for any other purpose whatsoever.

Section 11xv. Notice for all elections shall be given as above provided for regular elections and be signed by the Mayor and other acting officer.

Section 11xvi. The result of all elections shall be recorded in the Minutes of said Town proceeding.

Section 11xvii. The mayor and aldermen elected shall meet at 7:30 p.m. on the first Tuesday of Each month and on the first thereafter. At the first meeting after their election they shall take and subscribe the oath prescribed by the Constitution and organize for the discharge of business. at said meeting the mayor shall appoint a Secretary who shall be the Assessor, town attorney, a registrar of Voters and three commissioners of election, together with such other subordinate officers as the business of the Town may require, whose duties shall be fixed by ordinance of said Board.

Section 11xviii. The Board may delegate the administration of the affairs of the town to subordinate officers and committees of their own number with such powers as are necessary to the proper exercise

That this amendment take effect immediately after its approval and registration as required by law. And to the end that the said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that the said amendment be posted in said Town as required by law.

Approved and adopted in open Board this the 27th day of May A D 1907.

Attest: Edwin Lezier, Secy. Thos J Bourgeois, Mayor.

Posted this the 27th day of May A D 1907.

The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Honorable Attorney General for his advice as to the constitutionality and legality of the provisions thereof.

Jackson, Miss. Aug. 16, 1907. Jas K Verdaman, Governor.

The provisions of the foregoing proposed amendment are not violative of the Constitution or laws of the United States or the Constitution of this state.

Jackson, Miss. August 16, 1907. R V Fletcher, Attorney general. By Geo Butler, Assistant Attorney General.

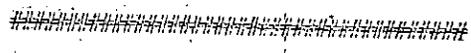
State of Mississippi, Executive Office, Jackson.

The within and foregoing charter of incorporation of the Town of Waveland, is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed this the 16th day of August, 1907.

The Governor: Joseph W Power, Secretary of State. Jas K Verdaman.

Recorded September, 2, 1907



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Amendment to the Charter of Incorporation of The Town of Waveland.

Be It Ordained by the Board of Mayor and Aldermen of the Town of Waveland State of Mississippi, that Section 25 of the Amended Charter of the Town of Waveland, Mississippi, approved 8th day of May, 1906, be amended so as to read as follows:

Section 25. POWERS OF CORPORATION.—The Board shall have power to purchase and hold real and personal property within its limits corporate limits for all proper municipal purposes, for parks, ca-steries, hospital, school-house, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may hereafter be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter, modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades, professions, and occupations conducted, pursued, carried on or operated within the limits of the Town, the same not to exceed 50% of the state license tax levied upon the same callings, trades and professions. To levy and collect taxes upon all real personal and mixed property within the Town limits, taxable according to the laws of the state. For general revenue purposes, not to exceed six mills on the dollar in one year, or general improvements, excepting improvements for which special assessments are levied, not to exceed 5 mills on the dollar in one year. To make regulations to secure the general health of the Town to prevent remove, and abate all nuisances, to regulate or prohibit the construction of privy vaults and cess pools to compel and regulate the connection of all property with sewers and drains; to suppress hog pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys yards private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the town limits; to compel owners of property adjacent to the walks and ways where dangerous; to erect and maintain railings safe-guards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the town limits and to provide for the regulation, construction and passage of highways, street-railways, and other modes of public transportation, thru the streets alleys, lanes, and public highways and grounds within the said town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telegraph poles, and electric light posts, poles and wires along any of the streets, alleys, or ways of the town, and to change, modify, and regulate same. No exclusive privilege for any of said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops and to collect a license therefrom and determine the amount of license to be paid therefor.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district, and to compel each male inhabitant between the ages of 18 years and 50 years to perform annually six days labor of 10 hours each, on the public streets alleys or avenues of said Town, or in lieu thereof, to pay the sum of \$5.00; crippled, blind, or infirm persons shall be exempted. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharged of employes for mis-conduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained side walks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of widening the streets or changing the grade thereof, and the construction of side-walks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, side-walks, sewers parks and other public places, to open lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas, or otherwise. To regulate and prevent the introduction and spread of contagious diseases, limits. To establish pest houses, and to provide for the support and government of same. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a town hall, school houses and all other town buildings. To erect, maintain, and build town prison, to regulate the keeping of same and the prisoners therein; to erect, maintain and build an insane asylum and to regulate the keeping of same. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating town ordinances. To aid and encourage the establishment of factories, gas water works, and other enterprises of public utility, other than railroads, by exempting all property used for such purposes from Town taxes for a period not exceeding ten years. To pass all ordinances and to enforce the same by fine not exceeding One Hundred Dollars or imprisonment not exceeding 60 days or both subject to an appeal to the Circuit Court of the county.

RECORD OF MUNICIPALITIES NO. 4--STATE OF MISSISSIPPI

BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Waveland, that the Charter of the said Town of Waveland as approved May 3rd, A. D., 1894, and amendments thereto, be amended so as to read as follows:-

SECTION I. That that tract of land bounded and circumscribed by a line beginning at a stake set at the water's edge of the Gulf of Mexico or Mississippi Sound, forty-six and six tenths (46.6) feet distant in a Southwesterly direction from the point where the North-easterly boundary line of the land of James McConnell comes to said water's edge; thence running on a course N. 29° W. to a stake set on the North side of Front Street; thence continuing on said course N. 29° W. a distance of 196 feet, to a stake; thence N. 70° W. to the line between Townships 8 and 9 South, Range 14 West; thence West on said Township line to the corner of Section 34 and 35, Township 8 South, Range 14 West, and Sections 2 and 3, Township 9 South, Range 14 West (34.1 35. T. 8 S. E. 14 W.); thence

South on Section line between Sections 2 and 3 T. 9 S. R. 14 W., 2008 feet to a stake; thence West 500 feet to a stake; thence South to the Northern boundary line of the right of way of the Louisville and Nashville Railroad; thence along said Northern boundary line of the Louisville and Nashville right of way to where the same intersects the Section line between Sections 2 and 3 T. 9 S. R. 14 W.; thence along said Section line, South, to the Southern line of the right of way of the Louisville and Nashville Railroad; thence along said Southern line of said right of way to the corner of Section 9, 10, 15, & 16 (9, 10, 15, 16) of Township 9 South, Range 14 West; thence South on Section line between sections 15 and 16, Township and Range aforesaid, to where the same intersects the water's edge of the aforesaid Gulf of Mexico or Mississippi Sound; thence along said water's edge, Northeasterly, to the place of beginning; be and the same is hereby incorporated under the name and style of the Town of Waveland.

SECTION II. That said Town is divided into Four Wards as follows:- First Ward--shall embrace all that territory of land within James McConnell's N. E. boundary line, the S. side of the Right of Way of the Louisville and Nashville Railroad, to the middle of Nicholson Avenue, to the water's edge of the Mississippi Sound.

Second Ward--shall embrace all that territory of land within the middle of Nicholson Avenue, to the S. side of the Right of Way of the Louisville & Nashville Railroad, to the S. W. boundary line of Mrs. Robert Chaffe's Est. property to the water's edge of said Sound.

Third Ward--shall embrace all that territory within the S. W. boundary line of said Chaffe's Est. property, to the S. side of the Right of Way of said Railroad, to the Section line between Sections 15 and 16, Township 9, South of Range 14 W. to the water's edge of said Sound.

Fourth Ward--shall embrace all that territory within and on the S. side of the right of way of the said Railroad to the N. boundary or limits of said Town.

SECTION III. There shall be in said Town, a Mayor, Four (4) Aldermen, a Treasurer, a Secretary who may be an Alderman, and there shall be an Assessor and a Registrar of Voters, and such other Officers as the Town may need.

SECTION IV. There shall be held in said Town a general election for Mayor, Four Aldermen, Treasurer, and Marshall, on the First Tuesday of Dec. 1906 and every four years thereafter.

SECTION V. The officers elected as provided for in Sec. IV. to hold their respective offices for a period of four years and until their successors are elected and duly qualified.

SECTION VI. The qualified electors in each Ward of said Town shall be entitled to elect one Alderman for said Ward, who shall be a qualified elector of the State of Mississippi and reside in said Ward at least one year, and said elector shall not be permitted to vote for any other candidate residing in any other Ward in said Town, except the Mayor, Treasurer, and Marshall, who shall be elected by the entire body of qualified electors or voters of said Town.

SECTION VII. The Mayor, Aldermen, Treasurer, and Marshall shall be a qualified elector of the State of Mississippi, and shall have resided in said Town at least one year previous to his election.

SECTION VIII. Said election shall be ordered by the Board of Mayor and Aldermen of said Town.

SECTION IX. All election ordered by the Board of Mayor and Aldermen shall be advertised by the Secretary of said Town for at least Thirty (30) days previous thereto in a paper published within the corporate limits of said Town, if there be one published, if not, by posting a notice on the Town Hall.

SECTION X. The officers of the Town of Waveland now in office shall hold over and continue to discharge the duties and exercise the powers as now by Law prescribed until the election on the first Tuesday of December A.D. 1906, and until the election and qualification of their successors.

SECTION XI. Every person who is a qualified elector of the County, and who has resided within the corporate limits of said Town, in which he shall desire to vote, one year, before he offers to register, and who is not in default of any taxes due the State, County, or Town, for the two preceding years and shall have paid same on or before the First of February previous to his application, shall be entitled to register and vote in all

Town elections.

SECTION XII. The Mayor with the advice and consent of the Board of Aldermen shall appoint three election Commissioners.

SECTION XIII. One of the election Commissioners as provided in Sec. XII, shall designate to have printed and distributed the "Official Ballots", and said Commissioner shall perform all the duties in respect to Town elections prescribed by Law to be performed by the County Election Commissioners, where not otherwise provided. They shall in case there is but one election precinct in the Town, act as election managers themselves. They shall take an oath before any officer competent to administer same, to faithfully discharge their duties, and shall open the poll at 9 o'clock A.M. and close it at 6 o'clock P.M., and then proceed to ascertain the result of the election in the presence of the Mayor and at least one Alderman, who shall certify with the election officers to the returns. The ballots to be used and cast at said election shall conform in all respects to ballots used in State and County Elections.

SECTION XIV. All elections shall be ordered by the Board of Mayor and Aldermen of said Town whether same be regular, special, or to fill vacancies, or for any other purpose whatsoever.

SECTION XV. Notices for all elections shall be given as above provided for regular elections, and be signed by the Mayor or other acting officer.

SECTION XVI. The result of all elections shall be recorded in the Minutes of said Town proceedings.

SECTION XVII. The Mayor and Aldermen elected shall meet at 7:30 P.M. on the first Tuesday of each month and monthly thereafter. At the first meeting after their election they shall take and subscribe the oath prescribed by the Constitution and organize for the discharge of business; at said meeting the Mayor shall appoint a Secretary, who shall be the Assessor, Town Attorney, a Registrar of Voters, and three Commissioners of election together with such other subordinate officers as the business of the Town may require, whose duties shall be fixed by Ordinance of said Board.

SECTION XVIII. The Board may delegate the administration of the affairs of the Town to subordinate officers and committees of their own number with such powers as are necessary to the proper exercise of their functions.

SECTION XIX. Before entering upon the discharge of their duties, the said several Officers shall take and subscribe the Oath prescribed by the Constitution for similar State and County Officers.

SECTION XX. The Officers of said Town shall execute Bonds in the following sums, to-wit:—The Mayor in the sum of One Thousand Dollars (\$1000); the Secretary and Assessor in the sum of Three Hundred Dollars (\$300); the Marshall and Street Commissioner and Tax Collector in the sum of Two Thousand Dollars (\$2000); The Treasurer in the sum of Three Thousand Dollars (\$3000); the Registrar of Voters in the sum of Two Hundred Dollars (\$200). Said bonds to be conditioned as required by law for County Officers, and payable to the Town of Waveland, and to provide for the faithful performance of the said Officers of their respective duties as hereafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law.

SECTION XXI. That the Mayor and Aldermen thus elected and qualified, or the Mayor and two Aldermen, or three Aldermen in the absence of the Mayor, or Mayor pro tem, shall constitute a quorum for the transaction of business.

SECTION XXII. The Board shall meet at least once a month on the first Tuesday evening of each month at 7:30 o'clock P.M. at the Town Hall, and the Mayor shall have the power to convene a meeting whenever he shall deem it necessary to forward the business of said Town.

SECTION XXIII. The Mayor, Aldermen, Secretary who shall be Assessor, Treasurer, Street Commissioner, and Tax-Collector shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such Officer has once been fixed same shall not be changed during the term of office of said Officer.

SECTION XXIV. The Board shall be known as the Board of Mayor and Aldermen of the Town of Waveland, and by that name shall sue and be sued.

SECTION XXV. The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, and for parks, cemeteries, hospitals, school-houses, house of correction, water-works, electric lights, and sewers. It shall have power to sell and convey real or personal estate owned by it, and make such order respecting the same as may be deemed conducive to its interest and to exercise jurisdiction over the same. To make all contracts in writing and to do all other acts in relation to the property and concerns of the Town necessary to the exercise of its corporate or administrative powers, and to exercise such other or further powers as are herein conferred. It shall have the care, management, and control of the Town, its property and finances, and shall have power to enact Ordinances for the purpose hereinafter named, and such as are not repugnant to the laws of the State, to alter, modify, and repeal such

Ordinances, and to levy and collect Taxes upon all real, personal, and mixed property within the Town limits, taxable according to the laws of the State for general revenue purposes, not to exceed seven mills on the dollar for general improvements in any one year. To make regulations to secure the general health of the Town, to prevent, remove, and abate all nuisances, to regulate or prohibit the construction of privy-vaults and cess-pools; to compel and regulate the connections of all property with sewers and drains; to suppress hog-pens, slaughter-houses and stock-yards, or to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of ware-houses, stables, alleys, yards, private ways and other places where offensive matter is kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the Town limits. To compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railing, safeguards and barriers along the same. To regulate parks, public grounds, depots, grounds, places of storage of freight and goods within corporate limits, and to provide for the regulation and construction and passage of railroads and street railroads through the streets; avenues, alleys, lanes, and public grounds of the Town; except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone and electric light posts, poles and wires along any of its streets, alleys, or ways of the Town, to change, modify, and regulate same. The exclusive privilege shall not be given. To grant to any person or persons the use of the streets, alleys, and public grounds for the purpose of laying gas, water, sewer, steam pipe or conducts for electric lights, to be used in furnishing or supplying the Town and inhabitants or any person or corporation, with gas, water, sewerage, steam, air, or light, a franchise for which shall not be given for a period longer than twenty-five (25) years, or the exclusive privilege shall not be given. To prescribe rules for weighing and measuring of every commodity sold in said Town, and to appoint an inspector to inspect and condemn coal-oil, gasoline, naphtha, and other inflammable and combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by Ordinance. To provide for the regulation of markets, market-houses, meat-houses, and to collect a license tax therefrom, and determine the amount of license to be paid therefor. To make all needed police regulations necessary for the preservation of good order and the peace of the Town. To prevent inquiry to, or destruction of, or interference with public or private property. To make and constitute a separate road district, to compel each male, not paying Town tax, between the age of eighteen years and fifty years to perform annually six days labor of ten hours each, on the streets, alleys, or avenues in said Town, or in lieu thereof, to pay the sum of Three Dollars; except crippled, blind, or infirm persons who shall be exempt. To provide for the election of such other Town Officers, other than those required by this amended Charter, as may be found necessary, to prescribe their duties, to fix their compensation and duties, and to require bonds with sureties. To provide for the removal of Officers and discharge of employees for misconduct or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money; but in so doing, the debt so incurred added to the current debts of the year, shall not exceed the sum which the levy of taxes for the year may raise. The Mayor shall appoint one of the Aldermen at the first meeting after their election to be Mayor pro tem, and who shall preside at all meetings and perform all duties of the Mayor in his absence or disability, and in the absence of both the Mayor pro tem, to select another Alderman to preside temporarily, and perform the duties of the Mayor; he shall have the same power and perform the same duties as Mayor. To cause to be constructed and maintained, a sidewalk, materials, plans, specifications, and grade to be obtained from the Board, and the same to be made and repaired at the expense of the owner. To close and vacate any streets or alleys or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks, and side-walks, and in straightening or widening the streets, or changing the grade thereof, and the construction and repairing of side-walks, sewers, and other needed repairs and improvements, and for the purpose of perfecting its drainage system. To exercise full jurisdiction over all streets, side-walks, sewers, and parks, to open, lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, and light same with gas or otherwise. To regulate and prevent the introduction and spread of contagious diseases, to make quarantine laws for that purpose and to enforce same within Five Miles of the Town limits; to establish pest-houses, and to provide for the support and government of same. To prohibit and suppress Slaughter-houses, houses of prostitution, disreputable houses, games and gambling houses; and rooms, dance houses, and rooms, keno rooms, desecration of Sabbath Day, and all kinds of indecency, or other disorderly practice, disturbance of the peace, and to provide for the punishment of the person engaged therein.

To erect, purchase, or rent a Town Hall, school-houses and all other Town buildings. To erect, maintain, and build a Town prison, and to regulate the keeping of the same and the prisoners therein. To contract with the Board of Supervisors, which is empowered in the premises, for the use of the County Jail for the use of the Town. To provide for the working of the streets in said Town by persons convicted of violating Town Ordinances. To aid and encourage the establishment of manufactories, of gas works, water works, and other enterprises of public utility, other than railroad, by exempting all property used for such purpose from Town Taxes for a period not longer than Ten Years; to pass all Ordinances and to enforce the same by fine not exceeding One Hundred Dollars (\$100) or imprisonment not exceeding Sixty Days (60), or both, subject to an appeal to the circuit court of the County.

SECTION XLVI. The Board of Health of the Town of Waveland shall be composed of the Mayor, one Alderman, one Physician (who need not be a resident of said Town, and one Attorney-at-law, who shall be appointed by the Mayor of said Town, and shall hold their office for four years, or until their successors in office are appointed, and vacancies in said Office shall be filled by the Mayor. Said Board of Health shall be invested with all necessary

power to preserve and protect the Health of said Town; to make quarantine laws and to enforce the same within Five Miles of said Town limits.

SECTION XXVII. The Town shall construct and keep in good repair the breakwater in front of the Avenue, Churches, and Public School-houses. The said Board of Mayor and Aldermen shall have full power and authority to require the owner of any lot adjacent to any public street or highway, to construct, repair, and keep in order at the expense of such owner, a smooth, dry, and firm sidewalk, or pavement of such width and of such material as shall be prescribed by said Board of Mayor and Aldermen, adjacent to, or fronting the lot or premises of such owner or to construct, repair, and keep in order such sewers, gutters, or drains, and ditches as shall be necessary to drain such lot; and said Board shall give notice to such owner, in writing, to construct or repair such walk, pavement, sewer, gutter, ditch, or drain within some reasonable time, to be fixed on such notice, and in case of a failure to comply with such requirements, said Board of Mayor and Aldermen may cause such work to be done at the expense of such lot owner, and the cost thereof shall be a lien upon such lot. Suit may be brought for the amount of such cost before any court having jurisdiction of the amount, or before the Mayor, when the amount of such cost is less than Two Hundred Dollars; the proceedings before said Mayor shall be conducted as in cases before a justice of the peace, and the judgment of the court in case it finds for the city, shall condemn the lot upon which such costs is a lien, to be sold by the proper officer to pay such judgment and costs; either party may appeal to the circuit court, provided the lot owner shall give an appeal bond as in cases before justices of the peace.

SECTION XXVIII. The Board of Mayor and Aldermen of said Town in addition to the jurisdiction hereinbefore conferred upon them shall have power to direct and require any property holder who owns the front or beach, to keep the same in constant repair at his own expense, and in case the same shall at any time become damaged from the effect of storms or washes, they shall require and direct the owner thereof to repair the same at his own expense, by a certain time or date, to be designated by said Board, and if he shall fail or refuse to repair the same when so ordered and directed, he shall be subject to a fine of not more than Fifty Dollars, and the Board may have the same repaired at the expense of the party owning it, and recover the expense from the said owner by a suit to be brought before the Mayor when the amount is less than One Hundred and Fifty Dollars, or other court having jurisdiction, and upon judgment being obtained, so much of the lands and premises of the owner so refusing to repair his bank as may be necessary, shall be sold by the proper officer to pay said judgment and all costs, or in case the roads become damaged, narrow, or impassable, on account of washing away and non-repair of said front or beaches aforesaid, the Board of Mayor and Aldermen upon the continued refusal of the owner to repair the same, may elect to move the road further from the water's edge, and to this end may remove all obstructions on the side opposite the Beach, and use so much thereof as shall give a public street of the same uniform width as the rest of the front street.

SECTION XXIX. The Mayor shall preside at all meetings of the Board, and in any case where there be an equal division on any question, he shall give the deciding vote. He shall have the superintending control of the officers and affairs of said Town, and shall take care that the Laws and Ordinances are executed, and he shall have power to veto any measure passed by the Board; but a measure vetoes may be adopted notwithstanding if three fourths of the Aldermen vote therefor. He shall sign the commission and appointment of all the officers elected or appointed by the Mayor or Board. All Bonds payable to the Town shall be approved by him and the Aldermen. He shall sign all warrants drawn on the Treasurer for money, and require the Secretary to attest the same, and to affix thereto, the seal of the Town, and to keep an accurate record thereof in a well bound book to be kept for that purpose. He shall from time to time communicate in writing to the Board such information and recommend such measures, as in his opinion may tend to the improvement of the finance, police, health, security, ornament, comfort and general prosperity of the Town. He shall have power to require any officer of the Town to exhibit his accounts and papers, and to make report to the Board in writing, touching any subject or matter he may require pertaining to his office. He shall cause all other officers to be dealt with promptly for any neglect or violation of duties, and he shall by virtue of his office, be ex-officio, a justice of the peace, and competent to try all matters within the jurisdiction of said Town as a justice of the peace for the County could, saving to the party aggrieved, an appeal to the proper court. He is authorized to call on every male inhabitant of the Town over Eighteen Years of age and under Fifty Years of age in enforcing the Laws. He shall have the power to remit fines and forfeiture and to vacate any annual penalties of all kinds for offences against the ordinances of the Town, by and with the consent of the Board, but said fines or penalties shall not be remitted or annulled, unless the reasons therefor be entered on the Minutes by the Secretary, together with, and as a part of the order for so doing.

SECTION XXX. The Secretary shall attend all the meetings of the Board of Mayor and Aldermen, and shall keep a fair and accurate record of their proceedings; in addition thereto he shall keep and preserve in his office, properly indexed and labeled, and Ordinance book, Warrant book, Assessment roll, Case Book, Minute Book, and Bond book. In the books aforesaid he shall record the proceedings, orders, ordinances, warrants, and instruments of the Board together with a list of the property assessed and the valuation thereof, and the said books shall be kept and indexed so that all entries therein may be easily found. He shall be the custodian of the Town Seal, and said Town shall adopt and provide a Seal. He shall examine the Statutes of the State and the Ordinances of the Town, to ascertain the subject matter required or proper to be acted upon at the following meeting, and shall keep all such books and records as may be hereafter provided for

RECORD OF MUNICIPALITIES NO. 4-STATE OF MISSISSIPPI

by Ordinance. He shall keep a Tax record in which he shall enter all deeds to individuals, and the list of land sold to the Town by the Tax-Collector, showing the name of the purchaser, description of property, date of sale, amount of taxes, cost and penalties, date when redeemed, by whom redeemed, and date of redemption, with the amount paid. He shall be Assessor of said Town, and assess the taxable property therein as provided by Law.

SECTION XXXI. The Marshall shall be ex-officio, a constable. He shall be the Chief of Police, and shall perform all other duties required of him by Ordinance. He shall be Street Commissioner under direction of the Mayor, he shall see that the streets, alleys, avenues, and side-walks be worked, repaired, altered, paved, lighted, sprinkled, and he shall report daily to the Chairman of Street Committee, and should have everything else done that ought to be done, to keep same in good repair and condition, and shall perform all duties that may be required of him by Ordinance. He shall be Tax-Collector, and as Tax-Collector keep a Tax-Collector's Book, the form of which shall be substantially such as is provided for State and County Tax Collectors. He shall account for and pay over to the Treasurer, all taxes, licenses, and moneys collected by him at least every ten days after collecting same, and perform all other duties required of him by Ordinance, and under the same penalties by Law for the collection of State and County taxes. (He shall keep a License Book, Road Duty Book, and such other Books as may be required and shall make the proper entries therein). He shall, when not otherwise provided, in all particulars be governed by General Revenue Laws of the State as far as applicable in making such collections and shall take the Town Treasurer's receipt for all moneys paid over. He, as Marshall, shall perform in respect to Town elections all the duties prescribed by Law to be performed by the Sheriff in reference to State and County elections, He shall receive only such compensation as may be allowed by Ordinance.

SECTION XXXII. The Treasurer shall receive and safely keep and pay out according to Law all moneys belonging to the Town. He shall keep correct and accurate accounts of all moneys belonging to the Town, He shall keep an accurate account of all disbursements, and shall make report once a month at the regular monthly meeting in writing to the Board of the Finance of the Town. He shall perform all other duties that may be prescribed by Ordinances, and shall pay out money only on Warrants ordered by the Board, signed by the Mayor, and countersigned by the Secretary.

SECTION XXXIII. All expenditures of money for any purpose whatever shall be in pursuance of a specific appropriation made by order of the Board, and in no other manner. Every Warrant drawn on the Treasurer shall express on its face to whom issued, for what purpose allowed, and the Ordinance authorizing its issuance, shall be cited in the Minutes of the Meeting.

SECTION XXXIV. The style of all Ordinances shall be "Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland", and all Ordinances shall as soon as practicable after their passage, be published in some newspaper published in the Town, or if there be no paper published, then by postings said Ordinance at the Town-Hall for one month, and shall be enforced after the passage, and promulgation. All Ordinances shall be in writing, offered and read at a monthly meeting, and considered by Sections, and the vote on its final passage, shall be taken by "yeas and nays" which shall be entered on the Minutes by the Secretary, and a vote shall never be taken on an Ordinance not previously reduced to writing, Said Ordinance as offered, shall not contain more than one subject which shall be clearly expressed in its title, and an Ordinance shall not be amended or revised until the new Ordinance contains the entire Ordinance as revised, and the original shall thereby be repealed.

SECTION XXXV. The Town assessment of property for taxation shall be made by the Town Assessor, whose duties shall be as far as practicable, similar to the duties of the County Assessor, and he shall proceed in the same manner as is by Law prescribed for said County Assessor. Said roll shall embrace all property, real, personal and mixed, within the limits of the Town, which roll shall be turned over to the Board at its monthly meeting in July of each year, and there remain during the month of July for inspection and objections, and all provisions of the State Law applicable to objections to assessments and to approval of assessment rolls, shall apply as far as practicable to said Town assessment roll, and copies of the same so approved shall be made by the Secretary, and placed in the hands of the Town Tax Collector, and be his warrant for collection of said Town Taxes. In all cases where persons or property has escaped taxation for the previous year, the Assessor shall assess the same for taxation, and his assessment when approved by the Board or notice in writing given to the person assessed shall be binding and conclusive, unless appealed from within five days after its approval. At their regular meeting in August in each year, the Board shall have the right to increase or diminish the valuation of property as assessed for taxation.

SECTION XXXVI. Said Board shall at their Sept. Meeting in each year levy the Town Taxes in each year or in case of failure so to do, at any other regular Meeting thereafter.

SECTION XXXVII. Sales for the non-payment of Town Taxes shall be made by the Town Tax-Collector at the front door of the Town-Hall. The sale of real estate, and the restraint and sale of personal property shall be made upon the same notice, at the same time, and in the same manner as provided by Law for sales of like property, for unpaid State and

RECORD OF MUNICIPALITIES No. 4—STATE OF MISSISSIPPI

STATE OF MISSISSIPPI
EXECUTIVE OFFICE,
JACKSON.

The within and foregoing amendment to the Charter of Incorporation of
The Town of Waveland, Miss., is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal
of the State of Mississippi to be affixed, this 8th day of May, 1906.

By the Governor
Jos. W. Power
Secretary of State

Jas. K. Vardaman (Seal)

State of Mississippi,
Office of Secretary of State, Jackson.

I, Joseph W. Power, Secretary of State, do hereby certify that the attached
and foregoing amended charter of the Town of Waveland has been this day duly recorded
in the Records of Municipalities Book No. 2, pages 92 et seq. in accordance with the
provisions of the Chapter 112 of the Annotated Code of Mississippi, 1892.

Witness my hand and the Great Seal of the State of Mississippi this June 15,
1906.

Seal

Jos. W. Power
Secretary of State.

*Note. This is the re-entered Amendment of Charter
referred to in Book No. 2 Record of Municipalities
page 92.*

Amendment to the Charter of Incorporation of The Town of Waveland.

Be it Ordained by the Board of Mayor and Aldermen of the Town of Waveland State of Mississippi, that Section 25 of the Amended Charter of the Town of Waveland, Mississippi, approved 8th day of May, 1906, be amended so as to read as follows:

Section 25. POWERS OF CORPORATION.--The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospitals, school-houses, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may hereafter be conferred by law on it. It shall have the care, management and control of the town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades, professions, and occupations conducted, pursued, carried on or operated within the limits of the town, the same not to exceed 50% of the state license tax levied upon the same callings, trades and professions. To levy and collect taxes upon all real personal and mixed property within the town limits, taxable according to the laws of the state. For general revenue purposes, not to exceed six mills on the dollar in one year, or general improvements, excepting improvements for which special assessments are levied, not to exceed 6 mills on the dollar in one year. To make regulations to secure the general health of the town to prevent remove, and abate all nuisances, to regulate or prohibit the construction of privy vaults and cess pools to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys yards private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the town limits; to compel owners of property adjacent to the walks and ways where dangerous, to erect and maintain railings safe-guards and barriers along the same; to regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the town limits and to provide for the regulation, construction and passage of highways, street-railways, and other modes of public transportation, thru the streets, alleys, lanes, and public highways and grounds within the said town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the town, and to change, modify, and regulate same. No exclusive privilege for any of said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops and to collect a license therefrom and determine the amount of license to be paid therefor.

To make all needed police regulations necessary for the preservation of good order, and peace of the town, to prevent injury to, or destruction of, or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district, and to compel each male inhabitant between the ages of 18 years and 50 years to perform annually six days labor of 10 hours each, on the public streets alleys or avenues of said town, or in lieu thereof, to pay the sum of \$3.00; crippled, blind, or infirm persons shall be exempted. To provide for the election of such other town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharged of employes for mis-conduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained side walks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and side-walks, in straightening or widening the streets or changing the grade thereof, and the construction of side-walks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, side-walks, sewers parks and other public places, to open lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas, or otherwise. To regulate and prevent the introduction and spread of contagious diseases, to make quarantine laws for that purpose, and to enforce same within five miles of the town limits. To establish pest houses, and to provide for the support and government of same. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a town hall, school houses and all other town buildings. To erect, maintain, and build town prison, to regulate the keeping of same and the prisoners therein; to erect maintain and build an insane asylum and to regulate the keeping of same. To provide for the working of the streets, alleys and other public places in said town by persons connected with violating town ordinances. To aid and encourage the establishment of factories, gas water works, and other enterprises of public utility, other than railroads, by exempting all property used for such purposes from town taxes, for a period not exceeding ten years. To pass all ordinances and to enforce the same by fine not exceeding One Hundred Dollars or imprisonment not exceeding 60 days or both, subject to an appeal to the Circuit Court of the county.

spectfully referred to the Honorable Attorney General for his advice as to the constitutionality and legality of the provisions thereof.

Jackson, Miss. Oct 3rd, 1912,

Theo G Bilbo, Lieut & Acting Govnr.

Office of Attorney General,

Jackson, Miss., October 4th, 1912.

I have this day examined the above and foregoing proposed amendment to the charter of the Town of Waveland, Mississippi, and am of the opinion that said amendment is consistent with the Constitution and laws of the United States and of the Constitution of the State of Mississippi.

Claude Clayton, Asst Attorney General.

State of Mississippi,

Executive Office Jackson.

The within and foregoing amendment to the Charter of incorporation of the Town of Waveland, is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed this 31st day of October, 1912.

Earl Brewer.

By The Governor--

Jos W Power, Secy of State.

Recorded Nov 2, 1912.

City of Jackson Adopts Commission Form of Government.

To The Honorable Secretary of State of Mississippi--

Pursuant to the provisions of Section 5 of Chapter 120 of the Laws of Mississippi of 1912, I hereby certify that the City of Jackson, has by special election held on the 24th day of September, 1912, adopted the system of Government provided for by Chapter 120 of the Laws of Mississippi 1912, known as the Commission Government Act and has ordered an election to fill the offices thereunder which will be held on the Second Tuesday of December, 1912.

Witness my signature and the official seal of said City on October 18th, 1912.

A C Crowder, Mayor.

Attest--

P H Lusk, City Clerk.

Filed Oct 29th, 1912.

Jos W Power, Secy of State.

Recorded Nov 1st, 1912.

Amendment to the Charter of The Town of Waveland, Mississippi.

Be it enacted by the Board of Mayor and Aldermen of the Town of Waveland, that the charter of the said Town of Waveland, as approved May 3, 1894, and amended by an amendment approved by the Governor of Mississippi on the 2nd day of Dec., 1905, and further amended by an amendment approved by the Governor of the State of Mississippi on the 16th day of August, 1907, be further amended by the addition of five Sections thereto, being numbered Sections 44, 45, 46, 47 and 48, and to read as follows—

Section 44. The Mayor and Board of Aldermen for the purpose of raising money for the erection of Municipal and school buildings and the purchase of such buildings or land therefor and the furnishing, improvement and adornment thereof, for the erection or purchase of water works, gas, electric and other plants, and the extension and improvement thereof, the establishment of a sewerage system, the protection of the municipality from overflow, from saving banks and other like dangers, improving or paving streets, and for the liquidation of existing debts of the municipality, (any one or all of which things they are hereby authorized to do) may issue the bonds or other obligations of the municipality, not to exceed in amount, including all outstanding bonds, seven per centum of the assessed value of the taxable property of the municipality, unless authorized by two-thirds of the qualified electors thereof, but in no case shall the amount exceed ten per centum of the assessed value.

Section 45. No bonds issued under authority of above Section 44 shall be sold at less than their par value, and said bonds shall mature not later than twenty years from the date of their issuance and bear interest at a rate not exceeding seven per centum per annum, payable annually or semi-annually as the board may elect and such bonds, or any part thereof, shall be payable after 5 years at the option of said Town; All such bonds shall be in sums of one hundred dollars or five hundred dollars each, well lithographed with suitable devices to prevent counterfeiting, shall be registered as issued, be numbered in a regular series from one upward, be signed by the mayor and countersigned by the secretary, who shall impress the municipal seal upon each bond as issued; and every such bond shall specify on its face the purpose for which it was issued; and the total amount authorized to be issued; and each shall be payable to a person by name, the purchaser, followed by the words "or bearer."

Section 46. The Mayor and Board of Aldermen, if it elect, may issue bonds, making a part of them mature annually and running through a series of not more than twenty years from their issuance. All the interest in such case, and a part of the principal, to be fixed by the Board at the time the bonds are issued. Shall be payable annually and the bonds shall be issued accordingly; in which case a part of the principal shall not be called in and paid by the Board until maturity of the bonds. The Mayor and Board of Aldermen shall levy annually a special tax payable only in cash, or in matured bonds or coupons, which may be in addition to the extent of the levy authorized under amended Section 25 of the Charter of said Town, to be used exclusively in paying the interest on such bonds maturing within one year; and in providing a sinking fund for the redemption of the bonds issued.

Section 47. Before providing for the issuance of any bonds the board shall publish notice of the proposal to issue the same in a newspaper published in the municipality, and if there is no newspaper published in said Town, then by posting for 30 days, notices thereof in 5 public places in said Town. And if within that time, twenty per centum of the adult taxpayers of the municipality shall petition against the issuance of the bonds, then the bonds shall not be issued unless authorized by a majority of the electors voting in an election to be ordered by the board for that purpose. All the expenses of preparing the bonds, publishing notices and holding such election shall be paid out of the municipal treasury.

Section 48. The Town of Waveland is authorized to acquire by purchase, donation or condemnation, all suitable grounds, rights easements or property in said City necessary to accomplish any of the purposes for which bonds are authorized to be issued under Section 44, of this Chapter, and to this end said Town is hereby granted the rights of eminent domain to be exercised as provided by the general law. The conferring by additional powers by these amendments shall not be held to operate to curtail the powers vested in said Town by existing laws, but shall be in addition thereto.

A true copy from the minutes adopted at a regular meeting of the Board of Mayor and Aldermen of the Town of Waveland, on the 3rd day of October, 1911.

Thos J Bourgeois, Mayor.
Edwin Lazier, Clerk.

The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Attorney General for his advise as to the constitutionality and legality of the provisions thereof.

Jackson Miss Nov 11, 1911.

E F Noel, Governor.

The provisions of the foregoing proposed amendment is not violative of the constitution or laws of this State.

Jackson Miss Nov 16, 1911.

S S Hudson, Attorney Genl.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing amendment to the charter of incorporation of the City of Waveland Ms hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed this 17th day of November, 1911.

By The Governor—

Jos W Po ar, Secy of State.

E F Noel.

Recorded Jan 22, 1912.

Be it Ordained by the Board of Mayor and Aldermen of the Town of Waveland State of Mississippi, that Section 25 of the Amended Charter of the Town of Waveland, Mississippi, approved Saturday of May, 1906, be amended so as to read as follows:

Section 25. POWERS OF CORPORATION.--The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospital, school-house, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may heretofore be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades, professions, and occupations conducted, pursued, carried on or operated within the limits of the Town, the same not to exceed 5% of the state license tax levied upon the same callings, trades and professions. To levy and collect taxes upon all real personal and mixed property within the Town limits taxable according to the laws of the state. For general revenue purposes, not to exceed six mills on the dollar in one year, or general improvements, excepting improvements for which special assessments are levied, not to exceed 6 mills on the dollar in one year. To make regulations to secure the general health of the Town to prevent, remove, and abate all nuisances, to regulate and prohibit the construction of privy vaults and cess pools to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards; to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys yards private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the town limits; to compel owners of property adjacent to the walks and ways where dangerous, to erect and maintain railings safe-guards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the town limits and to provide for the regulation, construction and passage of new ways, street railways, and other modes of public transportation, thru the streets alleys, lanes, and public highways and grounds within the said town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the town, and to change, modify, and regulate same. No exclusive privilege for any of said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said town, and to appoint an inspector to inspect and condemn seal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops and to collect a license therefrom and determine the amount of license to be paid therefor.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district, and to compel each male inhabitant between the ages of 18 years and 50 years to perform annually six days labor of 10 hours each, on the public streets alleys or avenues of said Town, or in lieu thereof, to pay the sum of \$3.00; crippled, blind, or infirm persons shall be exempted. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employes for mis-conduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem who shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained side walks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and side-walks, in straightening or widening the streets or changing the grade thereof, and the construction of side-walks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, side-walks, sewers parks and other public places, to open lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas, or otherwise. To regulate and prevent the introduction and spread of contagious diseases, to make quarantine laws for that purpose, and to enforce same within five miles of the Town limits. To establish pest houses, and to provide for the support and government of same. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a town hall, school houses and all other town buildings. To erect, maintain, and build town prison, to regulate the keeping of same and the prisoners therein; to erect, maintain and build an insane asylum and to regulate the keeping of same. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating town ordinances. To aid and encourage the establishment of factories, gas water works, and other enterprises of public utility, other than railroads, by exempting all property used for such purposes from town taxes for a period not exceeding ten years. To pass all ordinances and to enforce the same by fine not exceeding One Hundred Dollars or imprisonment not exceeding 60 days or both, subject to an appeal to the Circuit Court of the county.

Be it Ordained by the Board of Mayor and Aldermen of the Town of Waveland State of Mississippi, that Section 25 of the Amended Charter of the Town of Waveland, Mississippi, approved 8th day of May, 1906, be amended so as to read as follows:

Section 25. POWERS OF CORPORATION.—The Board shall have power to purchase and hold real and personal property within its limits for all proper municipal purposes, for parks, cemeteries, hospital, school-house, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may hereafter be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades, professions, and occupations conducted, pursued, carried on or operated within the limits of the Town, the same not to exceed 50% of the state license tax levied upon the same callings, trades and professions. To levy and collect taxes upon all real personal and mixed property within the Town limits taxable according to the laws of the state. For general revenue purposes, not to exceed six mills on the dollar in any year, or general improvements, excepting improvements for which special assessments are levied, not to exceed six mills on the dollar in any year. To make regulations to secure the general health of the Town to prevent remove, and abate all nuisances, to regulate or prohibit the construction of privy vaults and cess pools to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys yards private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the town limits; to compel owners of property adjacent to the walks and ways where dangerous, to erect and maintain railings safe-guards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the town limits and to provide for the regulation, construction and passage of new ways, street-railways, and other modes of public transportation, thru the streets alleys, lanes, and public highways and grounds within the said town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the town, and to change, modify, and regulate same. No exclusive privilege for any of said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops and to collect a license therefrom and determine the amount of license to be paid therefor.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district, and to compel each male inhabitant between the ages of 18 years and 50 years to perform annually six days labor of 10 hours each, on the public streets alleys or avenues of said Town, or in lieu thereof, to pay the sum of \$3.00; crippled, blind, or infirm persons shall be exempted. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employes for mis-conduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem who shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained side walks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and side-walks, in straightening or widening the streets or changing the grade thereof, and the construction of side-walks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, side-walks, sewers parks and other public places, to open lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas, or otherwise. To regulate and prevent the introduction and spread of contagious diseases, to make quarantine laws for that purpose, and to enforce same within five miles of the Town limits. To establish pest houses, and to provide for the support and government of same. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbances of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a town hall, school houses and all other town buildings. To erect, maintain, and build town prison, to regulate the keeping of same and the prisoners therein; to erect maintain and build an insane asylum and to regulate the keeping of same. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating town ordinances. To aid and encourage the establishment of factories, gas water works, and other enterprises of public utility, other than railroads, by exempting all property used for such purposes from Town taxes for a period not exceeding ten years. To pass all ordinances and to enforce the same by fine not exceeding One Hundred Dollars or imprisonment not exceeding 60 days or both subject to an appeal to the Circuit Court of the county.

Amendment to the Charter of The Town of Waveland, Mississippi.

Be it enacted by The Board of Mayor and Aldermen of the Town of Waveland, that the charter of the said Town of Waveland, as approved May 3, 1894, and amended by an amendment approved by the Governor of Mississippi on the 2nd day of Dec., 1905, and further amended by an amendment approved by the Governor of the State of Mississippi on the 16th day of August, 1907, be further amended by the addition of five Sections thereto, being numbered Sections 44, 45, 46, 47 and 48, and to read as follows—

Section 44. The Mayor and Board of Aldermen for the purpose of raising money for the erection of Municipal and School buildings and the purchase of such buildings or land therefor and the furnishing, improvement and adornment thereof, for the erection or purchase of water works, gas, electric and other plants, and the extension and improvement thereof, the establishment of a sewerage system, the protection of the municipality from overflow, from caving banks and other like dangers, improving or paving streets, and for the liquidation of existing debts of the municipality, (any one or all of which things they are hereby authorized to do) may issue the bonds or other obligations of the municipality, not to exceed in amount, including all outstanding bonds, seven per centum of the assessed value of the taxable property of the municipality, unless authorized by two-thirds of the qualified electors thereof, but in no case shall the amount exceed ten per centum of the assessed value.

Section 45. No bonds issued under authority of above Section 44 shall be sold at less than their par value, and said bonds shall mature not later than twenty years from the date of their issuance and bear interest at a rate not exceeding seven per centum per annum, payable annually or semi-annually as the board may elect and such bonds, or any part thereof, shall be payable after 5 years at the option of said Town. All such bonds shall be in sums of one hundred dollars or five hundred dollars each, be lithographed with suitable devices to prevent counterfeiting, shall be registered as issued, be numbered in a regular series from one upward, be signed by the Mayor and countersigned by the Secretary, who shall impress the municipal seal upon each bond as issued, and every such bond shall specify on its face the purpose for which it was issued, and the total amount authorized to be issued, and each shall be payable to a person by name, the purchaser, followed by the words "or bearer."

Section 46. The Mayor and Board of Aldermen, if it elect, may issue bonds, making a part of them mature annually and running through a series of not more than twenty years from their issuance. All the interest in such case, and a part of the principal, to be fixed by the Board at the time the bonds are issued. Shall be payable annually and the bonds shall be issued accordingly; in which case a part of the principal shall not be called in and paid by the Board until maturity of the bonds. The Mayor and Board of Aldermen shall levy annually a special tax payable only in cash, or in matured bonds or coupons, which may be in addition to the extent of the levy authorized under amended Section 25 of the Charter of said Town, to be used exclusively in paying the interest on such bonds maturing within one year; and in providing a sinking fund for the redemption of the bonds issued.

Section 47. Before providing for the issuance of any bonds the board shall publish notice of the proposal to issue the same in a newspaper published in the municipality, and if there is no newspaper published in said Town, then by posting for 30 days, notices thereof in 3 public places in said Town. And if within that time, twenty per centum of the adult taxpayers of the municipality shall petition against the issuance of the bonds, then the bonds shall not be issued unless authorized by a majority of the electors voting in an election to be ordered by the board for that purpose. All the expenses of preparing the bonds, publishing notices and holding such election shall be paid out of the municipal treasury.

Section 48. The Town of Waveland is authorized to acquire by purchase, donation or condemnation, all suitable grounds, rights easements or property in said City necessary to accomplish any of the purposes for which bonds are authorized to be issued under Section 44, of this Chapter, and to this end said Town is hereby granted the rights of eminent domain to be exercised as provided by the general law. The conferring by additional powers by these amendments shall not be held to operate to curtail the powers vested in said Town by existing laws, but shall be in addition thereto.

A true copy from the minutes adopted at a regular meeting of the Board of Mayor and Aldermen of the Town of Waveland, on the 3rd day of October, 1911.

Thos J Bourgeois, Mayor.
Edwin Lazier, Clerk.

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The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Attorney General for his advice as to the constitutionality and legality of the provisions thereof.

Jackson Miss Nov 11, 1911.

E F Noel, Governor.

The provisions of the foregoing proposed amendment are not violative of the constitution or laws of this State.

Jackson Miss Nov 16, 1911.

S S Hudson, Attorney Genl.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing amendment to the charter of incorporation of the City of Waveland is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed this 17th day of November, 1911.

By The Governor—
Jos W Po ar, Secy of State.

E F Noel.

Recorded Jan 22, 1912.

Amendment to the Charter of Incorporation of The Town of Waveland.

Be it Ordained by the Board of Mayor and Aldermen of the Town of Waveland State of Mississippi, that Section 25 of the Amended Charter of the Town of Waveland, Mississippi, approved 8th day of May, 1906, be amended so as to read as follows:

SECTION 25. POWERS OF CORPORATION.—The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospital, school-house, town Hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may hereafter be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades, professions, and occupations conducted, pursued, carried on or operated within the limits of the Town, the same not to exceed 50% of the state license tax levied upon the same callings, trades and professions. To levy and collect taxes upon all real personal and mixed property within the Town limits, taxable according to the laws of the state. For general revenue purposes, not to exceed six mills on the dollar in one year, or general improvements, excepting improvements for which special assessments are levied, not to exceed 5 mills on the dollar in one year. To make regulations to secure the general health of the Town to prevent remove, and abate all nuisances, to regulate or prohibit the construction of privy vaults and cess pools to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys yards private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the town limits; to compel owners of property adjacent to the walks and ways where dangerous, to erect and maintain railings safe-guards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the town limits and to provide for the regulation, construction and passage of railroads, street-railways, and other modes of public transportation, thru the streets, alleys, lanes, and public highways and grounds within the said town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the town, and to change, modify, and regulate same. No exclusive privilege for any of said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops and to collect a license therefrom and determine the amount of license to be paid therefor.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district, and to compel each male inhabitant between the ages of 18 years and 50 years to perform annually six days labor of 10 hours each, on the public streets alleys or avenues of said Town, or in lieu thereof, to pay the sum of \$3.00; crippled, blind, or infirm persons shall be exempted. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employes for mis-conduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem who shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained side walks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and side-walks, in straightening or widening the streets or changing the grade thereof, and the construction of side-walks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, side-walks, sewers parks and other public places, to open lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas, or otherwise. To regulate and prevent the introduction and spread of contagious diseases, to make quarantine laws for that purpose, and to enforce same within five miles of the Town limits. To establish pest houses, and to provide for the support and government of same. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a town hall, school houses and all other town buildings. To erect, maintain, and build town prison, to regulate the keeping of same and the prisoners therein; to erect maintain and build an insane asylum and to regulate the keeping of same. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating town ordinances. To aid and encourage the establishment of factories, gas water works, and other enterprises of public utility, other than railroads, by exempting all property used for such purposes from town taxes, for a period not exceeding ten years. To pass all ordinances and to enforce the same by fine not exceeding One Hundred Dollars or imprisonment not exceeding 60 days or both, subject to an appeal to the Circuit Court of the county.

Amendment to the Charter of The Town of Waveland, Mississippi.

Be it enacted by the Board of Mayor and Aldermen of the Town of Waveland, that the charter of the said Town of Waveland, as approved May 3, 1894, and amended by an amendment approved by the Governor of Mississippi on the 2nd day of Dec., 1905, and further amended by an amendment approved by the Governor of the State of Mississippi on the 16th day of August, 1907, be further amended by the addition of five Sections thereto, being numbered Sections 44, 45, 46, 47 and 48, and to read as follows—

Section 44. The Mayor and Board of Aldermen for the purpose of raising money for the erection of Municipal and School buildings and the purchase of such buildings or land therefor and the furnishing, improvement and adornment thereof, for the erection or purchase of water works, gas, electric and other plants, and the extension and improvement thereof, the establishment of a sewerage system, the protection of the municipality from overflow, from ceasing banks and other like dangers, improving or paving streets, and for the liquidation of existing debts of the municipality, (any one or all of which things they are hereby authorized to do) may issue the bonds or other obligations of the municipality, not to exceed in amount, including all outstanding bonds, seven per centum of the assessed value of the taxable property of the municipality, unless authorized by two-thirds of the qualified electors thereof, but in no case shall the amount exceed ten per centum of the assessed value.

Section 45. No bonds issued under authority of above Section 44 shall be sold at less than their par value, and said bonds shall mature not later than twenty years from the date of their issuance and bear interest at a rate not exceeding seven per centum per annum, payable annually or semiannually as the board may elect and such bonds, or any part thereof, shall be payable after 5 years at the option of said Town; All such bonds shall be in sums of one hundred dollars or five hundred dollars each, well lithographed with suitable devices to prevent counterfeiting, shall be registered as issued, be numbered in a regular series from one upward, be signed by the mayor and countersigned by the secretary, who shall impress the municipal seal upon each bond as issued; and every such bond shall specify on its face the purpose for which it was issued; and the total amount authorized to be issued; and each shall be payable to a person by name, the purchaser, followed by the words "or bearer."

Section 46. The Mayor and Board of Aldermen, if it elect, may issue bonds, making a part of them mature annually and running through a series of not more than twenty years from their issuance. All the interest in such case, and a part of the principal, to be fixed by the Board at the time the bonds are issued. Shall be payable annually and the bonds shall be issued accordingly; in which case a part of the principal shall not be called in and paid by the Board until maturity of the bonds. The Mayor and Board of Aldermen shall levy annually a special tax payable only in cash, or in matured bonds or coupons, which may be in addition to the extent of the levy authorized under amended Section 25 of the Charter of said Town, to be used exclusively in paying the interest on such bonds maturing within one year; and in providing a sinking fund for the redemption of the bonds issued.

Section 47. Before providing for the issuance of any bonds the board shall publish notice of the proposal to issue the same in a newspaper published in the municipality, and if there is no newspaper published in said Town, then by posting for 30 days, notices thereof in 3 public places in said Town. And if within that time, twenty per centum of the adult taxpayers of the municipality shall petition against the issuance of the bonds, then the bonds shall not be issued unless authorized by a majority of the electors voting in an election to be ordered by the board for that purpose. All the expenses of preparing the bonds, publishing notices and holding such election shall be paid out of the municipal treasury.

Section 48. The Town of Waveland is authorized to acquire by purchase, donation or condemnation, all suitable grounds, rights, easements or property in said City necessary to accomplish any of the purposes for which bonds are authorized to be issued under Section 44, of this Chapter, and to this end said Town is hereby granted the rights of eminent domain to be exercised as provided by the general law. The conferring by additional powers by these amendments shall not be held to operate to curtail the powers vested in said Town by existing laws, but shall be in addition thereto.

A true copy from the minutes adopted at a regular meeting of the Board of Mayor and Aldermen of the Town of Waveland, on the 3rd day of October, 1911.

Thos J Bourgeois, Mayor.
Edwin Lazier, Clerk.

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The foregoing proposed amendment to the charter of incorporation of the Town of Waveland is respectfully referred to the Attorney General for his advice as to the constitutionality and legality of the provisions thereof.

Jackson Miss Nov 11, 1911.

E F Noel, Governor.

The provisions of the foregoing proposed amendment ~~is not~~ the not violstive of the constitution or laws of this State.

Jackson Miss Nov 16, 1911.

S S Hudson, Attorney Genl.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing amendment to the charter of incorporation of the City of Waveland Ms hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed this 17th day of November, 1911.

By The Governor—

Jos W Po ar, Secy of State.

E F Noel.

Recorded Jan 22, 1912.

Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland, That the charter of said Town of Waveland as approved May 3rd, 1894, and amended by an amendment approved by the Governor of Mississippi on the 2nd day of December, 1905, and amended by an amendment approved by the Governor of Mississippi approved on the 16th day of August, 1907, and amended by an amendment approved by the Governor of the State of Mississippi on November, 11th, 1911, be further amended by the addition of Sectionxx. 49 and to read as follows--

SECTION 49. There shall be and is hereby created and constituted a Bond Commission, which shall be composed of five adults tax payers of said Town, to be elected by the Board of Mayor and Aldermen of said Town of Waveland. Said members of the Bond Commission shall, when elected, serve for a period of five years, and until their successors be elected, and shall serve without compensation.

The first Bond Commission shall be composed of v Emilien Perrin, John McCloskey, E. A. Carrere, Chas. O'Connor and Chas. L. Hopkins. No person shall be elected to, or serve upon said bond commission who shall be a State, county or municipal officer, or candidate for such office. It shall be the duty of the said bond commission to supervise, direct and administer the expenditure of all funds of said Town, realized and acquired from the issuance of its municipal bonds for public improvements, other than the mere repair and maintenance of streets in good order. Especially shall the bond commission supervise and direct the expenditure of said funds for the construction of public buildings, construction of sea walls and other structures to protect from damage and destruction the streets of said Town of Waveland, and all other works intended to protect the streets and other property of said Town from overflow, caving banks and other like dangers; and said bond commission shall see to the proper conduct and progress of said works and to the proper expenditure of said funds for said purposes. Said bond commission is hereby given the right and power to let by contract the construction of all public works, coming within the scope of their said duties. It shall be, and it is hereby made the duty of the Board of Mayor and Aldermen of the Town of Waveland to refer all such matters to the management and supervision of said bond commission. Said Board of Mayor and Aldermen shall issue the warrants of said Town on said funds to pay the liabilities incurred, on presentation of accounts approved by said commission.

Whenever, in the opinion of the bond commission it shall be necessary to go upon private lands beyond the limits of the streets or other public property of said Town to construct works of any character to protect and conserve or build the streets or other public property of said Town, or for the purpose of draining the streets or other public property of said Town, said commission may, unless amicable arrangement with the owner be made, after ten days notice in writing mailed to the owner or agent of the owner, or the occupant, if any, of said property, go upon said property and assess the damage occurring to said property from the performance of said work, and shall report in writing to the Board of Mayor and Aldermen of said Town the name of the owner, the description of the property, the work to be done, and the damages allowed, and said Board of Mayor and Aldermen shall issue warrant on said funds for the amount of said allowance. If the owner of any property so damaged be dissatisfied with the amount of damages allowed, he shall within ten days file his written petition to the Board of Mayor and Aldermen of said Town, in which he shall set forth the nature and amount of damages claimed which petition may be granted in whole or in part by said Board, or rejected, and if rejected, the petitioner may appeal to the Circuit Court, which court may review said proceedings on matters of law arising on the face of the proceedings, and on questions of damages the cause may be tried anew, and the damages may be assessed by a jury if the owner of the land desires, and the Board of Mayor and Aldermen shall grant an appeal for that purpose, when prayed for on appellant giving bond for the costs in such penalty as the Mayor may require, not exceeding Two Hundred Dollars. If the amount recovered on appeal does not exceed the damages awarded by the Board of Mayor and Aldermen the appellant shall pay all costs of appeal.

When the bond commission shall construct any sea wall for the purpose of preserving any street or shall construct any street involving unusual expenditure and abutting property on said street is peculiarly benefitted by said work, said Bond Commission on ten days notice to the owner, shall have the power to impose an equitable per centage of the cost of said work on said property, which shall be a lien thereon superior to all liens except for taxes, and said commission shall report said assessment to the Board, who shall make said assessment after 10 days notice, as prescribed in the preceding paragraph. The owner of any property on which said special assessment may be placed shall have the right to petition the Board of Mayor and Aldermen of said Town in opposition to or reduction of said special assessment, and if dissatisfied with the action of the Board may appeal to the Circuit, said petition to be filed and appeal taken within the time and in the manner provided herein for owners of property damaged for public improvement.

The conferring of additional powers, by this amendment shall not be held to operate to curtail the powers vested in said Town by existing laws, but shall be an addition thereto.

A true copy from the Minutes, adopted at a regular meeting of the Board of Mayor and Aldermen of the Town of Waveland on the 24th day of August, 1912.

Witness my signature and seal of the Town of Waveland Miss., this 30th day of September, A D 1912
Edwin Lazier, Secy Town of Waveland

State of Mississippi,
Hancock County,
Town of Waveland.

I, Edwin Lazier, Secretary of the Board of Mayor and Aldermen of the Town of Waveland, State of Mississippi, certify the foregoing amendment and additions to the charter and amended charter of the Town of Waveland, Mississippi, was duly posted as required by law, on Sept 30th, A D 1912, to wit--at front door of Town Hall; in the 2nd ward of said Town, at public market in the 3rd ward of said Town, and William Ruhis Store in the 1st ward of said Town, there being no newspaper published in said Town.

Witness my official signature and seal of the Town of Waveland, State of Mississippi, this 2nd day of October, A D 1912.

Edwin Lazier, Secretary.

pp-

;Town-of-Wavelad,

I, William Ruhr, Secretary of the Town of Waveland, hereby
attached amendment or proposed amendment to the
and is a correct copy of the proceedings as appear
Books of the Town of Waveland.

William H. Ruhr
Secretary Town of Waveland.

Amendments to the Charter of the Town of Waveland.

Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland, that the charter of the said Town of Waveland be amended by granting the following power:

The Board of Mayor and Aldermen may levy and collect annually taxes upon all real & personal and mixed property in said Town, taxable under the laws of the State, not to exceed twelve mills on the dollar of assessed value, for all purposes, exclusive of levy for school purposes.

Ordered that a copy of this proposed amendment be posted for the time and manner required by law.

Adopted in open board this June 6th, 1916.

Thos J Bourgeois, Mayor.

William H Ruhr, Secretary.

Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland that Section III of the charter of said Town be amended to read as follows: The Mayor, Aldermen, Secretary, who shall be assessor, Treasurer, Street Commissioner, and Tax Collector shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed same shall not be changed during the term of office of said officer, however, the salary or compensation of the Treasurer and Tax Collector may be fixed and changed annually.

Thos J Bourgeois, Mayor.

William H Ruhr, Secretary.

The attached amendment to the charter of the Town of Waveland, Mississippi, is respectfully referred to the Honorable, The Attorney General for his opinion as to the constitutionality and legality of the provisions thereof.

Respectfully,

July 3rd, 1916.

Theo G Bilbo, Governor.

Jackson Miss July 20th, 1916.

I hereby certify that the attached amendments to the charter of the Town of Waveland, Mississippi, as amended are not violative of the Constitution or laws of the United States or of the Constitution of Mississippi, in my opinion.

Ross A Collins, Attorney General.

By Lamar F Easterling, Asst Atty Genl.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing ~~amendment~~ amendment to the charter of incorporation of the Town of Waveland, is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed, this 27th day of July, 1916.

Theo G Bilbo,

By The Governor—

Jos W Power, Secretary of State.

Recorded Aug 4th, 1916.

2-311

Amendment to Charter of The Town of Waveland.

Be it Ordained by the Board of Mayor and Aldermen of the Town of Waveland, that the amendment said charter, approved the 31st day of October, recorded in Book No 2 page 257 of the Book of Municipal incorporations in the office of the Secretary of State of the State of Mississippi, being beared Section Forty-Nine, be and the same is hereby repealed.

I, William H Ruhr, Secretary of the Town of Waveland, Hancock County, State of Mississippi, do hereby certify that the foregoing is a true and correct copy of the order adopted by the Board of Mayor and Aldermen of the Town of Waveland, on the 30th day of May, 1917, as same appears on the minutes of the proceedings of said Board.

Witness my hand and the seal of the Town of Waveland, Mississippi this 30th day of May, 1917.
William H Ruhr, Secretary of Town of Wave

The attached amendment to the charter of the Town of Waveland, Mississippi, is respectfully referred to the Honorable the Attorney General for his opinion as to the legality and constitutionality of the provisions thereof.

June 21st, 1917.

Respectfully,

Theo G Bilbo.

I am of the opinion that the foregoing amendment is not violative of the constitution of the State of Mississippi, nor the statutes of the State. This the 21st day of June, 1917.

Frank Roberson, Asst Atty Genl.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing amendment to the charter of incorporation of the Town of Waveland, is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed, this 21st day of June, 1917.

By The Governor---

Jos W Power, Secretary of State.

Theo G Bilbo.

Recorded June 23, 1917.

384 BK2

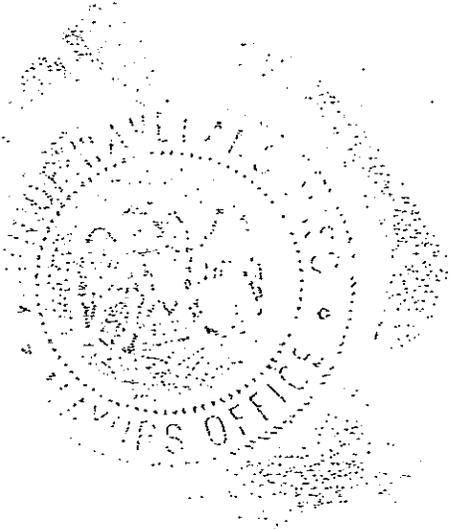
State of Mississippi

County of Hancock; Town-of-Waveland,

Town of Waveland;-

I, William Rhhr, Secretary of the Town of Waveland, hereby certify that the attached amendment or proposed amendment to the Charter of Waveland is a correct copy of the proceedings as appear from the Mintue Books of the Town of Waveland.

William H. Rhhr
Secretary Town of Waveland.



pg 311

Amendment to Charter of The Town of Waveland.

Be it Ordained by the Board of Mayor and Aldermen of the Town of Waveland, that the amendment to said charter, approved the 31st day of October, recorded in Book No 2 page 257 of the Book of Municipal incorporations in the office of the Secretary of State of the State of Mississippi, being numbered Section Forty-Nine, be and the same is hereby repealed.

I, William H Ruhr, Secretary of the Town of Waveland, Hancock County, State of Mississippi, do hereby certify that the foregoing is a true and correct copy of the order adopted by the Board of Mayor and Aldermen of the Town of Waveland, on the 30th day of May, 1917, as same appears on the minutes of the proceedings of said Board.

Witness my hand and the seal of the Town of Waveland, Mississippi this 30th day of May, 1917.
William H Ruhr, Secretary of Town of Waveland

The attached amendment to the charter of the Town of Waveland, Mississippi, is respectfully referred to the Honorable the Attorney General for his opinion as to the legality and constitutionality of the provisions thereof.

Respectfully,
June 21st, 1917. Theo G Bilbo.

I am of the opinion that the foregoing amendment is not violative of the constitution of the State of Mississippi, nor the statutes of the State. This the 21st day of June, 1917.

Frank Roberson, Asst Atty Genl.

State of Mississippi,
Executive Office, Jackson.

The within and foregoing amendment to the charter of incorporation of the Town of Waveland, is hereby approved.

In testimony whereof I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed, this 21st day of June, 1917.

Theo G Bilbo.

By The Governor--
Jos W Power, Secretary of State.

Recorded June 23, 1917.

MISSISSIPPI
DEPARTMENT OF JUSTICE
FRANK ROBERSON, Attorney General

December 15th, 1922

Governor Lee M. Russell,

Jackson, Mississippi.

Dear Governor:

I herewith return the proposed amendment to the special charter of the town of Waveland, and beg to advise that the same, in its provisions, is consistent with the constitution and laws of the United States and of the constitution of this State, but I think that the town board should furnish you a certified copy of an order passed or to be passed by it, adjudicating not only the due publication of the proposed amendment in accordance with the certificate of the Clerk attached to same, but that no protest thereto was filed, or if filed, that an election was held resulting favorably to the amendment, in accordance with Section 5444, Code of 1906.

I note in section 3 of the proposed amendment that a notice therein provided for is required to be posted at the "Court." This may be perfectly intelligible to those familiar with the town, it does not affect the legality of the amendment, but if an error, its workability. I mention this as the town, if it is an error, may desire to do the thing over.

Very truly yours,
FRANK ROBERSON, ATTORNEY GENERAL,

By

Assistant Attorney General

BCE-c

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p. 3

On motion of Alderman E. G. Schwartz, seconded by Alderman Louis Bordages, the following resolution was adopted.

Proposed Amendment to the Charter of the Town of
Waveland.

Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland, Miss., that the Charter of the Town of Waveland be amended by adding thereto the powers hereinafter granted, to-wit:

Section 1:- There shall be and is hereby created and constituted a Bond Commission which shall be composed of three adult tax payers of said Town, to be elected by the Board of Mayor and Aldermen of the said Town of Waveland. Said members of the Bond Commission shall, when elected, serve for a period of five years, and until their successors be elected and shall serve without compensation. In case of the vacancy of one member of said Board before the expiration of his term of office, the remaining members shall elect a successor to fill said vacancy, subject to the approval of the Board of Mayor and Aldermen. Provided further that the said vacancy shall be filled within two weeks by the said two members remaining on the Board, and failure of the members to fill said vacancy in that time, then in that event the Board shall fill said vacancy itself.

No person shall be elected to or serve upon said Commission who shall be a State, County or Municipal Officer, or candidate for such office. It shall be the duty of the said Bond Commission to supervise, direct and administer the expenditure of all funds of said City, realized and acquired from the issuance of its municipal Bonds for Sea Wall protections of the streets, from caving banks, or from overflow or from the waters of the Mississippi Sound, and the said Bond Commission shall see to the proper conduct and progress of said works and to the proper expenditure of said funds for said purpose. Said Bond Commission is hereby given the rights and power to let by contract the construction of all public-works coming within the scope of their duties.

It shall be, and it is hereby made the duty of the Board

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of Mayor and Aldermen of the Town of Waveland to refer all such matters to the management and supervision of said Bond Commission.

Said Board of Mayor and Aldermen shall issue the warrants of said Town on said funds to pay the liabilities incurred, on representation of accounts approved by said Bond Commission, whenever in the opinion of the Bond Commission it shall be necessary to go upon the private lands beyond the limits of the streets or other public property of said City to construct works of any kind to protect and conserve or build the streets or other public property of said City, or for the purpose of draining the streets, said Commission may unless amicable arrangement with the owner be made, after ten days notice in writing mailed to the owner or agent, or the owner or occupant, if any, of said property, go upon said property and assess the damages accruing to said property from the performance of said work, and shall report in writing to the Board of Mayor and Aldermen of said City, the name of the owner, the description of the property, the work to be done, and the damages allowed, and said Board of Mayor and Aldermen shall issue a warrant on said funds for the amount of said allowance. If the owner of any property so damaged be dissatisfied with the amount of damages allowed, he shall within ten days file his written petition to the Board of Mayor and Aldermen of said City, in which he shall set forth the nature and amount of damages claimed, which petition may be granted in whole or in part by said Board or rejected, and if rejected, the petitioner may appeal to the Circuit Court, which Court may review said proceedings on matters of law arising on the face of the proceedings and on question of damages the cause may be tried anew and the damages may be assessed by a jury if the owner of the land desires, and the Board of Mayor and Aldermen shall grant an appeal for the purpose, when prayed for, on appellant giving bond for costs in such penalty as the Mayor may require, not to exceed \$200.00. If the amount recovered on appeal does not exceed the damages awarded by the Board of Mayor and Aldermen, the appellant shall pay all costs of appeal.

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Section 2. If in the opinion of the Mayor and Aldermen of the Town of Waveland, it shall be necessary to build a sea wall to protect the banks of the Town from caving banks, etc., involving any extraordinary outlay, the Board of Mayor and Aldermen shall so signify by a resolution adopted and spread on its minutes, and shall refer said matter to the Bond Commission of the Town of Waveland, and thereupon the Bond Commission shall employ a competent civil engineer who shall make an examination of the lines of said proposed sea wall, and shall prepare detailed plans and specifications accompanied by blue prints or maps, showing the location of said sea wall, the kind and character or material to be used, the height above and depth below sea level and all work to be done, and shall report to said Bond Commission, and in his report shall show what parts need protection and the kind of dimension of the sea wall, together with the estimate of the cost of construction of same, and to this end shall divide said street in said district, giving each district a number, such district to include a part of the beach or water front where said proposed protection is uniformed, the boundaries of each district to be clearly defined.

Said maps, reports and plans and specifications and estimate shall be reviewed by the Bond Commissioners, and rejected or adopted with such modification as the Bond Commission may see fit to make. The Bond Commission shall give a copy of said map, report, plans and specifications as adopted by them to the Board of Mayor and Aldermen, which shall be filed with the Secretary for public inspection.

The Board of Mayor and Aldermen to obtain the necessary money for the purpose, shall issue and sell the Bonds of the Town of Waveland, in the manner authorized by law in an amount sufficient therefor. Said bonds shall have a rate of interest not exceeding 6% per annum as provided at the time of their issuance, and shall mature not later than 25 years after date.

Section 3. After the plans, specifications and estimates have been filed for public inspection, and received by the Board of

Amended
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Mayor and Aldermen, notice shall be given by two weeks' publication in a newspaper published in the Town, if no newspaper, by posting notice in three public places in said Town, one of which places shall be at the Court, of such filing and the time and place where said plans and specifications and estimates may be inspected by all property owners affected. Said notice shall be directed to the property owners as appears from said plat, and set out the property to be protected by the proposed sea wall, as shown by said plans describing said property by Lot numbers, or districts, or boundaries, or other description in as large an area as possible. The notice shall give the time and place of the meeting of Board of Mayor and Aldermen for the hearing of objections, if any, to the kind, character, necessity, or location of said proposed sea wall. Then after hearing of all objections, if any, the Board of Mayor and Aldermen shall reject or amend or adopt the plans and specifications and estimates, and from such findings anyone aggrieved may take a Bill of Exception and appeal to the Circuit Court, as provided by the general law of the State.

Section 4. That after the adoption of the plans, specifications and estimates of the sea wall by the Board of Mayor and Aldermen, the Bond Commission shall proceed to make an assessment or benefit against the property especially benefitted by inscribing in a book the description of such tract of land, and the name of the owner, as shown by the last City Land Roll, and shall then assess the benefits to accrue to each tract by reason of such improvements, and shall enter such assessments of betterment opposite the description. The Board of Mayor and Aldermen shall then give notice of the filing of the assessment by publishing two weeks in a newspaper in the Town, or by posting in three places in said Town, if no newspaper, one of which places shall be in front of the Town Hall. Said notice shall give a description of the land assessed, the owners thereof, and the betterment assessed, all as shown by assessment of benefits on file, but a mistake in the name shall not viciate the assessment. Said notice shall notify all property holders affected to appear, if they desire, and file and

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present their objections, if any, to the assessment of benefits before the Board of Mayor and Aldermen on a certain fixed day. At the meeting for the hearing of objections, if any, the Board of Mayor and Aldermen shall not only hear and determine all objections that shall be filed or presented, but shall carefully examine the assessments of benefits and any assessment found to be incorrectly may be increased or decreased, and the Board shall cause all corrections to be made in the assessments of benefits, which, being done, the Board shall enter an order approving the assessment with or without the corrections as the case may be. From the finding of the Board of Mayor and Aldermen, anyone aggrieved may take a bill of exceptions and appeal to the Circuit Court, as provided by the general law of the State.

Section 5. The Board of Mayor and Aldermen shall provide for the payment of the interest and refunding of said Bonds as they become due by special tax levy - levied annually on all taxable property of said City and by levying a special assessment, on the specifically benefitted property by said sea wall in the proportion to the benefits received in the manner heretofore provided, and said special assessment shall be against churches, colleges, convents, schools, and all privately owned property specially benefitted, whether subject to ordinary taxes or not.

Section 6. The Bond Commission shall assess against the property benefitted by said sea wall a special tax sufficient to require the owner of said property to pay his just proportions for any special benefit received. Assessments against said property shall be in links or districts.

Section 7. When the bonds have been sold, the Bond Commission shall advertise for the said work in such newspaper and trade journal as it may deem proper, and the said work shall be let to the lowest bidder, but the Bond Commission shall have the right to reject any and all bids. The Bond Commission may, if they deem best, with the approval of the Board of Mayor and Aldermen, instead of contract may employ labor, and buy material and do said work or

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any part thereof.

Section 8. When the special Betterment Assessment shall have been approved, the Board of Mayor and Aldermen shall impose a special tax, as provided for in Section 5. The said tax shall be divided into equal installments for a period of ten years, and shall bear six per cent. interest payable annually. Said special taxes shall rank with all other taxes, and shall be collected at the same time and in the same manner as any other City taxes, and for default shall be subject to same delinquency or penalties, and shall be dealt with as other property. The property owners shall have the option of anticipating all installments upon paying the principal and interest for the fiscal year.

Section 9. The words "sea wall", as used herein, shall be held to include filling behind the sea wall, culverts, sluiceways, flood gates, and any other construction work found necessary for the protection of the banks from cavings, overflows and storm and tide water.

Section 10. The said Bond Commission shall have the right to employ a secretary to attend to their clerical work and to pay him a reasonable salary for his work, said salary to be approved by the Board of Mayor and Aldermen.

Section 11. That this amendment take effect and be in force from and after its approval and record thereof, as by law required.

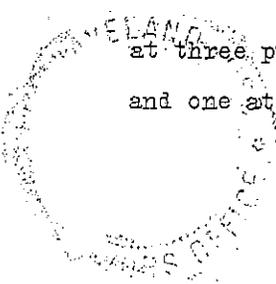
Approved in open Board, this, the 3rd day of August, A.D., 1922.

William H. Ruhr (Signed)
Secretary.

(Signed) Thos. J. Bourgeois,
Mayor.

The above mentioned amendment of the charter was posted at three public places, one at the Town hall, one at the Postoffice, and one at Ruhr's store, July 8th, 1922.

William H. Ruhr
Secretary Town of Waveland



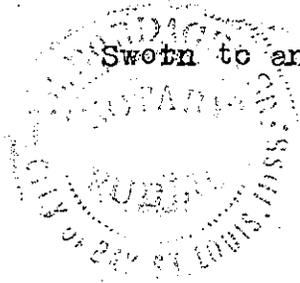
State of Mississippi;
County of Hancock;
City - Town of Waveland;

Personally appeared before me the undersigned authority in and for the aforesaid Town, County and State William Ruhr, Secretary of the Town of Waveland who being by me duly sworn says on oath that he posted the amendments to the Charter of the Town of Waveland, a copy of which is hereto attached and that the said Amendment were posted according to Law in three public places for thirty days and were posted one at the Town Hall, in front thereof, the other in front of the U.S. Post Office and one in front of William Ruhr's Store, all three places being in the Town of Waveland.

William H. Ruhr

Sworn to and subscribed before me this the 30th day of March, A.D. 1923.

J. C. Bordager, Jr.
Notary Public



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Amend to Charter
State of Mississippi,

Executive Office, Jackson.

The within and foregoing amendment to the Charter of Incorporation of
The Town of Waveland, is hereby approved.

In testimony whereof I have hereunto set my hand and
caused the Great Seal of the State of Mississippi to be affixed this 6th
day of April, 1923.

Lee M Russell.

By The Governor--

Jos W Power, Secretary of State.

Recorded April 14th 1923.

RECORD OF MUNICIPALITIES NO. 4—STATE OF MISSISSIPPI

CERTIFIED COPY OF THE AMENDMENT TO THE
 CHARTER OF THE TOWN OF WAVELAND,
 MISSISSIPPI
 AND
 PROOF OF PUBLICATION.

NOTICE TO THE PUBLIC.

YOU WILL PLEASE TAKE NOTICE THAT THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF WAVELAND HANCOCK COUNTY, MISSISSIPPI, HAS PASSED THE RESOLUTION FOLLOWING AND WILL TAKE FORCE AND EFFECT AS PROVIDED FOR BY LAW.

AMENDMENT TO THE CHARTER OF THE TOWN OF
 WAVELAND, MISSISSIPPI

(Minute Book 7 page 156)

Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland, that Section 31 of the amended Charter of Incorporation of the Town of Waveland, which amendment is dated and approved on May 8, 1906 by the Governor, and amendments thereto be amended so as to read as follows:

"Section 31. That Marshall shall be Ex-Officio a Constable. He shall be the Chief of Police, and shall perform all other duties required of him by ordinance. The Marshall shall be tax collector, and as Tax Collector, keep a Tax Collector's book, the form of which shall be substantially such as is provided for State and County Collector. He shall account for and pay over to the treasury all taxes, licenses and monies collected by him at least every ten days after collecting same and perform all other duties required of him by ordinance, and under the same penalties by law for the collection of State and County taxes. He shall keep a license book, road duty book, and such other books as may be required, and shall make the proper entries therein. He shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections, and shall take the Town Treasurer's receipt for all monies paid over. He, as Marshall, shall perform in respect to Town elections, all the duties prescribed by law to be performed by the Sheriff in reverence to the State and County elections. He shall receive only such compensation as may be allowed by ordinance. There shall be a Street Commissioner who shall be elected to said office at the same time as other officers are elected, and for the same term. The first term of office shall begin on the First Tuesday of December, 1934.

The said street commissioner shall be under the direction of the Mayor, and he as superintendent shall see that the streets, alleys, avenues and sidewalks, worked, repaired altered, paved, lighted sprinkled and he shall report daily to the Chairman of the Street Committee, and should have every thing else done that ought to be done to keep the same in good condition, and shall perform all duties that may be required of him by ordinance.

W. A. MAPP, Mayor

ATTEST:

AGNES M. BOURGEOIS, Secretary

I, Agnes M. Bourgeois, Secretary of the Town of Waveland, Mississippi, do hereby certify that the above and foregoing amendment to the Charter of the Town of Waveland, Hancock County, Mississippi, is a true and correct copy of the amendment to said Charter, as the same appears in Book 7, page 156 of the Minutes of the Board of Mayor and Aldermen of the Town of Waveland, Mississippi. I further certify that an exact copy of said amendment was posted in three public places in the Town of Waveland for a period of thirty days, all in addition to the publication in the Sea Coast Echo, a newspaper with a circulation in said town, as per proof of publication filed in the office of the Secretary of the Town of Waveland.

Certified to by me, this the 28th day of May, A. D., 1934.

(Seal)

Agnes M. Bourgeois
 Secretary of the Town
 of Waveland.

PROOF OF PUBLICATION

THE SEA COAST ECHO
 Chas. G. Moreau, Publisher and Proprietor

STATE OF MISSISSIPPI,
 HANCOCK COUNTY.

PERSONALLY appeared before the undersigned authority in and for said County and State, CHAS. G. MOREAU, publisher and proprietor of THE SEA COAST ECHO, a public newspaper printed and published in the City of Bay St. Louis, said County, who, being duly sworn, deposes and says that publication of this notice hereunto annexed has been made in said publication for _____ weeks, to-wit:

In No. 15	Vol. 43	Dated	April 13, 1934
In No. 16	Vol. 43	Dated	April 20, 1934
In No. 17	Vol. 43	Dated	April 27, 1934
In No. 18	Vol. 43	Dated	May 4, 1934

Said publication commencing on the 13 day of April, 1934 and ending on the 4 day of May, 1934.

Chas. G. Moreau

AND
PROOF OF PUBLICATION.

NOTICE TO THE PUBLIC

YOU WILL PLEASE TAKE NOTICE THAT THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF WAVELAND, HANCOCK COUNTY, MISSISSIPPI, HAS PASSED THE RESOLUTION FOLLOWING AND WILL TAKE FORCE AND EFFECT AS PROVIDED FOR BY LAW.

AMENDMENT TO THE CHARTER OF THE TOWN OF
WAVELAND, MISSISSIPPI

(Minute Book 7 page 156)

Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland, that Section 31 of the amended Charter of Incorporation of the Town of Waveland, which amendment is dated and approved on May 8, 1906 by the Governor, and amendments thereto be amended so as to read as follows:

Section 31. That Marshall shall be Ex-Officio a Constable. He shall be the Chief of Police, and shall perform all other duties required of him by ordinance. The Marshall shall be tax collector, and as Tax Collector, keep a Tax Collector's book, the form of which shall be substantially such as is provided for State and County Collector. He shall account for and pay over to the treasury all taxes, licenses and monies collected by him at least every ten days after collecting same and perform all other duties required of him by ordinance, and under the same penalties by law for the collection of State and County taxes. He shall keep a license book, road duty book, and such other books as may be required, and shall make the proper entries therein. He shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections, and shall take the Town Treasurer's receipt for all monies paid over. He, as Marshall, shall perform in respect to Town elections, all the duties prescribed by law to be performed by the Sheriff in reverence to the State and County elections. He shall receive only such compensation as may be allowed by ordinance. There shall be a Street Commissioner who shall be elected to said office at the same time as other officers are elected, and for the same term. The first term of office shall begin on the First Tuesday of December, 1934.

The said street commissioner shall be under the direction of the Mayor, and he as superintendent shall see that the streets, alleys, avenues and sidewalks, worked, repaired, altered, paved, lighted, sprinkled and he shall report daily to the Chairman of the Street Committee, and should have every thing else done that ought to be done to keep the same in good condition, and shall perform all duties that may be required of him by ordinance.

W. A. MAPP, Mayor

ATTEST:
AGNES M. BOURGEOIS, Secretary

I, Agnes M. Bourgeois, Secretary of the Town of Waveland, Mississippi, do hereby certify that the above and foregoing amendment to the Charter of the Town of Waveland, Hancock County, Mississippi, is a true and correct copy of the amendment to said Charter, as the same appears in Book 7, page 156 of the Minutes of the Board of Mayor and Aldermen of the Town of Waveland, Mississippi. I further certify that an exact copy of said amendment was posted in three public places in the Town of Waveland for a period of thirty days, all in addition to the publication in the Sea Coast Echo, a newspaper with a circulation in said town, as per proof of publication filed in the office of the Secretary of the Town of Waveland.

Certified to by me, this the 28th day of May, A. D., 1934.

(Seal)

Agnes M. Bourgeois
Secretary of the Town
of Waveland.

PROOF OF PUBLICATION

THE SEA COAST ECHO
Chas. G. Moreau, Publisher and Proprietor

STATE OF MISSISSIPPI,
HANCOCK COUNTY.

PERSONALLY appeared before the undersigned authority in and for said County and State, CHAS. G. MOREAU, publisher and proprietor of THE SEA COAST ECHO, a public newspaper printed and published in the City of Bay St. Louis, said County, who, being duly sworn, deposes and says that publication of this notice hereunto annexed has been made in said publication for _____ weeks, to-wit:

In No. 15	Vol. 43	Dated	April 13, 1934
In No. 16	Vol. 43	Dated	April 20, 1934
In No. 17	Vol. 43	Dated	April 27, 1934
In No. 18	Vol. 43	Dated	May 4, 1934

Said publication commencing on the 13 day of April, 1934 and ending on the 4 day of May, 1934.

Chas. G. Moreau
Publisher and Proprietor.

Sworn to and subscribed before me---this May 12, 1934.

A. G. Favre, Chancery Clerk
By, N. J. Carver, D.C.

RECORD OF MUNICIPALITIES NO. 4 - STATE OF MISSISSIPPI

STATE OF MISSISSIPPI
CITY OF JACKSON.

I, Greek L. Rice, Attorney General, hereby certify that I have examined the proposed amendment to the Charter of Incorporation of the Town of Waveland, hereto attached, and am of the opinion that the amendment is consistent with the Constitution and laws of the United States and of the Constitution of this state. Witness my signature, this the 21st day of May, 1934.

Greek L. Rice, Attorney General
By, W. W. Pierce, Assistant Attorney General.

STATE OF MISSISSIPPI
EXECUTIVE OFFICE,
JACKSON.

The within and foregoing Amendment to the Charter of Incorporation of TOWN OF WAVELAND, MISSISSIPPI is hereby approved.

In testimony whereof, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed, this THIRTY- FIRST day of MAY, 1934.

By the Governor

Sennett Connor
GOVERNOR

Walker Wood
Secretary of State.

Recorded: June 1st, 1934

RECORD OF MUNICIPALITIES NO. 4--STATE OF MISSISSIPPI

STATE OF MISSISSIPPI
COUNTY OF HANCOCK
TOWN OF WAVELAND

The Board of Mayor and Aldermen of the Town of Waveland met in the Town Hall at 7:30 P.M., on Tuesday, April 6th, 1943, there were present at said meeting, the following:

Mayor: Garfield Ladner.
Alderman: Joseph Bourgeois,
Alderman: John Garza,
Alderman: Sylvaneous Moran,
Alderman: R. G. Hubbard.

After transacting various business, the Board entered the following order:

On Motion of Sylvaneous Moran, duly seconded by R. G. Hubbard, it was moved and unanimously carried that the Board recess until Saturday, April 24th, 1943:
THOSE VOTING FOR SAID MOTION: Aldermen Bourgeois, Garza, Moran and Hubbard.
THOSE VOTING NAY: NONE.

The Board met at 7:30 P. M., on April 24th, 1943, at the Town Hall of the Town of Waveland, Mississippi, and there were present:

Mayor: Garfield Ladner.
Alderman Joseph Bourgeois,
Alderman: John Garza,
Alderman: Sylvaneous Moran,
Alderman: R. G. Hubbard.

After transacting other business the following motion was made:

On motion of S. Moran, duly seconded by R.G. Hubbard, the following resolution was unanimously adopted:

WHEREAS it has been certified by the Election Commissioners that an election was held on the 24th day of April, 1943, at which election there was submitted to the voters of the Town of Waveland the proposition as to whether or not Section 31 of the charter of said town should be amended, - said Section 31, as amended reading as follows:

"SECTION 31. That Marshall shall be Ex-Officio a constable. He shall be the Chief of Police and shall perform all other duties required of him by ordinance. The Marshall shall be tax collector, and as Tax Collector, keep a Tax Collector's book, and form of which shall be substantially such as is provided for State and County Collector. He shall account for and pay over to the treasury all taxes, licenses and monies collected by him at least every ten days after collecting same and perform all other duties required of him by ordinance, and under the same penalties by law for the collection of State and County Taxes. He shall keep a license book, road duty book, and such other books as may be required, and shall make the proper entries therein. He shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections, and shall take the Town Treasurer's receipt for all monies paid over. He as Marshall, shall perform in respect to Town elections, all the duties prescribed by law to be performed by the Sheriff in reference to the State and County elections. He shall receive only such compensation as may be allowed by ordinance. There shall be a Street Commissioner who shall be a member of the Board of Aldermen, and shall be appointed and approved by the said Board of Mayor and Aldermen.

The said street commissioner shall be under the direction of the Mayor, and he as superintendent shall see that the streets, alleys, avenues and sidewalks, worked, repaired altered, paved, lighted, sprinkled and he shall report daily to the Chairman of the Street Committee, and should have everything else done that ought to be done to keep the same in good condition and shall perform all duties that may be required of him by Ordinance.

AND
WHEREAS it has been further certified that at said election there was a total of 165 votes cast, of which 123 were for the Amendment to the said charter, and 42 votes were against the Amendment, and

WHEREAS it appears to said board that said Amendment has carried, and that Section 31 of the charter of the Town of Waveland should be amended to read as hereinabove set out, NOW THEREFORE, be it hereby resolved and ordered that Section 31 of the Charter of the Town of Waveland should be amended as by law provided, to read as follows, to-wit:

"SECTION 31. That Marshall shall be ex-Officio a constable. He shall be the Chief of Police and shall perform all other duties required of him by ordinance. The Marshall shall be tax collector, and as Tax Collector, keep a Tax Collector's book, and the form of which shall be substantially such as is provided for State and County Collector. He shall account for and pay over to the treasury all taxes, licenses and monies collected by him at least every ten days after collecting same and perform all other duties required of him by ordinance, and under the same penalties by law for the collection of State and County Taxes. He shall keep a license book, road duty book, and such other books as may be required, and shall make the proper entries therein. He shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections, and shall take the Town Treasurer's receipt for all monies paid over. He as Marshall, shall perform in respect to Town elections, all the duties prescribed by law to be performed by the Sheriff in reference to the State and County Elections. He shall receive only such compensation as may be allowed by ordinance. There shall be a Street Commissioner who shall be a member of the Board of Aldermen, and shall be appointed and approved by the said Board of Mayor and Aldermen.

The said street commissioner shall be under the direction of the Mayor, and he as superintendent shall see that the streets, alleys, avenues and sidewalks, are worked, repaired altered, paved, lighted, sprinkled and he shall report daily to the Chairman of the Street Committee, and should have everything else done that ought to be done to keep the same in good condition and shall perform all duties that may be required of him by Ordinance.

BE IT FURTHER ORDERED that the Clerk of this Board be and he is hereby directed to submit the Governor, for his approval, said amendment to the Charter of the Town of Waveland.

The above and foregoing resolutions having been reduced to writing was submitted to the Board section by section, and adopted section by section, and then as a whole, and adopted as a whole by the following vote, to-wit

THOSE VOTING YEA: S. Moran
Jos. S. Bourgeois
John A. Garza
R. G. Hubbard

THOSE VOTING NAY: NONE

RECORD OF MUNICIPALITIES No. 4—STATE OF MISSISSIPPI

It was moved by Sylvaneous Moran, and seconded by Joseph Bourgeois, there being no further business to come before the Board of Mayor and Aldermen same be adjourned.
THOSE VOTING FOR SAID MOTION: Aldermen Bourgeois, Garze, Moran and Hubbard:
THOSE VOTING NAY: NONE.

STATE OF MISSISSIPPI
COUNTY OF HANCOCK
TOWN OF WAVELAND

I, Secretary of the Town of Waveland, Hancock County, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of all the proceedings held by the Town of Waveland in reference to the amendment of its charter, Section 31 thereof. And that all of the said proceedings are duly recorded in the Minute Book of said town.

Mrs. H. K. Holderith

(S E A L)

MISSISSIPPI
EXECUTIVE DEPARTMENT
JACKSON

June 4, 1943

Honorable Greek L. Rice
Attorney General
State of Mississippi
Jackson, Mississippi

Dear Sir:

Please advise if the attached proposed amendment to the charter of the Town of Waveland, Waveland, Mississippi, is, in your opinion, consistent with the Constitution and laws of the United States, and of the Constitution of the State of Mississippi.

Yours very truly

Paul B. Johnson

Governor.

Honorable Paul B. Johnson
Governor of Mississippi
Jackson, Mississippi

Dear Sir:

I have examined the attached ordinance to amend the charter of the Town of Waveland, Waveland, Mississippi, submitted to me by you, and am of the opinion that same is consistent with the Constitution and laws of the United States, and of the Constitution of the State of Mississippi, this the day of June, A. D., 1943.

Yours very truly

Greek L. Rice
Attorney General

By: Jefferson Davis
Assistant Attorney
General.

STATE OF MISSISSIPPI
EXECUTIVE OFFICE
JACKSON

The within and foregoing Amendment to the Charter of Incorporation of THE TOWN OF WAVELAND, MISSISSIPPI is hereby approved.

In testimony whereof, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed, this SEVENTH day of JUNE 1943.

By the Governor.

Walker Wood

Secretary of State

Paul B. Johnson

GOVERNOR

business to come before the Board of Mayor and Aldermen same be adjourned.
THOSE VOTING FOR SAID MOTION: Aldermen Bourgeois, Garze, Moran and Hubbard:
THOSE VOTING NAY: NONE.

STATE OF MISSISSIPPI
COUNTY OF HANCOCK
TOWN OF WAVELAND

I, Secretary of the Town of Waveland, Hancock County, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of all the proceedings held by the Town of Waveland in reference to the amendment of its charter, Section 31 thereof. And that all of the said proceedings are duly recorded in the Minute Book of said town.

Mrs. H. K. Holders

(S E A)

MISSISSIPPI
EXECUTIVE DEPARTMENT
JACKSON

June 4, 1943

Honorable Greek L. Rice
Attorney General
State of Mississippi
Jackson, Mississippi

Dear Sir:

Please advise if the attached proposed amendment to the charter of the Town of Waveland, Mississippi, is, in your opinion, consistent with the Constitution and laws of the United States, and of the Constitution of the State of Mississippi.

Yours very truly

Paul B. Johnson

Governor.

Honorable Paul B. Johnson
Governor of Mississippi
Jackson, Mississippi

Dear Sir:

I have examined the attached ordinance to amend the charter of the Town of Waveland, Mississippi, submitted to me by you, and am of the opinion that it is consistent with the Constitution and laws of the United States, and of the Constitution of the State of Mississippi, this the day of June, A. D., 1943.

Yours very truly

Greek L. Rice
Attorney General

By: Jefferson Davis
Assistant Attorney General.

STATE OF MISSISSIPPI
EXECUTIVE OFFICE
JACKSON

The within and foregoing Amendment to the Charter of Incorporation of TOWN OF WAVELAND, MISSISSIPPI is hereby approved.

In testimony whereof, I have hereunto my hand and caused the Great Seal of the State of Mississippi to be affixed, this SEVENTH day of June 1943.

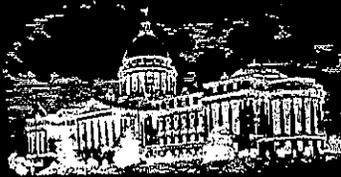
By the Governor.

Walker Wood
Secretary of State

Paul B. Johnson
GOVERNOR

State of Mississippi

EXECUTIVE



OFFICE

Jackson

*The within and foregoing Amendment to the
Charter of Incorporation of*

TOWN OF WAVELAND, MISSISSIPPI

hereby approved.



In Testimony Whereof, I have hereunto set
my hand and caused the Great Seal
of the State of Mississippi to be
affixed, this the 13th of October, A.D., 1967.

Paul B. Johnson
Governor

test:

Heber Radner
Secretary of State

THE STATE OF MISSISSIPPI
DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL
JACKSON 39203

October 13, 1967

PATTERSON
BY GENERAL

Honorable Paul B. Johnson
Governor
State of Mississippi
New Capitol Building
Jackson, Mississippi

RE: Amendment to Private Charter
Town of Waveland, Mississippi

Dear Governor Johnson:

Pursuant to your request, I have examined the proposed amendment to the private charter to the Town of Waveland, Mississippi, together with all attachments furnished by you, after which I am of the opinion that the proposed amendment is consistent with the constitution and laws of the United States and the constitution of the State of Mississippi.

Accordingly I return to you herewith all of said attachments.

Sincerely,

JOE T. PATTERSON, ATTORNEY GENERAL

BY 

W. D. Coleman
Assistant Attorney General

WDC:kd

Enclosures

RECEIVED

37 1967

GOVERNOR'S OFFICE

TOWN CHARTER OF THE TOWN OF WAVELAND, MISSISSIPPI

WHEREAS, State law provides for a maximum millage for general revenue purposes and for general improvements in an amount not exceeding 15 mills; and

WHEREAS, the Town Charter provides for a maximum millage of 12 mills

WHEREAS, it is necessary to amend the Charter of the Town of Waveland in order to conform with the laws of the state.

NOW, THEREFORE, be it ordained by the Mayor and Board of Aldermen of the Town of Waveland that Section 25 of the Charter of the Town of Waveland, as amended, be amended so as to read as follows:

SECTION 25. POWERS OF CORPORATION.--The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospital, school-house, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may heretofore be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter, modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades and professions, and occupations conducted, pursued, carried on or operated within the limits of the Town. To levy and collect taxes upon all real, personal and mixed property within the Town limits, and for general revenue purposes and for general improvements in an amount not exceeding 15 mills on the dollar of the assessed valuation of all taxable property within such municipality. To grant exemptions from municipal ad valorem taxation for a period not exceeding 10 years to all manufacturers and other new enterprises except railroads, as provided by State law. To make regulations to secure the general health of the Town to prevent, remove and abate all nuisances, to regulate or prohibit the construction of cess pools, to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys, yards, private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the Town limits; to compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railings, safe-guards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the Town limits and to provide for the regulation, construction and passage of rail ways, street-railways, and other modes of public transportation, thru the streets, alleys, lanes, and public highways and grounds within the said Town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the Town, and to change, modify, and regulate same. No exclusive privilege for any of the said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supply the Town and its inhabitants, a franchise for which shall never be given for a period

longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said Town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops, and to collect a license therefrom.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employees for misconduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred, added to the current debts of the year shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after the election and qualification to be Mayor pro-tem and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem, the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained sidewalks; materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and sidewalks, in straightening or widening the streets or changing the grade thereof, and the construction of sidewalks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, sidewalks, sewers, parks and other public places, to open, lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas or otherwise. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a Town Hall, school houses and all other Town buildings. To erect, maintain, and build Town prison, to regulate the keeping of same and the prisoners therein. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating Town ordinances. To aid and encourage the establishment of factories, gas and water works, and other enterprises of public utility, other than railroads.

To pass all ordinances and to enforce the same by fine not exceeding Three Hundred Dollars or imprisonment not exceeding 90 days or both subject to an appeal to the Circuit Court of the county.

That this amendment take effect immediately after its approval and registration as required by law. And to the end that the said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that the said amendment be posted in said Town as required by law.

Approved and adopted in open Board this the 5th day of September 1967.

/s/ Garfield Ladner
Garfield Ladner, Mayor

ATTEST:

/s/ C. O. Dufour

The above and foregoing resolution, having been reduced to writing, was submitted to the Board section by section and adopted section by section and then as a whole, and adopted as a whole, by the following votes, to-wit:

Those voting Yea: Aldermen Longo, Grass, Sonier,
and Yarborough.

Those voting Nay: None.

STATE OF MISSISSIPPI
COUNTY OF HANCOCK
TOWN OF WAVELAND

I, C. O. Dufour, Secretary of the Town of Waveland, Mississippi, do hereby certify that the above and foregoing Amendment to the Charter of the Town of Waveland, Hancock County, Mississippi, is a true and correct copy of the Amendment to said Charter, which was adopted at the regular meeting of the Board on September 5, 1967, and as same appears in the Minute Book of the Town of Waveland, Mississippi. I further certify that an exact copy of said Amendment was posted in three public places in the Town of Waveland for a period of three weeks, all in addition to publication in the Sea Coast Echo, a newspaper having a general circulation in said town as per Proof of Publication filed in the office of the Secretary of the Town of Waveland, Mississippi, and I further certify that no protest has been received to the proposed Amendment.


C. O. Dufour



The Sea Coast Echo

State of Mississippi,
Hancock County

PERSONALLY appeared before me the undersigned authority in and for said County and State, Powell Glass, jr. publisher of THE SEA COAST ECHO a public newspaper printed and published in the City of Bay St. Louis, said County, who, being duly sworn, deposes and says the publication of this notice hereunto annexed has been made in said publication. 3 weeks to-wit

In No. 36 . . . Vol. 76 . . . Dated. Sept 7 1967

In No. 37 . . . Vol. 76 . . . Dated. Sept 14 1967

In No. 38 . . . Vol. 76 . . . Dated. Sept 21 1967

(See page 114 for publication)

In No. Vol. Dated. 196

In No. Vol. Dated. 196

In No. Vol. Dated. 196

Powell Glass, Jr.
Publisher

Sworn to and subscribed before me A NOTARY PUBLIC

this the 22nd of September, 1967.
Mary C. Moore
My Commission Expires

Cost of Publication \$

TOWN CHARTER OF THE TOWN OF WAVELAND, MISSISSIPPI

WHEREAS, State law provides for a maximum millage for general revenue purposes and for general improvements in an amount not exceeding 15 mills; and

WHEREAS, the Town Charter provides for a maximum millage of 12 mills; and

WHEREAS, it is necessary to amend the Charter of the Town of Waveland in order to conform with the laws of the State.

NOW, THEREFORE, be it ordained by the Mayor and Board of Aldermen of the Town of Waveland that Section 25 of the Charter of the Town of Waveland, as amended, be amended so as to read as follows:

SECTION 25. POWERS OF CORPORATION.

The Board shall have power to purchase and hold real and personal property within its corporate limits, for all proper municipal purposes; for parks, cemeteries, hospital, school-house, town hall, House of Correction, water works, electric lights and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and also such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary for the exercise of its corporate powers; and to exercise such other or further powers as may hereafter be conferred by law on it. It shall have the care, management and control of the Town, its property and finances; and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the State to alter, modify and repeal such ordinances. To levy and collect a license tax upon and regulate callings, trades and professions; and occupations connected, pursued, carried on or operated within the limits of the town. To levy and collect taxes upon all real, personal and mixed property within the town limits, and for general revenue purposes and for general improvements in an amount not exceeding 15 mills on the value of the assessed valuation of all taxable property within the municipality. To grant exemptions from municipal ad-

valorem taxation for a period not exceeding 10 years to all manufacturers and other new enterprises except railroads, as provided by State law. To make regulations to secure the general health of the Town to prevent, remove and abate all nuisances, to regulate or prohibit the construction of cess pools, to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys, yards, private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the Town limits; to compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railings, safe-guards and barriers along the same.

To regulate parks, public grounds, depot grounds, places of storage for freight and goods, within the Town limits and to provide for the regulation, construction and passage of railways, street-railways, and other modes of public transportation, thru the streets, alleys, lanes, and public highways and grounds within the said Town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the Town, and to change, modify, and regulate same. No exclusive privilege for any of the said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, stream pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said Town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops, and to collect a license therefrom.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employees for misconduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred, add-

ed to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence of both the Mayor and the Mayor pro-tem, the Board shall elect another alderman to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained sidewalks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and sidewalks, in straightening or widening the streets or changing the grade thereof, and the construction of sidewalks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, sidewalks, sewers parks and other public places, to open, lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas or otherwise. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, Reno rooms, desecration of the Sabbath Day, and all kinds of immorality or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a Town Hall, school houses and all other Town buildings. To erect, maintain, and build Town prison to regulate the keeping of same and the prisoners therein. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating Town ordinances. To aid and encourage the establishment of factories, gas and water works, and other enterprises of public utility, other than railroads.

To pass all ordinances and to enforce the same by fine not exceeding Three Hundred Dollars or imprisonment not exceeding 90 days or both subject to an appeal to the Circuit Court of the county.

That this amendment take effect immediately after its approval and registration as required by law. And to the end that the said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that the said amendment be posted in said Town as required by law.

Approved and adopted in open Board this the 5 day of September 1967.

GARFIELD LADNER, Mayor

ATTESTED: C. C. DUFOUR 9/7, 9/14, 9/21/67

BOOK 165 PAGE 114

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State of Mississippi



Office of Secretary of State

Texas

I, *John C. ...*, Secretary of State, do hereby certify that the
incorporation of *...*, according to the Charter of Incorporation of

...

was presented to the Legislature of the State of Mississippi on the
... day of *...* 1933.
...

Given under my hand and seal
of office this *...* day of *...*, 1933.

John C. ...

Secretary of State



State of Mississippi



Office of Secretary of State

I, *John Luther*, Secretary of State, do certify that the
[illegible text]

[illegible text]

was prepared in the presence of the Seal of Mississippi recorded
in the Office of the Secretary of State on *November 1922*.

Given under my hand and Seal
of Office in the Office of the
Secretary of State on the
19th day of *November*, 1922.

John Luther

SECRETARY OF STATE



It is therefore,

ordered, approved and confirmed that Ordinance No. 76 of the City of
Birmingham, Alabama, which was passed and adopted by the Board of City Commissioners
on the 14th day of August, 1917, and which is a copy of which is on file in the
City of Birmingham, Alabama, and which is a copy of which is on file in the
City of Birmingham, Alabama, be and the same are hereby affirmed and
confirmed.

In testimony whereof,

we, the Mayor and City Commissioners of the City of Birmingham, Alabama, do hereby certify that the boundaries of the City of
Birmingham, Alabama, as shown on the map attached hereto and the same are hereby affirmed and
confirmed.

That the boundaries of the City of Birmingham, Alabama, as shown on the map attached hereto and the same are hereby affirmed and confirmed.

Plans, pages 30 and 31, Records of Plans, in the Office of the Mayor, City of New York, New York, showing the same as they were at the time of the original survey of Lot 13, which lot of said parcel was then bounded on the north by the projected South line of Lot 13 in an easterly direction to a point on the West line of Lot 14, East Street, New York, New York; thence South 75 degrees East along said South line of said Lot 13 to a point on the North line between Sections 35 and 36, Township 6 North, Range 14 West; thence South along said North line to the section corner common to Sections 35 and 36, Township 6 North, Range 14 West, and Section 36, Township 6 North, Range 14 West, which is also a point on the existing North corporate line of the City of New York, thence westerly and southerly along the corporate line of the City of New York as existing on January 1, 1896 to a point where said line intersects the northern boundary or water's edge of the parcel hereinafter described or where said line intersects the water's edge of a parcel in New York City at the point of beginning, thence South 1/4 East along said water's edge to a point in New York City at the point of beginning, thence South 1/4 East along said

said property hereinafter described, together with the existing corporate line of the City of New York, together with the existing corporate line of said City as they existed on the 1st day of July, 1872.

To it further,
 WHEREAS, it is the intention of the City of New York to acquire the property hereinafter described, together with the existing corporate line of the City of New York, together with the existing corporate line of said City as they existed on the 1st day of July, 1872.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of New York, this 1st day of July, 1872.

A. R. WELLS
 Mayor of the City of New York

[Handwritten Signature]

State of Mississippi
IN THE CHANCERY COURT OF HANCOCK COUNTY

I, JOHN D. RUTHERFORD, JR., Clerk of the Chancery Court of Hancock County, Mississippi, do hereby certify that the above and foregoing constitutes a true and correct copy and literal transcript of FINAL DECREE IN THE MATTER OF THE EXTENSION OF THE BOUNDARIES OF THE CITY OF WAVELAND, MISSISSIPPI, BEING CAUSE #11,770

as the same now appears recorded in Chancery Minute Book 51 page 409 thru 411 of the records now on file in my office.

AND I FURTHER CERTIFY that said Chancery Court is a Court of Record with an official seal, and that I, as Clerk of said Chancery Court, am the custodian of the records and of the seal of said court.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO set my hand and affixed the seal of this said Court at the City of Bay Saint Louis, on this 3rd day of OCTOBER, in the year of our Lord, one thousand nine hundred and SEVENTY-TWO.
 JOHN D. RUTHERFORD, JR., Clerk of the Chancery Court of Hancock County, Mississippi.
 By Lila Taylor, Deputy Chancery Clerk

(SEAL)

State of Mississippi

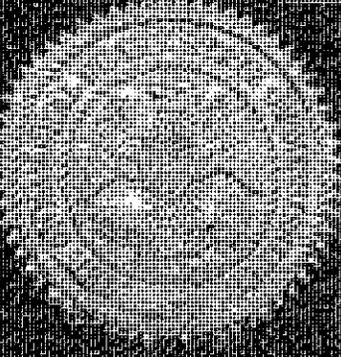


Office of Secretary of State
Jackson

*As witness, I have signed this certificate to certify that the
instrument herein submitted, according to the Charter of Incorporation of*

THIS IS NOT A VALID INSTRUMENT

and pursuant to the provisions of the laws of Mississippi enacted
in the year of incorporation to this effect in 1848, and
I have caused this instrument to be recorded in the office of the
Secretary of State, at Jackson, Mississippi, this _____ day of _____, 19____.



Secretary of State

W. L. ...

Secretary of State

FILED

RECEIVED
JAN 11 1951
U.S. DEPARTMENT OF JUSTICE

UNITED STATES DISTRICT COURT OF DISTRICT OF COLUMBIA
IN RE: [Illegible]

[Illegible text]

41-127

[Illegible Section Header]

[Extremely faint and illegible text, likely the main body of a legal document or report]

1. That the area to be incorporated under Ordinance No. 10, is too large a taking; however, the proposed enlargement of the Town of Waveland and the proposed annexation is reasonable, as to the land hereafter described and is required for the public convenience and necessity.

2. That a reasonable public and municipal service will be rendered in the annexed territory within a reasonable length of time.

3. The proposed ordinance, in so far as it is hereinafter recited, is reasonable and feasible and is required for the public convenience and necessity and ought to be approved, ratified and confirmed.

It is therefore,

ORDERED, ADJUDGED AND DECREED that Ordinance No. 10 of the Town of Waveland, entitled, "An Ordinance to enlarge, extend and define the Corporate Limits of the Town of Waveland, Hancock County, Mississippi" be and the same is hereby ratified and confirmed to that effect on any or parcel of land hereinafter to be described.

It is further,

ORDERED, ADJUDGED AND DECREED, that the boundaries of the Town of Waveland, as enlarged by said Ordinance only, in so far as it respects the hereinafter described land, be and the same are hereby affixed and defined as follows:

That said area of land is enclosed within the following described lines:

Beginning at a point in the sea wall on Mississippi Sound, said point being further described as a U. S. Corps of Engineers monument, designated as BSL-5 and located in the sea wall, west of the Section Line common to Sections 9 and 10, both Sections being in Township 9 South, Range 14 West; thence, North 11 degrees, 44 minutes, 30 seconds West, for a distance of 1333.4 feet to a point (concrete post) that is a North right-of-way monument of U. S. Highway 90 and is further described as being North of the Blossman property and East of the Intersection of old U. S. Highway 90 and new U. S. 90; thence along the same

westwardly bearing a distance of 1946.370 feet to a point in the North right-of-way of the Mill Road Highway, a gravel road thence along said right-of-way, North 44 degrees, 23 minutes, 43 seconds West to a point where said highway right-of-way line intersects the 1/2 section line of Section 22, Township 8 North, Range 14 West, thence East along said 1/2 section line to the West line of said Section 22 thence North along said section line to a point which is 1211.9 feet South of the corner corner of Sections 22-23-24-25 thence East parallel to the North line of Section 24 to the West section line of Section 24 thence South to a point on the West line of Section 24 where an extension of the South line of Blinn's deed would intersect said West section line; thence East along the South line of Blinn's deed to the intersection with the North line of the right-of-way of Highway 90 thence southerly along the North right-of-way line of Highway 90 to a point where the westerly projection of said line between Lots 15 and 16 of Block 16 of the May St. Land and Improvement Company Subdivision of the City of May St. Land and Improvement Company is filed in the City of May St. Land and Improvement as recorded in Plat Book 1 of the Criminal Plats, pages 10 and 11, Record of Plats in the office of the Clerk of Hancock County, Mississippi, thence southerly along said projection line to the southerly corner of Lot 15, Block 16 of said Subdivision, thence southerly along the proposed South line of Lot 15 in an easterly direction to a point on the southerly line of Lot 14, Block Fourth Ward, City of May St. Land, Mississippi, Block 16, Range 14 West, Township 8 North, Range 14 West, thence southerly along said line to a point on the section line between Sections 22 and 23, Township 8 North, Range 14 West, Block 16, Range 14 West, thence southerly along the section line between Sections 22 and 23, Township 8 North, Range 14 West, thence southerly along said section line to the section corner corner to sections 22 and 23, Township 8 North, Range 14 West, and Section 24, Township 8 North, Range 14 West, which is also a point on the existing West corporate line of the Town of Waveland, thence southerly and westerly along the corporate line of the Town of Waveland as existing on January 1, 1904 to a point where said line intersects the corporate line of Block 16 of the Blinn's deed or east of Blinn's deed, thence southerly along said corporate or water's edge to the street of Waveland.

This property hereinafore described being the property owned by the Town of Waveland, by this deed, certificate and the existing corporate limits of said Town as they existed on January 1, 1904.

IN WITNESS WHEREOF, I, the Mayor of the Town of Waveland, Mississippi, have hereunto set my hand and the seal of said Town on this 11th day of January, 1904.

W. H. HARRIS, Mayor of the Town of Waveland, Mississippi.

WITNESSES: J. H. HARRIS, Mayor of the Town of Waveland, Mississippi.

State of Mississippi
IN THE CHANCERY COURT OF HANCOCK COUNTY

BOOK 161 PAGE 415

I, MARIE E. QUINTINI, Clerk of the Chancery Court of Hancock County, Mississippi, do here
by certify that the above and foregoing constitutes a true and correct copy and literal trans-
cript of FINAL DECREE IN THE MATTER OF THE EXTENSION OF THE BOUNDARIES OF
THE TOWN OF WAVELAND, MISSISSIPPI, BEING CAUSE #10,070

as the same now appears filed for record on February 13, 1967 and recorded
in Chancery Court Minute Book 41 page 427, 428 and 429 of the records
now on file in my office.

AND I FURTHER CERTIFY that said Chancery Court is a Court of Record with an official
seal, and that I, as Clerk of said Chancery Court, am the custodian of the records and of the
seal of said court.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO
set my hand and affixed the seal of this said Court at
the City of Bay Saint Louis, on this 27th day
of FEBRUARY, in the year of our Lord,
one thousand nine hundred and SIXTY-SEVEN

MARIE E. QUINTINI, Clerk of the Chancery Court of
Hancock County, Mississippi.

By *Marie E. Quintini*, Deputy Chancery Clerk.

(SEAL)

State of Mississippi

EXECUTIVE



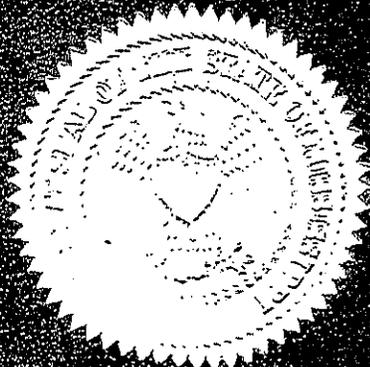
OFFICE

Jackson

*The within and foregoing Amendment to the
Charter of Incorporation of*

TOWN OF WAVELAND, MISSISSIPPI

is hereby approved.



*In Testimony Whereof, I have hereunto set
my hand and caused the Great Seal
of the State of Mississippi to be
affixed, this the 31st day of March, 1970.*

Attest:

Heber Radner
Secretary of State

John Lee Wicks

Governor

PROOF OF PUBLICATION

The Gulf Coast Echo

State of Mississippi,
Hancock County

I, W. H. HARRIS, appeared before me the undersigned authority in and for said County and State, Mississippi, publisher of said paper, THE GULF COAST ECHO, published and printed in the City of Bay St. Louis, Mississippi, and being duly sworn, depose and say that the publication of said paper has been continued to the date of this proof.

To the _____
To the _____

Edmund Harris
Publisher

Return to and subscribe to the NOTARY PUBLIC

Edmund Harris
Notary Public

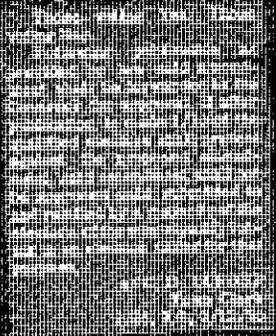
Subscribed and sworn to before me this _____ day of _____, 19____.

Notary Public for the State of Mississippi
My Commission Expires _____

180 539

180 539

150 540



AN AMENDMENT TO THE SPECIAL CHARTER TO THE TOWN OF WAVERLAND RELATIVE TO THE BOUNDARIES OF THE WARDS LOCATED IN THE TOWN OF WAVERLAND.

WHEREAS, Section 11 of the Special Charter of the Town of Waverland, as amended, currently divides the Town into four wards as set forth in said Section 4 of the Charter of the Town of Waverland, and

WHEREAS, the Town of Waverland has in the year 1960 assumed responsibility for the limits of the Town, and

WHEREAS, the population of the wards as currently constituted varies so as to place that certain wards have within their boundaries a disproportionate number of voters of the Town of Waverland, and

WHEREAS, it is found to be necessary in charge, alter and reconstitute the boundaries of the four wards of the Town of Waverland in order to place the same approximately into a more or wards of the Town of Waverland and to correct a certain imbalance of voters located within the wards of the community.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Waverland that Section 11 of the Charter of the Town of Waverland, as amended, be amended so as to read as follows:

Section 11 - That said Town of Waverland be divided into four wards

as follows:

The First Ward shall embrace all the territory lying within the

boundaries as follows:

The second ward shall embrace all of the property within the boundaries as follows:

Second Ward of the Town of Waveland.

Beginning at a point where the projection of Coleman Avenue intersects the Northern waters edge of the Mississippi Sound; thence Northwesterly along Coleman Avenue to its intersection with St. Joseph Street; thence Northerly along St. Joseph Street to its corner common to Sections 34, 35, Township 8 South, Range 14 West and Sections 2 and 3, Township 9 South, Range 14 West; thence continuing along said St. Joseph Street in a Northwesterly direction to its intersection with the Old Spanish Trail; thence Westerly along the Old Spanish Trail 250 feet, more or less, to the Southeast corner of a parcel of property now or formerly belonging to Dan M. Russell, Jr. as recorded in Vol. R-9-292, Deed Records of Hancock County, Mississippi; thence Northwesterly along the aforesaid Russell's East property line and its projection to a point 1235.9 feet South of the North line of Section 34, Township 8 South, Range 14 West; thence Easterly along the line 1235.9 feet South and parallel to the North line of the aforesaid Section 34 to its intersection with Nicholson Avenue; thence Southeasterly along Nicholson Avenue to its intersection with Central Avenue; thence Southwesterly along Central Avenue to its intersection with Grosvenor Place; thence Southeasterly along the aforesaid Grosvenor Place and its projection to the North waters edge of the Mississippi Sound; thence Southwesterly along the North waters edge of the aforesaid Mississippi Sound to the place of beginning.

State of Mississippi



Office of Secretary of State
Jackson

I, Heber Ladner, Secretary of State, do certify that the amendment hereto attached, amending the Charter of Incorporation of

CITY OF WAVELAND, MISSISSIPPI

was pursuant to the provisions of the laws of Mississippi recorded in the Records of Incorporations in this office, in **PHOTOSTAT BOOK, NUMBER ONE-HUNDRED NINETY-EIGHT, PAGES 453-457.**

Given under my hand and Seal
of office hereunto affixed, this
5th day of October, 1972.

Heber Ladner

SECRETARY OF STATE



State of Mississippi



Office of Secretary of State
Jackson

I, Heber Ladner, Secretary of State, do certify that the amendment hereto attached, amending the Charter of Incorporation of

CITY OF WAVELAND, MISSISSIPPI

was pursuant to the provisions of the laws of Mississippi recorded in the Records of Incorporations in this office, in PHOTOSTAT BOOK, NUMBER ONE-HUNDRED NINETY-EIGHT, PAGES 453-457.

Given under my hand and Seal of office hereunto affixed, this 5th day of October, 1972.

Heber Ladner

SECRETARY OF STATE



NO. 11,770

IN THE CHANCERY COURT OF HANCOCK COUNTY, MISSISSIPPI 51 403

IN VACATION, 1972

IN THE MATTER OF THE EXTENSION
OF THE BOUNDARIES OF THE CITY
OF WAVELAND, MISSISSIPPI

FILED
SEP 7 1972

JOHN D. HUNTER, JR., CHANCERY CLERK

John D. Hunter, Jr.
P. S.

FINAL DECREE

This matter this day came on to be heard on petition of the City of Waveland for the ratification, approval and confirmation of the Ordinance extending and enlarging the boundaries of said City, and same being Ordinance No. 76 of the City of Waveland, Mississippi, and a Decree Pro Confesso having been taken against "any and all parties, interested in, affected by, or objecting to the inclusion in, and annexation of 'proposed territory' embraced in Cause No. 11,770, within the corporate limits within the City of Waveland;" and the Court having jurisdiction over this Cause, and the Cause having proceeded to trial and the Court having taken and heard all evidence offered or adduced on behalf of Petitioner, the City of Waveland, and Petitioner having rested its case;

The Court having from time to time, throughout the hearing of the trial, heard and considered the evidence adduced through the hearing and having thoroughly considered said case; and the Court having fully considered the evidence before it and being now fully informed in the premises, doth State:

1. That the proposed enlargement of the City of Waveland and the proposed annexation of the said area as set forth in Section 2 of said Ordinance No. 76 is reasonable and that said annexation is required for the public convenience and necessity.
2. That a reasonable public and municipal service will be rendered in the annexed territory within a reasonable length of time.
3. The ordinance is reasonable and feasible and is required for the public convenience and necessity and ought to be approved, ratified and confirmed.

*Approved ordinance
to extend &
enlarge city boundaries*

It is therefore,

ORDERED, ADJUDGED AND DECREED that Ordinance No. 76 of the City of Waveland, entitled "An Ordinance to Enlarge, Extend, and Define the Limits and Boundaries of the City of Waveland,"

and the same is hereby ratified.

It is further

ORDERED, A

Waveland as enlarged

defined as follows:

Beginning at the intersection of the East line of Section 33, Township 8 South, Range 14 West, and the North line of Section 34, thence South along the water's edge a distance of 4,850 feet to a mark in the ground; thence North a distance of 100 feet along the East line of the L & N Railroad; thence East along the L & N right-of-way line located at the intersection of the L & N Railroad and the City of Waveland, 30 seconds, 30 minutes, 30 seconds, 48 degrees, 48 minutes, 30 seconds, a distance of 8,434 feet to a point (concrete post) that is a North right-of-way monument of U. S. Highway 90 and is further described as being North of the Blossman property and East of the intersection of old U. S. Highway 90 and new U. S. 90; thence, along the same northwesterly bearing a distance of 1906.376 feet to a point in the North right-of-way of the Kiln-Waveland Highway, a gravel road; thence along said right-of-way, North 54 degrees, 23 minutes, 43 seconds West to a point where said Eastern right-of-way line intersects the East section line of Section 33, Township 8 South, Range 14 West; thence East along said East section line to the East line of said Section 33; thence North along said section line to a point which is 1235.9 feet, South of the Section corner of Sections 26-27-33-34; thence East parallel to the North line of Section 34 to the East section line of Section 34; thence, South to a point on the East line of Section 34 where an extension of the South line of Bismark Street would intersect said East section line; thence East along the South line of Bismark Street to its intersection with the North line of the right-of-way of Highway 90; thence easterly along the North right-of-way line of Highway 90 to point where the northerly projection of that line between Lots 12 and 13 of Block 68 of the Bay St. Louis Land and Improvement Company Subdivision of the Bay St. Louis Land and Improvement Company's First Addition to the City of Bay St. Louis and Waveland, as recorded in Plat Book 2 of the Original

Handwritten note:
 The extended boundaries shall be bounded by the

Signature:
 [Illegible signature]

Plats, pages 30 and 31, Records of Plats, in the Office of the Chancery Clerk of Hancock County, Mississippi; thence southerly along said projected line to the Southwest corner of Lot 19, Block 68 of said subdivision; thence easterly along the projected South line of Lot 19 in an easterly direction to a point on the Southwest line of Lot 44, Rear Fourth Ward, Bay St. Louis, Mississippi; thence South 70 degrees East along said Southwest line of said Lot 44 to a point on the section line between Sections 35 and 36, Township 8 South, Range 14 West; thence South along said section line to the section corner common to Sections 35 and 36, Township 8 South, Range 14 West, and Sections 1-2, Township 9 South, Range 14 West, which is also a point on the existing North corporate line of the City of Waveland; thence easterly and southeasterly along the corporate lines of the City of Waveland as existing on January 1, 1966 to a point where said line intersects the northern shoreline or water's edge of the Mississippi Sound or Gulf of Mexico; thence Southwesterly along said shoreline or water's edge to a point 150 feet South of the point of beginning; thence North 150 feet to the point of beginning.

Said property hereinabove described being the territory annexed to the City of Waveland by this decree; together with the existing corporate limits of said City as they existed on the 10th day of July, 1972.

It is further,

ORDERED, ADJUDGED AND DECREED that the cost herein be taxed against the Petitioner.

ORDERED, ADJUDGED AND DECREED, this the 7th day of September, A. D. 1972.

John S. Morris
CHANCELLOR

BOOK 198 PAGE 457

State of Mississippi
IN THE CHANCERY COURT OF HANCOCK COUNTY

I, JOHN D. RUTHERFORD, JR., Clerk of the Chancery Court of Hancock County, Mississippi, do hereby certify that the above and foregoing constitutes a true and correct copy and literal transcript of FINAL DECREE IN THE MATTER OF THE EXTENSION OF THE BOUNDARIES OF THE CITY OF WAVELAND, MISSISSIPPI, BEING CAUSE #11,770

as the same now appears recorded in Chancery Minute Book 51 page 409 thru 411 of the records now on file in my office.

AND I FURTHER CERTIFY that said Chancery Court is a Court of Record with an official seal, and that I, as Clerk of said Chancery Court, am the custodian of the records and of the seal of said court.



IN TESTIMONY WHEREOF, I HAVE HEREUNTO set my hand and affixed the seal of this said Court at the City of Bay Saint Louis, on this 3rd day of OCTOBER, in the year of our Lord, one thousand nine hundred and SEVENTY-TWO.

JOHN D. RUTHERFORD, JR., Clerk of the Chancery Court of Hancock County, Mississippi.

By Lila W. [Signature], Deputy Chancery Clerk

BOOK 198 PAGE 458

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State of Mississippi



Office of Secretary of State
Jackson

I, Heber Ladner, Secretary of State, do certify that the amendment hereto attached, amending the Charter of Incorporation of

CITY OF WAVELAND

was pursuant to the provisions of the laws of Mississippi recorded in the Records of Incorporations in this office, in PHOTOSTAT BOOK
NUMBER TWO HUNDRED AND THIRTEEN, PAGES 425-430

Given under my hand and Seal of office hereunto affixed, this SEVENTH Day of October, 1974



Heber Ladner
SECRETARY OF STATE

State of Mississippi

EXECUTIVE



OFFICE

Jackson

*The within and foregoing Amendment to the
Charter of Incorporation of*

CITY OF WAVELAND, MISSISSIPPI

is hereby approved.



*In Testimony Whereof, I have hereunto set
my hand and caused the Great Seal
of the State of Mississippi to be
affixed, this the 4th day of October A.D., 1972.*

Attest:

Heber Radner

Secretary of State

William T. Waller

Governor

AN AMENDMENT TO THE SPECIAL CHARTER TO THE CITY OF WAVELAND
ABOLISHING THE OFFICES OF MARSHALL AND STREET COMMISSIONER,
CREATING THE POSITION OF TAX COLLECTOR AND ASSESSOR, AND THE
POSITION OF CHIEF OF POLICE AND CHANGING THE RESIDENCE
REQUIREMENTS FOR HOLDING PUBLIC OFFICE.

WHEREAS, it is the sense of the Board of Mayor and Aldermen of the City of Waveland that the office of Marshall and the office of Street Commissioner should be abolished and a Tax Collector should be appointed who shall act as Assessor, and a Chief of Police should be appointed to preserve the Laws within the City of Waveland, and

WHEREAS, certain other amendments to the Special Charter of the City of Waveland are necessary to update said Charter.

NOW, THEREFORE, be it ordained by the Board of Mayor and Aldermen of the City of Waveland that Section IV of the Charter of the City of Waveland as amended, be amended so as to read as follows:

SECTION IV. There shall be held in said City a general election for Mayor, four Aldermen and Treasurer on the first Tuesday in December, 1974 and every four years thereafter.

BE IT FURTHER ORDAINED, that Section VI of the Charter of the City of Waveland as amended, be amended so as to read as follows:

SECTION VI. The qualified electors in each ward of said City shall be entitled to elect one Alderman for said ward who shall be a qualified elector of the State of Mississippi and reside in said ward at least thirty days and said elector shall not be permitted to vote for any other candidate residing in any other ward in said City except the Mayor and Treasurer who shall be elected by the entire body of qualified electors or voters of said City.

BE IT FURTHER ORDAINED, that Section VII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION VII. The Mayor, Aldermen and Treasurer shall be a qualified elector of the State of Mississippi and shall have resided in said City at least thirty days previous to his election.

BE IT FURTHER ORDAINED, that Section XVII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION XVII. The Mayor and Aldermen elected shall meet at 7:30 P.M. on the first Tuesday of each month and shall hold a second regular

meeting on the Wednesday fifteen days following the first Tuesday of each month. At the first meeting after their election, they shall take and subscribe the oath prescribed by the constitution and organize for the discharge of business; at said meeting, the Mayor shall appoint a Secretary, City Attorney, a Registrar of Voters and three Commissioners of election, together with such other subordinate officers as the business of the City may require, whose duties shall be fixed by Ordinance of said Board.

BE IT FURTHER ORDAINED that Section XI of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION IX. The Officers of said City shall execute bonds in the following sums, to-wit: The Mayor in the sum of One Thousand Dollars (\$1,000); the Tax Collector in the sum of Ten Thousand Dollars (\$10,000); the Treasurer in the sum of Three Thousand Dollars (\$3,000); the Registrar of Voters in the sum of Two Thousand Dollars (\$2,000). Said bonds to be conditioned as required by law for County officers and payable to the City of Waveland and to provide for the faithful performance of the said officers of their respective duties as hereafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law.

BE IT FURTHER ORDAINED that Section XXIII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXIII. The Mayor, Aldermen, Secretary and Treasurer shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed, same shall not be changed during the term of office of said officer.

BE IT FURTHER ORDAINED that Section XXXI of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXXI. The office of Marshall is abolished, effective December 3, 1974. The office of Street Commissioner is abolished effective December 3, 1974.

There is hereby created a position of Chief of Police. The Chief of Police shall be appointed by the Mayor with the advice and consent of the Board of Aldermen. The Chief of Police shall serve at the pleasure of the Mayor and Board of Aldermen. The Chief of Police shall perform in respect to City elections, all the duties prescribed by law and to be performed by the

Sheriff in reference to the State and County elections. He shall have the duty of preserving the peace in the municipality and shall have the duty of enforcing the laws of the State of Mississippi and the Ordinances of the City of Waveland.

There is hereby created the position of Tax Collector. The Tax Collector shall be appointed by the Mayor with the advice and consent of the Board of Aldermen. The Tax Collector shall perform the duties of and serve as the City Assessor. The Tax Collector shall serve at the pleasure of the Mayor and Board of Aldermen.

The Tax Collector shall account for and pay over to the treasury, all taxes, licenses and monies collected by him at least every ten days after collecting same and perform all other duties required of him by Ordinance and under the same penalties by law for the collection of State and County taxes. He shall keep a Tax Collector's book, the form of which shall be substantially such as is provided for State and County Collectors. He shall keep a license book, road duty book and such other books as may be required and shall make proper entries therein. He shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections and shall take the City Treasurer's receipt for all monies paid over. The Tax Collector and Chief shall receive such compensation as the Mayor and Board of Aldermen shall designate.

BE IT FURTHER ORDAINED that the City Clerk is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law and more particularly Section 21-17-9 of the Mississippi Code of 1972; that this amendment take effect immediately after its approval and registration as required by law; and to the end, that said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that said amendment be posted in said City as required by law.

The above and foregoing resolution having been first reduced to writing, was submitted to the Board of Mayor and Aldermen section by section, and adopted section by section and then as a whole, by the following vote,
to-wit:

Those voting Yea:
Alderman Grass
Alderman Campion
Alderman Johnson
Alderman Bourgeois

Those voting Nay:
None

Following publication as provided by law, said amendment shall be forwarded to the Governor for approval. If after publication is made, one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in municipality voting an election called for that purpose.

S/ John Longo, Mayor
JOHN LONGO, MAYOR

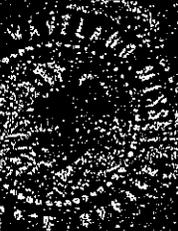
ATTEST:

S/ Barbara Rappold, City Clerk
BARBARA RAPPOLD, City Clerk

This is to certify that the above and foregoing is a true and correct copy of an amendment which was adopted by the Mayor and Board of Aldermen of the City of Waveland at a regular meeting held on Tuesday, August 6, 1974.

Witness my signature this the 20th day of August, 1974.

Barbara Rappold
Barbara Rappold, City Clerk



Do Not Remove

AN AMENDMENT TO THE SPECIAL CHARTER TO THE CITY OF WAVELAND
ABOLISHING THE OFFICE OF TREASURER AND DESIGNATING THE CITY
SECRETARY AS CITY CLERK

WHEREAS, it is the sense of the Board of Mayor and Aldermen of the City of Waveland that the office of Treasurer should be abolished in that the duties of the Treasurer are currently performed by the City Secretary, and

WHEREAS, the City Secretary also functions as the City Clerk and such title should be recognized in the City Charter,

NOW, THEREFORE, be it ordained by the Board of Mayor and Aldermen of the City of Waveland that Section III of the Charter of the City of Waveland as amended so as to read as follows:

SECTION III. There shall be in said Town a Mayor, four Aldermen, a Secretary, who shall also be the City Clerk, who may be an Alderman, and there shall be a Tax Collector and Assessor and a Registrar of Voters and such officers as the town may need.

Be it further ordained that Section IV of the Charter of the City of Waveland be amended so as to read as follows:

SECTION IV. There shall be held in said City a general election for Mayor and four Aldermen on the first Tuesday in December, 1978 and every four years thereafter.

BE IT FURTHER ORDAINED, that Section VI of the Charter of the City of Waveland as amended, be amended so as to read as follows:

SECTION VI. The qualified electors in each ward of said City shall be entitled to elect one Alderman for said ward who shall be a qualified elector of the State of Mississippi and reside in said ward at least thirty days and said elector shall not be permitted to vote for any other candidate residing in any other ward in said City except the Mayor who shall be elected by the entire body of qualified electors or voters of said City.

BE IT FURTHER ORDAINED, that Section VII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION VII. The Mayor and Aldermen shall be qualified electors of the State of Mississippi and shall have resided in said City at least thirty days previous to his election.

BE IT FURTHER ORDAINED, that Section XVII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION XVII. The Mayor and Aldermen elected shall meet at 7:30 P.M. on the first Tuesday of each month and shall hold a second regular meeting on the Wednesday fifteen days following the first Tuesday of each month. At the first meeting after their election, they shall take and subscribe the oath prescribed by the constitution and organize for the discharge of business; at said meeting, the Mayor shall appoint a Secretary, who shall also be the City Clerk, City Attorney, a Registrar of Voters and three Commissioners of election, together with such other subordinate officers as the business of the City may require, whose duties shall be fixed by Ordinance of said Board.

BE IT FURTHER ORDAINED that Section XX of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XX. The Officers of said City shall execute bonds in the following sums, to-wit: The Mayor in the sum of One Thousand Dollars (\$1,000); the Tax Collector in the sum of Ten Thousand Dollars (\$10,000); the Registrar of Voters in the sum of Two Thousand Dollars (\$2,000). Said bonds to be conditioned as required by law for County officers and payable to the City of Waveland and to provide for the faithful performance of the said officers of their respective duties as hereafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law.

BE IT FURTHER ORDAINED that Section XXIII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXIII. The Mayor, Aldermen, and Secretary shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed, same shall not be changed during the term of office of said officer.

BE IT FURTHER ORDAINED that Section XXXII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXXII. The office of Treasurer is abolished, effective December 5, 1978. The Secretary shall receive and safely keep and pay out according to law all moneys belonging to the Town. He shall keep correct and accurate accounts of all moneys belonging to the Town, He shall keep an accurate account of all disbursements, and shall make report once a month at the regular monthly meeting in writing to the Board of the Finance of the Town. He shall perform all other duties that may be prescribed by Ordinances, and shall pay out money only on Warrants ordered by the Board, signed by the Mayor, and countersigned by him.

BE IT FURTHER ORDAINED that the City Clerk is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law and more particularly Section 21-17-9 of the Mississippi Code of 1972; that this amendment take effect immediately after its approval and registration as required by law; and to the end, that said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that said amendment be posted in said City as required by law.

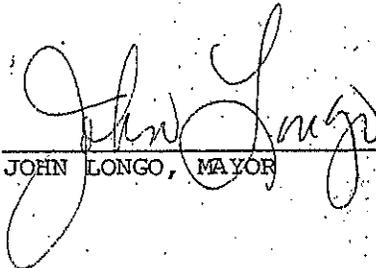
The above and foregoing resolution having first been reduced to writing, was submitted to the Board of Mayor and Aldermen section by section, and adopted section by section and then as a whole, by the following vote, to-wit:

Those voting Yea:
Alderman Grass
Alderman Campion
Alderman Yarborough

Those voting Nay:
None

Alderman Johnson was absent from the meeting.

Following publication as provided by law, said amendment shall be forwarded to the Governor for approval. If after publication is made, one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in municipality voting an election called for that purpose.



JOHN LONGO, MAYOR

ATTEST:



BARBARA RAPPOLD, CITY CLERK

BE IT FURTHER ORDAINED that the City Clerk is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law and more particularly Section 21-17-9 of the Mississippi Code of 1972; that this amendment take effect immediately after its approval and registration as required by law; and to the end, that said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that said amendment be posted in said City as required by law.

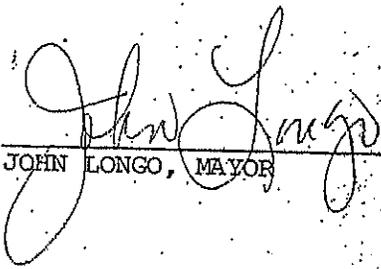
The above and foregoing resolution having first been reduced to writing, was submitted to the Board of Mayor and Aldermen section by section, and adopted section by section and then as a whole, by the following vote, to-wit:

Those voting Yea:
Alderman Grass
Alderman Campion
Alderman Yarborough

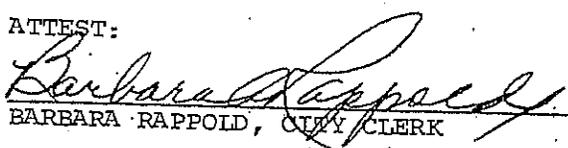
Those voting Nay:
None

Alderman Johnson was absent from the meeting.

Following publication as provided by law, said amendment shall be forwarded to the Governor for approval. If after publication is made, one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in municipality voting an election called for that purpose.

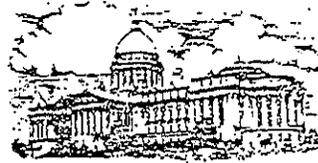

JOHN LONGO, MAYOR

ATTEST:


BARBARA RAPPOLD, CITY CLERK

State of Mississippi

EXECUTIVE



OFFICE

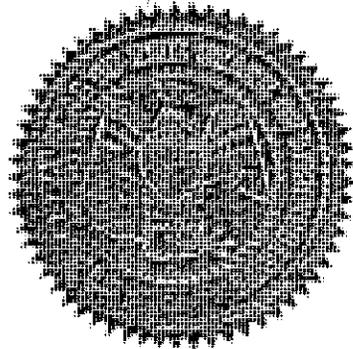
Jackson

*The within and foregoing Amendment to the
Charter of Incorporation of*

CITY OF WAVELAND

WAVELAND, MISSISSIPPI

is hereby approved.



In Testimony Whereof, I have hereunto set
my hand and caused the Great Seal
of the State of Mississippi to be
affixed, this the 29th day of November A.D., 1978.

Attest:

Heber Ladner
Secretary of State

Calvin Finch

Governor

I, BARBARA A. RAPPOLD, do hereby certify that I am the City Clerk of the City of Waveland; that the above and foregoing is a true and correct copy of an Amendment which was adopted by the Mayor and Board of Aldermen of the City of Waveland at a recessed meeting held on the 29th day of August 1978; that said amendment was advertised as required by law on August 30th, 1978 by posting same/in three public places, to-wit:

Waveland Drug Store
Waveland Post Office
Mestayer's Lumber Company;

that said amendment was posted continuously in said places for a period of three (3) weeks.

I further certify that no protest of any kind has been made-----to said amendment; I further certify that there is no newspaper published in the City of Waveland and that advertisement in accordance with Section 21-17-9, Mississippi Code of 1972, as Amended, has been completed.

WITNESS MY SIGNATURE, this 3rd day of October, 1978.


BARBARA A. RAPPOLD
Clerk, City of Waveland, Mississippi

AN AMENDMENT TO THE SPECIAL CHARTER TO THE CITY OF WAVELAND
ABOLISHING THE OFFICE OF TREASURER AND DESIGNATING THE CITY
SECRETARY AS CITY CLERK

WHEREAS, it is the sense of the Board of Mayor and Aldermen of the City of Waveland that the office of Treasurer should be abolished in that the duties of the Treasurer are currently performed by the City Secretary, and

WHEREAS, the City Secretary also functions as the City Clerk and such title should be recognized in the City Charter,

NOW, THEREFORE, be it ordained by the Board of Mayor and Aldermen of the City of Waveland that Section III of the Charter of the City of Waveland as amended so as to read as follows:

SECTION III. There shall be in said Town a Mayor, four Aldermen, a Secretary, ~~and a City Clerk~~, who may be an Alderman, and there shall be a Tax Collector and Assessor and a Registrar of Voters and such officers as the town may need.

Be it further ordained that Section IV of the Charter of the City of Waveland be amended so as to read as follows:

SECTION IV. There shall be held in said City a general election for Mayor and four Aldermen on the first Tuesday in December, 1978 and every four years thereafter.

BE IT FURTHER ORDAINED, that Section VI of the Charter of the City of Waveland as amended, be amended so as to read as follows:

SECTION VI. The qualified electors in each ward of said City shall be entitled to elect one Alderman for said ward who shall be a qualified elector of the State of Mississippi and reside in said ward at least thirty days and said elector shall not be permitted to vote for any other candidate residing in any other ward in said City except the Mayor who shall be elected by the entire body of qualified electors or voters of said City.

BE IT FURTHER ORDAINED, that Section VII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION VII. The Mayor and Aldermen shall be qualified electors of the State of Mississippi and shall have resided in said City at least thirty days previous to his election.

BE IT FURTHER ORDAINED, that Section XVII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION XVII. The Mayor and Aldermen elected shall meet at 7:30 P.M. on the first Tuesday of each month and shall hold a second regular meeting on the Wednesday fifteen days following the first Tuesday of each month. At the first meeting after their election, they shall take and subscribe the oath prescribed by the constitution and organize for the discharge of business; at said meeting, the Mayor shall appoint a Secretary, ~~who shall also be the City Clerk,~~ City Attorney, a Registrar of Voters and three Commissioners of election, together with such other subordinate officers as the business of the City may require, whose duties shall be fixed by Ordinance of said Board.

BE IT FURTHER ORDAINED that Section XX of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XX. The Officers of said City shall execute bonds in the following sums, to-wit: The Mayor in the sum of One Thousand Dollars (\$1,000); the Tax Collector in the sum of Ten Thousand Dollars (\$10,000); the Registrar of Voters in the sum of Two Thousand Dollars (\$2,000). Said bonds to be conditioned as required by law for County officers and payable to the City of Waveland and to provide for the faithful performance of the said officers of their respective duties as hereafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law.

BE IT FURTHER ORDAINED that Section XXIII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXIII. The Mayor, Aldermen, and Secretary shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed, same shall not be changed during the term of office of said officer.

BE IT FURTHER ORDAINED that Section XXVII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXVII. The office of Treasurer is abolished, effective December 5, 1978. The Secretary shall receive and safely keep and pay out according to law all moneys belonging to the Town. He shall keep correct and accurate accounts of all moneys belonging to the Town, He shall keep an accurate account of all disbursements, and shall make report once a month at the regular monthly meeting in writing to the Board of the Finance of the Town. He shall perform all other duties that may be prescribed by Ordinances, and shall pay out money only on Warrants ordered by the Board, signed by the Mayor, and countersigned by him.

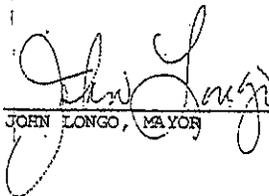
BE IT FURTHER ORDAINED that the City Clerk is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law and more particularly Section 21-17-9 of the Mississippi Code of 1972; that this amendment take effect immediately after its approval and registration as required by law; and to the end, that said amendment may be promulgated as required by law and prepared for approval, it is hereby ordained that said amendment be posted in said City as required by law.

The above and foregoing resolution having first been reduced to writing, was submitted to the Board of Mayor and Aldermen section by section, and adopted section by section and then as a whole, by the following vote, to-wit:

Those voting Yea:	Those voting Nay:
Alderman Grass	None
Alderman Campion	
Alderman Yarborough	

Alderman Johnson was absent from the meeting.

Following publication as provided by law, said amendment shall be forwarded to the Governor for approval. If after publication is made, one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in municipality voting an election called for that purpose.



 JOHN LONGO, MAYOR

ATTEST:


 BARBARA RAPPOLD, CITY CLERK

249 532



A. F. SUMNER
ATTORNEY GENERAL

DEPARTMENT OF JUSTICE
Office of the Attorney General
JACKSON, MISSISSIPPI 39205

October 31, 1978

Mr. Herman Glazier, Executive Assistant
Office of Governor Cliff Finch
20th Floor, Sillers Building
Jackson, Mississippi

Re: Amendment to Private Charter
City of Waveland, Mississippi

Dear Mr. Glazier:

Pursuant to Governor Finch's request of October 11, 1978 for the advice of the Attorney General as to the constitutionality and legality of the provisions of the attached Articles of Incorporation of the City of Waveland, Waveland, Mississippi, pursuant to additional exhibits supplied this office by the City of Waveland and in further pursuance of this office's letter to you of October 24, 1978, I find inclusion of the phrase in Section III of the proposed amendments reading:

"who shall also be the City Clerk",

and the phrase in Section XVII reading:

"who shall also be the City Clerk"

not to be "consistent with the Constitution and laws of the United States and the Constitution of this State".

Deleting the above phrases, I find in this respect the Charter reverting to basically as it was in 1905 and I find the remainder of the proposed amendment or amendments to be consistent with the Constitution and laws of the United States and the Constitution of this State.

Yours very truly,

A. F. Sumner
Attorney General

AFS/ped
Enclosure

240 Page 533

John Longo, Jr., Mayor
Charles H. Johnson, Alderman
Clay H. Grass, Alderman
Paul F. Cameron, Alderman
Herbert Yarbrough, Alderman
Walter Bourgeois, Jr., Treasurer
Clare Singer, Tax Assessor & Collector
Lucien Cox, Jr., Attorney
Barbara A. Rasbold, Secretary

CITY OF WAVELAND

Home of Buccaneer State Park

Post Office Box H - 301 Coleman Avenue - 601/467-4134
WAVELAND, MISSISSIPPI 39576

October 3, 1978

Honorable Cliff Finch
Governor, State of Mississippi
New Capitol Building
Jackson, Mississippi 39205

Dear Governor Finch:

I enclose herewith an Amendment to the private Charter of the City of Waveland, Mississippi, which said Charter was amended in accordance with the provisions of Section 21-17-9, Mississippi Code of 1972. I would appreciate your forwarding same to the Attorney General for his opinion, and if the Attorney General concurs, I would appreciate your approval of this amendment.

Thanking you for your cooperation, I am,

Sincerely yours,



John Longo, Jr.
Mayor, City of Waveland

JL:lp

Enclosures (stated)

ACTION:	DISPENSE:
INFORMATION: <i>Alman</i>	

Received at the office of the Secretary of State this the 19th day of Aug., 1986, together with the sum of \$ 20.00 deposited to cover the recording fee, and referred to the Attorney General for is opinion.

Dine Morgan
Secretary of State

Jackson, Mississippi August 20, 1986.

I have examined the application for a Charter of Incorporation and I am of the opinion that it is not violative of the Constitution and laws of the State of Mississippi or of the United States.

Edwin L. Lloyd P. Homan
Attorney General

By: Paul R. K... ..
Assistant Attorney General

State of Mississippi

EXECUTIVE



OFFICE

JACKSON

*The within and foregoing Amendment to the
Charter of Incorporation of*

CITY OF WAVELAND

WAVELAND, MISSISSIPPI

is hereby approved.



In Testimony Whereof, I have hereunto set
my hand and caused the Great Seal
of the State of Mississippi to be
affixed, this the 21st day of August,
A. D., 1886.

Attest:

Dine Morgan

Secretary of State.

William A. Allain

Governor.



EDWIN LLOYD PITTMAN
ATTORNEY GENERAL

OFFICE OF THE ATTORNEY GENERAL

August 20, 1986

OFFICIAL ATTORNEY GENERAL'S OPINION

Honorable William A. Allain
Governor of the State of Mississippi
Post Office Box 139
Jackson, Mississippi 39205

Dear Governor Allain:

Your office, by and through Honorable Carmen Gettis Castilla, Legal Counsel, has submitted for the Attorney General's consideration under the provisions of §21-17-9, Mississippi Code of 1972, Annotated, (the Code), a proposed amendment to the Private Charter of the City of Waveland (the City) more particularly §11 of said Charter which designates the boundaries of the four (4) wards of the City. Said proposed amendment would change, alter and redesignate said boundaries in order to properly distribute the number of voters within each ward and thereby correct the current imbalance of voters located within the wards of the community.

The proposed amendment is set out in the attached certified copy of an ordinance duly passed and adopted by the Mayor and Board of Aldermen of the City of Waveland at a meeting held on June 3, 1986.

The attached documents show that the proposed amendment was published in The Sea Coast Echo, a newspaper published in the City of Bay St. Louis, on June 12, 19 and 26, 1986. The City Secretary of the City of Waveland certified on July 2, 1986, that there was no protest by the municipal electors to the proposed amendment.

Based on the above information, the attachments to this letter, and a review of the proposed charter amendment under the provisions of §21-17-9 of the Code, it is the opinion of this office that such amendment is consistent with the Constitution and laws of the United States and the Constitution of the State of Mississippi.

OFFICE OF THE ATTORNEY GENERAL
STATE OF MISSISSIPPI

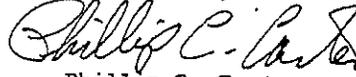
Honorable William A. Allain
August 20, 1986
Page Two

Honorable Lucien M. Gex, Jr., Attorney for the City has advised this office that a submission has been forwarded to the U. S. Department of Justice for its review pursuant to Section 5, of the Voting Rights Act of 1965 and that said Department of Justice has in turn advised him that the submission will be processed upon your approval of this amendment.

Very truly yours,

EDWIN LLOYD PITTMAN, ATTORNEY GENERAL

BY



Phillip C. Carter
Special Assistant Attorney General

PCC:mfd

Enclosures

OFFICIAL OPINION



BILL ALLAIN
GOVERNOR

STATE OF MISSISSIPPI
OFFICE OF THE GOVERNOR
JACKSON 39205

BOOK 320 PAGE 115
861571

July 7, 1986

POST OFFICE BOX 139

Honorable Edwin L. Pittman
Attorney General
Gartin Justice Building
Jackson, Mississippi

Dear Mr. Pittman:

At the direction of Governor Allain, I am requesting your advice as to the constitutionality and legality of the attached provisions of the Articles of Incorporation for the City of Waveland, Waveland, Mississippi, and amendments thereto.

Sincerely,

Carmen Gettis Castilla
Carmen Gettis Castilla
Legal Counsel

/se

Enclosures

RECEIVED

JUL 8 1986

ATTORNEY GENERAL'S OFFICE
OPINIONS

83

LUCIEN M. GEX, JR.
ATTORNEY AT LAW
229 COLEMAN AVENUE
WAVELAND, MISSISSIPPI 39576

P.O. DRAWER 47

TELEPHONE
601-467-5425

July 3, 1986

Honorable Edwin Lloyd Pittman
Attorney General
P. O. Box 220
Jackson, MS 39205

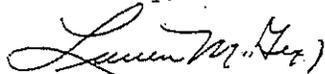
Dear Mr. Pittman:

Pursuant to the provisions of Section 21-17-9 I enclose herewith a certified copy of an amendment to the special charter of the City of Waveland. This amendment changes the boundaries of the wards within the City of Waveland. I have also enclosed a proof of publication indicating that the amendment was published for three consecutive weeks in a local newspaper. Attached also is a certificate of the City Secretary that no petition opposing this amendment has been received.

I have prepared and previously sent to the Assistant Attorney General for the United States a submission as required under the Voting Rights Act. They have advised me that they will not process this submission until this amendment is adopted. Therefore, if you find same in order I would appreciate your forwarding it to the Governor in order that he might sign same and return to me.

Thanking you for your usual cooperation, I am,

Sincerely,


Lucien M. Gex, Jr.

LMG:pw

Enclosures (stated)

RECEIVED

JUL 7 1986

ATTORNEY GENERAL'S OFFICE
OPINIONS

10-10-86

PROOF OF PUBLICATION

BOOK 320 PAGE 117

The Sea Coast Echo

POST OFFICE BOX 230

BAY ST. LOUIS, MISS. 39320

State of Mississippi, Hancock County

PERSONALLY appeared before me the undersigned authority in and for said County and State,
ELLIS C. CUEVAS publisher of THE SEA COAST ECHO a public newspaper printed and
published in the City of Bay St. Louis, said County, who, being duly sworn, deposes and says
the publication of this notice hereunto annexed has been made in said publication 3

weeks to-wit:

In No. 47 Vol. 95 Dated June 12 1986

In No. 49 Vol. 95 Dated June 19 1986

In No. 51 Vol. 95 Dated June 26 1986

In No. _____ Vol. _____ Dated _____ 19

In No. _____ Vol. _____ Dated _____ 19

In No. _____ Vol. _____ Dated _____ 19

Ellis C Cuevas
Publisher

Sworn to and subscribed before me A NOTARY PUBLIC

Rosmary Buzo

this June 26 1986

8/12/88

My Commission Expires

Cost of
Publication \$ 189.20

LEGAL NOTICE

Notice is hereby given that the following amendment to the Special Charter of the City of Waveland was adopted by the Mayor and Board of Aldermen at their first regular meeting held at the City Hall in the City of Waveland on June 1, 1986: **AMENDMENT TO SPECIAL CHARTER OF THE CITY OF WAVELAND REDESIGNATING THE BOUNDARIES OF THE WARDS LOCATED IN THE CITY OF WAVELAND.**

WHEREAS, Section 11 of the Special Charter of the City of Waveland, as amended by amendment to Charter dated April 3, 1979, currently divides the City into four wards as set forth in said charter and amendment to the charter of the City of Waveland; and,

WHEREAS, the City of Waveland has, since the amendment to its charter, annexed additional territory to the limits of the City; and,

WHEREAS, there has been a shift in the population of the existing wards of the City of Waveland; and,

WHEREAS, the population of the wards as currently constituted varies to the point that certain wards have within their confines a disproportionate number of voters of the City of Waveland; and,

WHEREAS, it is found to be necessary to change, alter and redesignate the boundaries of the four wards of the City of Waveland in order to properly distribute the number of voters within each ward and thereby correct the current imbalance of voters located within the wards of the community.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Waveland, that Section 11 of the Charter of the City of Waveland, as amended, be amended so as to read as follows:

SECTION 11—that the said City of Waveland is divided into four wards, as follows:

The First Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the projection of the center line of Ladite Drive intersects the waters of the Mississippi Sound, thence Northerly along the said center line of Ladite Drive to its intersection with the south line of Central Avenue, thence easterly along said south line of Central Avenue to a point where the south line of Central Avenue intersects the center line of Nicholson Avenue, thence northerly along the center line of Nicholson Avenue to Highway 902, thence easterly along the center line of Highway 902 to the intersection of said center line with the west boundary line of the city limits of the City of Waveland, thence Northerly and Easterly along the said city limits to the intersection of the north boundary line of the City of Waveland with the water's edge of the Mississippi Sound; thence Southerly following the ~~resubstantia~~ ~~at the~~ ~~aboveline~~ ~~to the point of beginning.~~

The Second Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the center line of Vacation Lane intersects the water's edge of the Mississippi Sound, run North or Northerly along the center line of Vacation Lane to its intersection with the

centerline of Central Avenue, run North or Northeast along the centerline of Central Avenue to its intersection with the center line of Coleman Avenue; thence Westwardly along the center line of Coleman Avenue to St. Joseph Street; thence continue in a northwesterly direction along the center line of St. Joseph Street to the North line of the Old Spanish Trail; thence Westwardly along the Old Spanish Trail 250 feet, more or less, to the Southeast corner of a parcel of property now or formerly belonging to Dan M. Russell and recorded in Vol. 8, page 222, Deed Records of Hancock County, Mississippi; thence Northwestwardly along the aforesaid Russell's east property line and its projection to the west boundary line of the City limits of the City of Waveland; thence northwardly along the west boundary of the city limits to the center line of Highway 501, which is also the south boundary line of the First Ward of the City of Waveland; thence run Southeastwardly along the center line of Highway 501 to Nicholson Avenue, continue Southwardly along the center line of Nicholson Avenue to its intersection with Central Avenue; thence Southwardly along the center line of Central Avenue to its intersection with the center line of Laffie Drive; thence run Southwestwardly along the center line of Laffie Drive to the water's edge; thence run Southwardly along the meanderings of the shoreline to the point of beginning.

The Third Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the center line of Vacation Lane intersects the water's edge of the Mississippi Sound, run Northwestwardly along the said center line to its intersection with the center line of Central Avenue; run North or Northeast to its intersection with the center line of Coleman Avenue; run thence Northwestwardly along the center line of Coleman Avenue to the center line of St. Joseph Street; thence continue in a northwesterly direction along the center line of St. Joseph Street to the North line of Old Spanish Trail; thence Westwardly along the North line of the Old Spanish Trail 250 feet, more or less, to the Southeast corner of the property now or formerly belonging to Dan M. Russell, as recorded in Vol. 8-4, Page 222, Deed Records of Hancock County, Mississippi; thence Northwestwardly along the aforesaid Russell's East property line and its projection to the West boundary line of the City limits of the City of Waveland, which is also a point 1,253 feet South of the North line of Section 24, Township 8 South, Range 14 West; thence Southwardly and Westwardly along the boundary of the city limits to its intersection with the northern projection of the East line of Shoreline Park Unit No. 9; thence Southwardly along the East line and its projection of Shoreline Park Unit No. 9 to the Old Spanish Trail to its intersection with Margie Street; thence Southwardly along the center line of Margie Street to its intersection with the center line of Carroll Street; thence Westwardly along the center line of Carroll Street to its intersection with the center line of Waveland Avenue; thence Eastwardly and Northwardly along the center line of Waveland Avenue to its intersection with the center line of Market Street; thence easterly along the center line of Market Street to the water's edge; thence Northwardly along the meanderings of the shoreline to the point of beginning.

The Fourth Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point in the sea wall on the Mississippi Sound, said point being further described as U.S. Corps of Engineers Monument BSL-3 and located in the sea wall west of the section line common to Section 13 and 14, both sections being in Township 9 South, Range 14 West; thence South a distance of approximately 150 feet to a scribed mark in the sea wall which is the beginning point of the South city limits of the City of Waveland; thence Westwardly along the meanderings of the South boundary line of the City of Waveland to its intersection with U.S. Highway 90; thence following the boundary line of the city limits

Northwardly and easterly to its intersection with the north right-of-way line of the Old Waveland Highway; thence along said right-of-way N 44 degrees 21 minutes W to a point where the Eastern right-of-way line intersects the one-half section line of Section 22, Township 8 South, Range 14, which is also part of the West boundary line of the City of Waveland; thence continue along the West boundary line northwardly and easterly to its intersection with the northern boundary of the east line of Shoreline Park Unit No. 9, which is also the south boundary of the Third Ward of the City of Waveland; thence Eastwardly along the said south boundary of the Third Ward to the water's edge; thence Southwardly following the meanderings of the shoreline to a point due East of the point of beginning; thence due West to the point of beginning.

BE IT FURTHER RESOLVED, that the City Secretary is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law, and more particularly Section 21-17-6 of the Mississippi Code of 1972, as amended; that this amendment take effect immediately after its approval and registration as required by law and to the end that said amendment may be promulgated as required by law and prepared for its approval, it is hereby ordered that said amendment be advertised and posted in said City as required by law.

The above and foregoing Resolution, having first been reduced to writing, was submitted to the Mayor and Board of Aldermen section by section and adopted section by section and then as a whole, by the following vote, to-wit:

Those voting Aye: ALL—Aldermen: Rappold, Hubbard, Spoliansky and Yarbrough.

Those voting Nay: NONE

Following publication as provided by law, said amendment shall be forwarded to the Governor for approval. If after publication is made 1/10th of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors of the municipality voting in an election called for that purpose.

ARCELYN DASTOGUE
City Secretary
6-11; 6-12; 6-28-85

Notice is hereby given that the following amendment to the Special Charter of the City of Waveland was adopted by the Mayor and Board of Aldermen at their first regular meeting held at the City Hall in the City of Waveland on April 3, 1970:

boundaries
of
wards
for city
WARDS

WHEREAS, the Special Charter of the City of Waveland, as amended on April 3, 1970, currently provides for the division of the City of Waveland into four wards; and,

WHEREAS, the City of Waveland has adopted an amendment to its charter, and the Board of Aldermen of the City; and,

WHEREAS, there has been a shift in the population of the existing wards of the City of Waveland; and,

WHEREAS, the population of the wards as currently constituted varies to the point that certain wards have within their confines a disproportionate number of voters of the City of Waveland; and,

WHEREAS, it is found to be necessary to change, alter and redesignate the boundaries of the four wards of the City of Waveland in order to properly distribute the number of voters within each ward and thereby correct the current imbalance of voters located within the wards of the community.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Waveland, that Section 11 of the Charter of the City of Waveland, as amended, be amended so as to read as

follows:

SECTION 11 - That the said City of Waveland is divided into four wards, as follows:

The First Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the projection of the center line of Lafitte Drive intersects the waters of the Mississippi Sound, thence northwesterly along the said center line of Lafitte Drive to its intersection with the south line of Central Avenue, thence easterly along said south line of Central Avenue to a point where the south line of Central Avenue intersects the center line of Nicholson Avenue, thence northerly along the center line of Nicholson Avenue to Highway 603, thence continue northerly along the center line of Highway 603 to the intersection of said center line with the west boundary line of the city limits of the City of Waveland, thence Northerly and Easterly along the said city limits to the intersection of the north boundary line of the City of Waveland with the water's edge of the Mississippi Sound; thence Southerly following the meanderings of the shoreline to the point of beginning.

The Second Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the center line of Vacation Lane intersects the water's edge of the Mississippi Sound, run North or Northwest along the center line of Vacation Lane to its intersection with the center line of Central Avenue, run North or Northeast along the center line of Central Avenue to its intersection with the center line of Coleman Avenue; run thence Northwesterly along the center line of Coleman Avenue to St. Joseph Street; thence continue in a northwesterly direction along the center line of St. Joseph Street to the North line of the Old Spanish Trail; thence Westerly along the Old Spanish Trail 250 feet, more or less, to the Southeast corner of a parcel of property now or formerly belonging to Dan M. Russell and recorded in Vol. 9, page 292, Deed Records of Hancock County, Mississippi; thence Northwesterly along the aforesaid Russell's east property line and its projection to the west boundary line of the city limits of the City of Waveland; thence northerly along the west boundary of the city limits to the center line of Highway 603, which is also the south boundary line of the First Ward of the City of Waveland; thence run Southeasterly along the center line of Highway 603 to Nicholson Avenue, continue Southerly along the center line of Nicholson Avenue to its intersection with Central Avenue; thence Southerly along the center line of Central Avenue to its intersection with the center line of Lafitte Drive; thence run Southwesterly along the center line of Lafitte Drive to the water's edge; thence run Southwesterly along the meanderings of the shoreline to

the point of beginning.

The Third Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the center line of Vacation Lane intersects the water's edge of the Mississippi Sound, run Northwesterly along the said center line to its intersection with the center line of Central Avenue; run North or Northeast to its intersection with the center line of Coleman Avenue; run thence Northwesterly along the center line of Coleman Avenue to the center line of St. Joseph Street; thence continue in a northwesterly direction along the center line of St. Joseph Street to the North line of Old Spanish Trail; thence Westerly along the North line of the Old Spanish Trail 250 feet, more or less, to the Southeast corner of the property now or formerly belonging to Dan M. Russell, as recorded in Vol. R-9, Page 292, Deed Records of Hancock County, Mississippi; thence Northwesterly along the aforesaid Russell's East property line and its projection to the West boundary line of the City limits of the City of Waveland, which is also a point 1,235.9 feet South of the North line of Section 34, Township 8 South, Range 14 West; thence Southerly and Westerly along the boundary of the city limits to its intersection with the northern projection of the East line of Shoreline Park Unit No. 9; thence Southerly along the East line and its projection of Shoreline Park Unit No. 9 to the Old Spanish Trail to its intersection with Margie Street; thence Southerly along the center line of Margie Street to its intersection with the center line of Carroll Street; thence Westerly along the center line of Carroll Street to its intersection with

the center line of Waveland Avenue; thence Easterly and Northerly along the center line of Waveland Avenue to its intersection with the center line of Market Street; thence easterly along the center line of Market Street to the water's edge; thence Northerly along the meanderings of the shoreline to the point of beginning.

The Fourth Ward shall embrace all that territory lying within the boundaries as follows:

Beginning at a point in the sea wall on the Mississippi Sound, said point being further described as U. S. Corps of Engineers Monument BSL-5 and located in the sea wall west of the section line common to Section 15 and 16, both sections being in Township 9 South, Range 14 West; thence South a distance of approximately 150 feet to a scribed mark in the sea wall which is the beginning point of the South city limits of the City of Waveland; thence westerly along the meanderings of the South boundary line of the City of Waveland to its intersection with U. S. Highway 90; thence following the boundary line of the city limits northerly and easterly to its intersection with the north right-of-way line of the Kiln Waveland Highway; thence along said right-of-way N 54 degrees 23 minutes W to a point where the Eastern right-of-way line intersects the one-half section line of Section 33, Township 8 South, Range 14, which is also part of the West boundary line of the City of Waveland; thence continue along the West boundary line northerly and easterly to its intersection with the northern boundary of the east line of Shoreline Park Unit No. 9, which is also the south boundary of the Third Ward of the City of Waveland; thence Easterly along the said South boundary of the Third Ward to the water's edge; thence Southerly following the meanderings of the shoreline to a point due East of the point of beginning; thence due West to the point of beginning.

BE IT FURTHER RESOLVED, that the City Secretary is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law, and more particularly Section 21-17-9 of the Mississippi Code of 1972, as amended; that this amendment take ^{or} affect immediately ~~and~~ after its approval and registration as required by law and to the end that said amendment

may be promulgated as required by law and prepared for its approval, it is hereby ordered that said amendment be advertised and posted in said City as required by law.

The above and foregoing Resolution, having first been reduced to writing, was submitted to the Mayor and Board of Aldermen section by section and adopted section by section and then as a whole, by the following vote, to-wit:

Those voting Aye: ALL	BARBARA RAPPOLD ALDERMAN 1ST.WARD
	BOB HUBBARD " 2nd. "
	LOUIE SMOLENSKY " 3rd. "
Those voting Nay: NONE	HERMAN YARBOROUGH " 4th. "

Following publication as provided by law, said amendment shall be forwarded to the Governor for approval. If after publication is made 1/10th of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors of the municipality voting in an election called for that purpose.



Arcelyn Dastugue
ARCELYN DASTUGUE, City Secretary

* * * * *

I CERTIFY that the above and foregoing is a true and correct copy of an Amendment to the Charter of the City of Waveland which was adopted by the governing authorities of the City of Waveland at a meeting on June 3, 1986. I further certify that the aforesaid charter amendment was publicized in accordance with law and no petition of any kind has been filed against the adoption of the aforesaid amendment.

WITNESS MY SIGNATURE, this the 2 day of July, 1986.

Arcelyn Dastugue
ARCELYN DASTUGUE, City Secretary

State of Mississippi



Office of Secretary of State Jackson

*I, Dick Molpus, Secretary of State, do certify that the
Charter of Incorporation hereto attached entitled the Charter of
Incorporation of*

NEW STANDARD LIFE INSURANCE COMPANY

*was, pursuant to the provisions of Title 79, Code of Mississippi of
1972, as amended, Recorded in the Records of Incorporations in
this office, in* PHOTOSTAT BOOK 320, Pages 124 - 168.



C-53

*Given under my hand and the
Great Seal of the State of
Mississippi hereto affixed this*

22nd Day of August, 1986.

Dick Molpus
Secretary of State

CHARTER OF THE CITY OF WAVELAND, MISSISSIPPI
AS UPDATED SEPTEMBER 21, 1988

CHARTER OF THE CITY OF WAVELAND, MISSISSIPPI
AS UPDATED SEPTEMBER 21, 1988

NOTE - This is a contexed update of the Municipal Charter of the City of Waveland, taken from the original Charter and all amendments thereto as of this date prepared by City Attorney Lucien M. Gex, Jr. on September 21, 1988, indicating which amendment each Section refers to.

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CHARTER OF THE CITY OF WAVELAND, MISSISSIPPI

AS UPDATED SEPTEMBER _____, 1988

BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Waveland, that the Charter of the said Town of Waveland as approved May 3rd, A. D., 1894, and amendments thereto, be amended so as to read as follows:

SECTION 1. The boundaries of the City of Waveland are hereby affixed and defined as follows:

Beginning at a point in the sea wall on the Mississippi Sound, said point being further described as a U. S. Corps of Engineers Monument BSL-5 and located in the sea wall west of the section line common to Sections 15 and 16, both sections being in Township 9 South, Range 14 West; thence, South a distance of approximately 150 feet to the water's edge; thence West a distance of approximately 4,850 feet along the water's edge to a point where the water's edge intersects the 16th Section line; thence North a distance of approximately 150 feet to a scribed mark in the sea wall; thence North approximately 4,090 feet along the 16th Section line to a stake post located on the south boundary of the right-of-way of the L & N Railroad; thence Northeast approximately 4,200 feet along the L & N right-of-way to a stake, which said stake is located at the intersection of the south right-of-way of L & N Railroad and the current corporate limits of the City of Waveland; thence North 11 degrees 48 minutes 30 seconds West, in a direct line toward a point (concrete post) that is a North right-of-way monument of U. S. Highway 90 and is further described as being North of the Blossman property and East of the intersection of Old U. S. Highway 90 and new U. S. Highway 90, a distance of 4,982 feet, more or less, to the South line of the North one-half of Section 4, Township 9 South, Range 14 West; thence North 89 degrees 54 minutes 10 seconds West 1,495 feet to the Southwest corner of the East one-half of the NW-1/4 of said Section 4, Township 9 South, Range 14 West; thence North 00 degrees 23 minutes 00 seconds West along the West line of said East one-half of the NW-1/4 2,402.52 feet to the South margin of a gravel road, referred to as the Gainesville Road; thence North 81 degrees 00 minutes 02 seconds East along said margin of said gravel road a distance of 281.48 feet; thence North 64 degrees 17 minutes 36 seconds East along said South margin 355.11 feet; thence North 4 degrees 48 minutes 42 seconds East along the projection of and the West line of the Blossman property 627.94 feet, more or less, to the South margin of U. S. Highway 90; thence Easterly along said South margin a distance of 184 feet, more or less, to the current City limit line; thence North

11 degrees 48 minutes 30 seconds West 147 feet, more or less, to the same above described concrete monument on the North right-of-way of U. S. Highway 90; thence along the same northwesterly bearing a distance of 1,906.376 feet to a point in the North right-of-way of the Kiln-Waveland Highway; thence along said right-of-way, North 54 degrees 23 minutes 43 seconds West to a point where said Eastern right-of-way line intersects the one-half section line of Section 33, Township 8 South, Range 14 West; thence East along said one-half section line to the East line of said Section 33; thence North along said section line to a point which is 1,235.9 feet, South of the Section corner of Sections 28-27-33-34; thence East parallel to the North line of Section 34 to a point of the intersection of the easterly right-of-way line of Mississippi State Highway #603, being referred to as Point "P"; thence N 45 degrees 08 minutes W 937 feet, more or less, along the east margin of Miss. Hwy. 603 to a concrete Right-of-Way marker; thence S 12 degrees 24 minutes W 1905 feet along said Right-of-Way to a point; thence Northwesterly 930 feet, more or less, along said Right-of-Way to the South margin of Longfellow Street; thence Easterly 500 feet, more or less, along said South margin to the West line of the Catholic Church property; thence Southerly 195.19 feet along said West line to the South line of said Church property; thence N 89 degrees 11 minutes 48 seconds E 170.23 feet, more or less, along said South line to the West line of property now or formerly owned by Holden; thence S 00 degrees 10 minutes W 212.62 feet, more or less, along the said West line to the SW corner of the Holden property; thence N 89 degrees 57 minutes E 1010.10 feet, more or less, along the South line of the Holden and Elson property which is also the North line of the Coastal Corporation property to the East line of the said Coastal Corporation property which is also the East line of the NW-1/4 of the NE-1/4 of Section 34, Township 8 South, Range 14 West; thence southerly along said Coastal Corporation East line to the SW corner of property now or formerly owned by Caldwell and Riviera; thence East 1205 feet, more or less, along the Caldwell and Riviera South line and parallel to the North line of Section 34 to the West line of Block 2, Melvin Ott Subdivision; thence southerly along said West line to the NW corner of Lot 33, Block 2, Melvin Ott Subdivision; thence easterly 123.4 feet along the North line of Lot 33 to the West line of McLaurin Street which is also the East line of Section 34; thence South to a point of the East line of Section 34 where an extension of the South line of Bismark Street would intersect said East section line; thence East along the South line of Bismark Street to its intersection with the North line of the right-of-way of Highway 90; thence easterly along the North right-of-way line of Highway 90 to a point where the northerly projection of that line between Lots 12 and 13 of Block 68 of the Bay St. Louis Land and Improvement Company Subdivision of the Bay St. Louis Land and Improvement Company's First Addition to the City of Bay St. Louis and Waveland, as recorded in Plat Book 1 of the Original Plats, pages 30 and 31,

Records of Plats, in the Office of the Chancery Clerk of Hancock County, Mississippi; thence southerly along said projected line to the Southwest corner of Lot 13, Block 68 of said subdivision; thence Easterly along the projected South line of Lot 13 in an Easterly direction to a point on the Southwest line of Lot 44, Rear Fourth Ward, Bay St. Louis, Mississippi; thence South 70 degrees East along said Southwest line of said Lot 44 to a point on the Section line between Sections 35 and 36, Township 8 South, Range 14 West; thence South along said section line to the section corner common to Sections 35 and 36, Township 8 South, Range 14 West, and Section 1-2, Township 9 South, Range 14 West, which is also a point on the existing North corporate line of the City of Waveland; thence Easterly and Southeasterly along the corporate lines to the City of Waveland as existing on January 1, 1966; to a point where said line intersects the northern shoreline or water's edge of the Mississippi Sound or Gulf of Mexico; thence Southwesterly along said shoreline or water's edge to a point 150 feet South of the point of beginning; thence North 150 feet to the point of beginning. (Source - Chancery Court Judgment, 11/1/82, Proceeding #16,041)

SECTION 2. The said City is divided into four (4) wards as follows:

The FIRST WARD shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the projection of the center line of Lafitte Drive intersects the waters of the Mississippi Sound, thence northwesterly along the said center line of Lafitte Drive to its intersection with the south line of Central Avenue, thence easterly along the south line of Central Avenue to a point where the south line of Central Avenue intersects the center line of Nicholson Avenue, thence northerly along the center line of Nicholson Avenue to Highway 603, thence continue northerly along the center line of Highway 603 to the intersection of said center line with the west boundary line of the city limits of the City of Waveland, thence Northerly and Easterly along the said city limits to the intersection of the north boundary line of the City of Waveland with the water's edge of the Mississippi Sound; thence Southerly following the meanderings of the shoreline to the point of beginning.

The SECOND WARD shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the center line of Vacation Lane intersects the water's edge of the

Mississippi Sound, run North or Northwest along the center line of Vacation Lane to its intersection with the center line of Central Avenue, run North or Northeast along the center line of Central Avenue to its intersection with the center line of Coleman Avenue; run thence Northwesterly along the center line of Coleman Avenue to St. Joseph Street; thence continue in a northwesterly direction along the center line of St. Joseph Street to the North line of the Old Spanish Trail; thence Westerly along the Old Spanish Trail 250 feet, more or less, to the Southeast corner of a parcel of property now or formerly belonging to Dan M. Russell and recorded in Vol. 9, Page 292, Deed Records of Hancock County, Mississippi; thence Northwesterly along the aforesaid Russell's east property line and its projection to the west boundary line of the city limits of the City of Waveland; thence northerly along the west boundary of the city limits to the center line of Highway 603, which is also the south boundary line of the First Ward of the City of Waveland; thence run Southeasterly along the center line of Highway 603 to Nicholson Avenue, continue Southerly along the center line of Nicholson Avenue to its intersection with Central Avenue; thence Southerly along the center line of Central Avenue to its intersection with the center line of Lafitte Drive; thence run Southwesterly along the center line of Lafitte Drive to the water's edge; thence run Southwesterly along the meanderings of the shoreline to the point of beginning.

The THIRD WARD shall embrace all that territory lying within the boundaries as follows:

Beginning at a point where the center line of Vacation Lane intersects the water's edge of the Mississippi Sound, run Northwesterly along the said center line to its intersection with the center line of Central Avenue; run North or Northeast to its intersection with the center line of Coleman Avenue; run thence Northwesterly along the center line of Coleman Avenue to the center line of St. Joseph Street; thence continue in a northwesterly direction along the center line of St. Joseph Street to the North line of Old Spanish Trail; thence Westerly along the North line of the Old Spanish Trail 250 feet, more or less, to the Southeast corner of the property now or formerly belonging to Dan M. Russell, as recorded in Vol. R-9, Page 292, Deed Records of Hancock County, Mississippi; thence Northwesterly along the aforesaid Russell's East property line and its projection to the West boundary line of the City limits of the City of Waveland, which is also a point 1,235.9 feet South of the North line of Section 34, Township 8 South, Range 14 West; thence Southerly and Westerly along the boundary of the city limits to its intersection with the northern projection of the East line of Shoreline Park Unit No. 9; thence Southerly along the East line and its projection of Shoreline Park Unit No. 9 to the Old

Spanish Trail to its intersection with Margie Street; thence Southerly along the center line of Margie Street to its intersection with the center line of Carroll Street; thence Westerly along the center line of Carroll Street to its intersection with the center line of Waveland Avenue; thence Easterly and Northerly along the center line of Waveland Avenue to its intersection with the center line of Market Street; thence easterly along the center line of Market Street to the water's edge; thence Northerly along the meanderings of the shoreline to the point of beginning.

The FOURTH WARD shall embrace all that territory lying within the boundaries as follows:

Beginning at a point in the sea wall on the Mississippi Sound, said point being further described as U. S. Corps of Engineers Monument BSL-5 and located in the sea wall west of the section line common to Section 15 and 16, both sections being in Township 9 South, Range 14 West; thence South a distance of approximately 150 feet to a scribed mark in the sea wall which is the beginning point of the South city limits of the City of Waveland; thence Westerly along the meanderings of the South boundary line of the City of Waveland to its intersection with U. S. Highway 90; thence following the boundary line of the city limits northerly and easterly to its intersection with the north right-of-way line of the Kiln Waveland Highway; thence along said right-of-way N 54 degrees 23 minutes W to a point where the Eastern right-of-way line intersects the one-half section line of Section 33, Township 8 South, Range 14, which is also part of the West boundary line of the City of Waveland; thence continue along the West boundary line northerly and easterly to its intersection with the northern boundary of the east line of Shoreline Park Unit No. 9, which is also the south boundary of the Third Ward of the City of Waveland; thence Easterly along the said South boundary of the Third Ward to the water's edge; thence Southerly following the meanderings of the shoreline to a point due East of the point of beginning; thence due West to the point of beginning.

(Source - Charter Amendment 08/21/86)

SECTION 3. There shall be in said Town a Mayor, four (4) Aldermen, a Secretary, who may be an Alderman, and there shall be a Tax Collector and Assessor and a Registrar of Voters and such officers as the town may need. (Source - Charter Amendment 11/29/78)

SECTION 4. There shall be held in said City a general election for Mayor and four (4) Aldermen on the first Tuesday in December, 1978, and every four (4) years thereafter. (Source - Charter Amendment 11/29/78)

SECTION 5. The officers elected as provided for in Section 4 to hold their respective offices for a period of four (4) years and until their successors are elected and duly qualified. (Source - Charter Amendment 05/08/06) -

SECTION 6. The qualified electors in each ward of said City shall be entitled to elect one Alderman for said ward who shall be a qualified elector of the State of Mississippi and reside in said ward at least thirty (30) days and said elector shall not be permitted to vote for any other candidate residing in any other ward in said City except the Mayor who shall be elected by the entire body of qualified electors or voters of said City. (Source - Charter Amendment 11/29/78)

SECTION 7. The Mayor and Aldermen shall be qualified electors of the State of Mississippi and shall have resided in said City at least thirty (30) days previous to his election. (Source - Charter Amendment 11/29/78)

SECTION 8. Said election shall be ordered by the Board of Mayor and Aldermen of said Town. (Source - Charter Amendment 05/08/06) -

SECTION 9. All election ordered by the Board of Mayor and Aldermen shall be advertised by the Secretary of said Town for at least thirty (30) days previous thereto in a paper published within the corporate limits of said Town, if

there be one published, of not, by posting a notice on the Town Hall. (Source - Charter Amendment 05/08/06)-

SECTION 10. The officers of the Town of Waveland now in office shall hold over and continue to discharge the duties and exercise the powers as now by Law prescribed until the election on the first Tuesday of December, A. D., 1906, and until the election and qualification of their successors. (Source - Charter Amendment 05/08/06) -

SECTION 11. Every person who is a qualified elector of the County, and who has resided within the corporate limits of said Town, in which he shall desire to vote, one year, before he offers to register, and who is not in default of any taxes due the State, County, or Town, for the two preceding years and shall have paid same on or before the First of February previous to his application, shall be entitled to register and vote in all Town elections. (Source - Charter Amendment 05/08/06) *This Section has been superseded by State and Federal Laws requiring only thirty (30) days registration in City.)

SECTION 12. The Mayor with the advice and consent of the Board of Aldermen shall appoint three election Commissioners. (Source - Charter Amendment 05/08/06)

SECTION 13. One of the election Commissioners as provided in Section 12, shall designate to have printed and distributed the "Official Ballots", and said Commissioner shall perform all the duties in respect to Town elections prescribed by Law to be performed by the County Election Commissioners, where not otherwise provided. They shall in case there is but one election precinct in the Town, act as

election managers themselves. They shall take an oath before any officer competent to administer same, to faithfully discharge their duties, and shall open the poll at 9 o'clock A.M. and close it at 6 o'clock P.M., and then proceed to ascertain the result of the election in the presence of the Mayor and at least one Alderman, who shall certify with the election officers to the returns.

The ballots to be used and cast at said election shall conform in all respects to ballots used in State and County elections. (Source - Charter Amendment 05/08/06) (*Portions of this Section have been superseded by Section 23-15-541, Mississippi Code of 1972, As Amended, which provides that the hours of elections shall be from 7:00 A. M. to 7:00 P.M.)

SECTION 14. All elections shall be ordered by the Board of Mayor and Aldermen of said Town whether same be regular, special, or to fill vacancies, or for any other purpose whatsoever. (Source - Charter Amendment 05/08/06)

SECTION 15. Notices for all elections shall be given as above provided for regular elections, and be signed by the Mayor or other acting officer. (Source - Charter Amendment 05/08/06)

SECTION 16. The result of all elections shall be recorded in the Minutes of said Town proceedings. (Source - Charter Amendment 05/08/06)

SECTION 17. The Mayor and Aldermen elected shall meet at 7:30 P. M. on the first Tuesday of each month and shall hold a second regular meeting on the Wednesday fifteen days following the first Tuesday of each month. At the first meeting after their election, they shall take and subscribe

the oath prescribed by the constitution and organize for the discharge of business; at said meeting, the Mayor shall appoint a Secretary, City Attorney, a Registrar of Voters and three Commissioners of election, together with such other subordinate officers as the business of the City may require, whose duties shall be fixed by Ordinance of said Board. (Source - Charter Amendment 11/29/78)

SECTION 18. The Board may delegate the administration of the affairs of the Town to subordinate officers and committees of their own number with such powers as are necessary to the proper exercise of their functions. (Source - Charter Amendment 05/08/06)

SECTION 19. Before entering upon the discharge of their duties, the said several Officers shall take and subscribe the Oath prescribed by the Constitution for similar State and County Officers. (Source - Charter Amendment 05/08/06)

SECTION 20. The Officers of said City shall execute bonds in the following sums, to-wit: The Mayor in the sum of One Thousand Dollars (\$1,000.00); the Tax Collector in the sum of Ten Thousand Dollars (\$10,000.00); the Registrar of Voters in the sum of Two Thousand Dollars (\$2,000.00). Said bonds to be conditioned as required by law for County officers and payable to the City of Waveland and to provide for the faithful performance of the said officers of their respective duties as hereafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law. (Source - Charter Amendment 11/29/78)

SECTION 21. That the Mayor and Aldermen thus elected and qualified, or the Mayor and two Aldermen, or three Aldermen

in the absence of the Mayor, or Mayor pro tem, shall constitute a quorum for the transaction of business. (Source - Charter Amendment 05/08/06)

SECTION 22. The Board shall meet at least once a month on the first Tuesday evening of each month at 7:30 o'clock P.M. at the Town Hall, and the Mayor shall have the power to convene a meeting whenever he shall deem it necessary to forward the business of said Town. (Source - Charter Amendment 05/08/06)

SECTION 23. The Mayor, Aldermen, and Secretary shall receive such salary or compensation as may from time to time be fixed by the said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed, same shall not be changed during the term of office of said officer. (Source - Charter Amendment 11/29/78)

SECTION 24. The Board shall be known as the Board of Mayor and Aldermen of the Town of Waveland, and by that name shall sue and be sued. (Source - Charter Amendment 05/08/06)

SECTION 25. POWERS OF CORPORATION. The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospital, school-house, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same as may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation

to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may heretofore be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter, modify and repeal such ordinances. To levy and collect a license tax upon and regulate all callings, trades and professions, and occupations conducted, pursued, carried on or operated within the limits of the Town. To levy and collect taxes upon all real, personal and mixed property within the Town limits, and for general revenue purposes and for general improvements in an amount not exceeding 15 mills on the dollar of the assessed valuation of all taxable property within such municipality. To grant exemptions from municipal ad valorem taxation for a period not exceeding 10 years to all manufacturers and other new enterprises except railroads, as provided by State law. To make regulations to secure the general health of the Town to prevent, remove and abate all nuisances, to regulate or prohibit the construction of cess pools, to compel and regulate the connection of all property with sewers and drains; to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys, yards, private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the Town limits; to compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railings, safe-guards and barriers along the same. To regulate parks, public grounds,

depot, depot grounds, places of storage for freight and goods, within the Town limits and to provide for the regulation, construction and passage of railways, street-railways, and other modes of public transportation, thru the streets, alleys, lanes, and public highways and grounds within the said Town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the Town, and to change, modify, and regulate same. No exclusive privilege for any of the said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said Town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating or lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops, and to collect a license therefrom.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employees for

misconduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred, added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained sidewalks; materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and sidewalks, in straightening or widening the streets or changing the grade thereof, and the construction of sidewalks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, sidewalks, sewers, parks and other public places; to open, lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas or otherwise. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath Day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engaged therein.

To erect, purchase, or rent a Town Hall, school houses

and all other Town buildings. To erect, maintain and build Town prison, to regulate the keeping of same and the prisoners therein. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating Town ordinances. To aid and encourage the establishment of factories, gas and water works, and other enterprises of public utility, other than railroads.

To pass all ordinances and to enforce the same by fine not exceeding Three Hundred Dollars or imprisonment not exceeding 90 days or both subject to an appeal to the Circuit Court of the county. (Source - Charter Amendment 10/13/67)

SECTION 26. The Board of Health of the Town of Waveland shall be composed of the Mayor, one Alderman, one Physician (who need not be a resident of said Town, and one Attorney-at-Law, who shall be appointed by the Mayor of said Town, and shall hold their office for four (4) years, or until their successors in office are appointed, and vacancies in said Office shall be filled by the Mayor. Said Board of Health shall be invested with all necessary power to preserve and protect the Health of said Town, to make quarantine laws and to enforce the same within Five Miles of said Town limits. (Source - Charter Amendment 05/08/06) (*The quarantine provisions of this section have been superseded by State statutes governing public health).

SECTION 27. The Town shall construct and keep in good repair the breakwater in front of the Avenue, Churches, and Public School-houses. The said Board of Mayor and Aldermen shall have full power and authority to require the owner of any lot adjacent to any public street or highway, to construct, repair, and keep in order at the expense of such

owner, a smooth, dry, and firm sidewalk, or pavement of such width and of such material as shall be prescribed by said Board of Mayor and Aldermen, adjacent to, or fronting the lot or premises of such owner or to construct, repair, and keep in order such sewers, gutters, or drains and ditches as shall be necessary to drain such lot; and such Board shall give notice to such owner, in writing, to construct or repair such walk, pavement, sewer, gutter, ditch, or drain within some reasonable time, to be fixed on such notice, and in case of a failure to comply with such requirements, said Board of Mayor and Aldermen may cause such work to be done at the expense of such lot owner, and the cost thereof shall be a lien upon such lot. Suit may be brought for the amount of such cost before any court having jurisdiction of the amount, or before the Mayor, when the amount of such cost is less than Two Hundred Dollars; the proceedings before said Mayor shall be conducted as in cases before a justice of the peace, and the judgment of the court in case it finds for the city, shall condemn the lot upon which such costs is a lien, to be sold by the proper officer to pay such judgment and costs; either party may appeal to the circuit court, provided the lot owner shall give an appeal bond as in cases before justices of the peace. (Source - Charter Amendment 05/08/06)

SECTION 28. The Board of Mayor and Aldermen of said Town in addition to the jurisdiction hereinbefore conferred upon them shall have power to direct and require any property holder who owns the front or beach, to keep the same in constant repair at his own expense, and in case the same shall at any time become damaged from the effect of storms or washes, they shall require and direct the owner thereof to repair the same at his own expense, by a certain time or date, to be designated by the said Board, and if he shall

fail or refuse to repair the same when so ordered and directed, he shall be subject to a fine or not more than Fifty Dollars, and the Board may have the same repaired at the expense of the party owning it, and recover the expense from the said owner by a suit to be brought before the Mayor when the amount is less than One Hundred and Fifty Dollars, or other court having jurisdiction, and upon judgment being obtained, so much of the lands and premises of the owner so refusing to repair his bank as may be necessary, shall be sold by the proper officer to pay said judgment and all costs, or in case the roads become damaged, narrow, or impassable, on account of washing away and non-repair of said front or beaches aforesaid, the Board of Mayor and Aldermen upon the continued refusal of the owner to repair the same, may elect to move the road further from the water's edge, and to this end may remove all obstructions on the side opposite the Beach, and use so much thereof as shall give a public street of the same uniform width as the rest of the front street. (Source - Charter Amendment 05/08/06)

SECTION 29. The Mayor shall preside at all meetings of the Board, and in any case where there be an equal division on any question, he shall give the deciding vote. He shall have the superintending control of the officers and affairs of said Town, and shall take care that the Laws and Ordinances are executed, and he shall have power to veto any measure passed by the Board; but a measure vetoed may be adopted notwithstanding if three-fourths of the Aldermen vote therefor. He shall sign the commission and appointment of all the officers elected or appointed by the Mayor or Board. All Bonds payable to the Town shall be approved by him and the Aldermen. He shall sign all warrants drawn on the Treasurer for money, and require the Secretary to attest the same, and

to affix thereto, the seal of the Town, and to keep an accurate record thereof in a well bound book to be kept for that purpose. He shall from time to time communicate in writing to the Board such information and recommend such measures, as in his opinion may tend to the improvement of the finance, police, health, security, ornament, conform and general prosperity of the Town. He shall have power to require any officer of the Town to exhibit his accounts and papers, and to make report to the Board in writing, touching any subject or matter he may require pertaining to his office. He shall cause all other officers to be dealt with promptly for any neglect or violation of duties, and he shall by virtue of his office, be ex-officio, a justice of the peace, and competent to try all matters within the jurisdiction of said Town as a justice of the peace for the County could, saving to the party aggrieved, an appeal to the proper court. He is authorized to call on every male inhabitant of the Town over Eighteen Years of age and under Fifty Years of age in enforcing the Laws. He shall have the power to remit fines and forfeiture and to vacate any annul penalties of all kinds for offences against the ordinances of the Town, by and with the consent of the Board, but said fines or penalties shall not be remitted or annulled, unless the reasons therefor be entered on the Minutes by the Secretary, together with, and as a part of the order for so doing. (Source - Charter Amendment 05/08/06) (*The portion of this Section dealing with the Mayor as Justice of the Peace have been supplemented by Ordinance establishing a City Judge).

SECTION 30. The Secretary shall attend all the meetings of the Board of Mayor and Aldermen, and shall keep a fair and accurate record of their proceedings; in addition thereto he

shall keep and preserve in his office, properly indexed and labeled, an Ordinance book, Warrant book, Assessment roll, Case docket, Minute Bond, and Bond book. In the books aforesaid he shall record the proceedings, orders, ordinances, warrants, and judgments of the Board together with a list of the property assessed and the valuation thereof, and the said books shall be kept and indexed so that all entries therein may be easily found. He shall be the custodian of the Town Seal, and said Town shall adopt and provide a Seal. He shall examine the Statutes of the State and the Ordinances of the Town, to ascertain the subject matter required or proper to be acted upon at the following meeting, and shall keep all such books and records as may be hereafter provided for by Ordinance. He shall keep a Tax record in which he shall enter all deeds to individuals, and the list of land sold to the Town by the Tax Collector, showing the name of the purchaser, description of property, date of sale, amount of taxes, cost and penalties, date when redeemed, by whom redeemed, and date of redemption, with the amount paid. He shall be Assessor of said Town, and assess the taxable property therein as provided by law.

SECTION 31. The office of Marshall is abolished, effective December 3, 1974. The office of Street Commissioner is abolished effective December 3, 1974.

There is hereby created a position of Chief of Police. The Chief of Police shall be appointed by the Mayor with the advice and consent of the Board of Aldermen. The Chief of Police shall serve at the pleasure of the Mayor and Board of Aldermen. The Chief of Police shall perform in respect to City elections, all the duties prescribed by law and to be performed by the Sheriff in reference to the State and County elections. He shall have the duty of preserving the peace in

the municipality and shall have the duty of enforcing the laws of the State of Mississippi and the Ordinances of the City of Waveland.

There is hereby created the position of Tax Collector. The Tax Collector shall be appointed by the Mayor with the advice and consent of the Board of Aldermen. The Tax Collector shall perform the duties of and serve as the City Assessor. The Tax Collector shall serve at the pleasure of the Mayor and Board of Aldermen.

The Tax Collector shall account for and pay over to the treasury, all taxes, licenses and monies collected by him at least every ten days after collecting same and perform all other duties required of him by Ordinance and under the same penalties by law for the collection of State and County taxes. He shall keep a Tax Collector's book, the form of which shall be substantially such as is provided for State and County Collectors. He shall keep a license book, road duty book and such other books as may be required and shall make proper entries therein. He shall when not otherwise provided in all cases be governed by the general revenue laws of the State as far as applicable in making such collections and shall take the City Treasurer's receipt for all monies paid over. The Tax Collector and Chief shall receive such compensation as the Mayor and Board of Aldermen shall designate. (Source - Charter Amendment 10/07/74)

SECTION 32. The office of Treasurer is abolished, effective December 5, 1978. The Secretary shall receive and safely keep and pay out according to law all moneys belonging to the Town. He shall keep correct and accurate accounts of all moneys belonging to the Town. He shall keep an accurate account of all disbursements, and shall make report once a month at the regular monthly meeting in writing to the Board

of the Finance of the Town. He shall perform all other duties that may be prescribed by Ordinances, and shall pay out money only on Warrants ordered by the Board, signed by the Mayor, and countersigned by him. (Source - Charter Amendment 11/29/78)

SECTION 33. All expenditures of money for any purpose whatever shall be in pursuance of a specific appropriation made by order of the Board, and in no other manner. Every Warrant drawn on the Treasurer shall express on its face to whom issued, for what purpose allowed, and the Ordinance authorizing its issuance, shall be cited in the Minutes of the Meeting. (Source - Charter Amendment 05/08/06)

SECTION 34. The style of all Ordinances shall be, "Be it ordained by the Board of Mayor and Aldermen of the Town of Waveland", and all Ordinances shall as soon as practicable after their passage, be published in some newspaper published in the Town, or if there be no paper published, then by posting said Ordinance at the Town-Hall for one month, and shall be enforced after the passage, and promulgation. All Ordinances shall be in writing, offered and read at a monthly meeting, and considered by Sections, and the vote on its final passage, shall be taken by "yeas and nays" which shall be entered on the Minutes by the Secretary, and a vote shall never be taken on an Ordinance not previously reduced to writing. Said Ordinance as offered, shall not contain more than one subject which shall be clearly expressed in its title, and an Ordinance shall not be amended or revised until the new Ordinance contains the entire Ordinance as revised, and the original shall thereby be repealed. (Source - Charter Amendment 05/08/06)

SECTION 35. The Town assessment of property for taxation shall be made by the Town Assessor, whose duties shall be as far as practicable, similar to the duties of the County Assessor, and he shall proceed in the same manner as is by Law prescribed for said County Assessor. Said roll shall embrace all property, real, personal and mixed, within the limits of the Town, which roll shall be turned over to the Board at its monthly meeting in July of each year, and there remain during the month of July for inspection and objections, and all provisions of the State Law applicable to objections to assessments and to approval of assessment rolls, shall apply as far as practicable to said Town assessment roll, and copies of same so approved shall be made by the Secretary, and placed in the hands of the Town Tax Collector, and be his warrant for collection of said Town taxes. In all cases where persons or property has escaped taxation for the previous year, the Assessor shall assess the same for taxation, and his assessment when approved by the Board or notice in writing given to the person assessed shall be binding and conclusive, unless appealed from within five days after its approval. At their regular meeting in August in each year, the Board shall have the right to increase or diminish the valuation of property as assessed for taxation. (Source - Charter Amendment 05/08/06)

SECTION 36. Said Board shall at their September Meeting in each year levy the Town Taxes in each year or in case of failure so to do, at any other regular Meeting thereafter. (Source - Charter Amendment 05/08/06)

SECTION 37. Sales for the non-payment of Town Taxes shall be made by the Town Tax Collector at the front door of the Town-Hall. The sale of real estate, and the restraint and

sale of personal property shall be made upon the same notice, at the same time, and in the same manner as provided by Law for sales of like property, for unpaid State and County Taxes. The deeds to the purchaser for lands sold shall be filed with the Town Secretary, and there remain subject to redemption for the same length of time, and in the same manner as prescribed for the redemption of lands sold for State and County Taxes with the same saving to infants and persons of unsound mind as provided by Law for like property for unpaid State and County Taxes. (Source - Charter Amendment 05/08/06)

SECTION 38. Where lands are offered for sale for unpaid taxes and no person will bid therefor, the amount of taxes, damages and costs, it shall be struck off to the Town, and otherwise dealt with as lands are, which are sold to the State for delinquent State Taxes, and the Board shall pay the State and County Taxes due on lands thus acquired by it, and to collect back from said Owner, the amount paid with damages and interest, allowed individuals in similar cases under the General Revenue Laws of the State, thereon from the date of such payment upon the redemption of the lands sold to the Town. (Source - Charter Amendment 05/08/06)

SECTION 39. The deeds of the Tax Collector to individuals and the list of lands sold to the Town, which shall be made, as required to be made by the State and County Collectors shall be filed, within Ten Days after the Tax Sale with the Town Secretary, and each shall have the same force and effect, and confer the same rights and entitle the same remedies as deeds and list made for delinquent taxes by the State and County Tax Collectors. But such title shall be subject to a title acquired under a Sale for State and County

Taxes. After the time for redemption has expired, the Board may take possession of and lease or sell any lands, which it has acquired at Tax Sale to any person, in any manner that may be prescribed by Ordinance. (Source - Charter Amendment 05/08/06)

SECTION 40. The Board shall cause to be published or posted on the First of December in each year, the financial statement required of other Towns, showing in detail the amount of Taxes and Moneys collected during the preceding year, giving each source of revenue, also a detailed statement showing amount of expenditures, and for what purposes expended. (Source - Charter Amendment 05/08/06)

SECTION 41. That when any vacancies shall occur in the Officers of Mayor, Aldermen, Treasurer or Marshall, said vacancies shall be filled by a special election called for that purpose, and held and conducted under same regulations as is required for general elections, and when a vacancy shall occur in any of the offices appointed by the Mayor, it shall be the duty of the Mayor with the advice and consent of Board of Aldermen, to fill the same by appointment. (Source - Charter Amendment 05/08/06)

SECTION 42. That any person or persons convicted of violating any of the Laws and Ordinances of said Town, and who shall fail or neglect to pay such fine and costs as may have been imposed upon them the Mayor shall have power to commute the punishment so ordered and adjudged by him to that of labor on the streets or other public works of said Town, at the rate of One Dollar and Twenty-Five Cents per day until the fine and costs be paid; and person or persons who shall be convicted of violating any of the Laws and Ordinances

aforesaid, and who shall have been sentenced to imprisonment therefore, the Mayor shall have power, and it shall be in his discretion to commute said sentence to that of labor on the streets as aforesaid, at the rate of One day's sentence for each day's work. (Source - Charter Amendment 05/08/06)
(*Superseded by Ordinance appointing City Judge).

SECTION 43. That these amendments take effect immediately after their approval, and registration as required by the Laws of the State.

SECTION 44. The Mayor and Board of Aldermen for the purpose of raising money for the erection of Municipal and school buildings and the purchase of such buildings or land therefor and the furnishing, improvement and adornment thereof, for the erection or purchase of water works, gas, electric and other plants, and the extension and improvement thereof, the establishment of a sewerage system, the protection of the municipality from overflow, from saving banks and other like dangers, improving or paving streets, and for the liquidation of existing debts of the municipality, (any one or all of which things they are hereby authorized to do) may issue the bonds or other obligations of the municipality, not to exceed in amount, including all outstanding bonds, seven per centum of the assessed value of the taxable property of the municipality, unless authorized by two-thirds of the qualified electors thereof, but in no case shall the amount exceed ten per centum of the assessed value. (Source - Charter Amendment 01/22/12)

SECTION 45. No bonds issued under authority of above Section 44 shall be sold at less than their par value, and said bonds shall mature not later than twenty years from the

date of their issuance and bear interest at a rate not exceeding seven per centum per annum, payable annually or semi-annually as the Board may elect and such bonds, or any part thereof, shall be payable after five years at the option of the Town. All such bonds shall be in the sum of One Hundred Dollars or Five Hundred Dollars, be lithographed with suitable devices to prevent counterfeiting, shall be registered as issued, be numbered in a regular series from one upward, be signed by the Mayor and countersigned by the Secretary, who shall impress the Municipal Seal upon each bond as issued; every such bond shall specify on its face the purpose for which it was issued; and the total amount authorized to be issued, and each shall be payable to a person by name, the purchaser, followed by the words "or bearer". (Source - Charter Amendment 01/22/12)

SECTION 46. The Mayor and Board of Aldermen, if it elects, may issue bonds, making a part of them mature annually and running through a series of not more than twenty years from their issuance. All the interest in such case, and a part of the principal, to be fixed by the Board at the time the bonds are issued. Shall be payable annually and the bonds shall be issued accordingly; in which case a part of the principal shall not be called in and paid by the Board until maturity of the bonds. The Mayor and Board of Aldermen shall levy annually a special tax payable only in cash, or in matured bonds or coupons, which may be in addition to the extent of the levy authorized under amended Section 25 of the Charter of said Town, to be used exclusively in paying the interest on such bonds maturing within one year, and in providing a sinking fund for the redemption of the bonds issued. (Source - Charter Amendment 01/22/12)

SECTION 47. Before providing for the issuance of any bonds the Board shall publish notice of the proposal to issue the same in a newspaper published in the municipality, and if there is no newspaper published in said Town, then by posting for 30 days, notice thereof in three public places in said Town. And if within that time, twenty per centum of the adult taxpayers of the municipality shall petition against the issuance of the bonds, then the bonds shall not be issued unless authorized by a majority of the electors voting in an election to be ordered by the Board for that purpose. All the expenses of preparing the bonds, publishing notices and holding such election shall be paid out of the municipal treasury. (Source - Charter Amendment 01/22/12)

SECTION 48. The Town of Waveland is authorized to acquire by purchase, donation or condemnation, all suitable grounds, rights, easements or property in said City necessary to accomplish any of the purposes for which bonds are authorized to be issued under Section 44 of this Charter, and to this end said Town is hereby granted the rights of eminent domain to be exercised as provided by the general law, the conferring by additional powers by these amendments shall not be held to operate to curtail the powers vested in said Town by existing laws, but shall be in addition thereto. (Source - Charter Amendment 01/22/12)

AS UPDATED BY CITY ATTORNEY LUCIEN M. GEX, JR. ON THIS
THE 26th DAY OF SEPTEMBER, A. D., 1988.


LUCIEN M. GEX, JR.

192 4-11-95

GEX AND ARTIGUES
ATTORNEYS AT LAW
229 COLEMAN AVENUE
P. O. Box 47
WAVELAND, MS 39576-0047

LUCIEN M. GEX, JR.
RONALD J. ARTIGUES, JR.

(601) 467-5426
TELEFAX: (601) 467-3250

April 10, 1995

Honorable Mike Moore
Attorney General
State of Mississippi
P. O. Box 220
Jackson, MS 39205

Dear Mr. Moore:

I enclose herewith, a proposed Amendment to the Special Charter of the City of Waveland. I have also enclosed herewith, a Certificate of the City Clerk, attesting to the fact that this Amendment was duly adopted by the Mayor and Board of Aldermen of the City of Waveland at their regular meeting held in the City of Waveland on February 7, 1995.

If after your review, you approve of the constitutionality of this Amendment, I would appreciate your forwarding it to the Governor for his approval. I have also enclosed herewith the Certificate of the City Clerk attesting to the fact that all of the requirements of Section 21-17-9 of the Mississippi Code of 1972, as amended, have been complied with.

If you have any questions, please contact me. Thanking you for your usual cooperation, I am,

Sincerely,

GEX AND ARTIGUES



Lucien M. Gex, Jr.

LGM:fs

Enclosures (stated)

cc: John Mason, Mayor
City of Waveland
City Hall
Coleman Ave.
Waveland, MS 39576

Notice is hereby given to that the Mayor and Board of Alderman of the City of Waveland, did at their regular meeting held at the City Hall Annex, in the City of Waveland, held on February 7, 1995, did adopt the following amendment to the Special Charter of the City of Waveland:

AMENDMENT TO THE SPECIAL CHARTER OF THE CITY OF WAVELAND

PROVIDING THAT OFFICE OF MAYOR SHALL BE A FULL-TIME POSITION

WHEREAS, the salary of the Mayor of the City of Waveland, has been substantially increased in order to adequately compensate for the duties and responsibilities, which are incumbent upon him and,

WHEREAS, the current City Charter does not specify whether or not the individual acting as Mayor shall function in a full-time capacity or shall function in a part-time capacity and,

WHEREAS, it is the opinion of the Mayor and Board of Alderman of the City of Waveland that due to the increase of the size and complexity of the operation of the City of Waveland, that the position of Mayor should be a full-time position and that the Charter should reflect this fact.

NOW THEREFORE, be it ordained by the Mayor and Board of Alderman of the City of Waveland, that Section 7, of the Charter of the City of Waveland be amended, so as to read as follows:

SECTION 7: The Mayor and Board of Alderman shall be qualified electors of the City of Waveland, and shall have resided in said City for at least thirty (30) days previous to his election. The office of Mayor shall be a full-time position, and the Mayor shall devote his full time and energy to the proper administration of the affairs of the City. The Mayor shall not during the term of his office, become a regular employee of any business or enterprise.

BE IT FURTHER ORDAINED, that the City Secretary is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law and more particularly Section 21-17-9, of the Mississippi Code of 1972, that this amendment take effect after its approval and registration as required by law; and to that end, that said amendment be promulgated as required by law and prepared for approval,

IT IS HEREBY ORDAINED, that said amendment be posted in said City, as required by law.

THE ABOVE AND FOREGOING RESOLUTION, having first been reduced to writing, was submitted to the Mayor and Board of Alderman section by section and having been adopted section by section and then as a whole by the following vote, to-wit:

THOSE VOTING YEAYH: Longo, Fleuriet, Smolenski
and Kingston.

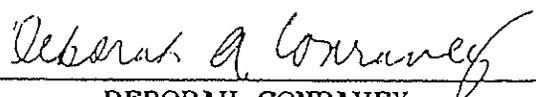
THOSE VOTING NAY: None

That following publication as provided by law, said amendment shall be forwarded to the Governor for approval, if after publication is made one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in the Municipality voting in an election called for that purpose.



JOHN C. MASON, MAYOR

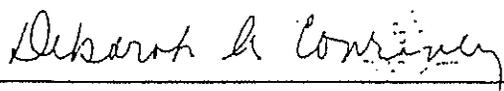
ATTEST:



DEBORAH CONRAVEY,
SECRETARY/ CITY CLERK/ COMPTROLLER

This amendment to the Charter of the City of Waveland, will be submitted to the Governor for approval, provided that if after publication for three (3) weeks in this newspaper, and in three (3) public places, one-tenth of the qualified electors of the Municipality shall not protest against the amendment.

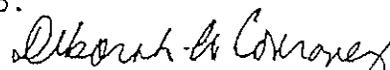
WITNESS MY SIGNATURE, this 7TH day of February, 1995.



DEBORAH CONRAVEY, CITY SECRETARY

I HEREBY CERTIFY THAT THIS IS A TRUE AND EXACT COPY EXCERPTED FROM THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF MAYOR AND ALDERMAN OF THE CITY OF WAVELAND HELD ON FEBRUARY 7, 1995.

WITNESS MY SIGNATURE THIS THE 10TH DAY OF APRIL, 1995.



A MOTION WAS MADE BY ALDERMAN FLEURIET, DULY SECONDED BY ALDERMAN SMOLENSKY DISCUSS AT THE NEXT WORKSHOP AN ORDINANCE REGULATING BEACH FIRES AND AMENDING THE CITY CHARTER REGARDING A "FULL-TIME MAYOR" POSITION.

THE MOTION THEN BEING PUT TO A ROLL CALL VOTE, THE RESULTS WERE AS FOLLOWS:

THOSE VOTING YEA: ALL

THOSE VOTING NAY: NONE

THE MAYOR DECLARED THE MOTION CARRIED.

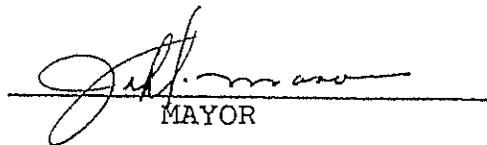
THE MOTION WAS MADE BY ALDERMAN SMOLENSKY, DULY SECONDED BY ALDERMAN SMOLENSKY, TO ADJOURN THE MEETING AT 7:10 P.M.

THE MOTION THEN BEING PUT TO A ROLL CALL VOTE, THE RESULTS WERE AS FOLLOWS:

THOSE VOTING YEA: ALL

THOSE VOTING NAY: NONE

THE MAYOR DECLARED THE MOTION CARRIED.


MAYOR

ATTEST:


CITY SECRETARY

RECEIVED
JUN 22 1995
GOVERNOR'S OFFICE



RECEIVED
JUN 2 1995

OFFICE OF THE ATTORNEY GENERAL

MIKE MOORE
ATTORNEY GENERAL

OPINIONS
DIVISION

June 21, 1995

The Honorable Kirk Fordice
Governor
State of Mississippi
Post Office Box 139
Jackson, Mississippi 39205

Re: Amendment of City of Waveland's Private Charter

Dear Governor:

OFFICIAL OPINION

We are in receipt of a proposed amendment to the private charter of the City of Waveland, submitted for the consideration of the Attorney General under Mississippi Code Annotated, Section 21-17-9 (Revised 1990).

Included in the materials is a certificate signed by the City Secretary certifying that proper publication and notice has been made and that no protest against the proposed amendment has been filed.

The proposed amendment designates the office of mayor as a full time position and requires the mayor to devote his full time and energy to the proper administration of the affairs of the city.

We have examined the proposed amendment and are of the opinion that it is consistent with the Constitution and laws of the United States and the Constitution of the State of Mississippi.

Sincerely,

MIKE MOORE, ATTORNEY GENERAL

By:

Phil Carter
Assistant Attorney General

PC:sm

State of Mississippi

Office of the Secretary of State
Dick Molpus, Secretary of State
Jackson, Mississippi

AMENDMENT OF CITY OF WAVELAND'S PRIVATE CHARTER

State of Mississippi

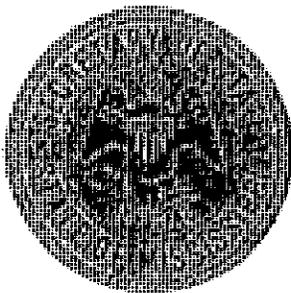
Recorded in this office in Record of
Incorporation Book No. 349, at pages
240 - 244.

Filed: August 15, 1995



Dick Molpus

Secretary of State



Rec 4-11-95

GEX AND ARTIGUES
ATTORNEYS AT LAW
229 COLEMAN AVENUE
P. O. BOX 47
WAVELAND, MS 39576-0047

LUCIEN M. GEX, JR.
RONALD J. ARTIGUES, JR.

(601) 467-5426
TELEFAX: (601) 467-3258

April 10, 1995

Honorable Mike Moore
Attorney General
State of Mississippi
P. O. Box 220
Jackson, MS 39205

Dear Mr. Moore:

I enclose herewith, a proposed Amendment to the Special Charter of the City of Waveland. I have also enclosed herewith, a Certificate of the City Clerk, attesting to the fact that this Amendment was duly adopted by the Mayor and Board of Aldermen of the City of Waveland at their regular meeting held in the City of Waveland on February 7, 1995.

If after your review, you approve of the constitutionality of this Amendment, I would appreciate your forwarding it to the Governor for his approval. I have also enclosed herewith the Certificate of the City Clerk attesting to the fact that all of the requirements of Section 21-17-9 of the Mississippi Code of 1972, as amended, have been complied with.

If you have any questions, please contact me. Thanking you for your usual cooperation, I am,

Sincerely,

GEX AND ARTIGUES



Lucien M. Gex, Jr.

LGM:fs

Enclosures (stated)

cc: John Mason, Mayor
City of Waveland
City Hall
Coleman Ave.
Waveland, MS 39576

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PROVIDING THAT OFFICE OF MAYOR SHALL BE A FULL-TIME POSITION

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WHEREAS, the current City Charter does not specify whether or not the individual acting as Mayor shall function in a full-time capacity or shall function in a part-time capacity and,

WHEREAS, it is the opinion of the Mayor and Board of Alderman of the City of Waveland that due to the increase of the size and complexity of the operation of the City of Waveland, that the position of Mayor should be a full-time position and that the Charter should reflect this fact.

NOW THEREFORE, be it ordained by the Mayor and Board of Alderman of the City of Waveland, that Section 7, of the Charter of the City of Waveland be amended, so as to read as follows:

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BE IT FURTHER ORDAINED, that the City Secretary is authorized and directed to advertise said amendment to the Charter of the City of Waveland in accordance with law and more particularly Section 21-17-9, of the Mississippi Code of 1972, that this amendment take effect after its approval and registration as required by law; and to that end, that said amendment be promulgated as required by law and prepared for approval,

IT IS HEREBY ORDAINED, that said amendment be posted in said City, as required by law.

THE ABOVE AND FOREGOING RESOLUTION, having first been reduced to writing, was submitted to the Mayor and Board of Alderman section by section and having been adopted section by section and then as a whole by the following vote, to-wit:

THOSE VOTING YEAH: Longo, Fleuriet, Smolenski
and Kingston.

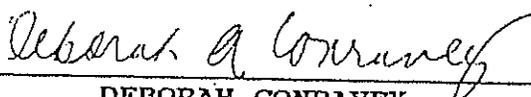
THOSE VOTING NAY: None

That following publication as provided by law, said amendment shall be forwarded to the Governor for approval, if after publication is made one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in the Municipality voting in an election called for that purpose.



JOHN C. MASON, MAYOR

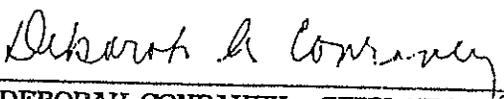
ATTEST:



DEBORAH CONRAVEY,
SECRETARY/ CITY CLERK/ COMPTROLLER

This amendment to the Charter of the City of Waveland, will be submitted to the Governor for approval, provided that if after publication for three (3) weeks in this newspaper, and in three (3) public places, one-tenth of the qualified electors of the Municipality shall not protest against the amendment.

WITNESS MY SIGNATURE, this 7TH day of February, 1995.



DEBORAH CONRAVEY, CITY SECRETARY

I HEREBY CERTIFY THAT THIS IS A TRUE AND EXACT COPY EXCERPTED FROM THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF MAYOR AND ALDERMAN OF THE CITY OF WAVELAND HELD ON FEBRUARY 7, 1995.

WITNESS MY SIGNATURE THIS THE 10TH DAY OF APRIL, 1995.

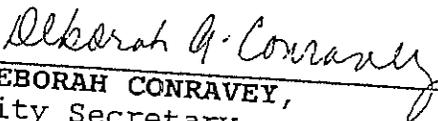


348-211

C E R T I F I C A T E

I, DEBORAH CONRAVEY, City Secretary, do hereby certify, that the attached Amendment to the Special Charter of the City of Waveland, was duly passed at a regular meeting of the Mayor and the Board of Alderman of the City of Waveland at which a quorum was present, on the 7th day of February, 1995. I further certify, that publication was made in a newspaper, The Sea Coast Echo, a newspaper having general circulation in the City of Waveland. And further, that said Amendment and the notice thereof, were posted in three (3) public places in the City of Waveland. I further certify, that more than thirty (30) days have passed since the date of the first publication of the notice of the adoption of this Amendment and that no petition of any kind and protest against the said proposed Amendment has been filed.

WITNESS MY SIGNATURE, this the 10 day of April, 1995.


DEBORAH CONRAVEY,
City Secretary

AMENDMENT TO THE SPECIAL CHARTER OF THE CITY OF WAVELAND
PROVIDING THAT OFFICE OF MAYOR SHALL BE A FULL-TIME POSITION

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THE ABOVE AND FOREGOING RESOLUTION, having first been reduced to writing, was submitted to the Mayor and Board of Alderman section by section and having been adopted section by section and

then as a whole by the following vote, to-wit:

THOSE VOTING YEAH:

THOSE VOTING NAY:

That following publication as provided by law, said amendment shall be forwarded to the Governor for approval, if after publication is made one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in the Municipality voting in an election called for that purpose.



JOHN C. MASON, MAYOR

ATTEST:



DEBORAH CONRAVEY,
SECRETARY/ CITY CLERK/ COMPTROLLER

Do Not Remove

AN AMENDMENT TO THE SPECIAL CHARTER TO THE CITY OF WAVELAND
ABOLISHING THE OFFICE OF TREASURER AND DESIGNATING THE CITY
SECRETARY AS CITY CLERK

WHEREAS, it is the sense of the Board of Mayor and Aldermen of the City of Waveland that the office of Treasurer should be abolished in that the duties of the Treasurer are currently performed by the City Secretary, and

WHEREAS, the City Secretary also functions as the City Clerk and such title should be recognized in the City Charter,

NOW, THEREFORE, be it ordained by the Board of Mayor and Aldermen of the City of Waveland that Section III of the Charter of the City of Waveland as amended so as to read as follows:

SECTION III. There shall be in said Town a Mayor, four Aldermen, a Secretary, who shall also be the City Clerk, who may be an Alderman, and there shall be a Tax Collector and Assessor and a Registrar of Voters and such officers as the town may need.

Be it further ordained that Section IV of the Charter of the City of Waveland be amended so as to read as follows:

SECTION IV. There shall be held in said City a general election for Mayor and four Aldermen on the first Tuesday in December, 1978 and every four years thereafter.

BE IT FURTHER ORDAINED, that Section VI of the Charter of the City of Waveland as amended, be amended so as to read as follows:

SECTION VI. The qualified electors in each ward of said City shall be entitled to elect one Alderman for said ward who shall be a qualified elector of the State of Mississippi and reside in said ward at least thirty days and said elector shall not be permitted to vote for any other candidate residing in any other ward in said City except the Mayor who shall be elected by the entire body of qualified electors or voters of said City.

BE IT FURTHER ORDAINED, that Section VII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION VII. The Mayor and Aldermen shall be qualified electors of the State of Mississippi and shall have resided in said City at least thirty days previous to his election.

BE IT FURTHER ORDAINED, that Section XVII of the Charter of the City of Waveland as amended be amended so as to read as follows:

SECTION XVII. The Mayor and Aldermen elected shall meet at 7:30 P.M. on the first Tuesday of each month and shall hold a second regular meeting on the Wednesday fifteen days following the first Tuesday of each month. At the first meeting after their election, they shall take and subscribe the oath prescribed by the constitution and organize for the discharge of business; at said meeting, the Mayor shall appoint a Secretary, who shall also be the City Clerk, City Attorney, a Registrar of Voters and three Commissioners of election, together with such other subordinate officers as the business of the City may require, whose duties shall be fixed by Ordinance of said Board.

BE IT FURTHER ORDAINED that Section XX of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XX. The Officers of said City shall execute bonds in the following sums, to-wit: The Mayor in the sum of One Thousand Dollars (\$1,000); the Tax Collector in the sum of Ten Thousand Dollars (\$10,000); the Registrar of Voters in the sum of Two Thousand Dollars (\$2,000). Said bonds to be conditioned as required by law for County officers and payable to the City of Waveland and to provide for the faithful performance of the said officers of their respective duties as hereafter provided, as may, from time to time, be provided by Ordinance, and as may hereafter be fixed and prescribed by law.

BE IT FURTHER ORDAINED that Section XXIII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXIII. The Mayor, Aldermen, and Secretary shall receive such salary or compensation as may from time to time be fixed by said Board of Mayor and Aldermen, but when the salary of any such officer has once been fixed, same shall not be changed during the term of office of said officer.

BE IT FURTHER ORDAINED that Section XXXII of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION XXXII. The office of Treasurer is abolished, effective December 5, 1978. The Secretary shall receive and safely keep and pay out according to law all moneys belonging to the Town. He shall keep correct and accurate accounts of all moneys belonging to the Town, He shall keep an accurate account of all disbursements, and shall make report once a month at the regular monthly meeting in writing to the Board of the Finance of the Town. He shall perform all other duties that may be prescribed by Ordinances, and shall pay out money only on Warrants ordered by the Board, signed by the Mayor, and countersigned by him.

**AN AMENDMENT TO THE SPECIAL CHARTER OF THE CITY OF WAVELAND,
MISSISSIPPI CORRECTING THE WARD BOUNDARIES AND MODIFYING THE
POWERS OF THE CORPORATION**

WHEREAS, the Board of Mayor and Aldermen of the City of Waveland (the "Board") believes its powers should be amended and that the ward boundaries of the City Charter should accurately reflect those adopted by City ordinance; and

WHEREAS, it is necessary that the Board's powers be amended to ensure the proper function of the City; and

WHEREAS, it is the good sense of the Board that the City boundaries should be accurately reflected in the City Charter; and

WHEREAS, it is the good sense of the Board that the ward boundaries listed in the City Charter should accurately reflect those adopted by ordinance.

NOW, THEREFORE, be it ordained by the City of Waveland Board of Mayor and Aldermen that Section 1 of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION 1. The boundaries of the City of Waveland are hereby affixed and defined as follows:

Be it further ordained by the City of Waveland Board of Mayor and Aldermen that Section 2 of the Charter of the City of Waveland as amended be amended to read as follows:

SECTION 2. The said City is divided into four (4) wards as follows:

Be it further ordained by the City of Waveland Board of Mayor and Aldermen that Section 25 of the Charter of the City of Waveland as amended be amended to read as follows:

Section 25. POWERS OF CORPORATION. The Board shall have power to purchase and hold real and personal property within its corporate limits for all proper municipal purposes, for parks, cemeteries, hospital, school-house, town hall, House of Correction, water works, electric lights, and sewers. It shall have power to sell and convey real and personal property owned by it, such sales to be made only at public outcry after advertisement, and make such order respecting the same may be deemed conducive to the interest of the municipality and to exercise jurisdiction over same. To make all contracts in writing and to do all other acts in relation to the property and affairs of said Town necessary to the exercise of its corporate powers, and to exercise such other or further powers as may heretofore be conferred by law on it. It shall have the care, management and control of the Town, its property and finances, and shall have power to enact ordinances for the purposes hereinafter named, and such as are not repugnant to the laws of the state to alter, modify and repeal such ordinances. To levy and collect a license tax



upon and regulate all callings, trades and professions, and occupations conducted, pursued, carried on or operated within the limits of the Town. To levy and collect taxes upon all real, personal and mixed property within the Town limits, and for general revenue purposes and for general improvements on the dollar on the assessed valuation of all taxable property within the municipality. To grant exemptions from municipal ad valorem taxation for a period not exceeding 10 years to all manufacturers and other new enterprises except railroads, as provided by State law. To make regulations to secure the general health of the Town to prevent, remove and abate all nuisances, to regulate or prohibit the construction of cess pools, to compel and regulate the connection of all property with sewers and drains, to suppress hog-pens, slaughter houses, and stock yards, to regulate the same and prescribe and enforce regulations for cleaning and keeping said above described matters in order; the keeping and cleaning of warehouses, stables, alleys, yards, private ways and other places where offensive matters are kept or permitted to accumulate; to compel and regulate the removal of garbage and dead animals beyond the Town limits; to compel owners of property adjacent to the walks and ways where dangerous to erect and maintain railways, safe-guards and barriers along the same. To regulate parks, public grounds, depot, depot grounds, places of storage for freight and goods, within the Town limits and to provide for the regulation, construction and passage of railways, street-railways, and other modes of public transportation, thru the streets, alleys, lanes, and public highways and grounds within the said Town, except the exclusive privilege to do so, which shall never be granted. To grant the right for the erection of telegraph, telephone, and electric light posts, poles and wires along any of the streets, alleys, or ways of the Town, and to change, modify, and regulate same. No exclusive privilege for any of the said purposes shall ever be given. To grant to any person or persons the use of the streets, alleys and public grounds for the purpose of laying gas, water, sewer, steam pipes or supplying the Town and its inhabitants, a franchise for which shall never be given for a period of longer than 25 years, nor shall the exclusive privilege ever be granted. To prescribe rules, for weighing and measuring of every commodity sold in said Town, and to appoint an inspector to inspect and condemn coal-oil, naphtha, and other inflammable or combustible fluids used for heating and lighting purposes, when same shall not be of the quality and standard prescribed by ordinance. To provide for the regulation of markets, market houses, meat houses, oyster shops, and to collect a license therefrom.

To make all needed police regulations necessary for the preservation of good order, and peace of the Town; to prevent injury to or destruction of or interference with public or private property. To make and constitute a separate school district. To make and constitute a separate road district. To provide for the election of such other Town officers other than those required by laws, as may be found necessary and to prescribe their duties and their compensation. To provide for the removal of officers, and discharge of employees for misconduct, incompetency, or neglect of duty and for their trial before the Mayor. To appropriate money for the current expenses of the Town. To meet current expenses, the Board may borrow money, but in so doing, the debt so incurred, added to the current debts of the year, shall not exceed the sum which the levy for taxes for the year shall amount to. The Mayor shall appoint one of the Aldermen at the first meeting of the Board after their election and qualification to be Mayor pro-tem and shall preside at all meetings and perform all the duties of the Mayor in his absence or disability, and in the absence to preside temporarily and perform the duties of the Mayor.

To cause to be constructed and maintained sidewalks, materials, plans, specifications, and grade to be obtained from the Board and the same to be made and repaired at the expense of the owner. To close and vacate any street or alley or any part thereof. To exercise the right of eminent domain in the laying out of streets, avenues, alleys, parks and sidewalks, in straightening or widening the streets or changing of the grade thereof, and the construction of sidewalks, sewers and other needed repairs and improvements, and for the purpose of perfecting its drainage system; to exercise full jurisdiction over all streets, sidewalks, sewers, parks and other public places, to open, lay out and construct same, to repair, maintain, pave, sprinkle, clean, adorn, light same with gas or otherwise. To prohibit and suppress slaughter houses, houses of prostitution, disreputable houses, games and gambling houses, dance houses, keno rooms, desecration of the Sabbath day, and all kinds of indecency or other disorderly practice, disturbance of the peace, and to provide for the punishment of persons engage therein.

To erect, purchase, or rent a Town Hall, school houses and all other Town buildings. To erect, maintain and build Town prison, to regulate the keeping of same and the prisoners therein. To provide for the working of the streets, alleys and other public places in said Town by persons connected with violating Town ordinances. To aid and encourage the establishment of factories, gas and water works, and other enterprises of public utility, other than railroads.

To pass all ordinances and to enforce the same by fine not exceeding one thousand dollars or imprisonment not exceeding six months or both subject to an appeal to the Circuit Court of the county.

UPON MOTION of Alderman Kidd moved to adopt this amendment, duly seconded by Alderman Lafontaine, the aforesaid amendment was put to a roll call vote with the Aldermen voting as follows:

	Lili Stahler	Voted	Yea
Serving as Mayor Pro-Tem,	Ricky Geoffrey	Voted:	N/A
	Shane Lafontaine	Voted:	Yea
	Mark Kidd	Voted:	Yea

APPROVED AND ADOPTED by the Board of Mayor and Aldermen of the City of Waveland, Hancock County, Mississippi on the 7th day of June, 2011.

Notice is hereby given that the Board of Mayor and Aldermen of the City of Waveland, did at their regular meeting held at the City of Waveland Community Center with the City of Waveland, held on June 7, 2011, did adopt the following amendment to the Special Charter of the City of Waveland:

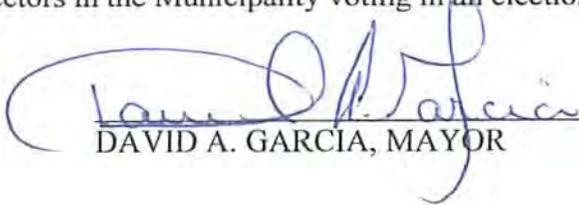
THE ABOVE AND FOREGOING RESOLUTION, having first been reduced to writing, was submitted to the Board of Mayor and Aldermen section by section and having been adopted section by section and then as a whole by the following vote, to-wit:

THOSE VOTING YEA: Stahler, Lafontaine, Kidd

THOSE VOTING NAY: None

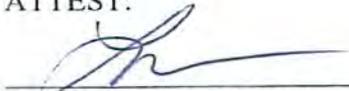
SERVING AS PRO-TEM MAYOR: Geoffrey

That following publication as provided by law, said amendment shall be forwarded to the Governor for approval, if after publication is made one-tenth of the qualified electors shall protest against the proposed amendment, said amendment shall not be approved until submitted to and ratified by a majority of the electors in the Municipality voting in an election called for that purpose.



DAVID A. GARCIA, MAYOR

ATTEST:



Lisa Planchard, City Clerk

This amendment to the Charter of the City of Waveland, will be submitted to the Governor for approval, provided that if after publication for three (3) weeks in this newspaper, and in three (3) public places, one-tenth of the qualified electors of the Municipality shall not protest against the amendment.



Lisa Planchard, City Clerk

I hereby certify that this is a true and correct copy excerpted from the minutes of the regular meeting of the Board of Mayor and Aldermen of the City of Waveland held on June 7, 2011.

Witness my signature on this the 8th day of June, 2011.



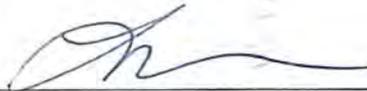
Lisa Planchard, City Clerk



CERTIFICATE

I, Lisa Planchard, City Clerk, do hereby certify that the attached amendment to the Special Charter of the City of Waveland was duly passed at a regular meeting of the Board of Mayor and Aldermen of the City of Waveland at which a quorum was present on the 7th day of June, 2011. I further certify that publication was made in newspaper, The Sea Coast Echo, a newspaper having general circulation in the City of Waveland. And further, that said amendment and the notice thereof were posted in three (3) public places in the City of Waveland. I further certify that more than thirty (30) days have passed since the date of the first publication of the notice of the adoption of this amendment and that no petition of any kind and protest against the said proposed amendment has been filed.

WITNESS MY SIGNATURE on this the 8th day of June, 2011.



Lisa Planchard, City Clerk

This is to certify that this is a true
and correct copy of this document
on file with the City of Waveland,
City Clerk's Office



