

ORDINANCE NO. 1

AN ORDINANCE OF THE VILLAGE OF CASTLEFORD, TWIN FALLS COUNTY, IDAHO, INCORPORATING SAID VILLAGE AND ORGANIZING A VILLAGE GOVERNMENT UNDER AND BY VIRTUE OF AN ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF TWIN FALLS COUNTY, IDAHO: ADOPTING A CORPORATE SEAL: DESIGNATING THE OFFICERS OF THE SAID VILLAGE; FIXING THEIR TERM OF OFFICE AND DEFINING THEIR DUTIES; PROVIDING FOR THE PASSAGE OF ORDINANCES AND RESOLUTIONS; AND PROVIDING FOR THE PUBLISHING OF ORDINANCES; PROVIDING WHEN THEY SHALL TAKE EFFECT; PROVIDING FOR THE PUBLICATION OF THIS ORDINANCE, AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT FROM AND AFTER ITS PASAGE, APPROVAL AND PUBLICATION.

WHEREAS, a majority of the taxable inhabitants of the Village of Castleford, Idaho, heretofore not incorporated, presented to the Board of County Commissioners of Twin Falls County, Idaho, a petition praying that said Commissioners incorporate the Village of Castleford, designating the name thereof, and designating by metes and bounds the lands to be included in said village, and,

WHEREAS, the Board of County Commissioners of said County did, on the 16th day of April, 1941, make and order incorporating said Village and designating the name thereof to be the Village of Castleford, Twin Falls County, Idaho, and declaring that certain lands be included within said Village, and

WHEREAS, the County commissioners did in said order name the following persons as trustees of said Village, and designated that they should hold their offices and perform all the duties required of them by law until the election and qualification of their successors, at the time and in the manner as provided by law;

- William Rosencrantz
- Fred Pinkston
- Dell Hudson
- Charles Shorthouse, and
- John Harrison;

Be IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILAGE OF CASTLEFORD, TWIN FALLS COUNTY, IDAHO;

Section 1. That the Board of Trustees of the Village of Castleford Twin Falls County, Idaho, do hereby accept the order of the Board of County Commissioners, made and entered on the 16th day of April, 1941, incorporating the Village of Castleford, Twin Falls County, Idaho, and appointing the Board of Trustees thereof, and do hereby declare that said Village shall, from and after the making and entering of said order by the said Board of County Commissioners, be and become a body politic and corporate, with all rights, powers and immunities granted to villages by the laws of the State of Idaho; and that it shall have jurisdiction over the property described in said order of said Board of County Commissioners, and described as follows, to wit:

Beginning at the common corner of Sections 25 and 26, Township 10 S., R. 13 E. B. M., and Sections 30 and 31, Township 10 S. R. 14 E. B. M; thence West along the South line of said Section 25, 330 feet; thence North at right angle to said Section line, 680 feet; thence West parallel to said Section line, 1380 feet; thence South at right angles to the South line of said section 25, 20 feet; thence West parallel to said Section line, 270 feet to the northwest corner of the $W\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4} SE\frac{1}{4}$ of said Section 25; thence South 660 feet along the West line of said $W\frac{1}{2} SE\frac{1}{4} SW\frac{1}{4} SE\frac{1}{4}$ of said Section 25 to the South line of said Section 25; thence East along said South line of said Section 25, 270 feet; thence South at right angles to the south line of said Section 25, 680 feet; thence East parallel to said Section line, 1380 feet; thence north at right angles to said Section line 680 feet, to a point from which point of beginning bears East along the South line of said Section 25, 330 feet.

SECTION 2. The corporate seal of the Village of Castleford, Idaho shall be circular in form, with inner and outer circles. The outer circle to be one and seven-eighths (1 7-8) inches in diameter, and the inner circle one and three sixteenths (1 3-16) inches in diameter. It shall bear in the space between the circles, "Village of Castleford, Twin Falls County, Idaho", and within the space within the inner circle, the word, "Seal,"

Section 3 .

Section 3. The seal, the impression of which is described in Section 2, of this ordinance, is adopted and declared to be the seal of the Village of Castleford, Twin Falls County, Idaho.

Section 4. The officers of said Village shall be a Board of Trustees consisting of five members, a Village Clerk, a Village Treasurer, a Village Marshal, a Water Superintendent and a Superintendent of Streets, and a Village Attorney.

Section 5. The Board of Trustees shall, after the first board appointed by the Board of County Commissioners, be elected by the qualified voters of the Village at a biennial election, to be held at the time and in the manner provided by law, and shall hold office for a term of four years or until their successors are elected and qualified.

Section 6. All officers of the said Village, excepting the Board of Trustees, shall be appointed by the Board of Trustees, and shall hold office for a term of two (2) years, unless appointed for a shorter period, or removed by the Board of Trustees.

Section 7. The Village Clerk shall be the legal keeper of the records of said Village and of the corporate seal; and shall deliver to any person requesting the same a copy of any portion of such records requested, certified by his signature as Village Clerk, over the seal of the Village, Provided, however that the Clerk shall charge and receive for preparation and certification of such copy, fees as follows; For each 100 words or fraction thereof, 30 cents; for affixing the corporate seal, 50 cents.

Section 8. The Clerk shall also keep the original ordinances and resolutions passed by the Village in a book provided for that purpose; shall a register of warrants drawn upon the Treasurer, showing the number, date, and amount of the warrants, the name of the payee and for what drawn; and upon a return of the cancelled warrants by the Treasurer and the filing by the Clerk, he shall note in the register of warrants the date of their return and filing.

Section 9. The Village Clerk shall attend each meeting of the Board of Trustees and keep minutes of all their proceedings in a minute book provided for that purpose, and present the same to the next regular meeting of the Board for approval or correction. He shall receive all moneys paid to the Village and shall pay the same over to the Treasurer promptly, and taking his receipts therefor; and shall keep the financial accounts of the Village, and at the first regular meeting of each month shall make a report to the Board of Trustees of the receipts and disbursements during the preceding month, together with a statement of each fund of the Village, showing the balance on the first of the preceding month, the transactions during the month, and the balance at the close of the month. He shall issue all licences under the ordinances of the Village, as ordered by the Board, upon receipt of the fee provided therefor. He shall keep a record of all outstanding bonds of the Village, showing the number and amount of each, and to whom issued; and shall perform such other duties as required by law, or assigned to him by the Board of Trustees.

Section 10. The Village Clerk shall be ex-officio police judge.

Section 11. The Village Treasurer shall be official custodian of all moneys of the Village and for local improvement districts formed within the Village. All moneys in the custody of the Treasurer shall be by him deposited in such bank or banks as the Board of Trustees shall designate as a depository or depositories for the Village, as required by the public depository law of the State of Idaho. He shall pay out the money in his custody only on warrants signed by the Chairman of the Board of Trustees and Village Clerk, with the Village seal affixed thereto. He shall keep a register of all warrants received by him, showing the number, date and amount called for by each, the name of the payee and for what and on what fund drawn, the date of payment, the date of presentation, if not paid when first presented, and the amount paid thereupon, including any interest paid. Should any warrant be presented to the Treasurer for the payment of which there are not sufficient moneys, the Treasurer shall stamp, or endorse on said warrant, over his signature, the words, "presented and not paid for want of funds on this _____ day of _____ 19__" Whenever there shall be in any fund against which there are outstanding warrants which have been presented for payment, not paid, and stamped as before stated, sufficient moneys to pay one or more of such registered warrants, together with the interest thereon, the Treasurer shall call such warrants in the order of their presentation and registry. Call of registered warrants shall be made by posting a notice at the office of the Village Treasurer, containing the number of the warrants called, a statement that the same are called for payment, and that interest thereon shall cease five (5) days after the date of the call.

All warrants, when paid by the Treasurer shall be cancelled and marked paid, with the date of payment, and shall be returned to the Village Clerk. The Treasurer shall make a monthly reports to the Board Of Trustees, showing the balance of all money in his hands, the amount of each fund, and also where the same are deposited, the securities for each deposit, as of the close of the next preceeding month, and the amount of receipts to and disbursements from each fund during the preceeding month.

Section 12. The judicial powers of the Village shall be vested in the Police Judge, and the exclusive original jurisdiction of cases arising under the Village ordinances shall be in the Police Court. The rules of practice and methods of procedure in the police court shall be the same as provided by law for Justice Courts; and shall have concurrent jurisdiction with the Justice of the Peace of Castleford Precinct, Twin Falls County, Idaho. The police judge will report to the Board of Trustees each month the cases filed in his court, together with the disposition thereof, the fines imposed, the amounts collected, and the number and extent of commitments issued. The police judge shall pay over to the Village clerk, not later than the time of filing his monthly report, all moneys received by him in his court.

Section 13. The Village Marshall shall have the management of all matters relating to the police department; the care, custody and control of the police department and its records. He Village Marshal shall preserve the peace of the Village, ~~issu~~/order safety, and cleanliness; and shall enforce the ordinances and orders of the Board Of Trustees, and shall be ex-officio fire marshal; and it shall be his duty to enforce all ordinances pertaining to the protection of the Village from fire; and he shall perform such other duties as shall be directed by the Board of Trustees.

Section 14. The Village Marshal shall be ex-officio Water Superintendent and Superintendent of Streets; and as Water Superintendent shall have control of all the property of the water department of the Village, and shall have the power to keep the water plant of the Village clean, free from debris or contamination, and shall have jurisdiction of the use of the water of said system; and shall enforce all ordinances of the Village of Castleford governing the water system. As Superintendent of Streets, he shall have ~~the~~ control of all streets and alleys of the Village, and shall have the power to keep the same clean and free from obstructions, and to designate the use thereof by the public; and shall enforce all ordinances of the Village governing the streets and alleys.

Section 15. All ordinances of the Village of a general or permanent nature shall be written or printed and presented to a regular or a special meeting of the Board Of Trustees by a member thereof at the call for which the provision for presentation for such ordinance ~~is~~/is made.

Section 16. Every ordinance shall be fully and distinctly read on three different days, unless three-fourths of the Board of Trustees shall dispense with the rule. An ordinance shall contain no subject which shall not be clearly expressed in its title.

Section 17. On the passage or adoption of every ordinance or resolution, the Yeas and Nays shall be called and recorded; and to pass or adopt the same a concurrence of a majority of the whole number of the Board of Trustees shall be required.

Section 18. When any ordinance or resolution is passed, it shall be signed by the Chairman of the Board of Trustees and by the Clerk, with the date of its adoption or passage added thereto.

Section 19. All ordinances of a general nature, passed and by the Board of Trustees, shall, before they take effect, and within one month after their passage, be published in one issue of a newspaper having general circulation in the Said Village.

Section 20. This Ordinance shall be in force and take effect from and after its passage, approval and publication in one issue of the Buhl Herald; a newspaper having a general circulation in the Village of Castleford, Idaho.

Passed this 2 day of May 1941
Approved this 2 day of May 1941

Signe 00

Wm. E. E. Welch
Village Clerk

Signed William Dawson
Chairman of the Board Of Trustees